

By: West

S.B. No. 323

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the licensing and regulation of dog and cat breeders;
3 expanding the applicability of an occupational license; requiring a
4 review of fee amounts.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 802.002(8), Occupations Code, is amended
7 to read as follows:

8 (8) "Dog or cat breeder" means a person who possesses
9 five [~~11~~] or more adult intact female animals and is engaged in the
10 business of breeding those animals for direct or indirect sale or
11 for exchange in return for consideration [~~and who sells or~~
12 ~~exchanges, or offers to sell or exchange, not fewer than 20 animals~~
13 ~~in a calendar year]~~.

14 SECTION 2. Not later than December 1, 2021, the Texas
15 Commission of Licensing and Regulation shall review the fee amounts
16 established under Section 802.052, Occupations Code, and adjust the
17 amount of fees as necessary to ensure the fees are established in
18 amounts sufficient to cover the costs of administering and
19 enforcing Chapter 802, Occupations Code.

20 SECTION 3. Notwithstanding Section 802.002(8), Occupations
21 Code, as amended by this Act, a dog or cat breeder who possesses
22 five or more but fewer than 11 adult intact female animals and is
23 engaged in the business of breeding those animals for direct or
24 indirect sale or for exchange in return for consideration is not

1 required to hold a license under Chapter 802, Occupations Code, to
2 act as a dog or cat breeder before January 1, 2022.

3 SECTION 4. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2021.