MAINE STATE LEGISLATURE

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following:

		L.D. 1434
2	DATE: 6/12/95	(Filing No. H- 436)
4	DATE: 0, 12, 33	(IIIIng No. II 100)
6	AGRICULTURE, CONS	SERVATION AND FORESTRY
8		
10	Reproduced and distributed unthe House.	nder the direction of the Clerk of
12	COTE A TEX	E OE MAINE
14	STATE OF MAINE HOUSE OF REPRESENTATIVES 117TH LEGISLATURE	
16		GULAR SESSION
18	COMMITTEE AMENDMENT "A"	to H.P. 1019, L.D. 1434, Bill, "An
20	Act to Strengthen the Laws Con	
22		n 1 in subsection 22-B in the first by inserting after the following:
24	"other" the following: 'domest	-
26		n section 2 in that part designated the first line (page 1, line 14 in
28	L.D.) by striking out the following	llowing: "The" and inserting in its sprovided in subsection 3, the
30	Further amond the hill i	n section 2 in that part designated
32	_	all of subsections 2 and 3 and
34	inducting in chart place one i	
	'2. Additional remedy.	A person who suffers damage as a
36		section 1 may also pursue a civil
38	3961.	eeper of the dog pursuant to section
40	3. Exception. If the o	wner or keeper of a dog that kills
10		ishes that the dog that was killed
42		ing or injury or that the dog that
		ry was leashed or controlled on the
44	owner's or keeper's property	at the time of the killing or
		per is not liable under this section
46	or section 3961.'	

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Further amend the bill by inserting after section 3 the

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "H" to H.P. 1019, L.D. 1434

2	'Sec. 4. 7 MRSA §3964, as enacted by PL 1987, c. 383, §3, is repealed.	
4	10001001	
6	Sec. 5. 7 MRSA §4041, sub-§4, as enacted by PL 1989, c. 91, is amended to read:	
8	4. Penalty. A forfeiture of not more than \$500 shall must be adjudged for a civil violation under subsection 3. It	
10	addition the court may as part of the sentencing include an order of restitution for damages-caused-by-the-livesteek-animalin	
12	accordance-with-section-3964-and-for costs incurred in removing and controlling the livestock animal.'	
14		
16	Further amend the bill by relettering or renumbering an nonconsecutive Part letter or section number to reacconsecutively.	
18	conscentively.	
20	Further amend the bill by inserting at the end before the statement of fact the following:	
22	FISCAL NOTE	
24	PISCAL NOTE	
≈ ¬	This bill establishes a new civil violation and may also	
26	increase the number of civil suits filed in the court system The additional workload and administrative costs associated with	
28	the minimal number of new cases filed can be absorbed within the budgeted resources of the Judicial Department. The collection o	
30	additional fines and filing fees may also increase General Funrevenue by minor amounts.'	
32		
34	STATEMENT OF FACT	
36	The amendment clarifies that the definition of "pet" in the bill applies to certain domesticated animals. It also clarifie	
38	that the exceptions in the original bill apply to situation involving the killing or injury of a dog.	
40	involving the killing of injury of a dog.	
	The amendment also repeals a section from the law concerning	
42	liability under civil actions for damage by any animal an deletes a cross-reference to that section in the animal trespas	
44	laws concerning liability for damage by animals.	
46	The amendment also adds a fiscal note to the bill.	

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COMMITTEE AMENDMENT