

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 3.1-763.5:1, 3.1-763.5:2, and 3.1-763.5:8 of the Code of Virginia,*
3 *relating to illegal shooting enclosures; penalty.*

4 [H 2714]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That §§ 3.1-763.5:1, 3.1-763.5:2, and 3.1-763.5:8 of the Code of Virginia are amended and**
8 **reenacted as follows:**

9 § 3.1-763.5:1. Definitions.

10 As used in this article, unless the context requires a different meaning:

11 "Board" means the Board of Agriculture and Consumer Services.

12 "Department" means the Department of Agriculture and Consumer Services.

13 "Shooting enclosure" or "enclosure" means any fenced area (i) open commercially to the public or
14 (ii) any private facility where animals are held for the purpose of being shot.

15 "Wildlife" means any native or exotic wild animal or bird.

16 § 3.1-763.5:2. Department authorized to issue, deny and revoke licenses; exceptions; Veterinarian to
17 seize livestock.18 A. The Department shall issue a license for shooting enclosures only to those enclosures which were
19 in operation on or before January 1, 1995. However, these enclosures may continue to operate until the
20 effective date of regulations but shall hold only those animals described in § 3.1-763.5:6 and
21 subsequently specified in regulations. The Department shall issue a license to a shooting enclosure when
22 it meets the requirements of this article and regulations promulgated thereunder. Upon the effective date
23 of regulations, no person shall operate an enclosure unless he has obtained a license from the
24 Department.25 B. The Department may deny, suspend, or revoke a license if the applicant for a license or a
26 licensee, violates, or is otherwise not in compliance with this article or the regulations adopted pursuant
27 thereto.28 C. Before a shooting enclosure is licensed and throughout the duration of the license, the Department
29 shall inspect the shooting enclosure to ensure compliance with this article or the regulations adopted
30 pursuant thereto.31 D. *The State Veterinarian is authorized to seize and dispose of any livestock, as described in*
32 *§ 3.1-763.5:6, found in shooting enclosures that are not licensed under this article.*33 E. *Any person convicted of operating an unlicensed shooting enclosure shall pay all reasonable costs*
34 *incurred by the Department in the seizure and disposal of any confiscated livestock.*35 F. *It is unlawful for any person to knowingly provide livestock, as described in § 3.1-763.5:6, to an*
36 *unlicensed shooting enclosure.*

37 § 3.1-763.5:8. Penalty.

38 Any person who violates any provision of this article or a regulation promulgated thereunder shall be
39 guilty of a Class 2 misdemeanor.