

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

As Engrossed: S3/28/13

# A Bill

SENATE BILL 1016

5 By: Senator G. Stubblefield  
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## For An Act To Be Entitled

8 AN ACT TO PROHIBIT THE OUT-OF-STATE TRANSFER OF  
9 ANIMALS SEIZED BY LAW ENFORCEMENT IN A CRIMINAL  
10 INVESTIGATION; AND FOR OTHER PURPOSES.  
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## Subtitle

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14 TO PROHIBIT THE OUT-OF-STATE TRANSFER OF  
15 ANIMALS SEIZED BY LAW ENFORCEMENT IN A  
16 CRIMINAL INVESTIGATION.  
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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 § 5-62-102(6), concerning the definition of*  
22 *"appropriate place of custody", is amended to read as follows:*

23 *(6) "Appropriate place of custody" means any of the following within*  
24 *this state and, if practicable, within twenty (20) miles of the residence of*  
25 *the owner or other place owned by the owner:*

26 *(A) A nonprofit animal shelter;*

27 *(B) An animal pound;*

28 *(C) A location owned or managed by a society incorporated for*  
29 *the prevention of cruelty to animals;*

30 *(D) A location owned or managed by an agency of the state,*  
31 *county, municipality, or other governmental or political subdivision of the*  
32 *state that is responsible for animal control operations in its jurisdiction;*

33 *(E) A location owned or managed by a public or private custodian*  
34 *that provides shelter, care, and necessary medical treatment to an animal; or*

35 *(F) The residence or other place owned by the owner of the*  
36 *animal, if approved by written order of a court of competent jurisdiction;*



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*SECTION 2. Arkansas Code § 5-62-106, concerning the disposition of an animal, is amended to add a new subsection to read as follows:*

*(f) This section does not prohibit the return of an animal to the rightful owner if the rightful owner is located outside the state and the prosecuting attorney has decided not to charge the rightful owner with an offense under this subchapter.*

*/s/G. Stubblefield*