

Sen. Human Resources 3/27 Do Pass 4/2 (p. 1027)

MAR 4 1991

HUMAN RESOURCES
Do Pass 3/12

HOUSE FILE 392
BY BURKE and JESSE

Passed House, Date 3/25/91 (p. 813) Passed Senate, Date 4/16/91 (p. 1254)
Vote: Ayes 98 Nays 0 Vote: Ayes 48 Nays 0
Approved April 29, 1991 (p. 1905)

A BILL FOR

1 An Act relating to animals specially trained or being trained to
2 assist a disabled or handicapped person, making a penalty
3 applicable, and providing an effective date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 392

1 Section 1. Section 601D.11, Code 1991, is amended to read
2 as follows:

3 601D.11 SERVICE DOGS AND ASSISTIVE ANIMALS.

4 1. For purposes of this section "service dog" means a dog
5 specially trained at a recognized training facility to assist
6 a disabled or handicapped person, whether described as a
7 service dog, a support dog, an independence dog, or otherwise.
8 "Assistive animal" means a simian or other animal specially
9 trained or in the process of being trained under the auspices
10 of a recognized training facility to assist a disabled or
11 handicapped person.

12 2. A disabled or handicapped person or person training an
13 assistive animal has the right to be accompanied by a service
14 dog or an assistive animal, under control, in any of the
15 places listed in sections 601D.3 and 601D.4 without being
16 required to make additional payment for the service dog or
17 assistive animal. A landlord shall waive lease restrictions
18 on the keeping of dogs animals for the service dog or
19 assistive animal of a disabled or handicapped person. The
20 person is liable for damage done to any premises or facility
21 by a service dog or assistive animal.

22 3. A person who knowingly denies or interferes with the
23 right of a person under this section is, upon conviction,
24 guilty of a simple misdemeanor.

25 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
26 immediate importance, takes effect upon enactment.

27 EXPLANATION

28 This bill relates to simian or other animals specially
29 trained or being trained to assist a disabled or handicapped
30 person. The bill would include these animals in current law
31 relating to service dogs fulfilling a similar function in
32 assisting disabled or handicapped persons.

33 The bill would establish a right for a disabled or
34 handicapped person or person training an assistive animal to
35 be accompanied by the assistive animal in public facilities,

1 public places, and other places of public accommodation open
2 to the general public. A person who knowingly denies or
3 interferes with this right commits a simple misdemeanor. The
4 bill takes effect upon enactment.

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HOUSE FILE 392

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

AN ACT

RELATING TO ANIMALS SPECIALLY TRAINED OR BEING TRAINED TO ASSIST A DISABLED OR HANDICAPPED PERSON, MAKING A PENALTY APPLICABLE, AND PROVIDING AN EFFECTIVE DATE.

ROBERT C. ARNOULD
Speaker of the House

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

JOE J. WELSH
President of the Senate

Section 1. Section 601D.11, Code 1991, is amended to read as follows:

I hereby certify that this bill originated in the House and is known as House File 392, Seventy-fourth General Assembly.

601D.11 SERVICE DOGS AND ASSISTIVE ANIMALS.

JOSEPH O'HERRN
Chief Clerk of the House

1. For purposes of this section "service dog" means a dog specially trained at a recognized training facility to assist a disabled or handicapped person, whether described as a service dog, a support dog, an independence dog, or otherwise. "Assistive animal" means a simian or other animal specially trained or in the process of being trained under the auspices of a recognized training facility to assist a disabled or handicapped person.

Approved *April 29*, 1991.

2. A disabled or handicapped person or person training an assistive animal has the right to be accompanied by a service dog or an assistive animal, under control, in any of the places listed in sections 601D.3 and 601D.4 without being required to make additional payment for the service dog or assistive animal. A landlord shall waive lease restrictions on the keeping of dogs animals for the service dog or assistive animal of a disabled or handicapped person. The person is liable for damage done to any premises or facility by a service dog or assistive animal.

TERRY E. BRANSTAD
Governor

3. A person who knowingly denies or interferes with the right of a person under this section is, upon conviction, guilty of a simple misdemeanor.

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