

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 2436, Page 1, Section A, Line 2, by inserting after all of said section
2 and line the following:

3
4 "578.009. 1. A person commits the offense of animal neglect if he or she:

5 (1) Has custody or ownership of an animal and fails to provide adequate care; [or]

6 (2) Has custody or ownership of an animal, excluding livestock as defined in section
7 265.300, and fails to provide adequate control; or

8 (3) Knowingly abandons an animal in any place without making provisions for its
9 adequate care or adequate control.

10 2. The offense of animal neglect is a class C misdemeanor unless the person:

11 (1) Has previously been found guilty of an offense under this section, or an offense in
12 another jurisdiction which would constitute an offense under this section, in which case it is a
13 class B misdemeanor;

14 (2) Fails to provide adequate care or adequate control that results in property damage of
15 another, in which case it is a class B misdemeanor; however, if such damage exceeds seven
16 hundred fifty dollars, it is a class E felony;

17 (3) Fails to provide adequate care or adequate control that results in physical injury, as
18 defined in 556.061, to a person, in which case it is a class A misdemeanor;

19 (4) Fails to provide adequate care or adequate control that results in serious physical
20 injury, as defined in section 556.061, to a person, in which case it is a class E felony; or

21 (5) Fails to provide adequate care or adequate control that results in death to a person, in
22 which case it is a class D felony.

23 3. ~~[All fines and penalties for a first finding of guilt under this section may be waived by~~
24 ~~the court if the person found guilty of animal neglect shows that adequate, permanent remedies~~
25 ~~for the neglect have been made. Reasonable costs incurred for the care and maintenance of~~
26 ~~neglected animals may not be waived. This section shall not apply to the provisions of section~~
27 ~~578.007 or chapter 272.~~

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

Action Taken _____ Date _____

- 1 (1) The care and maintenance of neglected animals within the person's custody or
- 2 ownership;
- 3 (2) The disposal of any dead or diseased animals within the person's custody or
- 4 ownership;
- 5 (3) The reduction of resulting organic debris affecting the immediate area of the neglect;
- 6 and
- 7 (4) The avoidance or minimization of any public health risks created by the neglect of
- 8 the animals.

9 4. Nothing in this section shall be construed to apply to the acts or facilities exempted
10 under section 578.007."; and

11
12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.