



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 140381

Introduced May 1, 2014

Councilmember Johnson

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Amending Chapter 10-100 of The Philadelphia Code, entitled "Animals," by providing requirements, relating to the retail sale of certain animals, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 10-100 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 10-100. ANIMALS.

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§ 10-101. Definitions.

In this Chapter the following definitions apply:

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Offer for sale. To display, sell, deliver, offer for sale or adoption, advertise for the sale of, barter, auction, give away or otherwise exchange an animal.

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§ 10-115. Retail Sale of Dogs and Cats.

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(1) *Restrictions on the retail sale of dogs and cats. An animal retailer shall offer for sale only those dogs and cats that the animal retailer has obtained from:*

(a) *An animal control center, animal care facility, kennel, pound or training facility, operated by any subdivision of local, state or federal government; or*

(b) *An animal shelter.*

(2) *Exemptions. The restrictions on animal retailers, set forth in subsection (1) of this Section, shall not apply to any entity listed in paragraphs (a) or (b) of subsection (1) or to any veterinary hospital or clinic licensed in the Commonwealth of Pennsylvania.*

(3) *Disclosure Requirement.*

(a) *Any animal retailer that offers for sale a dog or cat shall provide, to the purchaser of the dog or cat, a written disclosure that meets all the requirements of Section 201-9.3 of the Unfair Trade Practices and Consumer Protection Law, Act of December 17, 1968, P.L. 1224, No. 387, § 9.3, added, June 25, 1997, P.L. 287, No. 27, § 1, 73 P.S. § 201-9.3 (relating to protection of dog purchasers).*

(b) *The disclosure, required under this subsection (3), shall be provided by the animal retailer to the purchaser, in written form, and shall be signed by both the animal retailer and purchaser at the time of sale. The animal retailer shall retain the original copy of such disclosure and acknowledgement for a period of two (2) years from the date of sale. Upon request by an authorized code official, the original copy of such disclosure and acknowledgement shall be made immediately available for inspection.*

(c) *The animal retailer shall post, in writing, in a conspicuous place on or near the cage of any dog or cat, offered for sale, all of the information, required by this subsection.*

[§ 10-115] § 10-116.

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[§ 10-116] § 10-117.

SECTION 2. This Ordinance shall become effective 90 days after it becomes law.

Explanation:

Italics indicate new matter added.