



General Assembly

Amendment

January Session, 2009

LCO No. 9338

SB0049909338SRO

Offered by:
SEN. KANE, 32nd Dist.

To: Subst. Senate Bill No. 499

File No. 467

Cal. No. 354

(As Amended)

"AN ACT CONCERNING A PET LEMON LAW AND THE RELEASE OF RABIES VACCINATION RECORDS TO ANIMAL CONTROL OFFICERS."

1 Strike subsection (b) of section 501 in its entirety and substitute the
2 following in lieu thereof:

3 "(b) If, (1) within [fifteen] twenty days of sale, any such dog or cat
4 becomes ill or dies of any illness which existed in such dog or cat at the
5 time of the sale, or (2) within six months of sale, any such dog or cat is
6 diagnosed with a congenital defect that adversely affects or will
7 adversely affect the health of such dog or cat, such licensee shall, at the
8 option of the consumer, replace the dog or cat or refund in full the
9 purchase price of such dog or cat: [(1)] (A) In the case of illness or such
10 congenital defect, upon return of the dog or cat to the pet shop and the
11 receipt of a certificate from a veterinarian licensed under chapter 384
12 and selected by the consumer, stating that the dog or cat is ill from a
13 condition which existed at the time of sale, or suffers from such

14 congenital defect, and [(2)] (B) in the case of death, the receipt of a
15 certificate from a veterinarian licensed under [said] chapter 384 and
16 selected by the consumer, stating that the dog or cat died from an
17 illness or a congenital defect which existed at the time of sale. Any
18 costs for services and medications provided by a licensed veterinarian
19 incurred by the consumer for such illness or such congenital defect
20 shall be reimbursed to the consumer by such licensee in an amount not
21 to exceed [two] five hundred dollars. The presentation of such
22 certificate shall be sufficient proof to claim reimbursement or
23 replacement and the return of such deceased dog or cat to the pet shop
24 shall not be required. No such refund or replacement shall be made if
25 such illness or death resulted from maltreatment or neglect by a person
26 other than the licensee [, his] or such licensee's agent or employee. A
27 licensee shall not be subject to the obligations imposed by this
28 subsection for the sale of a cat."