

**SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4898**

A bill to amend 1969 PA 287, entitled

"An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies,"

by amending section 1 (MCL 287.331), as amended by 1997 PA 7.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 1. As used in this act:

2       (a) "Adoption" means a transfer of ownership, with or without  
3 remuneration, of a dog, cat, or ferret from an animal control  
4 shelter or animal protection shelter to an individual for the  
5 purpose of being a companion animal for that individual. As used in  
6 this subdivision, a companion animal includes but is not limited to  
7 a dog that is used for hunting or as a guard dog.

8       (b) "Alteration" means a professional sterilization procedure  
9 performed by a veterinarian that renders a dog, cat, or ferret

1 incapable of reproducing.

2 (c) "Altered", in reference to a dog, cat, or ferret, means  
3 having undergone alteration.

4 (d) "Animal" means a mammal except livestock as **THAT TERM IS**  
5 defined in **SECTION 1 OF** 1937 PA 284, MCL 287.121, ~~to 287.131,~~ and  
6 rodents.

7 (e) "Animal control shelter" means a facility operated by a  
8 municipality for the impoundment and care of animals that are found  
9 in the streets or at large, animals that are otherwise held due to  
10 the violation of a municipal ordinance or state law, or animals  
11 that are surrendered to the animal control shelter.

12 (f) "Animal protection shelter" means a facility operated by a  
13 ~~person,~~ humane society, society for the prevention of cruelty to  
14 animals, ~~or~~ any other nonprofit organization, **OR OTHER PERSON** for  
15 the care of homeless animals.

16 (G) **"ANIMAL WELFARE" MEANS THE STANDARDS OF CARE AND TREATMENT**  
17 **FOR ANIMALS, INCLUDING, BUT NOT LIMITED TO, HUSBANDRY, HOUSING,**  
18 **SANITATION, NUTRITION, AND VETERINARY CARE, TO ENSURE THEIR**  
19 **PHYSICAL HEALTH AND PSYCHOLOGICAL WELL-BEING.**

20 (H) ~~(g)~~ "Cat" means a domestic cat of any age of the species  
21 ~~felis~~ **FELIS** catus.

22 (I) **"COMMISSION" MEANS THE ANIMAL WELFARE COMMISSION CREATED**  
23 **IN SECTION 11.**

24 (J) ~~(h)~~ "Department" means the ~~state~~ department of agriculture  
25 **AND RURAL DEVELOPMENT.**

26 (K) ~~(i)~~ "Director" means the director of the department or his  
27 or her authorized representative.

1           (I) ~~(j)~~ "Dog" means a domestic dog of any age of the species  
2 ~~canis~~ **CANIS** familiaris.

3           (M) ~~(k)~~ "Ferret" means an animal of any age of the species  
4 ~~mustela~~ **MUSTELA** furo.

5           (N) ~~(l)~~ "Health certificate" means a certificate in a form  
6 prescribed by the department in which a veterinarian attests to the  
7 age, sex, breed, and description of an animal, and to the fact  
8 that, at the time of preparation of the certificate, the  
9 veterinarian examined the animal and found the animal free from  
10 visual evidence of communicable disease.

11          (O) ~~(m)~~ "Municipality" means a county, city, village, or  
12 township.

13          (P) ~~(n)~~ "Person" means an individual, partnership,  
14 corporation, association, governmental entity, or other legal  
15 entity.

16          (Q) ~~(o)~~ "Pet shop" means a place where animals are sold or  
17 offered for sale, exchange, or transfer.

18          (R) ~~(p)~~ "Veterinarian" means ~~a person~~ **AN INDIVIDUAL WHO IS**  
19 licensed to practice veterinary medicine under article 15 of the  
20 public health code, 1978 PA 368, MCL 333.16101 to 333.18838.

21          Enacting section 1. This amendatory act does not take effect  
22 unless Senate Bill No. 339 of the 98th Legislature is enacted into  
23 law.