

HOUSE BILL 594

M4

6lr1044

By: Delegates Kramer, Barkley, B. Barnes, Brooks, Cullison, Fraser-Hidalgo, Frush, Krimm, Luedtke, McComas, ~~and Waldstreicher~~ Waldstreicher, Hammen, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Rose, Saab, West, and K. Young

Introduced and read first time: February 3, 2016

Assigned to: Environment and Transportation

Re-referred to: Health and Government Operations, February 23, 2016

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 16, 2016

CHAPTER _____

1 AN ACT concerning

2 **Humane Adoption of Companion Animals Used in Research Act of 2016**

3 FOR the purpose of ~~limiting the period of time for which dogs or cats may be used in certain~~
4 ~~research facilities for certain scientific research purposes~~; requiring certain research
5 facilities using dogs or cats for certain scientific research purposes to take certain
6 steps to provide for the adoption of a dog or cat under certain circumstances;
7 authorizing certain research facilities to enter into certain agreements with certain
8 animal rescue organizations for certain purposes; requiring certain research
9 facilities to submit certain information to the Secretary of Agriculture beginning on
10 a certain date and each year thereafter; defining certain terms; and generally
11 relating to regulation of research facilities that use dogs or cats.

12 BY adding to

13 Article – Agriculture

14 Section 15–101 to be under the new title “Title 15. Regulation of Research Facilities

15 That Use Dogs or Cats”

16 Annotated Code of Maryland

17 (2007 Replacement Volume and 2015 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Agriculture

TITLE 15. REGULATION OF RESEARCH FACILITIES THAT USE DOGS OR CATS.

15-101.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
INDICATED.

(2) “ANIMAL RESCUE ORGANIZATION” INCLUDES:

(I) A NONPROFIT ORGANIZATION INCORPORATED FOR THE
PURPOSE OF RESCUING ANIMALS IN NEED AND FINDING PERMANENT, ADOPTIVE
HOMES FOR THE ANIMALS; AND

(II) A GOVERNMENT-OPERATED ANIMAL CONTROL UNIT THAT
PROVIDES ANIMALS FOR ADOPTION.

(3) “RESEARCH FACILITY” INCLUDES:

(I) A HIGHER EDUCATION RESEARCH FACILITY;

(II) A SCIENTIFIC RESEARCH FACILITY;

(III) A MEDICAL RESEARCH FACILITY; AND

(IV) A PRODUCT TESTING FACILITY.

(4) “SCIENTIFIC RESEARCH PURPOSES” INCLUDES:

(I) INVESTIGATION;

(II) EXPERIMENTATION;

(III) INSTRUCTION; AND

(IV) TESTING.

~~(B) A RESEARCH FACILITY LOCATED IN THE STATE MAY NOT USE A DOG OR
CAT FOR SCIENTIFIC RESEARCH PURPOSES FOR MORE THAN 2 YEARS.~~

1 ~~(e)~~ **(B)** A RESEARCH FACILITY LOCATED IN THE STATE IN WHICH DOGS OR
2 CATS ARE USED FOR SCIENTIFIC RESEARCH PURPOSES SHALL TAKE REASONABLE
3 STEPS TO PROVIDE FOR THE ADOPTION OF A DOG OR CAT THAT IS NO LONGER
4 NEEDED FOR SCIENTIFIC RESEARCH PURPOSES BY:

5 **(1)** ~~ESTABLISHING AN ANIMAL RESCUE DATABASE IDENTIFYING A~~
6 LIST OF ANIMAL RESCUE ORGANIZATIONS THAT ARE WILLING TO TAKE A DOG OR
7 CAT FROM THE RESEARCH FACILITY; AND

8 **(2)** OFFERING THE DOG OR CAT TO THE ANIMAL RESCUE
9 ORGANIZATIONS IDENTIFIED IN THE ~~DATABASE~~ LIST ESTABLISHED UNDER ITEM **(1)**
10 OF THIS SUBSECTION.

11 ~~(D)~~ **(C)** A RESEARCH FACILITY MAY ENTER INTO A COLLABORATIVE
12 AGREEMENT WITH AN ANIMAL RESCUE ORGANIZATION FOR THE PURPOSE OF
13 CARRYING OUT THE PROVISIONS OF THIS SECTION.

14 **(D)** BEGINNING DECEMBER 1, 2017, AND EACH YEAR THEREAFTER, A
15 RESEARCH FACILITY SHALL SUBMIT TO THE SECRETARY THE FOLLOWING
16 INFORMATION REGARDING THE PRECEDING 12-MONTH PERIOD:

17 **(1)** THE NUMBER OF DOGS OR CATS OWNED BY THE RESEARCH
18 FACILITY;

19 **(2)** THE NUMBER OF DOGS OR CATS USED FOR PURPOSES OF
20 RESEARCH BY THE RESEARCH FACILITY;

21 **(3)** THE NUMBER OF DOGS OR CATS RELEASED TO AN ANIMAL RESCUE
22 ORGANIZATION;

23 **(4)** THE NAME OF THE ANIMAL RESCUE ORGANIZATION TO WHICH A
24 DOG OR CAT WAS RELEASED; AND

25 **(5)** THE LIST OF ANIMAL RESCUE ORGANIZATIONS ESTABLISHED BY
26 THE RESEARCH FACILITY UNDER SUBSECTION (B)(1) OF THIS SECTION.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2016.