

Amendment 2 to Council Bill No. 1-2021

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

**Legislative Day 5
Date: March 1, 2021**

Amendment No. 2

(This amendment makes the following changes in the standards of care:

- 1. Clarifies indoor temperature requirements;*
- 2. Clarifies when primary animal enclosures shall be cleaned;*
- 3. Clarifies language related to pests which may cause disease or nuisance;*
- 4. Clarifies which staff members shall have training as to sanitation protocols;*
- 5. Clarifies the requirement to consult with a veterinarian;*
- 6. Clarifies that the requirement to hold an animal for 30 days is consistent with laws governing the abandonment of animals; and*
- 7. Clarifies that the requirement to obtain a health certificate is a State requirement.)*

1 On page 9, in line 25, after “KEPT” insert a colon.

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3 On page 9, strike line 26 and substitute:

- 4 “A. FOR CATS AND DOGS, BETWEEN 60-80 DEGREES FAHRENHEIT; OR
5 B. FOR ALL OTHER SPECIES, AT THE APPROPRIATE ENVIRONMENTAL CONDITION FOR
6 THE SPECIES BEING HOUSED AS RECOMMENDED BY THE AMERICAN VETERINARY
7 MEDICAL ASSOCIATION OR STANDARDS THAT THE ADMINISTRATOR FINDS
8 EQUIVALENT;”.

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10 On page 11, in line 13, strike “ALL PRIMARY ANIMAL ENCLOSURES,” and substitute “TO
11 MAINTAIN SANITARY CONDITIONS, ALL” and strike the comma after “FOOD BOWLS”.

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13 On page 11, in line 14, after “DAILY” insert:

- 14 “AND PRIMARY ANIMAL ENCLOSURES:
15 A. FOR DOGS AND CATS, SHALL BE CLEANED DAILY; AND
16 B. FOR ALL OTHER SPECIES, SHALL BE SPOT CLEANED DAILY TO REMOVE URINE AND FECES, AND
17 FULLY CLEANED AS NECESSARY”.

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On page 11, strike lines 27 and 28, inclusive and in their entirety and substitute:

“(VII) PROPER PROTOCOLS SHALL BE PUT INTO PLACE TO PROTECT AGAINST PESTS AND OTHER DISEASE VECTORS OR NUISANCES;”.

On page 12, in line 1, after “STAFF” insert “, WHETHER PAID OR UNPAID,”.

On page 12, strike lines 19 and 20, inclusive and in their entirety and substitute:

“(I) A RESPONSIBLE PARTY SHALL CONSULT WITH A VETERINARIAN FOR THE MEDICAL CARE AND TREATMENT OF A SICK OR INJURED ANIMAL;”.

On page 13, in line 27 strike “THE” and substitute “IN ACCORDANCE WITH SECTION 17.310(i)(5) OF THIS CODE, THE” and, in the same line, after “MUST BE” insert “DEEMED ABANDONED AND”.

On page 13, strike beginning with the comma in line 29 down through and including “ADMINISTRATOR” in line 31.

On page 14, in line 9, after “STATE” insert “, AS REQUIRED BY THE MARYLAND DEPARTMENT OF AGRICULTURE”.

I certify this is a true copy of
Amendment 2 to CBI -2021
passed on April 5, 2021
Michelle Harwood
Council Administrator

Amendment 3 to Council Bill No. 1-2021

BY: The Chairperson at the request
of the County Executive

Legislative Day 5
Date: March 1, 2021

Amendment No. 3

(This amendment requires that the Department conduct an education and outreach campaign about the new license and waives the fees for one year after the effective date of the Act.)

1 On page 14, after line 19, insert:

2 “(P) EDUCATION AND OUTREACH. THE DEPARTMENT SHALL ENGAGE IN AN EDUCATIONAL AND
3 OUTREACH CAMPAIGN ABOUT THE REQUIREMENTS OF THIS SECTION.

4

5 Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that fees
6 authorized by 17.322(h) are waived for one year after the effective date of this Act. Any application for a
7 license submitted more than one year after the effective date of Act is subject to an application fee and a
8 license fee.”.

I certify this is a true copy of
Amendment 3 to CBI-2021
passed on April 5, 2021
Michelle Howard
Council Administrator

Amendment 4 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. 4

(This amendment clarifies that the Animal Control Administrator may impound animals from private animal shelters that are operating without a license.)

1 On page 1, after line 5, insert:

2 "17.310(a)".

3

4 On page 1, in line 18, insert:

5 "**Section 17.310. - Impoundment and redemption.**

6 (a) Impoundment.

7 (1) The Administrator may impound:

8 (i) A dog, cat, or ferret whose owner has failed to have the animal vaccinated against
9 rabies within seven days after being notified to do so;

10 (ii) An animal whose owner has failed to comply with control, and confinement
11 measures ordered by the Administrator within the time specified by the order;

12 (iii) An animal that has been declared a nuisance by the Administrator, or an animal
13 whose owner receives three citations for disturbing the public peace in a 24-month
14 period, if the citations have not been appealed or have been upheld on appeal;

15 (iv) An animal at large;

16 (v) An animal declared dangerous or potentially dangerous by the Administrator or by
17 another jurisdiction;

18 (vi) An animal declared a threat to public safety and welfare;

19 (vii) An animal whose health or safety is endangered through its owner's cruelty or
20 neglect;

21 (viii) A wild or exotic animal kept in violation of this subtitle;

22 (ix) An animal adopted from the County shelter but which has not been spayed or
23 neutered within the period required by the Administrator; and

1 (x) An animal adopted from the County shelter whose owner has not complied with the
2 terms of the adoption agreement.

3 (XI) AN ANIMAL FROM A PRIVATE ANIMAL SHELTER OPERATING WITHOUT A LICENSE OR
4 WITH A LICENSE THAT HAS BEEN SUSPENDED OR REVOKED IN ACCORDANCE WITH
5 SECTION 17.322(I) OF THIS TITLE.”.

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7 On page 8, in line 24, strike the period after “CARE” and insert a semi-colon.

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9 On page 8, in line 26, strike the period after “SUBTITLE” and substiute “;OR”.

10
11 On page 8, after line 26, insert:

12 “(4) IN THE INSTANCE OF A SUSPENDED OR REVOKED LICENSE, IMPOUND AN ANIMAL
13 PURSUANT TO SECTION 17.310 OF THIS CODE.”.

I certify this is a true copy of
Amendment 4 to CB1-2021
passed on April 5, 2021
Musheli Harrod
Council Administrator

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”.

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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.

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

7
8 On page 5, in line 26, strike “SANCTUARY” and substitute “HOUSING”.

9
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,”.

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Amendment 5 to CB1-2021
passed on April 5, 2021
Michelle Grossol
Council Administrator