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## SENATE BILL NO. 87

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources)

(Patron Prior to Substitute—Senator Stanley)

Senate Amendments in [ ] - February 11, 2022

A *BILL to amend and reenact § 3.2-6511.2 of the Code of Virginia, relating to dealers; sale of dogs or cats for experimental purposes.*

**Be it enacted by the General Assembly of Virginia:**

**1. That § 3.2-6511.2 of the Code of Virginia is amended and reenacted as follows:**

**§ 3.2-6511.2. Dealers; importation and sale of dogs and cats; penalty.**

A. No dealer or commercial dog *or cat* breeder shall import for sale, sell, or offer for sale, *including sale for experimental purposes*, any dog *or cat* bred by a person who has received from the U.S. Department of Agriculture, pursuant to enforcement of the federal Animal Welfare Act (7 U.S.C. § 2131 et seq.) or regulations adopted thereunder, (i) a citation for a direct or critical violation or citations for three or more indirect or noncritical violations for at least two years prior to the procurement of the dog *or cat* or (ii) two consecutive citations for no access to the facility prior to the procurement of the dog *or cat*.

B. No person shall serve as an owner, director, officer, manager, operator, member of staff, or animal caregiver for a dealer or commercial dog *or cat* breeder if such person has been convicted of a violation of § 3.2-6570.

C. Any person violating any provision of this section is guilty of a Class 1 misdemeanor for each dog *or cat* imported, sold, or offered for sale.

D. *As used in this section, "dealer" and "commercial dog or cat breeder" include any person or entity that breeds dogs or cats regulated under federal law as research animals.*

**2. That [ the provisions of this act shall not become effective unless reenacted by the 2023 Session of the General Assembly in the case of a dealer or commercial dog or cat breeder that breeds dogs or cats regulated under federal law as research animals, the provisions of subsection A of § 3.2-6511.2 of the Code of Virginia, as amended by this act, shall only apply to violations under clauses (i) or (ii) that occur on or after March 1, 2023 ] .**

ENGROSSED

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