

By Senator Sebesta

20-1449-99

See HB 379

1 A bill to be entitled
2 An act relating to the sale of dog and cat fur;
3 creating s. 501.151, F.S.; providing that it is
4 unlawful to sell any item of clothing made in
5 whole or in part from dog or cat fur; providing
6 that it is unlawful to sell any dog or cat
7 pelt; providing penalties; amending s. 372.66,
8 F.S.; providing that it is unlawful to engage
9 in the business of a dealer or buyer in the
10 pelts of any dog or cat or to purchase such
11 pelts or furs; prohibiting common carriers from
12 knowingly shipping, transporting, or receiving
13 such pelts; providing penalties; creating s.
14 828.123, F.S.; prohibiting the killing of a dog
15 or cat with the sole intent of selling or
16 giving away the pelt of the animal; providing a
17 third degree felony penalty for violation;
18 prohibiting the possession, import into this
19 state, selling, buying, giving away, or
20 acceptance of any pelt of a dog or cat with the
21 sole intent of selling or giving away the pelt;
22 providing a first degree misdemeanor penalty
23 for violation; prohibiting the possession,
24 import into the state, selling, buying, giving
25 away, or acceptance of any dog or cat with the
26 sole intent of killing such dog or cat, or
27 having such dog or cat killed, for the purpose
28 of selling or giving away the pelt of such
29 animal; providing a third degree felony penalty
30 for violation; providing an effective date.
31

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

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3 Section 1. Section 501.151, Florida Statutes, is
4 created to read:

5 501.151 Sale of garments or items of clothing
6 containing dog or cat fur prohibited; sale of pelt of any dog
7 or cat prohibited; penalty.--

8 (1) It is unlawful for any person to sell or offer for
9 sale, directly or indirectly, at wholesale or at retail, in
10 this state any garment, or any item of clothing or apparel
11 that is made, in whole or in part, from the fur of any dog or
12 cat, or which contains or to which is attached any dog or cat
13 fur.

14 (2) It is unlawful for any person to sell or offer for
15 sale, directly or indirectly, at wholesale or at retail, or to
16 give away, in this state the pelt of any dog or cat.

17 (3) Any person who violates the provisions of this
18 section commits a misdemeanor of the first degree, punishable
19 as provided in s. 775.082, s. 775.083, or s. 775.084. Upon a
20 second or subsequent conviction for a violation of this
21 subsection, the offender commits a felony of the third degree,
22 punishable as provided in s. 775.082, s. 775.083, or s.
23 775.084.

24 (4) The department may institute proceedings in the
25 appropriate circuit court to enforce compliance with the
26 provisions of this section. The department may seek a civil
27 penalty of up to \$5,000 for each violation.

28 Section 2. Subsection (7) is added to section 372.66,
29 Florida Statutes, to read:

30 372.66 License required for fur and hide dealers.--
31

1 (7) It is unlawful for any person to engage in the
2 business of a dealer or buyer in the pelts or furs of any dog
3 or cat in the state or to purchase such pelts or furs within
4 the state. No common carrier shall knowingly ship or transport
5 or receive for transportation any dog or cat pelts or furs
6 within the state. Any person who violates this subsection
7 commits a felony of the third degree, punishable as provided
8 in s. 775.082, s. 775.083, or s. 775.084.

9 Section 3. Section 828.123, Florida Statutes, is
10 created to read:

11 828.123 Killing dog or cat with intent of selling or
12 giving away pelt; possession, sale, or importation of pelt
13 with intent of selling or giving away; penalty.--

14 (1) A person who kills any dog or cat with the sole
15 intent of selling or giving away the pelt of such animal
16 commits a felony of the third degree, punishable as provided
17 in s. 775.082 or by a fine of not more than \$10,000, or by
18 both imprisonment and a fine.

19 (2) A person who possesses, imports into this state,
20 sells, buys, gives away, or accepts any pelt of a dog or cat
21 with the sole intent of selling or giving away the pelt of the
22 dog or cat commits a misdemeanor of the first degree,
23 punishable as provided in s. 775.082 or by a fine of \$5,000,
24 or by both imprisonment and a fine.

25 (3) A person who possesses, imports into the state,
26 sells, buys, gives away, or accepts any dog or cat with the
27 sole intent of killing such dog or cat, or having such dog or
28 cat killed, for the purpose of selling or giving away the pelt
29 of such animal commits a felony of the third degree,
30 punishable as provided in s. 775.082 or by a fine of not more
31 than \$10,000, or by both imprisonment and a fine.

1 Section 4. This act shall take effect upon becoming a
2 law.

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4 HOUSE SUMMARY

5
6 Creates provisions in chapter 501, relating to consumer
7 protection, chapter 372, relating to wildlife, and
8 chapter 828, relating to animals, which make it unlawful
9 for:

10 1. Any person to sell or offer for sale at retail or
11 at wholesale in this state any garment or item of
12 clothing or apparel that is made, in whole or in part, or
13 which contains or to which is attached, any dog or cat
14 fur.

15 2. Any person to sell or offer for sale at wholesale
16 or at retail in this state the pelt of any dog or cat.

17 3. Any person to engage in the business of a dealer
18 or buyer in the pelts or furs of any dog or cat.

19 4. Any common carrier to knowingly ship or transport
20 or receive any dog or cat pelts or furs within this
21 state.

22 5. Any person to kill any dog or cat with the sole
23 intent of selling or giving away the pelt of such animal.

24 6. Any person to possess, import into this state,
25 sell, buy, give away, or accept any pelt of a dog or cat
26 with the sole intent of selling or giving away the pelt
27 of the dog or cat.

28 7. Any person to possess, import into the state,
29 sell, buy, give away, or accept any dog or cat with the
30 sole intent of killing such dog or cat, or having such
31 dog or cat killed, for the purpose of selling or giving
away the pelt of the animal.

Provides penalties for violation of the act. See bill
for details.