

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 149

A bill to amend 1969 PA 224, entitled
"An act to license and regulate dealers in and research facilities
using dogs and cats for research purposes; and to repeal certain
acts and parts of acts,"
by amending the title and sections 1 and 7 (MCL 287.381 and
287.387) and by adding section 8a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE
2 An act to license and regulate dealers ~~in and that deliver,~~
3 **transport, board, buy, or sell dogs or cats for laboratory research**
4 **purposes; to regulate** research facilities ~~using that use~~ dogs and
5 **or cats for laboratory research; purposes; to require research**
6 **facilities to offer laboratory animals no longer needed for**



1 laboratory research to certain animal protection shelters for
 2 adoption before euthanizing; to require research facilities to
 3 submit annual reports; to provide immunity from civil liability
 4 under certain conditions; to create certain funds; and to repeal
 5 ~~certain acts and parts of acts.~~

6 Sec. 1. ~~When As~~ used in this act:

7 ~~(a) "Person" includes any individual, partnership, association~~
 8 ~~or corporation.~~

9 ~~(b) "Director" means the director of the department of~~
 10 ~~agriculture.~~

11 (a) "Animal protection shelter" means a facility that is
 12 registered under section 6 of 1969 PA 287, MCL 287.336, and is
 13 operated by any of the following:

14 (i) A person.

15 (ii) A humane society.

16 (iii) A society for the prevention of cruelty to animals.

17 (iv) Any other nonprofit organization for the care of homeless
 18 animals.

19 (b) ~~(c) "Cat" means any live a domestic cat (felis catus) for~~
 20 ~~use or intended to be used for research, tests or experiments at~~
 21 ~~research facilities of any age of the species *Felis catus*.~~

22 (c) "Dealer" means a person that for compensation or profit
 23 delivers for transportation, transports, boards, buys, or sells
 24 dogs or cats for research purposes. Dealer does not include a
 25 person that breeds or raises dogs or cats for sale to a research
 26 facility.

27 (d) "Department" means the department of agriculture and rural
 28 development.

29 (e) "Director" means the director of the department.



1 (f) ~~(d)~~ "Dog" means ~~any live~~ **a domestic dog of any age** of the
 2 species ~~canis familiaris for use or intended to be used for~~
 3 ~~research tests or experiments at research facilities.~~ **Canis lupus**
 4 **familiaris.**

5 (g) "Laboratory animal" means a dog or cat that is used or
 6 intended to be used for laboratory research at a research facility.

7 (h) "Laboratory research" means research, tests, or
 8 experiments conducted for education, scientific, medical, or
 9 experimental purposes.

10 (i) "Municipality" means a county, city, village, or township.

11 (j) "Person" means an individual, estate, business or
 12 nonprofit entity, public corporation, government or governmental
 13 subdivision, agency, or instrumentality, or other legal entity.

14 (k) ~~(e)~~ "Research facility" means ~~any a~~ school, hospital,
 15 laboratory, institution, organization, or person that **is licensed**
 16 **or otherwise registered with the United States Department of**
 17 **Agriculture, that** uses or intends to use ~~dogs or cats~~ **a laboratory**
 18 **animal** in laboratory research, ~~tests or experiments,~~ and that ~~(1)~~
 19 ~~purchases~~ **does 1 or both of the following:**

20 (i) **Purchases** or transports ~~such animals, or (2) receives any~~
 21 **laboratory animals.**

22 (ii) **Receives** funds from ~~the this~~ state, ~~or a~~ local government,
 23 or ~~any an~~ agency or instrumentality ~~thereof of this state or a~~
 24 **local government** to finance its operations ~~by means of through~~
 25 grants, loans, or ~~otherwise other~~ **funds.**

26 ~~(f)~~ "Dealer" means ~~any person who for compensation or profit~~
 27 ~~delivers for transportation, transports, boards, buys or sells dogs~~
 28 ~~or cats for research purposes and does not mean a person who breeds~~
 29 ~~or raises dogs or cats for sale to a research facility.~~



1 Sec. 7. (1) Research facilities and dealers shall make and
 2 ~~keep such~~ **maintain any** records with respect to their ~~regarding the~~
 3 purchase, sale, transportation, and handling of dogs and cats ~~, as~~
 4 ~~the director may prescribe.~~ **for laboratory research, and research**
 5 **facilities shall maintain any report submitted under section 11a.**

6 (2) The department shall maintain and make available on its
 7 website a list of all research facilities operating in this state.

8 Sec. 8a. (1) Before euthanizing a laboratory animal that is no
 9 longer needed for laboratory research, and unless an attending
 10 veterinarian, as that term is defined in 9 CFR 1.1, determines that
 11 euthanizing a laboratory animal is required for health or safety
 12 reasons, a research facility may first offer the animal to its
 13 employees for adoption, and then shall offer the animal to an
 14 animal protection shelter located in this state for adoption.

15 (2) A research facility may enter into a written agreement
 16 with an animal protection shelter to carry out the purpose of
 17 subsection (1). A written agreement under this subsection may
 18 include the following provisions:

19 (a) An acknowledgment that the animal protection shelter
 20 accepts responsibility for all risks that may be associated with a
 21 laboratory animal that is the subject of an adoption.

22 (b) A waiver of the right to hold the research facility liable
 23 for the behavioral or health issues of the laboratory animal that
 24 is the subject of an adoption.

25 (3) An animal protection shelter that offers a laboratory
 26 animal for adoption must enter into a written agreement with the
 27 individual that adopts the animal. A written agreement under this
 28 subsection must include an acknowledgement that the individual
 29 understands that the animal subject to the adoption is a former



1 laboratory animal and may have unique needs as a result of that
2 experience. A written agreement under this subsection may also
3 include the following provisions:

4 (a) An acknowledgment that the individual accepts
5 responsibility for all risks that may be associated with the
6 laboratory animal that is the subject of the adoption.

7 (b) A waiver of the right to hold the animal protection
8 shelter liable for behavioral or health issues of the laboratory
9 animal that is the subject of the adoption.

10 (4) This section may be known as "Teddy's law".

11 Enacting section 1. This amendatory act does not take effect
12 unless Senate Bill No. 148 of the 102nd Legislature is enacted into
13 law.

