

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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**Legislative Document**

**No. 1733**

H. P. 1321

House of Representatives, May 13, 1971

Reported by Mr. Berry from Committee on Agriculture and printed under  
Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT Relating to Licenses and Fees under the Dog Laws.**

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Be it enacted by the People of the State of Maine, as follows:

**Sec. 1. R. S., T. 7, § 3451, amended.** The first sentence of section 3451 of Title 7 of the Revised Statutes, as repealed and replaced by section 1 of chapter 94 of the public laws of 1969, is amended to read as follows:

Each owner or keeper of a dog at the age of 6 months or over, except dogs kept under a kennel, **pet shop or boarding kennel** licensed as provided in this section, shall, on or before January 1st, annually, or at such time as such dog becomes 6 months old, cause such dog to be licensed in the municipal clerk's office in the town where such dog is kept.

**Sec. 2. R. S., T. 7, § 3451, amended.** The first sentence of the 2nd paragraph of section 3451 of Title 7 of the Revised Statutes, as amended by section 3 of chapter 193 of the public laws of 1965, is further amended to read as follows:

A fee of ~~\$1~~ \$2 shall be paid the city or town clerk for each license issued on male dogs, and a fee of ~~\$5~~ \$7 shall be paid for all female dogs capable of bearing young.

**Sec. 3. R. S., T. 7, § 3451, amended.** The 3rd sentence of the 2nd paragraph of section 3451 of Title 7 of the Revised Statutes, as amended by section 3 of chapter 193 of the public laws of 1965, is further amended to read as follows:

When such certificate accompanies the application, a fee of ~~\$1~~ \$2 shall then be paid on such spayed females.

**Sec. 4. R. S., T. 7, § 3451, amended.** The 7th paragraph of section 3451 of Title 7 of the Revised Statutes, as enacted by section 4 of chapter 193 of the public laws of 1965, is amended to read as follows:

“Kennel” means one pack or collection of dogs kept under one ownership in a single premise for breeding, hunting, show, training, field trials and exhibition purposes ~~or maintained as a business for the buying and selling of dogs or for any form of boarding of dogs.~~

**Sec. 5. R. S., T. 7, § 3451, amended.** The first sentence of the 9th paragraph of section 3451 of Title 7 of the Revised Statutes, as enacted by section 4 of chapter 193 of the public laws of 1965 and as amended by section 2 of chapter 94 of the public laws of 1969, is further amended to read as follows:

When the number of dogs so kept does not exceed 10, the fee for such license shall be ~~\$10~~ \$15 and in addition 50¢ for each license as a fee for recording and making the return required by law; when the number of dogs so kept exceeds 10, the fee for such license shall be ~~\$20~~ \$25 and in addition 50¢ for each such license as a fee for recording and making the return required by law.

**Sec. 6. R. S., T. 7, § 3451, amended.** Section 3451 of Title 7 of the Revised Statutes, as amended, is further amended by adding after the 9th paragraph 2 new paragraphs to read as follows:

“Pet shop” means any place, building, tract of land, abode or vehicle wherein or whereon any dogs, cats, rodents, reptiles, pet birds, pet animals, exotic birds or exotic animals are offered for sale which are not bred by the vendor. Any person, firm or corporation maintaining a pet shop shall obtain from the Commissioner of Agriculture a license therefor which license shall expire December 31st annually and the fee for such license shall be \$50.

“Boarding kennel” means any place, building, tract of land, abode or vehicle wherein or whereon privately owned dogs or other pets, or both, are kept for their owners in return for a fee. Any person, firm or corporation maintaining a boarding kennel shall obtain from the Commissioner of Agriculture a license therefor which license shall expire December 31st annually and the fee for such license shall be \$25.

**Sec. 7. R. S., T. 7, § 3601, amended.** Section 3601 of Title 7 of the Revised Statutes, as amended, is further amended to read as follows:

#### **§ 3601. Dogs running-at-large in area frequented by deer**

It shall be unlawful for any dog to roam-at-large in any area frequented by deer from ~~December 1st~~ November 1st of each calendar year to June 30th of the following year.

The owner or keeper of said dog found roaming-at-large shall be punished by a fine of not less than ~~\$20~~ \$50 nor more than ~~\$50~~ \$500.

**Sec. 8. R. S., T. 7, § 3602, amended.** The 2nd sentence of section 3602 of Title 7 of the Revised Statutes, as repealed and replaced by section 2 of chapter 404 of the public laws of 1967, is amended to read as follows:

The owner or keeper of any dog hunting, chasing, killing, wounding or pursuing any moose, caribou or deer at any time or any other wild animal in closed season shall be punished by a fine of not less than ~~\$25~~ \$50 nor more than ~~\$100~~ \$500.

**Sec. 9. R. S., T. 7, § 3701, amended.** Section 3701 of Title 7 of the Revised Statutes, as amended by section 15 of chapter 513 of the public laws of 1965, is further amended to read as follows:

**§ 3701. Keeping unlicensed dog; immunized against rabies**

Whoever keeps a dog contrary to this chapter and chapters 701, 703 and 711 and sections 3603 to 3605, shall be punished by a fine of not less than \$50 nor more than ~~\$25~~ \$500 to be recovered by complaint before any District Court.

**Sec. 10. R. S., T. 7, § 3704, amended.** Section 3704 of Title 7 of the Revised Statutes, as amended, is further amended to read as follows:

**§ 3704. Official refusal or neglect of duty**

Any mayor, selectman, clerk, constable, police officer or sheriff who refuses or willfully neglects to perform the duties imposed by sections 3401 to 3403, 3451, 3452, 3651 to 3653 and 3701 to 3703 shall be punished by a fine of not less than ~~\$10~~ \$50 nor more than ~~\$50~~ \$500, and costs.