

3/8/99 Back to Judiciary *2/22/99 Do Pass*
JUDICIARY *from Cal.*

FILED FEB 8 1999

SENATE FILE 104
BY TINSMAN, DVORSKY, HAMMOND,
and MILLER

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the penalty applicable to persons who commit
2 animal abuse.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 104
JUDICIARY

1 Section 1. Section 717B.2, unnumbered paragraph 1, Code
2 1999, is amended to read as follows:

3 A person is guilty of animal abuse if the person
4 intentionally injures, maims, disfigures, or destroys an
5 animal owned by another person, in any manner, including
6 intentionally poisoning the animal. A person guilty of animal
7 abuse is guilty of an aggravated misdemeanor. In addition to
8 the penalty provided under section 903.1, the court shall
9 order a person who is convicted of a violation of this section
10 to attend and complete court-approved counseling sessions or a
11 court-approved counseling program. This section shall not
12 apply to any of the following:

13 Sec. 2. Section 901.5, subsection 8, Code 1999, is amended
14 by adding the following new unnumbered paragraph:

15 NEW UNNUMBERED PARAGRAPH. In addition to any sentence
16 imposed pursuant to chapter 902 or 903, the court may order
17 the defendant to attend and complete any court-approved
18 counseling sessions or a court-approved counseling program
19 ordered pursuant to section 717B.2 or any other section.

20 EXPLANATION

21 This bill makes changes in the penalty applicable to animal
22 abuse by requiring that, in addition to the penalty which is
23 generally applicable to aggravated misdemeanors, the person
24 must also attend and complete court-approved counseling. A
25 corresponding amendment is made to Code section 901.5. An
26 aggravated misdemeanor is punishable by imprisonment not to
27 exceed two years and a fine of at least \$500 but not more than
28 \$5,000.

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