

Act No. 315
Public Acts of 2023
Approved by the Governor
December 13, 2023
Filed with the Secretary of State
December 14, 2023
EFFECTIVE DATE: February 13, 2024

**STATE OF MICHIGAN
102ND LEGISLATURE
REGULAR SESSION OF 2023**

Introduced by Senators Hertel, Polehanki, McMorro, Cavanagh, Shink, Wojno, Klinefelt,
McCann, Chang, Bayer and Anthony

ENROLLED SENATE BILL No. 149

AN ACT 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:

TITLE

An act to license and regulate dealers that deliver, transport, board, buy, or sell dogs or cats for laboratory research purposes; to regulate research facilities that use dogs or cats for laboratory research; to require research facilities to offer laboratory animals no longer needed for laboratory research to certain animal protection shelters for adoption before euthanizing; to require research facilities to submit annual reports; to provide immunity from civil liability under certain conditions; to create certain funds; and to repeal acts and parts of acts.

Sec. 1. As used in this act:

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

(i) A person.

(ii) A humane society.

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

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

(b) "Cat" means a domestic cat of any age of the species *Felis catus*.

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

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

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

(f) "Dog" means a domestic dog of any age of the species *Canis lupus familiaris*.

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

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

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

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

(k) "Research facility" means a school, hospital, laboratory, institution, organization, or person that is licensed or otherwise registered with the United States Department of Agriculture, that uses or intends to use a laboratory animal in laboratory research, and that does 1 or both of the following:

(i) Purchases or transports laboratory animals.

(ii) Receives funds from this state, a local government, or an agency or instrumentality of this state or a local government to finance its operations through grants, loans, or other funds.

Sec. 7. (1) Research facilities and dealers shall make and maintain any records regarding the purchase, sale, transportation, and handling of dogs and cats for laboratory research, and research facilities shall maintain any report submitted under section 11a. A research facility shall maintain a report submitted under section 11a for 5 years.

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

Sec. 8a. (1) Before euthanizing a laboratory animal no longer needed for laboratory research that the attending veterinarian, as that term is defined in 9 CFR 1.1, determines is suitable for adoption, a research facility shall offer the laboratory animal directly to its employees or to an animal protection shelter located in this state for adoption.

(2) A research facility that provides a former laboratory animal to an animal protection shelter may enter into a written agreement to carry out the purpose of subsection (1). A written agreement under this subsection may include an acknowledgment that the animal protection shelter accepts and takes responsibility for any and all risks that may be associated with the former laboratory animal and an agreement to waive the right to hold the research facility liable for behavioral or health issues.

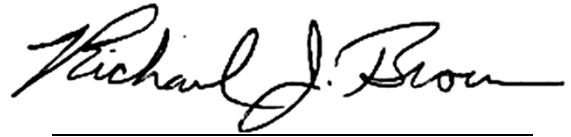
(3) An animal protection shelter that places a laboratory animal received from a research facility under subsection (1) for adoption shall enter into a written agreement with the individual that adopts the former laboratory animal. A written agreement under this subsection must include an acknowledgment that the adopting individual understands that the animal was a former laboratory animal. A written agreement under this subsection may also require that the adopting individual accepts any and all risks that may be associated with the former laboratory animal and an agreement to waive the right to hold the animal protection shelter liable for behavioral or health issues.

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

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



Secretary of the Senate



Clerk of the House of Representatives

Approved _____

Governor