

ALEC "Animal and Ecological Terrorism Act"	Washington State Senate Bill 6566 ("AN ACT Relating to criminal offenses involving animals or natural resources")
<p>... Section 2. {Definitions} ...</p> <p>A. "Animal" means any warm-blooded or cold-blooded animal lawfully confined for food, fur, or fiber production, agriculture and its related activities, research, testing, education or wildlife.</p> <p>B. "Animal activities" means any activity involving the use of animals or animal parts to include</p> <p>hunting, fishing, trapping, traveling, camping, production, preparation or processing of food or food products, clothing or garment manufacturing, medical or other research, entertainment, recreation, retail, agriculture, biotechnology, or any other services involving the use of animals, including the sale of any products therein.</p> <p>C. "Animal facility" includes a vehicle, building, structure, research facility, nature preserve or other premises where an animal is lawfully kept, handled, housed, exhibited, bred,</p>	<p>... NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise. ...</p> <p>(3) "Animal" means any warm or cold-blooded animal or insect which is lawfully being used in food, fur, or fiber production, agriculture, research, testing, or education. "Animal" does not include any animal or insect held primarily as a pet. ...</p> <p>(1) "Activity involving animals" means any lawful activity involving the use of animals or animal parts, including:</p> <p>(a) Hunting, fishing, and trapping;</p> <p>(b) Food production, processing, and preparation;</p> <p>(c) Clothing manufacturing and distribution;</p> <p>(d) Medical or other research;</p> <p>(e) Entertainment and recreation;</p> <p>(f) Agriculture; or</p> <p>(g) Any other services involving the use of animals. ...</p> <p>(4) "Animal facility" means a vehicle, building, structure, research facility, nature preserve, or other premises where an animal is lawfully:</p> <p>(a) Housed, exhibited, bred, or</p>

<p>or offered for sale, to include a zoo, rodeo, circus, amusement park, hunting preserve and horse and dog event.</p> <p>D. "Animal or ecological terrorist organization" means any association, organization, entity, coalition, or combination of two or more persons with the primary or incidental purpose of supporting any {optional language insert "politically motivated"} activity through intimidation, coercion, force, or fear that is intended to obstruct, impede or deter any person from participating in a lawful animal activity, animal facility, research facility, or the lawful activity of construction, mining, foresting, harvesting, gathering or processing natural resources. . . .</p> <p>H. "Natural resource" means a material source of wealth, such as timber, fresh water, or a mineral deposit, that occurs in a natural state and has economic value. . . .</p>	<p>offered for sale, including a zoo, amusement park, or preserve, or a location at which a circus or a rodeo or other competitive event is held; or</p> <p>(b) Used for scientific purposes, including research, testing, and experiments.</p> <p>(5) "Animal rights or ecological terrorist organization" means any association, organization, entity, coalition, or combination of two or more persons with the primary or incidental purpose of intimidating, coercing, causing fear with the intent to obstruct, or impeding any person from participating in an activity involving animals, activity involving natural resources, or an animal facility, horticultural facility, or research facility, or the lawful activity of mining, foresting, harvesting, gathering, or processing natural resources. . . .</p> <p>(8) "Natural resource" means a material source of wealth, such as timber, fresh water, or a mineral deposit, that occurs in a natural state and has economic value.</p>
<p>Section 3. {Prohibited Acts}</p> <p>A. An animal or ecological terrorist organization or any person acting on its behalf or at its request or for its benefit or any individual whose intent to commit the activity was {optional language insert "politically motivated"} is prohibited from:</p> <p>1. Depriving the owner of an animal or natural resource from participating in an animal or natural resource activity by:</p>	<p>NEW SECTION. Sec. 2.</p> <p>(1) It is unlawful for an animal or ecological terrorist organization or any person acting on its behalf or at its request or for its benefit or any individual to intentionally:</p> <p>(a) Deprive the owner of an animal or natural resource from lawfully participating in an activity involving animals, an activity involving natural resources, or lawful use of a</p>

(a) obstructing the lawful use of an animal, natural resource or other property from the owner permanently or for such a period of time that a significant portion of the value or enjoyment of the animal, natural resource or property is lost to the owner by way of coercion, fear, intimidation, or property damage.

(b) taking or detaining the animal, natural resource or other property and agree to restore it only upon reward or other compensation; or

(c) disposing of an animal, natural resource or other property or to so alter its condition or usefulness that the value of the animal, natural resource or other property is substantially reduced.

2. Obstructing or impeding the use of an animal facility or the use of a natural resource without the effective consent of the owner by:

(a) damaging or destroying an animal or research facility, or other property in or on the premises;

(b) entering an animal or research facility that is at the time closed to the public;

(c) remaining concealed in an animal or research facility with

horticultural facility by:

(i) Obstructing the lawful use of an animal, natural resource, horticultural facility, or other property from the owner permanently or for such a period of time that a significant portion of the value or enjoyment of the animal, natural resource, or property is lost to the owner;

(ii) Taking or detaining an animal, natural resource, or other property and agreeing to restore it only upon reward or other compensation; or

(iii) Damaging or disposing of an animal, natural resource, or other property or to so alter its condition or usefulness that the value of the animal, natural resource, or other property is substantially reduced.

(b) Obstruct or impede the use of an animal facility or horticultural facility or the use of a natural resource without the effective consent of the owner by:

(i) Damaging or destroying an animal or horticultural facility or other property in or on the premises;

(ii) Entering an animal or horticultural facility that is at the time closed to the public;

(iii) Remaining concealed in an animal or horticultural facility

the intent to commit an act prohibited by this chapter;

(d) entering an animal or research facility and committing or attempting to commit an act prohibited by this chapter;

(e) entering an animal or research facility to take pictures by photograph, video camera, or other means with the intent to commit criminal activities or defame the facility or its owner;

(f) entering or remaining on the premises of an animal or research facility if the person or organization:

(i) had notice that the entry was forbidden; or,

(ii) received notice to depart but failed to do so.

3. Participating in or supporting animal or ecological terrorism to include raising, soliciting, collecting or providing any person with material, financial support or other resources such as lodging, training, safe houses, false documentation or identification, communications, equipment or transportation that will be used in whole or in part, to encourage, plan, prepare, carry out, publicize, promote or aid an act of animal or ecological terrorism, the concealment of, or an escape from, an act of animal or ecological terrorism.

B. The provisions of this chapter do not

with the intent to commit an act prohibited by this chapter;

(iv) Entering an animal or horticultural facility and committing or attempting to commit an act prohibited by this chapter;

(v) Entering an animal or horticultural facility to take pictures by photograph, video camera, or other means with the intent to commit criminal activities;

(vi) Entering or remaining on the premises of an animal or horticultural facility if the person or organization:

(A) Had notice that the entry was forbidden; or

(B) Received notice to depart but failed to do so; or

(c) Participate in or support animal or ecological terrorism, including raising, soliciting, collecting, or providing any person with material, financial support, or other resources such as lodging, training, safe houses, false documentation, or identification, communications, equipment, or transportation that will be used in whole or in part to encourage, plan, prepare, carry out, publicize, promote, or aid an act of animal or ecological terrorism, the concealment of, or an escape from an act of animal or ecological terrorism.

(2) It is an exception to the application of

<p>apply to activities of a:</p> <ol style="list-style-type: none"> 1. Government agency or its employees who are carrying out their responsibilities under law or to lawful activities of a financial institution or other secured party; and 2. Humane animal treatment shelter or its employees whose primary purpose is the <i>bona fide</i> control or humane care of animals shelter when acting within the scope of their employment. 	<p>subsection (1) of this section that the conduct is engaged in by:</p> <ol style="list-style-type: none"> (a) A government agency or an employee of a government agency acting in the course and scope of his or her employment; . . . (c) An employee of an animal control authority or a recognized animal shelter or humane society acting in the course and scope of his or her employment . . .
<p>Section 4. {Damages and Penalties}</p> <p>A. A person that violates the Animal and Ecological Terrorism Act and that results in \$500 or less in physical damage or destruction of property shall be guilty of a {enter appropriate high degree misdemeanor} and fined not more than {insert appropriate dollar amount} or be imprisoned in the county jail for a term not to exceed {insert appropriate time period}, or both.</p> <p>B. A person that violates the Animal and Ecological Terrorism Act and that results in more than \$500 in physical damage or destruction of property shall be guilty of a {enter appropriate low degree felony} and fined not more than {insert appropriate dollar amount} or be imprisoned in the state prison for a term not to exceed {insert appropriate time period}, or both.</p> <p>C. Any person convicted of or that pleads guilty to violating the Animal and Ecological Terrorism Act and such activity intentionally or negligently results in bodily harm to any individual,</p>	<p>NEW SECTION. Sec. 3.</p> <p>(1) A person convicted of an act that violates section 2 of this act and that results in five thousand dollars or less in physical damage or destruction of property is guilty of a gross misdemeanor and shall be punished according to chapter 9A.20 RCW.</p> <p>(2) A person convicted of an act that violates section 2 of this act and that results in more than five thousand dollars in physical damage or destruction of property is guilty of a class C felony and shall be punished according to chapter 9A.20 RCW.</p> <p>(3) Any person convicted of an act that violates section 2 of this act, and such act intentionally or negligently results in bodily harm to any individual, is guilty of a class B felony and shall be punished</p>

the penalty classification shall be elevated one (1) degree. . . .	according to chapter 9A.20 RCW. . . .
--	---------------------------------------

Center for Media and Democracy