A bill to be entitled
An act relating to community cats; amending s. 828.27, F.S.; providing definitions; providing that release of a community cat by a community cat program is not abandonment or unlawful release of the cat under specified provisions; providing that counties and municipalities may enact ordinances relating to community cat programs to curtail community cat population growth; providing immunity for such ordinances; providing an exception; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraphs (c) through (g) of subsection (1) of section 828.27, Florida Statutes, are redesignated as paragraphs (f) through (j), respectively, new paragraphs (c), (d), and (e) are added to that subsection, a new subsection (7) is added to that section, and present subsection (7) of that section is amended, to read:

828.27 Local animal control or cruelty ordinances; penalty.—
(1) As used in this section, the term:
(c) "Community cat" means an outdoor, free-roaming cat that lacks visible owner identification.
(d) "Community cat caregiver" means any person other than an owner or custodian who provides food, water, or shelter to one or more community cats as part of a community cat program.
(e) "Community cat program" means a program in which an eligible cat is examined by a licensed veterinarian, sterilized, vaccinated for rabies and any other diseases deemed appropriate by the veterinarian, ear-tipped, then returned to the area where it was originally captured immediately after any recovery period as recommended by a veterinarian.

(7)(a) Community cats are considered a domestic animal under s. 585.01 and release of a community cat by a community cat caregiver associated with a community cat program is not abandonment or unlawful release of the cat under this chapter.

(b) A county or municipality may enact any ordinances necessary to establish a community cat program designed to curtail community cat population growth, and nothing in this subsection shall prevent any county or municipality from enacting such ordinances.

(8)(7) Nothing contained in this section does not shall prevent any county or municipality from enacting any ordinance relating to animal control or cruelty which is identical to the provisions of this chapter or any other state law, except as to penalty. However, no county or municipal ordinance relating to animal control or cruelty may shall conflict with the provisions of this chapter or any other state law. Notwithstanding the provisions of this subsection, the governing body of any county or municipality may is authorized to enact ordinances prohibiting or regulating noise from any domesticated animal, violation of which shall be punishable upon conviction by a fine not to exceed $500 or by imprisonment in the county jail for a period not to exceed 60 days, or by both such fine and
imprisonment, for each violation of such ordinance. This subsection does not apply to animals on land zoned for agricultural purposes.

Section 2. This act shall take effect upon becoming a law.