

Amend CSHB 2328 (House committee report) as follows:

(1) Strike page 1, line 9, through page 2, line 6, and substitute the following:

(1) tortures a livestock [~~an~~] animal;

(2) fails unreasonably to provide necessary food, water, or care [~~, or shelter~~] for a livestock [~~an~~] animal in the person's custody;

(3) abandons unreasonably a livestock [~~an~~] animal in the person's custody;

(4) [~~transports or confines an animal in a cruel manner,~~

~~[(5) kills, seriously injures, or]~~ administers poison to a livestock [~~an~~] animal, other than cattle, horses, sheep, swine, or goats, belonging to another without legal authority or the owner's effective consent;

(5) causes one livestock animal to fight with another livestock animal or with an animal as defined by Section 42.092

~~[(6) causes one animal to fight with another]; or~~

(6) [~~(7)~~] uses a live livestock animal as a lure in dog race training or in dog coursing on a racetrack[~~+~~

~~[(8) trips a horse,~~

~~[(9) injures an animal, other than cattle, horses, sheep, swine, or goats, belonging to another without legal authority or the owner's effective consent, or~~

~~[(10) seriously overworks an animal].~~

(2) On page 2, strike lines 18-23 and substitute the following:

~~[(3) "Cruel manner" includes a manner that causes or permits unjustified or unwarranted pain or suffering.~~

~~[(4)]~~ "Custody" includes responsibility for the health, safety, and welfare of a livestock [~~an~~] animal subject to the person's care and control, regardless of ownership of the livestock animal.

(3) On page 2, line 24, strike "(4)" and substitute "(3)".

(4) On page 3, lines 3 and 4, strike "(5) "Necessary food, water, care, or shelter" includes food, water, care, or shelter" and substitute "(4) [~~(5)~~] "Necessary food, water, or care [~~, or~~

~~shelter]~~" includes food, water, or care[~~, or shelter]~~".

(5) On page 3, strike lines 6 and 7 and substitute the following:

~~[(6) "Trip" means to use an object to cause a horse to fall or lose its balance.]~~

(6) On page 3, lines 8 and 9, strike "(a)(2), (3), (4), (9), or (10)" and substitute "(a)(2) or[~~7~~] (3)[~~7, (4), (9), or (10)~~]".

(7) On page 3, line 13, strike "(a)(1), (5), (6), (7), or (8)" and substitute "(a)(1), (4), (5), or (6)".

(8) On page 3, strike lines 23-25 and substitute the following:

~~[(f) It is a defense to prosecution under Subsection (a)(8) that the actor tripped the horse for the purpose of identifying the ownership of the horse or giving veterinary care to the horse.]~~

(9) On page 3, line 26, strike "(e)".

(10) On page 4, line 5, strike "(f)" and substitute "(e)".