

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 483

Session of
1987

INTRODUCED BY PIEVSKY, ACOSTA, CARN, COHEN, DEAL, DONATUCCI,
EVANS, FATTAH, HARPER, HAYDEN, HOWLETT, HUGHES, JOSEPHS,
KENNEY, KOSINSKI, LINTON, MAIALE, O'BRIEN, OLIVER, PERZEL,
RICHARDSON, RIEGER, ROEBUCK, J. TAYLOR, TRUMAN, WESTON,
WIGGINS, WOGAN AND O'DONNELL, FEBRUARY 24, 1987

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, APRIL 8, 1987

AN ACT

1 ~~Amending Title 42 (Judiciary and Judicial Procedure) of the~~ <—
2 ~~Pennsylvania Consolidated Statutes, further providing for the~~
3 ~~augmentation of the senior judges court of common pleas~~
4 ~~appropriation with excess funds from the court of common~~
5 ~~pleas appropriation.~~
6 AMENDING THE ACT OF DECEMBER 15, 1986 (P.L.1610, NO.181), <—
7 ENTITLED "AN ACT PROVIDING FOR THE ESTABLISHMENT AND
8 OPERATION OF A STATEWIDE SYSTEM FOR THE PREVENTION AND
9 CONTROL OF RABIES; IMPOSING ADDITIONAL POWERS AND DUTIES ON
10 THE DEPARTMENTS OF AGRICULTURE AND HEALTH; PROVIDING FOR
11 EMERGENCY DECLARATIONS; FIXING PENALTIES FOR VIOLATIONS; AND
12 MAKING AN APPROPRIATION," PROVIDING FOR VACCINATION OF
13 ANIMALS IN ANIMAL SHELTERS; AND FURTHER PROVIDING FOR THE
14 EFFECTIVE DATE OF THE ACT.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 ~~Section 1. Title 42 of the Pennsylvania Consolidated~~ <—
18 ~~Statutes is amended by adding a section to read:~~
19 ~~§ 3526.1. Augmentation of senior judge appropriation.~~
20 ~~(a) General rule. Notwithstanding the provisions of section~~
21 ~~284 of the act of July 2, 1986 (P.L. , No.5A), known as the~~
22 ~~General Appropriation Act of 1986, the court administrator may~~

~~augment the appropriation for senior judges of the court of
common pleas by using funds appropriated for the court of common
pleas which are in excess of the needs of that court due to
vacancies or suspensions.~~

~~(b) Expiration. This section shall expire June 30, 1987.~~

~~Section 2. This act shall take effect immediately.~~

SECTION 1. SECTIONS 8 AND 15 OF THE ACT OF DECEMBER 15, 1986 <—
(P.L.1610, NO.181), KNOWN AS THE RABIES PREVENTION AND CONTROL
IN DOMESTIC ANIMALS AND WILDLIFE ACT, ARE AMENDED TO READ:

SECTION 8. VACCINATION REQUIRED; CERTIFICATE AND TAG.

(A) REQUIREMENT.--EVERY PERSON LIVING IN THIS COMMONWEALTH,
OWNING OR KEEPING A DOG OR CAT OVER THREE MONTHS OF AGE, SHALL
CAUSE THAT DOG OR CAT TO BE VACCINATED AGAINST RABIES. RABIES
VACCINE SHALL BE ADMINISTERED BY A LICENSED VETERINARIAN OR
UNDER THE SUPERVISION OF A LICENSED VETERINARIAN. THE
COMMONWEALTH SHALL RECOGNIZE THE THREE-YEAR RABIES VACCINE AS
THE VACCINE TO BE USED. THOSE ANIMALS VACCINATED AFTER ONE YEAR
OF AGE SHALL GET BOOSTER VACCINATIONS EVERY THREE YEARS
THEREAFTER. THOSE ANIMALS VACCINATED PRIOR TO ONE YEAR OF AGE
WILL BE CONSIDERED PROTECTED FOR ONLY ONE YEAR AND SHALL RECEIVE
A BOOSTER VACCINATION ONE YEAR LATER ON THE ANNIVERSARY DATE OF
THE ORIGINAL VACCINATION AND SHALL BE VACCINATED EVERY THREE
YEARS THEREAFTER.

(B) OTHER PERSONS.--

(1) STATE-LICENSED KENNEL OWNERS AND FULL-TIME EMPLOYEES
OF THE SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS
(SPCA) WHO HAVE BEEN EXAMINED AND CERTIFIED BY THE DEPARTMENT
UNDER THIS SUBSECTION MAY ADMINISTER RABIES VACCINE TO
ANIMALS [OWNED BY THEM] WHICH ARE EITHER OWNED BY THE KENNEL
OWNERS OR WHICH ARE PRESENT AT ANIMAL SHELTERS OPERATED BY

1 THE SPCA.

2 (2) THE DEPARTMENT SHALL DEVELOP, IMPLEMENT AND
3 ADMINISTER A COMPREHENSIVE RABIES VACCINATION INSTRUCTION
4 PROGRAM ENCOMPASSING A WRITTEN EXAMINATION, WHICH, IF
5 SUCCESSFULLY COMPLETED, WILL LEAD TO DEPARTMENTAL
6 CERTIFICATION. THE DEPARTMENT MAY ASSESS A FEE FOR THE
7 PROGRAM AND EXAMINATION WHICH SHALL NOT EXCEED \$10. ALL FEES
8 RECEIVED AND ALL COSTS INCURRED SHALL BE DEPOSITED IN OR
9 EXPENDED FROM THE DOG FUND. THE DEPARTMENT SHALL PROMULGATE
10 ALL RULES AND REGULATIONS NECESSARY TO IMPLEMENT THIS
11 SUBSECTION.

12 (3) STATE-LICENSED KENNEL OWNERS AND EMPLOYEES OF THE
13 SPCA WHO OBTAIN THE REQUIRED CERTIFICATION SHALL:

14 (I) PURCHASE RABIES VACCINE ONLY FROM A LICENSED
15 VETERINARIAN OR THE DEPARTMENT.

16 (II) ADMINISTER THE VACCINE IN AN APPROVED MANNER.

17 (III) MAINTAIN DETAILED RECORDS FOR AT LEAST THREE
18 YEARS WHICH INDICATE:

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

21 (B) A DETAILED DESCRIPTION OF THE ANIMAL
22 VACCINATED.

23 (C) THE NAME, ADDRESS AND TELEPHONE NUMBER OF
24 THE PERSON WHO ADMINISTERED THE VACCINE.

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

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

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

11 (E) ANIMALS RECEIVED BY SHELTERS.--NOTWITHSTANDING ANY
12 PROVISION OF THIS ACT, AN SPCA ORGANIZATION OPERATING AN ANIMAL
13 SHELTER IS NOT REQUIRED TO VACCINATE AN ANIMAL RECEIVED BY THE
14 SHELTER UNTIL THAT ANIMAL IS ADOPTED AS A PET AND LEAVES PRIOR <—
15 TO BEING DISCHARGED FROM THE SHELTER.

16 (F) CERTAIN ANIMALS ADOPTED AS PETS.--NOTWITHSTANDING ANY
17 PROVISION OF THIS ACT, ANY VACCINATED ANIMAL UNDER ONE YEAR OF
18 AGE ADOPTED AS A PET FROM AN ANIMAL SHELTER OPERATED BY THE SPCA
19 SHALL BE DEEMED TO BE PROTECTED FOR ONE YEAR, AS PROVIDED IN
20 SUBSECTION (A). ANY VACCINATED ANIMAL ONE YEAR OF AGE OR OLDER
21 ADOPTED AS A PET SHALL BE DEEMED TO BE PROTECTED FOR THREE
22 YEARS, AS PROVIDED IN SUBSECTION (A).

23 SECTION 15. EFFECTIVE DATE.

24 [THIS] EXCEPT FOR SECTIONS 11 AND 12, WHICH SHALL TAKE EFFECT
25 JUNE 1, 1987, THIS ACT SHALL TAKE EFFECT IN 60 DAYS.

26 SECTION 2. THIS ACT SHALL BE RETROACTIVE TO DECEMBER 15,
27 1986.

28 SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.