



County of Santa Cruz

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COUNTY ADMINISTRATIVE OFFICE

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SUSAN A. MAURIELLO, J.D., COUNTY ADMINISTRATIVE OFFICER

April 5, 1999

Agenda: April 13, 1999

BOARD OF SUPERVISORS
County of Santa Cruz
701 Ocean Street
Santa Cruz, CA 95060

Assembly Bill 1482 - Animal Sheltering Requirements

Dear Members of the Board:

Assembly Bill 1482 (Alquist) is a bill supported by the League of California Cities and the California State Association of Counties that would extend until July 1, 2000 certain provisions of SB 1785 (Hayden), relating to the duties of animal shelters.

Last September, California enacted SB 1785 (Hayden), which among other provisions, extends the mandatory number of days which an animal shelter must keep a stray animal from three to six or four days, and imposed a mandatory holding period for owner surrendered animals of two days, not including the day the animal is received, nor the day the animal may be dispositioned. The effective date for the provisions of SB 1785 is July 1, 1999. Since the enactment of SB 1785, a number of cities and counties have learned that the entity with which they have contracted for animal shelter services will terminate their relationship, and others have heard from their contractors that the cost of providing shelter services will increase significantly.

As your Board is aware, the County, in partnership with the cities of Capitola, **Scotts** Valley, Santa Cruz, and the University of California at Santa Cruz, contracts with the Santa Cruz SPCA to provide shelter and patrol services. The SPCA has provided the County with a preliminary impact analysis of the provisions of SB 1785 which suggests that the organization is optimistic about being able to continue to provide animal control and sheltering services. However, the SPCA is also committed to reducing the number of animals euthanized in Santa Cruz County, and increasing the adoption rate for animals received at the shelter. Given the new mandates regarding holding periods, the SPCA is concerned that current capacity will be significantly affected, resulting in an increase of the proportion of adoptable animals euthanized at the shelter, as a result of the mandate to keep unadoptable owner relinquished animals longer. The SPCA's preliminary strategic plan to implement the new provisions estimates that the cost of providing shelter services could increase substantially. The SPCA projects the costs could be in the \$400,000 to \$500,000 range. County staff is in negotiations with the SPCA on this matter, and is tracking the progress of the test case before the Commission on State Mandates to keep apprized of the status funding that may be appropriated by the State to implement the new mandates.

Assembly Bill 1482 - Animal Sheltering Requirements

The passage of AB 1482, which extends until July 1, 2000 the provisions relating to mandatory holding periods would provide additional time to properly plan the implementation of SB 1785. It is not the intent of AB 1482 to repeal or undo the provisions of the Hayden bill, but rather to provide for an orderly transition to the new mandates. The Santa Cruz SPCA is supportive of this time extension.

It is therefore RECOMMENDED that your Board adopt the attached resolution in support of AB 1482, direct the Clerk of the Board to distribute the resolution as indicated, and direct this office to place the bill in the legislative tracking system.

Very truly yours,



SUSAN A. MAURIELLO
County Administrative Officer

SAM/sp/s/alquistbos.wpd

cc: County Counsel
City of Santa Cruz
Santa Cruz SPCA
CSAC
Senator Bruce McPherson
Assemblymember Fred Keeley
Assemblymember Peter Frusetta

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

Resolution No:

On the motion of Supervisor
duly seconded by Supervisor
the following resolution is adopted:

RESOLUTION SUPPORTING PASSAGE OF ASSEMBLY BILL i482

WHEREAS, Assemblymember Alquist has introduced Assembly Bill 1482 into the California State Assembly; and

WHEREAS, AB 1482 is a bill supported by the League of California Cities, and the California State Association of Counties, and would extend until July 1, 2000 certain provisions of SB 1785 (Hayden), relating to the duties of animal shelters; and

WHEREAS, AB 1482 would provide additional time for local jurisdictions and the entities which provide animal shelter services to effective plan for and finance the implementation of SB 1785, which are related to mandatory holding periods for stray dogs and cats, and owner relinquished dogs and cats; and

WHEREAS, it is not the intent of AB 1482 to undo or repeal the provisions of SB 1785, but rather to obtain additional time in which to establish a local system that can comply with the law.

NOW, THEREFORE, BE IT RESOLVED that the Santa Cruz County Board of Supervisors hereby supports the passage of Assembly Bill 1482.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, Sate of California this 13th day of April, 1999, by the following vote:

AYES: Supervisors
NOES: Supervisors
ABSENT: Supervisors

Chairperson of the Board

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:



County Counsel

Distribution: County Administrative Office
Cities of Santa Cruz, **Scotts Valley, Capitola**
Santa Cruz SPCA
Assemblymember Alquist
Senator Bruce McPherson
Assemblymember Fred Keeley
Assemblymember Peter Frusetta
CSAC

Subscribe*~Current Session Legislation~*Bill Info**AB 1482 Stray animals: impounding requirements: operative**Past Sessions**BILL NUMBER: AB 1482 INTRODUCED 02/26/99**CodesStatutes**INTRODUCED BY Assembly Member Alquist**Constitution**FEBRUARY 26, 1999**

An act to amend Section 3 1754 of the Food and Agricultural Code, relating to animals, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1482, as introduced, Alquist. Stray animals: impounding requirements: operative date.

Under provisions of Chapter 752 of the Statutes of 1998 that will become operative July 1, 1999, any stray dog or cat impounded by a public pound or specified shelter will be required to be held for at least 4 or 6 business days, as specified, before being killed. Another provision of that chapter, also operative July 1, 1999, will require that any animal relinquished to a public pound or specified shelter by its owner must be held for at least 2 full business days, as specified, before being killed.

This bill would, with respect to a pound or shelter that contracted, on or before December 31, 1998, with a public entity to provide animal shelter services, apply the provision requiring an animal to be held for at least 2 full business days only on and after July 1, 2000.

The bill would declare that it would take effect immediately as an urgency statute.

Vote: 2/3. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

SECTION 1. Section 3 1754 of the Food and Agricultural Code, as added by Section 16 of Chapter 752 of the Statutes of 1998, is amended to read:

3 1754. (a) Except as provided in *subdivision (b) and in* Section 17006, any animal relinquished by the purported owner that is of a species impounded by pounds or shelters shall be held for two full business days, not including the day of impoundment. The animal shall be available for owner redemption for the first day, not including the day of impoundment, and shall be available for owner redemption or adoption for the second day. After the second required day, the animal may be held longer, killed, or relinquished to a nonprofit, as defined in Section 50 1 (c)(3) of the Internal Revenue Code, animal adoption organization under the same conditions and circumstances provided for stray dogs and cats in Sections 3 1108 and 3 1752.

(b) *With respect to a pound or shelter that contracted, on or before December 31, 1998, with a public entity to provide animal shelter services, subdivision (a) shall only apply on and after July 1, 2000.*

(c) This section shall become operative on July 1, 1999. This section shall become inoperative on July 1, 2001, and, as of January 1, 2002, is repealed, unless a later enacted statute that is enacted before January 1, 2002, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to ensure that local pounds and shelters that provide animal shelter services to public agencies may continue to operate in order to protect the public health, safety, and welfare while making arrangements to implement or otherwise respond to the provisions of Chapter 752 of the Statutes of 1998, it is necessary that this act take effect immediately.

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Measure : A.B. No. 1482

Author(s) : Alquist.

Topic : Stray animals: impounding requirements: operative date.

House Location : ASM

Last Hist. Act. Date: 03/24/1999

Last Hist. Action : Referred to Corn. on L. GOV.

Comm. Location : ASM LOCAL GOVERNMENT

31 Days in Print : 03/30/1999

Title : An act to amend Section 3 1754 of the Food and Agricultural Code, relating to animals, and declaring the urgency thereof, to take effect immediately.

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