

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1861

S.P. 696

In Senate, May 16, 1991

Reference to the Committee on Agriculture suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

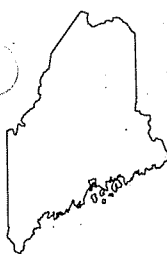
Presented by Senator EMERSON of Penobscot

Cosponsored by Senator TWITCHELL of Oxford, Representative NUTTING of Leeds and Representative SPEAR of Nobleboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Expand the Membership of the Animal Welfare Board.



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

Sec. 1. 7 MRSA §3903, as amended by PL 1989, c. 701, §2 and affected by §6, is further amended to read:

§3903. Membership

The Animal Welfare Board ~~is--an--independent--board~~ is an agency of the Department of Agriculture, Food and Rural Resources.

The board ~~shall--consist~~ consists of ~~10~~ 11 members as follows.

1. Designated members. ~~Nine~~ Ten members, appointed by the Governor and subject to review by the joint standing committee of the Legislature having jurisdiction over agriculture and subject to confirmation by the Legislature, shall ~~shall~~ must consist of:

A. ~~Four~~ Five members representing humane societies ~~to-be,~~ selected by the Governor, who shall consider nominations made by humane societies incorporated under the laws, provided that no more than one member may represent a particular society and at least one member must represent a state licensed animal shelter. By March 1, 1993, at least 2 members must represent state licensed animal shelters;

B. Four members representing the agricultural community ~~to be,~~ selected by the Governor from nominations presented by organizations representing the agricultural community; and

C. One member ~~to-be-a~~ practicing veterinarian and selected by the Governor, who shall consider nominations made by the Maine Veterinary Medical Association.

2. State member. One member of the board representing the State shall ~~shall~~ must be the Commissioner of Agriculture, Food and Rural Resources or the commissioner's designee who shall serve as an ex officio, ~~nonvoting~~ voting member.

3. Compensation. Members of the board shall ~~are~~ are entitled to be compensated in accordance with Title 5, chapter 379.

Sec. 2. 7 MRSA §3906, sub-§7-A, as enacted by PL 1989, c. 701, §3 and affected by §6, is further amended to read:

7-A. Executive director. ~~Appoint~~ Recommend, by majority vote, ~~an--executive--director--subject--to--review--by--the--joint standing--committee--of--the--Legislature--having--jurisdiction--over agricultural--matters--and--confirmation--by--the--Legislature~~ to the commissioner one or more candidates for the position of executive director. The commissioner shall appoint the executive director to assist in enforcing this Part and in carrying out duties and responsibilities pertaining to this Part. The executive director

is entitled to receive a salary established by the Bureau of Human Resources and serves at the will of the board commissioner;

Sec. 3. 7 MRSA §3906, §8, as amended by PL 1989, c. 701, §4 and affected by §6, is further amended to read:

8. Employees. Empley Recommend, by majority vote, to the commissioner personnel, subject to the civil service law, as necessary to assist the board in enforcing this Part and in carrying out its duties and responsibilities pertaining to this Part. The board commissioner shall appoint these part-time humane agents who shall serve as agents of the board in the enforcement of this Part and as otherwise provided by law. These part-time agents shall--be are unclassified employees whose standards of employment, training, compensation and hours of employment are determined by the board. The jurisdiction of each part-time humane agent shall--extend extends throughout the State. In connection with its enforcement responsibilities, the board shall--be is entitled to and shall--receive the assistance of the Attorney General and of several district attorneys and may apply to the commissioner for the assistance of state veterinarians;

Sec. 4. Membership terms. Any member serving on the Animal Welfare Board on the effective date of this Act shall continue to serve until the expiration of the term for which that member was appointed.

STATEMENT OF FACT

This bill expands the membership of the Animal Welfare Board from 9 to 11 voting members and establishes representation on the board for interests associated with animal shelters licensed by the State. The bill also grandfathers current board members.