

2nd Sub. S.B. 57

ANIMAL CONTROL - EXCEPTION FOR COMMUNITY CATS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 9, 2011 10:49 AM

Representative **John G. Mathis** proposes the following amendments:

1. *Page 1, Lines 11 through 19:*

11 Highlighted Provisions:

12 This bill:

*** *Some lines not shown* ***

17 ▶ exempts community cats from the ~~{three}~~ five -day mandatory hold requirement;
▶ allows a city or county to set up a permitting process for cat colonies and provide notice to adjacent property owners; and

2. *Page 2, Lines 27 through 34:*

27 ENACTS:

*** *Some lines not shown* ***

34 11-46-303, Utah Code Annotated 1953

= 11-46-304, Utah Code Annotated 1953

3. *Page 3, Lines 83 through 86:*

83 11-46-103. Stray animals.

84 (1) Each municipal or county animal control officer shall hold any unidentified or

85 unclaimed stray animal in safe and humane custody for a minimum of ~~{three}~~ five business days after

86 the time of impound and prior to making any final disposition of the animal.

4. *Page 4, Lines 96 through 99:*

96 (3) An unidentified or unclaimed stray animal may be euthanized prior to the

97 completion of the ~~{three}~~ five working day minimum holding period to prevent unnecessary suffering

98 due to serious injury or disease, if the euthanasia is in compliance with written agency or

99 department policies and procedures, and with any local ordinances allowing the euthanasia.

5. *Page 9, Lines 250 through 252:*

250 (1) "Community cat" means a feral or free-roaming cat that is without visibly

251 discernable or microchip owner identification of any kind, and has been sterilized, vaccinated, and

252 ear-tipped.

6. Page 9, Lines 271 through 273:

271 (1) A cat received by a shelter under the provisions of Section 11-46-103 may be
272 released prior to the ~~{three}~~ five -day holding period to a sponsor that operates a community cat
273 program.

7. Page 10, Lines 274 through 281:

274 (2) A community cat is:
275 (a) exempt from licensing requirements and feeding bans; and
276 (b) eligible for release from an animal shelter prior to the mandatory ~~{three}~~ five -day hold
277 period in Section 11-46-103.
278 (3) Community cat sponsors or caretakers do not have custody, as defined in Section
279 76-9-301, of any cat in a community cat colony. Cats in a colony that are obviously owned, as
280 evidenced by a collar, tags, microchip, or other discernable owner identification, are not exempt from the
281 provisions of Title 76, Chapter 9, Part 3, Cruelty to Animals.

8. Page 11, Lines 310 through 312:

310 [(iii) compliance with Title 10, Chapter 17, Municipal Animal Shelter Pet Sterilization
311 Act, or Title 17, Chapter 42, County Animal Shelter Pet Sterilization Act.]

= Section 16. Section 11-46-304 is enacted to read:

11-46-304. Permit process for community cat colonies.

(1) A county or municipality may create a permitting process for community cat colonies.

(2) Any permitting process created by a county or municipality shall provide notice to adjacent property owners by:

(a) mailing notice to the record owner of each parcel within parameters specified by the permitting process; or

(b) posting notice on the property with a sign of sufficient size, durability, print quality, and location that is reasonably calculated to give notice to passers-by.

312 Section ~~{16.}~~ 17. Repealer.