

JUDICIARY: Gronstal, Chair; Mann and Drake

2 1989

Do pass per Amend S-3072 (p. 373) 2-13-89
House Judiciary 2-23-89 (p. 547)

SENATE FILE **148**
BY GRONSTAL

Passed Senate, Date 2-20-89 (p. 440) Passed House, Date 3-13-90 (p. 1052)
Vote: Ayes 49 Nays 0 Vote: Ayes 90 Nays 3
Approved April 3, 1990

A BILL FOR

- 1 An Act prohibiting certain actions against police service dogs,
- 2 and providing penalties.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 148

S-3072

- 1 Amend Senate File 148 as follows:
- 2 1. Page 1, line 6, by striking the words "commits
- 3 a serious" and inserting the following: "commits a
- 4 simple".
- 5 2. Page 1, line 10, by striking the words "class
- 6 "D" felony" and inserting the following: "serious
- 7 misdemeanor".

By COMMITTEE ON JUDICIARY
DONALD V. DOYLE, Chairperson

S-3072 FILED FEBRUARY 13, 1989
adopted 2-20-89 (p. 434)

SENATE FILE 148

S-3076

- 1 Amend Senate File 148 as follows:
- 2 1. Page 1, line 3, by inserting after the word
- 3 "who" the following: "knowingly, and".
- 4 2. Page 1, line 8, by inserting after the word
- 5 "who" the following: "knowingly, and".

By MICHAEL E. GRONSTAL

S-3076 FILED FEBRUARY 14, 1989
adopted 2-20-89 (p. 434)

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1 Section 1. NEW SECTION. 717.6 INJURY OR INTERFERENCE
2 WITH A POLICE SERVICE DOG.

3 1. A person who willfully or maliciously torments,
4 strikes, administers a nonpoisonous desensitizing substance
5 to, or otherwise interferes with a police service dog, without
6 inflicting serious injury on the dog, commits a serious
7 misdemeanor.

8 2. A person who willfully or maliciously tortures, injures
9 so as to disfigure or disable, kills, or administers poison to
10 a police service dog, commits a class "D" felony.

11 3. As used in this section, "police service dog" means a
12 dog used by a peace officer in the performance of the
13 officer's duties, whether or not the dog is on duty.

14 4. This section does not apply to a peace officer or
15 veterinarian who terminates the life of such a dog for the
16 purpose of relieving the dog of undue pain or suffering.

17 EXPLANATION

18 This bill prohibits the willful or malicious tormenting,
19 striking, or interference with or administering a nonpoisonous
20 desensitizing substance to a dog used by a peace officer in
21 the performance of the officer's duties, and punishes such
22 acts as serious misdemeanors. Willful or malicious torturing,
23 disfiguring or disabling, killing, or administering a poison
24 to a police dog is a class "D" felony. However, a peace
25 officer or veterinarian may terminate the life of a police dog
26 for the purpose of relieving the dog of undue pain or
27 suffering.

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From Judiciary to Pass 2/7

SENATE FILE 148
BY GRONSTAL

(AS AMENDED AND PASSED BY THE SENATE FEBRUARY 20, 1989)

_____ - New Language by the Senate

per 5-5612
Re Passed Senate, Date 3/23/90 (S 1276) Passed House, Date 3/13/90 (H 1554)
Vote: Ayes 41 Nays 1 Vote: Ayes 90 Nays 3
Approved April 3, 1990
*Motion to Reconsider (S 1001)
approved 3/19*
A BILL FOR Repassing House 3/19/90 (S 1204)
92-0

1 An Act prohibiting certain actions against police service dogs,
2 and providing penalties.

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

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S.F.

SENATE FILE 148

H-5688

1 Amend Senate File 148, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, line 17, by inserting after the word
4 "suffering" the following: ", or to a person who
5 justifiably acts in defense of self or another".

H-5688 FILED MARCH 14, 1990

By BISIGNANO of Polk

Adopted 3/19 (S 1204)

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SF 148

SM CC 15

1 Section 1. NEW SECTION. 717.6 INJURY OR INTERFERENCE
2 WITH A POLICE SERVICE DOG.

3 1. A person who knowingly, and willfully or maliciously
4 torments, strikes, administers a nonpoisonous desensitizing
5 substance to, or otherwise interferes with a police service
6 dog, without inflicting serious injury on the dog, commits a
7 simple misdemeanor.

8 2. A person who knowingly, and willfully or maliciously
9 tortures, injures so as to disfigure or disable, kills, or
10 administers poison to a police service dog, commits a serious
11 misdemeanor.

12 3. As used in this section, "police service dog" means a
13 dog used by a peace officer in the performance of the
14 officer's duties, whether or not the dog is on duty.

15 4. This section does not apply to a peace officer or
16 veterinarian who terminates the life of such a dog for the
17 purpose of relieving the dog of undue pain or suffering.

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HOUSE AMENDMENT TO
SENATE FILE 148

S-5612

- 1 Amend Senate File 148, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 17, by inserting after the word
- 4 "suffering" the following: ", or to a person who
- 5 justifiably acts in defense of self or another".

RECEIVED FROM THE HOUSE

S-5612 FILED MARCH 21, 1990

Senate concurred 3/23 (p. 1276)

purpose of relieving the dog of undue pain or suffering, or to a person who justifiably acts in defense of self or another.

SENATE FILE 148

AN ACT

PROHIBITING CERTAIN ACTIONS AGAINST POLICE SERVICE DOGS, AND PROVIDING PENALTIES.

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

Section 1. NEW SECTION. 717.6 INJURY OR INTERFERENCE WITH A POLICE SERVICE DOG.

1. A person who knowingly, and willfully or maliciously torments, strikes, administers a nonpoisonous desensitizing substance to, or otherwise interferes with a police service dog, without inflicting serious injury on the dog, commits a simple misdemeanor.

2. A person who knowingly, and willfully or maliciously tortures, injures so as to disfigure or disable, kills, or administers poison to a police service dog, commits a serious misdemeanor.

3. As used in this section, "police service dog" means a dog used by a peace officer in the performance of the officer's duties, whether or not the dog is on duty.

4. This section does not apply to a peace officer or veterinarian who terminates the life of such a dog for the

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JO ANN ZIMMERMAN
President of the Senate

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DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 148, Seventy-third General Assembly.

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JOHN F. DWYER
Secretary of the Senate

Approved *April 3*, 1990

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TERRY E. BRANSTAD
Governor