

HOUSE BILL No. 5413

January 24, 1990, Introduced by Reps. Bandstra, Law, Hertel,
Dolan and Gire and referred to the Committee on Judiciary.

A bill to amend section 50 of Act No. 328 of the Public Acts
of 1931, entitled

"The Michigan penal code,"

as amended by Act No. 204 of the Public Acts of 1988, being sec-
tion 750.50 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 50 of Act No. 328 of the Public Acts of
2 1931, as amended by Act No. 204 of the Public Acts of 1988, being
3 section 750.50 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 50. (1) An owner, possessor, or person having the
6 charge or custody of an animal, who cruelly drives or works the
7 animal when the animal is unfit for labor; ~~—~~ or who carries or
8 causes to be carried on or upon a vehicle or otherwise ~~any~~ A
9 live animal having the feet or legs tied together, or in any

1 other cruel and inhuman manner; ~~—, or shall carry or cause~~ OR
2 WHO CARRIES OR CAUSES to be carried a live animal in or upon a
3 vehicle or otherwise without providing a suitable rack, car,
4 crate, or cage, in which the animal may stand or lie down during
5 transportation, and while awaiting slaughter; ~~—~~ OR WHO TRANS-
6 PORTS AN ANIMAL, OTHER THAN A DOG THAT IS BEING WORKED FOR A
7 RANCHING PURPOSE, IN A MOTOR VEHICLE ON A PUBLIC ROADWAY WHILE
8 THE DOG IS NOT ENCLOSED WITHIN THE VEHICLE OR PROTECTED BY A CAP
9 OR OTHER SECURING DEVICE THAT WILL PREVENT THE DOG FROM BEING
10 THROWN FROM OR JUMPING FROM THE OPEN VEHICLE; or who ~~shall~~
11 ~~abandon~~ ABANDONS OR LEAVES an animal, in any place, without
12 making provisions for the animal's adequate care; ~~—~~ or who
13 ~~shall~~ willfully or negligently ~~permit and allow~~ PERMITS AND
14 ALLOWS an aged, diseased, maimed, hopelessly sick, or disabled
15 animal to suffer unnecessary torture or pain, is guilty of a
16 misdemeanor. ~~—Adequate—~~

17 (2) AS USED IN THIS SECTION, "ADEQUATE care" means the pro-
18 vision of sufficient food, water, shelter, and medical attention,
19 AND ADEQUATE VENTILATION AND PROTECTION FROM EXTREME TEMPERATURES
20 WHILE ENCLOSED IN A MOTOR VEHICLE, in order to maintain an animal
21 in a state of good health.