

# COMMITTEE REPORT

## MR. PRESIDENT:

**The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred House Bill No. 1037, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 35-46-3-5, AS AMENDED BY P.L.137-1996,  
4 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 1998]: Sec. 5. (a) Except as provided in subsections (b)  
6 through (c), this chapter does not apply to the following:  
7           (1) Fishing, hunting, trapping, or other conduct authorized under  
8           IC 14-22.  
9           (2) Conduct authorized under IC 15-5-7.  
10           (3) Veterinary practices authorized by standards adopted under  
11           IC 15-5-1.1-8.  
12           (4) Conduct authorized by a local ordinance.  
13           (5) Acceptable farm management practices.  
14           (6) Conduct authorized by the Indiana Meat and Poultry  
15           Inspection and Humane Slaughter Act, IC 15-2.1-24, and rules  
16           adopted under IC 15-2.1-24 for state or federally inspected  
17           livestock slaughtering facilities.  
18           (7) A research facility registered with the United States  
19           Department of Agriculture under the federal Animal Welfare Act  
20           (7 U.S.C. 2131 et seq.).

1           **(8) Destruction of a vertebrate defined as a pest under**  
2           **IC 15-3-3.6-2(22).**

3           (b) Section 1 of this chapter applies to conduct described in  
4 subsection (a).

5           (c) Destruction of an animal by electrocution is authorized under  
6 this section only if it is conducted by a person who is engaged in an  
7 acceptable farm management practice, by a research facility registered  
8 with the United States Department of Agriculture under the Animal  
9 Welfare Act, or for the animal disease diagnostic laboratory established  
10 under IC 15-2.1-5-1, a research facility licensed by the United States  
11 Department of Agriculture, a college, or a university."

12           Page 1, line 9, delete "it results in:" and insert "**the person has a**  
13 **previous, unrelated conviction under this section.**".

14           Page 1, delete lines 10 through 15.

15           Page 1, line 16, delete "(b)(c)" and insert "(b)".

(Reference is to HB 1037 as reprinted January 28, 1998.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 1.

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Meeks

Chairperson