

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 12, Page 8, Section 570.120, Line 78, by
2 inserting after all of said section and line the following:

3
4 "578.009. 1. A person is guilty of animal neglect [when] if he has custody or ownership or
5 both of an animal and fails to provide adequate care [or adequate control, which results in substantial
6 harm to the animal].

7 2. A person is guilty of abandonment [when] if he has knowingly abandoned an animal in
8 any place without making provisions for its adequate care.

9 3. Animal neglect and abandonment is a class C misdemeanor upon first conviction and for
10 each offense, punishable by imprisonment or a fine not to exceed five hundred dollars, or both, and a
11 class B misdemeanor punishable by imprisonment or a fine not to exceed one thousand dollars, or
12 both upon the second and all subsequent convictions. All fines and penalties for a first conviction of
13 animal neglect or abandonment may be waived by the court provided that the person found guilty of
14 animal neglect or abandonment shows that adequate, permanent remedies for the neglect or
15 abandonment have been made. Reasonable costs incurred for the care and maintenance of neglected
16 or abandoned animals may not be waived. This section shall not apply to the provisions of section
17 578.007 or sections 272.010 to 272.370.

18 4. In addition to any other penalty imposed by this section, the court may order a person
19 found guilty of animal neglect or abandonment to pay all reasonable costs and expenses necessary
20 for:

21 (1) The care and maintenance of neglected or abandoned animals within the person's custody
22 or ownership;

23 (2) The disposal of any dead or diseased animals within the person's custody or ownership;

24 (3) The reduction of resulting organic debris affecting the immediate area of the neglect or
25 abandonment; and

26 (4) The avoidance or minimization of any public health risks created by the neglect or
27 abandonment of the animals.

28 578.011. 1. A person is guilty of animal trespass if a person having ownership or custody of
29 an animal knowingly fails to provide adequate control for a period equal to or exceeding twelve
30 hours.

31 2. Animal trespass is an infraction upon first conviction and for each offense punishable by a
32 fine not to exceed two hundred dollars, and a class C misdemeanor punishable by imprisonment or a
33 fine not to exceed five hundred dollars, or both, upon the second and all subsequent convictions. All
34 fines for a first conviction of trespass may be waived by the court provided that the person found
35 guilty of animal trespass shows that adequate, permanent remedies for trespass have been made.
36 Reasonable costs incurred for the care and maintenance of trespassing animals may not be waived.
37 This section shall not apply to the provisions of section 578.007 or sections 272.010 to 272.370.

Action Taken _____ Date _____

1 578.012. 1. A person is guilty of animal abuse [when] if a person:
2 (1) Intentionally or purposely kills an animal in any manner not allowed by or expressly
3 exempted from the provisions of sections 578.005 to 578.023 and 273.030;
4 (2) Purposely or intentionally causes injury or suffering to an animal; or
5 (3) Having ownership or custody of an animal knowingly fails to provide adequate care [or
6 adequate control] which results in substantial harm to the animal.
7 2. Animal abuse is a class A misdemeanor, unless the defendant has previously [plead] pled
8 guilty to or has been found guilty of animal abuse or the suffering involved in subdivision (2) of
9 subsection 1 of this section is the result of torture or mutilation, or both, consciously inflicted while
10 the animal was alive, in which case it is a class D felony."; and
11
12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.