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# 42 U.S. Code § 283m

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## Sanctuary system for surplus chimpanzees

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### **(a) In general**

The Secretary shall provide for the establishment and operation in accordance with this section of a system to provide for the lifetime care of chimpanzees that have been used, or were bred or purchased for use, in research conducted or supported by the National Institutes of Health, the Food and Drug Administration, or other agencies of the Federal Government, and with respect to which it has been determined by the Secretary that the chimpanzees are not needed for such research (in this section referred to as “surplus chimpanzees”).

### **(b) Administration of sanctuary system**

The Secretary shall carry out this section, including the establishment of regulations under subsection (d), in consultation with the board of directors of the nonprofit private entity that receives the contract under subsection (e) (relating to the operation of the sanctuary system).

### **(c) Acceptance of chimpanzees into system**

All surplus chimpanzees owned by the Federal Government shall be accepted into the sanctuary system. Subject to standards under subsection (d)(4), any chimpanzee that is not owned by the Federal Government can be accepted into the system if the owner transfers to the sanctuary system title to the chimpanzee.

### **(d) Standards for permanent retirement of surplus chimpanzees**

#### **(1) In general**

Not later than 180 days after December 20, 2000, the Secretary shall by regulation establish standards for operating the sanctuary system to provide for the permanent retirement of surplus chimpanzees. In establishing the standards, the Secretary shall consider the recommendations of the board of directors of the nonprofit private entity that receives the contract under subsection (e), and shall consider the recommendations of the National Research Council applicable to surplus chimpanzees that are made in the report published in 1997 and entitled “Chimpanzees in Research—Strategies for Their Ethical Care, Management, and Use”.

#### **(2) Chimpanzees accepted into system**

With respect to chimpanzees that are accepted into the sanctuary system, standards under paragraph (1) shall include the following:

- (A) A prohibition that the chimpanzees may not be used for research, except as authorized under paragraph (3).
  - (B) Provisions regarding the housing of the chimpanzees.
  - (C) Provisions regarding the behavioral well-being of the chimpanzees.
  - (D) A requirement that the chimpanzees be cared for in accordance with the Animal Welfare Act [7 U.S.C. 2131 et seq.].
  - (E) A requirement that the chimpanzees be prevented from breeding.
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- (F) A requirement that complete histories be maintained on the health and use in research of the chimpanzees.
- (G) A requirement that the chimpanzees be monitored for the purpose of promptly detecting the presence in the chimpanzees of any condition that may be a threat to the public health or the health of other chimpanzees.
- (H) A requirement that chimpanzees posing such a threat be contained in accordance with applicable recommendations of the Director of the Centers for Disease Control and Prevention.
- (I) A prohibition that none of the chimpanzees may be subjected to euthanasia, except as in the best interests of the chimpanzee involved, as determined by the system and an attending veterinarian.
- (J) A prohibition that the chimpanzees may not be discharged from the system.
- (K) A provision that the Secretary may, in the discretion of the Secretary, accept into the system chimpanzees that are not surplus chimpanzees.
- (L) Such additional standards as the Secretary determines to be appropriate.

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