

ordinance. Notwithstanding the provisions of [§ 197 of this article] § 11-507 OF THIS SUBTITLE, the county commissioners may in their discretion use all or any part of the dog license tax for the establishment and maintenance of a pound, and for the collection, care, or destruction of dogs. The county commissioners are further authorized and empowered to appoint dog wardens and to provide compensation therefor, who shall have all the powers of a peace officer who may sell and issue dog licenses, and take into custody and dispose of stray, injured, unlicensed, diseased or vicious dogs in accordance with rules and regulations of the county commissioners and pursuant to this subsection. The county commissioners are further authorized and empowered to provide dog pounds wherein dogs seized by dog wardens may be placed or, in the discretion of the commissioners to enter into agreement with adjacent counties for the establishment of a dog pound to serve all of the counties. The commissioners are further authorized to pay any expenses arising from the operation of this subsection. This subsection shall not be operative or effective within the corporate limits of any incorporated town or city within either county unless and until the governing body thereof shall indicate by resolution its intention to be governed by the provisions of this subsection.

(2) Any dog owner violating the rules and regulations provided for in [the preceding] paragraph (1) OF THIS SUBSECTION, in Worcester County, is guilty of a misdemeanor and upon conviction thereof will be subject to a fine of not more than [twenty-five dollars (\$25.00)] \$25 for the first offense or a fine of not more than [one hundred dollars (\$100.00)] \$100 for each additional offense.

(k) In Charles and St. Mary's counties the provisions of [§ 194(e) of this subtitle] SUBSECTION (E) OF THIS SECTION shall be deemed to apply to the extent that they are reasonably applicable to the regulation and control of every domestic animal, including but not limited to dogs, and to every wild animal kept in captivity. In lieu of the penalties otherwise prescribed in this subtitle, the county commissioners are authorized to establish penalties for violation of rules and regulations passed pursuant to the powers granted under [§ 194(e)] SUBSECTION (E) OF THIS SECTION, not to exceed a fine of [\$1,000.00,] \$1,000 or imprisonment for [one] 1 year, or both, as to each offense.

REVISOR'S NOTE: Chapter ____, Acts of 1992, which enacted the Business Regulation Article, also amended these subsections to correct cross-references and to make other stylistic changes.

197.

(a) (1) For the purposes of [Sections 197 and 198] THIS SECTION AND § 11-508 of this [article] SUBTITLE, "person" means an individual, receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind and any partnership, firm, association, corporation, or other entity.

(2) All moneys arising from the dog licenses or taxes shall be kept in a separate fund by the treasurer of the respective counties, or tax collecting office thereof, and shall be used for the payment of damages for the injury and killing of sheep, poultry or other livestock in the respective counties, according to the procedures set out in [§ 198 of this article] § 11-508 OF THIS SUBTITLE.