



126th MAINE LEGISLATURE

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Legislative Document

No. 1289

H.P. 916

House of Representatives, April 2, 2013

An Act To Create an Animal Abuser Registry

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative DICKERSON of Rockland.
Cosponsored by Senator MAZUREK of Knox and
Representatives: BEAVERS of South Berwick, HARVELL of Farmington, JORGENSEN of
Portland, KNIGHT of Livermore Falls, MASTRACCIO of Sanford, MONAGHAN-DERRIG
of Cape Elizabeth, Senator: HILL of York.

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

2 **Sec. 1. 17 MRSA §1031, sub-§6** is enacted to read:

3 **6. Placement on registry.** A person convicted of a violation under this section is
4 placed on the animal abuser registry for the county in which that person resides at the
5 time of the conviction and must comply with registry requirements under section 1031-A.

6 **Sec. 2. 17 MRSA §1031-A** is enacted to read:

7 **§1031-A. Animal abuser registries**

8 **1. Definition.** For purposes of this section, "animal abuser" means a person over 18
9 years of age who is convicted of cruelty to animals in violation of section 1031 or of a
10 comparable statute of another state.

11 **2. Registration requirement.** An animal abuser physically within the boundaries of
12 this State for more than 10 consecutive days shall register with the county sheriff for the
13 county in which the animal abuser is located before the end of the 11th day in the State.
14 A previously registered animal abuser shall reregister with the county sheriff for the
15 county in which the animal abuser is located no later than 10 days after moving to a new
16 location within the State.

17 **3. Information provided by animal abuser registering.** An animal abuser
18 registering under this section shall provide the county sheriff with the following
19 information:

20 **A.** The legal name and any other names or aliases that the animal abuser is using or
21 has used;

22 **B.** The date of birth of the animal abuser;

23 **C.** The social security number of the animal abuser;

24 **D.** The current address or location of the animal abuser;

25 **E.** The place of employment of the animal abuser;

26 **F.** The animal cruelty offense for which the animal abuser was convicted; and

27 **G.** The date and place of the animal cruelty conviction of the animal abuser.

28 **4. Additional information obtained by county sheriff.** When an animal abuser
29 registers with a county sheriff, the sheriff shall obtain:

30 **A.** A photograph of the animal abuser and a complete set of the animal abuser's
31 fingerprints; and

32 **B.** A description of any tattoos, scars or other distinguishing features on the animal
33 abuser's body that would assist in identifying the animal abuser.

34 **5. Period on registry.** Following an animal abuser's initial registration under
35 subsection 2 or section 1031, subsection 6, the animal abuser required to register under

1 this section shall renew the animal abuser's registration with the county sheriff prior to
2 December 31st of each subsequent calendar year for a period of 15 years.

3 **6. Failure to comply.** An animal abuser who intentionally or knowingly fails to
4 comply with this section, or who provides false information when complying with this
5 section, is guilty of a Class C crime.

6 **7. Responsibilities of county sheriff.** Each county sheriff shall maintain a registry
7 of animal abusers in the sheriff's jurisdiction who are required to register under this
8 section. Within 10 days of receiving an initial registration, the county sheriff shall:

9 A. Forward all registration information obtained from the animal abuser to the
10 Department of Public Safety, State Bureau of Identification; and

11 B. Contact every residence, school, humane society, animal shelter and business
12 within a 1/2-mile radius of the animal abuser's residence or location and provide them
13 with the animal abuser's registration information, with the exception of the animal
14 abuser's social security number.

15 **8. Maintenance of central registry.** The Department of Public Safety, State Bureau
16 of Identification shall establish and maintain a central registry of animal abusers required
17 to register under this section. The central registry of animal abusers must be made
18 available to the public and accessible in print as well as by Internet and telephone and
19 available for in-person inspection at the office of the State Bureau of Identification. All
20 of the information contained in an animal abuser's registration, with the exception of the
21 animal abuser's social security number, must be made available. Records of each animal
22 abuser's registration must be maintained for the duration of the 15-year period in which
23 the animal abuser is required to be registered.

24 **9. Application.** This section applies to all persons convicted of animal cruelty under
25 section 1031 or a comparable statute in another state after the effective date of this
26 section.

27 SUMMARY

28 This bill requires a person convicted of animal cruelty under Maine's criminal law or
29 convicted of a comparable offense in another state to register annually as an animal
30 abuser with the county sheriff for a period of 15 years. It requires each county sheriff to
31 maintain a registry and disseminate information on the registered animal abuser. It
32 requires the Department of Public Safety, State Bureau of Identification to maintain a
33 central registry of animal abusers.