

Original sponsor: Resources Committee
by Request

Offered: 5/15/80
Referred: Rules

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 514
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act amending the criminal provisions relating to
7 cruelty to animals and establishing the crime of pro-
8 moting an exhibition of fighting animals; and providing
9 for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 11.61.140 is repealed and re-enacted to read:

12 Sec. 11.61.140. CRUELTY TO ANIMALS. (a) A person commits the
13 crime of cruelty to animals if he

14 (1) intentionally inflicts severe and prolonged physical pain
15 or suffering on an animal; or

16 (2) recklessly neglects an animal and, as a result of that
17 neglect, the person causes severe pain or suffering to the animal.

18 (b) It is a defense to a prosecution under this section that the
19 conduct of the defendant

20 (1) conformed to accepted veterinary practice;

21 (2) was part of scientific research governed by accepted
22 standards; or

23 (3) was necessarily incident to lawful hunting or trapping
24 activities.

25 (c) In this section, "animal" means a vertebrate living creature
26 not a human being, but does not include fish.

27 (d) Cruelty to animals is a class A misdemeanor.

28 * Sec. 2. AS 11.61 is amended by adding a new section to read:

29 Sec. 11.61.145. PROMOTING AN EXHIBITION OF FIGHTING ANIMALS. (a)

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A person commits the crime of promoting an exhibition of fighting animals if he

(1) owns, possesses, keeps, or trains an animal with intent that it be engaged in an exhibition of fighting animals;

(2) instigates, promotes or has a pecuniary interest in an exhibition of fighting animals; or

(3) attends an exhibition of fighting animals.

(b) The animals, equipment, vehicles, money and other items used by a person in a violation of (a)(1) or (2) of this section shall be forfeited to the state if the person is convicted of an offense under this section.

(c) In this section, "animal" means a vertebrate living creature not a human being, but does not include fish.

(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 violation for the first offense and a class B misdemeanor for the second and each subsequent offense.

* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-070(c).