

## HOUSE BILL NO. HB0235

Care of animals.

Sponsored by: Representative(s) Zwonitzer, Brown, Furphy,  
Paxton and Yin

A BILL

for

1 AN ACT relating to animals; modifying provisions governing  
2 the treatment of animals; modifying penalties; modifying  
3 provisions governing the practice of veterinary medicine;  
4 authorizing conditions a court may require as part of an order  
5 of protection in a domestic abuse case related to animal  
6 protection; and providing for an effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 6-3-203(a)(intro), (ii), (c)(ii), (iv)  
11 through (vii), by creating a new paragraph (viii), (e), (g),  
12 (h), (m) and (n), 33-30-202(a) by creating a new paragraph  
13 (xii), 33-30-204(m)(xii) and by creating a new paragraph  
14 (xv), 33-30-224(a) by creating a new paragraph (vi) and

1 35-21-105(a) by creating new paragraphs (ix) and (x) are  
2 amended to read:

3

4 **6-3-203. Cruelty to animals; penalties; limitation on**  
5 **manner of destruction.**

6

7 (a) A person commits cruelty to animals if he knowingly  
8 and with intent to cause ~~death,~~ injury or undue suffering:

9

10 (ii) Unnecessarily ~~or cruelly~~ beats, ~~tortures,~~  
11 ~~torments,~~ or injures, ~~mutilates or attempts to kill~~ an animal;  
12 or

13

14 (c) A person commits aggravated cruelty to animals if  
15 he:

16

17 (ii) Owns, possesses, keeps or trains ~~fowls or~~  
18 ~~dogs~~ an animal with the intent to allow the ~~dog or fowl~~ animal  
19 to engage in an exhibition of fighting with another ~~dog or~~  
20 ~~fowl~~ animal;

21

22 (iv) For gain causes or allows any ~~dog or fowl~~  
23 animal to fight with another ~~dog or fowl~~ animal;

1

2 (v) Knowingly permits any act prohibited under  
3 ~~paragraphs~~ paragraph (ii) or (iv) of this subsection on any  
4 premises under his charge or control;

5

6 (vi) Promotes any act prohibited under ~~paragraphs~~  
7 paragraph (ii) or (iv) of this subsection; ~~or~~

8

9 (vii) Shoots, poisons or otherwise intentionally  
10 acts to seriously injure or destroy any livestock or  
11 domesticated animal owned by another person while the animal  
12 is on property where the animal is authorized to be present; ~~i-~~  
13 or

14

15 (viii) Knowingly and with intent to cause death,  
16 injury or undue suffering, unnecessarily or cruelly beats,  
17 tortures, torments, poisons, seriously injures, mutilates or  
18 attempts to kill an animal.

19

20 (e) Unless punishable under subsection (n) of this  
21 section, a violation of this section is a misdemeanor  
22 punishable by imprisonment for not more than six (6) months,  
23 a fine of not more than seven hundred fifty dollars (\$750.00),

1 or both except that a subsequent offense is a ~~high misdemeanor~~  
2 felony punishable by not more than ~~one (1) year~~ two (2) years  
3 imprisonment, a fine of not more than five thousand dollars  
4 (\$5,000.00), or both.

5

6 (g) A person commits cruelty to animals if he is  
7 knowingly present at any place where an exhibition of animal  
8 fighting ~~of fowls or dogs~~ is occurring for amusement or gain.

9

10 (h) If a person convicted of a violation of this section  
11 is also the owner of the animal, the court ~~may~~ shall require  
12 the person to forfeit ownership of the animal to the county  
13 in which the person is convicted. This subsection shall not  
14 affect the interest of any secured party or other person who  
15 has not participated in the offense.

16

17 (m) Nothing in subsection (a), (b), (c)(vii) or (viii)  
18 or (n) of this section shall be construed to prohibit:

19

20 (i) A person from humanely destroying an animal,  
21 including livestock;

22

1           (ii) The use of industry accepted agricultural and  
2 livestock practices on livestock or other animal used in the  
3 practice of agriculture;

4  
5           (iii) Rodeo events, whether the event is performed  
6 in a rodeo, fair, jackpot, agricultural exhibition or  
7 otherwise; or

8  
9           (iv) The hunting, capture, killing or destruction  
10 of any predatory animal or other wildlife in any manner not  
11 otherwise prohibited by law.

12  
13           (n) A person commits a felony if he commits aggravated  
14 cruelty to animals as defined in subsection (c) of this  
15 section. ~~or knowingly and with intent to cause death, injury~~  
16 ~~or undue suffering, cruelly beats, tortures, torments,~~  
17 ~~injures or mutilates an animal resulting in the death or~~  
18 ~~required euthanasia of the animal.~~ A felony under this  
19 subsection or subsection (c) of this section is punishable by  
20 not more than two (2) years imprisonment, a fine of not more  
21 than five thousand dollars (\$5,000.00), or both.

22  
23           **33-30-202. Definitions.**

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2 (a) When used in this act, these words and phrases,  
3 unless the context otherwise indicates, shall be defined as  
4 follows:

5

6 (xii) "This act" means W.S. 33-30-201 through  
7 33-30-225.

8

9 **33-30-204. Board of veterinary medicine.**

10

11 (m) The board is empowered to:

12

13 (xii) Adopt, amend, or repeal all rules necessary  
14 for its government and all regulations necessary to carry  
15 into effect the provision of this act including the  
16 establishment and publication of standards of professional  
17 conduct for the practice of veterinary medicine and animal  
18  euthanasia;

19

20 (xv) Regulate animal euthanasia technicians and  
21 the practice of animal euthanasia by establishing standards  
22 of practice and by issuing certificates to persons found  
23 qualified by the board pursuant to W.S. 33-30-224.

1

2           **33-30-224. Requirements for certification.**

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4           (a) The board may issue a certificate as an animal  
5 euthanasia technician to any applicant who files an  
6 application upon a form and in the manner prescribed by the  
7 board, accompanied by the appropriate fee and who furnishes  
8 satisfactory evidence to the board of the following:

9

10                   (vi) The applicant meets other standards or  
11 possesses other qualifications deemed necessary by the board.

12

13           **35-21-105. Order of protection; contents; remedies;**  
14 **order not to affect title to property; conditions.**

15

16           (a) Upon finding that an act of domestic abuse has  
17 occurred, the court shall enter an order of protection  
18 ordering the respondent household member to refrain from  
19 abusing the petitioner or any other household member. The  
20 order shall specifically describe the behavior that the court  
21 has ordered the respondent to do or refrain from doing. As a  
22 part of any order of protection, the court may:

23

