

HB249 INTRODUCED



1 HB249
2 8A1XHHH-1
3 By Representatives Colvin, Stadthagen
4 RFD: Agriculture and Forestry
5 First Read: 11-Feb-25



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SYNOPSIS:

Under existing law, an individual commits the crime of cruelty to a dog or cat when he or she takes certain actions. The law also defines the term "cruel" to include abandonment of a dog or cat for purposes of committing this crime.

This bill would specifically prohibit the abandonment of a dog or cat and provide a criminal penalty for a violation.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Relating to dogs and cats; to amend Sections 13A-11-240 and 13A-11-243, Code of Alabama 1975, to define the term "abandon;" to provide for the enforcement of the crime of abandonment of a dog or cat; to make nonsubstantive, technical revisions to update the existing code language to current style; to add Section 13A-11-241.1 to the Code of Alabama 1975, to prohibit a person from abandoning a dog or cat; and



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29 to provide criminal penalties for violations.

30 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

31 Section 1. Sections 13A-11-240 and 13A-11-243, Code of
32 Alabama 1975, are amended to read as follows:

33 "§13A-11-240

34 ~~(a) The word "torture" as used in this article shall~~
35 ~~mean the act of doing physical injury to a dog or cat by the~~
36 ~~infliction of inhumane treatment or gross physical abuse meant~~
37 ~~to cause said animal intensive or prolonged pain or serious~~
38 ~~physical injury, or thereby causing death due to said act.~~

39 ~~(b) The word "cruel" as used in this article shall~~
40 ~~mean:~~

41 For purposes of this article, the following terms have
42 the following meanings:

43 (1) ABANDON. To forsake entirely or leave a dog or cat
44 at a location without providing minimum reasonable care.

45 (2) CRUEL. Every act, omission, or neglect, ~~including~~
46 ~~abandonment,~~ where unnecessary or unjustifiable pain or
47 suffering, ~~including abandonment,~~ is caused or where
48 unnecessary pain or suffering is allowed to continue.

49 ~~(c) The words "dog or cat" as used in this article~~
50 ~~shall mean any~~ (3) DOG or CAT. Any domesticated member of the
51 dog or cat family.

52 (4) TORTURE. The act of doing physical injury to a dog
53 or cat by the infliction of inhumane treatment or gross
54 physical abuse that causes the dog or cat intensive or
55 prolonged pain or serious physical injury, or thereby causing
56 death."



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57 "§13A-11-243

58 (a) Any law enforcement officer ~~and any or~~ agent of ~~the~~
59 a county or ~~the~~ municipality appointed pursuant to Section
60 13A-11-242, ~~having reasonable belief, evidence of, or having~~
61 ~~found a dog or cat to be neglected or cruelly treated~~ that has
62 a reasonable belief of, has evidence of, or observes a
63 violation of this article may ~~perform~~ do either of the
64 following:

65 (1) Remove the dog or cat from its present location.

66 (2) Order the owner of the dog or cat to provide
67 certain care to the dog or cat at the owner's expense without
68 the removal of the dog or cat from its present location.

69 (b) Neither the county or municipality, nor any
70 employee or agent of the county or municipality, acting in
71 good faith, shall be liable for any actions taken under this
72 section, regardless of whether or not the dog or cat is
73 returned to its owner after impoundment."

74 Section 2. Section 13A-11-241.1 is added to the Code of
75 Alabama 1975, to read as follows:

76 §13A-11-241.1

77 (a) A person commits the crime of abandonment of a dog
78 or cat if he or she, with criminal negligence, abandons a dog
79 or cat.

80 (b) Abandonment of a dog or cat is a Class A
81 misdemeanor.

82 Section 3. This act shall become effective on October
83 1, 2025.