

2018 Regular Session

SENATE BILL NO. 485

BY SENATOR CARTER

ANIMALS. Prohibits the raffle or giving away of certain animals as a novelty or prize at a carnival or fair. (8/1/18)

AN ACT

To enact R.S. 3:2363.1, relative to the raffle of certain animals; to prohibit raffling or giving away certain animals as a novelty or prize at a carnival or fair; to provide for exemptions; to authorize local governing authorities to establish a penalty; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 3:2363.1 is hereby enacted to read as follows:

§2363.1. Raffle of animals as novelties or prizes prohibited; exemptions; penalty

A. No person, firm, or corporation shall raffle or give away any animal as a novelty or prize at a carnival or fair.

B. For purposes of this Section, the term "animal" means an iguana, a pot-bellied pig, or a reptile.

C. Nothing in this Section shall prohibit a humane society, animal shelter, or a pet shop from caring for, adopting, or selling animals as pets.

D. Nothing in this Section shall prohibit a hunting club from raffling hunting dogs.

- 1 **E. A local governing authority may establish a fine of not more than one**
 2 **hundred dollars per violation. Each day on which a violation occurs shall**
 3 **constitute a separate offense.**

The original instrument was prepared by Curry J. Lann. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

DIGEST

SB 485 Reengrossed

2018 Regular Session

Carter

Proposed law prohibits raffling or giving away any animal as a novelty or prize at a carnival or fair.

Proposed law defines the term "animal" as an iguana, a pot-bellied pig, or a reptile.

Proposed law exempts a humane society, animal shelter, or a pet shop from caring for, adopting, or selling animals as pets from the provisions of proposed law.

Proposed law exempts hunting clubs that raffle hunting dogs from the provisions of proposed law.

Proposed law authorizes a local governing authority to establish a fine of not more than \$100 per violation. Each day on which a violation occurs constitutes a separate offense.

Effective August 1, 2018.

(Adds R.S. 3:2363.1)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to the original bill

1. Removes chickens, ducks, rabbits, fish, birds and turtles from the definition of "animal".
2. Authorizes a local governing authority to establish a fine of not more than \$100 per violation and makes penalty provisions permissive rather than mandatory.

Senate Floor Amendments to engrossed bill

1. Makes Legislative Bureau technical changes.