

Amendment 5 to Council Bill No. 1-2021

**BY: The Chairperson at the request
of the County Executive**

**Legislative Day 6
Date: April 5, 2021**

Amendment No. 5

(This amendment adds an applicability section to the Bill and amends the definition of “private animal shelter” accordingly.

This amendment also makes a clarifying change to the definition of responsible party.)

1 On page 5, in line 8, after “REGULATIONS” insert “; APPLICABILITY”.

2

3 On page 5, after line 14, insert:

4 “(4) THIS SUBTITLE APPLIES TO A PRIVATE ANIMAL SHELTER THAT:

5 (I) HOUSES, IN ONE LOCATION, MORE THAN THE FOLLOWING NUMBER AND
6 TYPE OF DOMESTICATED ANIMALS, EXCEPT LIVESTOCK AND POULTRY:

7 A. FOR DOGS AND CATS:

8 I. 4 AGE 4 MONTHS OR OLDER; AND

9 II. 15 UNDER THE AGE OF 4 MONTHS; AND

10 B. FOR OTHER DOMESTICATED ANIMALS:

11 I. 10 AGE 4 MONTHS OR OLDER; AND

12 II. 15 UNDER THE AGE OF 4 MONTHS; AND

13 (II) RE-HOMES, RE REHABILITATES, OR PROVIDES PERMANENT HOUSING TO
14 DOMESTICATED ANIMALS, EXCEPT FOR LIVESTOCK OR POULTRY

15 (5) THIS SUBTITLE DOES NOT APPLY TO:

16 (I) A RETAIL PET STORE AS DEFINED IN SECTION 19-701 OF THE BUSINESS
17 REGULATIONS ARTICLE OF THE ANNOTATED CODE OF MARYLAND;

18 (II) DOG OR CAT FANCIERS WHO HAVE A LICENSE ISSUED UNDER SECTION
19 17.301 OF THIS SUBTITLE;

20 (III) UNLESS THE CRITERIA SET FORTH IN SUBSECTION (4)(I) IS MET AS TO THE
21 NUMBER OF ANIMALS, AN INDIVIDUAL WHO MAY FOSTER FOR A PRIVATE
22 ANIMAL SHELTER; OR

- 1 (IV) A PRIVATE ANIMAL SHELTER THAT IS LICENSED UNDER STATE OR FEDERAL
- 2 LAW; OR
- 3 (V) THE HOUSING, RE-HOMING, REHABILITATION OR PERMANENT HOUSING OF
- 4 LIVESTOCK OR POULTRY.”.

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6 On page 5, in line 25, after “ANIMALS” insert “, EXCEPT LIVESTOCK AND POULTRY,”.

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8 On page 5, in line 26, strike “SANCTUARY” and substitute “HOUSING”.

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10 On page 5, strike beginning with “A PRIVATE ANIMAL” in line 26 down through and including

11 “MONTHS.” in line 29.

12

13 On page 5, in line 31, after “INCLUDES” insert “, WITHOUT LIMITATION,”.