

# 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

(B) destroying or damaging a person's property.

(11) Humane euthanasia of an animal by:

(A) a humane society;

(B) an animal control agency; or

(C) a governmental entity operating an animal shelter or other animal impounding facility.

(12) Destruction of an injured or ill animal by an individual to prevent the animal from prolonged suffering.

(13) Conduct not resulting in serious injury or illness to the animal that is incidental to exhibiting an animal for show, competition, or display, or that is incidental to transporting the animal for show, competition, or display.

(14) Parking an animal.

(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.)