

~~(IV) USE OR ALLOW TO BE USED A BIRD, FOWL, OR COCK TO FIGHT WITH ANOTHER ANIMAL IN A COCKFIGHT; OR~~

~~(V) INTENTIONALLY INFLICT BODILY HARM, PERMANENT DISABILITY, OR DEATH ON AN ANIMAL OWNED OR USED BY A LAW ENFORCEMENT UNIT.~~

~~(2) A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF THE FELONY OF AGGRAVATED CRUELTY TO ANIMALS AND IS SUBJECT TO:~~

~~(I) A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 3 YEARS OR BOTH; AND~~

~~(II) AS A CONDITION OF SENTENCE, PSYCHOLOGICAL COUNSELING THAT IS TO BE PAID FOR BY THE DEFENDANT.~~

~~(C) (1) THIS SECTION DOES NOT APPLY TO CUSTOMARY AND NORMAL VETERINARY AND AGRICULTURAL HUSBANDRY PRACTICES, INCLUDING BUT NOT LIMITED TO DEHORNING, CASTRATION, DOCKING TAILS, AND LIMIT FEEDING.~~

~~(2) WHEN ACTIVITIES IN WHICH PHYSICAL PAIN MAY UNAVOIDABLY BE CAUSED TO ANIMALS, SUCH AS FOOD PROCESSING, PEST ELIMINATION, ANIMAL TRAINING, AND HUNTING, CRUELTY MEANS A FAILURE TO EMPLOY THE MOST HUMANE METHOD REASONABLY AVAILABLE.~~

~~(3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ALL ANIMALS, WHETHER THEY ARE PRIVATELY OWNED, STRAYS, DOMESTICATED, FERAL, FARM, CORPORATELY OR INSTITUTIONALLY OWNED, UNDER PRIVATE, LOCAL, STATE, OR FEDERALLY FUNDED SCIENTIFIC OR MEDICAL ACTIVITIES, OR OTHERWISE PHYSICALLY LOCATED IN THIS STATE SHALL BE PROTECTED FROM INTENTIONAL CRUELTY. HOWEVER, NO PERSON SHALL BE LIABLE FOR CRIMINAL PROSECUTION FOR NORMAL HUMAN ACTIVITIES IN WHICH THE INFLICTION OF PAIN TO AN ANIMAL IS PURELY INCIDENTAL AND UNAVOIDABLE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved May 13, 1999.

CHAPTER 449

(House Bill 738)

AN ACT concerning

Family Law - Domestic Violence - Relief

FOR the purpose of authorizing a court to include in a temporary ex parte order or protective order a provision ordering the respondent to remain away from the ~~place of any person providing a child care provider to a minor child~~ place of any person providing a child care provider to a minor child of a person eligible for relief from abuse while a child of the person is in the care of the child