

ORDINANCE NO. 13,551

AN ORDINANCE to amend the Municipal Code of Des Moines, 1991, adopted by Ordinance No. 11,651, passed April 15, 1991, as heretofore amended, by repealing Sections 7-19 and 7-20, and subsection (7) of Section 23-245 thereof, and enacting new Sections 7-19 and 7-20, and subsection (7) of Section 23-245, and by adding and enacting a new subsection (7) of Section 7-46, all relating to the ownership and use of service dogs and assistive animals.

BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of Des Moines, 1991, adopted by Ordinance No. 11,651, passed April 15, 1991, as amended by Ordinance No. 11,793 passed March 23, 1992, be and is hereby amended by repealing Sections 7-19 and 7-20, and subsection (7) of Section 23-245 thereof, and enacting new Sections 7-19 and 7-20, and subsection (7) of Section 23-245, and by adding and enacting a new subsection (7) of Section 7-46, all relating to the ownership and use of service dogs and assistive animals, as follows:

**7-19.** (repealed)

**7-20. SERVICE DOGS.**

A person with a disability who owns a dog specially trained at a recognized training facility to assist a person with such a disability shall, upon application and proof of such disability and that the dog has been so trained, be issued a dog license for such dog without charge.

**7-46. ILLEGAL ANIMAL EXCEPTIONS.**

The prohibition contained in section 7-45 of this code shall not apply to the keeping of illegal animals in the following

circumstances:

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(7) A person with a disability or a person training an assistive animal has the right to possess an assistive animal. "Assistive animal" means a simian or other animal specially trained or in the process of being trained under the auspices of a recognized training facility to assist a person with a disability.

**23-245. REGULATION OF USAGE.**

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7. No person shall bring, allow or permit an animal to be in the skywalk system, except that as provided by Iowa Code §216C.11, a person with a disability or a person training an assistive animal has the right to be accompanied by a service dog or an assistive animal, under control.

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Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Roger K. Brown

Assistant City Attorney