

# SENATE BILL No. 169

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-31.5-2-295; IC 35-46-3-11.6.

**Synopsis:** Service animals. Provides that a person who knowingly or intentionally: (1) misrepresents to another person or a business entity that operates a public place that the person is an individual with a disability or has a disability related need that requires the use of a service animal; or (2) fits an animal that is not a service animal with a harness, collar, tag, vest, or sign that would cause a reasonable person to believe the animal is a service animal; commits the offense of misrepresentation of an animal as a service animal.

**Effective:** July 1, 2019.

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January 3, 2019, read first time and referred to Committee on Corrections and Criminal Law.

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First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

## SENATE BILL No. 169

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

1 SECTION 1. IC 35-31.5-2-295, AS ADDED BY P.L.114-2012,  
2 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2019]: Sec. 295. "Service animal", for purposes of  
4 IC 35-46-3-11.5 and IC 35-46-3-11.6, has the meaning set forth in  
5 IC 35-46-3-11.5(a).

6 SECTION 2. IC 35-46-3-11.6 IS ADDED TO THE INDIANA  
7 CODE AS A NEW SECTION TO READ AS FOLLOWS  
8 [EFFECTIVE JULY 1, 2019]: **Sec. 11.6. (a) As used in this section,**  
9 **"service animal" has the meaning set forth in section 11.5 of this**  
10 **chapter.**

11 **(b) A person who knowingly or intentionally:**  
12 **(1) misrepresents to:**  
13 **(A) another person; or**  
14 **(B) a business entity (as defined in IC 2-2.2-1-2);**  
15 **that operates a public place (as defined in IC 32-30-7-5) that**  
16 **the person is an individual with a disability or has a disability**  
17 **related need that requires the use of a service animal; or**



1           **(2) fits an animal that is not a service animal with a harness,**  
2           **collar, tag, vest, or sign that would cause a reasonable person**  
3           **to believe the animal is a service animal;**  
4           **commits misrepresentation of an animal as a service animal, a**  
5           **Class A infraction.**

