

REFERENCE TITLE: commercial dog breeders; pet dealers

State of Arizona  
House of Representatives  
Fifty-first Legislature  
Second Regular Session  
2014

## **HB 2242**

Introduced by  
Representatives Kavanagh, Sherwood, Ugenti, Senator Reagan:  
Representatives Coleman, Forese, Lovas, Pratt, Shope, Senators McComish,  
Melvin, Meza

AN ACT

AMENDING SECTIONS 44-1799 AND 44-1799.01, ARIZONA REVISED STATUTES; RELATING  
TO PET DEALERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 44-1799, Arizona Revised Statutes, is amended to  
3 read:

4 ~~44-1799.~~ Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Clinically ill" means an illness that is apparent to a  
7 veterinarian based on the veterinarian's observation, examination or testing  
8 of an animal or on a review of the animal's medical records.

9 2. "COMMERCIAL DOG BREEDER" MEANS A PERSON THAT SELLS TWENTY OR MORE  
10 DOGS IN A CALENDAR YEAR BUT DOES NOT INCLUDE COMMERCIAL LIVESTOCK OPERATIONS  
11 OR COMMERCIAL LIVESTOCK AUCTION MARKETS.

12 ~~2.~~ 3. "Nonelective surgical procedure" means a surgical procedure  
13 that is necessary according to commonly accepted standards of veterinary  
14 medicine to preserve or restore the health of the cat or dog, to prevent the  
15 animal from experiencing pain or discomfort or to correct a condition that  
16 would interfere with the cat's or dog's ability to walk, run or jump or to  
17 otherwise function in a normal manner.

18 ~~3.~~ 4. "Pet dealer" means EITHER OF THE FOLLOWING:

19 (a) A person who owns a pet store.

20 (b) A COMMERCIAL DOG BREEDER.

21 ~~4.~~ 5. "Pet store" means a commercial establishment that engages in a  
22 for-profit business of selling at retail cats, dogs or other animals, but  
23 does not include commercial livestock operations and commercial livestock  
24 auction markets. Pet store does not mean a publicly operated pound or a  
25 private, charitable not-for-profit humane society or any animal adoption  
26 activity that a pound or humane society conducts off site at any pet store or  
27 other commercial enterprise.

28 ~~5.~~ 6. "Purchaser" means a person who purchases any cat or dog without  
29 intent to resell.

30 Sec. 2. Section 44-1799.01, Arizona Revised Statutes, is amended to  
31 read:

32 ~~44-1799.01.~~ Veterinary examination

33 A. A veterinarian who is licensed pursuant to title 32, chapter 21  
34 shall examine:

35 1. All cats and dogs that are received by a pet dealer before the cat  
36 or dog is placed for sale.

37 2. ALL FEMALE DOGS THAT ARE OWNED BY A PET DEALER BEFORE BREEDING.

38 B. If the veterinarian determines that a cat or dog is afflicted with  
39 a contagious disease, the cat or dog may be returned to the source or kept by  
40 the pet dealer. If the pet dealer keeps the cat or dog, the pet dealer shall  
41 cage the cat or dog separately from healthy animals and shall house and  
42 handle the cat or dog in a manner that will minimize the likelihood of  
43 contagion.