

**OFFICE OF LEGISLATIVE COUNSEL  
DRAFT BILL**

**RN:** 1502932

This request was prepared for you in accordance with instructions provided to us by Nicole Curran-Sanchez.

**LCB Deputy Contact:** William Chan at 341-8204.

The boxes checked below, if any, apply to this request:

- Cover letter:** This request is accompanied by a cover letter, to bring to your attention legal or practical issues that may be raised by this bill, if introduced.
- Unbacked bill:** The attached bill draft has **not** been backed for introduction. When a Member has decided to introduce this bill draft, the draft should be returned to the Office of Legislative Counsel as soon as possible so that it can be prepared for introduction by that Member.
- Spot bill:** This bill, if introduced, may not be qualified for referral to a committee, if it is deemed a bill that makes no substantive change in or addition to existing law, or that would not otherwise affect the ongoing operations of state or local government (see, for example, Assembly Rule 51.5).
- Bill related to the budget:** In order for this measure to be deemed a bill “providing for appropriations related to the budget” within the meaning of Section 12 of Article IV of the California Constitution, thereby allowing the measure to be passed by a majority vote and to take effect immediately upon enactment, it is necessary that this measure contain an appropriation and be identified in the Budget Bill as a measure related to the state budget.
- Reintroduced bill:** This bill, if introduced, may violate the rule that, except as specified, a Member may not author a bill during a session that would have substantially the same effect as a bill he or she previously introduced during that session (Joint Rule 54(c)).

## LEGISLATIVE COUNSEL'S DIGEST

Bill No.

as introduced, \_\_\_\_\_.

General Subject: Wild and exotic animals.

Existing law generally regulates the importation, transportation, and sheltering of wild animals. Existing law requires traveling circuses and carnivals to, among other things, notify each entity that provides animal control services for a local jurisdiction in which they intend to perform of its intent to perform at least 14 days before the first performance in the local jurisdiction.

This bill would, with certain exceptions, prohibit a person from using or employing exotic or wild animals in an animal act, ride, performance, or exhibition as a part of a traveling exhibit or show if the animal has been living or traveling in a mobile housing facility. Because a violation of this provision would be a crime, this bill would impose a state-mandated local program.



The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.



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An act to add Chapter 2.5 (commencing with Section 2210) to Division  
3 of the Fish and Game Code, relating to wild and exotic animals.



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THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Chapter 2.5 (commencing with Section 2210) is added to Division 3 of the Fish and Game Code, to read:

CHAPTER 2.5. TRAVELING WILD AND EXOTIC ANIMAL PROTECTION ACT

Article 1. General Provisions and Definitions

2210. This chapter shall be known, and may be cited, as the Traveling Wild and Exotic Animal Protection Act.

2210.5. For purposes of this chapter, the following terms mean the following:

(a) "Exotic animals" mean animals that are not native to the United States, are of a foreign origin or character, or are introduced from abroad, and include all hybrids of those animals. "Exotic animals" include nonhuman primates, lions, tigers, leopards, elephants, camels, antelopes, anteaters, kangaroos, water buffaloes, and foreign species of domesticated cattle, such as Ankole, Gayal, or Yak.

(b) "Mobile housing facility" means a transporting vehicle, such as a truck, trailer, or railway car, used to house animals while traveling.

(c) "Wild animals" means animals that are now or historically have been found in the wild, or in a wild state, within the boundaries of the United States, its territories, or possessions, and includes all hybrids of those animals. "Wild animals" include bears,



deers, skunks, opossums, raccoons, minks, armadillos, cetaceans, coyotes, squirrels, foxes, and wolves.

## Article 2. Traveling Exhibits or Shows

2211. A person shall not employ or use an exotic or wild animal in an animal act, ride, performance, or exhibition as a part of a traveling exhibit or show if the animal has been living or traveling in a mobile housing facility.

2211.5. This article does not apply to any of the following:

(a) Exhibition at a nonmobile, permanent accredited institution or facility, including an accredited zoo or aquarium.

(b) An outreach program for educational or conservation purposes by an accredited zoo or aquarium, if the animal used for those purposes is not kept in a mobile housing facility for more than 12 hours a day.

(c) A university, college, laboratory, or other research facility registered pursuant to the federal Animal Welfare Act (7 U.S.C. Secs. 2131 et seq.).

(d) Use or employment of wild or exotic animals in a film, television, or advertisement, if the use or employment does not involve a live public exhibition.

(e) A rodeo.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime



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or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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