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4	DATE: 4-24-01 (Filing No. H-150)
6	AGRICULTURE, CONSERVATION AND FORESTRY
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10	Reproduced and distributed under the direction of the Clerk of the House.
12	STATE OF MAINE
14	HOUSE OF REPRESENTATIVES 120TH LEGISLATURE
16	FIRST REGULAR SESSION
18	COMMITTEE AMENDMENT "A" to H.P. 584, L.D. 739, Bill, "An
20	Act to Require That Wolf Hybrids be Tattooed and to Establish Penalties for Releasing Wolf Hybrids from Captivity"
22	Amend the bill by striking out the title and substituting
24	the following:
26 28	'An Act to Require That Wolf Hybrids be Permanently Identified and to Establish Penalties for Releasing Wolf Hybrids from Captivity'
30	Further amend the bill by striking out everything after the
32	enacting clause and before the summary and inserting in its place the following:
34	'Sec. 1. 7 MRSA §3911-A is enacted to read:
36	<u>§3911-A. Abandonment of wolf hybrid</u>
38	<u>A person who abandons a wolf hybrid commits a civil violation for which a forfeiture not to exceed \$1,000 may be</u>
40	adjudged. For the purposes of this section "abandon" means to desert. For enforcement purposes a wolf hybrid is abandoned if
42	the animal is found a distance of more than 5 miles from the premises of the owner and is not under the control of any person.
44	Sec. 2. 7 MRSA §3921-A is enacted to read:
46	<u>§3921-A. Permanent identification of wolf hybrids</u>
48	The commissioner shall adopt rules to establish methods of
50	identifying wolf hybrids through tattooing, the placement of a microchip under the animal's skin or any other method determined
52	by the commissioner as adequately providing a permanent means of

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COMMITTEE AMENDMENT

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identification on the body of the animal. Rules adopted pursuant 2 to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A. A person may not own or keep a 4 wolf hybrid unless the animal has identification in compliance with the rules adopted under this section. 6 Sec. 3. 7 MRSA §3922, sub-§3-B is enacted to read: 8 3-B. Proof of permanent identification. A municipal clerk 10 may not issue a license for a wolf hybrid until the applicant has filed with the clerk proof that the wolf hybrid has been 12 permanently identified in accordance with section 3921-A. Sec. 4. 7 MRSA §3931-B is enacted to read: 14 16 <u>§3931-B. Wolf hybrid kennel</u> 18 The requirements of this section apply to a wolf hybrid kennel, as defined in subsection 1. A person maintaining a wolf 20 hybrid kennel that also is a breeding kennel as defined in section 3907, subsection 8-A is also subject to the licensing requirements in section 3931-A. 22 24 1. Definition. As used in this section, unless the context otherwise indicates, "wolf hybrid kennel" means a location where one or more wolf hybrids are kept and bred. 26 28 2. Kennel registration required. A person who operates a wolf hybrid kennel must register with the department on a form 30 provided by the department. The form must include the name of the person operating the kennel, the mailing address and road or street address for the kennel and the number of wolf hybrids kept 32 at the time of registration. The person who operates the kennel 34 must submit with the registration form proof that each wolf hybrid has been permanently identified in accordance with section 36 3921-A. 38 3. Permanent identification of offspring; record of transfer. A person operating a wolf hybrid kennel shall have the offspring of a wolf hybrid permanently identified prior to 40 transferring ownership or care of the animal. When a wolf hybrid 42 is sold, given away or, exchanged or ownership or care of the wolf hybrid is otherwise transferred, the person operating the 44 wolf hybrid kennel must notify the department of the transfer and provide the name and address of the person accepting transfer of the wolf hybrid. 46 4. Inspection and quarantine. A wolf hybrid kennel is 48 subject to inspection and quarantine in accordance with section 50 3936, subsection 1.

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5. Violation. A person who operates a wolf hybrid kennel who fails to comply with the provisions of this section commits a civil violation for which a forfeiture not to exceed \$1,000 may be adjudged.'

Further amend the bill by inserting at the end before the summary the following:

'FISCAL NOTE

12 The Department of Agriculture, Food and Rural Resources will incur some minor additional costs to adopt certain rules 14 pertaining to wolf hybrids and to administer certain registration requirements. These costs can be absorbed within the 16 department's existing budgeted resources.

18 The additional workload and administrative costs associated with the minimal number of new cases filed in the court system 20 can be absorbed within the budgeted resources of the Judicial Department. The collection of additional fines may increase the 22 fine revenue received by municipalities by minor amounts.'

SUMMARY

26 This amendment replaces the bill. It does the following: 28 1. Makes it a civil violation to abandon a wolf hybrid; 30 Requires the permanent identification of wolf hybrids 2. and directs the Department of Agriculture, Food and Rural 32 Resources to adopt rules to implement this provision; 34 Requires breeders of wolf hybrids to register with the 3. department, to have all offspring of wolf hybrids permanently 36 identified prior to transfer of ownership and to notify the 38 department when ownership is transferred; and

40 4. Adds a fiscal note to the bill.

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