



Disqualifying Records

1320 Research Park Drive | Manhattan, KS 66502 | 785-564-6700 | agriculture.ks.gov

Kansas Department of Agriculture

Division of Animal Health

Kansas Pet Animal Act

Pursuant to K.S.A. 74-120 and Executive Order 18-13, the Kansas Department of Agriculture, Division of Animal Health, Animal Facilities Inspection Program provides the following information pertaining to specific civil and criminal records that could disqualify an applicant from receiving a license, certification, registration or permit issued by the Department.

The Kansas Pet Animal Act, specifically K.S.A. 47-1706, provides that the Animal Health Commissioner may refuse to issue, renew, suspend or revoke any license or permit issued by the Department pursuant to the Act. The list below identifies various violations which may result in the refusal to issue any license or permit issued by the Department. License categories that are subject to the list below include the following: animal breeder license, animal breeder and distributor license, animal distributor license, animal research facility license, animal shelter or pound license, boarding or training kennel license, hobby breeder license, out-of-state distributor license, pet shop license, rescue network license, retail breeder license, temporary pet shop license.

If you have questions regarding licensure, you should review the Kansas Pet Animal Act, K.S.A. 47-1701 *et seq.* or contact the Animal Facilities Inspection Program.

Additionally, you may contact the Kansas Department of Agriculture and petition for an informal written advisory opinion concerning whether your civil or criminal records will disqualify you from receiving a license, certification, registration or permit. See the Petition for Informal Advisory Opinion page for instructions on how to petition the Kansas Department of Agriculture for an informal written advisory opinion.

Statutory Reference	Violation
K.S.A. 47-1701 <i>et seq.</i>	Willful disregard of any provision of the Kansas Pet Animal Act or any rule and regulation adopted thereunder, or any willful aiding or abetting of another in the violation of any provision of the Kansas Pet Animal Act or any rule and regulation adopted thereunder
	Permitting any license or permit issued pursuant to the Kansas Pet Animal Act to be used by an unlicensed or unpermitted person or transferred to unlicensed or unpermitted premises
	Conviction of any crime relating to the theft of animals
	Misrepresentation or false promise, made through advertising, salespersons, agents or otherwise, in connection with the operation of business of the licensee or permittee
	Fraudulent bill of sale
	Felony convictions of K.S.A. 21-4310, Cruelty to Animals, prior to its repeal*

K.S.A. 21-6412(a)(1) through (a)(5)	Cruelty to Animals*
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* See K.S.A. 47-1706(b), which states the Animal Health Commissioner **shall** refuse to issue or renew and shall suspend or revoke any license or permit issued pursuant to the Kansas Pet Animal Act for such a conviction.