

fee, issuance.”; by repealing and re-enacting, with amendments, Section 76-60, title “Same—Denial, revocation or suspension—Generally,” subsection (b) and existing subsection (d) and by adding a new subsection (d) and redesignating existing subsections (d), (e), (f), (g), (h), (i), (j) and (k) of Section 76-62, title “Minimum standards for the housing and care of animals,” and by repealing and re-enacting with amendments subsections (a) and (d) of Section 76-63, title “Same—Special provisions as to dogs and cats,” and by adding a new subsection (f) to said Section 76-63 to define and provide generally for the licensing and regulation of dog fanciers and dog fanciers’ kennels, to provide standards for the care and treatment of animals at such kennels, to distinguish such kennels from commercial kennels and to provide a prima facie distinction between commercial and non-commercial breeding, to revise the definition of commercial kennel to exempt animal hospitals which treat animals therefrom, to provide that sick animals be separated from other animals, to define compartments and generally clarify the standards for the care and treatment of animals at licensed establishments.

Be It Enacted by the County Council for Montgomery County, Maryland, that—

SEC. 1. The title of Article III and Section 76-53 of Chapter 76, title “Animals and Fowl,” of the Montgomery County Code 1965, as amended, are hereby repealed and re-enacted, with amendments, to read as follows:

Pet Shops and Kennels

Division I—Generally

76-53. Definitions.

For the purpose of this Article the words and phrases herein listed shall be defined as follows:

ANIMALS shall mean every species of animals and shall include fowls, birds, fish, turtles and rodents. It shall include, for the purpose of defining a pet shop or commercial kennel, any living creature sold or exchanged as a commercial item.

CAGES shall include any interior enclosure of limited space enclosed on the bottom and on all four sides by either solid walls or otherwise in which animals or other creatures are placed for purposes of confinement or display. No cage shall be enclosed entirely by solid walls.

COMPARTMENTS shall mean an enclosure of limited space enclosed on the bottom and all four sides by either solid walls or otherwise and constructed in the same manner as a cage but with access into an enclosed exercise area.