

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1744

4  
5 By: Representative Maloch  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT CONCERNING THE KILLING OR INJURING ANIMALS  
10 USED BY LAW ENFORCEMENT; AND FOR OTHER PURPOSES.  
11

### Subtitle

12  
13 CONCERNING THE KILLING OR INJURING  
14 ANIMALS USED BY LAW ENFORCEMENT.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 5-54-126 is amended to read as  
20 follows:

21 5-54-126. Killing or injuring animals used by law enforcement or  
22 search and rescue dogs.

23 (a)~~(1)~~ Any person who, ~~without just cause,~~

24 (1) purposely ~~purposely~~ kills or ~~physically~~ injures;

25 (2) Purposely causes physical contact that is of a nature likely  
26 to cause physical injury to; or

27 (3) Attempts to cause physical contact that is of a nature  
28 likely to cause physical injury to,

29 any animal owned by or used by a law enforcement agency or any search and  
30 rescue dog upon conviction is guilty of a Class D felony.

31 (b) A person who purposely interferes with or obstructs an animal  
32 owned by or used by a law enforcement agency or a search and rescue dog used  
33 by a law enforcement officer in the discharge or attempted discharge of his  
34 or her duties upon conviction is guilty of a Class A misdemeanor.

35 ~~(2)~~(c) As used in this section, "Search "search and rescue dog" means  
36 any a dog:



1           ~~(A)(1)~~ In training for or trained for the purpose of search and  
2 rescue;

3           ~~(B)(2)~~ Owned by an independent handler or member of a search and  
4 rescue team; ~~and~~

5           ~~(C)(3)~~ Used in conjunction with a local law enforcement  
6 organization or an emergency services organization for the purpose of  
7 locating a missing person or evidence of arson;

8           (4) Trained for the purpose of locating controlled substances;  
9 or

10           (5) Trained to assist in the apprehension of persons alleged to  
11 have violated any law.

12           ~~(b)(c)~~ Any A person guilty of violating ~~subsection (a) of this section~~  
13 is also required to make restitution to the law enforcement agency or owner  
14 ~~so aggrieved~~ of the animal that suffered a loss due to the violation,  
15 including without limitation reimbursement for veterinary bills, and the  
16 replacement cost of the animal if the animal is permanently disabled or  
17 killed as a result of the violation.

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