

1 of apartment houses and hotels not constituting rooms or
2 apartments designed for actual residence.

3 "Retail pet store" means a retail establishment engaged in
4 the business of buying, selling, exchanging, or offering pets to
5 the public; provided that a "retail pet store" shall not apply
6 to humane societies; animal control, rescue, or care
7 organizations exempt under title 26 United States Code section
8 501(c)(3); or retail pet stores solely offering dogs or cats for
9 adoption in cooperation with a humane society or animal control,
10 rescue, or care organizations exempt under title 26 United
11 States Code section 501 (c) (3).

12 § -2 **Sale of dogs and cats.** (a) If a dog or cat has
13 not been previously microchipped, a retail pet store shall
14 implant an identification microchip in the dog or cat prior to
15 the sale or exchange of the dog or cat, register that microchip
16 with the appropriate microchip company, and provide the
17 microchip information to the purchaser.

18 (b) At the time of sale or exchange of a dog to a
19 purchaser, a retail pet store shall have the purchaser complete
20 the appropriate county dog licensing form, collect the
21 appropriate fees, and submit the form and payment to the
22 respective county agency who issues dog licenses.



1 (c) Upon sale or exchange of a dog or cat, pet sellers
2 shall deliver the following information to the retail pet store,
3 and retail pet stores shall deliver the following information to
4 the purchaser:

- 5 (1) The breeder's name and address and license
6 information, if licensed by the United States
7 Department of Agriculture;
- 8 (2) The date of the dog or cat's birth, if known;
- 9 (3) The date the pet seller or retail pet store received
10 the dog or cat, if applicable;
- 11 (4) The breed, sex, color, and identifying marks of the
12 dog or cat; and
- 13 (5) The veterinarian information, including the following,
14 if applicable:
- 15 (A) A record of each inoculation and worming
16 treatment, if any, including the dates and types
17 of treatments administered;
- 18 (B) A record of any veterinarian treatments or
19 medications received while the dog or cat was in
20 the possession of the pet seller;
- 21 (C) A receipt or other documentation signed by a
22 veterinarian licensed under chapter 471,



1 indicating if the dog or cat was spayed or
2 neutered; and
3 (D) A document stating that the dog or cat has no
4 known diseases or illnesses or describing any
5 known diseases or illnesses of the dog or cat or
6 any known congenital or hereditary conditions
7 that may adversely affect the health of the dog
8 or cat at the time of sale or exchange or is
9 likely to adversely affect the health of the dog
10 or cat in the future; and

11 (6) Written information on the health and other benefits
12 of spaying and neutering, to be delivered by pet
13 stores to purchasers.

14 (c) A pet seller shall attest to the delivery of the
15 documents by signing all applicable documents required under
16 subsection (b) and retaining copies of all documents for a
17 period of not less than two years after the sale or exchange of
18 the dog or cat. A retail pet store shall make all completed and
19 signed documents available for inspection and copying upon the
20 request from a county humane officer, animal control officer, or
21 law enforcement officer, during normal business hours.



1 § -3 **Sale of dogs and cats in a public place prohibited.**

2 (a) Notwithstanding any ordinance, law, or rule to the
3 contrary, it shall be unlawful for any person to sell, exchange,
4 give away, display for commercial purposes, or trade for
5 monetary or other compensation any dog or cat in any public
6 place; provided that this section shall not apply to humane
7 societies, or animal control, rescue, or care organizations
8 exempt under title 26 United States Code section 501(c)(3)
9 facilitating the adoption of animals.

10 § -4 **Penalties.** Any person who knowingly,
11 intentionally, or recklessly violates section -2 or section
12 -3 shall be subject to a fine of \$500 per offense. Each
13 violation shall constitute a separate offense."

14 SECTION 2. This Act does not affect rights and duties that
15 matured, penalties that were incurred, and proceedings that were
16 begun before its effective date.

17 SECTION 3. If any provision of this Act, or the
18 application thereof to any person or circumstance, is held
19 invalid, the invalidity does not affect other provisions or
20 applications of the Act that can be given effect without the
21 invalid provision or application, and to this end the provisions
22 of this Act are severable.



1 SECTION 4. This Act shall take effect on January 2, 2050.



Report Title:

Sale of Dogs and Cats; Retail Pet Stores; Pet Sellers;
Identification Microchip

Description:

Requires retail pet stores to implant an identification microchip in a dog or cat prior to sale or exchange, collect appropriate dog licensing forms and fees from a purchaser, provide specific written documentation regarding each dog or cat sold, and provide written information about spaying and neutering. Prohibits the sale of dogs and cats in a public place, except for humane groups facilitating adoptions. Establishes penalties. Effective 01/02/2050. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

