

**SUBSTITUTE FOR  
SENATE BILL NO. 149**

A bill to amend 1969 PA 224, entitled  
"An act to license and regulate dealers in and research facilities  
using dogs and cats for research purposes; and to repeal certain  
acts and parts of acts,"  
by amending the title and sections 1 and 7 (MCL 287.381 and  
287.387) and by adding section 8a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 TITLE  
2 An act to license and regulate dealers ~~in and that deliver,~~  
3 **transport, board, buy, or sell dogs or cats for laboratory research**  
4 **purposes; to regulate** research facilities ~~using that use~~ dogs and  
5 ~~or cats for laboratory research; purposes; to require research~~  
6 **facilities to offer laboratory animals no longer needed for**

1 laboratory research to certain animal protection shelters for  
2 adoption before euthanizing; to require research facilities to  
3 submit annual reports; to provide immunity from civil liability  
4 under certain conditions; to create certain funds; and to repeal  
5 ~~certain acts and parts of acts.~~

6 Sec. 1. ~~When~~ **As** used in this act:

7 ~~(a) "Person" includes any individual, partnership, association~~  
8 ~~or corporation.~~

9 ~~(b) "Director" means the director of the department of~~  
10 ~~agriculture.~~

11 (a) "Animal protection shelter" means a facility that is  
12 registered under section 6 of 1969 PA 287, MCL 287.336, and is  
13 operated by any of the following:

14 (i) A person.

15 (ii) A humane society.

16 (iii) A society for the prevention of cruelty to animals.

17 (iv) Any other nonprofit organization for the care of homeless  
18 animals.

19 (b) ~~(c)~~ "Cat" means ~~any live~~ a domestic cat ~~(felis catus) for~~  
20 ~~use or intended to be used for research, tests or experiments at~~  
21 ~~research facilities of any age of the species *Felis catus*.~~

22 (c) "Dealer" means a person that for compensation or profit  
23 delivers for transportation, transports, boards, buys, or sells  
24 dogs or cats for research purposes. Dealer does not include a  
25 person that breeds or raises dogs or cats for sale to a research  
26 facility.

27 (d) "Department" means the department of agriculture and rural  
28 development.

29 (e) "Director" means the director of the department.

1           (f) ~~(d)~~ "Dog" means ~~any live~~ **a domestic dog of any age** of the  
2 species ~~canis familiaris for use or intended to be used for~~  
3 ~~research tests or experiments at research facilities.~~ **Canis lupus**  
4 **familiaris.**

5           (g) "Laboratory animal" means a dog or cat that is used or  
6 intended to be used for laboratory research at a research facility.

7           (h) "Laboratory research" means research, tests, or  
8 experiments conducted for education, scientific, medical, or  
9 experimental purposes.

10          (i) "Municipality" means a county, city, village, or township.

11          (j) "Person" means an individual, estate, business or  
12 nonprofit entity, public corporation, government or governmental  
13 subdivision, agency, or instrumentality, or other legal entity.

14          (k) ~~(e)~~ "Research facility" means ~~any~~ **a school, hospital,**  
15 **laboratory, institution, organization, or person that is licensed**  
16 **or otherwise registered with the United States Department of**  
17 **Agriculture, that** uses or intends to use ~~dogs or cats~~ **a laboratory**  
18 **animal** in laboratory research, ~~tests or experiments,~~ and that ~~(1)~~  
19 ~~purchases~~ **does 1 or both of the following:**

20           (i) **Purchases** or transports ~~such animals, or (2) receives any~~  
21 **laboratory animals.**

22           (ii) **Receives** funds from ~~the~~ **this** state, ~~or a~~ local government,  
23 or ~~any~~ **an** agency or instrumentality ~~thereof~~ **of this state or a**  
24 **local government** to finance its operations ~~by means of~~ **through**  
25 grants, loans, or ~~otherwise.~~ **other funds.**

26          ~~(f)~~ "Dealer" means ~~any person who for compensation or profit~~  
27 ~~delivers for transportation, transports, boards, buys or sells dogs~~  
28 ~~or cats for research purposes and does not mean a person who breeds~~  
29 ~~or raises dogs or cats for sale to a research facility.~~

1           Sec. 7. (1) Research facilities and dealers shall make and  
2 ~~keep such~~ **maintain any** records with respect to their ~~regarding the~~  
3 purchase, sale, transportation, and handling of dogs and cats ~~, as~~  
4 ~~the director may prescribe.~~ **for laboratory research, and research**  
5 **facilities shall maintain any report submitted under section 11a.**

6           (2) The department shall maintain and make available on its  
7 website a list of all research facilities operating in this state.

8           Sec. 8a. (1) Except as otherwise provided in subsection (4),  
9 before euthanizing a laboratory animal that is no longer needed for  
10 laboratory research, and unless an attending veterinarian, as that  
11 term is defined in 9 CFR 1.1, determines that euthanizing a  
12 laboratory animal is required for health or safety reasons, a  
13 research facility shall offer the animal to an animal protection  
14 shelter located in this state for adoption. A research facility may  
15 enter into a written agreement with an animal protection shelter to  
16 carry out the purpose of this subsection.

17           (2) A research facility that provides a laboratory animal to  
18 an animal protection shelter under subsection (1) is immune from  
19 civil liability for or resulting from the transfer of the  
20 laboratory animal, if the research facility acted in good faith  
21 concerning the health and physical condition of the laboratory  
22 animal.

23           (3) An animal protection shelter that receives a transfer of a  
24 laboratory animal from a research facility under subsection (1) is  
25 immune from civil liability for or resulting from the transfer of  
26 the laboratory animal, if the animal protection shelter acted in  
27 good faith concerning the health and physical condition of the  
28 laboratory animal.

29           (4) If a laboratory animal otherwise meets the requirements

1 for adoption under subsection (1), before offering the laboratory  
2 animal to an animal protection shelter located in this state for  
3 adoption, the research facility may first offer the animal to its  
4 employees for adoption.

5 (5) This section may be known as "Teddy's law".

6 Enacting section 1. This amendatory act does not take effect  
7 unless Senate Bill No. 148 of the 102nd Legislature is enacted into  
8 law.