

HOUSE BILL No. 1142

DIGEST OF INTRODUCED BILL

Citations Affected: IC 15-20-5.

Synopsis: Retail sale of dogs and cats. Prohibits a retail pet store from selling or offering to sell a dog or cat unless the dog or cat is obtained from an animal shelter, a humane society, an animal rescue operation, an animal control agency, or a governmental entity operating an animal shelter or other animal impounding facility. Requires that a retail pet store maintain certain records for not less than one year after the dog or cat is sold, adopted, or given away. Provides that a retail pet store must post the name and business address of the person or organization from which the dog or cat was obtained on the dog or cat's cage. Makes it a Class C infraction if a retail pet store violates these provisions.

Effective: July 1, 2021.

Campbell

January 7, 2021, read first time and referred to Committee on Commerce, Small Business and Economic Development.



First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1142

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 15-20-5 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2021]:

4 **Chapter 5. Sale of Dogs or Cats in Retail Pet Stores**

5 **Sec. 1. As used in this chapter, "animal rescue operation" has**
6 **the meaning set forth in IC 15-21-1-1(b).**

7 **Sec. 2. As used in this chapter, "board" refers to the Indiana**
8 **state board of animal health established by IC 15-17-3-1.**

9 **Sec. 3. As used in this chapter, "retail pet store" means a retail**
10 **establishment open to the public that sells or offers to sell dogs or**
11 **cats. The term does not include an animal shelter or an animal**
12 **rescue operation.**

13 **Sec. 4. An owner or operator of a retail pet store may not sell or**
14 **offer for sale a dog or cat unless the dog or cat was obtained from**
15 **any of the following:**

- 16 (1) **An animal shelter.**
- 17 (2) **A humane society.**



- 1 **(3) An animal rescue operation.**
- 2 **(4) An animal control agency.**
- 3 **(5) A governmental entity operating an animal shelter or**
- 4 **other animal impounding facility.**
- 5 **Sec. 5. (a) An owner or operator of a retail pet store who sells or**
- 6 **offers for sale a dog or cat as provided in section 4 of this chapter**
- 7 **must maintain records documenting the following information:**
- 8 **(1) If known, the breed, age, and date of birth for the dog or**
- 9 **cat.**
- 10 **(2) The sex and color of the dog or cat.**
- 11 **(3) The name and business address of the person or**
- 12 **organization from which the dog or cat was obtained.**
- 13 **(b) The records required to be maintained under this section**
- 14 **must be kept for not less than one (1) year after the dog or cat is**
- 15 **sold, adopted, or given away.**
- 16 **(c) An owner or operator of a retail pet store shall provide the**
- 17 **board with access to the records required to be maintained under**
- 18 **this section.**
- 19 **Sec. 6. An owner or operator of a retail pet store shall**
- 20 **conspicuously post on the cage of a dog or cat being offered for sale**
- 21 **the name and business address of the person or organization from**
- 22 **which the dog or cat was obtained.**
- 23 **Sec. 7. An owner or operator of a retail pet store who violates**
- 24 **this chapter commits a Class C infraction.**

