

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2015 REGULAR SESSION
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Amend printed copy of HB 177

On page 1, line 3, delete Section 1 in its entirety; and

On page 2, line 26 to page 4, line 14, delete Section 2 in its entirety and insert the following in lieu thereof:

"➔Section 1. KRS 525.130 is amended to read as follows:

(1) A person is guilty of cruelty to animals in the second degree when except as authorized by law he or she intentionally or wantonly:

(a) Subjects any animal to or causes cruel or injurious mistreatment through abandonment, participates other than as provided in KRS 525.125 in causing it to fight for pleasure or profit (including, but not limited to being a spectator or vendor at an event where an~~[a four (4) legged]~~ animal is caused to fight for pleasure or profit), mutilation, beating, torturing any animal other than a dog or cat, tormenting, failing to provide reasonable~~[adequate]~~ food, drink, space, or health care, or by any other means;

(b) Subjects any animal in his custody to cruel neglect; or

(c) Kills any animal other than a domestic animal killed by poisoning. This paragraph shall not apply to intentional poisoning of a dog or cat. Intentional poisoning of a dog or cat shall constitute a violation of this section.

Amendment No. HFA 3

Sponsor: Jeff Hoover

Committee Amendment: _____

Signed: _____

Floor Amendment: _____

LRC Drafter: Lyon, Alice

Adopted: _____

Date: _____

Rejected: _____

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- (2) Nothing in this section shall apply to the killing of animals:
- (a) Pursuant to a license to hunt, fish, or trap;
 - (b) Incident to the processing as food or for other commercial purposes;
 - (c) For humane purposes;
 - (d) For veterinary, agricultural, spaying or neutering, or cosmetic purposes;
 - (e) For purposes relating to sporting activities, including but not limited to horse racing at organized races and training for organized races, organized horse shows, or other animal shows;
 - (f) For bona fide animal research activities of institutions of higher education; or a business entity registered with the United States Department of Agriculture under the Animal Welfare Act or subject to other federal laws governing animal research;
 - (g) In defense of self or another person against an aggressive or diseased animal;
 - (h) In defense of a domestic animal against an aggressive or diseased animal;
 - (i) For animal or pest control; or
 - (j) For any other purpose authorized by law.
- (3) Activities of animals engaged in hunting, field trials, dog training other than training a dog to fight for pleasure or profit, and other activities authorized either by a hunting license or by the Department of Fish and Wildlife Resources shall not constitute a violation of this section.
- (4) Cruelty to animals in the second degree is a Class A misdemeanor.
- ➔Section 2. KRS 525.125 is amended to read as follows:
- (1) The following persons are guilty of cruelty to animals in the first degree whenever an~~fa~~
~~four-legged~~ animal is caused to fight for pleasure or profit:
- (a) The owner of the animal;
 - (b) The owner of the property on which the fight is conducted if the owner knows of the

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fight;

- (c) Anyone who participates in the organization of the fight.
- (2) Activities of animals engaged in hunting, field trials, dog training, and other activities authorized either by a hunting license or by the Department of Fish and Wildlife *Resources* shall not constitute a violation of this section.
- (3) Cruelty to animals in the first degree is a Class D felony."