

# SENATE BILL No. 167

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-46-3-11.

**Synopsis:** Cruelty to a law enforcement animal. Increases the penalties for cruelty to a law enforcement animal.

**Effective:** July 1, 2019.

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## Boots

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January 3, 2019, read first time and referred to Committee on Corrections and Criminal Law.

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First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

## SENATE BILL No. 167

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 35-46-3-11, AS AMENDED BY P.L.168-2014,  
2 SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2019]: Sec. 11. (a) A person who knowingly or intentionally:  
4 (1) strikes, torments, injures, or otherwise mistreats a law  
5 enforcement animal; or  
6 (2) interferes with the actions of a law enforcement animal while  
7 the animal is engaged in assisting a law enforcement officer in the  
8 performance of the officer's duties;  
9 commits a ~~Class A misdemeanor~~: **Level 6 felony**.  
10 (b) An offense under subsection (a)(1) is a ~~Level 6~~ **5** felony if the  
11 act results in:  
12 (1) serious permanent disfigurement;  
13 (2) unconsciousness;  
14 (3) permanent or protracted loss or impairment of the function of  
15 a bodily member or organ; or  
16 (4) death;  
17 of the law enforcement animal.



- 1 (c) It is a defense that the accused person:
- 2 (1) engaged in a reasonable act of training, handling, or
- 3 discipline; and
- 4 (2) acted as an employee or agent of a law enforcement agency.
- 5 (d) In addition to any sentence or fine imposed for a conviction of
- 6 an offense under this section, the court:
- 7 (1) may order the person convicted to make restitution to the
- 8 person or law enforcement agency owning the animal for
- 9 reimbursement of veterinary bills; and
- 10 (2) shall order the person convicted to make restitution to the
- 11 person or law enforcement agency owning the animal for
- 12 reimbursement of the cost of replacing the animal, which may
- 13 include the cost of training the animal, if the animal is
- 14 permanently disabled or killed.

