

## **COLLARS, HARNESES, AND LEASHES ON DOGS IN PUBLIC PLACES**

### **Act 82 of 1981**

AN ACT to prohibit a person from representing that he or she is in possession of a service animal in public places, unless that person is a person with a disability; and to prescribe penalties.

**History:** 1981, Act 82, Imd. Eff. July 1, 1981 ;-- Am. 1984, Act 111, Imd. Eff. May 24, 1984 ;-- Am. 2015, Act 147, Eff. Jan. 18, 2016

*The People of the State of Michigan enact:*

#### **752.61 Definitions.**

##### **Sec. 1.**

As used in this act:

(a) "Person with a disability" means a person who has a disability as defined in section 12102 of the Americans with disabilities act of 1990, 42 USC 12102 and 28 CFR 36.104.

(b) As used in subdivision (a), "person with a disability" includes a veteran who has been diagnosed with 1 or more of the following:

(i) Post-traumatic stress disorder.

(ii) Traumatic brain injury.

(iii) Other service-related disabilities.

(c) "Service animal" means all of the following:

(i) That term as defined in 28 CFR 36.104.

(ii) A miniature horse that has been individually trained to do work or perform tasks as described in 28 CFR 36.104 for the benefit of a person with a disability.

(d) "Veteran" means any of the following:

(i) A person who performed military service in the armed forces for a period of more than 90 days and separated from the armed forces in a manner other than a dishonorable discharge.

(ii) A person discharged or released from military service because of a service-related disability.

(iii) A member of a reserve branch of the armed forces at the time he or she was ordered to military service during a period of war, or in a campaign or expedition for which a campaign badge is authorized, and was released from military service in a manner other than a dishonorable discharge.

**History:** 1981, Act 82, Imd. Eff. July 1, 1981 ;-- Am. 1984, Act 111, Imd. Eff. May 24, 1984 ;-- Am. 2015, Act 147, Eff. Jan. 18, 2016

#### **752.62 Possession of service animal; false representation.**

##### **Sec. 2.**

A person shall not falsely represent that he or she is in possession of a service animal, or a service animal in training, in any public place.

**History:** 1981, Act 82, Imd. Eff. July 1, 1981 ;-- Am. 1984, Act 111, Imd. Eff. May 24, 1984 ;-- Am. 2015, Act 147, Eff. Jan. 18, 2016

#### **752.63 Violation as misdemeanor; penalty.**

Sec. 3.

A person who knowingly violates this act is guilty of a misdemeanor punishable by 1 or more of the following:

- (a) Imprisonment for not more than 90 days.
- (b) A fine of not more than \$500.00.
- (c) Community service for not more than 30 days.

**History:** 1981, Act 82, Imd. Eff. July 1, 1981 ;-- Am. 2015, Act 147, Eff. Jan. 18, 2016

**752.64 Telephone complaint hotline; use; referral to law enforcement agency.**

Sec. 4.

The department of civil rights shall use its existing telephone complaint hotline to receive reports of a person falsely representing that he or she is in possession of a service animal or a service animal in training. The department may refer an alleged violation of this act to the appropriate law enforcement agency for investigation.

**History:** Add. 2015, Act 147, Eff. Jan. 18, 2016