

By: Homer

H.B. No. 3930

A BILL TO BE ENTITLED

AN ACT

relating to the appeal process in cases of cruelly treated animals.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 821.025(a), Health and Safety Code, is amended to read as follows:

"(a) An owner of an animal ordered sold at public auction as provided in this subchapter may appeal the order to a county court or county court at Law in the county in which the justice or municipal court is located. As a condition of perfecting an appeal, the owner must file an appeal bond in an amount determined by the justice or municipal court to be adequate to cover the estimated expenses incurred in housing and caring for the impounded animal during the appeal process. ~~The decision of the county court or county court at law may not be further appealed. An owner may not appeal an order:~~

~~(1) to give the animal to a nonprofit animal shelter, pound, or society for the protection of animals; or~~

~~(2) to humanely destroy the animal.~~

(b) While an appeal under this section is pending, the animal may not be:

(1) sold or given away as provided by Sections 821.023 and 821.024; or

(2) destroyed, except under circumstances which would require the humane destruction of the animal to prevent undue pain

1 to or suffering of the animal."

2 SECTION 2. This Act takes effect September 1, 2007.