

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1664

By: Representatives Fairchild, Allen, Glover, Hinshaw,
Hutchinson, Jones, S. Miller, Stewart, Tullis,
Watts and Wilkins

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 1987 ANNOTATED §5-62-101 TO
PROVIDE FOR THE SEIZURE AND FORFEITURE OF ANY ANIMAL TREATED
CRUELLY; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 1987 Annotated §5-62-101 is amended to read as follows:

"5-62-101. Cruelty to animals.

(a) A person commits the offense of cruelty to animals if, except as authorized by law, he knowingly:

- (1) Abandons any animal;
- (2) Subjects any animal to cruel mistreatment;
- (3) Subjects any animal in his custody to cruel neglect; or
- (4) Kills or injures any animal belonging to another without legal

privilege or consent of the owner.

(b) Cruelty to animals is a Class A misdemeanor.

(c) Upon the arrest of any person for violating the provisions of this act, the arresting law enforcement officer or animal control agency officer shall have the authority to seize and take temporary custody of all animals which are the object of the conduct giving rise to the arrest.

(d) Upon the conviction of any person for violating the provisions of this act, any court of competent jurisdiction shall have the authority to order the forfeiture by the convicted person of all animals which were the object of the conduct giving rise to the conviction or arrest. Any animals ordered forfeited under this subsection shall be placed in the custody of a society which is incorporated for the prevention of cruelty to animals, or an animal control agency."

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.

