

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 381 Session of
2025

INTRODUCED BY MASTRIANO, COMITTA, FONTANA, BROOKS, PHILLIPS-
HILL, SCHWANK, KANE, BROWN, PISCIOTTANO, MUTH, KIM,
L. WILLIAMS, ARGALL, PENNYCUICK, ROBINSON AND PICOZZI,
MARCH 6, 2025

AS AMENDED ON THIRD CONSIDERATION, AUGUST 12, 2025

AN ACT

1 Amending ~~Titles 18 (Crimes and Offenses) and~~ TITLE 35 (Health <--
2 and Safety) of the Pennsylvania Consolidated Statutes, ~~in~~ <--
3 ~~riot, disorderly conduct and related offenses, further~~
4 ~~providing for nonapplicability of subchapter,~~ in public
5 safety, prohibiting certain animal experimentation, sale and
6 testing and providing for whistleblower protection; and
7 imposing penalties.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 ~~Section 1. Section 5561(b)(6) introductory paragraph of~~ <--
11 ~~Title 18 of the Pennsylvania Consolidated Statutes is amended to~~
12 ~~read:~~

13 ~~§ 5561. Nonapplicability of subchapter.~~

14 * * *

15 ~~(b) Exemptions. The provisions of this subchapter shall not~~
16 ~~apply to the following:~~

17 * * *

18 ~~(6) Conduct relating to animals actively involved in a~~
19 ~~bona fide scientific or medical research that is lawful under~~

~~the laws of the United States or this Commonwealth relating
to activities undertaken by a research facility that is one
of the following:~~

~~* * *~~

~~Section 2. Title 35 is amended by adding a chapter to read:~~

SECTION 1. TITLE 35 OF THE PENNSYLVANIA CONSOLIDATED
STATUTES IS AMENDED BY ADDING A CHAPTER TO READ: <--

CHAPTER 58A

ANIMAL EXPERIMENTATION, SALE

AND CERTAIN TESTING PROHIBITED

Subchapter

A. Experimentation

B. Sale

C. Certain Testing Prohibited

SUBCHAPTER A

EXPERIMENTATION

Sec.

58A01. Definitions.

58A02. Prohibiting Commonwealth funding for painful animal
subject experimentation.

~~58A03. Prohibiting Commonwealth funding for animal subject
devocalization.~~ <--

58A03. COMPLIANCE WITH CRUELTY OF ANIMAL PROVISIONS FOR
COMMONWEALTH FUNDING. <--

58A04. Animal testing facilities and adoption of animal
subjects.

58A05. Disclosure requirements.

58A06. Penalty.

~~58A07. Annual report by State Treasurer.~~ <--

58A07. ANNUAL REPORTING ON COMMONWEALTH-FUNDED ANIMAL RESEARCH. <--

1 58A08. Annual report by recipients of Commonwealth funds.

2 § 58A01. Definitions.

3 The following words and phrases when used in this subchapter
4 shall have the meanings given to them in this section unless the
5 context clearly indicates otherwise:

6 "Animal subject." A dog or a cat.

7 "Animal testing facility." A facility, including a private
8 entity, State agency or institution of higher education, that
9 ~~confines~~ HOUSES and uses animal subjects for research, <--
10 education, testing or other scientific or medical purposes.

11 "Commonwealth funds." Money of a fund or account in the
12 State Treasury of the Commonwealth.

13 ~~"Devocalization." The process of performing a surgical~~ <--
14 ~~procedure to cut, notch, punch, abrade, laser, suture or~~
15 ~~otherwise physically alter the vocal apparatus of an animal~~
16 ~~subject with the intent of altering, reducing or eliminating~~
17 ~~vocal sounds produced by the animal subject.~~

18 ~~"Devocalize." The term includes debarking, devoicing,~~
19 ~~silencing, ventriculocordectomy, vocal cordectomy, bark~~
20 ~~reduction and bark softening.~~

21 "INSTITUTION OF HIGHER EDUCATION." A STATE-OWNED UNIVERSITY, <--
22 COMMUNITY COLLEGE OR STATE-RELATED INSTITUTION.

23 "Medically unnecessary." Not carried out solely for the
24 better health, welfare or safety of an animal subject.

25 "Recipient of Commonwealth funds." A person, including a
26 public or private entity, to whom Commonwealth funds are paid.

27 "RELEASING AGENCY." AS DEFINED IN SECTION 901-A OF THE ACT <--
28 OF DECEMBER 7, 1982 (P.L.784, NO.225), KNOWN AS THE DOG LAW.

29 § 58A02. Prohibiting Commonwealth funding for painful animal
30 subject experimentation.

1 (a) Use of funds.--A recipient of Commonwealth funds is
2 prohibited from using the Commonwealth funds to directly support
3 medically unnecessary research on animal subjects that is
4 classified under pain and distress categories "D" or "E" by the
5 United States Department of Agriculture.

6 (b) Applicability.--Subsection (a) does not apply to the
7 direct funding of research for the construction or maintenance
8 of facilities, the purchase or maintenance of general-use
9 equipment, overhead costs, capital improvements or faculty or
10 employee salaries.

11 ~~\$ 58A03. Prohibiting Commonwealth funding for animal subject~~ <--
12 ~~devocalization.~~

13 ~~A recipient of Commonwealth funds is prohibited from using~~
14 ~~Commonwealth funds to devocalize an animal subject, to procure~~
15 ~~for use an animal subject that has undergone devocalization or~~
16 ~~to conduct research on animal subjects that have undergone~~
17 ~~devocalization.~~

18 ~~\$ 58A03. COMPLIANCE WITH CRUELTY TO ANIMAL PROVISIONS FOR~~ <--
19 ~~COMMONWEALTH FUNDING.~~

20 ~~AN ANIMAL TESTING FACILITY THAT RECEIVES COMMONWEALTH FUNDS~~
21 ~~SHALL COMPLY WITH 18 PA.C.S. CH. 55 SUBCH. B (RELATING TO~~
22 ~~CRUELTY TO ANIMALS).~~

23 ~~\$ 58A04. Animal testing facilities and adoption of animal~~
24 ~~subjects.~~

25 ~~(a) Requirements.--An animal testing facility that receives~~ <--
26 ~~Commonwealth funds and no longer has need of an animal subject~~
27 ~~in its possession shall, provided that doing so does not pose a~~
28 ~~risk to the health or safety of the public or the welfare of the~~
29 ~~animal subject:~~

30 ~~(1) offer the animal subject for release to a releasing~~

~~agency for eventual adoption or for adoption through a
private placement; or~~

~~(2) if the testing facility is operated by an agency or
institution of higher education, develop its own adoption
program, provided that the program maintains records that
comply with 3 Pa.C.S. § 2349 (relating to records and
inspections).~~

~~(b) Manner of release.~~

~~(1) The animal testing facility shall keep an offer for
release open for a reasonable length of time for a duration
of not less than 21 days, prior to euthanizing an animal
subject.~~

~~(2) The animal testing facility may enter into an
agreement with a releasing agency for compliance with this
section.~~

~~(c) Immunity. An animal testing facility shall not be
liable for harm caused by or a defect suffered by an animal
subject placed, in good faith, for adoption in compliance with
this section.~~

~~(A) REQUIREMENTS.--AN ANIMAL TESTING FACILITY THAT UTILIZES <--
ANIMAL SUBJECTS FOR SCIENTIFIC, EDUCATIONAL OR RESEARCH PURPOSES
AND RECEIVES COMMONWEALTH FUNDS FOR THOSE PURPOSES SHALL, AFTER
THE COMPLETION OF TESTING OR RESEARCH INVOLVING AN ANIMAL
SUBJECT THAT DOES NOT REQUIRE EUTHANASIA OF THE ANIMAL SUBJECT
UPON THE TERMINATION OF THE STUDY, AS DEFINED AND APPROVED BY
THE RESEARCH OR TESTING PROTOCOL, ASSESS THE HEALTH OF THE
ANIMAL SUBJECT AND DETERMINE WHETHER THE ANIMAL SUBJECT IS
SUITABLE FOR ADOPTION. THE FOLLOWING SHALL APPLY:~~

~~(1) IF THE ANIMAL SUBJECT IS DETERMINED TO BE SUITABLE
FOR ADOPTION, THE ANIMAL TESTING FACILITY SHALL OFFER THE~~

1 ANIMAL SUBJECT FOR ADOPTION TO A RELEASING AGENCY FOR
2 EVENTUAL ADOPTION OR THROUGH THE ANIMAL TESTING FACILITY'S
3 ADOPTION PROGRAM TO A PRIVATE INDIVIDUAL OR EMPLOYEE FOR
4 ADOPTION.

5 (2) IF THE TESTING FACILITY OPERATES ITS OWN ADOPTION
6 PROGRAM, IT MUST MAINTAIN RECORDS IN COMPLIANCE WITH 3
7 PA.C.S. § 2349 (RELATING TO RECORDS AND INSPECTIONS).

8 (B) MANNER OF RELEASE.--

9 (1) THE ATTENDING VETERINARIAN OR DESIGNEE AT AN ANIMAL
10 TESTING FACILITY SHALL HAVE THE SOLE AUTHORITY TO ASSESS THE
11 ANIMAL SUBJECT AND DETERMINE WHETHER THE ANIMAL SUBJECT IS
12 SUITABLE FOR ADOPTION.

13 (2) PRIOR TO EUTHANIZING AN ANIMAL SUBJECT, THE ANIMAL
14 TESTING FACILITY SHALL KEEP AN OFFER FOR RELEASE OPEN FOR A
15 REASONABLE LENGTH OF TIME FOR A DURATION OF NOT LESS THAN 30
16 DAYS. NOTHING IN THIS PARAGRAPH SHALL BE CONSTRUED TO REQUIRE
17 EUTHANIZING AN ANIMAL SUBJECT.

18 (3) THE ANIMAL TESTING FACILITY MAY ENTER INTO AN
19 AGREEMENT WITH A RELEASING AGENCY OF ITS CHOICE FOR
20 COMPLIANCE WITH THIS SECTION.

21 (C) IMMUNITY.--AN ANIMAL TESTING FACILITY, INCLUDING THE
22 FACILITY'S EMPLOYEES, FACULTY, STAFF, AGENTS, CONTRACTORS OR
23 REPRESENTATIVES, SHALL NOT BE LIABLE FOR ANY HARM, INJURY,
24 PROPERTY DAMAGE OR OTHER DAMAGE OR LOSS CAUSED BY OR THAT
25 OTHERWISE RESULTS FROM THE ADOPTION OF AN ANIMAL SUBJECT, NOR
26 FOR ANY ILLNESS OR DISEASE OR PHYSICAL OR BEHAVIORAL CONDITION
27 OF AN ANIMAL SUBJECT PLACED, IN GOOD FAITH, FOR ADOPTION IN
28 COMPLIANCE WITH THIS SECTION.

29 § 58A05. Disclosure requirements.

30 (a) Clear language.--A person that submits to a Commonwealth

agency a proposal in response to a request for proposal or bid
in response to an invitation for bids relating to a project or
program that involves animal subjects and is to be financed by
Commonwealth funds, shall clearly state in the proposal or bid:

(1) The percentage of the total costs of the program or
project to be financed with Commonwealth funds.

(2) The dollar amount of Commonwealth funds for the
project or program.

(3) The percentage and dollar amount of the total costs
of the project or program that will be financed by
nongovernmental sources.

~~(b) Disclosure in other records. The duty in subsection (a) <--~~
~~shall include a press release or other record of the person that~~
~~identifies the project or program.~~

(B) RECORD RETENTION.--ALL RECORDS REQUIRED TO BE MAINTAINED <--
UNDER THIS SECTION, OR RELATED TO THE COURSE OF CONDUCT
REGULATED BY THIS SECTION, SHALL BE RETAINED FOR A PERIOD OF NOT
LESS THAN TWO YEARS AND SHALL BE MADE AVAILABLE TO AGENCY
EMPLOYEES FOR INSPECTION.

§ 58A06. Penalty.

A person that has a duty under this subchapter and fails to
comply with the duty may not receive Commonwealth funds for a
period of one year from the date of the noncompliance.

~~§ 58A07. Annual report by State Treasurer.~~ <--

~~(a) Duty of State Treasurer. Not later than 180 days after~~
~~the effective date of this section and each March 1 thereafter,~~
~~the State Treasurer shall submit a report to the President pro~~
~~tempore of the Senate and the Speaker of the House of~~
~~Representatives and shall post the report on the Treasury~~
~~Department's publicly accessible Internet website. The report~~

~~shall cover the prior calendar year. The report shall include the following information:~~

~~(1) The total amount of Commonwealth funds expended to support animal research during the calendar year.~~

~~(2) A list of active animal research projects for which Commonwealth funds were expended, including project titles, animal species, number of animals, calendar year cost, the total cost to date and the start and end date of the expenditure.~~

~~(3) A list of the names and business addresses of the recipients of Commonwealth funding for the animal research projects.~~

~~(b) Duty of Commonwealth agencies to cooperate. The State Treasurer may request that a Commonwealth agency provide information deemed necessary by the State Treasurer to carry out the duty under subsection (a), and the Commonwealth agency shall cooperate with the State Treasurer by providing the information requested.~~

§ 58A07. ANNUAL REPORTING ON COMMONWEALTH-FUNDED ANIMAL RESEARCH.

(A) APPLICABILITY.--THIS SECTION SHALL APPLY TO ANY COMMONWEALTH AGENCY OR INSTITUTION OF HIGHER EDUCATION THAT PROVIDES OR AUTHORIZES THE EXPENDITURE OF COMMONWEALTH FUNDS FOR A PROJECT OR PROGRAM INVOLVING THE USE OF ANIMAL SUBJECTS.

(B) REQUIRED DISCLOSURE.--ON OR BEFORE SEPTEMBER 1 OF EACH YEAR, EACH COMMONWEALTH AGENCY OR INSTITUTION OF HIGHER EDUCATION SUBJECT TO THIS SECTION SHALL SUBMIT A REPORT TO THE TREASURY DEPARTMENT CONTAINING THE FOLLOWING INFORMATION, COVERING ACTIVITIES FROM THE PRIOR CALENDAR YEAR:

(1) A DESCRIPTION OF EACH PROJECT OR PROGRAM INVOLVING

<--

1 ANIMAL SUBJECTS THAT RECEIVED COMMONWEALTH FUNDS.

2 (2) THE TOTAL AMOUNT OF COMMONWEALTH FUNDS EXPENDED ON
3 EACH PROJECT OR PROGRAM.

4 (3) THE ANIMAL SPECIES AND ESTIMATED NUMBER OF ANIMALS
5 USED, IF KNOWN OR AVAILABLE.

6 (4) THE STATED RESEARCH PURPOSE OF THE PROJECT OR
7 PROGRAM.

8 (5) ANY OTHER INFORMATION REQUESTED BY THE TREASURY
9 DEPARTMENT UNDER SUBSECTION (D).

10 (C) RESPONSIBILITIES OF THE TREASURY DEPARTMENT.--ON OR
11 BEFORE DECEMBER 1 OF EACH YEAR, THE TREASURY DEPARTMENT SHALL:

12 (1) COMPILE, SUMMARIZE AND ISSUE A REPORT BASED ON THE
13 INFORMATION SUBMITTED UNDER SUBSECTION (B).

14 (2) TRANSMIT THE REPORT ISSUED UNDER PARAGRAPH (1) TO
15 THE:

16 (I) PRESIDENT PRO TEMPORE OF THE SENATE;

17 (II) SPEAKER OF THE HOUSE OF REPRESENTATIVES;

18 (III) CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
19 APPROPRIATIONS COMMITTEE OF THE SENATE;

20 (IV) CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
21 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES;

22 (V) CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
23 AGRICULTURE AND RURAL AFFAIRS COMMITTEE OF THE SENATE;

24 AND

25 (VI) CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
26 AGRICULTURE AND RURAL AFFAIRS COMMITTEE OF THE HOUSE OF
27 REPRESENTATIVES.

28 (3) POST THE REPORT ISSUED UNDER PARAGRAPH (1) ON THE
29 PUBLICLY ACCESSIBLE INTERNET WEBSITE OF THE TREASURY
30 DEPARTMENT.

1 (D) AUTHORITY OF THE TREASURY DEPARTMENT.--THE TREASURY
2 DEPARTMENT MAY:

3 (1) PRESCRIBE THE FORM AND FORMAT FOR SUBMISSION OF
4 AGENCY AND INSTITUTION OF HIGHER EDUCATION REPORTS; AND

5 (2) REQUEST ADDITIONAL INFORMATION NECESSARY TO CARRY
6 OUT THE RESPONSIBILITIES OF THE TREASURY DEPARTMENT UNDER
7 THIS SECTION.

8 (E) COMPLIANCE AND ENFORCEMENT.--FAILURE OF A COMMONWEALTH
9 AGENCY OR INSTITUTION OF HIGHER EDUCATION TO COMPLY WITH THIS
10 SECTION MAY BE REFERRED TO THE ATTORNEY GENERAL. FUTURE
11 COMMONWEALTH FUNDING FOR NONCOMPLIANT RESEARCH PROJECTS MAY BE
12 SUSPENDED BY LEGISLATIVE OR EXECUTIVE ACTION.

13 § 58A08. Annual report by recipients of Commonwealth funds.

14 An institution of higher education, ~~whether public or~~ <--
15 ~~private,~~ in this Commonwealth that is a recipient of
16 Commonwealth funds and uses animal subjects or other animals in
17 research shall post on its publicly accessible Internet website,
18 not later than April 1, 2026, a written report on animal
19 research conducted on the animal subjects and other animals
20 during the course of the prior calendar year. The report shall
21 be posted in a conspicuous and easily accessible manner so that
22 the public can access a copy of the report electronically. The
23 written report shall contain the following:

24 (1) The total amount of money expended for animal
25 research by the institution during the preceding calendar
26 year, itemized by Federal, State, private and other revenue
27 sources.

28 (2) A list of active animal research projects, including
29 project titles, the department of the institution conducting
30 the research, species of animals, number of animals, calendar

year cost, total cost to date, funding source and the start and end date of the project.

~~(3) A review of compliance with 7 U.S.C. Ch. 54 (relating to transportation, sale, and handling of certain animals), the United States Public Health Policy on Humane Care and Use of Laboratory Animals and other applicable Federal, State and local law, regulations and policies governing animal research. The review shall include an explanation of any animal research noncompliance documented during the preceding calendar year and corrective actions taken in each case.~~ <--

~~(4)~~ (3) The number of animals by species adopted out from research laboratories during the preceding calendar year to animal shelters or to animal rescue organizations, and the number of animals euthanized by the institution. <--

~~(5) Current roster for any institutional animal care and use committee within the institution.~~ <--

~~(6)~~ (4) A detailed explanation of specific efforts by the institution to refine, reduce and replace the use of animals in research during the preceding calendar year. The explanation shall include the number of animals by species used in research each year for the past three calendar years and anticipated numbers in the next calendar year. The use of animals in research shall include animals used in scientific research, in testing and for experimentation purposes. <--

SUBCHAPTER B

SALE

Sec.

58A11. Scope of subchapter.

58A12. Definitions.

1 58A13. Prohibition on sale of dogs and cats bred by certain
2 persons.

3 58A14. Duty of persons, kennels and animal testing facilities
4 to offer dogs and cats for adoption.

5 58A15. General powers of secretary.

6 58A16. Recordkeeping requirements for persons and kennels
7 engaged in the raising of dogs or cats for research
8 purposes.

9 58A17. Whistleblower protection.

10 58A18. Annual report.

11 58A19. Penalties (RESERVED).

<--

12 58A20. Regulations.

13 § 58A11. Scope of subchapter.

14 This subchapter relates to the protection of dogs and cats.

15 § 58A12. Definitions.

16 The following words and phrases when used in this subchapter
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

19 "ANIMAL SUBJECT." A DOG OR A CAT.

<--

20 "Animal testing facility." A facility, including a private
21 entity, State agency or an institution of higher education, that
22 ~~confines~~ HOUSES and uses dogs or cats for research, education, <--
23 testing or other scientific or medical purposes. The term shall
24 include any of the following:

25 (1) A kennel or facility subject to the Public Health
26 Service Policy on Humane Care and Use of Laboratory Animals
27 provided for under 42 U.S.C. Ch. 6A (relating to public
28 health service).

29 (2) A kennel or facility subject to the provisions of 21
30 CFR Pt. 58 (relating to good laboratory practice for

nonclinical laboratory studies), 21 U.S.C. Ch. 9 (relating to
Federal Food, Drug, and Cosmetic Act) or 42 U.S.C. Ch. 6A.

(3) A research kennel licensed under the Dog law.

"Dealer." A person who in the regular course of business for
compensation or profit buys, sells, transfers, exchanges or
barters dogs and cats. The term does not include any of the
following:

(1) A person who transports companion animals in the
regular course of business as a common carrier.

(2) A person whose primary purpose is to find permanent
adoptive homes for companion animals.

"Department." The Department of Agriculture of the
Commonwealth.

"Dog Law." The act of December 7, 1982 (P.L.784, No.225),
known as the Dog Law.

"INSTITUTION OF HIGHER EDUCATION." A STATE-OWNED UNIVERSITY, <--
COMMUNITY COLLEGE OR STATE-RELATED INSTITUTION.

"Kennel." As defined in section 102 of the Dog Law.

"Police officer." As defined in section 102 of the Dog Law.

"Releasing agency." As defined in section 901-A of the Dog
Law.

"Research." As defined in section 102 of the Dog Law.

"Research kennel." As defined in section 102 of the Dog Law.

"State dog warden." As defined in section 102 of the Dog
Law.

§ 58A13. Prohibition on sale of dogs and cats bred by certain
persons.

Notwithstanding the provisions of section 908 of the Dog Law,
a dealer or kennel may not sell or offer for sale, including a
sale for research purposes, a dog or cat bred by a person who

1 has received any of the following from the United States
2 Department of Agriculture as authorized under 7 U.S.C. Ch. 54
3 (relating to transportation, sale, and handling of certain
4 animals) or relevant regulations:

5 (1) A citation for a direct or critical violation or
6 citations for three or more indirect or noncritical
7 violations during the two-year period before the procurement
8 of the dog or cat.

9 (2) Two consecutive citations for no access to a housing
10 facility before the procurement of the dog or cat.

11 § 58A14. Duty of persons, kennels and animal testing facilities
12 to offer dogs and cats for adoption.

13 (a) Duties.--

14 ~~(1) If any person, kennel or animal testing facility~~ <--
15 ~~specified under paragraph (2) does not have a need for a dog~~
16 ~~or cat in its possession and the dog or cat does not pose a~~
17 ~~health or safety risk to the public or the welfare of the dog~~
18 ~~or cat, the person, kennel or animal testing facility shall~~
19 ~~offer for release the dog or cat to a releasing agency for~~
20 ~~eventual adoption or for adoption through a private~~
21 ~~placement. In the case of an animal testing facility operated~~
22 ~~by a State agency or an institution of higher education, the~~
23 ~~animal testing facility may develop its own adoption program.~~

24 (1) AN ANIMAL TESTING FACILITY SHALL, AFTER THE <--
25 COMPLETION OF TESTING OR RESEARCH INVOLVING AN ANIMAL SUBJECT
26 THAT DOES NOT REQUIRE EUTHANASIA OF THE ANIMAL SUBJECT UPON
27 THE TERMINATION OF THE STUDY, AS DEFINED AND APPROVED BY THE
28 RESEARCH OF TESTING PROTOCOL, ASSESS THE HEALTH OF THE ANIMAL
29 SUBJECT AND DETERMINE WHETHER THE ANIMAL SUBJECT IS SUITABLE
30 FOR ADOPTION. THE ATTENDING VETERINARIAN OR DESIGNEE AT AN

1 ANIMAL TESTING FACILITY SHALL HAVE THE SOLE AUTHORITY TO
2 ASSESS THE ANIMAL SUBJECT AND DETERMINE WHETHER THE ANIMAL
3 SUBJECT IS SUITABLE FOR ADOPTION.

4 (2) IF THE ANIMAL SUBJECT IS DETERMINED TO BE SUITABLE
5 FOR ADOPTION, THE ANIMAL TESTING FACILITY SHALL OFFER THE
6 ANIMAL SUBJECT FOR ADOPTION TO A RELEASING AGENCY OR THROUGH
7 THE ANIMAL TESTING FACILITY'S ADOPTION PROGRAM TO A PRIVATE
8 INDIVIDUAL.

9 ~~(2)~~ (3) Paragraph (1) shall apply only to the following: <--

10 (i) A person who raises cats regulated under Federal
11 law as research animals or sells or transfers cats to an
12 animal testing facility.

13 (ii) A kennel that breeds dogs regulated under
14 Federal law as research animals.

15 (iii) A kennel that sells or transfers dogs to an
16 animal testing facility or a research kennel.

17 (iv) An animal testing facility.

18 ~~(3) Any person, kennel or animal testing facility~~ <--
19 ~~subject to this subsection shall keep the offer for release~~
20 ~~under paragraph (1) available for a reasonable period of time~~
21 ~~for a duration of no less than 21 days before euthanizing a~~
22 ~~dog or cat specified under paragraph (1).~~

23 ~~(b) Implementation. Any person, kennel or animal testing~~
24 ~~facility under subsection (a) may enter into an agreement with a~~
25 ~~releasing agency to implement the requirements under subsection~~
26 ~~(a).~~

27 ~~(c) Liability. Any person, kennel or animal testing~~
28 ~~facility under subsection (a) shall not be liable for harm~~
29 ~~caused by or a defect suffered by a dog or cat placed, in good~~
30 ~~faith, for adoption in compliance with subsection (a).~~

1 (4) PRIOR TO EUTHANIZING AN ANIMAL SUBJECT, ANY PERSON, <--
2 KENNEL OR ANIMAL TESTING FACILITY SUBJECT TO THIS SUBSECTION
3 SHALL KEEP THE OFFER FOR RELEASE UNDER PARAGRAPH (1)
4 AVAILABLE FOR A REASONABLE PERIOD OF TIME FOR A DURATION OF
5 NO LESS THAN 30 DAYS. NOTHING IN THIS PARAGRAPH SHALL BE
6 CONSTRUED TO REQUIRE EUTHANIZING AN ANIMAL SUBJECT.

7 (5) ANY PERSON, KENNEL OR ANIMAL TESTING FACILITY MAY
8 ENTER INTO AN AGREEMENT WITH A RELEASING AGENCY OF ITS CHOICE
9 FOR COMPLIANCE WITH THIS SECTION.

10 (6) AN ANIMAL TESTING FACILITY, INCLUDING THE FACILITY'S
11 EMPLOYEES, FACULTY, STAFF, AGENTS, CONTRACTORS AND
12 REPRESENTATIVES, SHALL NOT BE LIABLE FOR HARM, INJURY,
13 PROPERTY DAMAGE OR OTHER DAMAGE OR LOSS BY OR WHAT OTHERWISE
14 RESULTS FROM THE ADOPTION OF AN ANIMAL SUBJECT, NOR FOR ANY
15 ILLNESS OR DISEASE OR PHYSICAL OR BEHAVIORAL CONDITION OF AN
16 ANIMAL SUBJECT PLACED, IN GOOD FAITH, FOR ADOPTION IN
17 COMPLIANCE WITH THIS SECTION. <--

18 ~~(d)~~ (B) Annual reports.--Any person, kennel or animal <--
19 testing facility under subsection (a) shall annually submit a
20 report to the department stating the number of dogs and cats
21 that were adopted under subsection (a) and the name of each
22 releasing agency utilized by the person, kennel or animal
23 testing facility.

24 § 58A15. General powers of secretary.

25 In addition to the authority of the Secretary of Agriculture
26 under section 211 of the Dog Law, the secretary shall revoke a
27 kennel license, dealer license or out-of-State dealer license if
28 a licensee is convicted of a violation of 7 U.S.C. Ch. 54
29 (relating to transportation, sale, and handling of certain
30 animals) or 18 U.S.C. § 48 (relating to animal crushing).

1 § 58A16. Recordkeeping requirements for persons and kennels
2 engaged in the raising of dogs or cats for research
3 purposes.

4 (a) Requirements.--

5 (1) A person or kennel specified under paragraph (2) and
6 engaged in the raising of dogs or cats for research purposes
7 shall keep accurate records of all of the following:

8 (i) A dog or cat purchased, acquired, owned, held or
9 otherwise in the possession or control of the person or
10 kennel.

11 (ii) A dog or cat transported, euthanized, sold or
12 otherwise disposed of during the two-year period from the
13 date of the purchase, acquisition, transfer or
14 disposition of the dog or cat.

15 (2) Paragraph (1) shall apply only to the following:

16 (i) A person who raises cats regulated under Federal
17 law as research animals or sells or transfers cats to an
18 animal testing facility.

19 (ii) A kennel that breeds dogs regulated under
20 Federal law as research animals.

21 (iii) A kennel that sells or transfers dogs to an
22 animal testing facility or a research kennel.

23 (b) Records.--THE RECORDS REQUIRED TO BE MAINTAINED UNDER <--
24 THIS SECTION SHALL BE RETAINED FOR A PERIOD OF TWO YEARS AND
25 SHALL BE MADE AVAILABLE FOR INSPECTION ONLY UPON PRESENTATION OF
26 A VALID SEARCH WARRANT, COURT ORDER OR SUBPOENA ISSUED BY A
27 COURT OF COMPETENT JURISDICTION. The records under subsection
28 (a) shall include all of the following:

29 (1) The name and address of the person from whom a dog
30 or cat was purchased or acquired and the person's license or

1 registration number if the person is licensed or registered
2 under 7 U.S.C. Ch. 54 (relating to transportation, sale, and
3 handling of certain animals).

4 (2) The date on which a dog or cat was purchased or
5 acquired.

6 (3) The name and address of the person to whom a dog or
7 cat was sold, given or transferred and the person's license
8 or registration number if the person is licensed or
9 registered under 7 U.S.C. Ch. 54.

10 (4) The official United States Department of
11 Agriculture's tag number or tattoo assigned to a dog or cat
12 under 7 U.S.C. Ch. 54.

13 (5) A description of a dog or cat, including all of the
14 following:

15 (i) The species and breed or type.

16 (ii) The sex.

17 (iii) The date of birth or approximate age.

18 (iv) The color and distinctive markings.

19 (6) The date and number of offspring born of a dog or
20 cat while in the possession or under the control of the
21 person or kennel under subsection (a).

22 (7) Medical care and vaccinations provided to a dog or
23 cat.

24 (8) The date and method of disposition of a dog or cat,
25 including the sale, death and cause of death of the dog or
26 cat if the disposition is not euthanasia, adoption or
27 transfer.

28 (9) The number of dogs or cats in the possession of the
29 person or kennel under subsection (a) that the person or
30 kennel does not need.

1 (10) The number of dogs or cats described under
2 paragraph (9) that have been offered for transfer to a
3 releasing agency for eventual adoption or for adoption
4 through private placement.

5 ~~(c) Inspections. A person or kennel under subsection (a)~~ <--
6 ~~shall ensure that the records under subsection (a) are legible~~
7 ~~and the records shall be open to inspection and may be copied by~~
8 ~~an employee of the department, State dog warden or police~~
9 ~~officer.~~

10 ~~(d) Submission. A person or kennel under subsection (a)~~
11 ~~shall annually submit a summary of the records under subsection~~
12 ~~(a) to the department in a form determined by the department.~~

13 (C) RECORD PRODUCTION.--A PERSON SHALL NOT BE SUBJECT TO <--
14 PROSECUTION UNDER THIS SECTION SOLELY FOR DECLINING TO PRODUCE
15 RECORDS OR DOCUMENTS UNLESS:

16 (1) THE PRODUCTION WAS ORDERED PURSUANT TO A VALID
17 SEARCH WARRANT, COURT ORDER OR SUBPOENA; AND

18 (2) THE PERSON KNOWINGLY AND WILLFULLY FAILED TO COMPLY.
19 § 58A17. Whistleblower protection.

20 An employee of any person, dealer, kennel, animal testing
21 facility, private entity, State agency or institution of higher
22 education subject to this subchapter shall be deemed to be an
23 employee under the act of December 12, 1986 (P.L.1559, No.169),
24 known as the Whistleblower Law, with regard to a good faith
25 report of a potential violation of this subchapter, the Dog Law
26 or 7 U.S.C. Ch. 54 (relating to transportation, sale, and
27 handling of certain animals). Any dealer, kennel, animal testing
28 facility, private entity, State agency or institution of higher
29 education subject to this subchapter shall be deemed to be an
30 employer under the Whistleblower Law with regard to a good faith

report of a potential violation of this subchapter, the Dog Law
or 7 U.S.C. Ch. 54.

§ 58A18. Annual report.

No later than July 1, 2026, and each July 1 thereafter, the
department shall submit a report summarizing the information
collected under this subchapter and complaints, enforcement
activities and penalties authorized under this subchapter to the
following:

(1) The chair and minority chair of the Agriculture and
Rural Affairs Committee of the Senate.

(2) The chair and minority chair of the Agriculture and
Rural Affairs Committee of the House of Representatives.

§ 58A19. Penalties.

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~~A violation of this subchapter shall constitute a misdemeanor~~
~~of the third degree.~~ (RESERVED).

<--

§ 58A20. Regulations.

The department may promulgate regulations as necessary to
implement this subchapter.

SUBCHAPTER C

CERTAIN TESTING PROHIBITED

Sec.

58A31. Definitions.

58A32. Certain test methods prohibited.

58A33. Report.

58A34. Remedy.

§ 58A31. Definitions.

The following words and phrases when used in this subchapter
shall have the meanings given to them in this section unless the
context clearly indicates otherwise:

"Alternative test method or strategy." A test method,

including a new or revised method, that:

(1) does not use animals;

(2) provides information of equivalent or better scientific quality and relevance compared to traditional animal test methods; and

(3) includes, but is not limited to, computational toxicology and bioinformatics, high-throughput screening methods, testing of categories of chemical substances, tiered testing methods, in vitro studies and microphysiological systems.

"Animal." Any live vertebrate other than humans.

"Biomedical research." The investigation of the biological processes and causes of disease or research conducted to increase fundamental scientific knowledge or to expand the understanding about how processes in living organisms develop and function. The term shall not include testing conducted to assess the safety or efficacy of chemicals, ingredients, drugs, vaccines, product formulations or products.

"Department." The Department of Agriculture of the Commonwealth.

"INSTITUTION OF HIGHER EDUCATION." A STATE-OWNED UNIVERSITY, <-- COMMUNITY COLLEGE OR STATE-RELATED INSTITUTION.

"Product testing facility." Any entity, institution, business, partnership, corporation, association or other legal relationship that tests chemicals, ingredients, drugs, vaccines, product formulations or products in this Commonwealth.

"Traditional animal test method." A process, procedure or experiment using animals to obtain information on the characteristics of a chemical, ingredient, drug, vaccine, product formulation or product and that generates information

regarding the ability of the chemical, ingredient, drug,
vaccine, product formulation or product to produce a specific
biological effect under specified conditions.

§ 58A32. Certain test methods prohibited.

(a) Prohibition.--It is unlawful for a product testing
facility to use a traditional animal test method in the
Commonwealth if an agency responsible for regulating the
specific product or activity for which the test method is being
used has either:

(1) approved an alternative test method or strategy; or

(2) made available or granted a waiver from the use of a
traditional animal test method.

(b) Alternative.--If no alternative test method or strategy
and no waiver is available under subsection (a), a product
testing facility shall use a traditional animal test method
using the fewest number of animals possible and reduce the level
of pain, suffering and stress of an animal used for testing.

(c) Application.--No provision of this section shall be
construed to:

(1) apply to any animal research conducted for the
purposes of biomedical research;

(2) prohibit the use of any non-animal test method or
strategy for the testing of any chemical, ingredient, drug,
vaccine, product formulation or product that is not described
in the definition of "alternative test method or strategy";

(3) prohibit the use of traditional animal test methods
to comply with requirements of Federal or State agencies; ~~or~~ <--

(4) prohibit the use of traditional animal test methods
if needed to comply with a written request from a Federal or
State agency in circumstances where the agency has approved

1 an alternative test method or strategy but also expressly
2 concluded that a traditional animal test method is needed to
3 fully assess the impacts on the health or safety of
4 consumers-;

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5 (5) PROHIBIT THE USE OF TRADITIONAL ANIMAL TEST METHODS
6 COMMENCED PRIOR TO THE EFFECTIVE DATE OF THIS PARAGRAPH IF
7 THE METHODS ARE EMPLOYED SOLELY FOR THE COMPLETION OF THE
8 SPECIFIC RESEARCH PROJECT; OR

9 (6) PROHIBIT THE USE OF A TRADITIONAL ANIMAL TEST METHOD
10 THAT WAS INITIATED PRIOR TO AGENCY APPROVAL OF AN ALTERNATIVE
11 TEST METHOD OR STRATEGY, IF THE TRADITIONAL ANIMAL TEST
12 METHOD IS EMPLOYED SOLELY FOR THE COMPLETION OF THE SPECIFIC
13 TEST.

14 § 58A33. Report.

15 Each product testing facility in this Commonwealth shall
16 annually submit a report to the department by June 30, 2026, and
17 each June 30 thereafter, regarding any traditional animal test
18 method or alternative test method or strategy conducted in the
19 prior calendar year. The report under this section shall be
20 posted on each product testing facility's publicly accessible
21 Internet website no later than 90 days following the submission
22 of the report under this section to the department. The report
23 shall include:

24 (1) The number and species of animals used.

25 (2) The type and number of alternative test methods or
26 strategies used.

27 (3) The number of waivers used.

28 (4) The reason for using any traditional animal test
29 methods, alternative test methods or strategies or waivers,
30 including an explanation for why a traditional animal test

1 method was required.

2 § 58A34. Remedy.

3 ~~Upon a violation of this subchapter or any rules, regulations <--~~
4 ~~or orders issued under this subchapter, the Attorney General may~~
5 ~~institute a civil action in Commonwealth Court or in the court~~
6 ~~of common pleas of the judicial district in which the violation~~
7 ~~occurs for injunctive relief to restrain the violation and for~~
8 ~~such other relief as the court shall deem proper. Neither the~~
9 ~~institution of this action nor any of the proceedings therein~~
10 ~~shall relieve any party to the proceedings from other fines or~~
11 ~~penalties prescribed for the violation of this subchapter or any~~
12 ~~rule.~~

13 (A) CIVIL ACTION.--UPON A VIOLATION OF THIS SUBCHAPTER OR <--
14 ANY RULE, REGULATION OR ORDER ISSUED UNDER THIS SUBCHAPTER, THE
15 ATTORNEY GENERAL MAY INSTITUTE A CIVIL ACTION IN COMMONWEALTH
16 COURT OR IN THE COURT OF COMMON PLEAS OF THE JUDICIAL DISTRICT
17 IN WHICH THE VIOLATION OCCURRED FOR INJUNCTIVE RELIEF TO
18 RESTRAIN THE VIOLATION AND FOR OTHER RELIEF AS THE COURT SHALL
19 DEEM PROPER. NEITHER THE INSTITUTION OF THIS ACTION NOR ANY
20 PROCEEDING RELATED TO THE ACTION SHALL RELIEVE ANY PARTY TO THE
21 PROCEEDINGS FROM OTHER FINES OR PENALTIES PRESCRIBED FOR THE
22 VIOLATION OF THIS SUBCHAPTER OR ANY RULE, REGULATION OR ORDER
23 ISSUED UNDER THIS SUBCHAPTER.

24 (B) CONSTRUCTION.--NOTHING IN THIS SUBCHAPTER SHALL BE
25 CONSTRUED TO:

26 (1) PROVIDE A PRIVATE RIGHT OF ACTION TO ANY PERSON TO
27 ENFORCE ANY PROVISION OF THIS SUBCHAPTER; OR

28 (2) CREATE A CAUSE OF ACTION AGAINST AN INSTITUTION OF
29 HIGHER EDUCATION OR AN EMPLOYEE OF THE INSTITUTION FOR ANY
30 CIVIL LIABILITY.

1 Section 3 2. This act shall take effect in 180 days.

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