



**OPPOSE SB534 – An Act Protecting Research Animals
Sen. Bruce Tarr (R)**

**OPPOSE HB758 – An Act Protecting Research Animals
Rep. Michelle DuBois (D)**

**OPPOSE HB764 – An Act Protecting Research Animals
Rep. Carolyn Dykema (D)**

Referred to Joint Committee on Environment, Natural Resources and Agriculture

WHAT THESE BILLS DO:

These bills require a research institution or product testing facility that intends to euthanize or destroy a dog or cat, to offer this animal to an animal shelter or rescue organization or private placement for the purpose of placing/rehoming it.

WHY YOU SHOULD OPPOSE THESE BILLS:

These bills are unnecessary, as the research community has been finding homes for post-study animals without laws requiring such for decades. This requirement takes the decision making from the professional caregivers in research institutions who care deeply for these animals and know them best.

We feel these animals could cause an undue burden on adoptive families if the shelters and rescues do not inform the families that they are adopting former research animals who will need a great deal of time, money, and retraining to adjust to family life. Any law on this subject must require shelters and rescues to inform all potential adopters of these facts.

These bills are much less focused on the care and retirement of post-study animals but more on showcasing these animals as props to misinform the public about their lives in research. The true agenda is to manipulate public opinion and end the search for treatments and cures from the biomedical profession.

FOR MORE INFORMATION:

Massachusetts Federation of Dog Clubs and Responsible Dog Owners
Mrs. Julie Rembrandt Seeley; 978-456-8644; jrembrandtseeley@charter.net
Mrs. Rebecca Leonard, 5inWayland@gmail.com; 508-653-6139

04/03/19

SENATE No. 534

The Commonwealth of Massachusetts

PRESENTED BY:

Bruce E. Tarr

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting research animals.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>1/25/2019</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>	<i>1/28/2019</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>	<i>2/1/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>1/30/2019</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>1/30/2019</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>1/31/2019</i>
<i>Peter Capano</i>	<i>11th Essex</i>	<i>1/31/2019</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>1/31/2019</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>1/31/2019</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>1/31/2019</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>1/31/2019</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>1/31/2019</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/1/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/1/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>2/1/2019</i>
<i>Bradford Hill</i>	<i>4th Essex</i>	<i>2/1/2019</i>
<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>	<i>2/1/2019</i>

<i>Cindy F. Friedman</i>	<i>Fourth Middlesex</i>	<i>2/1/2019</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>2/1/2019</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>2/1/2019</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>	<i>2/4/2019</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/4/2019</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>2/6/2019</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>	<i>2/6/2019</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>	<i>2/11/2019</i>
<i>Richard M. Haggerty</i>	<i>30th Middlesex</i>	<i>2/22/2019</i>

SENATE No. 534

By Mr. Tarr, a petition (accompanied by bill, Senate, No. 534) of Bruce E. Tarr, Joan B. Lovely, Diana DiZoglio, Patrick Joseph Kearney and other members of the General Court for legislation to protect research animals. Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2624 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act protecting research animals.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 140 of the General Laws is hereby amended by inserting after Section 174D the
2 following section:-

3 (a) Section 174D1/2. As used in this section, the following words shall have the
4 following meanings, unless the context clearly requires otherwise:

5 “Animal rescue organization”, an organization whose mission and practice is the
6 placement of abandoned, unwanted, neglected or abused animals, that does not obtain dogs or
7 cats from a breeder or broker for payment or compensation and that is an organization exempt
8 from taxation under section 501(c)(3) of the federal Internal Revenue Code or corresponding
9 sections of that code.

10 “Animal shelter”, a facility operated, owned or maintained by an animal rescue
11 organization that exists for the purpose of receiving, maintaining, caring for, transporting or
12 transferring ownership of a domestic animal, but not a foster home.

13 “Product testing facility”, a facility that is engaged in animal research for scientific,
14 medical or educational purposes.

15 (b) Except as otherwise provided in subsection (c), a research institution or product
16 testing facility that intends to euthanize a dog or cat for any purpose other than scientific,
17 medical or educational research shall, before euthanizing the dog or cat, offer the dog or cat for
18 adoption to an animal shelter, an animal rescue organization or through private placement. A
19 research institution or product testing facility may enter into a collaborative agreement with an
20 animal shelter or rescue organization for the purpose of carrying out the provisions of this
21 subsection.

22 (c) A research institution or product testing facility is not required to offer a dog or cat to
23 an animal shelter or rescue organization pursuant to subsection (b) if the dog or cat: (i) manifests
24 a behavioral or temperamental defect that poses a risk to the health and safety of the public; or
25 (ii) manifests symptoms of a disease, injury, congenital or hereditary condition that adversely
26 affects, or is likely to adversely affect, the health of the dog or cat.

27 (d) A facility that is required to offer dogs and cats for adoption under this section shall
28 owe no duty of care to an animal shelter or rescue organization that accepts the animal or to a
29 person or entity that adopts those animals, whether through the organizations or through private
30 placement. No assumption of responsibility or liability for injuries, property damage or other

31 damages or losses shall be incurred by a research institution or product testing facility on account
32 of the adoption or placement of a dog or cat pursuant to the provisions of this act.

33 (e) Nothing in this act shall require a research institution or product testing facility to
34 offer a dog or cat for adoption to an animal shelter, rescue organization or through private
35 placement if the dog or cat is a newborn dog or cat in need of maternal care and not appropriate
36 for adoption.

HOUSE No. 758

The Commonwealth of Massachusetts

PRESENTED BY:

Michelle M. DuBois

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting research animals.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>
<i>Peter Capano</i>	<i>11th Essex</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>
<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>
<i>Linda Dean Campbell</i>	<i>15th Essex</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>

<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>
<i>James M. Kelcourse</i>	<i>1st Essex</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>John C. Velis</i>	<i>4th Hampden</i>

HOUSE No. 758

By Ms. DuBois of Brockton, a petition (accompanied by bill, House, No. 758) of Michelle M. DuBois and others relative to the adoption of certain research animals. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act protecting research animals.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 140 of the General Laws is hereby amended by inserting after Section 174D the
2 following section:-

3 (a) Section 174D1/2. As used in this section, the following words shall have the
4 following meanings, unless the context clearly requires otherwise:

5 “Animal rescue organization”, an organization whose mission and practice is the
6 placement of abandoned, unwanted, neglected or abused animals, that does not obtain dogs or
7 cats from a breeder or broker for payment or compensation and that is an organization exempt
8 from taxation under section 501(c)(3) of the federal Internal Revenue Code or corresponding
9 sections of that code.

10 “Animal shelter”, a facility operated, owned or maintained by an animal rescue
11 organization that exists for the purpose of receiving, maintaining, caring for, transporting or
12 transferring ownership of a domestic animal, but not a foster home.

13 “Product testing facility”, a facility that is engaged in animal research for scientific,
14 medical or educational purposes.

15 (b) Except as otherwise provided in subsection (c), a research institution or product
16 testing facility that intends to euthanize a dog or cat for any purpose other than scientific,
17 medical or educational research shall, before euthanizing the dog or cat, offer the dog or cat for
18 adoption to an animal shelter, an animal rescue organization or through private placement. A
19 research institution or product testing facility may enter into a collaborative agreement with an
20 animal shelter or rescue organization for the purpose of carrying out the provisions of this
21 subsection.

22 (c) A research institution or product testing facility is not required to offer a dog or cat to
23 an animal shelter or rescue organization pursuant to subsection (b) if the dog or cat: (i) manifests
24 a behavioral or temperamental defect that poses a risk to the health and safety of the public; or
25 (ii) manifests symptoms of a disease, injury, congenital or hereditary condition that adversely
26 affects, or is likely to adversely affect, the health of the dog or cat.

27 (d) A facility that is required to offer dogs and cats for adoption under this section shall
28 owe no duty of care to an animal shelter or rescue organization that accepts the animal or to a
29 person or entity that adopts those animals, whether through the organizations or through private
30 placement. No assumption of responsibility or liability for injuries, property damage or other
31 damages or losses shall be incurred by a research institution or product testing facility on account
32 of the adoption or placement of a dog or cat pursuant to the provisions of this act.

33 (e) Nothing in this act shall require a research institution or product testing facility to
34 offer a dog or cat for adoption to an animal shelter, rescue organization or through private

- 35 placement if the dog or cat is a newborn dog or cat in need of maternal care and not appropriate
- 36 for adoption.

HOUSE No. 764

The Commonwealth of Massachusetts

PRESENTED BY:

Carolyn C. Dykema

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting research animals.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Peter Capano</i>	<i>11th Essex</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>John C. Velis</i>	<i>4th Hampden</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>

<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Bradford Hill</i>	<i>4th Essex</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Paul F. Tucker</i>	<i>7th Essex</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>

HOUSE No. 764

By Ms. Dykema of Holliston, a petition (accompanied by bill, House, No. 764) of Carolyn C. Dykema and others relative to the adoption of certain research animals. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act protecting research animals.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 140 of the General Laws, as appearing in the 2016 Official Edition, is hereby
2 amended by inserting after section 174D the following section:-

3 (a) Section 174D1/2. As used in this section, the following words shall have the
4 following meanings, unless the context clearly requires otherwise:

5 “Animal rescue organization”, an organization whose mission and practice is the
6 placement of abandoned, unwanted, neglected or abused animals, that does not obtain dogs or
7 cats from a breeder or broker for payment or compensation and that is an organization exempt
8 from taxation under section 501(c)(3) of the federal Internal Revenue Code or corresponding
9 sections of that code.

10 “Animal shelter”, a facility operated, owned or maintained by an animal rescue
11 organization that exists for the purpose of receiving, maintaining, caring for, transporting or
12 transferring ownership of a domestic animal, but not a foster home.

13 “Product testing facility”, a facility that is engaged in animal research for scientific,
14 medical or educational purposes.

15 (b) Except as otherwise provided in subsection (c), a research institution or product
16 testing facility that intends to euthanize a dog or cat for any purpose other than scientific,
17 medical or educational research shall, before euthanizing the dog or cat, offer the dog or cat for
18 adoption to an animal shelter, an animal rescue organization or through private placement. A
19 research institution or product testing facility may enter into a collaborative agreement with an
20 animal shelter or rescue organization for the purpose of carrying out the provisions of this
21 subsection.

22 (c) A research institution or product testing facility is not required to offer a dog or cat to
23 an animal shelter or rescue organization pursuant to subsection (b) if the dog or cat: (i) manifests
24 a behavioral or temperamental defect that poses a risk to the health and safety of the public; or
25 (ii) manifests symptoms of a disease, injury, congenital or hereditary condition that adversely
26 affects, or is likely to adversely affect, the health of the dog or cat.

27 (d) A facility that is required to offer dogs and cats for adoption under this section shall
28 owe no duty of care to an animal shelter or rescue organization that accepts the animal or to a
29 person or entity that adopts those animals, whether through the organizations or through private
30 placement. No assumption of responsibility or liability for injuries, property damage or other
31 damages or losses shall be incurred by a research institution or product testing facility on account
32 of the adoption or placement of a dog or cat pursuant to the provisions of this act.

33 (e) Nothing in this act shall require a research institution or product testing facility to
34 offer a dog or cat for adoption to an animal shelter, rescue organization or through private

- 35 placement if the dog or cat is a newborn dog or cat in need of maternal care and not appropriate
- 36 for adoption.