



HOUSE FILE 2480

AN ACT

PROHIBITING THE AWARD OF PETS, OR ADVERTISEMENT THEREOF, IN CERTAIN CIRCUMSTANCES, AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 717E.1 DEFINITIONS.

As used in this chapter, unless the context otherwise requires:

1. "Advertise" means to present a commercial message in any medium including but not limited to print, radio, television, sign, display, label, tag, or articulation.

2. "Business" means any enterprise relating to any of the following:

a. The sale or offer for sale of goods or services.
b. A recruitment for employment or membership in an organization.

c. A solicitation to make an investment.
d. An amusement or entertainment activity.

3. "Fair" means any of the following:

a. The annual fair and exposition held by the Iowa state fair board pursuant to chapter 173 or any fair held by a county or district fair or agricultural society under the provisions of chapter 174.

b. An exhibition of agricultural or manufactured products.
c. An event for operation of amusement rides or devices or concession booths.

4. "Game" means a "game of chance" or "game of skill" as defined in section 99B.1.

5. "Pet" means a living animal which is limited to a dog, cat, or an animal normally maintained in a small tank or cage in or near a residence, including but not limited to a rabbit, gerbil, hamster, mouse, parrot, canary, mynah, finch, tropical fish, goldfish, snake, turtle, gecko, or iguana.

Sec. 2. NEW SECTION. 717E.2 PET AWARDS PROHIBITED.

A person is guilty of a simple misdemeanor if the person awards a pet or advertises that a pet may be awarded as any of the following:

1. A prize for participating in a game.
2. A prize for participating in a fair event.
3. An inducement or condition for visiting a place of business or attending an event sponsored by a business.
4. An inducement or condition for executing a contract which includes provisions unrelated to the ownership, care, or disposition of the pet.

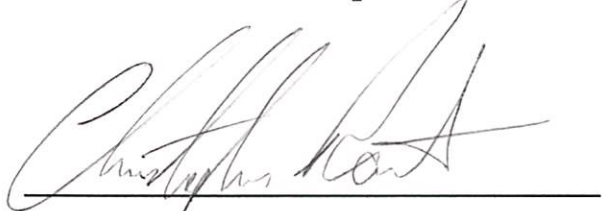
Sec. 3. NEW SECTION. 717E.3 EXCEPTIONS.

This chapter shall not apply to any of the following:


1. A pet shop licensed pursuant to section 162.5 if the award of a pet is provided in connection with the sale of a pet on the premises of the pet shop.

2. Youth programs associated with 4-H clubs; future farmers of America; the Izaak Walton league of America; or

organizations associated with outdoor recreation, hunting, or fishing including but not limited to the Iowa sportsmen's federation.



CHRISTOPHER C. RANTS
Speaker of the House



JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2480, Eightieth General Assembly.



MARGARET THOMSON
Chief Clerk of the House

Approved April 26, 2004



THOMAS J. VILSACK
Governor