

ASSEMBLY BILL

No. 2431

Introduced by Assembly Member Dababneh

February 21, 2014

An act to add Section 66017.7 to the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2431, as introduced, Dababneh. Postsecondary education: animal research.

Existing law establishes a state policy that no adoptable animal should be euthanized if it can be adopted into a suitable home.

Existing law authorizes the State Department of Public Health to prescribe rules under which approval shall be granted to persons who wish to keep or use animals for diagnostic purposes, education, or research. Existing law authorizes the State Department of Public Health to make, promulgate, modify, amend, or rescind reasonable rules and regulations relating to the use of animals in diagnostic procedures and medical research. A person who violates these provisions is guilty of a misdemeanor.

Existing law establishes the University of California, the California State University, and the California Community Colleges, and independent institutions of higher education, as defined, as the 4 segments of postsecondary education in this state.

This bill would require any public postsecondary educational institution, as defined, to include any campus of the University of California, California State University, or California Community Colleges, or independent institution of higher education, or employee or student thereof, that confines dogs or cats for science or research

purposes and intends to destroy the dog or cat used for those purposes to first offer the dog or cat to an animal adoption organization or animal rescue organization, as defined. The bill would not apply to animals suffering from a serious illness or severe injury, or to newborn animals that need maternal care and have been impounded without their mothers.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66017.7 is added to the Education Code,
2 to read:

3 66017.7. (a) Any public postsecondary educational institution
4 or independent institution of higher education, or employee or
5 student thereof, that confines dogs or cats for the purposes set forth
6 in Section 1650 of the Health and Safety Code, and intends to
7 destroy a dog or cat that has been used for those purposes, shall
8 first offer the dog or cat to an animal adoption organization or
9 animal rescue organization.

10 (b) For purposes of this section, the following definitions shall
11 apply:

12 (1) “Animal adoption organization” or “animal rescue
13 organization” means a not-for-profit entity that is exempt from
14 taxation pursuant to Section 501(c)(3) of the Internal Revenue
15 Code, or a collaboration of individuals with at least one of its
16 purposes being the sale or placement of animals that have been
17 removed from a public animal control agency or shelter, society
18 for the prevention of cruelty to animals shelter, or humane shelter,
19 or that have been previously owned by any person.

20 (2) “Independent institution of higher education” means a
21 nonpublic educational institution as defined in subdivision (b) of
22 Section 66010.

23 (3) “Public postsecondary educational institution” means any
24 campus of the University of California, the California State
25 University, or the California Community Colleges.

26 (c) This section does not apply to animals within the meaning
27 of Section 17006 of the Food and Agricultural Code.

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