

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013

# A Bill

SENATE BILL 14

4  
5 By: Senator J. Hutchinson

## For An Act To Be Entitled

8 AN ACT CREATING THE OFFENSE OF INTERFERENCE WITH A  
9 LIVESTOCK OR POULTRY OPERATION; AND FOR OTHER  
10 PURPOSES.

### Subtitle

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14 CREATING THE OFFENSE OF INTERFERENCE WITH  
15 A LIVESTOCK OR POULTRY OPERATION.

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Title 5, Chapter 62, Subchapter 1, is amended  
21 to add a new section to read as follows:

22 5-62-127. Interference with a livestock or poultry operation.

23 (a) As used in this section:

24 (1) "Livestock means:

25 (A) A bovine, including without limitation domestic bison;

26 (B) An equine;

27 (C) A swine;

28 (D) A sheep;

29 (E) A goat;

30 (F) A domesticated camelid animal;

31 (G) A ratite bird;

32 (H) A rabbit;

33 (I) Poultry;

34 (J) An animal used or harvested for any lawful purpose,

35 including:

36 (i) Food;



1                   (ii) Fiber;

2                   (iii) Fur;

3                   (iv) Leather; or

4                   (v) Medical research and byproducts; or

5                   (K) An animal used or trained for:

6                   (i) Work;

7                   (ii) Sport;

8                   (iii) Exhibit; or

9                   (iv) Entertainment; and

10                   (2) "Livestock or poultry operation" means the production of  
11 livestock, poultry, livestock products, or poultry products on private  
12 property.

13                   (b) A person commits interference with a livestock or poultry  
14 operation if the person:

15                   (1) Knowingly records an image of or sound from the livestock or  
16 poultry operation by leaving a recording device on the private property where  
17 the livestock or poultry operation is conducted, with the purpose to cause  
18 harm to the livestock or poultry operation;

19                   (2) Knowingly obtains access to a livestock or poultry operation  
20 under false pretenses;

21                   (3) Applies for employment at a livestock or poultry operation  
22 with the purpose to record an image of or sound from the livestock or poultry  
23 operation, knowing at the time that the person accepts employment at the  
24 livestock or poultry operation that the owner of the livestock or poultry  
25 operation prohibits the employee from recording an image of or sound from the  
26 livestock or poultry operation, and while employed at and while present on  
27 the private property where the livestock or poultry operation is conducted,  
28 records an image of or sound from the livestock or poultry operation;

29                   (4) Knowingly records an image of or sound from a livestock or  
30 poultry operation while the person is committing criminal trespass, § 5-39-  
31 203, on the private property where the livestock or poultry operation is  
32 conducted; or

33                   (5) Knowingly makes a false statement or representation that the  
34 person knows to be false as part of an application or agreement to be  
35 employed at a livestock or poultry operation and makes the false statement or  
36 representation with the purpose to commit an act on the private property that

1 the person knows is not authorized by the owner of the livestock or poultry  
2 operation, knowing that the act is not authorized.

3 (c) It is a defense to prosecution under this section that the person  
4 obtained consent from the owner of the livestock or poultry operation or the  
5 owner's agent to record an image of or sound from the livestock or poultry  
6 operation.

7 (d)(1) Interference with a livestock or poultry operation under  
8 subdivision (b)(1) of this section is a Class A misdemeanor.

9 (2) Otherwise, interference with a livestock or poultry  
10 operation is a Class B misdemeanor.

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