

December 8, 1986
0358B/TB:ple

Introduced by: Sullivan/Sims

Proposed No.: 86-644

ORDINANCE NO. 7871

AN ORDINANCE relating to the sale of animals from County animal shelters to licensed dealers and research institutes; amending Ordinance 1396, Article III, Section 5, Ordinance 2428, Section 12, and K.C.C. 11.04.210.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 1396, Article III, Section 5, Ordinance 2428, Section 12, and K.C.C. 11.04.210 are hereby amended to read as follows:

A. Impounding. The director of the animal control authority and his authorized representatives may apprehend any animals found doing any of the acts defined as a public nuisance and/or being subjected to cruel treatment as defined by law. After such animals are apprehended, the animal control authority shall ascertain whether they are licensed, or otherwise identifiable. If reasonably possible, the animal control authority shall return the animal to the owner together with a notice of violation of this chapter. If it is not reasonably possible to immediately return a currently licensed animal to its owner, the animal control authority shall notify the owner within a reasonable time by regular mail or telephone that the animal has been impounded and may be redeemed. Any currently licensed animal impounded pursuant to this chapter shall be held for the owner at least one hundred twenty hours, after posting of the notification of impoundment by regular mail or after telephone contact by the impounding agency; any other animal impounded pursuant to this chapter shall be held for its owner at least seventy-two hours from the time of impoundment. The county shall not sell any

1 animals to research institutes or licensed dealers for research
2 purposes. ((provided-that-any-animal-sold-to-a-research-institute
3 pursuant-to-this-chapter-shall-be-held-for-an-additional-one
4 hundred-twenty-hours-over-and-above-the-required-seventy-two
5 hours-specified;-provided-further;-that-any-animal-sold-to-a
6 licensed-dealer;-pursuant-to-this-chapter;-may-be-released-to-the
7 licensed-dealer-following-custody-of-the-animal-by-the-animal
8 control-section-for-a-period-of-seventy-two-hours;-provided
9 further;-that-it-is-the-responsibility-of-the-animal-control
10 section-to-monitor-and-insure-that-the-licensed-dealer-will-hold
11 the-animal-for-an-additional-one-hundred-twenty-hours-prior-to
12 the-sale-of-the-animal-to-a-research-institute;-provided-further;
13 that-any-owner-may-redeem-an-animal-in-the-custody-of-a-licensed
14 dealer-by-complying-with-the-fees-and-redemption-procedure-of-the
15 animal-control-section;-the-animal-control-section-shall-return
16 all-fees-paid-by-the-licensed-dealer;-and-the-sale-of-the-animal
17 shall-be-declared-null-and-void;-provided-further;-that-the
18 advisory-board-may-make-recommendations-to-the-animal-control
19 section-which-shall;-by-administrative-rule;-set-the-sales-price
20 of-animals-to-be-sold-to-licensed-dealers-and-research
21 institutes;-provided-further;-that-the-animal-control-section
22 shall;-by-administrative-rule;-through-required-contract
23 provisions;-insure-that-licensed-dealers-do-not-sell-county
24 purchased-animals-to-research-institutes-at-a-rate-in-excess-of
25 that-paid-by-research-institutes-purchasing-animals-directly-from
26 the-animal-control-section;-)) Any animal suffering from serious
27 injury or disease may be humanely destroyed, or in the discretion
28 of the impounding authority, may be held for a longer period and
29 redeemed by any person on payment of charges not exceeding those
30 prescribed herein.

31 B. Any animal not redeemed shall be treated in one of the
32 following ways:
33

1 1. Made available for adoption at a fee of five dollars
2 per animal.

3 a. Any person may adopt an animal impounded pursuant to
4 provisions contained in this chapter when all billable costs,
5 redemption fees, penalties, and boarding costs incurred in such
6 impoundment are made payable to the county finance director,
7 which may be accepted by the animal control authority acting as
8 agent for the county.

9 b. There shall be a spay/neuter deposit of \$25.00 on all
10 adopted animals. This deposit will be returned to the adopting
11 person upon submission of proof that the sterilization was
12 performed within 180 days of the date of the adoption.

13 ((2--Sold-to-a-dealer-licensed-pursuant-to-7-U.S.C.-2131
14 et-seq.;-as-now-or-hereafter-amended;-provided;-however;-that
15 said-dealer-shall-comply-with-the-following-requirements:

16 a.--He-shall-sell-animals-purchased-from-the-county-only
17 to-research-laboratories-located-in-the-state-of-Washington
18 licensed-pursuant-to-7-U.S.C.-2131-et-seq.;-accredited-under-the
19 American-Association-for-Accreditation-of-Laboratory-Animal-Care;
20 or-to-state-or-federal-research-laboratories-exempted-from-the
21 provisions-of-7-U.S.C.-2131-et-seq.

22 b.--All-animals-purchased-from-the-county-by-said-dealer
23 shall-be-identified-by-breed;-color;-age;-and-any-other
24 information-deemed-necessary-for-a-reliable-identification-of-the
25 animal.

26 c.--He-shall-provide-evidence-to-the-county-that-each
27 animal-purchased-from-the-county-was-sold-to-a-research
28 laboratory-fully-licensed;-accredited-or-exempted-in-the-manner
29 described-in-subsection-B-2--of-this-section.

30 d.--He-shall-be-a-resident-of-the-state-of-Washington-for
31 a-period-of-one-year-prior-to-his-purchase-of-animals-from-the
32 county.

1 e. -- No animal bearing a tattoo identification, affixed in--
 2 a manner as prescribed in Section 11.04.030-B, shall be sold to
 3 a licensed dealer or research medical institute, without the
 4 written permission of the registered owner.)

5 ((3. -- Sold to a research laboratory licensed pursuant to
 6 U.S.C. 2131 et seq., accredited under the American Association
 7 for Accreditation of Laboratory Animal Care, or exempted from the
 8 provisions of 7 U.S.C. 2131 et seq., provided, however, that said
 9 research laboratory shall comply with the following requirements:

10 a. -- All animals purchased from the county by said
 11 research laboratory shall be identified by breed, color, age, and
 12 any other information deemed necessary for a reliable
 13 identification of the animal.

14 b. -- Provide evidence to the county as to each animal's
 15 disposition or use by the research laboratory.

16 c. -- Shall be available, at all reasonable times, for
 17 inspection by the King County animal control section. -- Such
 18 inspections shall be performed in the same manner as inspections
 19 performed under Sections 11.04.100, 11.04.110, and 11.05.250.

20 d. -- Shall be physically located within the state of
 21 Washington.

22 e. -- No animal bearing a tattoo identification, affixed in--
 23 a manner as prescribed in Section 11.04.030-B, shall be sold to
 24 a licensed dealer or research medical institute, without the
 25 written permission of the registered owner.)

26 ((4.)) 2. Humanely destroyed by euthanasia.

27 ((6. -- There is created an advisory board for the sale of
 28 animals by the county to licensed research institutes and
 29 dealers, consisting of five members one of whom shall be a
 30 licensed veterinarian, to be appointed by the county executive
 31 and confirmed by the county council. -- No member of the board
 32 shall be employed by King County. -- Members of the advisory board
 33

1 shall-serve-for-two-years-without-compensation.--The-board-shall
2 meet-at-least-once-every-three-months-to-examine-inspection
3 reports-under-subsection-B.3.e-of-this-section;-and-make
4 recommendations-as-to-the-qualifications-of-dealers-and-research
5 laboratories-under-subsections-B.2.-and-B.3-of-this-section;
6 provided;-under-the-provision-of-the-Animal-Welfare-Act;-as
7 amended;-or-as-part-of-negotiated-contract-provision-compliance;
8 the-advisory-board-shall-be-empowered-to-conduct-such-inspections
9 of-facilities-receiving-animals-under-this-section;-as-are
10 necessary-to-insure-that-animals-are-treated-humanely.--The
11 commission-shall-have-the-authority-to-prohibit-the-sale-of-any
12 animal-to-any-dealer-or-research-center-when-it-has-found-that
13 any-such-dealer-or-research-center-is-not-treating-the-animals-
14 purchased-from-the-animal-control-section-humanely.

15 B.--A-copy-of-all-reports-and-records-required-to-be-filed-by
16 dealers-of-research-laboratories-pursuant-to-any-state-or-federal
17 law-shall-be-filed-with-the-director-of-animal-control-and-all
18 such-records-shall-be-public-record-and-available-for-inspection
19 at-any-reasonable-time-during-normal-county-working-hours.

20 All-records-required-to-be-filed-pursuant-to-this-chapter
21 shall-also-be-public-record-and-shall-be-available-for-inspection
22 by-any-interested-person-at-any-reasonable-time-during-normal
23 county-working-hours.

24 E.--No-licensed-animal-shall-be-made-available-for-research
25 unless-written-permission-is-received-from-said-animal's-owner.
26 Further;-no-animal-conveyed-to-the-section-by-its-owner-shall-be
27 made-available-for-research-without-written-permission.))

1 C. The county shall not sell any animals for the purposes
2 of medical research to any research institute or any other
3 purchasers.

4 INTRODUCED AND READ for the first time this 20th day
5 of October, 1986.

6 PASSED this 8th day of December, 1986.

7
8 KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

9 Audrey Lingen
10 Chair

11 ATTEST:

12 Joan M. Quinn
13 Clerk of the Council

14 APPROVED this 17th day of December, 1986.

15 [Signature]
16 King County Executive