

## 1 SENATE BILL NO. 244

2 INTRODUCED BY FLYNN, BY REQUEST

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION  
5 94-8-106, R.C.M. 1947, ALLOWING A SHOW CAUSE HEARING IN  
6 CERTAIN CRUELTY TO ANIMAL CASES."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 94-8-106, R.C.M. 1947, is amended  
10 to read as follows:

11 "94-8-106. Cruelty to animals. (1) A person commits  
12 the offense of cruelty to animals if without justification  
13 he knowingly or negligently subjects an animal to  
14 mistreatment or neglect by:

15 (a) overworking, beating, tormenting, injuring or  
16 killing any animal; carrying any animal in a cruel manner;  
17 or

18 (b) failing to provide an animal in his custody with  
19 proper food, drink, or shelter; or

20 (c) abandoning any helpless animal or abandoning any  
21 animal on any highway, railroad or in any other place where  
22 it may suffer injury, hunger or exposure or become a public  
23 charge; or

24 (d) promoting, sponsoring, conducting or participating  
25 in a horse race of more than ~~two~~(2) miles; or promoting,

1 sponsoring, or conducting or participating in any fight  
2 between any animals.

3 (2) A person convicted of the offense of cruelty to  
4 animals shall be fined not to exceed ~~five-hundred-dollars~~  
5 ~~{500}~~ or be imprisoned in the county jail for a term not to  
6 exceed ~~six~~(6) months, or both.

7 (3) Upon conviction, the court may order a subsequent  
8 hearing at which the owner of any such animal shall be  
9 required to show cause why the court should not permanently  
10 place the animal elsewhere."

-End-

INTRODUCED BILL