

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
89th General Assembly  
Regular Session, 2013

As Engrossed: S2/26/13  
**A Bill**

SENATE BILL 14

By: Senator G. Stubblefield

### For An Act To Be Entitled

AN ACT CREATING THE OFFENSE OF INTERFERENCE WITH A  
LIVESTOCK OR POULTRY OPERATION; AND FOR OTHER  
PURPOSES.

### Subtitle

CREATING THE OFFENSE OF INTERFERENCE WITH  
A LIVESTOCK OR POULTRY OPERATION.

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

SECTION 1. Arkansas Code Title 5, Chapter 62, Subchapter 1, is amended  
to add a new section to read as follows:

5-62-127. Interference with a livestock or poultry operation.

(a) As used in this section:

(1) "Livestock means:

(A) A bovine, including without limitation domestic bison;

(B) An equine;

(C) A swine;

(D) A sheep;

(E) A goat;

(F) A domesticated camelid animal;

(G) A ratite bird;

(H) A rabbit;

(I) Poultry;

(J) An animal used or harvested for any lawful purpose,

including:

(i) Food;



- (ii) Fiber;
- (iii) Fur;
- (iv) Leather; or
- (v) Medical research and byproducts; or
- (K) An animal used or trained for:
  - (i) Work;
  - (ii) Sport;
  - (iii) Exhibit; or
  - (iv) Entertainment; and

(2) "Livestock or poultry operation" means the production of livestock, poultry, livestock products, or poultry products on private property.

(b) A person commits interference with a livestock or poultry operation if the person:

(1) Knowingly records an image of or sound from the livestock or poultry operation by leaving a recording device on the private property where the livestock or poultry operation is conducted, with the purpose to cause harm to the livestock or poultry operation;

(2) Knowingly obtains access to a livestock or poultry operation under false pretenses;

(3) Applies for employment at a livestock or poultry operation with the purpose to record an image of or sound from the livestock or poultry operation, knowing at the time that the person accepts employment at the livestock or poultry operation that the owner of the livestock or poultry operation prohibits the employee from recording an image of or sound from the livestock or poultry operation, and while employed at and while present on the private property where the livestock or poultry operation is conducted, records an image of or sound from the livestock or poultry operation;

(4) Knowingly records an image of or sound from a livestock or poultry operation while the person is committing criminal trespass, § 5-39-203, on the private property where the livestock or poultry operation is conducted; or

(5) Knowingly makes a false statement or representation that the person knows to be false as part of an application or agreement to be employed at a livestock or poultry operation and makes the false statement or representation with the purpose to commit an act on the private property that

the person knows is not authorized by the owner of the livestock or poultry operation, knowing that the act is not authorized.

(c) It is a defense to prosecution under this section that the person obtained consent from the owner of the livestock or poultry operation or the owner's agent to record an image of or sound from the livestock or poultry operation.

(d)(1) Interference with a livestock or poultry operation under subdivision (b)(1) of this section is a Class A misdemeanor.

(2) Otherwise, interference with a livestock or poultry operation is a Class B misdemeanor.

*/s/J. Hutchinson*