
HOUSE BILL 2318

State of Washington

64th Legislature

2016 Regular Session

By Representatives Van De Wege and Tharinger

Prefiled 12/18/15. Read first time 01/11/16. Referred to Committee on Judiciary.

1 AN ACT Relating to adding an additional exception to chapter
2 16.30 RCW that applies to possessors of potentially dangerous wild
3 animals that are licensed by the United States department of
4 agriculture under the federal animal welfare act; and amending RCW
5 16.30.020.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 16.30.020 and 2007 c 238 s 3 are each amended to
8 read as follows:

9 (1) The provisions of this chapter do not apply to:

10 (a) Institutions authorized by the Washington department of fish
11 and wildlife to hold, possess, and propagate deleterious exotic
12 wildlife pursuant to RCW 77.12.047;

13 (b) Institutions accredited or certified by the American zoo and
14 aquarium association or a facility with a current signed memorandum
15 of participation with an association of zoos and aquariums species
16 survival plan;

17 (c) Duly incorporated nonprofit animal protection organizations,
18 such as humane societies and shelters, housing an animal at the
19 written request of the animal control authority or acting under the
20 authority of this chapter;

1 (d) Animal control authority, law enforcement officers, or county
2 sheriffs acting under the authority of this chapter;

3 (e) Veterinary hospitals or clinics;

4 (f) A holder of a valid wildlife rehabilitation permit issued by
5 the Washington department of fish and wildlife;

6 (g) Any wildlife sanctuary as defined under RCW 16.30.010(5);

7 (h) A research facility as defined by the animal welfare act((~~7~~)
8 (~~7 (U.S.C.A.)~~) U.S.C. Sec. 2131(~~7~~) et seq.) as amended, for the
9 species of animals for which they are registered. This includes but
10 is not limited to universities, colleges, and laboratories holding a
11 valid class R license under the animal welfare act;

12 (i) Circuses, defined as incorporated, class C licensees under
13 the animal welfare act((~~7~~) 7 ((~~U.S.C.A.~~) U.S.C. Sec. 2131(~~7~~) et
14 seq.) as amended, that are temporarily in this state, and that offer
15 performances by live animals, clowns, and acrobats for public
16 entertainment;

17 (j) A person temporarily transporting and displaying a
18 potentially dangerous wild animal through the state if the transit
19 time is not more than twenty-one days and the animal is at all times
20 maintained within a confinement sufficient to prevent the animal from
21 escaping;

22 (k) Domesticated animals subject to this title or native wildlife
23 subject to Title 77 RCW;

24 (l) A person displaying animals at a fair approved by the
25 Washington department of agriculture pursuant to chapter 15.76 or
26 36.37 RCW; (~~and~~)

27 (m) A game farm meeting the requirements of WAC 232-12-027(1);
28 and

29 (n) Any other facility or institution that is licensed or
30 registered by the United States department of agriculture under the
31 animal welfare act (7 U.S.C. Sec. 2131 et seq.) as amended, for the
32 receipt and display of a potentially dangerous wild animal or
33 animals.

34 (2) This chapter does not require a city or county that does not
35 have an animal control authority to create that office.

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