

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 869 Session of 2015

INTRODUCED BY BIZZARRO, W. KELLER, SCHREIBER, FLYNN, MILLARD, DRISCOLL, KINSEY, PASHINSKI, O'BRIEN, V. BROWN, CRUZ, McNEILL, THOMAS, DAVIS, SCHWEYER, YOUNGBLOOD, D. COSTA, SCHLOSSBERG, READSHAW, MAHONEY, GOODMAN, HARHAI, SIMMONS, DeLUCA, HARKINS, MURT, DONATUCCI, WATSON, KIM AND D. MILLER, APRIL 1, 2015

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF REPRESENTATIVES, AS AMENDED, MARCH 22, 2016

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 cruelty to animals.

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

6 Section 1. Section 5511(m) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 5511. Cruelty to animals.

9 * * *

10 ~~(m) Forfeiture. In addition to any other penalty provided <--~~
11 ~~by law, the authority imposing sentence upon a conviction for~~
12 ~~any violation of this section [may] shall order the forfeiture~~
13 ~~or surrender of any abused, neglected or deprived animal of the~~
14 ~~defendant to any society or association for the prevention of~~
15 ~~cruelty to animals duly incorporated under the laws of this~~
16 ~~Commonwealth.~~

1 (M) FORFEITURE.-- [IN]

2 (1) EXCEPT AS PROVIDED UNDER PARAGRAPH (2), IN ADDITION
3 TO ANY OTHER PENALTY PROVIDED BY LAW, THE AUTHORITY IMPOSING
4 SENTENCE UPON A CONVICTION FOR ANY VIOLATION OF THIS SECTION
5 MAY ORDER THE FORFEITURE OR SURRENDER OF ANY ABUSED,
6 NEGLECTED OR DEPRIVED ANIMAL OF THE DEFENDANT TO ANY SOCIETY
7 OR ASSOCIATION FOR THE PREVENTION OF CRUELTY TO ANIMALS DULY
8 INCORPORATED UNDER THE LAWS OF THIS COMMONWEALTH.

9 (2) IF THE CONVICTION UNDER THIS SUBSECTION IS FOR AN
10 OFFENSE GRADED AS A MISDEMEANOR OF THE FIRST OR SECOND DEGREE
11 OR AS A FELONY UNDER SUBSECTION (A), THE AUTHORITY IMPOSING
12 SENTENCE SHALL ORDER FORFEITURE OR SURRENDER OF ANY ABUSED,
13 NEGLECTED OR DEPRIVED ANIMAL OF THE DEFENDANT TO ANY SOCIETY
14 OR ASSOCIATION FOR THE PREVENTION OF CRUELTY TO ANIMALS DULY
15 INCORPORATED UNDER THE LAWS OF THIS COMMONWEALTH.

16 * * *

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