HOUSE . . . . No.

The Commonwealth of Massachusetts

_____

PRESENTED BY:

Louis L. Kafka

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To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the sale of dogfighting paraphernalia.

_____

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Louis L. Kafka	8th Norfolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE SALE OF DOGFIGHTING PARAPHERNALIA.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1   SECTION 1.

2   Chapter 272 is hereby amended by inserting after section 95 the following section:-

3

4   Section 95A. (a) "Dog fighting paraphernalia" refers to any visual or auditory depiction of specific

5   illegal dog fights, including but not limited to any photograph, movie, video recording, electronic image,

6   electronic series of images, or electronic movie, whether preserved in fixed media or equipment or

7   available via the Internet, downloadable, streaming or otherwise, or sound recording, that would

8   constitute a violation of sections 77 or 94 of chapter 272 or section 112 of chapter 266.

9

10   (b) "Person" shall include all individuals, corporations, business entities, selling said paraphernalia for

11   profit.

12

13   (c) No person may knowingly create, sell, rent, or lease, any dog fighting paraphernalia deemed in

14   violation of sections 77 or 94 of chapter 272 or section 112 of chapter 266. Any person convicted of

15   violating this provision shall be punished by a fine of not more than $500 or by imprisonment in the

16   house of correction for not more than 1 year or by both such fine and imprisonment.

17

18   (d) Nothing in this section shall apply to serious religious, political, scientific, educational, law

19   enforcement or humane investigator training, journalistic, artistic, or historical value.