

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1750 Session of 2013

INTRODUCED BY MAHER, BARRAR, BOBACK, BROWNLEE, CALTAGIRONE, DAVIDSON, ENGLISH, GINGRICH, HAGGERTY, KAUFFMAN, W. KELLER, KORTZ, KOTIK, LONGIETTI, MAJOR, MURT, MUSTIO, O'NEILL, PARKER, READSHAW, ROCK, ROZZI, SABATINA, SAMUELSON, SCAVELLO, SCHLOSSBERG, SCHREIBER, STEPHENS, SWANGER, TOBASH, WATSON, YOUNGBLOOD, FLECK, COHEN, PETRI, C. HARRIS, DeLUCA, PAINTER, VEREB, GILLEN, WHITE, KIRKLAND, SONNEY, D. COSTA, QUINN, PAYNE, MICOZZIE AND MATZIE, OCTOBER 15, 2013

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, NOVEMBER 13, 2013

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, IN RIOT, DISORDERLY CONDUCT AND
3 RELATED OFFENSES, further providing for the offense of
4 cruelty to animals.

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

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

9 § 5511. Cruelty to animals.

10 * * *

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

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

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

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

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

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

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

12 (3) A person who, after being sentenced under paragraph <--
13 (2), violates this subsection AND WHO HAS COMMITTED A PRIOR <--
14 OFFENSE commits a felony of the third degree and shall, upon
15 conviction, be sentenced to pay a fine of not less than
16 \$2,500 nor more than \$15,000 or to imprisonment for not more
17 than seven years, or both. AS USED IN THIS PARAGRAPH, THE <--
18 TERM "PRIOR OFFENSE" SHALL MEAN A CONVICTION, ADJUDICATION OF
19 DELINQUENCY, ACCEPTANCE OF ACCELERATED REHABILITATIVE
20 DISPOSITION OR OTHER FORM OF PRELIMINARY DISPOSITION,
21 OCCURRING BEFORE THE SENTENCING ON THE PRESENT VIOLATION, FOR
22 ANY OF THE FOLLOWING:

23 (I) AN OFFENSE UNDER THIS SUBSECTION; OR
24 (II) AN OFFENSE SUBSTANTIALLY SIMILAR TO AN OFFENSE
25 UNDER THIS SUBSECTION, INCLUDING AN OFFENSE UNDER A PRIOR
26 LAW OF THIS COMMONWEALTH OR AN OFFENSE UNDER A LAW OF
27 ANOTHER JURISDICTION.

28 * * *

29 Section 2. This act shall take effect in 60 days.