

# PROPOSED AMENDMENT

## HB 1165 # 3

### DIGEST

Nuisance rodents. Specifies that animal cruelty statutes apply to a rodent that is not a nuisance rodent.

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- 1 Page 1, delete lines 1 through 12.
- 2 Page 7, between lines 25 and 26, begin a new paragraph and insert:
- 3 "SECTION 8. IC 35-46-3-5, AS AMENDED BY P.L.41-2021,
- 4 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2026]: 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 15-20-2.
- 10 (3) Generally accepted veterinary standards and practices.
- 11 (4) Conduct authorized by a local ordinance.
- 12 (5) Acceptable farm management practices.
- 13 (6) Conduct authorized by IC 15-17, and rules adopted under
- 14 IC 15-17 for:
- 15 (A) state or federally inspected livestock slaughtering
- 16 facilities;
- 17 (B) emergency events; or
- 18 (C) state or federal animal disease control programs.
- 19 (7) A research facility registered with the United States
- 20 Department of Agriculture under the federal Animal Welfare Act
- 21 (7 U.S.C. 2131 et seq.).
- 22 (8) Destruction of a vertebrate **animal** defined as a pest under
- 23 IC 15-16-5-24, **except for a rodent that is not a nuisance**
- 24 **rodent.**
- 25 (9) Destruction of or injury to a fish.
- 26 (10) Destruction of a vertebrate animal that is:
- 27 (A) endangering, harassing, or threatening livestock or a
- 28 domestic animal; or

- 1 (B) destroying or damaging a person's property.
- 2 (11) Humane euthanasia of an animal by:
- 3 (A) a humane society;
- 4 (B) an animal control agency; or
- 5 (C) a governmental entity operating an animal shelter or other
- 6 animal impounding facility.
- 7 (12) Destruction of an injured or ill animal by an individual to
- 8 prevent the animal from prolonged suffering.
- 9 (13) Conduct not resulting in serious injury or illness to the
- 10 animal that is incidental to exhibiting an animal for show,
- 11 competition, or display, or that is incidental to transporting the
- 12 animal for show, competition, or display.
- 13 (14) Parking an animal.
- 14 (15) Humane destruction of an animal that the person owns.
- 15 (b) Section 1 of this chapter applies to conduct described in
- 16 subsection (a).
- 17 (c) Destruction of an animal by electrocution is authorized under
- 18 this section only if it is conducted by a person who:
- 19 (1) uses generally accepted veterinary standards and practices for
- 20 euthanasia, depopulation, or slaughter of animals;
- 21 (2) is engaged in an acceptable farm management practice; or
- 22 (3) is engaged in activities by a research facility registered with
- 23 the United States Department of Agriculture under the Animal
- 24 Welfare Act, or for the animal disease diagnostic laboratory
- 25 established under IC 21-46-3-1 or a research facility licensed by
- 26 the United States Department of Agriculture, a college, or a
- 27 university.".
- 28 Renumber all SECTIONS consecutively.
- (Reference is to HB 1165 as introduced.)