

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 155 Session of 2013

INTRODUCED BY GREENLEAF, TARTAGLIONE AND WAUGH, JANUARY 15, 2013

SENATOR VOGEL, AGRICULTURE AND RURAL AFFAIRS, AS AMENDED, FEBRUARY 6, 2013

AN ACT

1 ~~Amending the act of December 15, 1986 (P.L.1610, No.181),~~ <--
2 ~~entitled "An act providing for the establishment and~~
3 ~~operation of a Statewide system for the prevention and~~
4 ~~control of rabies; imposing additional powers and duties on~~
5 ~~the Departments of Agriculture and Health; providing for~~
6 ~~emergency declarations; fixing penalties for violations; and~~
7 ~~making an appropriation," further providing for vaccination~~
8 ~~required.~~

9 AMENDING THE ACT OF DECEMBER 15, 1986 (P.L.1610, NO.181), <--
10 ENTITLED "AN ACT PROVIDING FOR THE ESTABLISHMENT AND
11 OPERATION OF A STATEWIDE SYSTEM FOR THE PREVENTION AND
12 CONTROL OF RABIES; IMPOSING ADDITIONAL POWERS AND DUTIES ON
13 THE DEPARTMENTS OF AGRICULTURE AND HEALTH; PROVIDING FOR
14 EMERGENCY DECLARATIONS; FIXING PENALTIES FOR VIOLATIONS; AND
15 MAKING AN APPROPRIATION," FURTHER PROVIDING FOR FINDINGS, FOR
16 LEGISLATIVE INTENT, FOR DEFINITIONS, FOR STATEWIDE SYSTEM FOR
17 RABIES CONTROL, FOR POWERS AND DUTIES OF DEPARTMENT, FOR
18 TESTING, FOR VACCINATION REQUIRED AND CERTIFICATE AND TAG,
19 FOR ANTIRABIES CLINICS, FOR VETERINARIANS PARTICIPATING IN
20 LOW-COST RABIES CLINICS AND FOR POWERS AND DUTIES OF
21 DEPARTMENT RELATING TO WILDLIFE.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 ~~Section 1. Section 8(a) and (d) of the act of December 15,~~ <--
25 ~~1986 (P.L.1610, No.181), known as the Rabies Prevention and~~
26 ~~Control in Domestic Animals and Wildlife Act, amended July 1,~~
27 ~~1987 (P.L.184, No.23), are amended and the section is amended by~~

1 ~~adding a subsection to read:~~

2 ~~Section 8. Vaccination required; certificate [and], tag and~~  
3 ~~exemption.~~

4 ~~(a) Requirement. [Every] Except as provided for in~~  
5 ~~subsection (f), every person living in this Commonwealth, owning~~  
6 ~~or keeping a dog or cat over three months of age, shall cause~~  
7 ~~that dog or cat to be vaccinated against rabies. Rabies vaccine~~  
8 ~~shall be administered by a licensed veterinarian or under the~~  
9 ~~supervision of a licensed veterinarian. The Commonwealth shall~~  
10 ~~recognize the three year rabies vaccine as the vaccine to be~~  
11 ~~used. Those animals vaccinated after one year of age shall get~~  
12 ~~booster vaccinations every three years thereafter. Those animals~~  
13 ~~vaccinated prior to one year of age will be considered protected~~  
14 ~~for only one year and shall receive a booster vaccination one~~  
15 ~~year later on the anniversary date of the original vaccination~~  
16 ~~and shall be vaccinated every three years thereafter.~~

17 \* \* \*

18 ~~(d) Enforcement. [It shall be the duty of every] Every~~  
19 ~~police officer or State dog warden or the designated municipal~~  
20 ~~animal control officer [to] shall issue a citation to every~~  
21 ~~person who owns a dog or cat which is not vaccinated pursuant to~~  
22 ~~subsection (a) [or], (b) or (f).~~

23 \* \* \*

24 ~~(f) Exemption.~~

25 ~~(1) An exemption from vaccination against rabies for a~~  
26 ~~dog or cat pursuant to subsection (a) may be granted if a~~  
27 ~~licensed veterinarian has examined the animal and determines~~  
28 ~~that it would be medically contraindicated to vaccinate the~~  
29 ~~animal due to an infirmity, other physical condition or~~  
30 ~~regimen of therapy.~~

1       ~~(2) The department shall develop an exemption form which~~  
2 ~~must be completed and signed by the veterinarian and animal~~  
3 ~~owner.~~

4       ~~(3) A rabies vaccination exemption shall be valid for a~~  
5 ~~period of up to one year after which the animal shall be re-~~  
6 ~~examined. At that time the animal shall either be vaccinated~~  
7 ~~against rabies or, if exemption status still applies, a new~~  
8 ~~certificate of exemption shall be issued.~~

9       ~~(4) The veterinarian shall maintain the signed exemption~~  
10 ~~as part of the animal's medical records and provide a copy to~~  
11 ~~the owner.~~

12       Section 2. This act shall take effect in 60 days.

13       SECTION 1. SECTIONS 2 AND 3 OF THE ACT OF DECEMBER 15, 1986 <--  
14 (P.L.1610, NO.181), KNOWN AS THE RABIES PREVENTION AND CONTROL  
15 IN DOMESTIC ANIMALS AND WILDLIFE ACT, ARE AMENDED TO READ:

16       SECTION 2. FINDINGS.

17       (A) INCIDENCE OF RABIES.--[THE INCIDENCE OF RABIES  
18 THROUGHOUT THIS COMMONWEALTH HAS INCREASED OVER THE PAST SIX  
19 YEARS IN ALARMING PROPORTIONS. IN 1985, 450 LABORATORY-CONFIRMED  
20 RABIES CASES WERE REPORTED IN THIS COMMONWEALTH, AS COMPARED TO  
21 ONLY 16 CONFIRMED CASES IN 1979. FURTHERMORE, THE EPIDEMIC IS  
22 SPREADING ACROSS THE STATE. IN 1981, ONLY NINE COUNTIES REPORTED  
23 CASES OF RABIES, WHEREAS, IN 1985, RABIES CASES WERE REPORTED IN  
24 ALMOST HALF THE COUNTIES OF THIS COMMONWEALTH.] EACH YEAR  
25 SEVERAL HUNDRED CASES OF RABIES IN ANIMALS ARE REPORTED IN THIS  
26 COMMONWEALTH. THE ANIMALS INCLUDE WILD ANIMALS, LIVESTOCK AND  
27 DOMESTIC PETS. HUMAN EXPOSURE CAN OCCUR THROUGH CONTACT WITH  
28 RABID ANIMALS.

29       (B) IMPACT OF RABIES EPIDEMIC.--THE SOCIOECONOMIC IMPACT OF  
30 [THE EPIDEMIC IS FRIGHTENING. NOT ONLY IS THE POSTEXPOSURE

1 TREATMENT COSTLY, BUT THE] RABIES IN ANIMALS AND HUMANS IS  
2 SIGNIFICANT. INFECTION BY THE RABIES VIRUS IS ALMOST ALWAYS  
3 FATAL. THE PROTOCOL SURROUNDING A SINGLE SUSPECTED RABID ANIMAL  
4 REQUIRES THE EXPENDITURE OF BOTH MONETARY AND HUMAN RESOURCES BY  
5 THE DEPARTMENT, AND THE HUMAN POSTEXPOSURE PROPHYLAXIS IS  
6 EXPENSIVE.

7 SECTION 3. LEGISLATIVE INTENT.

8 IT IS THE INTENT OF THE GENERAL ASSEMBLY TO PROVIDE A  
9 COMPREHENSIVE RABIES CONTROL PROGRAM INVOLVING [RESEARCH]  
10 CONTROL, PREVENTION AND EDUCATION [WHICH WILL PROTECT THE  
11 CITIZENS OF THIS COMMONWEALTH FROM AN UNNECESSARY AND HARMFUL  
12 RABIES EPIDEMIC].

13 SECTION 2. THE DEFINITION OF "RABIES" IN SECTION 4 OF THE  
14 ACT IS AMENDED AND THE SECTION IS AMENDED BY ADDING DEFINITIONS  
15 TO READ:

16 SECTION 4. DEFINITIONS.

17 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ACT SHALL  
18 HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
19 CONTEXT CLEARLY INDICATES OTHERWISE:

20 \* \* \*

21 "CERTIFICATE OF VACCINATION." A CERTIFICATE VERIFYING  
22 VACCINATION AGAINST RABIES, CONTAINING INFORMATION CONSISTENT  
23 WITH THE CURRENT VERSION OF THE NATIONAL ASSOCIATION OF STATE  
24 PUBLIC HEALTH VETERINARIANS RABIES COMPENDIUM.

25 \* \* \*

26 "DIRECT VETERINARY SUPERVISION." OCCURS WHEN A VETERINARIAN  
27 IS ON THE PREMISES AND HAS GIVEN EITHER ORAL OR WRITTEN  
28 INSTRUCTIONS TO A CERTIFIED VETERINARY TECHNICIAN OR  
29 NONCERTIFIED EMPLOYEE AND IS EASILY AND QUICKLY AVAILABLE TO  
30 ASSIST THE CERTIFIED VETERINARY TECHNICIAN OR THE NONCERTIFIED

1 EMPLOYEE.

2 "DOG LAW." THE ACT OF DECEMBER 7, 1982 (P.L.784, NO.225),  
3 KNOWN AS THE DOG LAW.

4 "RABIES." [IN MAN AND ANIMAL, HYDROPHOBIA, AN ACUTE VIRAL  
5 DISEASE OF THE CENTRAL NERVOUS SYSTEM USUALLY TRANSMITTED TO MAN  
6 THROUGH THE INJECTION OF SALIVA BY AN ANIMAL BITE.] A VIRAL  
7 DISEASE AFFECTING THE CENTRAL NERVOUS SYSTEM OF A MAMMAL THAT IS  
8 TRANSMITTED THROUGH CONTACT WITH SALIVA OR OTHER POTENTIALLY  
9 INFECTIOUS MATERIAL SUCH AS NEURAL TISSUE FROM AN INFECTED  
10 ANIMAL, INCLUDING, BUT NOT LIMITED TO, A BITE, SCRATCH AND  
11 CONTACT OF SALIVA OR OTHER INFECTIOUS MATERIAL WITH BROKEN SKIN,  
12 AN EYE OR MUCOUS MEMBRANE.

13 "RABIES VACCINE." A PRODUCT USED TO STIMULATE AN IMMUNE  
14 RESPONSE TO RABIES, LICENSED BY THE UNITED STATES DEPARTMENT OF  
15 AGRICULTURE AND LISTED IN THE CURRENT VERSION OF THE NATIONAL  
16 ASSOCIATION OF STATE PUBLIC HEALTH VETERINARIANS RABIES  
17 COMPENDIUM.

18 \* \* \*

19 "SUSPECTED OF HAVING RABIES." A MAMMAL EXHIBITING BEHAVIOR  
20 THAT IS SUGGESTIVE OF INFECTION WITH RABIES IN THE OPINION OF A  
21 VETERINARIAN, PUBLIC HEALTH OFFICIAL OR OFFICIAL REPRESENTATIVE  
22 OF THE DEPARTMENT, THE DEPARTMENT OF HEALTH OR THE PENNSYLVANIA  
23 GAME COMMISSION.

24 "VACCINATED AGAINST RABIES." THE STATUS OF AN ANIMAL THAT:

25 (1) HAS UNDERGONE:

26 (I) ADMINISTRATION BY A LICENSED VETERINARIAN; OR

27 (II) DIRECT VETERINARY SUPERVISION OF A RABIES

28 VACCINE IN ACCORDANCE WITH THE SPECIFICATIONS OF THE

29 VACCINE MANUFACTURER; AND

30 (2) IS A MEMBER OF AN ANIMAL SPECIES FOR WHICH THE

1 RABIES VACCINE HAS BEEN APPROVED FOR USE AND, REGARDING THE  
2 DURATION OF VACCINATION IMMUNITY AS ESTABLISHED BY THE  
3 VACCINE MANUFACTURER, HAS NOT EXPIRED.  
4 THE TERM ALSO DESCRIBES THE STATUS OF A DOG OR CAT THAT IS  
5 VACCINATED AGAINST RABIES WITH A RABIES VACCINE IN ACCORDANCE  
6 WITH THE VACCINE SPECIFICATIONS OF THE MANUFACTURER BY A KENNEL  
7 OWNER OR OPERATOR CERTIFIED BY THE DEPARTMENT TO ADMINISTER THE  
8 RABIES VACCINE PROVIDED THE DOG OR CAT IS KEPT ON THE LICENSED  
9 KENNEL PREMISES.

10 SECTION 3. SECTIONS 5, 6 AND 7 OF THE ACT ARE AMENDED TO  
11 READ:

12 SECTION 5. STATEWIDE SYSTEM FOR RABIES CONTROL.

13 THE DEPARTMENT, IN COOPERATION WITH THE PENNSYLVANIA GAME  
14 COMMISSION AND THE DEPARTMENT OF HEALTH, SHALL ESTABLISH A  
15 STATEWIDE SYSTEM FOR THE PREVENTION AND CONTROL OF RABIES IN  
16 BOTH WILD AND DOMESTIC ANIMALS. THE SYSTEM WILL ENCOMPASS [BOTH  
17 A COMPREHENSIVE RESEARCH PROGRAM AIMED AT ENDING THE RABIES  
18 EPIDEMIC IN THE WILD AND] A RABIES CONTROL PROGRAM WHICH  
19 INCLUDES STANDARDIZED PROCEDURES TO FOLLOW IN THIS COMMONWEALTH.

20 SECTION 6. POWERS AND DUTIES OF DEPARTMENT.

21 THE DEPARTMENT SHALL HAVE THE FOLLOWING POWERS AND DUTIES:

22 (1) MONITOR, IN COOPERATION WITH THE DEPARTMENT OF  
23 HEALTH AND THE PENNSYLVANIA GAME COMMISSION, THE CONFIRMED  
24 INCIDENCES OF RABIES IN BOTH DOMESTIC AND WILD ANIMALS.

25 (2) [DETERMINE, BASED ON THE NUMBER OF CONFIRMED CASES,  
26 THE NUMBER OF PROJECTED INCIDENCES, THE PROBABILITY OF HUMAN  
27 CONTACT AND THE RAPIDITY OF THE SPREAD OF THE RABIES, WHERE A  
28 PUBLIC RISK MAY EXIST.] COORDINATE AND COOPERATE WITH  
29 FEDERAL, STATE AND LOCAL HEALTH OR ANIMAL REGULATORY  
30 AUTHORITIES AS NECESSARY TO PERFORM ITS RESPONSIBILITIES

1 UNDER THIS ACT. THIS INCLUDES THE AUTHORITY TO ENTER INTO  
2 AGREEMENTS TO FACILITATE THE DISTRIBUTION OF RABIES VACCINE-  
3 IMPREGNATED ANIMAL BAITs TO WILDLIFE WITHIN THIS COMMONWEALTH  
4 BY FEDERAL OR LOCAL HEALTH OR ANIMAL REGULATORY AUTHORITIES,  
5 AND TO OTHERWISE EFFECTIVELY ALLOCATE RESPONSIBILITIES,  
6 EQUIPMENT, EXPERTISE AND MANPOWER IN FURTHERANCE OF THE  
7 OBJECTIVES OF THIS ACT.

8 (3) INSTITUTE THE RELEVANT ACTIONS OUTLINED IN THIS ACT,  
9 AS WELL AS OTHERS DETERMINED BY THE DEPARTMENT UNTIL IT IS  
10 DETERMINED THAT THE THREAT OF THE RABIES EPIDEMIC NO LONGER  
11 EXISTS.

12 (4) [INSTITUTE AN INTENSIVE PUBLIC EDUCATION CAMPAIGN ON  
13 RABIES THROUGH NEWSPAPERS, RADIO AND TELEVISION  
14 ANNOUNCEMENTS.] (RESERVED).

15 SECTION 7. TESTING.

16 ALL TESTING [AND OTHER NECESSARY OR APPROPRIATE RABIES  
17 CONTROL] CONDUCTED UPON RABID OR SUSPECTED RABID ANIMALS  
18 APPROPRIATE TO PROTECT HUMAN LIFE AND SAFETY SHALL BE CONDUCTED  
19 [FREE OF CHARGE] AT STATE LABORATORIES OR OTHER FACILITIES  
20 DESIGNATED BY THE SECRETARY.

21 SECTION 4. SECTION 8 OF THE ACT, AMENDED JULY 1, 1987  
22 (P.L.184, NO.23), IS AMENDED TO READ:

23 SECTION 8. VACCINATION REQUIRED; CERTIFICATE AND TAG.

24 (A) [REQUIREMENT.--EVERY PERSON LIVING IN THIS COMMONWEALTH,  
25 OWNING OR KEEPING A DOG OR CAT OVER THREE MONTHS OF AGE, SHALL  
26 CAUSE THAT DOG OR CAT TO BE VACCINATED AGAINST RABIES. RABIES  
27 VACCINE SHALL BE ADMINISTERED BY A LICENSED VETERINARIAN OR  
28 UNDER THE SUPERVISION OF A LICENSED VETERINARIAN. THE  
29 COMMONWEALTH SHALL RECOGNIZE THE THREE-YEAR RABIES VACCINE AS  
30 THE VACCINE TO BE USED. THOSE ANIMALS VACCINATED AFTER ONE YEAR

1 OF AGE SHALL GET BOOSTER VACCINATIONS EVERY THREE YEARS  
2 THEREAFTER. THOSE ANIMALS VACCINATED PRIOR TO ONE YEAR OF AGE  
3 WILL BE CONSIDERED PROTECTED FOR ONLY ONE YEAR AND SHALL RECEIVE  
4 A BOOSTER VACCINATION ONE YEAR LATER ON THE ANNIVERSARY DATE OF  
5 THE ORIGINAL VACCINATION AND SHALL BE VACCINATED EVERY THREE  
6 YEARS THEREAFTER.] VACCINATION AGAINST RABIES REQUIRED.--

7 (1) A PERSON OWNING OR KEEPING A DOG OR A CAT THAT  
8 SPENDS A PART OF A 24-HOUR DAY IN A KENNEL OR COLONY FACILITY  
9 OR IN A RESIDENCE INHABITED BY A HUMAN BEING IN THIS  
10 COMMONWEALTH MUST HAVE THE DOG OR CAT VACCINATED AGAINST  
11 RABIES WITHIN FOUR WEEKS AFTER THE DATE THE DOG OR CAT  
12 ATTAINS 12 WEEKS OF AGE.

13 (2) A PERSON OWNING OR KEEPING A DOG OR CAT THAT IS  
14 REQUIRED TO BE VACCINATED AGAINST RABIES SHALL PRODUCE EITHER  
15 PROOF OF VACCINATION OR EXEMPTION STATUS UNDER SUBSECTION (F)  
16 WITHIN 48 HOURS AFTER A POLICE OFFICER, STATE DOG WARDEN,  
17 DEPARTMENT OFFICIAL OR DESIGNATED MUNICIPAL ANIMAL CONTROL  
18 OFFICER REQUESTS THE PROOF. A DOG OR CAT LESS THAN 12 WEEKS  
19 OF AGE MAY BE VACCINATED AGAINST RABIES ACCORDING TO VACCINE  
20 MANUFACTURER INSTRUCTIONS IF THERE IS A RABIES VACCINE  
21 LICENSED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND  
22 LISTED IN THE CURRENT VERSION OF THE NATIONAL ASSOCIATION OF  
23 STATE PUBLIC HEALTH VETERINARIANS RABIES COMPENDIUM THAT IS  
24 LABELED FOR USE IN A DOG OR CAT LESS THAN 12 WEEKS OF AGE.

25 (A.1) REVACCINATION.--UNLESS OTHERWISE INDICATED BY THE  
26 DIRECTIONS OF THE VACCINE MANUFACTURER, A BOOSTER VACCINATION  
27 MUST BE ADMINISTERED BETWEEN 12 AND 14 MONTHS FROM THE DATE OF  
28 THE INITIAL VACCINATION REGARDLESS OF THE AGE OF THE ANIMAL AT  
29 INITIAL VACCINATION. THE ANIMAL MUST BE SUBSEQUENTLY  
30 REVACCINATED IN ACCORDANCE WITH THE DIRECTIONS OF THE VACCINE



1 MANUFACTURER.

2 (B) [OTHER PERSONS] LIMITED CERTIFICATE TO VACCINATE.--

3 (1) [OWNERS OF STATE-LICENSED PRIVATE OR BREEDING  
4 KENNELS AND OPERATORS OF STATE-LICENSED NONPROFIT KENNELS WHO  
5 HAVE BEEN EXAMINED AND CERTIFIED BY THE DEPARTMENT UNDER THIS  
6 SUBSECTION MAY ADMINISTER RABIES VACCINE TO ANIMALS WHICH ARE  
7 EITHER OWNED BY THE PRIVATE OR BREEDING KENNEL OR WHICH ARE  
8 IN THE POSSESSION OF THE NONPROFIT KENNEL.] AN OWNER OF A  
9 KENNEL, OTHER THAN A COMMERCIAL KENNEL, THAT IS LICENSED  
10 UNDER THE DOG LAW OR AN OPERATOR OF A NONPROFIT KENNEL THAT  
11 IS LICENSED UNDER THE DOG LAW MAY APPLY TO THE DEPARTMENT FOR  
12 A LIMITED CERTIFICATE AUTHORIZING THE PERSON TO WHOM IT IS  
13 ISSUED TO VACCINATE A DOG OR CAT THAT IS OWNED AND KEPT IN  
14 THE LICENSED KENNEL OR THE POSSESSION OF THE LICENSED  
15 NONPROFIT KENNEL.

16 (2) THE DEPARTMENT SHALL DEVELOP, IMPLEMENT AND  
17 ADMINISTER A COMPREHENSIVE RABIES VACCINATION INSTRUCTION  
18 PROGRAM ENCOMPASSING A WRITTEN EXAMINATION, WHICH, IF  
19 SUCCESSFULLY COMPLETED, WILL LEAD TO [DEPARTMENTAL  
20 CERTIFICATION.] ISSUANCE OF A LIMITED CERTIFICATE AS  
21 DESCRIBED IN PARAGRAPH (1). A PERSON SEEKING A LIMITED  
22 CERTIFICATE SHALL PROVIDE THE DEPARTMENT WRITTEN VERIFICATION  
23 THAT WAS ISSUED BY A LICENSED VETERINARIAN AND CONFIRMS THE  
24 APPLICANT WAS PROVIDED A DEMONSTRATION OF RABIES VACCINATION  
25 PROCEDURES BY THE LICENSED VETERINARIAN, AND THE APPLICANT  
26 DEMONSTRATED COMPETENCE IN ADMINISTERING VACCINATIONS AGAINST  
27 RABIES. THE DEPARTMENT MAY ASSESS A FEE FOR THE PROGRAM AND  
28 EXAMINATION. ALL FEES RECEIVED AND ALL COSTS INCURRED SHALL  
29 BE DEPOSITED IN OR EXPENDED FROM THE DOG [FUND] LAW  
30 RESTRICTED ACCOUNT. THE DEPARTMENT SHALL PROMULGATE ALL RULES

1 AND REGULATIONS NECESSARY TO IMPLEMENT THIS SUBSECTION.

2 (3) [STATE-LICENSED KENNEL OWNERS AND OPERATORS OF  
3 STATE-LICENSED NONPROFIT KENNELS WHO OBTAIN THE REQUIRED  
4 CERTIFICATION] A PERSON TO WHOM A LIMITED CERTIFICATE UNDER  
5 PARAGRAPH (1) IS ISSUED SHALL:

6 (I) PURCHASE AND ADMINISTER [AN INACTIVATED] A  
7 RABIES VACCINE FOR VACCINATION OF DOGS AND CATS ONLY FROM  
8 A LICENSED VETERINARIAN OR A SOURCE APPROVED BY THE  
9 DEPARTMENT.

10 (II) ADMINISTER THE VACCINE IN AN APPROVED MANNER SO  
11 THE DOG OR CAT IS PROPERLY VACCINATED AGAINST RABIES.

12 (III) MAINTAIN DETAILED RECORDS FOR AT LEAST THREE  
13 YEARS WHICH INDICATE:

14 (A) THE NAME, TYPE, LOT NUMBER, DATE OF PURCHASE  
15 AND DATE OF ADMINISTRATION OF THE RABIES VACCINE.

16 (B) A DETAILED DESCRIPTION OF THE [ANIMAL] DOG  
17 OR CAT VACCINATED. THE DESCRIPTION MUST INCLUDE THE  
18 BREED, AGE, COLOR, MARKINGS, SEX AND ANY PERMANENT  
19 IDENTIFICATION MARKERS SUCH AS A MICROCHIP OR TATTOO.

20 (C) THE FULL NAME, ADDRESS, CERTIFICATION NUMBER  
21 AND TELEPHONE NUMBER OF THE PERSON WHO ADMINISTERED  
22 THE VACCINE.

23 (IV) PROVIDE IMMEDIATE ACCESS TO THE RECORDS  
24 DESCRIBED IN SUBPARAGRAPH (III) UPON THE REQUEST OF THE  
25 DEPARTMENT.

26 (C) CERTIFICATE AND TAG OF VACCINATION.--EVERY LICENSED  
27 VETERINARIAN WHO VACCINATES A DOG OR CAT AGAINST RABIES SHALL  
28 ISSUE A VACCINATION CERTIFICATE AND TAG [PROVIDED BY THE  
29 MANUFACTURER] TO THE OWNER. INFORMATION CONTAINED IN RABIES  
30 VACCINATION RECORDS SHALL NOT BE USED FOR THE PURPOSE OF

1 LICENSING ANIMALS OR FOR TAXATION OF INDIVIDUALS FOR OWNING  
2 ANIMALS. FOR THE PURPOSES OF THIS SECTION, EACH LICENSED  
3 VETERINARIAN MAY SELECT A VACCINE OF HIS CHOICE AND USE THE  
4 PROCEDURES FOR ADMINISTERING IT AS ARE CONSISTENT WITH THE  
5 RECOMMENDATIONS OF THE FEDERAL AGENCY WHICH LICENSES THE  
6 VACCINE.

7 (D) ENFORCEMENT.--[IT SHALL BE THE DUTY OF EVERY] A POLICE  
8 OFFICER OR STATE DOG WARDEN OR THE DESIGNATED MUNICIPAL ANIMAL  
9 CONTROL OFFICER [TO] SHALL ISSUE A CITATION TO EVERY PERSON WHO  
10 OWNS A DOG OR CAT WHICH IS NOT EITHER:

11 (1) VACCINATED PURSUANT TO SUBSECTION (A), (A.1) OR (B);

12 OR

13 (2) EXEMPT FROM THE VACCINATION REQUIREMENT PURSUANT TO  
14 SUBSECTION (F).

15 (E) ANIMALS RECEIVED BY NONPROFIT KENNELS.--NOTWITHSTANDING  
16 ANY PROVISION OF THIS ACT, A NONPROFIT KENNEL IS NOT REQUIRED TO  
17 VACCINATE AN ANIMAL RECEIVED BY THE KENNEL FOR A PERIOD OF TEN  
18 DAYS.

19 (F) EXEMPTION.--

20 (1) AN EXEMPTION FROM VACCINATION AGAINST RABIES FOR A  
21 DOG OR CAT UNDER SUBSECTION (A) MAY BE GRANTED IF A LICENSED  
22 VETERINARIAN EXAMINED THE DOG OR CAT AND DETERMINES THAT IT  
23 WOULD BE MEDICALLY CONTRAINDICATED TO VACCINATE.

24 (2) AN EXEMPTION STATEMENT MUST BE COMPLETED AND SIGNED  
25 BY THE VETERINARIAN AND DOG OR CAT OWNER AND MUST CONTAIN THE  
26 FOLLOWING INFORMATION IN ORDER TO BE VALID:

27 (I) THE SIGNATURE OF THE VETERINARIAN AND THE  
28 VETERINARIAN'S LICENSE NUMBER;

29 (II) THE DATE;

30 (III) THE NAME AND ADDRESS OF THE VETERINARY

1 PRACTICE, OFFICE OR CLINIC;

2 (IV) AN EXPLANATION OF THE MEDICAL REASON  
3 CONTRAINDICATING VACCINATION; AND

4 (V) A DESCRIPTION OF THE DOG OR CAT THAT INCLUDES:

5 (A) BREED;

6 (B) SEX;

7 (C) AGE;

8 (D) COLOR AND MARKINGS;

9 (E) WHETHER THE DOG OR CAT IS INTACT, NEUTERED  
10 OR SPAYED; AND

11 (F) THE CURRENT LICENSE NUMBER OF THE DOG THAT  
12 INCLUDES ANY TATTOO OR MICROCHIP IDENTIFICATION, IF  
13 APPLICABLE.

14 (VI) THE SIGNATURE OF THE OWNER OF THE DOG OR CAT  
15 AND THE ADDRESS OF THE OWNER. IF THERE IS MORE THAN ONE  
16 OWNER, AND THE OWNERS ARE LIVING AT SEPARATE LOCATIONS  
17 WHERE THE DOG OR CAT MAY BE HOUSED, THE SIGNATURE AND  
18 ADDRESS OF BOTH OWNERS IS REQUIRED.

19 (3) A RABIES VACCINATION EXEMPTION IS VALID FOR A PERIOD  
20 OF UP TO ONE CALENDAR YEAR AFTER WHICH THE DOG OR CAT MUST BE  
21 REEXAMINED. AT THE REEXAMINATION, THE DOG OR CAT MUST EITHER  
22 BE VACCINATED AGAINST RABIES OR, IF EXEMPTION STATUS STILL  
23 APPLIES, A NEW CERTIFICATE OF EXEMPTION MUST BE ISSUED.

24 (4) THE VETERINARIAN SHALL MAINTAIN THE SIGNED EXEMPTION  
25 AS PART OF THE MEDICAL RECORDS AND PROVIDE TWO COPIES TO THE  
26 OWNER. THE OWNER OF THE DOG OR CAT SHALL MAINTAIN ONE COPY OF  
27 THE SIGNED EXEMPTION FOR THEIR RECORDS AND FORWARD ONE COPY  
28 TO THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE, OFFICE OF DOG  
29 LAW ENFORCEMENT, 2301 NORTH CAMERON STREET, HARRISBURG, PA  
30 17110.

1 SECTION 5. SECTION 9 OF THE ACT IS AMENDED TO READ:

2 SECTION 9. [ANTIRABIES CLINICS.

3 THE DEPARTMENT SHALL ASSIST IN THE ESTABLISHMENT OF LOW-COST  
4 ANTIRABIES CLINICS. THESE CLINICS SHALL BE OFFERED AT LOCATIONS  
5 AND ON DATES AS APPROPRIATE. THE DEPARTMENT SHALL ESTABLISH  
6 VACCINATION PROCEDURES FOR CATS AND DOGS TO BE USED AT THE  
7 CLINICS. IN ASSISTING IN THE ESTABLISHMENT OF ANTIRABIES  
8 CLINICS, THE DEPARTMENT SHALL COOPERATE WITH LOCAL VETERINARIANS  
9 AND OTHER LOCAL ORGANIZATIONS.] (RESERVED).

10 SECTION 6. SECTION 9.1 OF THE ACT, ADDED JULY 1, 1987  
11 (P.L.184, NO.23), IS AMENDED TO READ:

12 SECTION 9.1. [VETERINARIANS PARTICIPATING IN LOW-COST RABIES  
13 CLINICS.

14 (A) GENERAL RULE.--EXCEPT AS OTHERWISE PROVIDED IN THIS  
15 SECTION, NO VETERINARIAN OR AN ASSISTANT UNDER THE DIRECTION OF  
16 THE VETERINARIAN SHALL BE LIABLE TO ANY PERSON FOR CIVIL DAMAGES  
17 AS A RESULT OF ANY ACTS OR OMISSIONS COMMITTED AS A PARTICIPANT  
18 IN A LOW-COST RABIES CLINIC ESTABLISHED UNDER SECTION 9, UNLESS  
19 THE CONDUCT OF THE VETERINARIAN FALLS BELOW THE STANDARDS  
20 GENERALLY PRACTICED AND ACCEPTED IN LIKE CIRCUMSTANCES BY  
21 VETERINARIANS PERFORMING THE SAME OR SIMILAR ACTS, AND UNLESS IT  
22 IS SHOWN THAT THE VETERINARIAN DID AN ACT OR OMITTED THE DOING  
23 OF AN ACT WHICH THE VETERINARIAN WAS UNDER A RECOGNIZED DUTY TO  
24 ANOTHER TO DO, KNOWING OR HAVING REASON TO KNOW THAT THE ACT OR  
25 OMISSION CREATED A RISK OF ACTUAL HARM TO THE PERSON OR PROPERTY  
26 OF ANOTHER. IT SHALL BE INSUFFICIENT TO IMPOSE LIABILITY TO  
27 ESTABLISH ONLY THAT THE CONDUCT OF THE VETERINARIAN FELL BELOW  
28 ORDINARY STANDARDS OF CARE.

29 (B) EXCEPTION.--NOTHING IN THIS SECTION SHALL BE CONSTRUED  
30 AS AFFECTING OR MODIFYING ANY EXISTING LEGAL BASIS FOR

1 DETERMINING THE LIABILITY, OR ANY DEFENSE THERETO, OF A  
2 VETERINARIAN SET FORTH IN THE ACT OF DECEMBER 27, 1974 (P.L.995,  
3 NO.326), KNOWN AS THE VETERINARY MEDICINE PRACTICE ACT.]  
4 (RESERVED).

5 SECTION 7. SECTION 10 OF THE ACT IS AMENDED TO READ:  
6 SECTION 10. [POWERS AND DUTIES OF DEPARTMENT RELATING TO  
7 WILDLIFE.

8 (A) POWERS AND DUTIES.--THE DEPARTMENT SHALL DEVELOP,  
9 ADMINISTER AND ENTER INTO A CONTRACT WITH WISTAR INSTITUTE FOR A  
10 COMPREHENSIVE MULTIYEAR WILDLIFE VACCINE RESEARCH PROGRAM, WHICH  
11 MAY INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:

12 (1) THE IDENTIFICATION OF AN APPROPRIATE WILDLIFE  
13 VACCINE.

14 (2) THE DEVELOPMENT OF EFFECTIVE BAIT ATTRACTANTS FOR  
15 WILDLIFE IN THE FIELD.

16 (3) ASSESSMENT OF THE DURATION OF THE IMMUNITY OF THE  
17 ANIMAL, ONCE VACCINATED, AS WELL AS THE EFFECTS OF THE  
18 VACCINE ON WILDLIFE, ITS SAFETY AND STABILITY, AND THE  
19 ECONOMICS OF VACCINE PRODUCTION.

20 (4) THE IDENTIFICATION AND DEVELOPMENT OF A DISTRIBUTION  
21 SYSTEM FOR THE DISSEMINATION OF THE BAIT IN RURAL AND URBAN  
22 ENVIRONMENT.

23 (B) MONITORING AND REPORTING OF RESEARCH ACTIVITY.--

24 (1) ANNUALLY, THE DEPARTMENT IN CONJUNCTION WITH THE  
25 WISTAR INSTITUTE SHALL PROVIDE TO THE GENERAL ASSEMBLY A  
26 STATUS REPORT OF THE RESEARCH ACTIVITY CONDUCTED FROM THE  
27 PRIOR YEAR. THE STATUS REPORT SHALL CONTAIN A SUMMARY OF THE  
28 RESEARCH AND THE DOLLARS EXPENDED.

29 (2) PRIOR TO THE DISTRIBUTION OF THE BAIT IN RURAL AND  
30 URBAN ENVIRONMENTS, A COMPREHENSIVE REPORT OUTLINING THE

1        DISTRIBUTION PROCEDURE MUST BE SUBMITTED TO THE GENERAL  
2        ASSEMBLY FOR REVIEW.

3        (C)    COMMISSION COOPERATION.--THE PENNSYLVANIA GAME  
4        COMMISSION SHALL COOPERATE WITH THE DEPARTMENT IN CARRYING OUT  
5        THE RESEARCH ACTIVITIES REQUIRED BY THIS SECTION.] (RESERVED).

6        SECTION 8.    THIS ACT SHALL TAKE EFFECT IN 60 DAYS.