

Senate Study Bill 3146 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON FRAISE)

A BILL FOR

1 An Act relating to the offense of livestock abuse, and
2 providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 717.1A, unnumbered paragraph 1, Code
2 2011, is amended to read as follows:

3 A person is guilty of livestock abuse if the person
4 intentionally injures or destroys livestock owned by another
5 person, in any manner, including, but not limited to,
6 intentionally doing any of the following: administering drugs
7 or poisons to the livestock, or disabling the livestock by
8 using a firearm or trap. A person guilty of livestock abuse
9 commits an aggravated misdemeanor. However, a person who is
10 guilty of livestock abuse and who also produces a recording of
11 the livestock abuse commits a class "D" felony. This section
12 shall not apply to any of the following:

13 EXPLANATION

14 Code section 717.1A provides that a person commits livestock
15 abuse by intentionally injuring or destroying livestock owned
16 by another person. A person who commits the offense is guilty
17 of an aggravated misdemeanor.

18 This bill provides that a person who commits livestock
19 abuse and who also produces a recording of the livestock abuse
20 commits a class "D" felony.

21 Livestock is defined to include cattle, goats, horses,
22 sheep, or swine, or related species; ostriches, rheas, or
23 emus; farm deer; or poultry. The Code section includes a
24 number of exceptions, including when acting with the consent
25 of the livestock owner, acting under court order, practicing
26 veterinary medicine, acting to carry out a provision of law, or
27 acting to protect life or property.

28 An aggravated misdemeanor is punishable by confinement for
29 no more than two years and a fine of at least \$625 but not more
30 than \$6,250. A class "D" felony is punishable by confinement
31 for no more than five years and a fine of at least \$750 but not
32 more than \$7,500.