

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 2190

5 By: Representatives Napper, Mahony
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7

For An Act To Be Entitled

9 AN ACT TO PROHIBIT PROMOTING, SUPPORTING, AND
10 ENGAGING IN ANIMAL FIGHTING CONTESTS; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13 AN ACT TO PROHIBIT PROMOTING,
14 SUPPORTING, AND ENGAGING IN ANIMAL
15 FIGHTING CONTESTS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-62-120 is amended to read as follows:

22 5-62-120. Unlawful ~~dog~~ animal fighting.

23 (a)(1) A person commits the offense of unlawful ~~dog~~ animal fighting in
24 the first degree if he or she knowingly:

25 (A) Promotes, engages in, or is employed at ~~dog~~ animal
26 fighting; or

27 (B) Receives money for the admission of another person to
28 a place kept for ~~dog~~ animal fighting; ~~or~~

29 (C) Sells, purchases, possesses, or trains ~~a dog~~ an animal
30 for ~~dog~~ animal fighting;

31 (D) Manufactures or sells any device primarily intended to
32 enhance an animal's fighting ability, including devices commonly known as
33 gaffs and slashers;

34 (E) Purchases, possesses, or configures any device with
35 the intent of using the device for animal fighting or to enhance an animal's
36 fighting ability; or



1 (F) Permits any premises under the person's ownership,
2 charge, or control to be used for animal fighting.

3 (2) Unlawful ~~dog~~ animal fighting in the first degree is a Class
4 D felony.

5 (b)(1) A person commits the offense of unlawful ~~dog~~ animal fighting in
6 the second degree if he or she knowingly:

7 (A) Purchases a ticket of admission to or is present at a
8 ~~dog~~ an animal fight; or

9 (B) Witnesses a ~~dog~~ an animal fight if it is presented as
10 a public spectacle.

11 (2) Unlawful ~~dog~~ animal fighting in the second degree is a Class
12 A misdemeanor.

13 (c) Upon the arrest of any person for violating the provisions of this
14 section, the arresting law enforcement officer or animal control officer
15 shall have the authority to seize and take custody of all ~~dogs~~ animals in the
16 possession of the arrested person.

17 (d)(1) Upon the conviction of any person for violating the provisions
18 of this section, any court of competent jurisdiction shall have the authority
19 to order the forfeiture by the convicted person of all ~~dogs~~ animals the use
20 of which was the basis of the conviction.

21 (2) Any ~~dogs~~ animals ordered forfeited under the provisions of
22 this subsection shall be placed in the custody of a society which is
23 incorporated for the prevention of cruelty to animals, or an animal control
24 agency.

25 (e) In addition to the fines, penalties, and forfeitures imposed under
26 the provisions of this section, the court may require the defendant to make
27 restitution to the state, any of its political subdivisions, or a society
28 which is incorporated for the prevention of cruelty to animals for housing,
29 feeding, or providing medical treatment to ~~dogs~~ animals used for unlawful ~~dog~~
30 animal fighting.

31 (f) For purposes of this section:

32 (1) "Animal" means any animal that is in the custody of humans,
33 including, but not limited to, any dog or bird; and

34 (2) "Animal fighting" means combat between two (2) or more
35 animals.

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