

57 residence or boarding facility.

58 (c) "Animal sanctuary" means a nonprofit entity, other than a government entity, that:

59 (i) harbors companion animals; and

60 (ii) is used exclusively for the purpose of indefinitely caring for, rehabilitating, or

61 housing companion animals.

62 (d) (i) "Animal shelter" ~~Š→ [means a person that operates a facility for the impoundment or~~
63 ~~care of companion animals.] means the same as that term is defined in Section 11-46-102. ←Š~~

64 (ii) "Animal shelter" does not include an animal rescue.

65 (e) "Boarding facility" means a facility where a companion animal is kept for the
66 purpose of caring for the companion animal.

67 (f) "Companion animal" means an animal that is a domestic dog or a domestic cat.

68 (g) "Facility" means a location other than a private residence.

69 (2) For a dog in an animal care facility's possession, the animal care facility shall
70 ensure that:

71 ~~Ĥ→ [(a) a pregnant dog receives at least one prenatal or postpartum visit with a licensed~~
72 ~~veterinarian;] ←Ĥ~~

73 (b) a female dog does not produce more than one litter in any twelve-month period,
74 unless a licensed veterinarian has examined the female dog and has determined that it is safe
75 for the dog to produce more than one litter in a twelve-month period; and

76 (c) a dog under eight weeks of age or a dog not properly weaned is not sold.

77 (3) An animal care facility shall keep records:

78 (a) identifying, to the best of the animal care facility's knowledge, an animal's owner at
79 the time the animal care facility acquires the animal; and

80 (b) documenting dangerous behaviors, if any, health conditions, and medical care for an
81 animal in the animal care facility's possession.

82 (4) (a) An animal care facility's violation of a requirement described in this section is
83 an infraction subject to a fine of \$750.

84 (b) A prosecution under this section does not preclude a prosecution for any other
85 criminal offense.

86 (5) It is a defense to the penalty imposed under this section that the conduct of the actor
87 toward the animal was: