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4 **HOUSE BILL No. 2067**

5
6 By Committee on Federal and State Affairs

7
8 1-18

9
10 AN ACT concerning certain animals; penalties for inflicting harm or
11 death; **[cockfighting;]** amending K.S.A. 2000 Supp. 21-4318 and re-
12 pealing the existing section.

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14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 2000 Supp. 21-4318 is hereby amended to read as
16 follows: 21-4318. (a) Inflicting harm, disability or death to a police ~~or~~
17 ~~arson~~, *arson or search and rescue* dog is knowingly and intentionally, and
18 without lawful cause or justification poisoning, inflicting great bodily
19 harm, permanent disability or death, upon a police ~~or arson~~, *arson or*
20 *search and rescue* dog.

21 (b) As used in this section:

22 (1) "Arson dog" means any dog which is owned, or the service of
23 which is employed, by the state fire marshal or a fire department for the
24 principal purpose of aiding in the detection of liquid accelerants in the
25 investigation of fires.

26 (2) "Fire department" means a public fire department under the con-
27 trol of the governing body of a city, township, county, fire district or
28 benefit district or a private fire department operated by a nonprofit cor-
29 poration providing fire protection services for a city, township, county,
30 fire district or benefit district under contract with the governing body of
31 the city, township, county or district.

32 (3) "Police dog" means any dog which is owned, or the service of
33 which is employed, by a law enforcement agency for the principal purpose
34 of aiding in the detection of criminal activity, enforcement of laws or
35 apprehension of offenders.

36 (4) "*Search and rescue dog*" means any dog which is owned, or the
37 *service of which is employed, by a law enforcement or emergency response*
38 *agency for the purpose of aiding in the location of persons missing in*
39 *disasters or other times of need.*

40 (c) Inflicting harm, disability or death to a police ~~or arson~~, *arson or*
41 *search and rescue* dog is a class A nonperson misdemeanor.

42 (d) This section shall be part of and supplemental to the Kansas crim-
43 inal code.

1 **[New Sec. 2. (a) Unlawful conduct of cockfighting is: (1) Caus-**
2 **ing, for amusement or gain, any gamecock to fight with or injure**
3 **another gamecock; (2) knowingly permitting such fighting or in-**
4 **juring on premises under one's ownership, charge or control; or**
5 **(3) training, owning, keeping, transporting or selling any game-**
6 **cock for the purpose or with the intent of having it fight with or**
7 **injure another gamecock.**

8 **[(b) Unlawful conduct of cockfighting is a severity level 10,**
9 **nonperson felony.**

10 **[(c) Attending the unlawful conduct of cockfighting is a class A**
11 **nonperson misdemeanor.**

12 **[(d) The provisions of this section shall be part of and supple-**
13 **mental to the Kansas criminal code.]**

14 ~~Sec. 2.~~ **[3.]** K.S.A. 2000 Supp. 21-4318 is hereby repealed.

15 ~~Sec. 3.~~ **[4.]** This act shall take effect and be in force from and after
16 its publication in the statute book.

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