
ASSEMBLY BILL NO. 246—COMMITTEE ON NATURAL
RESOURCES, AGRICULTURE, AND MINING

MARCH 13, 2013

Referred to Committee on Natural Resources,
Agriculture, and Mining

SUMMARY—Prohibits the sale or transfer of ownership of a live animal at a swap meet. (BDR 50-747)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to animals; prohibiting the sale or transfer of ownership of a live animal at a swap meet; providing an exception; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill prohibits a person, other than a nonprofit organization that was formed
2 for animal welfare purposes, from selling, attempting to sell, offering for adoption
3 or transferring ownership of a live animal at a swap meet. A person who violates
4 that prohibition is guilty of a misdemeanor. This bill also requires a nonprofit
5 organization which sells a live animal or offers a live animal for adoption to
6 provide proof that the animal has been sterilized and that the animal’s
7 immunizations are current.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 574 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. A person who sells or attempts to sell, offers for adoption*
4 *or transfers ownership of a live animal at a swap meet is guilty of*
5 *a misdemeanor.*



1 2. *The provisions of this section do not apply to a bona fide*
2 *nonprofit organization formed for animal welfare purposes that*
3 *sells or offers for adoption a cat, dog or rabbit at a swap meet. For*
4 *each animal sold or offered for adoption, the nonprofit*
5 *organization shall, upon request by the operator of the swap meet,*
6 *a law enforcement officer or an officer of a society for the*
7 *prevention of cruelty to animals who is authorized to make arrests*
8 *pursuant to NRS 574.040, provide the appropriate documentation,*
9 *including, without limitation, a record of current immunizations*
10 *and proof that the animal has been sterilized.*

11 3. *As used in this section:*

12 (a) *“Sell” means to barter, exchange, sell, trade, offer for sale,*
13 *expose for sale, have in possession for sale, arrange the sale of or*
14 *solicit for sale.*

15 (b) *“Swap meet” means a flea market, open-air market or*
16 *other organized event at which two or more persons offer*
17 *merchandise for sale or exchange.*

