

ORIGINAL HOUSE
BILL NO. 0025

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

FIFTY-EIGHTH LEGISLATURE OF THE STATE OF WYOMING
2006 BUDGET SESSION

AN ACT relating to agriculture and animals; providing for bonds for animal care costs; repealing a lien provision against local governmental entities; and providing for an effective date.

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

Section 1. W.S. 11-29-114 is created to read:

11-29-114. Impoundment of animals; cost of care for animals; providing for bond.

(a) Any peace officer, agent or officer of the board may take possession of any animal treated cruelly as determined by a licensed veterinarian or veterinarian employed by the board.

(b) The owner of the animal impounded under subsection (a) of this section, and who has been cited under W.S. 6-3-203, shall be required to post a bond with the circuit court in the county where the animal was impounded. The bond shall be:

(i) In an amount the circuit court determines is sufficient to provide for the animal's board, nutritional care, veterinary care and diagnostic testing for at least ninety (90) days including the day on which the animal was impounded; and

(ii) Filed with the circuit court within ten (10) days after the animal is impounded.

(c) When the bond expires, if the owner of the animal desires to prevent disposition of the animal by the board,

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the owner shall post a new bond with the court as described in subsection (b) of this section.

(d) If a bond is not posted under subsection (b) or (c) of this section, the board shall determine final disposition of the animal in accordance with reasonable practices for the humane treatment of animals. The owner of the animal shall be liable for all costs associated with the final disposition of the animal under this subsection.

(e) If a bond has been posted in accordance with subsection (b) or (c) of this section, the agency employing the officer, or the board, may draw from the bond the actual costs as described in subsection (b) of this section, from the date of initial impoundment to the date of final disposition of the animal.

Section 2. W.S. 11-29-106 is amended to read:

11-29-106. Livestock board; authority to prevent cruelty; penalty for interference with officer.

Any peace officer, ~~or~~ agent or officer of the board may lawfully interfere to prevent the perpetration of any act of cruelty upon any animal in his presence. Any person who interferes with, obstructs or resists any peace officer or officer or agent of the board in the discharge of his duty shall be fined not less than two hundred dollars (\$200.00) nor more than one thousand five hundred dollars (\$1,500.00), or imprisoned not more than one (1) year, or both.

Section 3. W.S. 11-29-107 is repealed.

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Section 4. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk