

SB 5065 - S AMD 10  
By Senator Chapman

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The definitions in this section apply  
4 throughout this chapter unless the context clearly requires  
5 otherwise.

6 (1) "Covered animal" means any of the following animals, and  
7 hybrids thereof:

8 (a) *Elephantidae*;

9 (b) *Felidae*, including any hybrids thereof, but excluding  
10 domestic cats;

11 (c) Nonhuman primate; and

12 (d) *Ursidae*.

13 (2) "Mobile or traveling housing facility" means a transporting  
14 vehicle such as a truck, trailer, or railway car, used to transport  
15 or house animals while traveling for exhibition or other performance.

16 (3) "Performance" means any exhibition, public showing,  
17 presentation, display, exposition, fair, animal act, circus, ride,  
18 trade show, petting zoo, carnival, parade, race, or similar  
19 undertaking in which animals are required to perform tricks, give  
20 rides, or participate as accompaniments for the entertainment,  
21 amusement, or benefit of a live audience.

22 (4) "Person" means individuals, corporations, partnerships,  
23 associations, or other legal entities, and agents of those entities.

24 (5) "Traveling animal act" means any performance of animals where  
25 such animals are transported to, from, or between locations for the  
26 purpose of such performance, in a mobile or traveling housing  
27 facility.

28 NEW SECTION. **Sec. 2.** Notwithstanding any other provision of  
29 law, no person shall allow for the participation of a covered animal  
30 in a traveling animal act.

1        NEW SECTION.     **Sec. 3.**     This chapter shall not apply to a  
2 performance that: (1) Takes place at a nonmobile, permanent  
3 institution or other fixed facility licensed by the United States  
4 department of agriculture; and (2) is conducted by the nonmobile,  
5 permanent institution or fixed facility.

6        NEW SECTION.     **Sec. 4.**     A violation of this chapter is a gross  
7 misdemeanor.

8        NEW SECTION.     **Sec. 5.**     A city or county may adopt an ordinance  
9 governing traveling animal acts that is more restrictive than this  
10 chapter.

11       NEW SECTION.     **Sec. 6.**     Sections 1 through 5 of this act  
12 constitute a new chapter in Title 9 RCW.

13       NEW SECTION.     **Sec. 7.**     If any provision of this act or its  
14 application to any person or circumstance is held invalid, the  
15 remainder of the act or the application of the provision to other  
16 persons or circumstances is not affected."

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17       On page 1, line 2 of the title, after "acts;" strike the  
18 remainder of the title and insert "adding a new chapter to Title 9  
19 RCW; and prescribing penalties."

EFFECT: Removes condition from the permanent facility exemption  
that the animal not be transported for the sole purpose of such  
performance. Adds conditions to the permanent facility exemption that  
such facility be licensed by the United States Department of  
Agriculture and that the performance be conducted by the facility.

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