

Laws and Regulations Relating to

CONTROL OF PET BIRDS

Excerpts from the

California Health and Safety Code

and the

California Code of Regulations



**CALIFORNIA DEPARTMENT OF PUBLIC HEALTH
DIVISION OF COMMUNICABLE DISEASE CONTROL
INFECTIOUS DISEASES BRANCH
VETERINARY PUBLIC HEALTH SECTION
1616 CAPITOL AVENUE, M/S 7308
P. O. BOX 997377
SACRAMENTO, CA 95899-7377**

California Health and Safety Code

121745. (a) Whenever the director finds that psittacosis, or any other diseases transmissible to man from pet birds, have become a public health hazard to the extent that control measures are necessary or desirable, the department shall adopt additional regulations as it deems necessary for the public health; and these regulations shall apply to all pet birds whether or not of a species otherwise regulated under this chapter. These regulations shall be adopted in accordance with Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

(b) This section shall not be operative during the 1993-94 fiscal year.

121760. The violation of any of the provisions of this chapter shall constitute a misdemeanor.

121765. This chapter shall apply to all shell parakeets or budgerigars.

Title 17, California Code of Regulations

§ 2603. Control of Pet Birds.

(a) The department or local health officers may quarantine any species of pet birds imported into this State from states and countries where psittacosis or other diseases transmitted by pet birds to human beings have been reported by an official agency to be currently prevalent in pet birds. Such quarantine shall remain in effect until removed by the department, or local health officers, following proof that the quarantined birds are not infected with psittacosis or other diseases transmissible by pet birds to human beings.

(b) Whenever a pet bird or birds are suspected to be a source of human disease or a pet bird or birds are infected with a disease which is a potential source of human disease and, in the opinion of the department or local health officers, it is deemed necessary for the protection of the public, the pet bird or birds shall be quarantined. Such quarantine shall remain in effect until the quarantine authority has evidence that the quarantined bird or birds are not a hazard to the public's health. Such evidence may be obtained by the following actions:

(1) A sufficient number of birds, such numbers to be specified by the quarantine authority, are to be provided for laboratory testing in a laboratory approved by the department.

(2) If, upon completion of the necessary laboratory test no evidence is found that the birds are infected with a disease hazardous to human health, they may be released from quarantine. Such release shall be made only by the quarantine authority.

(3) If upon completion of the necessary laboratory test there is evidence that the bird or birds are infected with a disease hazardous to human health, the bird or birds shall remain under quarantine until the hazard has been eliminated to the satisfaction of the quarantine authority.

(4) If, following treatment methods or other methods which may be used to eliminate the hazard in the quarantined bird or birds, the quarantine authority finds that the hazard to humans no longer exists, it may release the bird or birds from quarantine.

(5) The owner of the quarantined bird or birds shall have the option to destroy the quarantined bird or birds if he so desires. In such case the quarantine will be lifted following evidence that the infected premises are thoroughly disinfected.

NOTE: Authority cited: Sections 100275 and 121745, Health and Safety Code.
Reference: Section 121745, Health and Safety Code.

History

1. Amendment of subsections (a)(3), (a)(4), (d) and (k) filed 12-15-67; effective thirtieth day thereafter (Register 67, No. 50). For prior history, see Register 65, No. 22.
2. Amendments of subsection (d) filed 8-10-70; effective thirtieth day thereafter (Register 70, No. 33).
3. Amendment of subsections (a) and (f) filed 11-20-85; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 85, No. 47).
4. Change without regulatory effect of NOTE (Register 86, No. 32).
5. Change without regulatory effect repealing subsections (a)-(l), relettering subsections, and amending NOTE filed 1-28-99 pursuant to section 100, title 1, California Code of Regulations (Register 99, No. 5).

§ 2603.5. Control of Psittacine Birds.

NOTE: Authority cited: Sections 100275 and 121725, Health and Safety Code.

History

1. New section filed 11-2-55 as an emergency; effective upon filing (Register 55, No. 16).
2. Repealer filed 12-19-55; effective thirtieth day thereafter (Register 55, No. 18).