

CS FOR SENATE BILL NO. 273(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 3/17/08

Referred: Rules

Sponsor(s): SENATOR WIELECHOWSKI

REPRESENTATIVE Lynn

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to cruelty to animals and promoting an exhibition of fighting animals."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 *** Section 1.** AS 11.61.140(a) is amended to read:

4 (a) A person commits cruelty to animals if the person

5 (1) knowingly inflicts severe and prolonged physical pain or suffering
6 on an animal;

7 (2) with criminal negligence, fails to care for an animal and, as a result,
8 causes the death of the animal or causes severe physical pain or prolonged suffering to
9 the animal;

10 (3) kills or injures an animal by the use of a decompression chamber;

11 [OR]

12 (4) intentionally kills or injures a pet or livestock by the use of poison;

13 **or**

14 **(5) knowingly kills or injures an animal with the intent to**
15 **intimidate, threaten, or terrorize another person.**

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* **Sec. 2.** AS 11.61.140(b) is amended to read:

(b) Each animal that is subject to cruelty to animals under **(a)** [(a)(1) - (4)] of this section shall constitute a separate offense.

* **Sec. 3.** AS 11.61.140(f) is amended to read:

(f) Cruelty to animals **under (a)(1), (3), or (4) of this section** is a **class C felony. Cruelty to animals under (a)(2) or (5) of this section is a** class A misdemeanor. **In addition to these penalties, the** [THE] court may also

(1) require forfeiture of any animal affected to the state or to a custodian that supplies shelter, care, or medical treatment for the animal;

(2) require the defendant to reimburse the state or a custodian for all reasonable costs incurred in providing necessary shelter, care, veterinary attention, or medical treatment for any animal affected;

(3) prohibit or limit the defendant's ownership, possession, or custody of animals for up to 10 years.

* **Sec. 4.** AS 11.61.145(d) is amended to read:

(d) Promoting an exhibition of fighting animals

(1) under (a)(1) or (2) of this section is a class C felony;

(2) under (a)(3) of this section is a **class A misdemeanor** [VIOLATION] for the first offense and a class **C felony** [B MISDEMEANOR] for the second and each subsequent offense.