

104TH CONGRESS
1ST SESSION

S. 1493

To amend title 18, United States Code, to prohibit certain interstate conduct relating to exotic animals.

IN THE SENATE OF THE UNITED STATES

DECEMBER 21, 1995

Mr. LAUTENBERG introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to prohibit certain interstate conduct relating to exotic animals.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Captive Exotic Animal
5 Protection Act of 1995”.

1 **SEC. 2. TRANSPORT OR POSSESSION OF EXOTIC ANIMALS**
 2 **FOR PURPOSES OF KILLING OR INJURING**
 3 **THEM.**

4 (a) IN GENERAL.—Chapter 3 of title 18, United
 5 States Code, is amended by adding at the end the follow-
 6 ing:

7 **“§48. Exotic animals**

8 “(a) Whoever, in or affecting interstate or foreign
 9 commerce, knowingly transfers, transports, or possesses a
 10 confined exotic animal, for the purposes of allowing the
 11 killing or injuring of that animal for entertainment or the
 12 collection of a trophy, shall be fined under this title or
 13 imprisoned not more than one year, or both.

14 “(b) As used in this section—

15 “(1) the term ‘confined exotic animal’ means a
 16 mammal of a species not historically indigenous to
 17 the United States that in fact has been held in cap-
 18 tivity for the shorter of—

19 “(A) the greater part of the animal’s life;

20 or

21 “(B) a period of one year;

22 whether or not the defendant knew the length of the
 23 captivity; and

24 “(2) the term ‘captivity’ does not include any
 25 period during which the animal—

1 “(A) lives as it would in the wild, surviving
2 primarily by foraging for naturally occurring
3 food, roaming at will over an open area of at
4 least 1,000 acres; and

5 “(B) has the opportunity to avoid hun-
6 ters.”.

7 (b) CLERICAL AMENDMENT.—The table of sections
8 at the beginning of chapter 3 of title 18, United States
9 Code, is amended by adding at the beginning the following
10 new item:

“48. Exotic animals.”.

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