AN ACT

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, further providing for the offense of cruelty to animals.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 5511 of Title 18 of the Pennsylvania Consolidated Statutes is amended by adding a subsection to read:

(c.1) Prohibition of activities related to dogs and cats.--

(1) A person commits an offense if the person does any
of the following:

(i) Kills a dog or cat, regardless of ownership of
the animal, for the purpose of human consumption.

(ii) Processes dog or cat meat for the purpose of
human consumption.

(iii) Breeds, keeps, sells, offers for sale or
transfers a dog or cat for the purpose of human
consumption.

(iv) Offers dog or cat meat for human consumption.

(2) Except as set forth in paragraph (3), a person who
violates this subsection commits a misdemeanor of the first
degree and shall, upon conviction, be sentenced to pay a fine
of not less than $1,000 nor more than $10,000 or to
imprisonment for not more than five years, or both.

(3) A person who violates this subsection and who has
committed a prior offense commits a felony of the third
degree and shall, upon conviction, be sentenced to pay a fine
of not less than $2,500 nor more than $15,000 or to
imprisonment for not more than seven years, or both. As used
in this paragraph, the term "prior offense" shall mean a
conviction, adjudication of delinquency, acceptance of
Accelerated Rehabilitative Disposition or other form of
preliminary disposition, occurring before the sentencing on
the present violation, for any of the following:

(i) an offense under this subsection; or

(ii) an offense substantially similar to an offense
under this subsection, including an offense under a prior
law of this Commonwealth or an offense under a law of
another jurisdiction.
(C.2) USE OF DOGS, CATS OR OTHER LIVE ANIMALS OR FOWL FOR TARGETS AT TRAP SHOOT OR BLOCK SHOOT PROHIBITED.--

(1) A PERSON COMMITS A SUMMARY OFFENSE IF THAT PERSON OPERATES A TRAP SHOOT OR BLOCK SHOOT IN WHICH DOGS, CATS OR OTHER LIVE ANIMALS OR FOWL ARE USED AS TARGETS.

(2) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO APPLY TO ACTIVITY WHICH IS AUTHORIZED OR PERMITTED UNDER 34 PA.C.S. (RELATING TO GAME) OR A SPECIAL PERMIT UNDER 58 PA. CODE CH. 147 (RELATING TO SPECIAL PERMITS).

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(Q) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION:

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"BLOCK SHOOT." AN EVENT DURING WHICH PARTICIPANTS SHOOT OR ATTEMPT TO SHOOT TARGETS WHICH:

(1) FROM A FIXED LOCATION WITHIN A PREDEFINED SHOOTING FIELD, ARE MANUALLY OR WITH ELECTRONIC OR MECHANICAL ASSISTANCE LAUNCHED OR OTHERWISE IMMEDIATELY PRESENTED TO THE SHOOTER; OR

(2) WHEN PRESENTED TO THE SHOOTER, ARE:

(I) AFFIXED TO A TETHERING DEVICE; OR

(II) OTHERWISE IMPAIRED FROM ORDINARY MOVEMENT.

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"FOWL." A BIRD, AS DEFINED IN 34 PA.C.S. § 102 (RELATING TO DEFINITIONS). THE TERM EXCLUDES A GAME BIRD.

"GAME BIRD." AS DEFINED IN 34 PA.C.S. § 102 (RELATING TO DEFINITIONS).

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"TRAP SHOOT." A BLOCK SHOOT.
Section 2. This act shall take effect in 60 days.