

By the Committee on Criminal Justice and Senator Rich

591-02148-09

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1 A bill to be entitled
2 An act relating to sexual activities involving
3 animals; creating s. 828.126, F.S.; providing
4 definitions; prohibiting knowing sexual conduct or
5 sexual contact with an animal; prohibiting specified
6 related activities; providing penalties; providing
7 that the act does not apply to certain husbandry and
8 veterinary practices; providing an effective date.
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10 Be It Enacted by the Legislature of the State of Florida:

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12 Section 1. Section 828.126, Florida Statutes, is created to
13 read:

14 828.126 Sexual activities involving animals.-

15 (1) As used in this section, the term:

16 (a) "Sexual conduct" means any touching or fondling by a
17 person, either directly or through clothing, of the sex organs
18 or anus of an animal or any transfer or transmission of semen by
19 the person upon any part of the animal for the purpose of sexual
20 gratification or arousal of the person.

21 (b) "Sexual contact" means any contact, however slight,
22 between the mouth, sex organ, or anus of a person and the sex
23 organ or anus of an animal, or any penetration, however slight,
24 of any part of the body of the person into the sex organ or anus
25 of an animal, or any penetration of the sex organ or anus of the
26 person into the mouth of the animal, for the purpose of sexual
27 gratification or sexual arousal of the person.

28 (2) A person may not:

29 (a) Knowingly engage in any sexual conduct or sexual

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30 contact with an animal;

31 (b) Knowingly cause, aid, or abet another person to engage
32 in any sexual conduct or sexual contact with an animal;

33 (c) Knowingly permit any sexual conduct or sexual contact
34 with an animal to be conducted on any premises under his or her
35 charge or control; or

36 (d) Knowingly organize, promote, conduct, advertise, aid,
37 abet, participate in as an observer, or perform any service in
38 the furtherance of an act involving any sexual conduct or sexual
39 contact with an animal for a commercial or recreational purpose.

40 (3) A person who violates this section commits a felony of
41 the third degree, punishable as provided in s. 775.082, s.
42 775.083, or s. 775.084.

43 (4) This section does not apply to accepted animal
44 husbandry practices or accepted veterinary medical practices.

45 Section 2. This act shall take effect October 1, 2009.