

# MAINE STATE LEGISLATURE

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Date: 4/17/19

(Filing No. H-105)

BWJ  
4.17.19

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 61, L.D. 64, Bill, "An Act To Make Post-conviction Possession of Animals a Criminal Offense"

Amend the bill by striking out the title and substituting the following:

**'An Act To Make Post-conviction Possession of Animals by Certain Persons a Criminal Offense'**

Amend the bill by striking out everything after the enacting clause and inserting the following:

**Sec. 1. 17 MRSA §1031, sub-§3-B, ¶B**, as enacted by PL 2003, c. 452, Pt. I, §20 and affected by Pt. X, §2, is repealed.

**Sec. 2. 17 MRSA §1031, sub-§3-B, ¶C**, as enacted by PL 2003, c. 452, Pt. I, §20 and affected by Pt. X, §2, is amended to read:

C. Title 17-A, section 9-A governs the use of prior convictions when determining a sentence under this subsection.

**Sec. 3. 17 MRSA §1031, sub-§3-B, ¶¶D, E and F** are enacted to read:

D. The court, as part of the sentence for a violation of this section:

(1) May prohibit a defendant convicted of a Class D crime under this section from owning, possessing or having on the defendant's premises an animal for a period of time that the court determines to be reasonable, up to and including permanent relinquishment;

(2) Shall prohibit a defendant convicted of a Class C crime under this section from owning, possessing or having on the defendant's premises an animal for a period of at least 5 years, up to and including permanent relinquishment;

(3) May impose any other reasonable restrictions on a defendant's future ownership or custody of an animal as determined by the court to be necessary for the protection of animals, including but not limited to reasonable restrictions on future ownership, possession or custody and prohibiting the person from

**COMMITTEE AMENDMENT**





# 129th MAINE LEGISLATURE

LD 64

LR 691(02)

**An Act To Make Post-conviction Possession of Animals a Criminal Offense**

**Fiscal Note for Bill as Amended by Committee Amendment**

*A (H-105)*

**Committee: Criminal Justice and Public Safety**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund  
Minor revenue increase - Other Special Revenue Funds

### Correctional and Judicial Impact Statements

Establishes new Class D crimes.

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional fine revenue will increase General Fund and dedicated revenue by minor amounts.