

IC 15-17-18

Chapter 18. Crimes and Infractions

IC 15-17-18-1

Interference with tests

Sec. 1. A person who knowingly or intentionally:

- (1) treats a bovine animal with a material, substance, or biologic to interfere with the brucellosis test or with a reaction to a brucellosis test;
- (2) fraudulently makes an animal react to a brucellosis test; or
- (3) interferes with the inspector who is making the test;

commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.213.

IC 15-17-18-2

Interference with identification

Sec. 2. A person who knowingly or intentionally:

- (1) alters or changes an animal's official identification to conceal the identity of an animal;
- (2) interferes with the official identification of a diseased domestic animal;
- (3) removes, without permission of the board, except as provided in this article, any animal from a herd placed under quarantine; or
- (4) alters or changes the official identification of any domestic animal;

commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.214.

IC 15-17-18-3

Sale or transfer of diseased animals

Sec. 3. A person who knowingly or intentionally:

- (1) sells;
- (2) keeps, with intent to sell; or
- (3) disposes of to another person, with intent to conceal, except for immediate slaughter;

an animal classified as a reactor, or suspected of being affected with any disease as disclosed by a test recognized by the board, commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.215.

IC 15-17-18-4

Transport of diseased cattle

Sec. 4. A person who knowingly or intentionally:

- (1) delivers for transportation;
- (2) drives on foot;

(3) removes from the premises where they are located; or
(4) receives for transportation;
any cattle classified as a reactor or suspected of being affected with brucellosis as disclosed by a test recognized by the board, except for immediate slaughter or by special permit from the board, commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.216.

IC 15-17-18-5

Transport with nondiseased animals

Sec. 5. A person who knowingly or intentionally transports a domestic animal identified as a reactor with other domestic animals, except where the other domestic animals are being transported for immediate slaughter, commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.217.

IC 15-17-18-6

Importation

Sec. 6. A person who knowingly or intentionally imports a domestic animal into Indiana without taking suitable precautions to prevent the introduction and spread of contagious or infectious disease, in conformance with the rules adopted by the board, commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.218.

IC 15-17-18-7

Transportation of diseased domestic animals

Sec. 7. A person who knowingly or intentionally moves, from the property on which the domestic animal is confined, a domestic animal that has an infectious or a contagious disease, except under rules adopted by the board, commits a Level 6 felony.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.219.

IC 15-17-18-8

Animals running at large

Sec. 8. (a) Except as provided in subsection (b), a person responsible for livestock or poultry who knowingly or intentionally permits the livestock or poultry to run at large commits a Class B misdemeanor.

(b) Subsection (a) does not apply to a person who keeps livestock on property by means of a cattle guard or another device under IC 8-17-1-2.1.

As added by P.L.2-2008, SEC.8.

IC 15-17-18-9

Offenses; general

Sec. 9. (a) This section does not apply to IC 15-17-5 or IC 15-18-1.

(b) A person who knowingly or intentionally violates or fails to comply with this article commits a Level 6 felony.

(c) A person who knowingly or intentionally violates or fails to comply with a rule adopted under this article commits a Class A infraction.

As added by P.L.2-2008, SEC.8. Amended by P.L.158-2013, SEC.220.

IC 15-17-18-10

Dogs under 8 weeks; sale transport with dam required; exception

Sec. 10. A person may not import to or export from Indiana for the purpose of sale any dog under the age of eight (8) weeks unless the dog is transported with its dam. However, research facilities licensed under the federal Laboratory Animals Welfare Act, 7 U.S.C. 2131 et seq., are exempted from this prohibition.

As added by P.L.2-2008, SEC.8.

IC 15-17-18-11

Birds and rabbits; sales restricted

Sec. 11. (a) A person who sells:

(1) a bird under the age of three (3) weeks; or

(2) a rabbit under the age of two (2) months;

commits a Class B misdemeanor. This subsection does not apply to commercial breeders or distributors whose facilities are adequately equipped for the care of young birds or rabbits.

(b) A person who dyes, stains, or alters the natural coloring of a bird or rabbit commits a Class B misdemeanor.

As added by P.L.2-2008, SEC.8.

IC 15-17-18-12

Certain violations; civil penalty; injunctions

Sec. 12. (a) This section does not apply to IC 15-17-5 or IC 15-18-1.

(b) A person who violates this article, a rule adopted under this article, or a determination or order of the board or an agency made under this article is liable for a penalty not to exceed twenty-five thousand dollars (\$25,000) for each day of the violation, plus payment to the board for the costs incurred by the board as a direct consequence of prosecution for the violation. These penalties and costs may be recovered in a civil action commenced in any court of competent jurisdiction by the board or an agency. In addition, in an action to recover the penalty, a request may be made that the person be enjoined from continuing the violation.

As added by P.L.2-2008, SEC.8.

IC 15-17-18-13

Certain written certificates and documents

Sec. 13. Official health certificates, official certificates of veterinary inspection, and official certificates of vaccination, tests, and other prescribed documents that are required by this article or by rule constitute written instruments for purposes of IC 35-43-5.

As added by P.L.2-2008, SEC.8.