



Direct Licensing of Sodium Pentobarbital State Laws

July 2009

State	Citation	Facilities Covered	Enacted
Alabama	Ala. Code § 34-29-130 to § 34-29-134	any facility approved by the State Board of Veterinary Medical Examiners that operates for the collection and care of stray, neglected, abandoned, or unwanted dogs and cats, or a federally licensed wildlife rehabilitation center	2004
Alaska	A.S. § 08.02.050	animal control agency of a municipality or recognized governmental entity or an entity that has contracted with such to perform animal control or animal euthanasia services	2002
Arizona ¹	A.R.S. § 3-1213	county, city or town pound	1981, amended 1990, 2007
California ²	Cal Bus & Prof Code § 4840 (c)	animal control shelter and its agencies or humane society	1997
Colorado	CRSA § 12-22-304 (3b)	humane society 5 years old or government animal control agency	1979, amended 2004
Delaware	3 Del.C. § 8002(c)	animal shelter	1985, amended 2007
Florida	F.S.A. § 828.055 (2)	county or municipal animal control agency or humane society registered with the Secretary of State	1979, amended 2007
Georgia ³	§ 4-11-5.1	animal shelters or other facilities which are operated for the collection and care of stray, neglected, abandoned, or unwanted animals	1990, amended 2007
Illinois	§ 510 ILCS 72/25	licensed animal control facility or animal shelter	2002
Indiana	IC § 35-48-3-2	humane society, animal control agency, or governmental entity operating an animal shelter or other animal impounding facility	1976, amended 1977
Kentucky	KRS § 321.207	certified animal control agency	1998
Louisiana	LSA-R.S. 40:1033	duly incorporated humane society contracted to perform animal control services by a parish or municipality or any parish or municipal animal control agency	1997, amended 2006
Maine	17 M.R.S.A § 1042	any licensed animal shelter	1995
Maryland	Md. Agriculture C. Ann. § 2-305	humane society	1973

1 AZ-The state veterinarian, in consultation with the director, shall establish procedures for county, city and town animal pounds, which do not have a licensed veterinarian on the staff to obtain and administer sodium pentobarbital

2 Section 4827 allows the use of sodium pentobarbital without a veterinarian by shelters and humane societies, but does not grant shelters access to the drugs. Section 4840 does grant veterinary technicians access to sodium pentobarbital.

3 This provision states that sodium pentobarbital is the exclusive method of euthanasia for shelters, and says a “lay person” who is not a veterinarian can perform euthanasia – but it doesn’t say that shelters have direct access to the drugs.

State	Citation	Facilities Covered	Enacted
Michigan	M.C.L.A. § 333.7333 (8)	any animal shelter or animal protection shelter registered by the department of agriculture or a class B dealer	1980, amended 2003
Montana	MCA § 37-18-604	law enforcement agency, a public or private animal control agency, or a humane society organized for the prevention of cruelty to animals	2003
Nebraska	Neb. Rev. St. § 54-2501 to 6	animal welfare organization	1999
Nevada	N.R.S. § 453.381	euthanasia technician	1995
New Jersey	N.J.S.A. § 24:21-11	incorporated humane society of licensed animal control facility	1979
New Mexico	NMSA § 77-1B-6.1	euthanasia technicians	2009
New York	McKinney's Public Health Law § 3305	duly authorized agent of an incorporated society for the prevention of cruelty to animals or municipal animal control facility	1987, amended 1992, 2008
Ohio	R.C. § 4729.531	animal shelters	1994
Oklahoma	4 Okl.St. Ann. § 502	an animal control officer registered by the Oklahoma Bureau of Narcotics and Dangerous Drugs Control	1981, amended 2000, 2003
Oregon	§ 475.190	humane society or animal control registered with the Board of Pharmacy	1983, amended 1995
Pennsylvania ⁴	3 P.S. § 328.6	humane society organization or animal control organization	1983
South Carolina	§ 47-3-420	animal shelter (public or private)	2000
Tennessee	T.C.A. § 63-12-141	animal control agency	1997, amended 1999
Texas	Tex. Health & Safety § 481.111	humane society or animal control agency	1981, amended 2003
Vermont	13 V.S.A. § 371	registered animal shelters	1989, amended 1993
Virginia	Va. Code Ann. § 54.1-3425	humane society	1972, amended 1988, 1990
Washington	RCWA § 69.50.310	humane society and animal control agency	1977, amended 1989
West Virginia	W.Va. Code § 30-10A-4 & § 30-10A-8	humane society, animal shelter or animal control facility	1998
Wyoming	W.S. § 33-30-216 and 219	Certified animal euthanasia technician sponsored or employed by a law enforcement agency whose duties include euthanizing unwanted, sick, injured or dangerous animals	2003, amended 2005, 2007

⁴ The PA State Board of Pharmacy invoked a loophole rendering this law ineffective; therefore, PA shelters are currently not able to access these drugs.