

1 ..Title

2 A RULE AND REGULATION for the protection of the  
3 public health against diseases and injury from pet businesses;  
4 amending R&R 09-07, Section 4, as amended, and BOH  
5 8.03.020, R&R 09-07, Section 5, as amended, and BOH  
6 8.03.030, R&R 09-07, Section 6, as amended, and BOH  
7 8.03.040, R&R 09-07, Section 7, and BOH 8.03.050, R&R  
8 09-07, Section 8, as amended, and BOH 8.03.060, R&R 09-  
9 07, Section 9, as amended, and BOH 8.03.070, R&R 09-07,  
10 Section 10, as amended, and BOH 8.03.080, R&R 09-07,  
11 Section 11, as amended, and BOH 8.03.090, R&R 09-07,  
12 Section 12, as amended, and BOH 8.03.100, R&R 09-07,  
13 Section 13, and BOH 8.03.110, R&R 09-07, Section 17, and  
14 BOH 8.03.150, R&R 09-07, Section 19, and BOH 8.03.170,  
15 R&R 09-07, Section 21, and BOH 8.03.190, R&R 09-07,  
16 Section 23, and BOH 8.03.210, R&R 09-07, Section 26, and  
17 BOH 8.03.240, R&R 09-07, Section 28, and BOH 8.03.260,  
18 R&R 09-07, Section 29, and BOH 8.03.270, R&R 09-07,  
19 Section 30, and BOH 8.03.280, R&R 09-07, Section 31, and  
20 BOH 8.03.290, R&R 09-07, Section 33, and BOH 8.03.310,  
21 R&R 09-07, Section 34, as amended, and BOH 8.03.320,  
22 R&R 09-07, Section 35, as amended, and BOH 8.03.330,  
23 R&R 09-07, Section 36, as amended, and BOH 8.03.340,

24 R&R 09-07, Section 37, as amended, and BOH 8.03.350,  
25 R&R 09-07, Section 38, and BOH 8.03.360, R&R 09-07,  
26 Section 39, and BOH 8.03.370, R&R 09-07, Section 41, and  
27 BOH 8.03.390; adding new sections to BOH chapter 8.03;  
28 repealing R&R 09-07, Section 20, and BOH 8.03.180, R&R  
29 09-07, Section 22, and BOH 8.03.200, R&R 09-07, Section  
30 24, and BOH 8.03.220, R&R 09-07, Section 25, and BOH  
31 8.03.230, R&R 09-07, Section 27, and BOH 8.03.250; and  
32 establishing an effective date; enacted pursuant to RCW  
33 70.05.060, including the latest amendments or revisions  
34 thereto.

35 ..Body

36 BE IT ADOPTED BY THE KING COUNTY BOARD OF HEALTH:

37 SECTION 1. R&R 09-07, Section 4, as amended, and BOH 8.03.020 are hereby  
38 amended to read as follows:

39 **Purpose and intent of chapter.**

40 A. This chapter governs the protection of human health and safety against the  
41 spread of dangerous, contagious, or infectious diseases by animals in pet shops,  
42 ~~((commercial kennels))~~ pet boarding facilities, pet daycare facilities, animal shelters,  
43 poultry retail businesses, and pet grooming services, or by pet foods or products sold in  
44 pet food retail businesses which may contain harmful pathogens or toxins.

45 B. It is the specific intent of this chapter to place the obligation of complying  
46 with its requirements upon owners and operators of ~~((pet shops, commercial kennels, pet~~

47 ~~daycare facilities, animal shelters, poultry retail businesses and pet food retail~~  
48 ~~businesses))~~ pet businesses, and other persons designated by this chapter within its scope,  
49 and any provision of or term used in this chapter is not intended to impose any duty  
50 whatsoever upon King County or any of its officers or employees, for whom the  
51 implementation or enforcement of this chapter shall be discretionary and not mandatory.

52 SECTION 2. R&R 09-07, Section 5, as amended, and BOH 8.03.030 are hereby  
53 amended to read as follows:

54 **Relationship of chapter to other laws, rules and regulations.**

55 A. In addition to the control and prevention of zoonotic disease, and in  
56 recognition of the public policy of the county to protect animal and human health and  
57 safety and prevent cruelty to animal life, it is the intent of this chapter to promote the  
58 health, safety and well-being of animals kept, housed or cared for in (~~pet shops,~~  
59 ~~commercial kennels, pet daycare facilities, animal shelters, poultry retail businesses and~~  
60 ~~pet grooming services)) pet businesses, and to promote disease prevention standards for  
61 pet foods or products sold in pet food retail businesses.~~

62 B. Nothing in this chapter shall affect the obligation of any owner or operator of  
63 any (~~pet shop, commercial kennel, pet daycare facility, animal shelter, pet grooming~~  
64 ~~service, poultry retail businesses or pet food retail business)) pet business, or the owner or  
65 keeper of any pet animal, to comply with other applicable laws, rules and regulations,  
66 including, but not limited to, those governing animal care and control, building, zoning or  
67 environmental standards.~~

68 SECTION 3. R&R 09-07, Section 6, as amended, and BOH 8.03.040 are hereby  
69 amended to read as follows:

70           **Definitions.** The definitions in this section apply throughout this chapter unless  
71 the context clearly requires otherwise:

72           A. "Animal" means any living creature except Homo sapiens, insects and worms.

73           B. "Animal shelter" means a facility used to house or contain and offer or  
74 distribute for adoption as pets any stray, homeless, abandoned or unwanted animals other  
75 than livestock and that is owned, operated or maintained by a public body, an established  
76 humane society, animal welfare society, society for the prevention of cruelty to animals  
77 or other nonprofit organization, or by a person or persons devoted to the welfare,  
78 protection and humane treatment of animals. "Animal shelter" includes "satellite pet  
79 adoption facility," but does not include pet adoption services performed at an animal  
80 shelter or satellite pet adoption facility not more than a total of twenty-one days per  
81 calendar year.

82           C. "Aquarium" means any establishment, store or department of any store that  
83 acquires, through purchase, consignment, donation, importation or breeding any  
84 combination of ~~((live fish, corals,))~~ aquatic amphibians or ~~((invertebrates))~~ turtles, but no  
85 other types of pets, and sells or offers to sell, adopt or trade the live animals to the public  
86 or retail outlets.

87           D. ~~((("Aquarium stock" means live fish, live corals, aquatic amphibians and  
88 aquatic invertebrates.~~

89           ~~E.))~~ "Board" means the provision of shelter and food to pet animals by an entity  
90 other than the pet's owner and at a location separate from the owner's residence.

91           ~~((F.))~~ E. "Carapace" means a hard bony outer covering, such as the fused dorsal  
92 plates or shell of a turtle.

93           ~~((G.))~~ F. ~~(("Commercial kennel"))~~ "Pet boarding facility" means any  
94 establishment ~~((or facility))~~ where four or more dogs or cats are kept for commercial  
95 purposes including, but not limited to, board ~~((, propagation))~~ and training.  
96 ~~((Commercial kennels))~~ Pet boarding facilities include, but are not limited to, dog or cat  
97 boarding facilities, or training facilities where dogs or cats are boarded during the course  
98 of training. ~~((, catteries and dog or cat breeding or importation businesses. Commercial~~  
99 ~~kennels))~~ Pet boarding facilities do not include pet shops, ~~((pet day care facilities,))~~  
100 animal shelters, pet grooming services or veterinary hospitals or clinics where animals  
101 are kept for surgical or medical treatment under the supervision of a licensed veterinarian.

102           ~~((H.))~~ G. "Establishment" or "facility" means those portions of any building,  
103 yard, pen or other area at a single location in which any animals are kept or transported  
104 for the purpose of adoption, ~~((breeding,))~~ boarding, day care, grooming, selling,  
105 sheltering, ~~((trading))~~ or otherwise handling animals, or in which a pet food retail  
106 business is located.

107           H. "Home-based pet business" means a pet business that operates partially or  
108 fully within a dwelling unit or on a residential property, including accessory structures  
109 such as garages, basements, sheds, or barns.

110           I. "Incompatible animals" means animals that, due to species differences, size,  
111 age, sex, temperament, health status, or social behavior, cannot be safely housed,  
112 handled, or exercised together without risk of injury, illness, or undue stress.

113           ~~((I.))~~ J. "Livestock" means farm animals raised for food or fiber production or  
114 kept for recreational purposes, including, but not limited to, horses, donkeys, mules,

115 cattle, sheep, llamas, alpacas, goats and swine, but excluding birds, Vietnamese, Chinese  
116 or Asian pot-bellied pigs and miniature breeds of livestock kept primarily as pets.

117 ~~((F.))~~ K. "Mobile grooming unit" means any mobile vehicle, or trailer or unit  
118 pulled by a mobile vehicle, used as a pet grooming service.

119 ~~((K.))~~ L. "Owner" or "operator" means a person either owning or otherwise  
120 responsible for the operation of a pet ~~((shop, commercial kennel, pet daycare facility,~~  
121 ~~animal shelter, pet grooming service, poultry retail businesses or pet food retail))~~ business  
122 and, as applicable, the care and welfare of the animals present.

123 ~~((L.1.))~~ M. "Pet" means a nonlivestock animal kept by a private individual for  
124 pleasure or companionship.

125 ~~((2. "Pet" does not include poultry.))~~

126 N. "Pet business" means any establishment or facility regulated by this chapter,  
127 including pet shops, pet boarding facilities, pet daycare facilities, animal shelters, poultry  
128 retail businesses, pet grooming services, and pet food retail businesses.

129 ~~((M.))~~ O. "Pet daycare facility" means any commercial facility where four or  
130 more dogs or other pet animals are left by their owners for ~~((periods of supervised social~~  
131 ~~interaction in play groups with other animals of the same species for the majority of the~~  
132 ~~time the pets are at the facility during the hours the facility is open to the public))~~  
133 temporary daytime care and are returned to their owners the same day.

134 ~~((N.))~~ P. "Pet food retail business" means a retail establishment selling any of the  
135 following for consumption by pets:

136 1. Foods or treats requiring refrigeration or freezing to prevent spoilage; or

137           2. Uncooked or partially cooked animal derived pet foods or treats not requiring  
138 refrigeration or freezing. For the purpose of this chapter, "partially cooked animal  
139 derived pet foods or treats" are those that are cured, dried, dehydrated or smoked and  
140 include but are not limited to pig ears, beef hooves, dried tendons, smoked bones, chicken  
141 or salmon jerky, and freeze dried seafood, meat or animal organs.

142           ~~((Q.))~~ Q.1. "Pet grooming service" means any place, establishment or mobile  
143 unit, whether public or private, where pet animals are bathed, clipped ~~((or combed)),~~  
144 brushed, or otherwise groomed for the purpose of enhancing their appearance, comfort,  
145 or ~~((aesthetic value or))~~ health, ~~((or both,))~~ and for which a fee is charged. "Pet grooming  
146 service" includes, but is not limited to, ~~((any))~~ self-service ~~((dog washing business))~~ pet  
147 wash facilities where customers ~~((wash their own pets, but does not include incidental~~  
148 ~~bathing or combing of pets as part of regular animal care performed at a pet shop,~~  
149 ~~commercial kennel, pet daycare facility or animal shelter, or performed on an infrequent~~  
150 ~~and nonprofit basis for hobby or recreational purposes))~~ bathe or wash their own animals;  
151 mobile grooming units operating independently or within another licensed facility; and  
152 grooming services provided by employees or contractors within a licensed facility.

153           2. "Pet grooming service" does not include: bathing, brushing, or nail trimming  
154 performed incidentally as part of routine care for animals boarded at a licensed facility;  
155 limited or occasional pop-up events that provide grooming services such as nail trimming  
156 or tooth brushing; in-home grooming performed at a client's residence where the operator  
157 does not maintain a fixed facility or mobile grooming unit; or grooming services  
158 provided by a pet boarding or pet daycare facility solely for animals prior to their return  
159 to the owner.

160           ~~((P.1.))~~ R.1. "Pet shop" means any establishment, store or department of any  
161 store that acquires, through purchase, consignment, donation, importation or breeding,  
162 live animals including birds, reptiles, amphibians, or fish, but excluding livestock and  
163 poultry, and sells or offers to sell, adopt or trade the live animals to the public or to retail  
164 outlets.

165           2. "Pet shop" does not include the hobby breeding of animals at or adjoining a  
166 private residence, animal shelters, ~~((and))~~ or any facilities that hold animals for not more  
167 than twenty-four hours before the animals are sold, auctioned, adopted, traded, donated  
168 and removed from the premises.

169           ~~((Q.))~~ S. "Poultry" means all domesticated fowl and all game birds which are  
170 held in captivity.

171           ~~((R.1.))~~ T.1. "Poultry retail business" means any establishment, store, department  
172 of any store or other establishment that acquires live poultry through purchase,  
173 consignment, donation, importation, hatching, or breeding, and sells or offers to sell,  
174 adopt or trade the live poultry to the public.

175           2. "Poultry retail business" does not include any facilities that hold animals for  
176 ~~((not more))~~ less than ~~((twenty-four))~~ seventy-two hours before the animals are sold,  
177 auctioned, adopted, traded, or donated and removed from the premises.

178           ~~((S.))~~ U. "Psittacine bird" means all birds commonly known as parrots, macaws,  
179 cockatoos, cockatiels, lovebirds, parakeets, and all other birds of the order psittaciformes.

180           ~~((T.))~~ V. "Satellite pet adoption facility" means a fixed location within a  
181 separately permitted pet shop, ~~((commercial kennel))~~ pet boarding facility, pet daycare

182 facility, pet grooming service, or pet food retail business where an animal shelter, its staff  
183 or volunteers house, care for and regularly offer pets for adoption from the fixed location.

184 ~~((U.))~~ W. "Water resistant" means that which repels water. The following  
185 materials and substances shall be considered water resistant: painted or sealed wood  
186 surfaces, sealed concrete, sealed concrete blocks, stainless steel, vinyl flooring, glass,  
187 treated or sealed paneling, fiberglass, tile, tile blocks, and other materials approved by the  
188 director on a case by case basis after finding that the material is water resistant.

189 SECTION 4. R&R 09-07, Section 7, and BOH 8.03.050 are hereby amended to  
190 read as follows:

191 **Overnight boarding.** Overnight boarding is permitted at ~~((commercial kennels))~~  
192 pet boarding facilities, pet daycare facilities and animal shelters. Overnight boarding is  
193 not permitted at pet grooming services or pet shops unless the owner or operator obtains a  
194 separate ~~((commercial kennel))~~ pet boarding facility, pet daycare facility or animal shelter  
195 permit for the facility.

196 SECTION 5. R&R No. 09-07, Section 8, as amended, and BOH 8.03.060 are  
197 hereby amended to read as follows:

198 ~~((Pet shop, commercial kennel, pet daycare facility, animal shelter, poultry  
199 retail business and pet grooming service infection))~~ **Infection control plan and  
200 isolation plan requirements.**

201 A. The owner or operator of any ~~((pet shop, commercial kennel, pet daycare  
202 facility, animal shelter, poultry retail business or pet grooming service))~~ pet business  
203 except pet food retail businesses shall develop and maintain a written basic infection

204 control plan, subject to review and approval by the director, ~~((specifying))~~ that shall  
205 include:

206       1. the schedule for cleaning and disinfection of ~~((cages))~~ enclosures, surfaces  
207 and equipment;

208       2. proper methods for handling and disposal of soiled animal bedding, litter and  
209 wastes;

210       3. disinfectants ~~((to be used))~~ used at the establishment with instructions for  
211 proper use;

212       4. ~~((and))~~ personal protective measures, including, but not limited to, gloves and  
213 handwashing, to be used by employees~~((:))~~;

214       5. a training plan for staff, volunteers, and contractors that provides notification  
215 of zoonotic disease and injury risks when working with animals and provides guidance  
216 on handling and isolating animals;

217       6. protocols for documenting all animal bites, that shall include reporting to the  
218 director any bites from a dog, cat, or ferret that has not been vaccinated for rabies;

219       7. ~~((The owner or operator shall ensure the plan identifies))~~ contact information  
220 for a licensed veterinarian or veterinary practice that is routinely consulted or available  
221 for consultation on animal health, disease prevention, immunization, and parasite control;

222       8. ~~((and includes))~~ contact information for the director's duly authorized  
223 representatives~~((:))~~; and

224       9. any other information the director may require to ensure compliance with this  
225 chapter.

226 B. The ~~((pet shop, commercial kennel, pet daycare facility, animal shelter,~~  
227 ~~poultry retail business or pet grooming service))~~ pet business owner or operator shall  
228 maintain the basic infection control plan and isolation plan on the premises and make the  
229 plans available to the director for examination upon request. This requirement shall not  
230 apply to pet food retail businesses.

231 C. The director is authorized to provide assistance to the ~~((pet shop, commercial~~  
232 ~~kennel, pet daycare facility, animal shelter, poultry retail business or pet grooming~~  
233 ~~service))~~ pet business owner or operator in developing the basic infection control plan  
234 and isolation plan. For example, the director may provide the owner or operator a model  
235 or sample plan free of charge.

236 D. The owner or operator of any pet business, except pet food retail businesses,  
237 shall develop and maintain a written isolation plan, subject to review and approval by the  
238 director. The isolation plan shall ensure that animals with suspected communicable  
239 disease, injury, or other conditions requiring separation and isolation, are properly cared  
240 for and prevented from transmitting disease or enduring further injury. The isolation plan  
241 shall include:

242 1. procedures for identifying and designating an area that can be used to isolate  
243 contagious, sick, or injured animals;

244 2. procedures for housing different species separately within the designated  
245 isolation area;

246 3. procedures for cleaning and disinfecting the isolation area, including  
247 designating cleaning supplies to be used only in the isolation area;

248 4. personal protective measures and equipment to be used by employees only in  
249 the isolation area;

250 5. procedures for ensuring that an animal with a suspected communicable  
251 disease or serious injury is seen by a veterinarian within twenty-four hours of observed  
252 symptoms;

253 6. procedures for documenting incidents that require isolation, which shall  
254 include identifying information for the pet animal, reason for isolation, veterinary  
255 records, and records of medication administration and care; and

256 7. any information the director may require to ensure compliance with this  
257 chapter.

258 SECTION 6. R&R 09-07, Section 9, as amended, and BOH 8.03.070 are hereby  
259 amended to read as follows:

260 ~~((Pet shop and poultry retail business facility construction and equipment~~  
261 ~~standards.)) **Indoor facility construction standards for pet businesses.** ~~((A pet shop~~  
262 ~~or poultry retail business owner or operator shall:)) The owner or operator of any pet  
263 business, except a pet food retail business, shall, as applicable:~~~~

264 A. Ensure that buildings are of adequate structure, maintained in good repair and  
265 secured ~~((in order))~~ to protect animals from injury or escape and restrict the unauthorized  
266 entry of animals from outside;

267 B. Construct all floors and walls of readily cleanable, durable, non-porous, and  
268 water resistant material in ~~((rooms, pens and cages used to retain animals and in areas~~  
269 ~~where animals are handled, bathed or treated,)) areas where animals will be present, and  
270 maintain all such ~~((rooms, pens, cages and))~~ areas in good repair;~~

271 1. Ensure that floors have proper drainage to rapidly eliminate excess water and  
272 that seams in flooring are designed and installed to prevent accumulation of liquids,  
273 moisture, or debris;

274 2. Construct interior walls so that the interface with floor surfaces is sealed from  
275 the flow or accumulation of liquids, moisture or debris; and

276 3. Carpeting and other absorbent materials are prohibited in animal housing,  
277 cleaning, or grooming areas;

278 C. ~~((M)) Provide and maintain ((hot and cold running water conveniently~~  
279 ~~available at all times, and provide)) a dedicated sink or tub of sufficient size for washing~~  
280 ~~of equipment and utensils used in the pet ((shop)) business, including washing and~~  
281 ~~sanitizing of toys, litter pans, dishes, bowls and other food and water containers and~~  
282 ~~utensils used for feeding of animals. The sink or tub shall at all times have hot and cold~~  
283 ~~running water available and shall be separate from dedicated handwashing facilities;~~

284 D. Provide toilet and handwashing facilities with hot and cold running water,  
285 soap, and a means for drying hands, except that toilet facilities are not required for  
286 mobile grooming units;

287 E. ~~((Ensure that food and water containers and utensils used for mixing of food~~  
288 ~~and feeding of animals are constructed of metal or other water impervious material that is~~  
289 ~~readily cleanable and kept in good condition;~~

290 F. ~~Provide and maintain refrigeration at forty one degrees Fahrenheit or lower for~~  
291 ~~the protection of perishable foods;~~

292 G. ~~Store and prepare separately from pet food and pet medications any~~  
293 ~~medications, food and beverages intended for human consumption;~~

294 ~~H. Store cleaning products and disinfectants securely in areas inaccessible to~~  
295 ~~animals kept at the facility;))~~

296 Provide lighting, whether natural or artificial or a combination of both, sufficient  
297 for inspection of the animals, routine cleaning, and proper animal care;

298 F. Provide sufficient ventilation to ensure the health and comfort of the animals  
299 and to minimize odors and moisture condensation. Fresh air may be provided by means  
300 of windows, doors, vents, fans, or turbine ventilators, or by heating and cooling systems;

301 ~~((F.))~~ G. Provide an adequately ventilated isolation area that is consistent with the  
302 facility's approved isolation plan and physically separated from the rest of the animals for  
303 segregation of pets that become sick, are injured or are suspected of having a contagious  
304 disease, except that isolation areas are not required for pet businesses that provide only  
305 pet grooming services; and

306 ~~((J. Dispose of excreta, dead animals, soiled litter, bedding, waste water and other~~  
307 ~~materials by sanitary means.))~~

308 H. Home-based pet businesses shall ensure that areas used for animal care are  
309 physically separated from primary residential living areas, including but not limited to  
310 residential kitchens, bathrooms, and bedrooms.

311 NEW SECTION. SECTION 7. There is hereby added to BOH 8.03 a new  
312 section to read as follows:

313 **Indoor facility equipment standards for pet businesses.** The owner or operator  
314 of any pet business, except a pet food retail business, shall, as applicable:

315 A. Ensure that any common animal play areas are of sufficient size to allow for  
316 maintenance of sanitary conditions and to avoid overcrowding of animals;

317 B. Ensure that any grooming facilities in pet boarding facilities, pet daycare  
318 facilities, and animal shelters are physically separated from common animal play areas  
319 and boarding areas;

320 C. Ensure that any furnishings such as cat trees, sisal, rugs, couches, mattresses,  
321 or chairs contained within a common animal play area are made of materials that can  
322 readily be laundered with hot water and detergent or otherwise readily cleaned and  
323 sanitized, and that the furnishings are maintained in a sanitary condition;

324 D. Provide and maintain enclosures, crates, pens, or individual runs where  
325 animals can periodically rest or sleep;

326 E.1. Ensure that food and water containers and utensils used for mixing food and  
327 feeding animals are constructed of metal or other water impervious material that is  
328 readily cleanable and kept free of cracks, holes, rust, and sharp edges or protrusions;

329 2. Single-use, disposable containers such as paper trays or cups may be used to  
330 feed cats, ferrets, and other small animals provided that the container does not present a  
331 hazard to the animal. Disposable containers must be discarded after a single use.

332 F. Provide and maintain refrigeration at forty-one degrees Fahrenheit or lower for  
333 the protection of perishable foods;

334 G. Store and prepare separately from pet food and pet medications any  
335 medications, food, and beverages intended for human consumption;

336 H. Provide sufficient heating and cooling of indoor areas to maintain the ambient  
337 temperature not less than fifty degrees Fahrenheit and not greater than eighty-five degrees  
338 Fahrenheit, except that the owner or operator shall maintain indoor temperatures

339 consistent with the needs of the pet animals at the facility, and shall protect the animals  
340 from temperatures that may be deleterious to the animals' health;

341 I. Label cleaning products and disinfectants and store securely in areas  
342 inaccessible to animals kept at the facility;

343 J. Ensure that an adequately ventilated isolation area physically separated from  
344 the rest of the animals for segregation of pets that become sick, are injured or are  
345 suspected of having a contagious disease is available at all times pet animals are present,  
346 except that isolation areas are not required for pet businesses that provide only pet  
347 grooming services; and

348 K. Dispose of excreta, dead animals, soiled litter, bedding, wastewater, and other  
349 materials by sanitary means.

350 SECTION 8. R&R 09-07, Section 10, as amended, and BOH 8.03.080 are hereby  
351 amended to read as follows:

352 **Pet (~~shop and poultry retail~~) business primary animal enclosure**  
353 **requirements.** The pet (~~shop or poultry retail~~) business owner or operator shall, for  
354 primary animal enclosures including cages, pens, runs, tanks, and habitats:

355 A. Provide and maintain primary enclosures of sufficient size to allow each pet  
356 animal to turn around, exercise normal postural movements, experience or avoid  
357 socialization with ( ~~cage~~) enclosure mates, and avoid overcrowding;

358 1. Facilities that house cats or dogs overnight shall maintain a sufficient number  
359 of dedicated primary enclosures to individually house all cats and dogs present at the  
360 facility;

361 2. Each cat or dog shall have access to a primary enclosure that allows it to lie  
362 down fully extended without its head, tail, legs, face, or feet touching any side of the  
363 enclosure;

364 3. When animals share a primary enclosure, the number of animals in each  
365 enclosure shall be limited so that each animal has enough space to be able to lie down  
366 fully extended without its head, tail, legs, face, or feet touching any side of the enclosure  
367 or another animal when all animals are lying down simultaneously;

368 4. When birds share a primary enclosure, the enclosure must be large enough for  
369 all birds to climb, play without crowding, and fully extend their wings in all directions.  
370 Primary enclosures must contain enough perch space to ensure that all birds can perch  
371 comfortably without crowding.

372 B. Maintain primary animal enclosures in good condition and repair, free from  
373 rust and sharp edges, to protect animals from injury, to contain them, to prevent entry of  
374 predators and to allow animals to stay clean and dry, except for aquatic species;

375 C. Ensure that primary animal enclosures are constructed of materials that are  
376 water resistant and can be readily cleaned and disinfected;

377 D.1. If wire or slatted flooring is used:

378 a. ensure that it is constructed to prevent injury to animals' feet and legs;

379 b. use wire mesh or slats of adequate gauge or size to prevent sagging under

380 the animals' weight and small enough to prevent the animals' feet from passing through;

381 ((and))

382 c. ensure that the floor or other surface under wire bottom (~~eages~~) enclosures  
383 where animal wastes fall are made of a water resistant material that can be readily  
384 cleaned and disinfected; and

385 2. If the primary flooring is wire mesh or a slatted material, provide solid resting  
386 surfaces according to the needs of the species;

387 E. Maintain primary animal enclosures in a clean and sanitary condition  
388 consistent with the process outlined in the facility's infection control plan; and

389 F. Cedar shavings may not be used for bedding or litter material for rodents,  
390 rabbits, chinchillas, ferrets, poultry, psittacine birds, or reptiles.

391 NEW SECTION. SECTION 9. There is hereby added to BOH 8.03 a new  
392 section to read as follows:

393 **Pet business group housing standards.** When co-housing or commingling  
394 animals, the pet business owner or operator shall:

395 A. Not co-house or commingle unaltered or incompatible animals together. The  
396 director may determine animals to be incompatible based on observed behavior,  
397 documented incidents, or veterinary guidance;

398 B. Evaluate animals for compatibility in size, temperament, and health status  
399 prior to co-housing or commingling;

400 C. Ensure that cats are not co-housed or commingled with dogs;

401 D. When co-housing cats or dogs:

402 1. Cats may be co-housed in groups of up to six without continuous on-site  
403 supervision if compatible in temperament and provided with adequate space and

404 resources. Groups larger than six require approval by the director and a written  
405 management plan;

406           2. Dogs shall not be co-housed overnight, except that puppies or dogs from the  
407 same household may be co-housed overnight with written owner's consent if the dogs are  
408 compatible and there is adequate space in the enclosure;

409           3. For purposes of this section, "co-housing" means cats or dogs are grouped  
410 together in a single primary enclosure;

411           E. When commingling cats or dogs:

412           1. Provide direct supervision of the animals by on-site staff. Video monitoring  
413 or monitoring while actively engaged in other tasks such as grooming or bathing does not  
414 qualify as direct supervision;

415           2. Maintain at least two staff members on-site whenever more than ten dogs are  
416 commingled at a facility;

417           3. Maintain a minimum staffing ratio of one staff person per twenty cats or dogs  
418 who shall remain with the group at all times when animals are commingled;

419           4. Limit commingled groups to twenty cats or forty dogs;

420           5. Provide commingled dogs with a minimum of fifty square feet of usable floor  
421 space per dog;

422           6. Provide commingled cats with:

423           a. a minimum of twenty square feet of usable floor space per cat;

424           b. access to litter, food, and water, including one litter box per cat, plus one  
425 additional litter box; and one food and one water dish per cat, plus one additional shared  
426 water dish;

427 c. opportunities to retreat or hide from human or other cat interaction;

428 7. For purposes of this section, "commingling" means grouping cats or dogs

429 together for socialization, play, or kennel-free boarding;

430 F. For purposes of this section, "usable floor space" means the area of the floor

431 accessible to animals for normal movement and activity, excluding space occupied by

432 equipment, furnishings, food and water receptacles, or any area not suitable for animal

433 use.

434 SECTION 10. R&R 09-07, Section 11, as amended, and BOH 8.03.090 are

435 hereby amended to read as follows:

436 **Pet ~~((shop and poultry retail))~~ business sanitation standards.** ~~((The))~~ Except

437 for pet food retail businesses, pet ~~((shop or poultry retail))~~ business owners or operators

438 shall, for sanitation purposes:

439 A. Maintain all areas where equipment, supplies, and food for animals are stored

440 in a clean and sanitary condition and free from insects and rodents;

441 B. Store equipment on the premises in a sanitary and orderly manner;

442 C. Maintain in a clean and sanitary condition and routinely disinfect all ~~((eages))~~

443 indoor and outdoor play areas, grooming areas, crates, enclosures, pens, runs, furnishings,

444 bedding, tanks, habitats, and other animal housing in accordance with the ~~((pet shop's or~~

445 poultry retail business's)) facility's infection control plan; ~~((and))~~

446 D. Maintain the presence of a sufficient number of employees equipped to

447 immediately remove animal feces, urine, or other bodily fluids followed by cleaning and

448 disinfection of any soiled area; and

449 ~~((D.))~~E. In order to avoid creating aerosols or airborne dust that can spread  
450 pathogens, not use shop vacuums or vacuum cleaners to remove bedding and debris from  
451 animal, reptile, or bird ~~((cages))~~ enclosures.

452 SECTION 11. R&R 09-07, Section 12, as amended, and BOH 8.03.100 are  
453 hereby amended to read as follows:

454 **Pet shop and poultry retail business animal health, care, and disease**  
455 **prevention standards.** The pet shop or poultry retail business owner or operator shall,  
456 for animal care and feeding:

457 A. Provide and document provision of proper food, ~~((and))~~ potable water, and  
458 prescribed medications to the animals, according to the needs of the species;

459 B. Remove from display and sale animals with potentially infectious disease or  
460 significant injury, and isolate them from animals appearing healthy and normal, keep  
461 potentially infectious animals in isolation quarters with adequate ventilation and care to  
462 keep from exposing customers or other animals at the establishment;

463 C. Not knowingly sell or otherwise transfer a potentially infectious or injured  
464 animal or an animal with signs of external parasites without notifying the person  
465 acquiring the animal of the illness, injury, or condition of the animal;

466 D. Not offer for sale, trade, or adoption any ~~((juvenile or adult dog, cat or ferret))~~  
467 animal that has not received all required immunizations or that has not been treated for  
468 internal and external parasites in accordance with the recommendations of the pet shop's  
469 consulting veterinarian;

470 E. At all times ~~((that any pet shop or poultry retail business is open to the~~  
471 public)), ensure that a person in charge ~~((is present at the establishment and responsible~~

472 ~~for the pets or poultry held for sale, auction, adoption, trade, donation or display. The~~  
473 ~~person in charge~~)), or other employee under the supervision of the person in charge,  
474 ((shall feed, water and perform cleaning)) is available to and responsible for feeding and  
475 watering the pets or poultry held for sale, auction, adoption, trade, donation, or display,  
476 and cleaning in accordance with the basic infection control plan for the facility, or as may  
477 be required by the director; ~~((and))~~

478 F. Physically separate animals on the premises of the pet shop or poultry retail  
479 business for the purposes of boarding, grooming, daycare, or animal shelter from all sick  
480 animals and animals offered for sale, auction, adoption, trade, or donation.

481 G. Provide appropriate temperature, humidity, and hideouts according to the  
482 needs of the species;

483 H. Not house incompatible animals together. The director may determine animals  
484 to be incompatible based on observed behavior, documented incidents, or veterinary  
485 guidance;

486 I. Provide feeder animals with food and water, and otherwise store, handle, and  
487 maintain feeder animals in a sanitary manner that prevents contamination and escape. For  
488 purposes of this section, "feeder animal" means any live animal kept primarily to be fed  
489 to other animals in a pet-related business, including, but not limited to, pinky mice,  
490 crickets, mealworms, and other insects; and

491 J. Abide by RCW 16.52.360, which prohibits pet shops from selling or offering  
492 for sale any dog or cat except as provided in that statute.

493 SECTION 12. R&R 09-07, Section 13, and BOH 8.03.110 are hereby amended  
494 to read as follows:

495           **Pet information at time of purchase or adoption - general.** The pet shop  
496 owner or operator shall make available to each retail pet purchaser or adopter, other than  
497 purchasers of fish (~~(live aquarium stock)~~) or (~~(of)~~) rodents intended as food for other  
498 animals, a written hard copy or web-based basic information about prevention of diseases  
499 that may be communicable from the purchased or adopted animal to humans. The  
500 information may be developed by the pet shop owner or operator, or provided free of  
501 charge by the director. Any information developed by the owner or operator in charge  
502 shall be subject to review and approval by the director. Any hard copy information  
503 provided to pet purchasers or adopters shall be free of charge.

504           SECTION 13. R&R 09-07, Section 17, and BOH 8.03.150 are hereby amended  
505 to read as follows:

506           **Rabies vaccination requirement for dogs, cats or ferrets.** The pet (~~(shop)~~)  
507 business owner or operator shall ensure that any dog, cat or ferret age four months or  
508 older is vaccinated against rabies as required under BOH chapter 8.04 before being  
509 offered for sale, exchange or adoption, or before offering any services to the animal. The  
510 pet (~~(shop)~~) business owner or operator shall provide the purchaser or adopter of any such  
511 an animal, at time of purchase, a certificate of rabies vaccination issued by a licensed  
512 veterinarian.

513           SECTION 14. R&R 09-07, Section 19, and BOH 8.03.170 are hereby amended  
514 to read as follows:

515           **Pet shop recordkeeping requirements.**

516           A. The pet shop owner or operator shall maintain written records of each  
517 individual or groups of animals purchased or otherwise acquired, except that records are

518 not required for fish, ~~((or))~~ other aquarium stock, or feeder ~~((rodents))~~ animals. The  
519 owner or operator shall include the following information in the written records:

- 520 1. Acquisition date;
- 521 2. Name, address, and telephone number of supplier;
- 522 3. Number of animals received;
- 523 4. Animal breed or description;
- 524 5. Tattoo, microchip, or bird band number, as applicable; and
- 525 6. Veterinary records, including any vaccinations, medical treatment and  
526 surgeries performed.

527 B. The pet shop owner or operator shall maintain records of each individual dog,  
528 cat, ferret, and bird, except poultry, sold, adopted, traded, transferred, euthanized, or  
529 otherwise disposed of, including the following information:

- 530 1. Date of sale or other disposition;
- 531 2. Name, address, and telephone number of the purchaser or adopter;
- 532 3. Breed of dog or cat or species of bird;
- 533 4. Description including approximate age, color, and sex, except for birds when  
534 not determined; and
- 535 5. Tattoo, microchip, or bird leg band number, as applicable.

536 C. The pet shop owner or operator shall maintain at the pet shop all ~~((written))~~  
537 records required by this section for not less than three hundred sixty-five days after the  
538 date of sale or transfer of the animal from the pet shop, and make all such records  
539 available to the director for examination upon request.

540            SECTION 15. R&R 09-07, Section 21, and BOH 8.03.190 are hereby amended  
541 to read as follows:

542            **Pet (~~(shop and poultry retail)~~) business reporting of animal bites and disease**  
543 **outbreaks.** Immediately upon receiving notice (~~(of the occurrence or outbreak)~~), the pet  
544 (~~(shop or poultry retail)~~) business owner or operator shall report to the director any  
545 occurrence of a (~~(mammal biting a human)~~) bite from a dog, cat, or ferret that has not  
546 been vaccinated for rabies, any occurrence of a disease outbreak at the facility, or any  
547 known or suspected infectious disease that may be transmissible from animals to humans  
548 in any animal offered for sale or otherwise kept on the premises.

549            SECTION 16. R&R 09-07, Section 23, and BOH 8.03.210 are hereby amended  
550 to read as follows:

551            **Outdoor facilities for (~~(commercial kennels, pet daycare facilities, animal~~**  
552 **~~shelters and pet grooming services)~~) pet businesses.** The owner or operator of any  
553 (~~(commercial kennel, pet daycare facility, animal shelter or pet grooming service)~~) pet  
554 business shall, in outdoor areas of the (~~(kennel, facility, shelter or service)~~) pet business:

555            A. Provide adequate walls or fences and keep them secured and maintained in  
556 good repair to protect pet animals from injury or escape and restrict the entry of animals  
557 from outside;

558            B. Provide areas of shelter from excessive sunlight, rain, snow, wind or other  
559 elements unless animals are provided indoor facilities to protect them from adverse  
560 climate conditions;

561            C. Provide adequate drainage in outdoor areas to prevent standing water or  
562 accumulation of liquids, mud, debris, excreta or other materials. Surfaces (~~(may)~~) must

563 be (~~made of concrete, asphalt or similar materials~~) designed to facilitate cleaning and  
564 removal of animal wastes and debris. Natural lawn (~~or turf~~) may be used if well  
565 maintained with regular watering, mowing and repair, and kept free of mud or bare dirt.  
566 Alternatively, surfaces may be covered with a sufficient layer of a disposable material  
567 such as gravel, sand or coarse wood chips that can be removed when contaminated by  
568 animal excreta and periodically changed to maintain sanitary conditions; and

569 D. Dispose of excreta, dead animals, soiled litter, bedding, waste( )water, and  
570 other materials by sanitary means.

571 NEW SECTION. SECTION 17. There is hereby added to BOH 8.03 a new  
572 section to read as follows:

573 **Public Animal Contact Requirements for Animal Shelters.**

574 A. The owner or operator of any animal shelter, including satellite adoption  
575 facilities, shall provide readily accessible public handwashing facilities with hot and cold  
576 running water, disinfectant hand wipes, or hand sanitizers. The animal shelter operator  
577 shall notify patrons, by means of conspicuous signage or other methods as approved by  
578 the director, to wash their hands after handling any of the animals at the facility.

579 B. Cats, dogs, and ferrets displayed or housed in group settings accessible to the  
580 public shall be vaccinated for rabies.

581 C. Kittens, puppies, and ferrets not age-eligible for rabies vaccination shall not be  
582 permitted in open-access public interaction areas. Such animals may be shown  
583 individually in staff-supervised settings designed to limit public contact and reduce  
584 disease transmission risk.

585 D. Animals housed in group settings that are accessible to the public shall be  
586 monitored for signs of illness and injury. Any animal exhibiting signs of illness or injury  
587 shall be promptly removed from public access and be evaluated and provided with  
588 veterinary care as appropriate.

589 E. Facilities that house animals overnight shall maintain a dedicated individual  
590 enclosure for each animal present at the facility to allow for separation from other  
591 animals when necessary. This enclosure must be in addition to enclosures maintained for  
592 isolation or quarantine.

593 SECTION 18. R&R 09-07, Section 26, and BOH 8.03.240 are hereby amended  
594 to read as follows:

595 **Animal health, care, and disease prevention standards for pet boarding**  
596 **facilities and pet daycare facilities.** ~~((A pet daycare facility))~~ The owner or operator of  
597 a pet boarding facility or pet daycare facility shall, for animal health, care, and disease  
598 prevention:

599 A.1. Provide proper food, ~~((and))~~ potable water, shelter, and opportunities for  
600 exercise to the animals, according to the needs of the species;

601 2. Maintain written, up-to-date logs of food, water, care, and medications  
602 provided to the animals;

603 B.1. Immediately separate sick or significantly injured animals and those  
604 suspected of having a contagious disease from those appearing healthy and normal;

605 2. Keep animals suspected of having a contagious disease in a designated  
606 ~~((separation))~~ area with adequate ventilation ~~((in order))~~ to avoid exposure to other  
607 animals or people, consistent with the facility's isolation plan; ~~((and))~~

608           3. Ensure that only designated staff trained in infection control procedures as set  
609 forth in the basic infection control plan required under this chapter attend to animals held  
610 in the designated separation area, and that sick and injured animals and those suspected  
611 of having a contagious disease are released to their owners or receive veterinary care as  
612 soon as possible after the illness or injury is discovered; and

613           4. Provide care managed by a veterinarian for sick or injured animals within  
614 twenty-four hours.

615           C. Before admission of a dog, cat, or ferret four months of age or older, obtain a  
616 copy of a valid rabies certificate or other verification from a licensed veterinarian (~~or~~  
617 ~~written acknowledgment from the pet owner~~)), that the animal is currently immunized  
618 against rabies in accordance with the King County Board of Health Rabies Regulations,  
619 BOH chapter 8.04;

620           D. At all times that animals are allowed to commingle (~~for the purposes of play~~  
621 ~~or exercise~~)), ensure that the group housing standards in section 9 of this rule and  
622 regulation are followed; (~~there is direct supervision by a sufficient number of trained~~  
623 ~~employees responsible for the management of the playgroup. For the purpose of this~~  
624 ~~subsection D., active engagement in grooming or the viewing of animals by video camera~~  
625 ~~does not qualify as direct supervision of pets in commingled groups. Direct supervision~~  
626 ~~includes:~~

627           ~~1. Maintaining a person in charge present at all times that any pet animal is~~  
628 ~~present at the establishment;~~

629 ~~–2. Maintaining the presence of a sufficient number of employees equipped to~~  
630 ~~immediately remove animal feces, urine or other bodily fluids followed by cleaning and~~  
631 ~~disinfection of any soiled area; and~~

632 ~~–3. Limiting the number of animals that may be maintained in a common play area~~  
633 ~~in order to prevent overcrowding and reduce the risk of zoonotic disease transmittal.))~~

634 E. Ensure that when pets are boarded overnight or present on days when the pet  
635 ~~((daycare facility))~~ business is closed to the public, the pets are fed and watered, and  
636 cleaning is performed as necessary to reduce the risk of zoonotic disease transmittal ((:  
637 ~~When pets are boarded overnight or present on days when the pet daycare facility is~~  
638 ~~closed, pets may be commingled only if the owner or operator is present to provide direct~~  
639 ~~supervision as is required during business hours)); and~~

640 F. Not offer pet adoption services, pet grooming services, or sales of pets unless  
641 the ~~((facility))~~ pet business has obtained a public health permit for these services in  
642 accordance with this title, as applicable.

643 SECTION 19. R&R 09-07, Section 28, and BOH 8.03.260 are hereby amended  
644 to read as follows:

645 **Animal health, care, and disease prevention standards for animal shelters.**

646 The animal shelter owner or operator shall, for animal health, care, and disease  
647 prevention:

648 A. Provide proper food, ~~((and))~~ potable water, shelter, and opportunities for  
649 exercise to the animals, according to the needs of the species, and provide cats with a  
650 litter pan;

651 B.1. Immediately separate sick or significantly injured animals and those  
652 suspected of having a contagious disease from those appearing healthy and normal;

653 2. Keep animals suspected of having a contagious disease in isolation quarters  
654 with adequate ventilation and care to keep from exposing other animals or visitors to the  
655 shelter; and

656 3. Ensure that only designated staff trained in infection control procedures  
657 attend to animals held in isolation;

658 4. Provide care managed by a veterinarian for sick or injured animals within  
659 twenty-four hours.

660 C. Ensure that sick or injured animals are offered for adoption or foster care only  
661 after disclosing the animal's condition and providing recommendations for proper  
662 treatment including veterinary care;

663 D. Before releasing a dog, cat, or ferret four months of age or older for adoption  
664 or foster care, ensure that the animal is currently immunized against rabies in accordance  
665 with the King County Board of Health Rabies Regulations, BOH Chapter 8.04;

666 E. At all times when the animal shelter is open to the public, ensure a person in  
667 charge is present at the establishment and responsible for the care and welfare of the pets.  
668 The person in charge, or other employee or employees under the supervision of the  
669 person in charge, shall feed, water, and perform necessary cleaning on all days the animal  
670 shelter is closed to the public, or as may be required by the director;

671 F. At all times that animals are allowed to commingle (~~for the purposes of play~~  
672 ~~or exercise~~), ensure that the group housing standards in section 9 of this rule and  
673 regulation are followed; (~~there is direct supervision by a sufficient number of trained~~

674 ~~employees responsible for the management of the playgroup. For the purpose of this~~  
675 ~~subsection F., active engagement in grooming or the viewing of animals by video camera~~  
676 ~~does not qualify as direct supervision of pets in commingled groups. Direct supervision~~  
677 ~~includes:~~

678 ~~1. Maintaining a person in charge present at all times that any pet animal is~~  
679 ~~present at the establishment;~~

680 ~~2. Maintaining the presence of a sufficient number of employees equipped to~~  
681 ~~immediately remove animal feces, urine or other bodily fluids followed by cleaning and~~  
682 ~~disinfection of any soiled area; and~~

683 ~~3. Limiting the number of animals that may be maintained in a common play~~  
684 ~~area or in playgroups in order to prevent overcrowding and reduce the risk of zoonotic~~  
685 ~~disease transmittal.))~~

686 G. Not offer commercial overnight boarding, pet daycare services, or pet  
687 grooming services unless the animal shelter has obtained a public health permit for these  
688 services in accordance with the requirements of this title, as applicable.

689 SECTION 20. R&R 09-07, Section 29, and BOH 8.03.270 are hereby amended  
690 to read as follows:

691 **Animal health, care, and disease prevention standards for pet grooming**  
692 **services.** The owner or operator of a pet grooming service shall, for animal health, care,  
693 and disease prevention:

694 A. Not leave pets unattended before a hot air dryer and care must be taken when  
695 using dryers to prevent burning;

696 B. Tether in a manner that the tethered animal cannot become entangled with  
697 other pet animals and other objects, and designed to prevent the pet from falling or being  
698 hanged. The tether or grooming loop, or both, must be attached to the dog by means of a  
699 well-fitted and nontightening collar or loop and the other end attached to a solid  
700 attachment. All tethering chains and grooming loops shall have a swivel. Grooming  
701 loops, tethers, or muzzles may be used only under constant direct human supervision;

702 C. Clean and disinfect grooming equipment including but, not limited to, clipper  
703 blades, combs, and brushes, after each pet has been groomed;

704 D. Immediately separate pets admitted for grooming services and found to be  
705 sick or significantly injured, and those suspected of having a contagious disease, from  
706 those appearing healthy and normal. The animals found to be sick or significantly  
707 injured, and those suspected of having a contagious disease, shall be released to their  
708 owners or receive veterinary care as soon as possible after the illness or injury is  
709 discovered;

710 E. Before admission of a dog, cat, or ferret four months of age or older, obtain a  
711 copy of a valid rabies certificate or other verification from a licensed veterinarian (~~(or~~  
712 ~~written acknowledgment from the pet owner,)) that the animal is currently immunized  
713 against rabies in accordance with the King County Board of Health Rabies Regulations,  
714 BOH chapter 8.04, except that verification or acknowledgment of rabies vaccination is  
715 waived at facilities where animal grooming or bathing is performed only by pet owners;~~

716 F. At all times that the pet grooming services facility is open to the public or in  
717 use, ensure a person in charge is present at the facility and responsible for the care and  
718 welfare of the pets;

719 G. Ensure that pet animal holding or drying areas (~~so that they~~) are large  
720 enough to allow the animals to stand, lie down, ~~(and)~~ turn around, and have access to  
721 water;

722 H. Ensure that (~~eages~~) enclosures and grooming areas such as tables, benches,  
723 and tubs are structurally sound and maintained in good repair; and

724 I. Not offer overnight boarding, pet daycare services, pet adoption services, or  
725 sales of pets unless the pet grooming business has obtained a public health permit for  
726 these services in accordance with this title, as applicable.

727 SECTION 21. R&R 09-07, Section 30, and BOH 8.03.280 are hereby amended  
728 to read as follows:

729 **Recordkeeping requirements for (~~commercial kennels~~) pet boarding**  
730 **facilities, pet daycare facilities, and animal shelters.**

731 A. The owner or operator of a (~~commercial kennel~~) pet boarding facility, pet  
732 daycare facility, or animal shelter shall maintain (~~written~~) records as applicable and as  
733 described in this section. The owner or operator shall include the following information  
734 in the (~~written~~) records:

- 735 1. Dates of attendance;
- 736 2. Owners address and telephone number;
- 737 3. Type of animal, including breed;
- 738 4. Animal's name;
- 739 5. Date or dates of rabies vaccinations (~~or owner's written acknowledgment of~~  
740 ~~current rabies vaccination~~));

741 6. Dates of any bite inflicted by the animal to another animal or human, or  
742 animal bite received by the animal at the facility; ~~((and))~~

743 7. Any illness or injury requiring the animal to be placed into the isolation area  
744 or removed from the premises for veterinary care ~~((-))~~; and

745 8. Date of sale or other disposition.

746 B. The owner or operator of any animal shelter shall maintain ~~((written))~~ records  
747 for each animal attending the shelter, including the following:

- 748 1. Date of adoption, rescue, or placement into foster care, as applicable;
- 749 2. Name, address, and telephone number of the owner or the person adopting,  
750 rescuing, or fostering the pet, as applicable;
- 751 3. Type of animal, including breed if applicable;
- 752 4. Animal's name, if applicable;
- 753 5. Shelter identification number and tattoo, microchip, or bird leg band number,  
754 as applicable;
- 755 6. Date or dates of rabies vaccination or vaccinations, as applicable under BOH  
756 chapter 8.04;
- 757 7. Dates of any known or suspected zoonotic disease occurrence;
- 758 8. Bite inflicted or received by the animal; and
- 759 9. ~~((Any))~~ All veterinary records and records of any illness or injury requiring

760 the animal to be placed into the isolation area or removed from the premises for  
761 veterinary care.

762 C. The owner or operator of any ~~((commercial kennel))~~ pet boarding facility, pet  
763 daycare facility, or animal shelter shall maintain at the establishment all ~~((written))~~

764 records required by this section for not less than three hundred sixty-five days after the  
765 date of release of the animal from the establishment, and make all such records available  
766 to the director for examination upon request.

767 SECTION 22. R&R 09-07, Section 31, and BOH 8.03.290 are hereby amended  
768 to read as follows:

769 **Pet food retail business sanitation standards.** The pet food retail business  
770 owner or operator shall:

771 A. Maintain all areas where equipment, supplies, and food for pets are stored in a  
772 clean and sanitary condition and free from insects and rodents; and

773 B. Maintain a sink with hot and cold running water, soap, and a means for drying  
774 hands, conveniently available at all times.

775 SECTION 23. R&R 09-07, Section 33, and BOH 8.03.310 are hereby amended  
776 to read as follows:

777 **Pet food retail business sales of uncooked or partially cooked animal derived**  
778 **pet foods or treats not requiring refrigeration or freezing.** For the purpose of this  
779 section, uncooked or partially cooked animal derived pet foods and treats not requiring  
780 refrigeration or freezing are those that are cured, dried, dehydrated, or smoked and  
781 include but are not limited to pig ears, beef hooves, dried tendons, smoked bones, chicken  
782 or salmon jerky, and freeze dried seafood, meat, or animal organs. The pet food retail  
783 business owner or operator shall:

784 A. Provide tongs, scoops, disposable gloves, or other methods approved by the  
785 director to minimize bare hand contact with unwrapped uncooked or partially cooked  
786 animal derived pet foods or treats offered for sale from bins, baskets, or other open

787 containers, and provide plastic bags, waxed paper bags, or other approved means for  
788 customers to carry and transport the foods or treats;

789 B. Ensure that preschool age children do not have direct access to unwrapped,  
790 uncooked, or partially cooked animal derived pet foods or treats, including by ensuring  
791 that any open bins, baskets, or other open containers of such pet foods or treats are ~~((out  
792 of reach of preschool age children))~~ at least three feet off the ground;

793 C. Ensure that uncooked or partially cooked animal derived pet foods and treats  
794 not requiring refrigeration or freezing offered for sale are clearly designated as pet or  
795 animal food; and

796 D. Ensure that the following safe handling instructions, or the equivalent as  
797 approved by the director for uncooked or partially cooked animal derived pet foods or  
798 treats, are printed in a clearly visible manner on the product package, provided in writing  
799 to the purchaser, or displayed on a readily visible sign in the area of the establishment  
800 where the product is sold:

801 1. Always wash hands with soap and water after handling pet food or treats to  
802 help prevent illness.

803 2. People with immune deficiencies and preschool age children should not  
804 handle this product.

805 SECTION 24. R&R 09-07, Section 34, as amended, and BOH 8.03.320 are  
806 hereby amended to read as follows:

807 **Emergency occurrence - ceasing operations and reporting.** The pet ~~((shop,  
808 commercial kennel, pet daycare facility, animal shelter, pet grooming service, poultry  
809 retail business or pet food retail))~~ business owner or operator shall immediately

810 discontinue operations and notify the director upon receiving notice of an emergency at  
811 the facility such as fire, flood, extended interruption of electrical or water service, sewage  
812 backup, misuse of poisonous or toxic materials, onset of an apparent zoonotic disease  
813 outbreak, gross insanitary occurrence, or condition or other circumstance that may  
814 endanger public health, except that the pet (~~shop, commercial kennel, pet daycare~~  
815 ~~facility, animal shelter, pet grooming service, poultry retail business or pet food retail~~)  
816 business owner or operator is not required to discontinue operations in an area of an  
817 establishment that is unaffected by the emergency.

818 SECTION 25. R&R 09-07, Section 35, as amended, and BOH 8.03.330 are  
819 hereby amended to read as follows:

820 **Variance.** A. The director may grant a variance to the pet (~~shop, commercial~~  
821 ~~kennel, pet daycare facility, animal shelter, pet grooming service, poultry retail business~~  
822 ~~or pet food retail~~) business owner or operator by modifying or waiving the requirements  
823 of this chapter if in the opinion of the director a health hazard will not result from the  
824 variance. The applicant for a variance shall submit application in writing and shall  
825 include:

- 826 1. A statement of the proposed variance of the code requirement citing relevant  
827 code section numbers; and
- 828 2. A statement of the rationale for how the potential public health hazards  
829 addressed by the relevant code sections will be alternatively addressed by the proposal,  
830 and shall include documentation or other relevant evidence in support of the rationale.

831 B. Any variance granted or denied by the director shall be in writing and shall  
832 include:

- 833                   1. A statement of the proposed variance of the code requirement citing  
834 relevant code section numbers; and
- 835                   2. As applicable, any conditions or other requirements the director determines  
836 necessary so that the relevant code sections waived or modified will be alternatively  
837 addressed (~~in order~~) to protect the public against a health hazard.

838                   SECTION 26. R&R 09-07, Section 36, as amended, and BOH 8.03.340 are  
839 hereby amended to read as follows:

840                   **Permit requirement.**

841                   A. Except as provided in subsection F. of this section, it is unlawful to maintain  
842 or operate a pet (~~shop, commercial kennel, pet daycare facility, animal shelter, pet~~  
843 ~~grooming service, poultry retail business or pet food retail~~) business without a valid pet  
844 (~~shop, commercial kennel, pet daycare facility, animal shelter, pet grooming service,~~  
845 ~~poultry retail business or pet food retail~~) business operating permit issued by the  
846 director. Each permit is valid only for the location or establishment and owner for which  
847 it is issued. A separate permit shall be obtained for each separate pet shop, (~~commercial~~  
848 ~~kennel~~) pet boarding facility, pet daycare facility, animal shelter, pet grooming service,  
849 poultry retail business, or pet food retail business establishment or location.

850 Veterinarians shall obtain the required licenses for any service other than one which by  
851 law may be performed only by a veterinarian. However, such a license shall not be  
852 required for the veterinarian's possession of animals solely for the purposes of veterinary  
853 care.

854 B. The director shall designate each pet shop as an aquarium only or as a  
855 standard pet shop based on the following categories of animals or other items offered for  
856 trade, transfer, adoption, or sale:

857 1. Pet shop - aquarium only: Aquariums, with no other nonaquatic animals  
858 offered for trade, transfer, adoption, or sale. Establishments that sell only fish and  
859 invertebrates do not require a permit.

860 2. Pet shop - standard: All animal trades, transfers, adoptions or sales not  
861 qualifying as aquarium only pet shop operations, excluding animal shelters, poultry retail  
862 businesses and any facilities that hold animals for not more than twenty-four hours before  
863 the animals are sold, auctioned, adopted, traded, or donated and removed from the  
864 premises.

865 C. The director shall designate each animal shelter as a Category 1, Category 2,  
866 ~~((or))~~ Category 3, or Category 4 animal shelter based on the following criteria:

867 1. Category 1: Animal shelter performing not more than one thousand five  
868 hundred animal adoptions per calendar year, but not including a Category 3 animal  
869 shelter;

870 2. Category 2: Animal shelter performing more than one thousand five hundred  
871 animal adoptions per calendar year, but not including a Category 3 animal shelter; ~~((and))~~

872 3. Category 3: Animal shelter operating a satellite pet adoption facility in a  
873 permitted pet shop, ~~((commercial kennel))~~ pet boarding facility, pet daycare facility, pet  
874 grooming service or pet food retail business in King County; and

875 4. Category 4: Animal shelter performing not more than five hundred animal  
876 adoptions per calendar year that offers or distributes for adoption as pets only small, non-

877 canine, and non-feline mammals, including but not limited to ferrets, rabbits, hamsters,  
878 hedgehogs, gerbils, chinchillas, rats, or mice.

879 D. Except as otherwise provided in this chapter, each pet (~~(shop, commercial~~  
880 ~~kennel, pet daycare facility, animal shelter, pet grooming service, poultry retail business~~  
881 ~~or pet food retail)) business operating permit is an annual permit and shall expire on the~~  
882 date established by the director.

883 E. Permits are the property of the director. The pet (~~(shop, commercial kennel,~~  
884 ~~pet daycare facility, animal shelter, pet grooming service, poultry retail business or pet~~  
885 ~~food retail)) business owner or operator shall display each permit issued under this~~  
886 chapter conspicuously in the public entry for the establishment for which it is issued  
887 ~~((unless the permit is expired or is suspended or revoked)).~~ The director may suspend or  
888 revoke a permit for violations of this chapter, including nonpayment of fees and  
889 penalties, in accordance with BOH chapter 1.08. The owner or operator shall remove  
890 from display any expired, suspended, or revoked permit.

891 F. A pet food retail business operating permit is not required for the sale of  
892 canned or other fully cooked pet foods or treats. The holder of a current food  
893 establishment permit under BOH Title 5 is not required to obtain a separate pet food  
894 retail business permit for the sale of uncooked or partially cooked animal derived pet  
895 foods or treats.

896 SECTION 27. R&R 09-07, Section 37, as amended, and BOH 8.03.350 are  
897 hereby amended to read as follows:

898 **Plan review application process.**

899 A. Except as provided in subsection ~~((E.))~~ D. of this section, a pet ~~((shop,~~  
900 ~~commercial kennel, pet daycare facility, animal shelter or pet grooming service))~~  
901 business permit applicant or permit holder shall submit to the director a plan review  
902 application, including completed plans and specifications, before ~~((a))~~ the pet ~~((shop,~~  
903 ~~commercial kennel, pet daycare facility, animal shelter or pet grooming service))~~  
904 business is constructed or an existing structure is converted for use as a pet ~~((shop,~~  
905 ~~commercial kennel, pet daycare facility, animal shelter or pet grooming service.))~~  
906 business. If an existing pet ~~((shop, commercial kennel, pet daycare facility, animal~~  
907 ~~shelter or pet grooming service))~~ business is being or has been remodeled, or has not  
908 operated as a pet business for more than a year, the owner or operator shall notify the  
909 director of the proposed remodel or reopening and shall submit to the director a  
910 completed plan review application if the director determines that review of plans and  
911 specifications is necessary to ensure compliance with this chapter.

912 B. The applicant or permit holder shall submit the plan review application at least  
913 thirty days before the date planned for opening the pet ~~((shop, commercial kennel, pet~~  
914 ~~daycare facility, animal shelter or pet grooming service,))~~ business unless a different  
915 period is approved by the director. The applicant shall pay the applicable plan review fees  
916 at the time the plan review application is submitted.

917 C. ~~((The pet shop owner or operator shall include the following information in~~  
918 ~~the plans and specifications:~~

919 ~~—1. Types of animals kept and sold, including types and quantities of foods stored~~  
920 ~~and provided for the animals;~~

921 ~~–2. Proposed indoor and outdoor facility layout, including mechanical~~  
922 ~~equipment, heating, lighting, plumbing, and provisions for isolation room or area, and~~  
923 ~~construction schedule;~~

924 ~~–3. Description of and types of material used for walls, floors, fencing, kennels,~~  
925 ~~runs, animal enclosures, sinks and drains and dimensions of any animal enclosures;~~

926 ~~–4. Description of types of waste disposal, including dead animals, sewage~~  
927 ~~disposal and indoor and outdoor animal waste disposal; and~~

928 ~~–5. Other information the director may require for review of the proposed~~  
929 ~~construction, conversion or remodeling to ensure compliance with this chapter.)~~

930 The ((commercial kennel, pet daycare facility, animal shelter or pet grooming  
931 service)) pet business owner or operator shall include the following information in the  
932 plans and specifications, as applicable:

933 1. Types of animals kept ((~~or served~~)), sold, or cared for at the facility,  
934 including types and quantities of foods stored and provided for the animals;

935 2. Proposed indoor and outdoor facility layout, including mechanical  
936 equipment, heating, lighting, plumbing, provisions for isolation ((~~room or area~~)) (except  
937 mobile grooming units), and construction schedule;

938 3. Description of and types of material used for walls, floors, fencing, kennels,  
939 runs, animal enclosures, sinks, and drains, and dimensions of any animal enclosures;

940 4. Description of types of waste disposal, including dead animals, sewage  
941 disposal, and indoor and outdoor animal waste disposal; and

942 5. Other information the director may require for review of the proposed  
943 construction, conversion or remodeling to ensure compliance with this chapter.

944 ~~((E.))~~ D. Plan review application submittal is not required for a pet food retail  
945 business or an aquarium only pet shop.~~((or for any facility that sells, auctions, adopts,~~  
946 ~~trades or donates poultry and no other animals.))~~

947 E. Approval of pet business plans shall expire one year from the date of approval  
948 unless an extension is granted by the director. Upon expiration of plan approval, the  
949 applicant shall submit a new application with applicable fees for review and approval.

950 SECTION 28. R&R 09-07, Section 38, and BOH 8.03.360 are hereby amended  
951 to read as follows:

952 **Permit application process.**

953 A. The pet ~~((shop, commercial kennel, pet daycare facility, animal shelter, pet~~  
954 ~~grooming service or pet food retail))~~ business owner or operator shall, after receiving  
955 approval of plans if applicable, submit a permit application ~~((in writing,))~~ on a form  
956 provided by the director, at least thirty calendar days before the date planned for opening  
957 the facility, or the expiration date of the current permit for an existing facility unless a  
958 different period is approved by the director. The application shall include:

959 1. The name, mailing address, telephone number, and signature of the person  
960 applying for the permit and the name, mailing address, telephone number, and location of  
961 the pet ~~((shop, commercial kennel, pet daycare facility, animal shelter, pet grooming~~  
962 ~~service or pet food retail))~~ business;

963 2. The name, mailing address, and telephone number of ~~((the))~~ the legal owner of  
964 the pet ~~((shop or pet food retail))~~ business, whether it be an association, corporation,  
965 individual, partnership, or other legal entity; and the local resident agent if one is required  
966 based on the type of legal ownership;

967 3. For a new pet (~~((shop, commercial kennel, pet daycare facility, animal shelter,~~  
968 ~~pet grooming service or pet food retail))~~ business, or for a change of ownership of an  
969 existing facility, a written basic infection control plan as required by this chapter;

970 4. For a new pet shop or poultry retailer, or for a change of ownership of a pet  
971 shop or poultry retailer, information specifying the types of animals to be offered for sale,  
972 exchange, or adoption, and whether the pet shop or poultry retailer will offer for sale  
973 uncooked or partially cooked animal derived pet foods or pet treats;

974 5. For a new (~~(commercial kennel))~~ pet boarding facility, pet daycare facility,  
975 animal shelter, or pet grooming service, or for a change of ownership, information  
976 specifying the types of animals to be admitted to the facility, and whether the facility will  
977 offer for sale uncooked or partially-cooked animal derived pet foods or pet treats;

978 6. A statement signed by the applicant that attests to the accuracy of the  
979 information provided in the application; and

980 7. Other information required by the director to ensure compliance with this  
981 chapter.

982 B. The applicant shall pay the applicable permit (~~(and plan review))~~ fees at the  
983 time the application is submitted.

984 C. The director may issue a new or renewal permit to the applicant or may issue a  
985 permit to a new owner of an existing pet (~~((shop, commercial kennel, pet daycare facility,~~  
986 ~~animal shelter, pet grooming service or pet food retail))~~ business after a properly  
987 completed application is submitted, all outstanding fees are paid, the application is  
988 reviewed and approved, any required plan review application is submitted and approved,

989 and the director has determined the pet (~~((shop or pet food retail))~~) business to be in  
990 compliance with this chapter.

991 D. The director may deny the permit application or permit renewal if the  
992 applicant has any outstanding moneys owed to the Seattle-King County Department of  
993 Public Health for permit fees, renewal fees, late fees, checks returned by the bank, civil  
994 penalties, or other miscellaneous fees.

995 E. If an application for a permit to operate is denied, the director shall provide the  
996 applicant with a notice that includes the reasons and code citations for the permit denial.

997 SECTION 29. R&R 09-07, Section 39, and BOH 8.03.370 are hereby amended  
998 to read as follows:

999 **Inspections.**

1000 A. After presenting identification credentials, the director is authorized to enter  
1001 and conduct inspections of any pet (~~((shop, commercial kennel, pet daycare facility,  
1002 animal shelter, pet grooming service or pet food retail))~~) business during normal business  
1003 hours, hours of operation, and other reasonable times to determine compliance with and  
1004 enforce this chapter, including the conditions of a permit or variance. The facility owner  
1005 or operator shall allow the director to enter and inspect the establishment, and the  
1006 establishment's records required to be maintained under this chapter, to determine  
1007 compliance with and enforce this chapter, including the conditions of a permit or  
1008 variance. The director is also authorized to enter any pet (~~((shop, commercial kennel, pet  
1009 daycare facility, animal shelter, pet grooming service or pet food retail))~~) business for the  
1010 purpose of providing information and education to facility personnel, including written

1011 materials and consultation on good sanitation practices and methods to prevent the spread  
1012 of zoonotic disease.

1013 B. The director shall document on an inspection form:

1014 1. Administrative information about the pet (~~((shop, commercial kennel, pet~~  
1015 ~~daycare facility, animal shelter, pet grooming service or pet food retail))~~ business name,  
1016 location, name of owner or operator, inspection date, and permit status;

1017 2. The director's inspection findings, including factual observations of  
1018 violations, nonconformance with this chapter, or other substandard conditions that require  
1019 correction by the permit holder;

1020 3. Failure of any owner, operator, or employee of the pet (~~((shop, commercial~~  
1021 ~~kennel, pet daycare facility, animal shelter, pet grooming service or pet food retail))~~  
1022 business to allow the director access to the premises, or to the facility's records, for  
1023 purposes of determining compliance with and enforcing this chapter;

1024 4. Notification of any violations requiring correction, including the time frame  
1025 for completing the corrections;

1026 5. Notification that an opportunity for an office conference to review the  
1027 inspection findings will be provided if a written appeal of the inspection report is  
1028 submitted within ten days following ~~((the date))~~ receipt of the inspection report; and

1029 6. Other information the director deems necessary to include on the inspection  
1030 report.

1031 C. ~~((At the conclusion of the inspection, the))~~ The director shall furnish the  
1032 owner or operator of the pet (~~((shop, commercial kennel, pet daycare facility, animal~~

1033 ~~shelter, pet grooming service or pet food retail~~) business with a ((duplicate)) copy of the  
1034 completed inspection report.

1035 SECTION 30. R&R 09-07, Section 41, and BOH 8.03.390 are hereby amended  
1036 to read as follows:

1037 **Violation.** It is unlawful for any owner, operator, or employee of a pet (~~shop,~~  
1038 ~~commercial kennel, pet daycare facility, animal shelter, pet grooming service or pet food~~  
1039 ~~retail~~) business to fail to comply with this chapter or any order of the director issued to  
1040 carry out or enforce this chapter.

1041 SECTION 31. The following are hereby repealed:

- 1042 A. R&R 09-07, Section 20, and BOH 8.03.180;
- 1043 B. R&R 09-07, Section 22, and BOH 8.03.200;
- 1044 C. R&R 09-07, Section 24, and BOH 8.03.220;
- 1045 D. R&R 09-07, Section 25, and BOH 8.03.230; and
- 1046 E. R&R 09-07, Section 27, and BOH 8.03.250.

1047 SECTION 32. Severability. If any provision of this rule or its application to any  
1048 person or circumstance is held invalid, the remainder of the rule or the application of the  
1049 provision to other persons or circumstances is not affected.

1050 SECTION 33. Effective date. This rule takes effect XXXXXXXX.

1051