

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H

D

HOUSE BILL 808
Committee Substitute Favorable 5/2/19
PROPOSED COMMITTEE SUBSTITUTE H808-PCS40459-BK-15

Short Title: Community Cats/Animal Shelter Disposition.

(Public)

Sponsors:

Referred to:

April 18, 2019

1 A BILL TO BE ENTITLED
2 AN ACT REGARDING THE DISPOSITION OF UNOWNED CATS AND TO AMEND
3 LAWS FOR DISPOSAL OF ANIMALS SURRENDERED TO AN ANIMAL SHELTER.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 130A-190(a) reads as rewritten:

6 "(a) Issuance. – A person who administers a rabies vaccine shall issue a rabies vaccination
7 tag to the owner of the animal. The rabies vaccination tag shall show the year issued, a
8 vaccination number, the words "North Carolina" or the initials "N.C." and the words "rabies
9 vaccine." Dogs shall wear rabies vaccination tags at all times. Cats and ferrets must wear rabies
10 vaccination tags unless they are exempt from wearing the tags by local ~~ordinance~~ordinance, or
11 are unowned outdoor cats that have been eartipped to indicate vaccination."

12 **SECTION 2.** G.S. 130A-192 reads as rewritten:

13 **"§ 130A-192. Animals not wearing required rabies vaccination tags.**

14 (a) The Animal Control Officer shall canvass the county to determine if there are any
15 animals not wearing the required rabies vaccination tag. If an animal required to wear a tag is
16 found not wearing one, the Animal Control Officer shall check to see if the owner's identification
17 can be found on the animal. If the animal is wearing an owner identification tag with information
18 enabling the owner of the animal to be contacted, or if the Animal Control Officer otherwise
19 knows who the owner is, the Animal Control Officer shall notify the owner in writing to have
20 the animal vaccinated against rabies and to produce the required rabies vaccination certificate to
21 the Animal Control Officer within three days of the notification. If the animal is not wearing an
22 owner identification tag and the Animal Control Officer does not otherwise know who the owner
23 is, the Animal Control Officer may impound the animal. The duration of the impoundment and
24 the disposition of these animals shall be established by the county board of commissioners, but
25 the duration shall not be less than 72 hours. During the impoundment period, the Animal Control
26 Officer shall make a reasonable effort to locate the owner of the animal. If the Animal Control
27 Officer has access at no cost or at a reasonable cost to a microchip scanning device, the Animal
28 Control Officer shall scan the animal and utilize any information that may be available through
29 a microchip to locate the owner of the animal, if possible. If the animal is not reclaimed by its
30 owner during the impoundment period, the animal shall be disposed of in one of the following
31 manners: returned to the owner; transferred to an animal advocate group; adopted as a pet by a
32 new owner; transferred to another shelter; or put to death by a procedure approved by rules
33 adopted by the Department of Agriculture and Consumer Services or, in the absence of such
34 rules, by a procedure approved by the American Veterinary Medical Association, the Humane
35 Society of the United States or of the American Humane Association.



* H 8 0 8 - P C S 4 0 4 5 9 - B K - 1 5 *

1 ...
2 (a4) For purposes of this section, the term "animal advocate group" means a shelter,
3 rescue, or nonprofit that complies with the Animal Welfare Act in Article 3 of Chapter 19A of
4 the General Statutes.

5"

6 **SECTION 3.** G.S. 19A-32.1 reads as rewritten:

7 **"§ 19A-32.1. Minimum holding period for animals in animal shelters; public viewing of**
8 **animals in animal shelters; disposition of animals.**

9 ...

10 (f) An animal that is surrendered to an animal shelter by the animal's owner and not
11 reclaimed by that owner during the minimum holding period may be disposed of in one of the
12 following manners:

- 13 (1) Returned to the owner.
- 14 (2) Adopted as a pet by a new owner.
- 15 (3) Euthanized by a procedure approved by rules adopted by the Department of
16 Agriculture and Consumer Services or, in the absence of such rules, by a
17 procedure approved by the American Veterinary Medical Association, the
18 Humane Society of the United States, or the American Humane Association.
- 19 (4) Transferred to another animal shelter.
- 20 (5) Transferred to an animal advocate group. For purposes of this subdivision, the
21 term "animal advocate group" means a shelter, rescue, or nonprofit that
22 complies with this Article.

23"

24 **SECTION 4.** This act becomes effective October 1, 2019.