

HOUSE BILL No. 5095

October 23, 2013, Introduced by Reps. McCready, Poleski, Kosowski, Santana, Kesto, Callton, LaVoy, Foster, Yonker, Jacobsen, Barnett and Roberts and referred to the Committee on Regulatory Reform.

A bill to amend 1969 PA 287, entitled

"An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies,"

by amending the title and sections 1, 5a, 6, 7, and 9a (MCL 287.331, 287.335a, 287.336, 287.337, and 287.339a), the title and sections 1, 6, and 7 as amended and section 9a as added by 1997 PA 7 and section 5a as added by 1980 PA 214, and by adding sections 8b and 8c; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

TITLE

An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies; AND

1 **TO REPEAL ACTS AND PARTS OF ACTS.**

2 Sec. 1. As used in this act:

3 (a) "Adoption" means a transfer of ownership, with or without
4 remuneration, of a dog, cat, or ferret from an animal control
5 shelter or animal protection shelter to an individual for the
6 purpose of being a companion animal for that individual. As used in
7 this subdivision, a companion animal includes but is not limited to
8 a dog that is used for hunting or as a guard dog.

9 (b) "Alteration" means a professional sterilization procedure
10 performed by a veterinarian that renders a dog, cat, or ferret
11 incapable of reproducing.

12 (c) "Altered", in reference to a dog, cat, or ferret, means
13 having undergone alteration.

14 (d) "Animal" means a mammal except livestock as **THAT TERM IS**
15 defined in **SECTION 1 OF** 1937 PA 284, MCL 287.121, ~~to 287.131,~~ and
16 rodents.

17 (e) "Animal control shelter" means a facility operated by a
18 municipality for the impoundment and care of animals that are found
19 in the streets or at large, animals that are otherwise held due to
20 the violation of a municipal ordinance or state law, or animals
21 that are surrendered to the animal control shelter.

22 **(F) "ANIMAL HOLDING FACILITY" MEANS AN ANIMAL CONTROL SHELTER**
23 **OR AN ANIMAL PROTECTION SHELTER, OR AN AUTHORIZED AGENT OF AN**
24 **ANIMAL CONTROL SHELTER OR AN ANIMAL PROTECTION SHELTER.**

25 **(G) ~~(f)~~** "Animal protection shelter" means a facility operated
26 by a person, humane society, society for the prevention of cruelty
27 to animals, or any other ~~nonprofit~~ organization for the care of

1 homeless animals.

2 (H) ~~(g)~~—"Cat" means a domestic cat of any age of the species
3 ~~felis~~**FELIS** catus.

4 (I) ~~(h)~~—"Department" means the state department of agriculture
5 **AND RURAL DEVELOPMENT.**

6 (J) ~~(i)~~—"Director" means the director of the department or his
7 or her authorized representative.

8 (K) ~~(j)~~—"Dog" means a domestic dog of any age of the species
9 ~~canis~~**CANIS** familiaris.

10 (L) **"EUTHANASIA" MEANS THE PRODUCTION OF THE HUMANE DEATH OF AN**
11 **ANIMAL THROUGH INSTANTANEOUS UNCONSCIOUSNESS AND IMMEDIATE DEATH**
12 **CONSISTENT WITH THE CURRENT GUIDELINES OF THE AMERICAN VETERINARY**
13 **MEDICAL ASSOCIATION ON EUTHANASIA OR AN EQUIVALENT PROTOCOL AS**
14 **APPROVED BY THE DIRECTOR AND IN ACCORDANCE WITH THE LAWS OF THIS**
15 **STATE.**

16 (M) ~~(k)~~—"Ferret" means an animal of any age of the species
17 ~~mustela~~**MUSTELA** furo.

18 ~~—— (l) "Health certificate" means a certificate in a form~~
19 ~~prescribed by the department in which a veterinarian attests to the~~
20 ~~age, sex, breed, and description of an animal, and to the fact that~~
21 ~~at the time of preparation of the certificate, the veterinarian~~
22 ~~examined the animal and found the animal free from visual evidence~~
23 ~~of communicable disease.~~

24 (N) **"HOLDING PERIOD" MEANS THE MINIMUM PERIOD OF TIME, IN**
25 **DAYS, AFTER AN ANIMAL'S INTAKE INTO AN ANIMAL HOLDING FACILITY'S**
26 **INVENTORY FOR WHICH THE ANIMAL MUST BE HELD PRIOR TO BEING MADE**
27 **AVAILABLE FOR ADOPTION, EUTHANASIA, TRANSFER, SALE, OR OTHER**

1 DISPOSITION. FOR PURPOSES OF THIS SUBDIVISION, A DAY IS A TIME
2 PERIOD OF NOT LESS THAN 24 HOURS DURING WHICH AN ANIMAL HOLDING
3 FACILITY IS ACCESSIBLE TO THE OWNER OF AN ANIMAL FOR ANY PORTION OF
4 THAT 24-HOUR PERIOD FOR THE PURPOSE OF RECLAIMING HIS OR HER ANIMAL
5 FROM THE ANIMAL HOLDING FACILITY.

6 (O) "INTACT DOG" MEANS A DOG THAT HAS NOT BEEN ALTERED.

7 (P) "LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL" MEANS A
8 FACILITY WHERE MORE THAN 15 FEMALE INTACT DOGS OVER THE AGE OF 4
9 MONTHS ARE HOUSED OR KEPT FOR THE PURPOSE OF BREEDING.

10 (Q) ~~(m)~~ "Municipality" means a county, city, village, or
11 township.

12 (R) ~~(n)~~ "Person" means an individual, partnership,
13 corporation, association, governmental entity, or other legal
14 entity.

15 (S) "PET HEALTH CERTIFICATE" MEANS A CERTIFICATE IN A FORM
16 PRESCRIBED BY THE DIRECTOR IN WHICH A VETERINARIAN ATTESTS TO THE
17 AGE, SEX, BREED, AND DESCRIPTION OF AN ANIMAL; ANY MEDICAL
18 CONDITIONS OF THE ANIMAL; ANY MEDICAL TREATMENT AND VACCINATIONS
19 THAT THE ANIMAL RECEIVED WHILE UNDER THE CONTROL OF A PET SHOP OR
20 LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL; AND TO THE FACT THAT AT
21 THE TIME OF THE PREPARATION OF THE CERTIFICATE THE VETERINARIAN
22 EXAMINED THE ANIMAL AND FOUND THE ANIMAL FREE FROM VISUAL EVIDENCE
23 OF COMMUNICABLE DISEASE.

24 (T) ~~(e)~~ "Pet shop" means a place where animals are sold or
25 offered for sale, exchange, or transfer.

26 (U) ~~(p)~~ "Veterinarian" means a person licensed to practice
27 veterinary medicine under article 15 of the public health code,

1 1978 PA 368, MCL 333.16101 to 333.18838.

2 Sec. 5a. (1) A PERSON WHO OPERATES A PET SHOP, AN ANIMAL
3 HOLDING FACILITY, OR A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL
4 SHALL NOT PRODUCE THE DEATH OF ANY ANIMAL OTHER THAN BY EUTHANASIA.

5 (2) A person who operates a pet shop, AN ANIMAL HOLDING
6 FACILITY, OR A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL shall not
7 ~~do any of the following:~~

8 ~~—— (a) Import~~ **IMPORT** or cause to be imported into this state, ~~or~~
9 ~~offer for sale or resale, a dog or cat THAT IS~~ less than 8 weeks
10 old **UNLESS THE DOG OR CAT IS IMPORTED WITH ITS DAM.**

11 ~~—— (b) Import or cause to be imported into this state, or offer~~
12 ~~for sale or resale, a dog or cat unless the dog or cat has~~
13 ~~deciduous (baby) teeth visibly present.~~

14 (3) ~~(c) Sell or offer for sale~~ **A PERSON WHO OPERATES A PET**
15 **SHOP, AN ANIMAL HOLDING FACILITY, OR A LARGE-SCALE COMMERCIAL DOG**
16 **BREEDING KENNEL SHALL NOT SELL, ADOPT, EXCHANGE, OR TRANSFER, OR**
17 **OFFER FOR SALE, ADOPTION, EXCHANGE, OR TRANSFER A DOG OR CAT THAT**
18 **IS LESS THAN 8 WEEKS OLD.**

19 (4) A PERSON WHO OPERATES A PET SHOP OR A LARGE-SCALE
20 COMMERCIAL DOG BREEDING KENNEL SHALL NOT IMPORT OR CAUSE TO BE
21 IMPORTED INTO THIS STATE, OR SELL, ADOPT, EXCHANGE, OR TRANSFER, OR
22 OFFER FOR SALE, ADOPTION, EXCHANGE, OR TRANSFER a dog, unless the
23 ALL OF THE FOLLOWING ARE SATISFIED BEFORE THE DOG'S ENTRY INTO THIS
24 STATE:

25 (A) ~~THE dog has been inoculated~~ **VACCINATED** against distemper,
26 hepatitis, and leptospirosis, ~~para influenza~~ **PARAINFLUENZA, RABIES**
27 **IF THE DOG IS OVER 12 WEEKS OF AGE, PARVOVIRUS, and ,if ANY OTHER**

1 DISEASES AS REQUIRED BY THE DIRECTOR.

2 (B) IF indicated, THE DOG has been treated for external and
3 internal parasites. ~~, not less than 7 days before the dog's entry~~
4 ~~into this state.~~

5 (C) The dog ~~shall be~~ IS accompanied by a ~~a~~ AN INTERSTATE health
6 certificate OR CERTIFICATE OF VETERINARY INSPECTION FILLED OUT AND
7 signed by a ~~a~~ AN ACCREDITED veterinarian LICENSED TO PRACTICE
8 VETERINARY MEDICINE IN THE DOG'S STATE OF ORIGIN, including records
9 of the dog's medication and immunization.

10 (5) ~~(d) Sell or offer for sale~~ A PERSON WHO OPERATES A PET
11 SHOP OR AN ANIMAL HOLDING FACILITY SHALL NOT IMPORT OR CAUSE TO BE
12 IMPORTED INTO THIS STATE, OR SELL, ADOPT, EXCHANGE, OR TRANSFER, OR
13 OFFER FOR SALE, ADOPTION, EXCHANGE, OR TRANSFER a cat, unless the
14 ALL OF THE FOLLOWING ARE SATISFIED BEFORE THE CAT'S ENTRY INTO THIS
15 STATE:

16 (A) THE cat has been ~~inoculated~~ VACCINATED against feline
17 panleukopenia, ~~(cat distemper), rinotracheitis and calici viruses,~~
18 RHINOTRACHEITIS, RABIES IF THE CAT IS OVER 12 WEEKS OF AGE, and ~~7~~
19 ~~if~~ ANY OTHER DISEASES AS REQUIRED BY THE DIRECTOR.

20 (B) IF indicated, THE CAT has been treated for external and
21 internal parasites. ~~, not less than 7 days prior to the cat's entry~~
22 ~~into this state.~~

23 (C) The cat ~~shall be~~ IS accompanied by a ~~a~~ AN INTERSTATE health
24 certificate OR CERTIFICATE OF VETERINARY INSPECTION FILLED OUT AND
25 signed by a ~~a~~ AN ACCREDITED veterinarian LICENSED TO PRACTICE
26 VETERINARY MEDICINE IN THE CAT'S STATE OF ORIGIN, including records
27 of the cat's medication and immunization.

(6) ~~(e) Sell~~ A PERSON WHO OPERATES A PET SHOP OR A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL SHALL NOT SELL, EXCHANGE, TRANSFER, or deliver a dog, ~~or cat~~, OR FERRET without providing to the purchaser a VALID PET health certificate. ~~signed by a veterinarian licensed by this state, for the dog or cat. The certificate shall include a health record indicating the date and type of vaccinations which have been given to the dog or cat.~~ FOR PURPOSES OF THIS SUBSECTION, A PET HEALTH CERTIFICATE IS ONLY VALID FOR 30 DAYS AFTER THE DATE THE ANIMAL WAS EXAMINED BY THE VETERINARIAN WHO SIGNED THE CERTIFICATE.

(7) A PERSON SHALL NOT OPERATE A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL THAT HOUSES OR KEEPS MORE THAN 50 INTACT FEMALE DOGS OVER THE AGE OF 4 MONTHS IN ANY 1 PHYSICAL LOCATION.

Sec. 6. (1) A municipality shall not operate an animal control shelter unless the animal control shelter is registered with the department.

(2) ~~A society for the prevention of cruelty to animals, or any other person,~~ shall not operate an animal protection shelter unless the shelter is registered with the department.

(3) A PERSON SHALL NOT OPERATE A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL UNLESS THE LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL IS REGISTERED WITH THE DEPARTMENT.

Sec. 7. Application for registration of an animal ~~control~~ ~~shelter or animal protection shelter~~ HOLDING FACILITY OR A LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL shall be on ~~forms approved~~ A FORM PRESCRIBED by the ~~department~~. DIRECTOR.

SEC. 8B. (1) AN ANIMAL HOLDING FACILITY SHALL OBSERVE A 7-DAY

1 HOLDING PERIOD FOR AN ANIMAL WITH CURRENT, TRACEABLE EVIDENCE OF
2 OWNERSHIP. THE ANIMAL HOLDING FACILITY SHALL USE ALL REASONABLE
3 METHODS TO IDENTIFY THE OWNER OF THE ANIMAL, INCLUDING UNIVERSAL
4 MICROCHIP SCANNING EQUIPMENT AND ANY OTHER METHODS PRESCRIBED BY
5 THE DIRECTOR. THE ANIMAL HOLDING FACILITY SHALL NOTIFY THE OWNER OF
6 AN ANIMAL USING THE MEANS PROVIDED FOR IN THE IDENTIFICATION AND
7 SHALL NOT DISPOSE OF THE ANIMAL FOR AT LEAST 7 DAYS AFTER THE DATE
8 AND TIME OF THE DOCUMENTED NOTIFICATION.

9 (2) AN ANIMAL HOLDING FACILITY SHALL OBSERVE A 4-DAY HOLDING
10 PERIOD FOR A DOG THAT DOES NOT HAVE CURRENT, TRACEABLE EVIDENCE OF
11 OWNERSHIP.

12 (3) AN ANIMAL HOLDING FACILITY SHALL OBSERVE A 2-DAY HOLDING
13 PERIOD FOR A CAT THAT DOES NOT HAVE CURRENT, TRACEABLE EVIDENCE OF
14 OWNERSHIP.

15 (4) ONCE THE APPLICABLE HOLDING PERIOD AS PROVIDED IN
16 SUBSECTIONS (1) TO (3) HAS BEEN FULFILLED, OWNERSHIP OF THE ANIMAL
17 TRANSFERS TO THE ANIMAL HOLDING FACILITY.

18 (5) THIS SECTION DOES NOT APPLY TO ANY OF THE FOLLOWING:

19 (A) AN ANIMAL WHO WOULD BE SUBJECTED TO UNDUE SUFFERING IF THE
20 REQUIRED HOLDING PERIOD WAS OBSERVED.

21 (B) AN ANIMAL WHOSE OWNER REQUESTS IMMEDIATE DISPOSITION OF
22 THE ANIMAL.

23 (C) AN ANIMAL WHO WAS RELINQUISHED TO THE ANIMAL HOLDING
24 FACILITY BY ITS OWNER.

25 SEC. 8C. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AN
26 ANIMAL HOLDING FACILITY SHALL NOT PERMIT A PERSON TO ADOPT A DOG,
27 CAT, OR FERRET THAT HAS NOT BEEN ALTERED, UNLESS THAT PERSON HAS

1 ENTERED INTO A CONTRACT FOR THE ALTERATION OF THE DOG, CAT, OR
2 FERRET WITH THE ANIMAL HOLDING FACILITY. THE CONTRACT SHALL STATE
3 THAT THE ADOPTING PERSON AGREES TO HAVE AN ALTERATION PERFORMED ON
4 THE DOG, CAT, OR FERRET AND SHALL OTHERWISE COMPLY WITH THIS
5 SECTION.

6 (2) A CONTRACT WITH AN ANIMAL HOLDING FACILITY ENTERED INTO
7 PURSUANT TO SUBSECTION (1) SHALL REQUIRE THE ADOPTING PERSON TO
8 HAVE AN ALTERATION PERFORMED ON THE DOG, CAT, OR FERRET WITHIN 4
9 WEEKS AFTER THE ADOPTION DATE IF AT THE TIME OF ADOPTION THE DOG,
10 CAT, OR FERRET IS 6 MONTHS OF AGE OR OLDER. IF THE DOG, CAT, OR
11 FERRET TO BE ADOPTED IS UNDER 6 MONTHS OF AGE AT THE TIME OF
12 ADOPTION, THE CONTRACT SHALL CONTAIN THE DATE UPON WHICH THE DOG,
13 CAT, OR FERRET WILL BE 6 MONTHS OF AGE, AND SHALL REQUIRE THE
14 PERSON ADOPTING THE DOG, CAT, OR FERRET TO HAVE AN ALTERATION
15 PERFORMED ON THE DOG, CAT, OR FERRET WITHIN 4 WEEKS AFTER THAT
16 DATE. THIS SECTION DOES NOT PREVENT A VETERINARIAN FROM PERFORMING
17 AN ALTERATION ON A DOG, CAT, OR FERRET THAT IS UNDER 6 MONTHS OF
18 AGE.

19 (3) UPON CERTIFICATION BY A VETERINARIAN IN WRITING THAT A
20 DOG, CAT, OR FERRET HAS A SERIOUS, PERMANENT MEDICAL OR HEALTH
21 PROBLEM THAT PREVENTS AN ALTERATION, THE DOG, CAT, OR FERRET
22 ADOPTED IS NOT REQUIRED TO BE ALTERED. UPON CERTIFICATION BY A
23 VETERINARIAN IN WRITING THAT AN ALTERATION POSES A SERIOUS,
24 TEMPORARY MEDICAL OR HEALTH PROBLEM, THE ALTERATION MAY BE
25 POSTPONED. THE PERSON ADOPTING THE DOG, CAT, OR FERRET SHALL HAVE
26 IT REEVALUATED BY A VETERINARIAN AT INTERVALS NOT TO EXCEED 14 DAYS
27 AND SHALL HAVE THE ALTERATION PERFORMED NO LATER THAN 7 DAYS AFTER

1 A VETERINARIAN DETERMINES THAT THE TEMPORARY PROBLEM IS RESOLVED.

2 (4) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (7), A CONTRACT
3 ENTERED INTO PURSUANT TO SUBSECTION (1) SHALL REQUIRE THE ADOPTING
4 PERSON TO LEAVE WITH THE ANIMAL HOLDING FACILITY A GOOD-FAITH
5 DEPOSIT OF AT LEAST \$25.00 THAT INDICATES THE PERSON'S INTENTION TO
6 HAVE THE ADOPTED DOG, CAT, OR FERRET ALTERED WITHIN THE TIME
7 PROVIDED PURSUANT TO SUBSECTION (2). IF THE PERSON FAILS TO COMPLY
8 WITH THE TERMS OF THE CONTRACT, THE DEPOSIT IS FORFEITED. THE GOOD-
9 FAITH DEPOSIT SHALL BE RETURNED TO THE ADOPTING PERSON IF THE
10 ADOPTING PERSON SUBMITS WRITTEN CERTIFICATION FROM A VETERINARIAN
11 OF EITHER OF THE FOLLOWING:

12 (A) THE DOG, CAT, OR FERRET DIED WITHIN THE TIME PERIOD IN
13 WHICH THE ALTERATION WAS REQUIRED UNDER SUBSECTION (2).

14 (B) THE DOG, CAT, OR FERRET HAS A SERIOUS, PERMANENT MEDICAL
15 OR HEALTH PROBLEM THAT PREVENTS AN ALTERATION.

16 (5) MONEY FORFEITED UNDER SUBSECTION (4) SHALL BE USED BY THE
17 ANIMAL HOLDING FACILITY TO FINANCE ALTERATIONS, FOR PUBLIC
18 EDUCATION REGARDING THE VALUE OF HAVING DOGS, CATS, AND FERRETS
19 ALTERED, OR TO OTHERWISE ENSURE COMPLIANCE WITH THIS SECTION.

20 (6) IF THE ADOPTING PERSON COMPLIES WITH THE TERMS OF A
21 CONTRACT ENTERED INTO UNDER SUBSECTION (1), THE GOOD-FAITH DEPOSIT
22 OF AT LEAST \$25.00 SHALL BE REFUNDED BY THE ANIMAL HOLDING FACILITY
23 UPON SUBMISSION BY THE ADOPTING PERSON OF WRITTEN CERTIFICATION BY
24 A VETERINARIAN THAT THE ADOPTED DOG, CAT, OR FERRET WAS ALTERED.
25 THE CERTIFICATE SHALL INCLUDE THE DATE OF ALTERATION, THE NAME OF
26 THE OWNER OF THE DOG, CAT, OR FERRET, THE DESCRIPTION OF THE DOG,
27 CAT, OR FERRET, AND THE SIGNATURE OF THE VETERINARIAN WHO PERFORMED

1 THE ALTERATION.

2 (7) THE GOOD-FAITH DEPOSIT UNDER SUBSECTION (4) IS NOT
3 REQUIRED IF 1 OR MORE OF THE FOLLOWING APPLY:

4 (A) A DOG IS TRANSFERRED TO A LOCAL, STATE, OR FEDERAL LAW
5 ENFORCEMENT AGENCY.

6 (B) A DOG IS TRANSFERRED TO AN ORGANIZATION OR TRAINER THAT
7 TRAINS GUIDE OR LEADER DOGS FOR BLIND PERSONS, HEARING DOGS FOR
8 DEAF OR AUDIBLY IMPAIRED PERSONS, OR SERVICE DOGS FOR PHYSICALLY
9 LIMITED PERSONS.

10 (C) A DOG, CAT, OR FERRET IS TRANSFERRED TO ANOTHER ANIMAL
11 HOLDING FACILITY OR IS TRANSFERRED TO A PERSON WHO WILL TRANSFER
12 THE ANIMAL TO ANOTHER ANIMAL HOLDING FACILITY. BEFORE THE FIRST
13 ANIMAL HOLDING FACILITY RELEASES THE ANIMAL, IT SHALL OBTAIN FROM
14 THE PERSON TO WHOM THE ANIMAL IS TO BE RELEASED A WRITTEN STATEMENT
15 BY THE SECOND ANIMAL HOLDING FACILITY THAT IT IS WILLING TO ACCEPT
16 THE ANIMAL FOR PURPOSES OF ADOPTION OR HUMANE EUTHANASIA. PROMPTLY
17 AFTER RECEIPT OF THE ANIMAL BY THE SECOND ANIMAL HOLDING FACILITY,
18 THE PERSON TO WHOM THE ANIMAL WAS RELEASED SHALL PROVIDE THE FIRST
19 ANIMAL HOLDING FACILITY WITH A WRITTEN STATEMENT BY THE SECOND
20 ANIMAL HOLDING FACILITY CONTAINING A DESCRIPTION OF THE DOG, CAT,
21 OR FERRET AND ACKNOWLEDGING ITS RECEIPT ON A DATE SPECIFIED IN THE
22 STATEMENT.

23 (8) A CONTRACT ENTERED INTO PURSUANT TO SUBSECTION (1) SHALL
24 INCLUDE A STATEMENT THAT IF THE TERMS OF THE CONTRACT ARE BREACHED
25 BECAUSE A PERSON ADOPTING A DOG, CAT, OR FERRET FAILS TO HAVE THE
26 ANIMAL ALTERED AS REQUIRED IN THE CONTRACT, THEN THE PERSON AGREES
27 TO PAY LIQUIDATED DAMAGES OF THE GREATER OF \$100.00 OR ACTUAL

1 REASONABLE COSTS INCURRED BY THE ANIMAL HOLDING FACILITY TO ENFORCE
2 THE CONTRACT. IMMEDIATELY BEFORE A PERSON SIGNS THE CONTRACT, A
3 REPRESENTATIVE OF THE ANIMAL HOLDING FACILITY SHALL VERBALLY DIRECT
4 THE PERSON'S ATTENTION TO THE LIQUIDATED DAMAGES AGREEMENT IN THE
5 CONTRACT.

6 (9) THE ALTERATION OF A DOG, CAT, OR FERRET THAT IS RECLAIMED
7 FROM AN ANIMAL HOLDING FACILITY BY ITS OWNER IS NOT REQUIRED UNLESS
8 A LOCAL ORDINANCE REQUIRES THE ALTERATION.

9 Sec. 9a. (1) AN ANIMAL HOLDING FACILITY, A PET SHOP, OR A
10 LARGE-SCALE COMMERCIAL DOG BREEDING KENNEL SHALL MAINTAIN CURRENT
11 VERIFIABLE RECORDS FOR A PERIOD OF AT LEAST 2 YEARS. THE RECORDS
12 SHALL INCLUDE ALL OF THE FOLLOWING INFORMATION:

13 (A) HOW THE ANIMAL WAS ACQUIRED, THE LOCATION WHERE THE ANIMAL
14 WAS FOUND OR OBTAINED, AND THE DATE AND TIME OF ACQUISITION OR
15 BIRTH.

16 (B) IF THE ANIMAL WAS ACQUIRED FROM A PERSON, THE VERIFIED
17 NAME AND ADDRESS OF THE PERSON FROM WHOM THE ANIMAL WAS ACQUIRED
18 AND THE PERSON'S RELATIONSHIP TO THE ANIMAL.

19 (C) IF THE ANIMAL WAS ACQUIRED BY ANIMAL CONTROL OR LAW
20 ENFORCEMENT PERSONNEL, THE NAME OF THE OFFICER, THE VERIFIED NAME
21 AND ADDRESS OF THE PERSON FROM WHOM THE ANIMAL WAS OBTAINED OR THE
22 LOCATION WHERE THE ANIMAL WAS OBTAINED, AND, IF APPLICABLE, THE
23 PERSON'S RELATIONSHIP TO THE ANIMAL.

24 (D) THE METHOD OR METHODS USED TO IDENTIFY THE OWNER OF THE
25 ANIMAL.

26 (E) A DESCRIPTION AND IDENTIFICATION OF THE ANIMAL, INCLUDING
27 THE ANIMAL'S IDENTIFICATION INFORMATION, BREED, SEX, ALTERATION

1 STATUS, AGE, AND APPROXIMATE WEIGHT.

2 (F) THE DATE, NATURE, AND METHOD OF DISPOSITION OF THE ANIMAL.

3 (G) IF THE ANIMAL IS ADOPTED, TRANSFERRED, OR SOLD, THE
4 VERIFIED NAME AND ADDRESS OF THE PERSON TO WHOM THE ANIMAL IS
5 ADOPTED, TRANSFERRED, OR SOLD.

6 (H) THE NUMBER OF ANIMALS ON SITE AT EACH PHYSICAL LOCATION.

7 (2) THE RECORDS REQUIRED UNDER SUBSECTION (1) SHALL BE MADE
8 AVAILABLE UPON REQUEST TO THE DIRECTOR OR HIS OR HER
9 REPRESENTATIVE.

10 (3) An animal ~~control shelter or animal protection shelter~~
11 **HOLDING FACILITY** shall ~~maintain written records on the~~ **ANNUALLY**
12 **REPORT THE FOLLOWING STATISTICS TO THE DEPARTMENT ON A FORM**
13 **PRESCRIBED BY THE DIRECTOR NO LATER THAN MARCH 31 OF THE YEAR**
14 **FOLLOWING THE YEAR FOR WHICH THE STATISTICS WERE COMPILED:**

15 (A) **THE** total number of dogs ~~, AND cats , and ferrets~~ under 6
16 months of age. ~~, the~~

17 (B) **THE** total number of dogs ~~, AND cats , and ferrets~~ 6 months
18 of age and older. ~~, and all~~

19 (C) **THE TOTAL NUMBER OF ALL** other animals received, returned
20 to owners, adopted to new owners, sold, or transferred with or
21 without remuneration to any person. ~~, the~~

22 (D) **THE TOTAL** number of adopted dogs, cats, and ferrets that
23 were altered ~~, AND the TOTAL~~ number of adopted dogs, cats, and
24 ferrets that were not altered. ~~, and the~~

25 (E) **THE TOTAL** number of dogs, cats, and ferrets euthanized
26 annually. ~~, and shall annually provide a copy of these statistics~~
27 ~~to the department, by March 31 of the year following the year for~~

1 ~~which the statistics were compiled.~~

2 Enacting section 1. Sections 8a and 9 of 1969 PA 287, MCL
3 287.338a and 287.339, are repealed.