

1 A bill to be entitled
 2 An act relating to animal cruelty; amending s. 828.12,
 3 F.S.; providing definitions; prohibiting knowing sexual
 4 conduct or sexual contact with an animal; prohibiting
 5 specified related activities; providing penalties;
 6 providing that the act does not apply to certain
 7 husbandry, conformation judging, and veterinary practices;
 8 providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Subsection (5) is added to section 828.12,
 13 Florida Statutes, to read:

14 828.12 Cruelty to animals.—

15 (5) (a) For the purposes of this subsection, the term:

16 1. "Animal" means any living or dead dumb creature.

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

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

29 (b) A person may not:

30 1. Knowingly engage in any sexual conduct or sexual
 31 contact with an animal;

32 2. Knowingly cause, aid, or abet another person to engage
 33 in any sexual conduct or sexual contact with an animal;

34 3. Knowingly permit any sexual conduct or sexual contact
 35 with an animal to be conducted on any premises under his or her
 36 charge or control; or

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

41 (c) This subsection does not apply to accepted animal
 42 husbandry practices, conformation judging practices, or accepted
 43 veterinary medical practices.

44 (d) A person who violates this subsection commits a
 45 misdemeanor of the first degree, punishable as provided in s.
 46 775.082 or s. 775.083.

47 Section 2. This act shall take effect October 1, 2011.