

MAINE STATE LEGISLATURE

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Date: 2/27/18

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
SECOND REGULAR SESSION**

HOUSE AMENDMENT "A" to H.P. 1196, L.D. 1716, Bill, "An Act To Protect Persons Who Provide Assistance to Law Enforcement Dogs, Search and Rescue Dogs and Service Dogs"

Amend the bill in section 1 in §164-B in subsection 1 by striking out all of paragraph C (page 1, lines 14 to 18 in L.D.) and inserting the following:

'C. "Law enforcement officer" means a person who by virtue of public employment is vested by law with a duty to maintain public order, to prosecute offenders and to make arrests for crimes.'

Amend the bill in section 1 in §164-B in subsection 1 by inserting after paragraph D the following:

'E. "Security services dog handler" means a security professional who is trained to partner with a law enforcement dog in the performance of the security professional's duties, who is actively certified pursuant to federal, national, regional or state standards and who is qualified to train, care for and work with a law enforcement dog.'

Amend the bill in section 1 in §164-B in subsection 1 by relettering the paragraphs to read alphabetically.

Amend the bill in section 1 in §164-B by striking out all of subsection 2 (page 1, lines 25 to 35 in L.D.) and inserting the following:

'2. Immunity. Notwithstanding any provision of any public or private and special law to the contrary, an emergency medical services person, a security services dog handler or a law enforcement officer who voluntarily, without the expectation of monetary or other compensation, renders first aid, emergency treatment or rescue assistance to a law enforcement dog, search and rescue dog or service dog that is unconscious, ill, injured or in need of rescue assistance is not liable for damages for an injury alleged to have been sustained by the dog nor for damages for the death of the dog alleged to have occurred by reason of an act or omission in the rendering of the first aid, emergency treatment or rescue assistance unless it is established that the injury or the death was caused willfully, wantonly or recklessly or by gross negligence on the part of the emergency medical services person, security services dog handler or law enforcement officer.'

HOUSE AMENDMENT


R.O.F.S

1 Amend the bill in section 1 in §164-B in subsection 3 by striking out all of the 2nd
2 paragraph (page 2, lines 1 to 4 in L.D.) and inserting the following:

3 "This section applies to a law enforcement officer, security services dog handler or
4 emergency medical services person who voluntarily renders first aid, emergency
5 treatment or rescue assistance to a law enforcement dog, search and rescue dog or service
6 dog, to the extent the officer, handler or person has received training in the medical
7 stabilization of dogs.'

8 **SUMMARY**

9 This amendment revises the bill to allow any law enforcement officer who has been
10 trained to provide rescue services to provide those services for a law enforcement dog,
11 search and rescue dog or service dog while being subject to the bill's immunity. It defines
12 the term "security services dog handler." It also clarifies that the immunity applies only if
13 the law enforcement officer, security services dog handler or emergency medical services
14 person has received training in the medical stabilization of dogs.

15 **SPONSORED BY** 

16 **(Representative MOONEN)**

17 **TOWN: Portland**