

By Senator Sobel

33-00700B-14

20141624__

1 A bill to be entitled
2 An act relating to the sale of dogs or cats; creating
3 s. 828.291, F.S.; requiring a person offering for sale
4 within this state a dog or cat bred by certain
5 breeders to continuously display certain information;
6 requiring such information to be easily readable by a
7 potential buyer; creating s. 828.295, F.S.; defining
8 the term "flea market"; prohibiting a person from
9 willfully selling, exchanging, or donating, or
10 offering for sale, exchange, or donation a dog or cat
11 at a flea market; providing exceptions; establishing
12 criminal penalties; establishing enhanced criminal
13 penalties for certain violations; providing an
14 effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Section 828.291, Florida Statutes, is created to
19 read:

20 828.291 Dogs or cats offered for sale; disclosure of
21 source.—A person offering for sale within this state a dog or
22 cat bred by a holder of a Class A or Class B license issued by
23 the United States Department of Agriculture shall continuously
24 display on or next to the enclosure of or in any print or
25 electronic advertisement for the dog or cat being offered for
26 sale the breeder's printed name, city and state of residence,
27 and USDA license number. Such information must be easily
28 readable by a potential buyer.

29 Section 2. Section 828.295, Florida Statutes, is created to

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30 read:

31 828.295 Sales of dogs or cats prohibited at flea markets.-

32 (1) As used in this section, the term "flea market" means
33 an organized event at which two or more persons offer
34 merchandise for sale or exchange, such as a swap meet or an open
35 air market.

36 (2) A person may not willfully sell, exchange, or donate,
37 or offer for sale, exchange, or donation a dog or cat at a flea
38 market.

39 (3) A county-operated or city-operated animal control
40 agency or a registered nonprofit humane organization is exempt
41 from this section.

42 (4) (a) A person who violates this section for the first
43 time commits a misdemeanor of the second degree, punishable as
44 provided in s. 775.082 or s. 775.083.

45 (b) A person who violates this section for a second or
46 subsequent time commits a misdemeanor of the first degree,
47 punishable as provided in s. 775.082 or s. 775.083.

48 Section 3. This act shall take effect July 1, 2014.