

CITY OF WICHITA POTENTIALLY DANGEROUS DOG AND DANGEROUS DOG INFORMATION SHEET

BASIS The Supervisor of Animal Services or designee, may, without a public hearing and based on the facts available to him or her, declare a dog to be dangerous or potentially dangerous based on any one of the following guidelines:

1. The nature of any attack committed or wound inflicted by the animal and the need to put the community and owner on notice that the dog has displayed the propensity to inflict wounds or engage in aggressive or menacing behavior; or
2. The past history and seriousness of any attacks or wounds inflicted by the animal; or
3. The dog has exhibited an aggressive and vicious propensity toward persons or domestic animals and is capable of inflicting serious physical harm or death or damage to property; or
4. The conditions under which the animal is kept and maintained which could contribute to, encourage, or facilitate aggressive behavior, such as, but not limited to, allowing the animal to run at large, tethering in excess of legal limits as defined in this chapter, physical property conditions, presence of young children, the elderly, or infirm within or residing near the home, any past violations of this chapter, and/or failing to provide proper care, food, shelter, or water; or
5. Whether the dog was owned or harbored primarily or in part for the purpose of dog fighting, or any dog trained for dog fighting;
6. In determining whether to deem a dog dangerous, the factfinder may consider potentially mitigating circumstances such as whether the bite or scratch was made in a playful manner without any sign of aggression or whether it was a response to pain, abuse, criminal trespass, and intentional provocation.

Potentially Dangerous Dog Definition: A minor bite, nip, scratch or abrasion where skin contacts may be evident but no vertical puncture would exist; an attack without an actual bite, which inhibits movement and/or otherwise qualifies as an “attack”. The designation can be removed after 24 months at the discretion of the Animal Services supervisor or his/her designee.

Dangerous Dog Definition:

Level 1-Any attack as defined by Section 6.04.010 or bite in an aggressive manner that pierces the skin; or any attack or bite subsequent to being deemed dangerous or potentially dangerous on a prior occasion. The designation can be removed after 36 months at the discretion of the Animal Services Supervisor or his/her designee.

Level 2- Any bite that requires medical attention; or any bite that includes deep punctures or bruising even when no medical attention is sought; or any attack or bite incident involving predatory aggressive behavior toward a human or other domesticated animal while running at large, including, but not limited to: chasing, stalking, circling, inhibiting movement, predatory or aggressive pack behavior; or any bite subsequent to being deemed dangerous or potentially dangerous on a prior occasion. The designation can never be removed for a Level 2 dog.

LEGAL

REFERENCE Chapter 6.04, Code of the City of Wichita, Kansas.

REGULATIONS **Applied to both Potentially Dangerous Dogs and Dangerous Dogs Levels 1 and 2:**

Owner shall provide a copy of the current City of Wichita Dog License along with application.

Owner shall allow Animal Services access to the property where the dangerous animal is being harbored for inspections and to insure compliance for the duration of the life of the animal.

Owner shall be required to implant a microchip into the potentially dangerous dog traceable to the dog and the current owner. Upon completion of the implanted microchip, the owner must provide documentation to Animal Services.

Owner shall display in a prominent place at the entrance to his/her premises a sign purchased from Animal Services indicating there is a dangerous dog on the premises. An additional sign also from Animal Services is required to be posted on the secure enclosure in which the dog is harbored.

Owner shall notify Animal Services in writing a minimum of seven (7) days prior to any change in the address of the owner or location of the dog.

Owner may be required to:

- Attend an approved education course, canine aggression workshop, or management plan
- Sterilize the animal in question within 30 days
- Provide safety equipment
- Carry liability insurance in the amount of at least \$100,000.00

Applied to Dangerous Dogs Levels 1 and 2:

Owner must not allow the dangerous dog outside the secure enclosure, as defined in section 6.04.010, unless restrained by a chain or leash, no more than four (4) feet in length, and under physical restraint by a person who is eighteen years or older and possesses sufficient physical strength to control the dog.

Owner must securely muzzle the dog if allowed outside the secure enclosure. The muzzle shall be made and used in a manner that will not cause injury to the dog, but shall prevent the dog from biting any human or animal.

Non-transferable.

**ENFORCING
AUTHORITY**

Wichita Police Animal Services

FEES

Potentially Dangerous Dog	\$ 50.00
Dangerous Dog.....	\$ 300.00

Allow 30 days for approval.