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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 856 Session of  
2023

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INTRODUCED BY HANBIDGE, MADDEN, PASHINSKI, SANCHEZ, McNEILL,  
CERRATO, HOHENSTEIN, HOWARD AND BRENNAN, APRIL 10, 2023

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REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,  
APRIL 10, 2023

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AN ACT

1 Amending the act of December 22, 1983 (P.L.327, No.85), entitled  
2 "An act imposing regulations and licensing requirements on  
3 auctioneers, apprentice auctioneers, auction companies,  
4 trading assistants and trading assistant companies; imposing  
5 powers and duties on the State Board of Auctioneer Examiners;  
6 and making repeals," providing for horses sold at auction.

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

9 Section 1. The act of December 22, 1983 (P.L.327, No.85),  
10 known as the Auctioneer Licensing and Trading Assistant  
11 Registration Act, is amended by adding a section to read:

12 Section 17.1. Horses sold at auction.

13 (a) Duty of auction company.--Before any horse may be sold  
14 at auction, the auction company shall determine whether the  
15 horse has an implanted microchip or has been tattooed or branded  
16 with any identifying mark. If the horse has an implanted  
17 microchip, tattoo or brand, the auction company shall post, on  
18 its publicly accessible Internet website, all identifying  
19 information, including any identification number contained in

1 the microchip and a detailed description or photograph of any  
2 tattoo or brand found on the horse.

3 (b) Limitation.--No horse shall be offered for sale at  
4 auction before 72 hours have elapsed following posting of the  
5 horse's identifying information on the auction company's  
6 publicly accessible Internet website.

7 (c) Required recordkeeping.--For a minimum of one year  
8 following the date of sale, for each horse sold at auction, an  
9 auction company shall maintain appropriate records which  
10 accurately document compliance with this section, including:

11 (1) The presence or absence of a microchip, tattoo or  
12 brand.

13 (2) The date and time of the posting of the information  
14 required by this section.

15 (3) The date and time each horse was sold at auction.

16 Section 2. This act shall take effect in one year.