

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 289

H.P. 233

House of Representatives, January 19, 2007

An Act To Revise the Definition of Service Dog

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative ROBINSON of Raymond.
Cosponsored by Senator HASTINGS of Oxford and
Representatives: AUSTIN of Gray, BEAUDETTE of Biddeford, BEAULIEU of Auburn,
FARRINGTON of Gorham, PRESCOTT of Topsham, RECTOR of Thomaston, SAVAGE of
Falmouth, Senator: COURTNEY of York.

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

2 **Sec. 1.** 7 MRSA §3907, sub-§13, as enacted by PL 1987, c. 383, §3, is repealed.

3 **Sec. 2.** 7 MRSA §3907, sub-§14, as enacted by PL 1987, c. 383, §3, is repealed.

4 **Sec. 3.** 7 MRSA §3907, sub-§24-A is enacted to read:

5 24-A. Service dog. "Service dog" means a dog that has been or is being trained to
6 provide special services to its handler, including a guide dog for a person who is blind or
7 visually impaired, a hearing dog for a person who is deaf or hard-of-hearing and a
8 personal care dog as defined in Title 17, section 1312, subsection 7.

9 **Sec. 4.** 7 MRSA §3922, sub-§4, as amended by PL 1995, c. 409, §4, is repealed
10 and the following enacted in its place:

11 4. Service dogs. When the owner or keeper of a service dog is applying to license a
12 dog that has not been previously licensed as a service dog, the owner or keeper must
13 provide the documentation required under section 3923-A, subsection 3-A.

14 **Sec. 5.** 7 MRSA §3923-A, first ¶, as amended by PL 2003, c. 405, §13, is further
15 amended to read:

16 Except as provided in subsection 3 3-A and section 3923-C, a dog owner or keeper
17 obtaining a license from a municipal clerk or dog recorder shall pay the license and
18 recording fees established in this section.

19 **Sec. 6.** 7 MRSA §3923-A, sub-§3, as amended by PL 2001, c. 422, §9, is
20 repealed.

21 **Sec. 7.** 7 MRSA §3923-A, sub-§3-A is enacted to read:

22 3-A. Exemption from fees. A municipal clerk or a veterinary licensing agent shall
23 issue a license upon application and without payment of a license fee required under this
24 section for:

25 A. A service dog when the dog's owner or keeper presents documentation that the
26 dog is certified in accordance with Title 26, section 1412-I or is enrolled for training
27 as a service dog with an organization accredited under Title 26, section 1412-I;

28 B. A trained search and rescue dog when the dog's owner or keeper presents
29 documentation that the dog is certified in accordance with Title 12, section 10054,
30 subsection 4-A; and

31 C. A law enforcement dog when a law enforcement officer presents documentation
32 that the dog is certified in accordance with Title 25, section 2803-A, subsection 8-D.

33 After an initial licensing as a service dog, documentation is not required under this
34 subsection for license renewals unless the owner or keeper of the dog changes.

35 **Sec. 8.** 7 MRSA §3961-A, last ¶, as enacted by PL 2001, c. 220, §2, is repealed.

