

4:22-26

LEGISLATIVE HISTORY CHECKLIST

NJSA 4:22-26

Laws of 1974 Chapter 18

Bill No. A 333

Sponsor(s) Froude

Date Introduced Pre-filed

Committee: Assembly Agriculture & Environment

Senate Institutions, Health & Welfare

Amended during passage Yes

Amendments during passage denoted by asterisks

Date of passage: Assembly Feb. 11

Senate April 4

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Following statements are attached if available:

Sponsor statement Yes No

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

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## ASSEMBLY, No. 333

## STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1974 SESSION

By Assemblyman FROUDE

AN ACT concerning the prevention of cruelty to certain animals,  
and amending R. S. 4:22-26.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. R. S. 4:22-26 is amended to read as follows:

2 4:22-26. A person who shall:

3 a. Overdrive, overload, drive when overloaded, overwork, tor-  
4 ture, torment, deprive of necessary sustenance, or cruelly beat or  
5 otherwise abuse or needlessly mutilate or kill a living animal or  
6 creature;

7 b. Cause or procure to be done by his agent, servant, employee or  
8 otherwise an act enumerated in paragraph "a" of this section;

9 c. Inflict unnecessary cruelty upon a living animal or creature of  
10 which he has charge or custody either as owner or otherwise, or  
11 unnecessarily fail to provide it with proper food, drink, shelter or  
12 protection from the weather;

13 d. Receive or offer for sale a horse which by reason of disability,  
14 disease or lameness, or any other cause, could not be worked with-  
15 out violating the provisions of this article;

16 e. Keep, use, be connected with or interested in the management  
17 of, or receive money or other consideration for the admission of a  
18 person to, a place kept or used for the purpose of fighting or bait-  
19 ing a living animal or creature;

20 f. Be present and witness, encourage, aid or assist in an activity  
21 enumerated in paragraph "e" of this section;

22 g. Permit or suffer a place owned or controlled by him to be used  
23 as provided in paragraph "e" of this section;

**EXPLANATION**—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.

- 24 h. Carry, or cause to be carried, a living animal or creature in  
25 or upon a vehicle or otherwise, in a cruel or inhuman manner;
- 26 i. Use a dog or dogs for the purpose of drawing or helping to  
27 draw a vehicle for business purposes;
- 28 j. Impound or confine or cause to be impounded or confined in a  
29 pound or other place a living animal or creature, and shall fail to  
30 supply it during such confinement with a sufficient quantity of good  
31 and wholesome food and water;
- 32 k. Abandon a maimed, sick, infirm or disabled animal or creature  
33 to die in a public place;
- 34 l. Willfully sell, or offer to sell, use, expose, or cause or permit  
35 to be sold or offered for sale, used or exposed, a horse or other ani-  
36 mal having the disease known as glanders or farcy, or other con-  
37 tagious or infectious disease dangerous to the health or life of hu-  
38 man beings or animals, or who shall, when any such disease is  
39 beyond recovery, refuse, upon demand, to deprive the animal of life;
- 40 m. Own, operate, manage or conduct a stand or roadside mar-  
41 ket for the sale of merchandise along a highway and shall keep a  
42 living animal or creature inhumanly confined on such premises as  
43 an exhibit;
- 44 n. Keep or exhibit any wild animal, other than birds or fowl, at  
45 any road stand, gasoline station or market located on any of the  
46 public streets or highways of this State;
- 47 o. Sell, offer for sale, barter or give away or display live baby  
48 chicks, ducklings or other fowl or rabbits, turtles or chameleons  
49 which have been dyed or artificially colored or otherwise treated  
50 so as to impart to them an artificial color;
- 51 p. Use any animal, reptile, or fowl for the purpose of soliciting  
52 any alms, collections, contributions, subscriptions, donations, or  
53 payment of money except in connection with exhibitions, shows or  
54 performances conducted in a bona fide manner by recognized  
55 breeders associations, 4H clubs or other similar bona fide  
56 organizations;
- 57 q. Sell or offer for sale, barter, or give away living rabbits  
58 \***[under 2 months of age]**\*, turtles, baby chicks, ducklings or other  
59 fowl \*under 2 months of age\*, **[unless such person provides proper**  
60 facilities for the care of such rabbits, baby chicks, ducklings, or  
61 other fowl during the time they are in possession of such person]  
61A *for use as household or domestic pets*;
- 62 r. Sell, offer for sale, barter or give away living baby chicks,  
63 ducklings or other fowl, or rabbits, turtles or chameleons under 2  
64 months of age **[in any quantity of less than six except in any such**

65 disposition by recognized breeders associations, 4H clubs or other  
66 similar bona fide organizations] *for any purpose not prohibited*  
66A *by subsection q. of this section and who shall fail to provide proper*  
66B *facilities for the care of such animals;*

67 s. Artificially mark sheep or cattle, or cause them to be marked,  
68 by cropping or cutting off both ears, cropping or cutting either ear  
69 more than 1 inch from the tip end thereof, or half cropping or  
70 cutting both ears or either ear more than 1 inch from the tip end  
71 thereof, or who shall have or keep in his possession sheep or cattle,  
72 which he claims to own, marked contrary to this paragraph unless  
73 they were bought in market or of a stranger—

74 Shall forfeit and pay a sum not to exceed [~~\$100.00~~] \$250.00 to  
75 be sued for and recovered, with costs, in a civil action by any per-  
76 son in the name of the New Jersey Society for the Prevention of  
77 Cruelty to Animals.

1 2. This act shall take effect immediately.