

1 Committee of Conference Report on HB 1547-FN, prohibiting bestiality.

2

3 Recommendation:

4 That the House recede from its position of nonconcurrence with the Senate amendment, and

5 That the Senate recede from its position in adopting its amendment to the bill, and

6 That the Senate and House adopt the following new amendment to the bill as amended by the  
7 Senate, and pass the bill as so amended:

8

9 Amend the bill by replacing all after the enacting clause with the following:

10

11 1 New Section; Breaches of the Peace; Bestiality. Amend RSA 644 by inserting after section 8-f  
12 the following new section:

13 644:8-g Bestiality.

14 I. A person commits bestiality by knowingly committing any of the following acts:

15 (a) Engaging in sexual contact or sexual penetration with an animal for the purpose of  
16 sexual arousal or gratification.

17 (b) Offering or accepting the offer of an animal for consideration with the intent that it  
18 be subject to sexual contact or sexual penetration by a human.

19 (c) Photographing or filming or distributing such photographs or films, for the purpose  
20 of sexual arousal or gratification, of a person engaged in sexual contact or sexual penetration with  
21 an animal.

22 II. Any person convicted of a violation of this section shall be guilty of a class A  
23 misdemeanor for a first offense and a class B felony for a second or subsequent offense.

24 III. In addition to any other penalty imposed for a violation of this section, the court shall  
25 order that the convicted person:

26 (a) Submit to a psychological assessment and participate in appropriate counseling at  
27 the convicted person's own expense.

28 (b) Reimburse an animal shelter for any reasonable costs incurred for the care and  
29 maintenance of any animal that was taken to the animal shelter as a result of conduct proscribed by  
30 this section.

31 (c) Shall not own, harbor, exercise control over, or reside in the same household with  
32 any animal for a period of time deemed reasonable by the court.

33 IV. This section shall not apply to:

34 (a) Accepted veterinary medical practices.

**Committee of Conference Report on HB 1547-FN**  
**- Page 2 -**

35 (b) Insemination of animals for the purpose of procreation.

36 (c) Accepted animal husbandry practices that provide care for animals.

37 V. In this section:

38 (a) "Animal" means a nonhuman mammal, bird, reptile, or amphibian, either dead or  
39 alive.

40 (b) "Sexual contact" means any act between a person or an animal involving direct  
41 physical contact between the genitals or anus of one and the mouth, anus or other part of the body  
42 of the other, or direct physical contact between the genitals of one and the genitals of the other,  
43 where such contact can be reasonably construed for the purpose of the person's sexual arousal or  
44 gratification.

45 (c) "Sexual penetration" means any intrusion, however, slight, of any part of the  
46 person's or animal's body into the body of the other, or any object manipulated by the person into  
47 the body of the animal, where such penetration can be reasonable construed for the purpose of  
48 sexual arousal or gratification.

49 2 Registration of Criminal Offenders; Definitions. Amend RSA 651-B:1, IX(a) to read as  
50 follows:

51 (a) RSA 169-B:41, II; RSA 632-A:3, I; RSA 632-A:3, II; RSA 632-A:3, IV if the victim was  
52 13 years of age or older but less than 18 years of age; RSA 633:2; RSA 633:3; RSA 639:3, III; RSA  
53 645:1, II; RSA 645:1, III; RSA 645:2; RSA 649-A:3; RSA 649-A:3-a; RSA 649-A:3-b; RSA 649-B:3;  
54 RSA 649-B:4; ~~or~~ RSA 650:2, II; **or RSA 644:8-g.**

55 3 Effective Date. This act shall take effect January 1, 2017.

**Committee of Conference Report on HB 1547-FN**  
**- Page 3 -**

The signatures below attest to the authenticity of this Report on HB 1547-FN, prohibiting bestiality.

Conferees on the Part of the Senate

Conferees on the Part of the House

---

Sen. Carson, Dist. 14

---

Rep. Tholl, Coos 5

---

Sen. Daniels, Dist. 11

---

Rep. Welch, Rock. 13

---

Sen. Pierce, Dist. 5

---

Rep. DiSesa, Straf. 16

---

Rep. Cushing, Rock. 21