

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 2047 Session of  
2021

---

INTRODUCED BY KULIK, ORTITAY, McNEILL, HILL-EVANS, SCHLOSSBERG,  
SANCHEZ, HOWARD, HOHENSTEIN, ECKER, NEILSON, BROOKS AND  
FARRY, NOVEMBER 3, 2021

---

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,  
NOVEMBER 3, 2021

---

AN ACT

1 Amending the act of December 7, 1982 (P.L.784, No.225), entitled  
2 "An act requiring employers to pay for medical examination  
3 fee where such examination is a condition for employment, and  
4 providing a penalty," in short title and definitions, further  
5 providing for definitions; and further providing for  
6 enforcement and penalties.

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

9 Section 1. Section 102 of the act of December 7, 1982  
10 (P.L.784, No.225), known as the Dog Law, is amended by adding a  
11 definition to read:

12 Section 102. Definitions.

13 The following words and phrases when used in this act shall  
14 have, unless the context clearly indicates otherwise, the  
15 meanings given to them in this section:

16 \* \* \*

17 "Immediate family member." An individual who is:

18 (1) a spouse, domestic partner, child, parent, brother,  
19 sister, grandparent or grandchild; or

1           (2) a spouse of a child, parent, brother, sister,  
2           grandparent or grandchild.

3           \* \* \*

4           Section 2. Section 903(b) (1) and (2) of the act are amended  
5 and the section is amended by adding subsections to read:

6 Section 903. Enforcement and penalties.

7           \* \* \*

8           (b) Criminal penalties.--Unless otherwise provided under  
9 this act, a person who violates a provision of Articles II  
10 through VII or a rule or regulation adopted or order issued  
11 under this act commits the following:

12           (1) For the first offense, a [summary offense]  
13 misdemeanor of the third degree and shall, upon conviction,  
14 be sentenced for each offense to pay a fine of not less than  
15 [\$100] \$500 nor more than [\$500] \$1,000 or to imprisonment  
16 for not more than [90] 120 days, or both.

17           (2) For a subsequent offense that occurs within one year  
18 of sentencing for the prior violation, a misdemeanor of the  
19 [third] second degree and shall, upon conviction, be  
20 sentenced for each offense to pay a fine of not less than  
21 [\$500] \$1,000 nor more than [\$1,000] \$2,000 plus costs of  
22 prosecution or to imprisonment of not more than one year, or  
23 both.

24           \* \* \*

25           (i) Prohibition on issuing licenses to immediate family  
26 members and residents sharing an address.--The secretary may not  
27 issue or renew a license for the purpose of being a dealer of  
28 dogs to a person who is an immediate family member of, or who  
29 resides at the same address of, a dealer of dogs if:

30           (1) the license is for purposes of operating a facility

1 for dogs at a location that the dealer has used as a facility  
2 for dogs; and

3 (2) within the last ten years, a license of the dealer  
4 has been suspended after notice and opportunity for hearing  
5 or revoked pursuant to this act.

6 (j) Prohibition on issuing licenses to certain legal  
7 entities.--The secretary may not issue or renew a license for  
8 the purpose of being a dealer of dogs to a person that is a  
9 partnership, firm, joint stock company, corporation,  
10 association, trust, estate or other legal entity, if the person  
11 or any person who holds an ownership interest in the  
12 partnership, firm, joint stock company, corporation,  
13 association, trust, estate or other legal entity:

14 (1) previously held a license for purposes of operating  
15 a facility for dogs at the same address of the facility for  
16 which the license is being sought; and

17 (2) within the last ten years, the license has been  
18 suspended after notice and opportunity for hearing or revoked  
19 pursuant to this act.

20 (k) Prohibition on issuing or renewing licenses to other  
21 persons.--Notwithstanding subsections (i) and (j), the secretary  
22 may not issue or renew a license for the purpose of being a  
23 dealer of dogs to a person if:

24 (1) within the last ten years, a license for the purpose  
25 of being a dealer of dogs was issued to the person and  
26 suspended after notice and opportunity for hearing or revoked  
27 pursuant to this act; and

28 (2) the license is for purposes of operating a facility  
29 for dogs at a location that the person has used as a facility  
30 for dogs.

1 Section 3. This act shall take effect in 60 days.