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State of Minnesota

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# HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH  
SESSION

HOUSE FILE NO. **728**

February 12, 2009

Authored by Mullery and Hayden

The bill was read for the first time and referred to the Committee on Public Safety Policy and Oversight

March 17, 2010

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act  
1.2 relating to animals; prohibiting possession of certain devices or substances;  
1.3 amending Minnesota Statutes 2008, section 343.31, subdivision 1.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2008, section 343.31, subdivision 1, is amended to read:

1.6 Subdivision 1. **Penalty for animal fighting; attending animal fight.** (a) Whoever  
1.7 does any of the following is guilty of a felony:

1.8 (1) promotes, engages in, or is employed in the activity of cockfighting, dogfighting,  
1.9 or violent pitting of one pet or companion animal as defined in section 346.36, subdivision  
1.10 6, against another of the same or a different kind;

1.11 (2) receives money for the admission of a person to a place used, or about to be  
1.12 used, for that activity;

1.13 (3) willfully permits a person to enter or use for that activity premises of which the  
1.14 permitter is the owner, agent, or occupant; or

1.15 (4) uses, trains, or possesses a dog or other animal for the purpose of participating  
1.16 in, engaging in, or promoting that activity.

1.17 (b) Whoever purchases a ticket of admission or otherwise gains admission to the  
1.18 activity of cockfighting, dogfighting, or violent pitting of one pet or companion animal as  
1.19 defined in section 346.36, subdivision 6, against another of the same or a different kind is  
1.20 guilty of a gross misdemeanor.

1.21 (c) Whoever possesses any device or substance with intent to use or permit the use  
1.22 of the same to enhance an animal's ability to fight is guilty of a gross misdemeanor.

1.23 ~~(e)~~ (d) This subdivision shall not apply to the taking of a wild animal by hunting.