

HB1084_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Rural Affairs & Agriculture.HB20-1084 be amended as follows:

- 1 Amend printed bill, page 3, line 20, strike "cats," and substitute "cats
2 from unapproved sources,".
- 3 Page 3, strike lines 25 through 27 and substitute "and maintain an
4 unlimited number of animals, stack enclosures on top of each other, deny
5 dogs exercise, breed dogs and cats as many times as".
- 6 Page 4, line 15, strike "Prohibiting" and substitute "Restricting".
- 7 Page 5, lines 13 and 14, strike "to attract consumers." and substitute "or
8 selling dogs and cats from breeders that meet PACFA standards of care.".
- 9 Page 6, line 16, before "SHALL" insert "REQUIRED TO BE LICENSED
10 PURSUANT TO THIS ARTICLE 80 AND RULES PROMULGATED IN
11 ACCORDANCE WITH THIS ARTICLE 80".
- 12 Page 6, strike line 22.
- 13 Renumber succeeding subparagraphs accordingly.
- 14 Page 7, strike lines 1 and 2 and substitute "THE DOG OR CAT TO RUN AND
15 PLAY.".
- 16 Page 7, lines 8 and 9, strike "ONCE PER CALENDAR YEAR OR MORE THAN".
- 17 Page 7, strike lines 18 through 23 and substitute:
- 18 "(f) FAIL TO MAKE REASONABLE, GOOD-FAITH EFFORTS TO REHOME
19 A DOG OR CAT THAT THE BREEDER NO LONGER WISHES TO RETAIN, UNLESS
20 A LICENSED VETERINARIAN DETERMINES AND DOCUMENTS THAT THE DOG
21 OR CAT DISPLAYS SEVERE BEHAVIORAL ISSUES OR IS SICK OR INJURED".
- 22 Page 8, line 1, after "(3)" insert "(a)".
- 23 Page 8, line 2, after "BREEDER" insert "FOR THE PURPOSE OF BEING KEPT
24 AS A PET ANIMAL".
- 25 Page 8, strike lines 6 and 7 and substitute "COMMISSIONER.
26 (b) THE PROHIBITION IN SUBSECTION (3)(a) OF THIS SECTION:
27 (I) INCLUDES AN OFFER FOR SALE OVER THE INTERNET; AND
28 (II) DOES NOT APPLY TO A CANINE HOBBY BREEDER FACILITY OR

1 A FELINE HOBBY BREEDER FACILITY."

2 Page 8, strike lines 12 through 24 and substitute "NOT PROHIBIT THE:

3 (a) DISPLAY OR ADOPTION OF DOGS OR CATS BY AN ANIMAL
4 SHELTER OR PET ANIMAL RESCUE;

5 (b) DISPLAY OF DOGS OR CATS AS PART OF A STATE OR COUNTY
6 FAIR EXHIBITION, 4-H PROGRAM, OR SIMILAR EXHIBITION; OR

7 (c) DISPLAY OR SALE OF DOGS THAT WILL BE PRIMARILY USED IN
8 LIVESTOCK FARMING ACTIVITIES.

9 (5) A PET STORE SHALL NOT SELL OR OFFER FOR SALE A DOG OR
10 CAT UNLESS THE PET STORE:

11 (a) OBTAINS THE DOG OR CAT FROM A BREEDER WHO IS LICENSED
12 PURSUANT TO THIS ARTICLE 80 OR OTHERWISE MEETS OR EXCEEDS THE
13 REQUIREMENTS OF DOG BREEDERS OR CAT BREEDERS IN THIS ARTICLE 80
14 AND RULES PROMULGATED IN ACCORDANCE WITH THIS ARTICLE 80;

15 (b) RETAINS RECORDS DEMONSTRATING COMPLIANCE WITH THIS
16 SUBSECTION (5), INCLUDING A SIGNED AFFIDAVIT FROM EACH BREEDER
17 FROM WHICH THE PET STORE OBTAINS A DOG OR CAT DECLARING THE
18 FACILITY MEETS OR EXCEEDS THE REQUIREMENTS OF DOG BREEDERS OR
19 CAT BREEDERS IN THIS ARTICLE 80 AND RULES PROMULGATED IN
20 ACCORDANCE WITH THIS ARTICLE 80. THE AFFIDAVIT MUST BE IN THE
21 FORM AND MANNER DETERMINED BY THE COMMISSIONER.

22 (c) POSTS ON THE CAGE OF ENCLOSURE OF EACH DOG OR CAT
23 OFFERED FOR SALE THE NAME, CITY, AND STATE OF THE DOG OR CAT
24 BREEDER, AND THE BREEDER'S PET ANIMAL FACILITY LICENSE NUMBER, IF
25 THE BREEDER IS LICENSED PURSUANT TO THIS ARTICLE 80, OR ANY
26 APPLICABLE OUT-OF-STATE OR FEDERAL LICENSE NUMBERS."

27 Page 9, after line 7 insert:

28 "(9) NOTHING IN THIS SECTION PROHIBITS THE GOVERNING BODY
29 OF A CITY, COUNTY, OR CITY AND COUNTY FROM ADOPTING STANDARDS
30 MORE STRINGENT THAN THE STANDARDS IN THIS SECTION.

31 (10)(a) NOT LATER THAN SEPTEMBER 1, 2022, THE COMMISSIONER
32 SHALL SUBMIT A WRITTEN REPORT TO THE HOUSE COMMITTEE ON RURAL
33 AFFAIRS AND AGRICULTURE AND THE SENATE COMMITTEE ON
34 AGRICULTURE AND NATURAL RESOURCES, OR THEIR SUCCESSOR
35 COMMITTEES.

36 (b) THE REPORT MUST DETAIL THE FOLLOWING INFORMATION,
37 BASED ON DATA AVAILABLE FOR THE FIRST YEAR AFTER THE EFFECTIVE
38 DATE OF THIS SECTION:

39 (I) THE NUMBER OF COMPLAINTS RECEIVED BY THE DEPARTMENT
40 FOR VIOLATIONS OF THIS SECTION; AND

1 (II) THE NUMBER OF PEOPLE AND FACILITIES CITED BY THE
2 COMMISSIONER FOR VIOLATING THIS SECTION, DISTINGUISHED BY TYPE OF
3 PERSON OR FACILITY."

4 Page 9, line 9, strike "January" and substitute "June".

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