

## CHAPTER 1098

### DOMESTIC ABUSE PROTECTIVE ORDERS — PETS OR COMPANION ANIMALS

*S.F. 2118*

**AN ACT** relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 236.3, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. 0g. Name or description of any pet or companion animal owned, possessed, leased, kept, or held by the petitioner, respondent, or minor child of the petitioner or respondent whose welfare may be affected by the controversy. However, this paragraph shall not apply to livestock as defined in section 717.1, held solely or primarily for commercial purposes.

Sec. 2. Section 236.4, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 3A. The court may include in the temporary order issued pursuant to this section a grant to the petitioner of the exclusive care, possession, or control of any pets or companion animals owned, possessed, leased, kept, or held by the petitioner, respondent, or minor child of the petitioner or respondent whose welfare may be affected by the controversy. The court may forbid the respondent from approaching, taking, transferring, encumbering, concealing, molesting, attacking, striking, threatening, harming, or otherwise disposing of the pet or companion animal. This subsection shall not apply to livestock as defined in section 717.1, held solely or primarily for commercial purposes.

Sec. 3. Section 236.4, subsection 4, Code 2014, is amended to read as follows:

4. If a hearing is continued, the court may make or extend any temporary order under subsection 2, ~~or 3,~~ or 3A that it deems necessary.

Sec. 4. Section 236.5, subsection 1, paragraph b, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (7) A grant to the petitioner of the exclusive care, possession, or control of any pets or companion animals owned, possessed, leased, kept, or held by the petitioner, respondent, or minor child of the petitioner or respondent whose welfare may be affected by the controversy. The court may forbid the respondent from approaching, taking, transferring, encumbering, concealing, molesting, attacking, striking, threatening, harming, or otherwise disposing of the pet or companion animal. This subparagraph shall not apply to livestock as defined in section 717.1, held solely or primarily for commercial purposes.

Approved April 25, 2014