

PROPOSED AMENDMENTS

**RN 18 15632 03
06/22/18 10:28 AM
SUBSTANTIVE**

PROPOSED AMENDMENTS TO ASSEMBLY BILL NO. 2362

AMENDED IN SENATE JUNE 13, 2018

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

ASSEMBLY BILL

No. 2362

**Introduced by Assembly Member Rubio
(Coauthor: Assembly Member Cervantes)**

February 14, 2018



An act to add Chapter 12 (commencing with Section 122390) to Part 6 of Division 105 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL’S DIGEST

AB 2362, as amended, Rubio. Safe transportation of dogs and cats.

Existing law governs the retail sale of dogs and cats by pet dealers, as defined, and establishes minimum standards for the care of those animals, as specified.

This bill would establish health and safety standards for mobile or traveling housing facilities for dogs and cats, including standards governing sufficient heating and cooling, ventilation, and lighting. The bill would establish minimum and maximum temperatures and would require, among other things, that dry bedding and auxiliary ventilation be provided under certain circumstances. The bill would apply to public and private organizations, including animal shelters, rescue groups, and humane society shelters, and for-profit entities, as specified. *shelters.*

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

PROPOSED AMENDMENTS

**RN 18 15632 03
06/22/18 10:28 AM
SUBSTANTIVE**

AB 2362

— 2 —

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

Page 2

1 SECTION 1. Chapter 12 (commencing with Section 122390)
2 is added to Part 6 of Division 105 of the Health and Safety Code,
3 to read:

4
5 CHAPTER 12. SAFE TRANSPORTATION OF DOGS AND CATS
6

8 122390. This chapter shall be known, and may be cited, as the
9 Safe Transportation of Dogs and Cats Act.

10 122390.1. For purposes of this chapter, “mobile or traveling
11 housing facility” means a transporting vehicle, including, but not
12 limited to, a car, truck, trailer, bus, or recreational vehicle used to
13 transport animals by an entity described in Section 122390.6.

14 122390.2. A mobile or traveling housing facility for dogs and
15 cats shall be sufficiently heated and cooled when necessary to
16 protect the dogs and cats from temperature or humidity extremes
17 and to provide for their health and well-being.

22 122390.3. The ambient temperature in a mobile or traveling
23 housing facility shall not fall below 50 degrees Fahrenheit (10
24 degrees Celsius) for dogs and cats not acclimated to lower
25 temperatures, for those breeds, such as dogs with little fur, that
26 cannot tolerate lower temperatures without stress or discomfort,
27 and for sick, aged, young, or infirm dogs and cats. Dry bedding,
28 solid resting boards, or other methods of conserving body heat
29 shall be provided when temperatures are below 50 degrees
30 Fahrenheit (10 degrees Celsius). The ambient temperature shall
31 not fall below 45 degrees Fahrenheit (7.2 degrees Celsius) for more
32 than four consecutive hours when dogs or cats are present, and
33 shall not exceed 85 degrees Fahrenheit (29.5 degrees Celsius) for
34 more than four consecutive hours when dogs or cats are present.
35 The requirements of this section are in addition to, and not in place
36 of, all other requirements pertaining to climatic conditions in this
37 chapter or otherwise required by law.

Page 3

1 122390.4. A mobile or traveling housing facility for dogs and
2 cats shall be sufficiently ventilated at all times when dogs or cats
3 are present to provide for the health and well-being of the animals,
4 and to minimize odors, drafts, ammonia levels, moisture
5 condensation, and exhaust fumes. Ventilation shall be provided
6 by means of windows, doors, vents, fans, or air-conditioning.

PROPOSED AMENDMENTS

**RN 18 15632 03
06/22/18 10:28 AM
SUBSTANTIVE**

Page 3

7 Auxiliary ventilation, such as fans, blowers, or air-conditioning,
8 shall be provided when the ambient temperature within the animal
9 housing area is 85 degrees Fahrenheit (29.5 degrees Celsius) or
10 higher. The requirements of this section are in addition to, and not
11 in place of, all other requirements pertaining to climatic conditions
12 in this chapter or otherwise required by law.

15 122390.5. Mobile or traveling housing facilities for dogs and
16 cats shall be ~~lighted well enough~~ *sufficiently well lit* to permit
17 proper cleaning and inspection of the facility, and observation of
18 the dogs and cats. Animal areas shall be provided a regular diurnal
19 lighting cycle of either natural or artificial light. Lighting shall be
20 uniformly diffused throughout animal facilities and provide
21 sufficient illumination to aid in maintaining good housekeeping
22 practices, adequate cleaning, adequate inspection of animals, and
23 for the well-being of the animals.

25 122390.6. This chapter applies to any public animal control
26 agency or shelter, society for the prevention of cruelty to animals
27 shelter, humane society shelter, or rescue group that is in a
28 cooperative agreement with at least one private or public shelter
29 pursuant to Section 31108, 31752, or 31753 of the Food and
30 Agricultural Code, and to a public or private for-profit entity that
31 ~~uses mobile or traveling housing facilities for dogs and cats.~~ *Code.*

Amendment 1

Amendment 2

O