



# Office of the City Clerk

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## Legislation Text

File #: O2018-4044, Version: 1

### ORDINANCE

#### BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 4-384-015 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows::

#### **4-384-015 Retail sale of dogs, cats and rabbits.**

a) Definitions. As used in this section:

"Offer(s) for sale" means to display, sell, deliver, offer for sale or adoption, advertise for the sale of, barter, auction, give away or otherwise dispose of a dog, cat or rabbit.

"Retailer" means any person licensed or required to be licensed under this chapter who offers for sale any dog, cat or rabbit in the City.

"Rescue organization" means any not-for-profit organization that has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue and placement of dogs, cats or rabbits.

b) Restrictions on the retail sale of animals. A retailer may offer for sale only those dogs, cats or rabbits that the retailer has obtained from:

1) an animal control center, animal care facility, kennel, pound or training facility operated by any subdivision of local, state or federal government; or

2) a humane society or rescue organization that has an agreement or other affiliation with Chicago Animal Care and Control.

c) Exemptions. The restrictions on retailers set forth in subsection (b) of this section shall not apply to any entity listed in paragraphs (1) or (2) of subsection (b) of this section, or to any veterinary hospital or clinic licensed pursuant to the Veterinary Medicine and Surgery Practice Act of 2004, codified at 225 ILCS 115.

d) Disclosures required. Any retailer who offers for sale a dog, cat or rabbit shall make the following disclosures to the customer about such animal:

1) for each dog or cat: a written disclosure meeting all of the requirements set forth in Sections 3.5 or 3.15, as applicable, of the Animal Welfare Act, codified at 225 ILCS 605; and

2) for each rabbit: (i) the breed, approximate age, sex and color of the animal; (ii) the date and description of any inoculation or medical treatment that the animal received while under the possession of the retailer; (iii) the name and address of the location where the animal was born, rescued, relinquished or impounded; and (iv) if the animal was returned by a customer, the date of and reason for the return.

The disclosures required under this subsection (d) shall be provided by the retailer to the customer in written form and shall be signed by both the retailer and customer at the time of sale. The retailer shall retain the original copy of such disclosure and acknowledgement for a period of two years from the date of sale. Upon request by an authorized City official, the original copy of such disclosure and acknowledgement shall be made immediately available for inspection by such authorized city official.

The retailer shall post, in writing, in a conspicuous place on or near the cage of any dog, cat or rabbit offered for sale all of the information about a dog, cat or rabbit required under this subsection and other applicable law.