## MAINE STATE LEGISLATURE

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## 120th MAINE LEGISLATURE

## **FIRST REGULAR SESSION-2001**

Legislative Document

No. 628

H.P. 488

House of Representatives, February 8, 2001

Millient M. Mac Failand

An Act to Prohibit Certain Conduct Relating to Elephants.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

MILLICENT M. MacFARLAND, Clerk

Presented by Representative MUSE of South Portland.
Cosponsored by President Pro Tem BENNETT of Oxford and
Representatives: BLISS of South Portland, GLYNN of South Portland, JONES of Greenville,
MARLEY of Portland, McKEE of Wayne, O'NEIL of Saco, QUINT of Portland, Senator:
RAND of Cumberland.

Be it enacted by the People of the State of Maine as follows:	
	Sec. 1. 7 MRSA §3973 is enacted to read:
§3973. Elephant displays and rides	
	1. Definitions. As used in this section, unless the ntext otherwise indicates, the following terms have the llowing meanings.
	A. "Display" means an exhibition, act, circus, public show, trade show, photographic opportunity, carnival, parade, petting zoo, race, performance or similar undertaking by any traveling exhibition, in which an elephant is required to perform tricks, fight or participate in a performance for the amusement or entertainment of an audience.
	B. "Knowingly" has the same meaning as in Title 17-A, section 35, subsection 2.
	C. "Traveling exhibition" means a display that has no permanent legal residence or situs in this State or remains continuously at any one location within this State for less than 60 days.
an	2. Prohibition. A person may not knowingly make available elephant for:
	A. Use in a display; or
	B. The purpose of allowing an individual to ride that elephant.
4 - 1	3. Penalty. A person who violates subsection 2 commits a ass E crime except that, notwithstanding Title 17-A, section A, subsection 2-A, a person may not be imprisoned for a periodat exceeds 90 days.
	SUMMARY
ele	This bill prohibits a person from making available an ephant for use in a traveling exhibition or for the purpose of
vio	lowing an individual to ride that elephant. A person who plates this provision commits a Class E crime, except that the simum period of imprisonment is 90 days.