

1 HB343  
2 155821-1  
3 By Representative Ison  
4 RFD: Judiciary  
5 First Read: 22-JAN-14

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8 SYNOPSIS: Under existing law, there is no specific  
9 crime of bestiality.

10 This bill would provide for the crime of  
11 bestiality.

12 Amendment 621 of the Constitution of Alabama  
13 of 1901, now appearing as Section 111.05 of the  
14 Official Recompilation of the Constitution of  
15 Alabama of 1901, as amended, prohibits a general  
16 law whose purpose or effect would be to require a  
17 new or increased expenditure of local funds from  
18 becoming effective with regard to a local  
19 governmental entity without enactment by a 2/3 vote  
20 unless: it comes within one of a number of  
21 specified exceptions; it is approved by the  
22 affected entity; or the Legislature appropriates  
23 funds, or provides a local source of revenue, to  
24 the entity for the purpose.

25 The purpose or effect of this bill would be  
26 to require a new or increased expenditure of local  
27 funds within the meaning of the amendment. However,

1 the bill does not require approval of a local  
2 governmental entity or enactment by a 2/3 vote to  
3 become effective because it comes within one of the  
4 specified exceptions contained in the amendment.

5  
6 A BILL  
7 TO BE ENTITLED  
8 AN ACT  
9

10 To provide for the crime of bestiality; and in  
11 connection therewith would have as its purpose or effect the  
12 requirement of a new or increased expenditure of local funds  
13 within the meaning of Amendment 621 of the Constitution of  
14 Alabama of 1901, now appearing as Section 111.05 of the  
15 Official Recompilation of the Constitution of Alabama of 1901,  
16 as amended.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. For purposes of this act, the following  
19 terms shall have the following meanings:

20 (1) SEXUAL CONDUCT. Any touching or fondling by a  
21 person, either directly or through clothing, of the sex organs  
22 or anus of an animal or any transfer or transmission of semen  
23 by the person upon any part of the animal for the purpose of  
24 sexual gratification or arousal of the person.

25 (2) SEXUAL CONTACT. Any contact, however slight,  
26 between the mouth, sex organ, or anus of a person and the sex  
27 organ or anus of an animal, any penetration, however slight,

1 of any part of the body of the person into the sex organ or  
2 anus of an animal, or any penetration of the sex organ or anus  
3 of the person into the mouth of the animal for the purpose of  
4 sexual gratification or sexual arousal of the person.

5 Section 2. (a) A person commits the crime of  
6 bestiality if he or she:

7 (1) Knowingly engages in or submits to any sexual  
8 conduct or sexual contact with an animal.

9 (2) Knowingly causes, aids, or abets another in  
10 engaging in any sexual conduct or sexual contact with an  
11 animal.

12 (3) Knowingly permits any sexual conduct or sexual  
13 contact with an animal upon premises under his or her control.

14 (4) Knowingly organizes, promotes, conducts,  
15 advertises, aids, abets, observes, or performs any service  
16 furthering an act involving sexual conduct or sexual contact  
17 with an animal for a commercial or recreational purpose.

18 (b) Bestiality is a Class A misdemeanor.

19 (c) This act shall not apply to accepted animal  
20 husbandry practices, conformation judging practices, or  
21 accepted veterinary medicine practices.

22 Section 3. Although this bill would have as its  
23 purpose or effect the requirement of a new or increased  
24 expenditure of local funds, the bill is excluded from further  
25 requirements and application under Amendment 621, now  
26 appearing as Section 111.05 of the Official Recompilation of  
27 the Constitution of Alabama of 1901, as amended, because the

1 bill defines a new crime or amends the definition of an  
2 existing crime.

3 Section 4. This act shall become effective on the  
4 first day of the third month following its passage and  
5 approval by the Governor, or its otherwise becoming law.