

108TH CONGRESS
1ST SESSION

H. R. 3484

To amend the Animal Welfare Act to improve the standards for the care and treatment of certain animals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 7, 2003

Mr. WHITFIELD (for himself, Mr. FARR, Mr. KILDEE, Mrs. TAUSCHER, Mr. McDERMOTT, Mr. FILNER, Mr. GEORGE MILLER of California, Mr. KIRK, Mr. BERMAN, Mr. BILIRAKIS, Mr. OLVER, Mr. MORAN of Virginia, Mr. SHAYS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. LEACH, Ms. MCCOLLUM, Mr. LEVIN, Mr. STARK, Mr. DEUTSCH, Mr. BLUMENAUER, Mr. KOLBE, Mr. HONDA, Mr. HOLT, Mr. WEXLER, Mr. LIPINSKI, Mr. UPTON, Mr. COSTELLO, Ms. ESHOO, Mr. PASTOR, Mrs. LOWEY, Mr. ENGLISH, Mr. PALLONE, Mr. SHERMAN, Ms. WOOLSEY, Ms. BERKLEY, and Mr. INSLEE) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Animal Welfare Act to improve the standards for the care and treatment of certain animals, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Puppy Protection Act
5 of 2003”.

1 **SEC. 2. BREEDING REQUIREMENTS.**

2 Section 13(a)(2) of the Animal Welfare Act (7 U.S.C.
3 2143(a)(2)) is amended—

4 (1) in subparagraph (A), by striking “and” at
5 the end;

6 (2) in subparagraph (B), by striking the period
7 at the end and inserting “; and”; and

8 (3) by adding at the end the following:

9 “(C) for addressing the initiation and fre-
10 quency of breeding of female dogs so that a fe-
11 male dog is not—

12 “(i) bred before the female dog has
13 reached at least 1 year of age; and

14 “(ii) whelped more frequently than 3
15 times in any 24-month period.”.

16 **SEC. 3. SUSPENSION OR REVOCATION OF LICENSE, CIVIL**
17 **PENALTIES, JUDICIAL REVIEW, AND CRIMI-**
18 **NAL PENALTIES.**

19 Section 19 of the Animal Welfare Act (7 U.S.C.
20 2149) is amended—

21 (1) by striking “SEC. 19. (a) If the Secretary”
22 and inserting the following:

23 **“SEC. 19. SUSPENSION OR REVOCATION OF LICENSE, CIVIL**
24 **PENALTIES, JUDICIAL REVIEW, AND CRIMI-**
25 **NAL PENALTIES.**

26 “(a) SUSPENSION OR REVOCATION OF LICENSE.—

1 “(1) IN GENERAL.—If the Secretary”;

2 (2) in subsection (a)—

3 (A) in paragraph (1) (as designated by
4 paragraph (1)), by striking “if such violation”
5 and all that follows and inserting “if the Sec-
6 retary determines that 1 or more violations
7 have occurred.”; and

8 (B) by adding at the end the following:

9 “(2) EFFECT OF MULTIPLE SERIOUS VIOLA-
10 TIONS.—If the Secretary finds that any person li-
11 censed as a dealer, exhibitor, or operator of an auc-
12 tion sale subject to section 12 has committed a seri-
13 ous violation (as determined by the Secretary) of
14 any rule, regulation, or standard governing the hu-
15 mane handling, transportation, veterinary care,
16 housing, breeding, feeding, watering, or other hu-
17 mane treatment of dogs under section 12 or 13 on
18 3 or more separate inspections within any 8-year pe-
19 riod, the Secretary shall—

20 “(A) suspend the license of the person; and

21 “(B) after providing notice and a hearing
22 not more than 30 days after the third violation
23 is noted on an inspection report, revoke the li-
24 cense of the person unless the Secretary makes
25 a written finding that revocation is unwar-

1 ranted because of extraordinary extenuating cir-
2 cumstances.”;

3 (3) in subsection (b), by striking “(b) Any deal-
4 er” and inserting “(b) CIVIL PENALTIES.—Any
5 dealer”;

6 (4) in subsection (c), by striking “(c) Any deal-
7 er” and inserting “(c) JUDICIAL REVIEW.—Any
8 dealer”; and

9 (5) in subsection (d), by striking “(d) Any deal-
10 er” and inserting “(d) CRIMINAL PENALTIES.—Any
11 dealer”.

12 **SEC. 4. REGULATIONS.**

13 Not later than 1 year after the date of enactment
14 of this Act, the Secretary of Agriculture shall promulgate
15 such regulations as are necessary to carry out the amend-
16 ments made by this Act.

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