

Regular Session, 2012

HOUSE BILL NO. 231

BY REPRESENTATIVE LIGI

CRIME/MISDEMEANOR: Prohibits the sale of dogs or cats at certain public locations

1 AN ACT

2 To enact R.S. 14:102.27, relative to offenses affecting public sensibility; to create the crime
3 of unlawful sale of a live dog or cat at certain locations; to provide for definitions;
4 to provide for penalties; to provide for exceptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:102.27 is hereby enacted to read as follows:

7 §102.27. Unlawful sale of a live dog or cat at certain locations

8 A. It shall be unlawful for any person to offer for sale, sell, offer for
9 exchange, exchange, offer for donation, or donate any live dog or cat on any
10 highway, right-of-way, flea market, commercial or retail parking lot, public park,
11 public playground, public swimming pool, any other public recreational area, or
12 adjacent property to such locations, regardless of whether or not access to those
13 locations is authorized.

14 B. The provisions of this Section shall not apply to:

15 (1) Bona fide humane societies, animal welfare groups, animal control
16 agencies, or nonprofit organizations sponsoring dog or cat adoption events.

17 (2) The offering of dogs or cats for sale at a private residence.

18 (3) The offering of dogs or cats for sale by a paid entrant to a competitive cat
19 show or dog show, provided that the sale occurs on the premises and within the
20 confines of the show.

1 C.(1) Whoever violates the provisions of this Section shall be fined not more
2 than two hundred fifty dollars for a first offense.

3 (2) Whoever violates the provisions of this Section for a second or
4 subsequent offense shall be fined not more than one thousand dollars per violation.

5 D. For the purposes of this Section:

6 (1) "Highway" means the entire width between the boundary lines of every
7 way or place of whatever nature publicly maintained and open to the use of the
8 public for the purpose of vehicular travel, including bridges, causeways, tunnels, and
9 ferries; synonymous with the word "street".

10 (2) "Right-of-way" means the privilege of the immediate use of the highway.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Ligi

HB No. 231

Abstract: Creates the crime of unlawful sale of a live dog or cat at certain locations.

Proposed law provides that it shall be unlawful for any person to offer for sale, sell, offer for exchange, exchange, offer for donation, or donate any live dog or cat on any highway, right-of-way, public park, public playground, public swimming pool, any other public recreational area, flea market, commercial or retail parking lot, or adjacent property to such locations.

Proposed law creates exceptions for dog or cat adoption days sponsored by animal welfare groups and sales occurring entirely on private property.

Proposed law provides penalties of a fine of not more than \$250 for a first violation and not more than \$1,000 for second or subsequent violations.

(Adds R.S. 14:102.27)