

1 TO THE HONORABLE SENATE:

2 The Committee on Judiciary to which was referred House Bill No. 566
3 entitled “An act relating to animal cruelty” respectfully reports that it has
4 considered the same and recommends that the Senate propose to the House that
5 the bill be amended by striking out all after the enacting clause and inserting in
6 lieu thereof the following:

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

8 § 352. CRUELTY TO ANIMALS

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

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

13 (2) ~~overworks~~ Overworks, overloads, tortures, torments, abandons,
14 administers poison to, cruelly beats harms or mutilates an animal; or exposes a
15 poison with intent that it be taken by an animal;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

16 Sec. 1a. 13 V.S.A. § 353(a) is amended to read:

17 (a) Penalties.

18 * * *

19 (5) A person who violates subdivision 352(1) of this title by
20 intentionally killing or attempting to kill an animal belonging to another or
21 subdivision 352(2) of this title by torturing, administering poison to, or cruelly

1 ~~beating~~ **harms** or mutilating an animal shall be imprisoned not more than two
2 years or fined not more than \$5,000.00, or both.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on passage.

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11 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE