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AB-1901 Dog training services: disclosure requirement. (2021-2022)

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Assembly Bill No. 1901

CHAPTER 276

An act to add Chapter 12.5 (commencing with Section 122395) to Part 6 of Division 105 of the Health and Safety Code, relating to dog training.

[Approved by Governor September 13, 2022. Filed with Secretary of State September 13, 2022.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1901, Nazarian. Dog training services: disclosure requirement.

Existing law establishes procedures, as administered by the State Department of Public Health, for the care and maintenance of pets boarded at a pet boarding facility, including, but not limited to, sanitation, provision of enrichment for the pet, health of the pet, and safety. Existing law similarly regulates the sale of dogs by pet breeders.

This bill would require a dog trainer, as defined, to disclose in writing to a purchaser of dog training services at the time of purchase, any civil judgments related to the dog trainer's services, and any criminal animal cruelty convictions against the dog trainer or an employee, as specified. The bill would require the dog trainer and the purchaser to sign the written disclosure. The bill would expressly authorize a person to bring a civil action for damages arising from a violation of the requirements related to that written disclosure.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Chapter 12.5 (commencing with Section 122395) is added to Part 6 of Division 105 of the Health and Safety Code, to read:

CHAPTER 12.5. Dog Training

122395. This chapter shall be known, and may be cited, as the Dog Trainer Sufficiency Act.

122395.1. The following definitions apply for purposes of this chapter:

(a) "Dog trainer" or "trainer" means a person, firm, partnership, corporation, or other association that sells, offers, or provides dog training services on the premises of the person, firm, partnership, corporation, or other association, or from any other location, but does not include a person as defined in subdivision (a) of Section 7201 of the Business and Professions Code.

(b) "Dog training" means the training or behavior modification of dogs or serving as a dog behavior consultant, when performed for a fee, salary, or other form of compensation.

(c) "Person" means an individual, partnership, firm, limited liability company, joint stock company, corporation, association, trust, estate, or other legal entity.

(d) "Purchaser" means any person who purchases dog training services.

122395.2. (a) A dog trainer shall deliver to a purchaser of dog training services at the time of purchase of the dog training services, a written disclosure containing all of the following:

(1) The trainer's name and address.

(2) Any civil judgments related to the dog trainer's services, or a statement that no judgments exist.

(3) Any criminal animal cruelty convictions against the dog trainer or an employee of a dog trainer that will be providing the dog training services to the purchaser, or a statement that no convictions exist.

(b) The written disclosure made pursuant to this section shall be signed by the trainer certifying the accuracy of the statement, and by the purchaser of the training services acknowledging receipt of the statement.

(c) A person may bring a civil action in a court of competent jurisdiction for damages arising from a violation of this section.