

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2116

S. P. 704

In Senate, January 2, 1974

Referred to Committee on Agriculture. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Hichens of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Relating to Cruelty of Animals.

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

R. S., T. 17, § 1092, amended. Section 1092 of Title 17 of the Revised Statutes, as repealed and replaced by section 89 of chapter 625 of the public laws of 1973, is amended to read as follows:

§ 1092. Malicious killing or injury to domestic animals or fowl; stealing

Whoever maliciously kills, sells, wounds, maims, disfigures or poisons any domestic animal, **fowl**, livestock, sheep, goats, swine, dog or cat ~~of another~~, or exposes any poisonous substance with intent that the life of such animal, **fowl**, livestock, sheep, goats, swine, dog or cat shall be destroyed thereby, on **his own land or** the lands owned or in possession of another or on any public or private way or public area, or steals or entices away or confines or harbors such animal, **fowl**, livestock, sheep, goats, swine, **dog or cat** for the purpose of obtaining a reward or for any other illegal purpose shall, when the offense is not of a high and aggravated nature, be punished by a fine of not more than \$300 or by imprisonment for not more than 3 months, or by both, and when the offense is of a high and aggravated nature by a fine of not more than \$1,000 or by imprisonment for not more than 4 years. The court shall order the person convicted of such a crime to make restitution to the owner thereof of the fair market value for any animal so killed, wounded, maimed, disfigured or poisoned, except as provided in Title 7, section 3602. If the person convicted cannot pay, as ordered, the court may place him on probation until such sentence is fully performed. Such probation may commence as ordered

by the court. If he is sentenced to the State Prison or a correctional center, one condition of parole shall be restitution.

STATEMENT OF FACT

The intent of this bill is to improve the language and provisions of an Act passed by the regular session of the Legislature.