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H.566

Introduced by Representatives Willhoit of St. Johnsbury, Colburn of
Burlington, and LaLonde of South Burlington

Referred to Committee on

Date:

Subject: Crimes; animal cruelty

Statement of purpose of bill as introduced: This bill proposes to clarify that
cruelly striking an animal one or more times provides a basis for a charge of
cruelty to animals.

An act relating to animal cruelty

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 13 V.S.A. § 352 is amended to read:

§ 352. CRUELTY TO ANIMALS

A person commits the crime of cruelty to animals if the person:

(1) ~~intentionally~~ Intentionally kills or attempts to kill any animal
belonging to another person without first obtaining legal authority or consent
of the owner;

(2) ~~overworks~~ Overworks, overloads, tortures, torments, abandons,
administers poison to, cruelly ~~beats~~ strikes one or more times, or mutilates an
animal; or exposes a poison with intent that it be taken by an animal;

1 (3) ~~ties~~ Ties, tethers, or restrains an animal, either a pet or livestock, in a
2 manner that is inhumane or is detrimental to its welfare. Livestock and poultry
3 husbandry practices are exempted;

4 (4) ~~deprives~~ Deprives an animal ~~which~~ that a person owns, possesses, or
5 acts as an agent for; of adequate food, water, shelter, rest, sanitation, or
6 necessary medical attention; or transports an animal in overcrowded vehicles;

7 (5)(A) ~~owns~~ Owns, possesses, keeps, or trains an animal engaged in an
8 exhibition of fighting; ~~or~~; possesses, keeps, or trains any animal with intent
9 that it be engaged in an exhibition of fighting; or permits any such act to be
10 done on premises under his or her charge or control; ~~or~~.

11 (B) ~~owns~~ Owns, possesses, ships, transports, delivers, or keeps a
12 device, equipment, or implement for the purpose of training or conditioning an
13 animal for participation in animal fighting; or enhancing an animal's fighting
14 capability.

15 (6) ~~aets~~ Acts as judge or spectator at events of animal fighting or bets or
16 wagers on the outcome of such fight;

17 (7) ~~as~~ As poundkeeper, officer, or agent of a humane society or as an
18 owner or employee of an establishment for treatment, board, or care of an
19 animal, knowingly receives, sells, transfers, or otherwise conveys an animal in
20 his or her care for the purpose of research or vivisection;

1 (8) ~~intentionally~~ Intentionally torments or harasses an animal owned or
2 engaged by a police department or public agency of the State or its political
3 subdivisions; or interferes with the lawful performance of a police animal;

4 (9) ~~knowingly~~ Knowingly sells, offers for sale, barter~~s~~, or displays
5 living baby chicks, ducklings, or other fowl ~~which~~ that have been dyed,
6 colored, or otherwise treated so as to impart to them an artificial color; or fails
7 to provide poultry with proper brooder facilities;

8 (10) ~~uses~~ Uses a live animal as bait or lure in a race, game, or contest; or
9 in training animals in a manner inconsistent with 10 V.S.A. Part 4 or the rules
10 adopted thereunder;

11 (11)(A) ~~engages~~ Engages in sexual conduct with an animal;

12 (B) ~~possesses~~ Possesses, sells, transfers, purchases, or otherwise
13 obtains an animal with the intent that it be used for sexual conduct;

14 (C) ~~organizes~~ Organizes, promotes, conducts, aids, abets, or
15 participates in as an observer an act involving any sexual conduct with an
16 animal;

17 (D) ~~causes~~ Causes, aids, or abets another person to engage in sexual
18 conduct with an animal;

19 (E) ~~permits~~ Permits sexual conduct with an animal to be conducted
20 on premises under his or her charge or control; ~~or~~.

1 (F) ~~advertises~~ Advertises, offers, or accepts the offer of an animal
2 with the intent that it be subject to sexual conduct in this State.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on passage.