

HOUSE BILL 131

C2

2lr1156
CF SB 317

By: **Delegates Kipke, Barkley, Barnes, Barve, Bobo, Boteler, Cardin, Carr, Eckardt, Feldman, Frick, Frush, Glass, Glenn, Haddaway-Riccio, Huckler, Impallaria, Jameson, Kach, Kaiser, A. Kelly, K. Kelly, Kramer, Love, Luedtke, McComas, McDermott, McHale, A. Miller, Minnick, Morhaim, Olszewski, Pendergrass, Reznik, S. Robinson, Rudolph, Schuh, Stocksdale, V. Turner, Vitale, and Waldstreicher**

Introduced and read first time: January 23, 2012

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 15, 2012

CHAPTER _____

1 AN ACT concerning

2 **Retail Pet Stores – Sales of Dogs – Required Records, Health Disclosures, and**
3 **Purchaser Remedies**

4 FOR the purpose of requiring a retail pet store that sells dogs to post conspicuously on
5 each dog's cage certain information about the dog; requiring a retail pet store to
6 maintain a written record that contains certain information about each dog in
7 the possession of the retail pet store; requiring a retail pet store to maintain a
8 certain record for a certain period of time after the date of sale of a dog;
9 requiring a retail pet store to make certain records available to certain persons
10 and the ~~Department of Labor, Licensing, and Regulation~~ Division of Consumer
11 Protection of the Office of the Attorney General under certain circumstances;
12 requiring a retail pet store to provide a certain written health disclosure to a
13 purchaser; authorizing a purchaser of a dog to seek certain remedies for certain
14 health problems under certain circumstances; requiring a purchaser seeking a
15 remedy under this Act to provide certain notice and information to the retail pet
16 store and to take the dog for certain examinations on request; requiring a
17 certain statement by a veterinarian to contain certain information; establishing
18 criteria for certain veterinary fees to be considered reasonable; requiring the
19 owner or operator of a retail pet store to make a certain reimbursement within a
20 certain period of time; providing that a purchaser is not entitled to a remedy

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.



1 under this Act under certain circumstances; authorizing a retail pet store to
 2 contest a remedy under this Act in a certain manner; authorizing a contested
 3 remedy to be resolved in a certain manner; authorizing a court or arbiter to
 4 require a party acting in bad faith to pay reasonable attorney's fees and court
 5 costs of the adverse party; requiring a retail pet store to conspicuously post a
 6 certain notice of purchaser's rights under this Act; requiring a retail pet store to
 7 provide a written notice of purchaser's rights under this Act at a certain time in
 8 a certain manner; requiring a retail pet store that makes a certain
 9 representation related to a dog's registration to provide a certain notice to a
 10 purchaser at the time of the sale in a certain manner; prohibiting a retail pet
 11 store from making certain statements, promises, or representations related to a
 12 dog's registration unless the retail pet store provides certain documents to the
 13 purchaser within a certain period of time; authorizing a purchaser to seek a
 14 certain remedy if a retail pet store does not provide certain documents under
 15 certain circumstances; establishing civil penalties for a first or subsequent that
 16 a violation of this Act is an unfair or deceptive trade practice within the
 17 meaning of the Maryland Consumer Protection Act and is subject to certain
 18 enforcement and penalty provisions; establishing that this Act does not limit
 19 certain rights or remedies, the ability to agree to certain additional terms and
 20 conditions, or the ability of the State or a local government to prosecute a retail
 21 pet store for any other violation of laws; providing for the application of this Act;
 22 defining certain terms; and generally relating to required records, health
 23 disclosures, and purchase remedies related to dog sales by retail pet stores.

24 BY adding to

25 Article – Business Regulation

26 Section 19–701 through ~~19–708~~ 19–709 to be under the new subtitle “Subtitle 7.
 27 Retail Pet Stores”

28 Annotated Code of Maryland

29 (2010 Replacement Volume and 2011 Supplement)

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

32 **Article – Business Regulation**

33 **SUBTITLE 7. RETAIL PET STORES.**

34 **19–701.**

35 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
 36 INDICATED.

37 (B) “BREEDER” MEANS A PERSON WHO BREEDS OR RAISES DOGS TO
 38 SELL, EXCHANGE, OR OTHERWISE TRANSFER TO THE PUBLIC.

1 (C) "CLINICALLY ILL" MEANS AN ILLNESS THAT IS APPARENT TO A
2 LICENSED VETERINARIAN BASED ON OBSERVATION, EXAMINATION, OR TESTING
3 OF THE DOG.

4 (D) (1) "DEALER" MEANS A PERSON WHO, FOR COMPENSATION:

5 (I) BUYS, SELLS, OR NEGOTIATES THE PURCHASE OF A
6 DOG; OR

7 (II) DELIVERS FOR TRANSPORT OR TRANSPORTS A DOG.

8 (2) "DEALER" DOES NOT INCLUDE A PERSON WHO TRANSPORTS A
9 DOG AS A CARRIER ONLY.

10 (E) "NONELECTIVE SURGICAL PROCEDURE" MEANS A SURGICAL
11 PROCEDURE THAT IS NECESSARY TO PRESERVE OR RESTORE THE HEALTH OF
12 AN ANIMAL OR TO CORRECT A CONDITION THAT WOULD:

13 (1) INTERFERE WITH THE ANIMAL'S ABILITY TO WALK, RUN,
14 JUMP, OR OTHERWISE FUNCTION IN A NORMAL MANNER; OR

15 (2) CAUSE PAIN AND SUFFERING TO THE ANIMAL.

16 (F) "PURCHASER" MEANS ANY PERSON WHO PURCHASES A DOG FROM A
17 RETAIL PET STORE.

18 (G) "RETAIL PET STORE" MEANS A FOR-PROFIT ESTABLISHMENT OPEN
19 TO THE PUBLIC THAT SELLS OR OFFERS FOR SALE DOMESTIC ANIMALS TO BE
20 KEPT AS HOUSEHOLD PETS.

21 **19-702.**

22 THIS SUBTITLE DOES NOT APPLY TO A BONA FIDE NONPROFIT
23 ORGANIZATION OPERATING WITHIN A RETAIL PET STORE.

24 **19-703.**

25 (A) A RETAIL PET STORE THAT SELLS DOGS SHALL:

26 (1) POST CONSPICUOUSLY ON EACH DOG'S CAGE:

27 (I) THE BREED, AGE, AND DATE OF BIRTH OF THE DOG, IF
28 KNOWN;

1 (3) FOR EACH DOG ACQUIRED BY THE RETAIL PET STORE,
2 MAINTAIN A WRITTEN RECORD OF THE HEALTH, STATUS, AND DISPOSITION OF
3 THE DOG, INCLUDING ANY DOCUMENTS THAT ARE REQUIRED AT THE TIME OF
4 SALE.

5 (B) A RETAIL PET STORE SHALL MAINTAIN A COPY OF THE RECORDS
6 REQUIRED UNDER SUBSECTION (A)(2) OF THIS SECTION FOR AT LEAST 1 YEAR
7 AFTER THE DATE OF SALE OF THE DOG.

8 (C) A RETAIL PET STORE SHALL MAKE THE RECORDS REQUIRED UNDER
9 SUBSECTION (A)(2) OF THIS SECTION AVAILABLE TO:

10 (1) ~~THE DEPARTMENT~~ DIVISION OF CONSUMER PROTECTION OF
11 THE OFFICE OF THE ATTORNEY GENERAL ON REASONABLE NOTICE;

12 (2) ANY BONA FIDE PROSPECTIVE PURCHASER ON REQUEST; AND

13 (3) THE PURCHASER AT THE TIME OF A SALE.

14 ~~19-703.~~ 19-704.

15 A RETAIL PET STORE SHALL PROVIDE TO A PURCHASER AT THE TIME OF A
16 SALE OF A DOG A WRITTEN DISCLOSURE THAT:

17 (1) IS SIGNED AND DATED BY THE OWNER OR OPERATOR OF THE
18 RETAIL PET STORE AND THE PURCHASER;

19 (2) INCLUDES A STATEMENT BY THE RETAIL PET STORE:

20 (I) STATING THAT, AT THE TIME OF THE SALE, THE DOG
21 HAS NO KNOWN DISEASE, ILLNESS, OR CONGENITAL OR HEREDITARY
22 CONDITION THAT ADVERSELY AFFECTS THE HEALTH OF THE DOG OR IS LIKELY
23 TO ADVERSELY AFFECT THE HEALTH OF THE DOG IN THE FUTURE; OR

24 (II) IDENTIFYING ANY KNOWN DISEASE, ILLNESS, OR
25 CONGENITAL OR HEREDITARY CONDITION THAT ADVERSELY AFFECTS THE
26 HEALTH OF THE DOG OR IS LIKELY TO ADVERSELY AFFECT THE HEALTH OF THE
27 DOG IN THE FUTURE; AND

28 (3) IF THE DOG HAS NOT RECEIVED A VETERINARY EXAMINATION,
29 INCLUDES A STATEMENT THAT THE DOG HAS NOT RECEIVED A VETERINARY
30 EXAMINATION BEFORE THE SALE.

1 ~~19-704.~~ 19-705.

2 (A) (1) A PERSON WHO PURCHASED A DOG FROM A RETAIL PET
3 STORE IS ENTITLED TO A REMEDY UNDER THIS SECTION IF:

4 (I) WITHIN ~~21~~ 7 DAYS AFTER THE DATE OF THE SALE, ~~A~~ THE
5 PERSON HAD THE DOG EXAMINED BY A LICENSED VETERINARIAN AND, WITHIN
6 14 DAYS AFTER THE DATE OF THE SALE, THE LICENSED VETERINARIAN STATES
7 IN WRITING THAT THE DOG SUFFERS FROM OR HAS DIED OF A DISEASE OR
8 ILLNESS ADVERSELY AFFECTING THE HEALTH OF THE DOG AND THAT EXISTED
9 IN THE DOG ON OR BEFORE THE DATE OF DELIVERY TO THE PURCHASER; OR

10 (II) WITHIN 1 YEAR AFTER THE DATE OF THE SALE, A
11 LICENSED VETERINARIAN STATES IN WRITING THAT THE DOG POSSESSES OR
12 HAS DIED OF A CONGENITAL OR HEREDITARY CONDITION ADVERSELY
13 AFFECTING THE HEALTH OF THE DOG OR THAT REQUIRES HOSPITALIZATION OR
14 A NONELECTIVE SURGICAL PROCEDURE.

15 (2) INTESTINAL OR EXTERNAL PARASITES MAY NOT BE
16 CONSIDERED TO ADVERSELY AFFECT THE HEALTH OF THE DOG UNLESS THE
17 PRESENCE OF THE PARASITES MAKES THE DOG CLINICALLY ILL.

18 (B) (1) A PURCHASER ENTITLED TO A REMEDY UNDER SUBSECTION
19 (A) OF THIS SECTION MAY:

20 (I) RETURN THE DOG TO THE RETAIL PET STORE FOR A
21 FULL REFUND OF THE PURCHASE PRICE;

22 (II) EXCHANGE THE DOG FOR ANOTHER DOG OF
23 COMPARABLE VALUE CHOSEN BY THE PURCHASER, IF AVAILABLE; OR

24 (III) RETAIN THE DOG AND BE REIMBURSED BY THE RETAIL
25 PET STORE FOR REASONABLE AND DOCUMENTED VETERINARY FEES FOR
26 DIAGNOSIS AND TREATMENT OF THE DOG, NOT EXCEEDING ~~THREE~~ TWO TIMES
27 THE PURCHASE PRICE OF THE DOG.

28 (2) VETERINARY FEES UNDER PARAGRAPH (1)(III) OF THIS
29 SUBSECTION SHALL BE CONSIDERED REASONABLE IF:

30 (I) THE SERVICES PROVIDED ARE APPROPRIATE FOR THE
31 DIAGNOSIS AND TREATMENT OF THE DISEASE, ILLNESS, OR CONGENITAL OR
32 HEREDITARY CONDITION; AND

1 **(II) THE COST OF THE SERVICES IS COMPARABLE TO THAT**
2 **CHARGED FOR SIMILAR SERVICES BY OTHER LICENSED VETERINARIANS**
3 **LOCATED IN CLOSE PROXIMITY TO THE TREATING VETERINARIAN.**

4 **(3) UNLESS THE OWNER OR OPERATOR OF THE RETAIL PET**
5 **STORE CONTESTS A REIMBURSEMENT REQUIRED UNDER PARAGRAPH (1)(III) OF**
6 **THIS SUBSECTION, THE REIMBURSEMENT SHALL BE MADE TO THE PURCHASER**
7 **NO LATER THAN 10 BUSINESS DAYS AFTER THE RETAIL PET STORE RECEIVES**
8 **THE VETERINARIAN'S STATEMENT UNDER SUBSECTION (C)(1) OF THIS SECTION.**

9 **(C) (1) TO OBTAIN A REMEDY UNDER THIS SECTION, A PURCHASER**
10 **SHALL:**

11 **(I) NOTIFY THE OWNER OR OPERATOR OF THE RETAIL PET**
12 **STORE WITHIN 3 BUSINESS DAYS AFTER A DIAGNOSIS BY A LICENSED**
13 **VETERINARIAN OF A DISEASE, ILLNESS, OR CONGENITAL OR HEREDITARY**
14 **CONDITION OF THE DOG FOR WHICH THE PURCHASER IS SEEKING A REMEDY;**

15 **(II) PROVIDE TO THE OWNER OR OPERATOR OF THE RETAIL**
16 **PET STORE A WRITTEN STATEMENT FROM A LICENSED VETERINARIAN WITHIN 5**
17 **BUSINESS DAYS AFTER A DIAGNOSIS BY THE VETERINARIAN THAT THE DOG**
18 **SUFFERS FROM OR HAS DIED OF A DISEASE, ILLNESS, OR CONGENITAL OR**
19 **HEREDITARY CONDITION ADVERSELY AFFECTING THE HEALTH OF THE DOG AND**
20 **THAT EXISTED IN THE DOG ON OR BEFORE THE DATE OF DELIVERY TO THE**
21 **PURCHASER;**

22 **(III) ON REQUEST OF THE OWNER OR OPERATOR OF THE**
23 **RETAIL PET STORE, PROMPTLY TAKE THE DOG FOR AN EXAMINATION BY A**
24 **LICENSED VETERINARIAN CHOSEN BY THE OWNER OR OPERATOR OF THE**
25 **RETAIL PET STORE, AT THE EXPENSE OF THE RETAIL PET STORE;**

26 **(IV) IF THE DOG HAS DIED, ON REQUEST OF THE OWNER OR**
27 **OPERATOR OF THE RETAIL PET STORE, TAKE THE DECEASED DOG FOR A**
28 **NECROPSY BY A LICENSED VETERINARIAN CHOSEN BY THE OWNER OR**
29 **OPERATOR OF THE RETAIL PET STORE, AT THE EXPENSE OF THE RETAIL PET**
30 **STORE; AND**

31 **(V) IF THE PURCHASER REQUESTS A REIMBURSEMENT OF**
32 **REASONABLE VETERINARY FEES UNDER SUBSECTION (B)(1)(III) OF THIS**
33 **SECTION, PROVIDE TO THE RETAIL PET STORE AN ITEMIZED BILL FOR THE**
34 **DIAGNOSIS AND TREATMENT OF THE DISEASE, ILLNESS, OR CONGENITAL OR**
35 **HEREDITARY CONDITION OF THE DOG FOR WHICH THE PURCHASER IS SEEKING**
36 **A REMEDY.**

1 **(2) A VETERINARIAN'S STATEMENT UNDER PARAGRAPH (1)(II) OF**
2 **THIS SUBSECTION SHALL INCLUDE:**

3 **(I) THE PURCHASER'S NAME AND ADDRESS;**

4 **(II) A STATEMENT THAT THE VETERINARIAN EXAMINED THE**
5 **DOG;**

6 **(III) THE DATE OR DATES ON WHICH THE DOG WAS**
7 **EXAMINED;**

8 **(IV) THE BREED AND AGE OF THE DOG, IF KNOWN;**

9 **(V) A STATEMENT THAT THE DOG HAS OR HAD A DISEASE,**
10 **ILLNESS, OR CONGENITAL OR HEREDITARY CONDITION THAT IS SUBJECT TO A**
11 **REMEDY; AND**

12 **(VI) THE FINDINGS OF THE EXAMINATION OR NECROPSY,**
13 **INCLUDING LABORATORY RESULTS OR COPIES OF THE RESULTS.**

14 **(D) A PURCHASER IS NOT ENTITLED TO A REMEDY UNDER THIS**
15 **SECTION IF:**

16 **(1) THE ILLNESS OR DEATH RESULTED FROM:**

17 **(I) MALTREATMENT OR NEGLECT BY THE PURCHASER;**

18 **(II) AN INJURY SUSTAINED AFTER THE DELIVERY OF THE**
19 **DOG TO THE PURCHASER; OR**

20 **(III) AN ILLNESS OR DISEASE CONTRACTED AFTER THE**
21 **DELIVERY OF THE DOG TO THE PURCHASER;**

22 **(2) THE PURCHASER DOES NOT CARRY OUT THE RECOMMENDED**
23 **TREATMENT PRESCRIBED BY THE VETERINARIAN WHO MADE THE DIAGNOSIS;**

24 **(3) THE ILLNESS, DISEASE, OR CONGENITAL OR HEREDITARY**
25 **CONDITION WAS DISCLOSED AT THE TIME OF PURCHASE; OR**

26 **(4) THE PURCHASER DOES NOT RETURN TO THE RETAIL PET**
27 **STORE ALL DOCUMENTS PROVIDED TO THE PURCHASER TO REGISTER THE DOG.**

1 **(E) (1) A RETAIL PET STORE MAY CONTEST A REMEDY UNDER THIS**
2 **SECTION BY HAVING THE DOG EXAMINED BY A LICENSED VETERINARIAN AT THE**
3 **EXPENSE OF THE RETAIL PET STORE.**

4 **(2) IF THE PURCHASER AND THE RETAIL PET STORE HAVE NOT**
5 **REACHED AN AGREEMENT WITHIN 10 BUSINESS DAYS AFTER THE EXAMINATION**
6 **OF THE DOG BY THE VETERINARIAN CHOSEN BY THE RETAIL PET STORE:**

7 **(I) THE PURCHASER MAY BRING SUIT IN A COURT OF**
8 **COMPETENT JURISDICTION TO RESOLVE THE DISPUTE; OR**

9 **(II) IF THE PARTIES AGREE IN WRITING, THE PARTIES MAY**
10 **SUBMIT THE DISPUTE TO BINDING ARBITRATION.**

11 **(3) IF THE COURT OR ARBITER FINDS THAT EITHER PARTY ACTED**
12 **IN BAD FAITH IN SEEKING OR DENYING THE REQUESTED REMEDY, THE**
13 **OFFENDING PARTY MAY BE REQUIRED TO PAY REASONABLE ATTORNEY'S FEES**
14 **AND COURT COSTS OF THE ADVERSE PARTY.**

15 ~~19-705.~~ 19-706.

16 **(A) A RETAIL PET STORE THAT SELLS DOGS SHALL CONSPICUOUSLY**
17 **POST A NOTICE STATING THAT PURCHASERS OF DOGS HAVE SPECIFIC RIGHTS**
18 **UNDER THE LAW AND THAT A WRITTEN STATEMENT OF THOSE RIGHTS IS**
19 **AVAILABLE ON REQUEST.**

20 **(B) (1) AT THE TIME OF A SALE OF A DOG OR ON REQUEST OF A**
21 **PROSPECTIVE PURCHASER, A RETAIL PET STORE SHALL PROVIDE A WRITTEN**
22 **NOTICE OF PURCHASER'S RIGHTS UNDER THIS SUBTITLE.**

23 **(2) AT THE TIME A WRITTEN NOTICE IS PROVIDED UNDER**
24 **PARAGRAPH (1) OF THIS SUBSECTION, THE NOTICE SHALL BE SIGNED BY THE**
25 **OWNER OR OPERATOR OF THE RETAIL PET STORE AND THE PURCHASER.**

26 ~~19-706.~~ 19-707.

27 **(A) (1) A RETAIL PET STORE THAT REPRESENTS THAT A DOG SOLD BY**
28 **THE RETAIL PET STORE IS REGISTERED OR REGISTRABLE SHALL PROVIDE THE**
29 **PURCHASER WITH A WRITTEN NOTICE AT THE TIME OF THE SALE THAT STATES:**
30 **"A PEDIGREE OR REGISTRATION DOES NOT ASSURE PROPER BREEDING**
31 **CONDITION, HEALTH, QUALITY, OR CLAIMS TO LINEAGE."**

1 **(2) AT THE TIME A WRITTEN NOTICE IS PROVIDED UNDER**
2 **PARAGRAPH (1) OF THIS SUBSECTION, THE NOTICE SHALL BE SIGNED BY THE**
3 **OWNER OR OPERATOR OF THE RETAIL PET STORE AND THE PURCHASER.**

4 **(B) (1) A RETAIL PET STORE MAY NOT STATE, PROMISE, OR**
5 **REPRESENT TO A PURCHASER, DIRECTLY OR INDIRECTLY, THAT A DOG IS**
6 **REGISTERED OR REGISTRABLE UNLESS THE RETAIL PET STORE PROVIDES THE**
7 **PURCHASER WITH THE DOCUMENTS NECESSARY FOR REGISTRATION WITHIN**
8 **~~120~~ 90 DAYS AFTER THE DATE OF SALE.**

9 **(2) IF THE RETAIL PET STORE DOES NOT PROVIDE THE**
10 **DOCUMENTS AS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE**
11 **PURCHASER MAY:**

12 **(I) PROVIDE WRITTEN NOTICE TO THE RETAIL PET STORE**
13 **OF THE PURCHASER'S INTENT TO SEEK A REMEDY AUTHORIZED IN ITEM (II) OF**
14 **THIS PARAGRAPH; AND**

15 **(II) 1. RETURN THE DOG AND ALL ACCOMPANYING**
16 **DOCUMENTATION TO THE RETAIL PET STORE FOR A FULL REFUND OF THE**
17 **PURCHASE PRICE; OR**

18 **2. RETAIN THE DOG AND BE REIMBURSED BY THE**
19 **RETAIL PET STORE FOR 50% OF THE PURCHASE PRICE.**

20 ~~19-707.~~ 19-708.

21 ~~AN OWNER OR OPERATOR OF A RETAIL PET STORE THAT VIOLATES THIS~~
22 ~~SUBTITLE IS LIABLE FOR A CIVIL PENALTY NOT EXCEEDING:~~

23 ~~(1) \$500 FOR A FIRST OFFENSE; OR~~

24 ~~(2) \$1,000 FOR EACH SUBSEQUENT OFFENSE.~~

25 A VIOLATION OF THIS SUBTITLE:

26 **(1) IS AN UNFAIR OR DECEPTIVE TRADE PRACTICE WITHIN THE**
27 **MEANING OF TITLE 13 OF THE COMMERCIAL LAW ARTICLE; AND**

28 **(2) IS SUBJECT TO THE ENFORCEMENT AND PENALTY**
29 **PROVISIONS CONTAINED IN TITLE 13 OF THE COMMERCIAL LAW ARTICLE.**

30 ~~19-708.~~ 19-709.

1 **NOTHING IN THIS SUBTITLE LIMITS:**

2 **(1) THE RIGHTS OR REMEDIES OTHERWISE AVAILABLE TO A**
3 **PURCHASER;**

4 **(2) THE ABILITY OF THE OWNER OR OPERATOR OF A RETAIL PET**
5 **STORE AND PURCHASER TO AGREE TO ADDITIONAL TERMS AND CONDITIONS**
6 **THAT DO NOT IMPAIR THE RIGHTS GRANTED TO A PURCHASER UNDER THIS**
7 **SUBTITLE; OR**

8 **(3) THE ABILITY OF THE STATE OR A LOCAL GOVERNMENT TO**
9 **PROSECUTE THE OWNER OR OPERATOR OF A RETAIL PET STORE FOR ANY**
10 **OTHER VIOLATION OF LAW.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2012.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.