

As Introduced

**129th General Assembly
Regular Session
2011-2012**

H. B. No. 289

Representatives Goyal, McClain

Cosponsor: Representative Garland

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A B I L L

To enact section 2907.13 of the Revised Code to make 1
bestiality a criminal offense. 2

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 2907.13 of the Revised Code be 3
enacted to read as follows: 4

Sec. 2907.13. (A) No person shall knowingly do any of the 5
following: 6

(1) Engage in sexual conduct with an animal or engage in 7
sexual contact with an animal; 8

(2) Cause, aid, or abet another person to engage in sexual 9
conduct with an animal or to engage in sexual contact with an 10
animal; 11

(3) Permit sexual conduct with an animal or sexual contact 12
with an animal to be engaged in on property under the person's 13
control. 14

(B) Whoever violates this section is guilty of engaging in an 15
act of bestiality. Engaging in an act of bestiality is a felony of 16
the fifth degree on the first offense and a felony of the fourth 17
degree on each subsequent offense. 18

(C) If a court has reasonable grounds to believe that a violation of this section has occurred, the court may order the seizure of all animals involved in the alleged violation as a condition of bond of a person charged with the violation. 19
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(D) In addition to any penalty imposed under Chapter 2929. of the Revised Code for a violation of this section, the court may order an offender who violates this section to do any of the following: 23
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(1) Not harbor animals, own animals, or reside in any household in which animals are present; 27
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(2) Participate in appropriate counseling at the offender's expense; 29
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(3) Reimburse an animal shelter or humane society for the reasonable costs incurred for the care and maintenance of any animal taken to the animal shelter or humane society as a result of the offender's violation of this section. 31
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(E) Nothing in this section prohibits accepted animal husbandry practices or accepted veterinary medical practices by a licensed veterinarian or registered veterinary technician. 35
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(F) As used in this section: 38

(1) "Animal" means every creature, either alive or dead, other than a human being. 39
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(2) "Sexual contact with an animal" means any of the following actions taken by a person for the purpose of sexual gratification or sexual arousal: 41
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(a) Touching or fondling, either directly or through clothing, of the sex organ, genitals, or anus of an animal; 44
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(b) Making contact, however slight, between the mouth, sex organ, genitals, or anus of the person and the mouth, sex organ, genitals, or anus of an animal. 46
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(3) "Sexual conduct with an animal" means any of the 49
following acts taken by a person for the purpose of sexual 50
gratification or sexual arousal: 51

(a) The penetration, however slight, of any part of the body 52
of the person into the sex organs, genitals, or anus of an animal; 53

(b) The insertion, however slight, of any instrument, 54
apparatus, or other object into the sex organs, genitals, or anus 55
of an animal; 56

(c) Transferring or transmitting semen upon any part of an 57
animal. 58