

Original

W. C. Coghill

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IN THE HOUSE

BY COGHILL AND WILBUR

HOUSE BILL NO. 25

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-FIRST SESSION

A BILL

For an Act entitled: "An Act prohibiting cruelty to animals; defining offenses; and prescribing penalties; repealing Section 65-9-34 ACLA 1949."

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

Section 1. CRUELTY IN GENERAL. Any person who shall

~~overdrive, overload, drive when overloaded, overwork, torment, unnecessarily or cruelly beat or otherwise abuse or kill, a living animal or creature, cause or procure any of such acts to be done; or confine or cause to be impounded or confined, in a pound or other place where there is not a caretaker to assume the responsibility of proper food, water, and shelter as provided in this Act, a living animal or creature, and shall fail to supply it during such confinement with a sufficient quantity of good and wholesome food and water, and with an adequate shelter or protection from the weather,~~ shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than ^{100.00} ~~\$250.00~~ or by imprisonment in the Federal jail of not more than ^{30 days} ~~six months~~, or by both such fine and imprisonment.

Section 2. ABANDONING DISABLED ANIMALS TO DIE: MISDEMEANOR:

Any person who shall abandon a maimed, sick, infirm, or disabled ^{concrete} animal or creature to die shall be guilty of a misdemeanor and punished as provided in Section 1.

Section 3. USE OF LIVE BIRDS AS TARGETS: MISDEMEANOR:

1 Any person who shall (a) use a live pigeon, foal or other bird
2 for the purpose of a target, or to be shot at either for
3 amusement or as a test of skill in marksmanship (b) shoot at a
4 bird used as aforesaid, or is a party to such a shooting; or
5 (c) lease a building, room, field or premises, or knowingly
6 permit the use thereof for the purpose of such shooting, shall
7 be guilty of a misdemeanor and upon conviction thereof shall be
8 punished by a fine of not more than \$50.00. This section shall
9 not apply to shooting of game for food.

10 Section 4. FIGHTING OR BAITING ANIMALS OR CREATURES AND
11 RELATED OFFENSES: MISDEMEANOR. Any person who shall: (a) keep,
12 use, be connected with or interested in the management of, or
13 receive money, for the admission of a person to, a place kept
14 or used for the purpose of fighting or baiting a live animal or
15 creature; (b) be present and witness, encourage or assist there-
16 in, or, (c) permit or suffer a place owned or controlled by him
17 to be so used shall be guilty of a misdemeanor, and upon con-
18 viction thereof shall be punished by a fine of not more than
19 \$500.00 or by imprisonment in the Federal jail for not more
20 than six months or by both such fine and imprisonment.

21 Section 5. ANIMALS INJURED BY MOTOR VEHICLES. Any person
22 operating a motor vehicle who shall knowingly hit, run over, or
23 cause injury to a dog, horse or cattle or other domestic animal,
24 shall stop at once, ascertain the extent of injury, report to the
25 nearest humane society, or, if no such society exists, the
26 Highway Patrol office or police headquarters, and give his
27 name, address, operator's license and registration number, and
28 also give the location of the injured animal. Any person who
29 shall violate any of the provisions of this section shall be

1 guilty of a misdemeanor, and upon conviction thereof, shall be
2 punished by a fine of not less than \$5.00 nor more than \$25.00,
3 for the first offense, and upon conviction of a second offense,
4 shall be punished by a fine of not less than \$25.00 nor more
5 than \$50.00, or by imprisonment in the Federal jail for not more
6 than ten days or by both such fine and imprisonment.

7 Section 5. PET SHOPS. Any person maintaining as a business
8 a kennel or pet shop wherein dogs or other small animals are
9 boarded for hire or kept for sale, shall apply to the Tax
10 Commissioner for a license to maintain such kennel or pet shop.
11 The provisions of this section shall not apply to any private
12 kennel or to any kennel where fewer than six dogs are ordinarily
13 kept. An officer of the law or an authorized officer of the
14 Alaska Humane Society may, at any time, inspect or cause to be
15 inspected, any such kennel or pet shop, and if, in his judgment,
16 the same is not being maintained in a sanitary and humane manner,
17 he may take immediate action to assure sanitary and humane
18 treatment. Any person who is not maintaining a commercial kennel
19 or pet shop in ^{and} ^{or} sanitary and humane manner shall be guilty of
20 a misdemeanor and upon conviction thereof shall be punished by
21 a fine of not more than \$50.00, ~~or by suspension or revocation~~
22 ~~of his license.~~

23 Section 6. No person shall sell, offer for sale, barter or
24 give away living baby chicks, ducklings or other fowl or baby
25 rabbits unless such person provides proper brooder facilities for
26 the care of such baby chicks, ducklings or other fowl, and
27 hutches for rabbits. Any person or persons selling, bartering,
28 or giving away living baby chicks, ducklings, or other fowl or
29 baby rabbits to a person or persons not complying with the re-

1 Sec. 6 - No person shall dye, color or otherwise treat living
2 baby chicks, ducklings, or other fowl, or domestic animal nor
3 sell, offer to sell, barter or display such animals or fowl. Any
4 persons violating the provisions of this section shall be deemed
5 guilty of a misdemeanor, and upon conviction thereof shall
6 be fined not more than \$50.00 for each offense.

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13 Section 8. DISPOSITION OF FINES AND PENALTIES. All fines,
14 penalties and moneys imposed and collected under the provisions
15 of this Act shall be paid by the court or magistrate or by the
16 clerk or court officer receiving the same, within thirty days
17 and without demand, to the Divisional Society of the Alaska
18 Humane Society for the Prevention of Cruelty to Children and
19 Animals of the division where same were imposed and collected,
20 if one is in existence in that division, and if not, then to
21 the Alaska Humane Society, Inc., Fairbanks, Alaska, to be used
22 by the Society in aid of the benevolent objects for which it
23 was incorporated.

24 An emergency is hereby declared to exist and this Act
25 shall take effect immediately upon its passage and approval.
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