

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 205

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H.P. 153

House of Representatives, February 15, 1989

Reference to the Committee on Legal Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative HUSSEY of Milo.

Cosponsored by Representative TARDY of Palmyra, Senator EMERSON of Penobscot and Representative TUPPER of Orrington.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-NINE

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An Act to Prohibit and Provide a Penalty for Trespass by Animals.

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

3 17 MRSA §3853-D is enacted to read:

5 §3853-D. Trespass by animals

7 1. Prohibition. A person commits a civil violation if any  
9 animal, owned by or subject to that person's control, enters on  
11 the property of another after the person had been previously  
13 warned by a law enforcement officer or a justice of the peace  
15 that an animal, owned by or subject to that person's control, was  
found on the property of another. A person shall not be liable  
under this section if, at the time of the alleged trespass, that  
person was licensed or privileged to allow the animal to be on  
the property.

17 2. Penalty. A forfeiture of not more than \$500 shall be  
19 adjudged for a violation of this section. The court may also  
order restitution for any damage caused by the animal.

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**STATEMENT OF FACT**

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This bill will reestablish the prohibition of and penalty  
for trespass by animals.

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