

DOGS FOR SCIENTIFIC RESEARCH

145B.1 Definitions.

For the purposes of this chapter, the following definitions shall apply:

1. *"Institution"* shall mean any school or college of medicine, veterinary medicine, pharmacy, dentistry, and osteopathy, or hospital, diagnostic or research laboratories, or other educational or scientific establishment situated in this state properly concerned with the investigation of, or instruction concerning the structure or function of living organisms, the cause, prevention, control or cure of diseases or abnormal conditions of human beings or animals.

2. *"Pound"* shall mean any public or private agency, person, society, or corporation having custody of dogs seized or held under the authority of the state or any municipality or any political subdivision of the state.

[C62, 66, 71, 73, 75, 77, 79, 81, § 351A.1]

C93, § 145B.1

145B.2 Application to department of public health.

An institution may apply annually to the Iowa department of public health for authority to obtain animals from a pound. If the department shall find that such institution, by reason of its ethical standards, its personnel, its facilities and the use it proposes to make of dogs is a fit and proper institution to be authorized to obtain dogs from a pound, and that the public interest would be served by such authority, then the department shall authorize such institution to obtain dogs from a pound.

[C62, 66, 71, 73, 75, 77, 79, 81, § 351A.2]

C93, § 145B.2

145B.3 Dogs held for redemption by owner.

An institution so authorized by the Iowa department of public health may request dogs from a pound. The pound may tender to such institution dogs in its custody seized or held by authority of the state, municipality, or other political subdivision. However, a dog shall not be tendered unless it has been held for redemption by its owner or for sale for a period of not less than three nor more than fifteen days. A dog lawfully licensed at the time of its seizure shall not be tendered unless its owner consents in writing. Unless a dog is sick or injured or lawfully licensed at the time of seizure, a pound shall not destroy a dog while a request of an authorized institution to that pound is pending.

[C62, 66, 71, 73, 75, 77, 79, 81, § 351A.3]

C93, § 145B.3

95 Acts, ch 122, §1

145B.4 Fee.

An institution obtaining dogs from a pound shall pay to the municipality or other political subdivision under whose authority each dog is held or was seized a reasonable fee not to exceed five dollars for each dog so obtained, and shall provide for the transportation of the dogs so obtained from the pound.

[C62, 66, 71, 73, 75, 77, 79, 81, § 351A.4]

C93, § 145B.4

145B.5 Care and treatment.

Animals used in any institution authorized by this chapter shall receive every consideration for their bodily comfort; they shall be kindly treated, properly fed and their surroundings kept in a sanitary condition. All major operative procedures may be done under local infiltration anesthesia. If the nature of the study is such that the animal may survive, acceptable techniques shall be followed throughout the operation. If the study does not require survival, the animal shall be killed in a humane manner at the conclusion of the observations. The post-operative care of experimental animals shall be such as to minimize discomfort during convalescence. All conditions shall be maintained for the animal's comfort in accordance with the best practices followed in human medicine and surgery.

[C62, 66, 71, 73, 75, 77, 79, 81, § 351A.5]

C93, § 145B.5

145B.6 Penalty.

It shall be a simple misdemeanor for any person or corporation to violate any provision of this chapter. Any pound failing or refusing to comply with the provisions of this chapter shall become immediately ineligible for any public moneys notwithstanding the provisions of any contract, and it shall be unlawful for any public body to pay any public moneys to a pound after receipt by it of a notice of such noncompliance or refusal from any institution authorized by the Iowa department of public health to obtain dogs until such time as such institution shall have withdrawn its notice or the department shall have notified such public body that such notice was without foundation.

[C66, 71, 73, 75, 77, 79, 81, § 351A.6]

C93, § 145B.6

145B.7 Construction.

This chapter shall be so construed and interpreted as to effectuate its purpose of making available for scientific, educational and research purposes unclaimed, unwanted and unlicensed dogs.

[C66, 71, 73, 75, 77, 79, 81, § 351A.7]

C93, § 145B.7