

**First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0022.01 Yelana Love x2295

**HOUSE BILL 21-1160**

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**HOUSE SPONSORSHIP**

**Duran and Soper,**

**SENATE SPONSORSHIP**

**Ginal,**

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**House Committees**

Agriculture, Livestock, & Water

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CARE OF PET ANIMALS IN THE CUSTODY OF CERTAIN**  
102 **PET ANIMAL FACILITIES.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill specifies the standard of care that each animal shelter and pet animal rescue is required to provide each dog and cat held in its custody.

The bill also allows an animal shelter and pet animal rescue to dispose of each dog and cat in its custody only by adopting the animal out, returning the animal to its owner, or transferring the animal to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

another animal shelter or pet animal rescue if the animal:

- Exhibits no signs of illness or injury or exhibits only signs of illness or injury for which there is a realistic prognosis for a good quality of life; and
- Has not exhibited behavior that is likely to result in bodily injury or death to another animal or human being.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 finds and determines that:

4 (a) The citizens of Colorado value pet animals and have an  
5 expectation that pet animals will be treated with respect and consideration  
6 at all times;

7 (b) It is the established practice in Colorado that no healthy and  
8 safe dog or cat is euthanized solely based on:

9 (I) The amount of time the animal is held by or in the custody of  
10 an animal shelter or pet animal rescue; or

11 (II) Limitations on available space to house the animal while it is  
12 held in such custody;

13 (c) Colorado has a vigorous, collaborative, and well-organized  
14 intrastate transfer program to implement this practice, resulting in the  
15 opportunity for all healthy and safe dogs and cats to be placed in homes;

16 (d) A dog's or cat's quality of life and health includes mental and  
17 emotional well-being as well as physical health;

18 (e) The citizens of Colorado also have a reasonable expectation  
19 that known dangerous dogs and cats will not be placed into homes by  
20 animal shelters or pet animal rescues; and

21 (f) Colorado's goal is to create the best outcomes for homeless  
22 dogs and cats and for Coloradans by placing dogs and cats that are

1 healthy and do not constitute a danger to people or other animals.

2 (2) The general assembly declares that it is necessary and  
3 appropriate to protect animals and people by establishing the "Colorado  
4 Socially Conscious Sheltering Act".

5 **SECTION 2.** In Colorado Revised Statutes, **add** 35-80-106.6 as  
6 follows:

7 **35-80-106.6. Care of dogs and cats in animal shelters and pet**  
8 **animal rescues - short title - legislative declaration - requirements -**  
9 **permitted means of disposal - definitions.** (1) THE SHORT TITLE OF THIS  
10 SECTION IS THE "COLORADO SOCIALLY CONSCIOUS SHELTERING ACT".

11 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
12 REQUIRES:

13 (a) "HEALTHY" MEANS THAT A DOG OR CAT EXHIBITS NO SIGNS OF  
14 ILLNESS OR INJURY OR EXHIBITS SIGNS OF ILLNESS OR INJURY FOR WHICH  
15 THERE IS A REALISTIC PROGNOSIS FOR A GOOD QUALITY OF LIFE.

16 (b) "SAFE" MEANS THAT A DOG OR CAT HAS NOT EXHIBITED  
17 BEHAVIOR THAT IS LIKELY TO RESULT IN BODILY INJURY OR DEATH TO  
18 ANOTHER ANIMAL OR HUMAN BEING.

19 (3) THE GENERAL ASSEMBLY FINDS, DETERMINES, AND DECLARES  
20 THAT EVERY HOMELESS DOG AND CAT DESERVES APPROPRIATE SHELTER,  
21 CARE, AND ENRICHMENT, AND THAT DOGS AND CATS THAT ARE HEALTHY  
22 AND SAFE SHOULD BE ADOPTED OUT, RETURNED TO THEIR OWNERS, OR  
23 TRANSFERRED TO ANOTHER ANIMAL SHELTER OR PET ANIMAL RESCUE BY  
24 ANIMAL SHELTERS AND PET ANIMAL RESCUES.

25 (4) EACH ANIMAL SHELTER AND PET ANIMAL RESCUE SHALL  
26 PROVIDE EACH DOG AND CAT HELD IN ITS CUSTODY WITH TIMELY  
27 VETERINARY CARE TO ADDRESS AND PREVENT UNNECESSARY OR

1 UNJUSTIFIABLE PAIN AND SUFFERING.

2 (5) EACH ANIMAL SHELTER AND PET ANIMAL RESCUE SHALL  
3 ADDRESS THE BEHAVIORAL NEEDS OF EACH DOG AND CAT HELD IN ITS  
4 CUSTODY TO ENSURE THAT THE DOG OR CAT IS NOT HOUSED OR KEPT IN A  
5 MANNER THAT FOSTERS OBSESSIVE-COMPULSIVE OR SELF-MUTILATING  
6 BEHAVIOR.

7 (6) EACH ANIMAL SHELTER AND PET ANIMAL RESCUE SHALL  
8 DISPOSE OF A DOG OR CAT IN ITS CUSTODY ONLY BY ADOPTING OUT THE  
9 ANIMAL, RETURNING THE ANIMAL TO ITS OWNER, OR TRANSFERRING THE  
10 ANIMAL TO ANOTHER ANIMAL SHELTER OR PET ANIMAL RESCUE IF THE  
11 ANIMAL IS HEALTHY AND SAFE.

12 (7) NOTHING IN THIS SECTION:

13 (a) APPLIES TO A CAT THAT WAS NOT SOCIALIZED TO PEOPLE  
14 DURING ITS BEHAVIORAL DEVELOPMENT AND THEREFORE DOES NOT  
15 ALLOW ITSELF TO BE HANDLED; ■

16 (b) PROHIBITS THE ADOPTION OF ANY DOG OR CAT BY AN ANIMAL  
17 SHELTER OR PET ANIMAL RESCUE; OR

18 (c) LIMITS OTHER AVAILABLE POTENTIAL LIVE OUTCOMES FOR  
19 DOGS OR CATS IN THE CUSTODY OF AN ANIMAL SHELTER OF PET ANIMAL  
20 RESCUE.

21 **SECTION 3. Act subject to petition - effective date.** This act  
22 takes effect at 12:01 a.m. on the day following the expiration of the  
23 ninety-day period after final adjournment of the general assembly; except  
24 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
25 of the state constitution against this act or an item, section, or part of this  
26 act within such period, then the act, item, section, or part will not take  
27 effect unless approved by the people at the general election to be held in

- 1 November 2022 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.