

HB0513/523025/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 513

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**and Ziegler**” and substitute “**Ziegler, Behler, Foley, and Terrasa**”; in line 2, strike “**Agriculture – Roosters**” and substitute “**Crimes Relating to Animals**”; in the same line, after “**Restrictions**” insert “**on Keeping Roosters**”; in line 3, strike “unless authorized by the Department of Agriculture” and substitute “**beginning on a certain date**”; in line 4, after “a” insert “**rooster movement–constrained through the use of a certain enclosure or tether**”; strike beginning with the second “certain” in line 4 down through “date” in line 5; strike beginning with “authorizing” in line 5 down through “Act;” in line 7; in line 10, strike “Agriculture” and substitute “**Criminal Law**”; in line 11, strike “3–105.2” and substitute “**10–608.1**”; in line 13, strike “(2016” and substitute “**(2021**”; and strike in their entirety lines 21 and 22 and substitute:

“Article – Criminal Law

10–608.1.”

AMENDMENT NO. 2

On page 2, after line 2, insert:

“(2) “ENCLOSURE” MEANS A STRUCTURE USED FOR CONFINEMENT, INCLUDING A WIRE CAGE OR AN ITEM TRADITIONALLY USED FOR ANOTHER PURPOSE SUCH AS A WATER TANK OR PLASTIC BARREL, THAT:

(1) IS USED TO PROVIDE LONG-TERM HOUSING FOR ONE ADULT ROOSTER; AND

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(II) PREVENTS INTERACTION WITH OTHER ROOSTERS.;

in lines 3 and 7, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively; in lines 4, 5, 14, 16, and 19, in each instance, strike “**A**” and substitute “**A**”; in lines 8 and 10, in each instance, strike “**IS**” and substitute “**IS**”; in line 9, strike “**HAS**” and substitute “**HAS**”; in line 12, strike “**COMMERCIAL**” and substitute “**COMMERCIAL**”; in line 13, strike “**THIS ARTICLE**” and substitute “**THE AGRICULTURE ARTICLE**”; in line 17, strike “**AN**” and substitute “**AN**”; in line 18, strike “**OR**”; in line 23, strike “**MEMBERSHIP**” and substitute “**MEMBERSHIP**”; and in line 25, strike “**AUTHORIZATION**” and substitute “**AUTHORIZATION**”.

On page 3, in lines 1, 3, 4, 5, and 7, in each instance, strike “**THE**” and substitute “**THE**”; strike beginning with “**MORE**” in line 1 down through “**25**” in line 2; in line 8, after “**KEPT**” insert “**; OR**”

(6) A PERSON IF, ON REQUEST OF AN ANIMAL CONTROL OFFICER, AN OFFICER OF A COUNTY HUMANE SOCIETY, OR A POLICE OFFICER, THE PERSON PROVIDES IN WRITING PROOF THAT THE PERSON KEPT MORE ADULT HENS THAN ROOSTERS WITHIN THE IMMEDIATELY PRECEDING 6-MONTH PERIOD;

strike beginning with “**UNLESS**” in line 9 down through “**DEPARTMENT,**” in line 10; in line 11, strike “**AND KEPT**” and substitute “**MAY NOT KEEP A ROOSTER**”; strike beginning with “**MAY**” in line 12 down through “**PROPERTY**” in line 16; and strike beginning with “**A**” in line 24 down through “**SUBTITLE**” in line 27 and substitute:

(1) A VIOLATION OF THIS SECTION IS A CIVIL OFFENSE.

(2) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, A WARNING;

(II) FOR A SECOND OFFENSE, A CIVIL PENALTY OF UP TO \$500 PER ROOSTER; AND

(III) FOR A THIRD OR SUBSEQUENT OFFENSE, A CIVIL PENALTY OF UP TO \$1,000 PER ROOSTER.

(3) THIS SECTION MAY BE ENFORCED BY:

(I) ANY STATE OR LOCAL LAW ENFORCEMENT OFFICER; OR

(II) A LOCAL ANIMAL CONTROL AUTHORITY FOR THE JURISDICTION WHERE THE VIOLATION OCCURS”.

On pages 3 and 4, strike in their entirety the lines beginning with line 28 on page 3 through line 5 on page 4, inclusive.