

2008 JAN 31 AM 10: OCITY OF OAKLAND BILL ANALYSIS

Date: February 14, 2008

Bill Number: 1634

Bill Author: Lloyd E. Levine

DEPARTMENT INFORMATION

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Department: Police

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RECOMMENDED POSITION:

(SUPPORT, SUPPORT IF AMENDED, NEUTRAL, WATCH,

OPPOSE, NOT RELEVANT)

The Oakland Police Department recommends SUPPORT for AB 1634.

Summary of the Bill

AB 1634 would prohibit any person from owning or possessing any cat or dog over the age of six months that has not been spayed or neutered, unless that person possesses an intact permit. The bill sets forth criteria for who may obtain an Intact Permit. Permits may be issued to private households for one male and one female dog to produce one litter of puppies. They are also available to a variety of professional breeders and service dogs.

The Bill establishes an intact permit fee in an amount to be determined by a local jurisdiction, and would require the revenue from these fees to be used for the administration of the local jurisdiction's permit program. The bill would make a violation of these provisions, as specified, punishable by a prescribed civil penalty.

This Bill also requires all revenues derived from these civil penalties to be used for funding the outreach efforts in connection with, and the administration and enforcement of, these provisions, and, to the extent funding is available, free and low-cost spay and neuter programs, and outreach efforts for those programs, which would be required to be established by each local animal control agency.

Positive Factors for Oakland

 AB 1634 will allow Oakland to set up a program specific to its needs and target local enforcement accordingly.

- The fines collected under AB 1634 are mandated to fund low cost spay/neuter and educational programs and will create a budget for subsidized public spay/neuter programs.
- AB 1634 will allow the issuance of fines for individuals who do not comply with the law
 and make breeding less attractive to irresponsible breeders. This will help curb the over
 breeding of pit bulls in Oakland.
- The Oakland Animal Shelter will be able to target repeat offenders who keep dogs for fighting and other illegal purposes.
- AB1634 includes cats, which is an issue not currently addressed in the Oakland Municipal Code, and will likely decrease the number of cats and dogs euthanized at the Oakland Animal Shelter.
- Dog attacks may decrease. Altered dogs are much less likely to attack humans and other animals. Unaltered dogs are responsible for almost every human fatality caused by a dog.

Negative Factors for Oakland

- There is no state reimbursement money associated with this bill and the costs will be the responsibility of local jurisdictions. However, funds generated by the intact permit fees, as well as fines levied from violations, will partially cover these costs.
- There may be an initial increase in intake to the shelter from those individuals who do not wish to have an altered animal.
- Low cost spay/neuter resources are limited in Oakland which may initially create a significant challenge for those trying to comply with the law. Increases in availability of low cost or free spay/neuter programs through our contract vets may offer a solution to this problem. In addition, the shelter may be able to offer some in-house services with current and volunteer vets on a monthly or bi-monthly basis. An equipment upgrade would be required to offer these services. The estimated cost of an equipment upgrade is \$20,000. The Animal Shelter does have funds available in the City of Oakland General Fund (1010), Bureau of Services Animal Shelter Org. (103130), Bureau of Services Special Operations Program (PS13), Bureau of Services Project (P81400), which may be used to address this issue.

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• The public may expect the law to work quickly to reduce intake and euthanasia at the shelter if AB 1634 is instituted.

PLE	ASE RATE THE EFFE	CT OF THIS MEASURE ON THE CITY OF OAKLAND:			
	Critical (top priority fo	r City lobbyist, city position required ASAP)			
<u>X</u>	Very Important (priority for City lobbyist, city position necessary)				
	Somewhat Important (City position desirable if time and resources are available)				
	Minimal or No	one (do not review with City Council, position not required)			

Known support:

The Sacramento Animal Care Services, Marin Humane Society, Silicon Valley Animal Control, City of Fremont, Stanislaus County Animal Services, East Bay SPCA, Silicon Valley Humane Society, San Jose Animal Care and Control, City of Los Angeles and Los Angeles Animal Services, California Animal Control Directors Association, State Humane Association of California, Humane Society of the United States and various California Animal Control Agencies, Police Departments and Sheriffs, Mayors, Humane Societies, SPCAs and California Rescue Groups are in support of this bill.

Known Opposition:

The Peninsula Humane Society, California Organization of Police and Sheriffs, California Rescue Dog Association, Sacramento County Sheriff John McGuiness, Yuba County Board of Supervisors, the City of Marysville and San Francisco Animal Care and Control, various breed specific rescue groups, breeders and working dog groups are opposed to this bill.

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Attach bill text and state/federal legislative committee analysis, if available.

Bill and Analyses for AB 1634 are Attached

Respectfully Submitted,

Wayne G. Tricker Thief of Police

Prepared by: Adam Parascandola

Animal Services Director Bureau of Services

APPROVED AND FORWARDED TO THE RULES AND LEGISLATION COMMITTEE

Office of City Administrator

Rules & Legislation Comte. February 14, 2008

WHOSE OF THE CITY CAKLAND CITY COUNCIL

Approved as to Form and Legality

City Attorney

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RESOLUTION DECLARING THE CITY COUNCIL'S SUPPORT OF ASSEMBLY BILL 1634, WHICH PROHIBITS ANY PERSON FROM OWNING ANY CAT OR DOG OVER THE AGE OF SIX MONTHS THAT HAS NOT BEEN SPAYED OR NEUTERED UNLESS THAT PERSON POSSESSES: AN INTACT PERMIT, AND SUBJECTING ANY VIOLATOR TO A PRESCRIBED CIVIL PENALTY

WHEREAS, Assembly Bill AB 1634 is currently pending in the California Legislature; and

WHEREAS, the Oakland Police Department recommends that AB1634 be endorsed and supported by the City of Oakland; and

WHEREAS, this Bill will prohibit any person from owning any cat or dog over the age of six months that has not been spayed or neutered unless that person possesses an intact permit, and subjecting any violator to a prescribed civil penalty; and

WHEREAS, this Bill will allow Oakland to set up a program specific to its needs and target local enforcement accordingly; and

WHEREAS, the fines collected under this Bill are mandated to fund low cost spay/neuter and educational programs and will create a budget for subsidized public spay/neuter programs; and

WHEREAS, this Bill will allow the issuance of fines for individuals who do not comply with the law and make breeding less attractive to irresponsible breeders and help curb the over breeding of pit bulls in Oakland; and

WHEREAS, this Bill will enable the Oakland Animal Shelter to target repeat offenders who keep dogs for fighting and other illegal purposes; and

WHEREAS, this Bill includes cats, which is an issue not currently addressed in the Oakland Municipal Code, and will likely decrease the number of cats and dogs euthanized at the Oakland Animal Shelter; now, therefore, be it

RESOLVED: That the City Council hereby proclaims its support and hereby authorizes the City Administrator to instruct the City's legislative lobbyist to advocate for and support the passage of California Assembly Bill 1634 (Levine).

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IN COUNCIL, OAKLAND, CALIFORNIA,				
PASSED BY THE FOLLOWING VOTE:				
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE				
NOES-	ATTEST			
ABSENT-	LaTonda Simmons			
ADSTENTION	City Clerk and Clerk of the Council,			

AMENDED IN SENATE JULY 3, 2007
AMENDED IN SENATE JUNE 27, 2007
AMENDED IN ASSEMBLY MAY 31, 2007
AMENDED IN ASSEMBLY MAY 9, 2007
AMENDED IN ASSEMBLY APRIL 30, 2007
AMENDED IN ASSEMBLY APRIL 17, 2007
AMENDED IN ASSEMBLY APRIL 9, 2007

CALIFORNIA LEGISLATURE-2007-08 REGULAR SESSION

ASSEMBLY BILL

No. 1634

Introduced by Assembly Member Levine
(Principal coauthor: Senator Padilla)
(Coauthors: Assembly Members Nava and Solorio)

February 23, 2007

An act to add Chapter 9 (commencing with Section 122336) to Part 6 of Division 105 of, and to repeal Section 122336.21 the Health and Safety Code, relating to pets.

LEGISLATIVE COUNSEL'S DIGEST

AB 1634, as amended, Levine. California Healthy Pets Act. Existing law sets forth provisions relating to veterinary public health and safety and provides for or regulates spay, neuter, and breeding programs for animals.

This bill would prohibit any person from owning or possessing any cat or dog over the age of 6 months that has not been spayed or neutered, unless that person possesses an intact permit, as defined. The bill would

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establish an intact permit fee in an amount to be determined by a local jurisdiction, and would require the revenue from these fees to be used for the administration of the local jurisdiction's permit program. The bill would make a violation of these provisions, as specified, punishable by a prescribed civil penalty. It would require all revenues derived from these civil penalties to be used for funding the outreach efforts in connection with, and the administration and enforcement of, these provisions, and, to the extent funding is available, free and low-cost spay and neuter programs, and outreach efforts for those programs, which would be required to be established by each local animal control agency.

By increasing the enforcement responsibility of local agencies, this bill would create a state-mandated local program.

This bill would, until January 1, 2012, authorize a local jurisdiction or its authorized local animal control agency to allow for issuance of an intact permit for one male and one female dog per household in order to allow the dogs to produce a single litter of offspring, subject to specified criteria. It would authorize the imposition of an intact permit fee for these purposes in an amount determined by the local jurisdiction, to be used for funding the administration of the local jurisdiction's permit program.

The bill would become operative on April 1, 2008.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. This act shall be known and may be cited as the
- 2 California Healthy Pets Act.
- 3 SEC. 2. Chapter 9 (commencing with Section 122336) is added
- 4 to Part 6 of Division 105 of the Health and Safety Code, to read:

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Chapter 9. Spay and Neuter Program for Cats and Dogs

Article 1. Definitions

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- 122336. For purposes of this chapter, the following definitions shall apply:
- (a) "Intact permit" means a document issued annually by a local jurisdiction or its local animal control agency if authorized to issue these permits, that authorizes a person to own or possess within that locality an unaltered cat or dog and meets the requirements of subdivision (a) of Section 122336.2 or subdivision (a) of Section 122336.21. A dog or cat license that meets the requirements of subdivision (a) of Section 122336.2 or subdivision (a) of Section 122336.21 shall be considered a permit for purposes of this chapter.
- (b) "Local animal control agency" means the municipal or county animal control agency or other entity responsible for enforcing animal-related laws.
- (c) "Local jurisdiction" means any city, county, or city and county.
- (d) "Recognized registry or association" means an animal registry or association that has been determined to be a bona fide registry or association by the local jurisdiction or its authorized local animal control agency.

(d)

(e) "Spay or neuter" means any procedure, as performed by a duly licensed veterinarian, that permanently sterilizes an animal and makes it incapable of reproduction.

Article 2. General Provisions

 122336.1. (a) Subject to subdivision (c), a person shall not own or possess within the state any cat or dog over the age of six months that has not been spayed or neutered, unless that person possesses an intact permit, as defined in subdivision (a) of Section 122336.

(b) (1) Subject to subdivision (c), any person who violates subdivision (a) shall, for each animal for which a violation has occurred, be issued a citation subjecting the person to a civil penalty of five hundred dollars (\$500) if the person fails to provide proof that the person has met the requirements of subdivision (a)

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within 30 days of the date of the issuance of the citation. This penalty shall be imposed in addition to any other civil or criminal penalties imposed by the local jurisdiction.

- (2) At the time a citation is issued, the citing authority shall provide the person being cited with information as to the availability of spaying and neutering services for free or at reduced cost.
- (c) If an owner of a cat or dog provides a letter from a California licensed veterinarian stating that it is the medical judgment of the veterinarian that the cat or dog should not be spayed or neutered prior to the age of nine months, the owner shall not be in violation of this chapter during that period. No earlier than 30 days—after before the cat or dog has reached nine months of age, the veterinarian may provide a letter to the owner extending the date for spaying or neutering the cat or dog to 12 months of age. The letter from the veterinarian shall include the veterinarian's license number, the name of the owner, and a description of the cat or dog in question.
- (d) Any civil penalty imposed under subdivision (b) shall be waived, in whole or in part, by the local jurisdiction if the person in violation provides verification that his or her cat or dog has been spayed or neutered.
- (e) (1) Any person who is in possession of any document issued by the local jurisdiction or its authorized local animal control agency that permits the owner to possess an unaltered cat or dog shall be deemed in compliance with this act until the document expires or January 1, 2009, whichever occurs first.
- (2) Upon expiration of the permit, the owner of the intact cat or dog-permit shall obtain a new permit pursuant to the applicable provision of Section 122336.2 in order to be in compliance with this section.
- (f) Nothing in this chapter shall be construed to impose any obligation on a veterinarian to enforce the provisions of this chapter or to require the veterinarian to provide information to a local animal control agency as to the spay or neuter status of a cat or dog.

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Article 3. Permits

- 122336.2. (a) A local jurisdiction shall issue an intact permit, as defined in subdivision (a) of Section 122336, if the owner provides proof acceptable to the local jurisdiction, as determined by the local jurisdiction or its authorized local animal control agency, that any of the following conditions are met:
- (1) The owner demonstrates, by providing a copy of his or her business license and, federal and state tax number tax identification number, California seller's permit, as required by Section 6066 of the Revenue and Taxation Code, or by other proof, as required by the local jurisdiction or its authorized local animal control agency, that he or she is doing business and, if licensing is required, is licensed as a breeder at a location for which the local jurisdiction or its authorized local animal control agency has issued a breeder license.
- (2) The owner's cat or dog is a valid breed that is recognized by an approved belongs to a recognized registry or association, and complies with at least one of the following:
- (A) His or her The cat or dog is used to show or compete and has competed in at least one legitimate show or sporting competition hosted by, or under the approval of, a recognized registry or association within the last two years, or by whatever proof is required by the local jurisdiction or its authorized local animal control agency demonstrating that the cat or dog is being trained to show or compete and is too young to have yet competed.
- (B) The cat or dog has earned, or if under three years old, is in the process of earning, a conformation, obedience, agility, carting, herding, protection, rally, sporting, working, or other title from an approved a recognized registry or association.
- (3) The owner is a legitimate breeder of mixed breed or purebred working dogs, or is supplying mixed breed or purebred dogs for training as working dogs to law enforcement, fire agencies, or legitimate professional or volunteer private sector working dog organizations.
- (4) The dog is being actively used by law enforcement, fire agencies, or legitimate professional or volunteer private sector working dog organizations for law enforcement, fire service, search and rescue, or medical service activities, or is being raised,

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groomed, socialized, or otherwise prepared for duties for any of these purposes.

- (5) The owner of a cat or dog provides a letter to the local jurisdiction or its authorized local animal control agency from a California licensed veterinarian stating that due to age, poor health, or illness, it is unsafe to spay or neuter the cat or dog. The letter from the veterinarian shall include the veterinarian's license number, the name of the owner, a description of the cat or dog in question, and, if this information is available, the duration of the condition of the cat or dog, and the date by which the cat or dog may be safely spayed or neutered.
- (6) The dog is used for herding or guarding livestock, and the dog's owner resides on or is the owner of property designated for agricultural use.
- (b) Any cat or dog owner who is not a resident of California shall be exempted from the permit requirements set forth in this chapter if the owner provides proof, as determined by the local jurisdiction or its authorized local animal control agency, that the cat or dog is temporarily in California for training, showing, or any other legitimate lawful reason.
- (c) (1) Any individual or organization breeding animals for services provided by guide dogs, signal dogs, or service dogs, as defined in subparagraph (C) of paragraph (6) of subdivision (b) of Section 54.1 of the Civil Code, shall be presumptively entitled to an intact permit issued pursuant to this chapter.
- (2) Any animal possessed by any individual with a disability protected by the federal Americans with Disabilities Act of 1990 (Public Law 101-336) shall be exempt from the provisions of this chapter if the animal is providing guide dog, service dog, or signal dog services, as defined in subparagraph (C) of paragraph (6) of subdivision (b) of Section 54.1 of the Civil Code.
- (3) Guide dog, signal dog, and service dog programs licensed by the State of California are exempt from all of the provisions of this chapter.
- 35 (4) A person in possession of a cat or dog to be used for any of 36 the purposes set forth in permitted by the federal Animal Welfare 37 Act (7 U.S.C. Sec. 2131 et seq.) shall be exempt from the 38 provisions of Section 122336.1 this chapter, provided the person 39 is licensed by or registered with the United States Secretary of 40 Agriculture pursuant to the provisions of the Animal Welfare Act.

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(d) An unaltered cat or dog for which an intact permit was issued who ceases to meet the requirements of subdivision (a) is subject to the spay and neuter requirements set forth in Section 122336.1.

- (e) (1) The amount of the fee for an intact permit shall be determined by the local jurisdiction, and shall be no more than what is reasonably necessary to fund the administration of that jurisdiction's intact permit program.
- (2) A local jurisdiction shall waive the intact permit fee for an unaltered cat or dog that meets any of the requirements described in paragraphs (3) and (4) of subdivision (a), and the provisions of subdivision (c) and may waive all or part of the intact permit fee for an unaltered cat or dog meeting the requirements of paragraph (5) of subdivision (a).
- (3) Any fee assessed by a local jurisdiction pursuant to this chapter shall not be duplicative of any other local fee in that jurisdiction.
- (f) Nothing in this section shall prohibit a local jurisdiction from adopting or enforcing a more restrictive spay or neuter program pursuant to Section 122331, provided that the program allows for a cat or dog to be temporarily or permanently exempted from a spay or neuter requirement for the reasons set forth in paragraphs (3) to (5), inclusive, of subdivision (a), or the provisions of subdivision (c).
- 122336.21. (a) The local jurisdiction or its authorized local animal control agency may allow for issuance of an intact permit, and imposition of an intact permit fee, for one male and one female dog per household in order to allow the dogs to produce a single litter of offspring. In no event shall the intact permits issued for this purpose have a duration in excess of one year. In addition, the following conditions shall be met for purposes of obtaining and retaining the permit:
- 32 (1) The animal dog has been examined by a licensed veterinarian and is following the preventative health care program recommended by the veterinarian.
- 35 (2) The owner has not been convicted of one or more violations of the following offenses:
 - (A) Section 121705 of the Health and Safety Code.
- 38 (B) Section 286.5 of the Penal Code.
- 39 (C) Section 596 of the Penal Code.
- 40 (D) Section 597 of the Penal Code.

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- 1 (E) Section 597.5 of the Penal Code.
- 2 (F) Section 599aa of the Penal Code.
- 3 (G) Section 487e of the Penal Code.
 - (H) Section 487f of the Penal Code.
 - (I) Section 487g of the Penal Code.
 - (3) The owner has not been convicted of two or more violations of any local ordinance involving the dog for whom the unaltered animal certification is sought.
 - (4) The owner has not received an order from the local jurisdiction or its authorized local animal control agency involving the dog for whom the unaltered animal certification is sought.
 - (5) The dog for whom the unaltered animal certification is sought has not been determined by local jurisdiction or its authorized local animal control agency to be a "vicious animal."
 - (6) The animal dog is properly housed and cared for as follows:
 - (A) The animal dog is provided sufficient quantity of good and wholesome food and water.
 - (B) The animal dog is provided shelter that will allow the animal dog to stand up, turn around, and lie down without lying in its feces, and the area where the animal dog is kept is properly cleaned and disinfected.
 - (C) The animal dog is fully contained on the owner's property and provided appropriate exercise.
 - (D) The animal dog owner otherwise complies with any applicable state law concerning the care and housing of animals.
 - (7) The owner furnishes the director of animal control services with a signed statement agreeing to the following conditions:
 - (A) Offspring of the unaltered animal dog may not be sold and may be adopted without a fee only after adopted or sold before they reach eight weeks of age.
 - (B) Records will be kept documenting how many offspring were produced and who adopted them.
 - (B) Prior to any adoption or sale, any offspring of the unaltered dog shall undergo a health examination by a California licensed veterinarian, and shall receive any preventative health care that is deemed necessary by the veterinarian.
- (C) Any advertisement for the adoption or sale of the offspring
 of the unaltered dog shall prominently display the unaltered dog's
 intact permit number.

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(D) Any adoption or sale of the offspring of the unaltered dog shall comply with all of the requirements and duties of a breeder, as set forth in Article 1 (commencing with Section 122045) of Chapter 5.

- (8) The dog for whom the unaltered animal certification is sought is currently licensed pursuant to local requirements.
- (9) The owner has considered having the animal microchipped for purposes of identification.
- (b) The owner shall maintain records documenting how many offspring were produced or adopted, or both and by whom they were adopted or purchased, if applicable, and shall provide proof that the dog has been spayed or neutered after producing not more than a a single litter. This information shall be made available to an the local jurisdiction or its authorized local animal control agency upon request.
- (c) The amount of the fee for an intact permit issued under this section shall be determined by the local jurisdiction and shall not exceed the cost of administering this section.
- (d) This section shall remain in effect only until January 1, 2012, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2012, deletes or extends that date.

Article 4. Funding

- 122336.3. (a) (1) Any civil penalty collected pursuant to subdivision (b) of Section 122336.1 shall be used for funding the administration, outreach, and enforcement activities set forth in Article 5 (commencing with Section 122336.4).
- (2) To the extent that funding is available pursuant to this chapter, a local animal control agency shall establish a free and low-cost spay and neuter program for low-income individuals. The agency shall undertake outreach efforts to inform qualified persons about these programs.
- (b) All permit fees collected pursuant to subdivision—(e) (e) of Section 122336.2, and subdivision (c) of Section 122336.21, shall be used for funding the administration of the permit program in the local jurisdiction in which the permits are issued.

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Article 5. Enforcement 1 2 3 122336.4. A local animal control agency shall be responsible 4 for enforcing, conducting outreach efforts in connection with, and 5 administering, this chapter. 6 7 Article 6. Exemptions 8 9 122336.5. (a) Nothing in this chapter shall be construed to prohibit a local jurisdiction from adopting or enforcing a more restrictive spay or neuter program than the program described in 11 12 this chapter. 13 (b) Any local jurisdiction that, prior to January 1, 2007, has enacted an ordinance pursuant to Section 122331 shall be exempt 14 from this chapter. 15 122336.5. 16 17 SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIIIB of the California Constitution because 18 a local agency or school district has the authority to levy service 19 charges, fees, or assessments sufficient to pay for the program or 21 level of service mandated by this act, within the meaning of Section 17556 of the Government Code. 22 SEC. 4. This act shall become operative on April 1, 2008.

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Date of Hearing: May 16, 2007

ASSEMBLY COMMITTEE ON APPROPRIATIONS
Mark Leno, Chair

AB 1634 (Levine) - As Amended: May 9, 2007

Policy Committee:

Business and

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Professions Vote:

State Mandated Local Program:

No

Yes Reimbursable:

Nο

SUMMARY

Urgency:

This bill requires all cats and dogs to be spayed or neutered, with specified exceptions, and establishes civil penalties for non-compliance. Specifically, this bill:

- 1) Requires that all cats and dogs over four months of age be spayed or neutered unless the owner obtains an annual permit from a local jurisdiction or animal control agency.
- 2) Subjects a cat or dog owner to a civil penalty of \$500 for each animal in violation of (1), unless the owner provides a letter from a licensed veterinarian that it is unsafe to spay or neuter their animal and the animal will be spayed or neutered within 75 days of reaching four months of age.
- 3) Requires the local enforcement agency to issue a permit, and thus allow an owner to avoid spaying or neutering their cat or dog, if the owner meets <u>any</u> of the following conditions:
 - a) Demonstrates they are licensed as a breeder within the local jurisdiction.
 - b) Demonstrates that their cat or dog is a valid breed recognized by an approved registry or association and complies with at least one of the following:
 - i) The animal has been shown or competed in at least one legitimate show or sporting competition hosted under the approval of a recognized registry within the last two years or is being trained to compete.

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- ii) The animal has earned, or is in process of earning, a conformation, obedience, agility, carting, herding, protection, rally, sporting, working, or other title from a purebred registry or association.
- c) Provides proof that the dog is being trained for, or has been trained as a guide dog, service dog, or signal dog, or for law enforcement or rescue activities.
- d) Provides a letter from a licensed veterinarian that it is unsafe to spay or neuter due to age, poor health, or illness.
- 4) Requires the amount of the permit fee to be determined by the local enforcement agency as necessary to administer the permit program. The fee must be waived for animals meeting the requirements of (3)(c) and authorizes waiving all or part of the fee for animals meeting the requirements of (3)(d).
- 5) Exempts a non-resident owner who brings their cat or dog into the state from the permit requirements if they provide proof that their animal is temporarily in California for training, showing, or any other legitimate reason.
- 6) Requires the local animal control agency to conduct outreach in connection with all of the above, and to the extent funding is available, to establish free and low-cost spaying and neutering programs for cats and dogs owned by low-income persons.
- 7) Requires revenue from civil penalties to be used for enforcement, administration, and program outreach, and authorizes local animal control agencies to establish the free and low-cost spaying and neutering programs.

FISCAL EFFECT

1)Costs . No direct state costs and any costs to local governments would be nonreimbursable. Any additional costs to local agencies will be supported by existing local resources and by revenue from annual permits and from civil penalties.

It is assumed that enforcement of the bill's provisions will be conducted by local animal control agencies in the course of performing their existing enforcement duties, and generally on

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a complaint-driven basis.

- 2) Potential Savings . To the extent conformance with the bill's requirements reduces the number of cats and dogs impounded to animal shelters, local governments could realize operational savings. Supporters provided information from Santa Cruz County, which implemented a similar ordinance in 1995, showing that by 2003, intake of cats and dogs into county shelters declined by 60% and the number of euthanized animals declined by 75%. Supporters also estimate that shelter operating costs related to intake of cats and dogs totaled \$250 million statewide in 2005. Thus, if a statewide spay/neuter requirement resulted in only a portion of the workload reduction reported for Santa Cruz County, there would still be significant statewide savings among local agencies. Given the assumed, complaint-driven enforcement of a spay/neuter requirement, however, it is likely that such results would take several years. In the short-term, these costs could even increase to the extent some people would surrender their animals to a shelter rather than pay for a spay/neuter procedure, which would somewhat increase shelter populations and related costs.
- 3) Potential State Mandate Savings . SB 1785 (Hayden)/Chapter 752 of 1998, increased, from three to six, the number of days that public and private animal shelters were required to keep animals before they are euthanized. State reimbursable costs for this mandate currently exceed \$20 million annually. To the extent AB 1634 reduces shelter costs as described above, the state could realize a portion of the savings through reduced claims for this mandate.
- 4) Potential Economic Impacts . The American Kennel Club (AKC) indicates that, in 2006, about 160,000 competitors competed in 137 all-breed dog shows in California, including three of the ten largest in the country, and that another 130,000 competitors participate in events such as agility, obedience, and field trials. Some of these events, such as a large, national show held recently in Long Beach, attract many competitors from outside the state. Opponents assert that enactment of this bill would have a chilling effect on attendance at these shows and a resulting economic impact on the state. (The bill was recently amended to clarify that cats and dogs of out-of-state competitors at such shows would not be subject to the spay/neuter requirements.) The AKC notes

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that, following enactment of an ordinance in Louisville, Kentucky in part requiring all unaltered dogs to be kept on four-foot leashes and increasing licensing fees for such dogs, entries at a recent large national show in Louisville declined about 20% from the prior year. Given the amount of economic

activity related to these shows in California, a similar dampening effect stemming from enactment of AB 1634 would have a negative impact, at least in the short-term, on state and local revenues resulting from travel, hotel bookings, and other related expenditures, particularly those associated with out-of-state visitors. This impact cannot be quantified. On the other hand, with the expected method of enforcement of this bill, it is possible that such events could continue to go forward without any adverse impact on attendance.

It is assumed that, by and large, other expenditures related to cat and dog ownership represent discretionary spending, and to the extent this bill, over the longer term, leads to any reduction in this particular activity, the economic impact would not be significant.

COMMENTS

1) Purpose . According to the author's office, each year almost one million unwanted and abandoned cats and dogs are born in California. The author states that "legislation requiring spaying and neutering of cats and dogs is a reasonable, proven-effective and necessary means to greatly reduce the number of unwanted animals and the practice of euthanizing healthy adoptable animals." According to the Animal Population Control Study Commission, every dollar spent on spay and neuter surgeries saves taxpayers \$18.72 in future animal control costs over a 10-year period. The author's office states that, "Spaying and neutering also results in significant public health and safety benefits, particularly in the reduction of dangers caused by roaming stray animals, the transmission of rabies and other communicable animal diseases and the occurrences of dog bites."

This bill is cosponsored by the California Animal Control Directors Association, the California Veterinary Medical Association, Los Angeles Animal Services, Social Compassion in Legislation, and the State Human Association of California.

2) Existing Spay/Neuter Programs . In 1995, the County of Santa

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Cruz implemented an ordinance requiring cats and dogs over six months old to be spayed or neutered unless an unaltered animal certificate is issued. This certificate is available to anyone meeting specified criteria, such as not having any animal-related convictions within a certain amount of time and providing a proper environment for the animal. The ordinance also requires these owners to furnish the director of animal control services with a statement agreeing to have only one litter per year unless expressly permitted by a veterinarian

to have up to two litters a year (cats only). The ordinance also exempts from the certificate requirement service dogs, law enforcement dogs, herding dogs, rescue dogs or animals that can not be spayed or neutered due to health reasons.

Many state and local municipalities have implemented publicly funded spay/neuter programs that include varying degrees of increased licensure fees with mandatory spaying and neutering of cats and dogs. New Hampshire implemented a statewide publicly funded spay and neuter program in 1994. Between 1994 and 2000, the state's eight largest shelters admitted 31,000 fewer dogs and cats than in the six years preceding the program—saving an estimated \$2.2 million statewide. Over this time period, that state's euthanasia rate dropped 75%. New Hampshire's program targets cats and dogs living in low-income households. Almost all funding for the program comes from a small surcharge on dog licenses issued throughout the state and revenue from a specialty license plate.

3)Opposition . The American Kennel Club (AKC) believes the bill will put a damper on dog shows that attract out-of-state participants and contribute to the state's economy. For example, the AKC indicates that a national championship show held in Long Beach in 2006 drew 28,000 visitors from all 50 states and several foreign countries. This show is scheduled again in Long Beach for December 2007 and December 2008, though the Club claims passage of AB 1634 would make these events uncertain. The Club notes that three of the 10 largest shows in the country are held in California. The AKC also believes the permit fees would unfairly impact hobby breeders of dogs.

Many opponents claim that it will promote the proliferation of "puppy mills," out-of-state or country breeders, and underground breeding. Landesverband DVG America, Inc., a working dog organization, states in opposition to this bill

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that the provision allowing an intact permit for locally licensed breeders does not allow for California hobby breeders and others to be included. Landesverband states "Many, who have been breeding dogs in California, don't meet these criteria that are for USDA commercial dog breeders; i.e. those who sell to brokers and from there on to pet stores. Responsible breeders who carefully select homes for one or two litters a year don't have business licenses of this sort."

Other opponents claim that current local mandatory spay and neutering programs have proven themselves ineffective. The Camino Real Siberian Husky Club wrote, "mandatory spay/neuter laws have been tried in multiple jurisdictions and have

increased animal control costs, while decreasing licensing compliance? In King County, Washington, after passage of a mandatory spay/neuter ordinance in 1992, not only did the Animal Control budget increase? but euthanasia rates fell at a slower rate after the passage of the ordinance."

The analysis of AB 1634 by the Assembly Committee on Business and Professions listed over 250 supporting organizations and over 300 opposing organizations. This committee received hundreds, if not thousands, of pieces of correspondence regarding this issue.

4) San Francisco Animal Control-Suggested Amendment . The Director of Animal Care and Control for the City and County of Sacramento, while understanding the importance of this bill for jurisdictions sheltering and euthanizing large numbers of dogs and cats, notes that different jurisdictions may face different types of dog and cat overpopulation problems. The director indicates that San Francisco generally does not face such problems, and has passed a local breed-specific spay/neuter ordinance to address a particular problem. The director suggests an amendment that would require locals to either implement the provisions of AB 1634 or create their own spay/neuter ordinance tailored to their specific needs. For example, a jurisdiction that is able to easily place dogs but is euthanizing many cats could enact a spay/neuter ordinance only applying to cats, or if the problem is with a specific breed, the ordinance could be directed at that breed.

The sponsors strongly believe, however, that such an amendment would, to an unacceptable extent, preempt efforts for the more stringent statewide standards of AB 1634.

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Analysis Prepared by : Chuck Nicol / APPR. / (916) 319-2081

SENATE LOCAL GOVERNMENT COMMITTEE Senator Gloria Negrete McLeod, Chair

BILL NO: AB 1634 HEARING: 7/11/07 AUTHOR: Levine FISCAL: Yes

VERSION: 7/3/07 CONSULTANT: Detwiler

CALIFORNIA HEALTHY PETS ACT

Background and Existing Law

The Legislature has declared that the overpopulation of cats and dogs is "a problem of great public concern," noting that overpopulation causes public health problems, affects local animal control departments, and results in euthanizing too many cats and dogs (AB 1856, Vincent, 1998).

State law requires animal control agencies and shelters to spay or neuter the cats and dogs that they sell or give away. For cats and dogs that are injured or too sick to be spayed or neutered, state law requires the adopter to agree to have the animal sterilized at a later date and pay a sterilization deposit. State law requires fines for the owners of nonspayed or unneutered cats and dogs that are impounded (SB 1301, Vincent, 2004).

Public officials regulate cats and dogs under a mix of state laws and local ordinances. Some cities and counties have ordinances that require owners to spay or neuter their cats and dogs. State law allows cities and counties to adopt programs to control dangerous dogs that are more restrictive than state law, but these local ordinances can't be breed-specific (SB 428, Torres, 1989). However, local officials can adopt breed-specific ordinances for their mandatory spay or neuter programs and breeding requirements (SB 861, Speier, 2005). The City and County of San Francisco used the 2005 Speier bill to adopt breed-specific restrictions.

Despite these regulations and despite the availability of low-cost spay and neuter services, some groups believe that the Legislature should take stronger action to reduce the overpopulation of cats and dogs.

Proposed Law

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Assembly Bill 1634 enacts the California Healthy Pets Act, which becomes operative on April 1, 2008.

AB 1634 prohibits a person from owning a cat or dog that is over six months old unless the animal has been spayed or neutered, or unless the person has an "intact permit."

A person who has been cited for violating this prohibition has 30 days to provide proof that the person has met the requirement to spay or neuter the animal. Failure to provide proof within 30 days of the citation results in a civil penalty of \$500 per animal, in addition to any other local civil or criminal penalties. The bill requires waiving the civil penalty if the person provides verification that the cat or dog has been spayed or neutered.

AB 1634 declares that it does not obligate veterinarians to enforce its provisions or provide information to local officials about a cat or dog's spay or neuter status. The bill also declares that its provisions don't prohibit local officials from adopting or enforcing more restrictive spay or neuter programs. A city, county, or city and county that adopted a dog breed-specific ordinance pertaining to mandatory spay or neuter programs and breeding requirements is exempt from the Act.

<u>Extensions</u>. AB 1634 allows the owner of a cat or dog to postpone complying with the spay or neuter requirement until the animal is nine months or a year old by obtaining a letter from a California licensed veterinarian stating that the animal should not be spayed or neutered.

The bill declares that a person who holds a local document permitting the possession of an unaltered cat or dog is deemed to be in compliance with its requirements until the document expires or January 1, 2009, whichever comes first. When the permit expires, the person must obtain a new intact permit.

<u>Intact permits</u>. AB 1634 requires local officials to issue an intact permit under specified conditions. A dog or cat license that meets those conditions is considered an intact permit. An "intact permit" is a locally issued annual

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document that allows a person to own an unaltered cat or dog.

To get an intact permit, the owner must provide proof to local officials that any of the following six conditions exists:

The owner is a licensed breeder.

The owner's cat or dog belongs to a recognized registry or association, and <u>either</u> is a show animal or being trained as a show animal, <u>or</u> has earned or is earning a title from a recognized registry or association.

The owner is a breeder of working dogs or supplies working dogs to law enforcement, fire agencies, or working dog organizations.

The dog is actively being used or is being raised to be used by law enforcement, fire agencies, or working dog organizations.

The owner provides a veterinarian's letter stating that it is unsafe to spay or neuter the cat or dog because of the animal's age, poor health, or illness.

The dog is used for herding or guarding livestock and the dog's owner lives on or owns the agricultural property.

The bill also declares that a person or organization that breeds guide dogs, signal dogs, and service dogs is presumptively entitled to an intact permit.

The spay and neuter requirements apply when an animal with an intact permit ceases to meet these conditions.

<u>Intact permit fees</u>. The fees that local officials charge for local intact permits cannot be more than the amount reasonably necessary to fund the administration of the intact permit program. These fees cannot duplicate other local fees.

Local officials must waive the intact permit fee:
When the owner is a breeder of working dogs or
supplies working dogs to law enforcement, fire
agencies, or working dog organizations.

When the dog is actively being used or is being raised to be used by law enforcement, fire agencies, or working dog organizations.

□
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For persons or organizations that breed guide dogs, signal dogs, and service dogs.

Local officials may waive the intact permit fee when the owner provides a veterinarian's letter stating that it is unsafe to spay or neuter the cat or dog because of the animal's age, poor health, or illness.

<u>Single-litter intact permits</u>. Until January 1, 2012, AB 1634 allows local officials to issue an intact permit for up to a year and impose an intact permit fee for one male and one female dog per household so that the dogs can produce a single litter of offspring.

The bill requires nine conditions for a single-litter intact permit:

A licensed veterinarian has examined the dog and the dog is following the veterinarian's recommended preventive health care program.

The owner has not been convicted of one or more of nine specified crimes.

The owner has not been convicted of two or more violations of local ordinances involving the dog.

The owner has not received an order from local officials involving the dog.

Local officials have not determined that the \log is a "vicious animal."

The dog is properly housed and cared for, citing four conditions.

The owner provides local officials with a signed statement agreeing to four conditions regarding the adoption or sale of the offspring dogs.

The dog has a current local license.

The owner has considered an identification microchip for the animal.

AB 1634 requires the owner to keep records about the offspring dogs. The owner must prove that the dog has been spayed or neutered after producing the single litter.

The bill allows local officials to impose an intact permit fee that does not exceed administrative costs.

The bill's authority to issue single-litter intact permits automatically terminates on January 1, 2012.

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Exemptions . AB 1634 provides four exemptions from its
requirements:

A cat or dog owner who is not a California resident if the owner proves that the cat or dog is temporarily in California for training, showing, or another lawful purpose.

An animal possessed by an individual with a disability protected by the federal Americans with Disabilities Act if the animal is a guide dog, service dog, or signal dog.

Licensed guide dog, signal dog, and service dog programs.

A person with a federal license under the Animal Welfare Act.

<u>Enforcement and funding</u>. AB 1634 requires local animal control agencies to enforce, conduct outreach efforts, and administer its provisions. A "local animal control agency" is a city or county animal control agency or another entity that enforces animal-related laws.

The bill requires that the civil penalties must be used to fund the administration, outreach, and enforcement activities. To the extent that funding is available, the bill requires local officials to "establish a free and low-cost spay and neuter program for low-income individuals." They must undertake outreach efforts to inform people about these programs. When local officials cite someone for violating the Act, they must provide information about these free or reduced cost spay and neuter programs.

The bill requires local officials to use their permit fees for funding the administration of their permit program.

Comments

1. <u>Strategic action</u> . Tackling the problems caused by cat and dog overpopulation requires the combined efforts of animal owners and breeders, veterinarians, private organizations, local officials, and state leaders. Many owners and breeders already take personal responsibility for controlling the number and sizes of their animals'

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litters. Many veterinarians contribute their services to free and low-cost spay and neuter programs. Private organizations actively educate the public about overpopulation programs and existing solutions. Local officials have adopted local ordinances to curb dog and cat overpopulation. Yet despite these efforts and some successes, California still endures the problems caused by overpopulation. AB 1634 confronts the problem of dog and cat overpopulation by setting up a system of prohibitions, penalties, and permits. With specific extensions and exemptions, including provisions for single litters, the bill requires spaying or neutering most cats and dogs. As the bill's requirements take hold, the number of unwanted cats and dogs will go down.

2. <u>Personal responsibility, public regulation</u>. Owning and caring for cats and dogs is deeply emotional for many people. Some pet owners resent even the existing state and

local government limits on how they treat their animals, believing that these decisions are best left to the owners themselves. Responsible pet owners and breeders want what's best for their cats and dogs. Although many cat and dog owners acknowledge the public health and public finance problems caused by unregulated pet overpopulation, they oppose a statewide requirement for spaying or neutering animals. But not all animal owners are responsible. Uncontrolled litters result in inappropriate cross-breeding, feral cats, and unwanted dogs. Those who fail to take personal responsibility for their animals create expensive problems for all taxpayers. AB 1634 forces legislators to think about how they balance private decisions with public regulation.

3. <u>State control or local regulation</u>? Legislators continually struggle with how to balance state and local control. State laws that preempt local control promote uniformity. Local controls allow local officials to adapt controls to fit their communities' circumstances. Statewide statutes are important when individuals' rights are at stake --- voter qualifications, equal justice, fair access to public accommodations, uniform tax rules. Local controls are important when individual rights aren't at risk and when there is general agreement that local elected officials should respect community differences. Some industries and interest groups favor statewide laws because

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they don't have to deal with 58 counties and 478 cities. Other groups prefer local regulations because they can advance their policies and economic goals one community at a time. AB 1634 forces legislators to think about how they balance state control and local regulation for cats and dogs.

4. Big problems, local responses . The 1989 Vincent bill identified three public policy problems that result from uncontrolled cat and dog overpopulation: public health, public costs, and unnecessary euthanization. The Legislature declared that the most effective solution is spaying and neutering. Some cities and counties already have spay and neuter ordinances, at least one ordinance is breed-specific. AB 1634 creates a statewide program that applies to nearly all counties and cities. The Committee may wish to consider whether this kind of statewide uniformity is critical to curbing dog and cat overpopulation. Should legislators enact a statewide standard statute and then allow counties and cities to opt-out if they think that local conditions justify different solutions?

- 5. Finding the fit . Two of the more contentious provisions in AB 1634 have been the animal's age and the amount of the civil penalty. The bill requires spaying or neutering cats and dogs by the age of six months, but allows for two three-month extensions based on a veterinarian's medical judgment. Although the bill is now more flexible than its earlier versions, some critics say that the characteristics of certain dog breeds justify longer delays. For civil penalties to influence behavior, supporters say that they must be sufficiently costly. The \$500 civil penalty set by AB 1634 is more expensive than spaying or neutering an animal. By keeping this penalty high, the bill promotes a rational response --- it's just cheaper to follow the law than to flaunt it.
- 6. <u>Drafting improvements</u>. When legislators amend complex bills, drafting inconsistencies occur. As AB 1634 nears the end of the legislative process, the Committee may wish to consider these clarifying amendments:

Entitlements and exemptions. The presumptive entitlement for intact permits for guide dogs, signal dogs, and service dogs belongs with the other conditions, not

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with the list of exemptions (page 6, lines 21-25).

Consistent terms. The bill's references to "unaltered animal certification" should use the term, "intact permit" (page 8, lines 8, 11, & 12; page 9, line 5).

Free and low-cost programs. The bill requires local officials to spend the civil penalties on "spay and neuter programs for low-income individuals." The author probably means spay and neuter programs for the cats and dogs that are owned by low-income individuals (page 9, lines 29 to 33).

Numbering. To avoid confusion, clarifying amendments should renumber the section regarding intact permits (page 7, line 24) and strike out the stray reference to a code section that doesn't exist (page 10, line 16).

Assembly Actions

Assembly Business & Professions Committee: 7-3
Assembly Appropriations Committee:10-0
Assembly Floor: 41-38

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Support and Opposition (7/5/07)

It is the Committee staff's custom to prepare lists of a bill's supporters and opponents by asking the bill's author for that information. The Committee's staff supplements the information that the author provides with the letters that the Committee has received. These lists report the information that was available on Thursday morning, July 5.

Support :

Letters and petitions from approximately 10,000 people.

Sponsors

California Animal Control Directors Association City of Los Angeles Social Compassion in Legislation State Humane Association of California

Public Agencies and Public Officials

Board of Equalization Member Judy Chu

City Attorney Mike Aguirre of San Diego

City Council of Solvang, City of Solvang

City Council President Eric Garcetti, City Of Los Angeles

City Council President Henry T. Perea, City of Fresno

City Manager Brad Vidro, City of Solvang

City of Beverly Hills Police Department

City of Capitola Police Department

City of Clovis Animal Services

City of Elk Grove Animal Services

City of Fremont Animal Services Unit

City of Fremont Police Department, Animal Services Unit

City of Irvine

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City of Lathrop Animal Services
City of Los Angeles Animal Services
City of Los Angeles Police Department
City of San Jose Animal Care Services
City of Santa Ana Police Department
City of Stockton Animal Control
City of Torrance Police Department
City of Turlock Animal Control
City of West Hollywood
Councilmember Brian Calhoun, City of Fresno
Councilmember Das Williams, City of Santa Barbara
Councilmember Dennis Zine, City of Los Angeles
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Councilmember Greig Smith, City of Los Angeles Councilmember Herb J. Wesson, Jr., City of Los Angeles Councilmember Jan Perry, City of Los Angeles Councilmember Jose Huizar, City of Los Angeles Councilmember Maggie Houlihan, City of Encinitas Councilmember Richard Alarcon, City of Los Angeles Councilmember Tonia Reyes Uranga, City of Long Beach Councilmember Tony Cardenas, City of Los Angeles Councilmember Val Lerch, City of Long Beach County of Santa Clara Board of Supervisors Mayor Antonio Villaraigosa, City of Los Angeles Mayor Dick Riddell, City of Yucaipa Mayor Harmony Groves, City of Arcata Mayor Norma Lopez-Reid, City of Montebello Mayor Richard S. Kelly, City of Palm Desert Mayor Rick Ramirez, City of Norwalk Mayor Steven A. Mindt, City of Madera Southeast Area Animal Control Authority

Organizations, Clubs, Businesses

A Leg Up Rescue of Sonoma City

Acterra

Ace of Hearts

Adopt-A-Chow Los Angeles

Ali's Animail

All Creatures Great & Small Animal Rescue

Alpha Canine Sanctuary

American Humane Association

American Postal Workers Union, California State President

Isabelle Bailey

American Tortoise Rescue

Angel Dogs Rescue

Animal Acres

Animal Advocates

Animal Advocates Harbor City

Animal Alliance

Animal Assistance League of Orange County

Animal Avengers

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Animal Content in Entertainment
Animal Friends Rescue Project
Animal Kind Rescue
Animal Kingdom Welfare
Animal Legal Defense Fund
Animal Lovers of South Bay
Animal Match Rescue Team
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Animal Medical Clinic
Animal Network of Orange County-Newport Beach
Animal Place
Animal Protection Institute
Animal Rescue of Fresno
Animal Rescue Volunteers Inc
Animal Rescue, Media & Education
Animal Rules Placement Foundation
Animal Shelter Adoption Partners, Inc.
Animal Shelter Assistance Program
Animal Switchboard
Animal Welfare Committee of Studio City
Animals Anonymous
Animals, People and Environment
Another Chance Animal Welfare League
Antelope Valley Dalmatian Rescue
Arfriend
Arkin Disc Dogs
Association of Veterinarians for Animal Rights
Auburn Area Animal Rescue Foundation
Baja Animal Sanctuary
Bakersfield SPCA
Bardwell's Boneyard
Bark Avenue
Bark Avenue Foundation
Barkbusters Home Dog Training
Bay Area Doglovers Responsible About Pit Bulls
Bay Area Ridge Trail Council
Beagles and Buddies
Bear Mountain Dog Rescue in San Bernardino
Bellflower Veterinary Hospital
Benevolent Animal Rescue Community
BigBulldogs.com
Bill Foundation
Bless the Beasts Rescue-Humboldt
Boston Buddies of Redondo Beach
Bostons by the Bay, Northern California Boston Terrier
Rescue
Boxer Rescue
Boxer Rescue Fund
Boxer Rescue Los Angeles
Bumper Foundation
Bunny Bunch
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B-Wood-Dog of Brentwood . California Federation for Animal Legislation

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California Feline Foundation California Lobby for Animal Welfare California Professional Firefighters California Wildlife Center CaliMax Camarillo and Oxnard Concerned People for Animals Canine Adoption & Rescue League of Santa Paula Canine Adoption & Rescue League of Ventura Canine Communications Canine Crusaders Cat Adoption Service Cat Assistance Referral and Education Cat Care Foundation of Huntington Beach Cat Care Network of Colorado and New Mexico Cat Connection Cat Crossing Cat House on the Kings Rescue, Fresno Cat/Canine Assistance Referral & Education Catalyst for Cats Catherine Fund Cats at the Studio, Inc. Center for Animal Protection and Education Central California SPCA Central Valley Coalition for Animals Cesar and Ilusion Millan Foundation Chateau DuMeow Chico Boxer Rescue Chihuahua Rescue, Inc. Chula Bella Dogs of Los Angeles Citizens for a Humane Los Angeles Coalition for Cats and Dogs Coalition for Pets & Public Safety Coast Dermatology Medical Associates Collie Love Commonwealth Action Community Animal Network Companion Animal Foundation of Arcata Companion for Animals-Humboldt Compassion in Action Club Contra Costa Humane Society Countless Critters Pet Sitting County of Contra Costa Animal Services County of Madera Animal Control County of Monterey SPCA

County of Riverside Animal Services

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County of San Bernardino Animal Care and Control County of Yolo Sheriff-Coroner Ed Prieto Critter Companions Custom Canine Quilts Dachshund Rescue Daisy's Delights Gourmet Pet Treats Dale's Doggie Daycare Dana Point / San Clemente Animal Rescue Dawnwatch Death Row Dogs Rescue Deborah's Rescues and Fosters Dedicated Animal Welfare Group Diamonds in the Ruff, Inc. Dog Adoption and Welfare Group Dog Land Spay & Neuter Hotline Dog Psychology Center of Los Angeles Dog's Life Rescue Doris Day Animal League Downtown Dog Rescue-LA East Bay Animal Advocates East Bay SPCA East of Eden Canine Rescue Eastern Madera County SPCA Echo Park Animal Alliance Emmie's Animal Rescue of Fresno Erika Brunson Design Feline Foundation/Valley Animal Center Feral Cat Alliance Feral Cat Coalition - San Diego Fight for Animal Rights Firehouse Dogs Forte Animal Rescue Four Legged Friends Foundation Fox Companion Care Friends For Life Animal Rescue Friends of Placer County Animal Shelter Friends of Cats Friends of Fred Friends of Long Beach Animals Friends of Madera Animal Shelter Friends of Watsonville Shelter Furry Friends Rescue Garberville Thrift Shop Garfield Pet Alliance German Shorthaired Pointer Rescue

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Give a Dog a Home Rescue Glendale Humane Society Got Boxers? Great Dane Rescue of Northern California Greyfoot Cat Rescue in Ventura Halt Overpopulation with Prevention and Education Happy Tails Pet Sanctuary Hearts for Hounds Dog Rescue of Long Beach Heaven on Earth Society for Animals Helping Out Pets Everyday Herald Publications High Desert Angels for Animals HMB Catworks Home for Every Living Pet Hopalong Animal Rescue HOPE Animal Foundation of Fresno Humane Education Network Humane Society of San Bernardino Valley Humane Society of the United States Humboldt Redwood Humane Society IAG Coffee Franchise, LLC In Defense of Animals Independence Alliance Inland Valley Humane Society and SPCA International Fund for Animal Welfare Irvine Animal Care Center It's the Pits Jacqueline Green Public Relations Inc K-9 Connection K-9 Placement and Assistance League K-9 Rescue Karma Rescue Katcep Associates Kellen Rescue Kinder4Rescue Kings SPCA Kitten Rescue Kris Kelly Foundation Lacey's Senior Boxer Rescue Lake Tahoe Humane Society Lange Foundation Last Chance for Animals League for Earth & Animal Protection League of Human Voters - California Chapter Lhasa Happy Homes

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Life 4 Paws Linda Blair WorldHeart Foundation Little Angels Pug Rescue Little Company of Mary San Pedro Little John Rug Rats Lohr Insurance Agency Los Angeles Directors of Animal Welfare Love of Animals Inc Love Thy Dog Lyons Perea Chihuahuas Ma Snak Superior Treats MacDonalds Trust Madera Veterinary Center Many Little Cats Inc. Mariners Village Community Services Committee Marley's Pit Stop Rescue MaryJo and Hank Greenberg Animal Welfare Foundation Matchmaker & Adoption Center Matich Corporation Matilija Canyon Wildlife Refuge Milo Foundation Miss Kitty's Rescue Missing Pet Partnership Molly Inspires Foundation Molly's Mutts Much Love Animal Rescue National Cat Protection Network of Humane Organizations New Beginnings for Animals New Hope for Animals, Inc. New Leash on Life No Voice Unheard Noah's Bark NoHo Alliance for Animals NorCal Aussie Rescue NorCal Boxer Rescue North County Humane Society North Star Pet Assistance NorthCoast Greyhounds.net in McKinleyville Northern California Great Dane Rescue Ohlone Humane Society Open Arms Network Orange County Boxer Rescue Orange County People for Animals Orange County SPCA

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Pacific Coast Dog Rescue
Pacific Pooch-Laguna Beach
PAL Animal Sanctuary
Pal Rescue and Adoptions, Inc.
Palisades Park Dog Walkers
Pam's People Pals
Panzar, Inc.
Pariah Film & Television

Pasadena Humane Society & SPCA Passion for Paws Rescue Paw Project Paws and Claws Vet Hospital of West Hills Paws and Cues Dog Training PAWS of Humboldt & Mendocino County PAWS of San Diego County PearlParadise.com Pei People of Bakersfield People and Cats Together Pet Adoption Fund Pet Adoption League Pet Assistance Foundation Pet Care Foundation Pet Orphans of Southern California Pet Press Pet Project Foundation Pet Rescue of Unwanted Dogs Pet Save Foundation Peter Zippi Fund for Animals Pets 90210 Pickett's Pets Piercy Animal Welfare Sanctuary Pit Bull Rescue of San Diego Placer SPCA Pocket Dogs Pooch Potty Poodle Rescue Pooses & Pups Rescue Primo Love of Santa Monica Production Line Design Progressive Animal Welfare Society Protection & Advocacy, Inc. Pryor's Planet Purr-fect Solutions Feline Rescue Quartz Hills Dog Lovers Rabbit Haven

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Rescue & Humane Alliance of Los Angeles
Rescue Alliance of Hairless and Other Breeds
Rescue House
Rescue House of San Diego
Rescue Me Inc
Rescue Relief of Newport Beach
Rescue Train
Rescuers for a Change, Inc.
Reseda Neighborhood Council, Board of Directors
Responsible Humane Force
RESQCATS, Inc.
Reva Foundation
Rivendel Animal Sanctuary

River City Cat Rescue Riverside County & Palm Spring Humane Society of the Desert Robin and Friends Rescue Rover Rescue Roy Dunlap Spay/Neuter Foundation Ruff Riders Animal Rescue Sacramento Area Animal Coalition Sacramento SPCA San Clemente/Dana Point Animal Shelter San Diego Animal Advocates San Diego House Rabbit Society San Diego Special Needs Rescue San Luis Obispo Second Chance at Love Humane Society San Luis Obispo Volunteers for Animals Santa Ana Friends for the Animals Santa Barbara Animal Rescue Santa Barbara County Animal Care Foundation Santa Cruz SPCA Santa Monica Boxer Rescue Santa Ynez Valley Humane Society Sara Ford Foundation Rescue Group Sauthier, Steele & Associates Saving Grace Second Chance Canine Rescue Seeds for Change, Humane Education SEIU California State Council SEIU Local 721 Senior & Special Needs Animal Assistance Senior Citizens for Humane Legislation and Education Senior Dogs Project Senior Special Needs Animal Assistance Sequoia Humane Society

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Shelter Animals of Los Angeles Rescue Shelter Pet Alliance Shelter Pet Partners ShelterWatch.com Sherman Oaks Neighborhood Council Silicon Valley Animal Control Authority Silicon Valley Humane Society Sisters Animal Sanctuary Small Time Rescue Sounds of Silent Spirits Rescue and Sanctuary South County Animal Shelter Coalition Southern California Labrador & Retriever Rescue Southern California Siamese Rescue Southern California University People for Animal Welfare Southland Collie Rescue Southland Sheltie Rescue Sparky & The Gang Spay and Neuter Intermountain Pets and Pet Placement

Spay Neuter Action Program Spay Neuter Action Project SPCA Los Angeles Spring Valley Foundation for the Care of Indigent Animals Staged to Move Starlight Stepping Stones Cat Rescue Stop Torture Abuse & Neglect of Dogs Foundation Stray Cat Alliance Streetsmarts Rescue Studio City Neighborhood Council, Directors of Animal Surfer Dogs Tahoe Dogs Take Me Home Taxpayers for Responsible & Ethical Animal Treatment Teaching Everyone Animals Matter Tehachapi Canine Canyon Ranch Dog Rescue Tehachapi Humane Society Tehama Wild Care The Ocean Conservancy The Pacific Pooch The Purple Cat Thrift Store The Rescue House Thumping Tails Rescue TopCats on the Ridge Inc. Tower Rescue Trainers, LLC Town Cats, Morgan Hill

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Underdog Rescue United Animal Nations Valley Animal Center Valley Animal Center of Fresno Van Nuys Neighborhood Council Victorville PAL Humane Society Voice for Animals Volunteers for Inter-Valley Animals Walk With Wendy Weil Public Relations West End Adoption Center Westie Rescue Westside German Shepard Rescue White Dove Rescue Winchester Retriever Club Winogradsky Company Wish For Animals Wonder Dog Rescue Woody's House Xponent

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          Opposition :
          Letters and petitions from approximately 10,000 people.
          Public Agencies and Public Officials
          City of Palo Alto
          County of Siskiyou
          County of Yuba
          Siskiyou County Department of Agriculture
          Siskiyou County Sheriff's Department
          National and Statewide Organizations
          Airedale Terrier Club of America, Inc.
          American Border Collie Association, Inc.
          American Eskimo Dog Club of America, Inc.
          American Herding Breed Association
          American Kennel Club
          American Kennel Club, Canine Health Foundation
          American Lhasa Apso Club
          American Polish Lowland Sheepdog Club
          American Rottweiler Club, Inc.
          American Saluki Association
          American Toy Fox Terrier Club
          American Working Farmcollie Association
          Anatolian Shepherd Dogs International, Inc.
          Australian Cattle Dog Club of America
          Australian Shepherd Club of America
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Basset Hound Club of America, Inc.

Basenji Club of America, Inc. Bichon Frise Club of America, Inc. Borzoi Club of California Briard Club of America, Inc. Briard Club of California Bulldog Club of America Rescue Network, Inc. Concerned Dog Owners of California California Airedale Terrier Club Incorporated California Cattlemen's Association California Chapters of Safari Club International California Farm Bureau Federation California Federation for Animal Legislation California Federation of Dog Clubs California Gold Jack Russell Terrier Club, Inc. California Greyhound Coursing Association California Organization of Police and Sheriffs California Outdoor Heritage Alliance

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California Rescue Dog Association California Veterinarians Against AB1634 California Veterinary Medical Association Canaan Dog Club of America, Inc. Cardigan Welch Corgi Club of America Chinese Shar-Pei Club of America, Inc. Clumber Spaniel Club of America Clumber Spaniel Charitable Rescue Trust Concerned Dog Owners of California Dachshund Club of America Dachshund Club of California Dalmatian Club of America Foundation Danish/Swedish Farmdog Club of America, Inc., Board of Directors Doberman Pinscher Club of America English Cocker Spaniel Club of America, Inc. Feline Friends International Club Glen of IMAAL Terrier Club of America, Inc. Glen of IMAAL Terrier Club of California Golden State Rottweiler Club Gordon Setter Club of America, Inc. Great Dane Club of California Great Pyrenees Club of America Harrier Club of America, Inc. Irish Setter Club of America Jindo Dog Association of America Landesverband DVG America, Inc. Libertarian Party of California Midogrescue Foundation, Inc. (CA and NY state) Miniature Bull Terrier Club of America National Abyssinian Cat Rescue National American Pit Bull Terrier Association

National American Shorthair Club, Inc.

National Animal Interest Alliance
National Animal Interest Alliance Trust
National English Shepard Rescue
National Open Field Coursing Association
National Pet Alliance
Newfoundland Club of America
North American Whippet Racing Association
Norwegian Lundehund Association of America, Inc.
Nova Scotia Duck Tolling Retriever Club (USA)
Old English Sheepdog Club of America, Inc.
Outdoor Sportsmen's Coalition of California
Pacific Coast Bulldog Club, Inc.

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Pacific Coast Working Dog Club Papillon Club of America, Inc. Pembroke Welsh Corgi Club of America Pets for Disabled Americans Regional Council of Rural Counties Saint Bernard Club of the Pacific Coast (SBCPC) Saints of the West Rescue Scottish Deerhound Club of America Siberian Husky Club of America Inc. Sierra Dachshund Breeders Club of Los Angeles Co. Silky Terrier Club of America, Inc. Skye Terrier Club of America Shoreline Dog Franciers Association of Orange County Southwest Salukis Sportsmen's and Animal Owners' Voting Alliance Standard Schnauzer Club of America, Inc. The Alaskan Malamute Club of America The American Brittany Club, Inc. The American Lhasa Apso Club The American Lhasa Apso Rescue of Northern California The American Shih Tzu Club, Inc. The Border Terrier Club of America The Border Terrier Club of the Redwoods The Bulldog Club of America, Inc. The California Sportsman Lobby, Inc. The Cat Fanciers' Association, Inc. The Collie Club of America, Inc. The French Bulldog Club of America The Greater Swiss Mountain Dog Club of America The Greyhound Club of America The International Bengal Cat Society The International Cat Association The Irish Water Spaniel Club of America The Otter Hound Club of America The Poodle Club of America The Saluki Club of America, Inc. The Salt Lake Doberman Pinscher Club

The Scottish Terrier Club of California

The United States Police Canine Association, Inc.
The West Highland Club of California
United Schutzhund Clubs of America
United States Kerry Blue Terrier Club, Inc.
U.S. Sportsmen's Alliance
Utah Doberman Rescue
Weimaraner Club of America, Inc.

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Bruhil Welsh Terriers

Welsh Terrier Club of America, Inc.
Western Rottweiler Owners
Western States Police Canine Association
West Highland White Terrier Club of California
Working Riesenschnauzer Federation
Yorkshire Terrier Club of America, Inc.

Regional and Local Organizations, Clubs, Businesses Advanced Heating and Cooling Aintree Irish Setters Animal Urgent Care Antelope Valley Kennel Club, Inc. Appaws Whippets Arrowhead English Springer Spaniel Club Associated Rottweiler Fanciers of Northern California Associated Rottweiler Fanciers of Northern California Association of West Los Angeles Responsible Dog Owners Atherton Acres Aztec Doberman Pinscher Club of San Diego Aztec Doberman Pinscher Rescue Bakersfield Obedience Training Club Barklands Manor Dog Obedience Training School Basenji Club of Northern California, Inc. Basset Hound Club of Southern California, Inc. Bay Area Dog Lovers Responsible About Pit Bulls (BAD RAP) Bay Area Irish Setter Club, Board of Directors Bay Area Rescue Keeshonden, Inc. Bay Cities Cocker Spaniel Club Belgian Tervuren Club of Southern California Bichon Frise Club of San Diego, Inc. Bizint Solution, Inc. Block, Plant, Eisner, Fiorito, Belak-berger, An Accountancy Corporation CPA Blossom Valley Beagle Club Blu Mountain Old English Sheepdogs Border Terrier Club of So. California, Borzoi Club of Northern California Borzoi.org Boxer Club of San Fernando Valley Briard Club of America Inc. Briard Club of Northern California Brisline Airedales

Bulldog Club of Greater Seattle Bulldogs, Boston Terriers & Schipperkes

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Burlywood Collies Butte County Kennel Club, Inc. Cabrillo Kennel Club, Inc. Calico Ridge Rhodesian Ridgebacks California Central Valley Maltese Club Camino Real Siberian Husky Club Camlin Portuguese Water Dogs Canaan Dog Rescue Network, Inc. Canine Specialized Search Team Cardigan Welch Corgi Club of So. California Cedar Ridge Systems Central Coast Working Dogs City of Angels Pomeranian Club City of Angels Silky Terrier Club Chair, Committee on Environment and Agriculture, New Hampshire Channel City Kennel Club Chow Fanciers Association of Southern California Christine Daves Borstel Equine Art Collie Rescue Foundation, Inc. Columbine Dachshund Club Contra Costa County Kennel Club Creeksyde Pointers and German Shorthaired Pointers Dachshund Club of Santa Ana Valley, Inc. D and D Dachs Dalmatian Club of Southern California Darshan Enterprises Davis Dog Training Club, Inc. Deep Peninsula Dog Training Club Board of Directors Del Arroyo 4-H Club Del fur Kennel Club, 6/20/07 Der Hundesport Performance Klub DeSoto Non-Sporting Assortment Kennels Diggin' West Terriers Doberman Pinscher Club of Northern California, Inc Doberman Pinscher Club of San Diego DogFriendly.com, Inc. Dog Obedience Club of Lee County Drifter's Roost Dachshunds Early Spay-Neuter Considerations for the Canine Athlete Elkhorn Plaza Veterinary Clinic Encore Bichons Club Endangered Habitats League English Springer Spaniel Field Trial Association, Inc. Euskaldun Great Pyrenees

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Fairwind German Shepherd Dogs Logistical Services Flying Sun Farms Franciscan Silver and Golden Club Fur-Real Ragdolls German Shepherd Dog Club of Long Beach, Inc. German Shepard Dog Club of Los Angeles County, Inc. German Shepherd Dog Club of San Diego County, Inc. German Shepherd Dog Club of The San Gabriel Valley, Inc. German Shorthaired Pointer Club of Orange County German Shorthaired Pointer Club of Northern Sacramento Valley German Wirehaired Pointer Club of Northern California Gold Country Kennel Club Golden Empire Brittany Club, Inc. Golden Gate Akita Club Golden Gate Cat Club Golden Gate Dachshund Club, Inc. Golden Gate Greater Swiss Mt Dog Club Golden Gate Labrador Retriever Club Golden Gate Pembroke Welsch Corgi Fanciers, Inc. Golden Gate Shih Tzu Fanciers Golden Retriever Club of Greater Los Angeles Greater Fort Myers Dog Club, Inc. Greater Fort Myers Dog Club, Board of Directors Greater San Diego Whippet Association Greyhound Club of Northern California Grove Way Veterinary Hospital Grunenfeld German Shepherds Haagen Company LLC Hangtown Kennel Club of Placerville Havanese Club of Southern California Helios Greyhounds HiJinx Boxers Hub Poodle Club of Orange County Huntington Greyhounds Irish Setter Club of Central California Irish Setter Club of San Diego Irish Setter Club of Southern California Johnson Pet Products Jugendliebe Rottweilers Kennel Boy Video Productions, LLC Kennel Club of Pasadena Kennel Club of Riverside Kensington Veterinary Hospital Kingsbury Harriers

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Leonberger Rescue, Inc.
Lhasa Apso Southern Rescue, Inc. (MS and TN states)
Livermore Veterinary Hospital
Los Angeles Doberman Pinscher Club
Los Angeles Poodle Obedience Club, Inc.
Los Colores Cat Club
Los Encinos Kennel Club, Inc.
Los Padres Obedience Club, Inc.
Macon Kennel Club, Inc.
Manteca Police Employees' Association
Manteca Police Officers' Association
Maulhardt Ranch Associates, LLC
Miniature Schnauzer Club of Northern California
Miniature Schnauzer Club of Southern California
Mission Trail Poodle Club
Mississippi Canine Coalition, Inc.
Monterey Bay English Setter Club
Monterey Bay Hunting Retriever Club
New Day Development General Contractors and Developers
New England Dog Training Club
Newfoundland Club of Southern California
Nicolas Studio Inc.
NORCAL Golden Retriever Club
Nor-Cal Norwich and Norfolk Terrier Club
Nor-Cal Toy Dog Fanciers
Northern California Brittany Club
Northern California Bearded Collie Fanciers
Northern California Dachshund Club, Inc.
Northern California Italian Greyhound Club
Northern California Keeshond Club
Northern California Pomeranian Club
Northern California Sheltie Rescue
Northern California Siberian Husky Club, Inc.
Northern California Terrier Association
Northern California Whippet Club
Northern California Whippet Fanciers Association, Inc.
Northern California Whippet Rescue Committee
Northshields Collies
Obility, Agility
O'Brogan Dalmatians
Old English Sheepdog League of Northern California
Orange Coast Bull Terrier Club
Orange Coast German Shepherd Dog Club
Orange Coast Rhodesian Ridgeback Club
Orange Empire Dog Club, Inc.
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Orthomolecular Specialties Oz Cocker Spaniels Pacific Southwest Mastiff Club Palo Alto Foothills Tracking Association Papillon Club of Northern California Paws and Cues Dog Training Paws'itive Teams, Inc. Pensacola Dog Fanciers Association, Inc. Pet Industry Joint Advisory Council Pet Industry Joint Advisory Council Placer County Schutzhund Club Pets for Disabled Americans Plum Perfect Airedales Portuguese Water Dog Club of Northern California Professional Stewards Association of Northern California Redwood Belgian Tervuren Fanciers Redwood Empire Mastiff Club, Inc. Redwood Empire Sheep Dog Association Rembrandt Kennels Rip Curl Weight Pullers Riverside County Libertarian Party Sacramento Council of Dog Clubs Sacramento Sierra Norwegian Elkhound Club, Inc. Sacramento Valley Boxer Club Sacramento Valley Dog Fanciers Association Saluki Club of Greater San Francisco Saluki Coursing Club Saluki Tree of Life Alliance San Angeles Saluki Club, Inc. San Diego Alaskan Malamute Rescue and Referral San Diego County Veterinary Medical Association San Diego Dog Fanciers San Diego Hunting Retriever Club San Diego Pomeranian Club, Inc. San Diego Rhodesian Ridgeback Club Sand to Sea Non Sporting Association of Southern California, Inc. San Francisco Bay Area Dog Judges Education Association San Francisco Bay Weimaraner Club (SFBWC) San Francisco Dog Training Club, Inc. San Francisco Revelers San Joaquin kennel Club, Inc. San Lorenzo Dog Training Club, Inc. San Luis Obispo Kennel Club

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Santa Ana Valley Kennel Club, Inc. Santa Clara Dog Training Club, Inc. Santa Clara Valley Cat Fanciers, Inc., Santa Clara Valley Kennel Club Save Our Dogs Schafer Farms Schipperke Club of Southern California Scott Valley Veterinary Clinic

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Sealyham Terrier Club of Southern California
Shasta Kennel Club
Shasta Valley Veterinary
Shamrock Siberians
Shetland Sheepdog Club of Northern California, Inc.
Shetland Sheepdog Rescue
Show and Sport
Siberian Husky Rescue
Sierra-Nevada Dog Drivers, Inc.
Sierra Pacific Great Pyrenees Club, Inc.
Sierra-Tuolumne Kennel Club, Inc.
Skansen Kennel
SMOG Oueen
Society for the Perpetuation of Desert Bred Salukis
Soft Coated Wheaten Terrier Club of Northern California
Soft Coated Wheaten Terrier Club of Southern California
Somis Schutzhund Club
South Bay Kennel Club
South Coast Jack Russell Terrier Club, Inc.
Southern California BARF
Southern California Bouvier des Flandres Club
Southern California Dog Obedience Council
Southern California Rescue Corporation
Southwest Collie Rescue, Inc.
Southwestern Rottweiler Club of San Diego, Inc.
Sporting Dog Council of San Diego
St. Louis Veterinary Clinic
Stockdale Staffordshire Terriers
Tally Ho Dawg Walkin' Club
Tehachapi Valley Sighthound Association
Tepe Gawra Salukis
The Alaskan Malamute Club of America
The Animal Council
The Atlanta Obedience Club, Inc.
The Augusta Kennel Club, Inc.
The Cat Franciers' Association, Inc.
The Coursing Conservancy
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The Dandie Dinmont Terrier Club of America, Inc.
The Dogwood Rottweiler Club of Metro Atlanta
The English Shepard Club
The Jack Russell Terrier Club of America, Inc.
The Labrador Retriever Club, Inc.
The Northern California Afghan Hound Club, Inc.
The Northern California Bearded Collie Fanciers
The Northern California Keeshond Club
The Poodle Club of Northern California
The Sacramento Valley Collie Club, Inc.
The San Joaquin Kennel Club
The Saluki Club of America, Inc.
The Standard Schnauzer Club of Southern California
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The Westminster Kennel Club T'ien Shan Pugs Timaru Salukis Tonkinese Breed Association Toy Dog Fanciers of North San Diego County Two Cities Kennel Club Ups N Downs Agility Club Urthomolecular Specialties Varsity Kennels Vilenzo Western Borzoi Coursing Club Western Hound Association of Southern California Whippet Rescue and Placement (WRAP) Windsock Bassets Windsor Oaks Veterinary Clinic Wine Country Kennel Club Wisdom's Gate Norfolk Terriers Witchbrooke Irish Setters Woodland Chow Chows Woodland Veterinary Hospital www.rangerovers.net Yorba Regional Animal Hospital Yorkshire Terrier Club of Northern California Yorkshire Terrier Club of Los Angeles, Inc. Zipmarc Working Retrievers