

1 TO THE HONORABLE SENATE:

2 The Committee on Agriculture to which was referred House Bill No. 877
3 entitled “An act relating to miscellaneous agricultural subjects” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out Sec. 10, effective
6 date, and its reader assistance heading in their entirety and inserting in lieu
7 thereof a new Sec. 10 and Secs. 11 and 12 and a reader assistance heading to
8 read as follows:

9 * * * Animals at Large * * *

10 Sec. 10. 24 V.S.A. § 2291 is amended to read:

11 § 2291. ENUMERATION OF POWERS

12 For the purpose of promoting the public health, safety, welfare, and
13 convenience, a town, city, or incorporated village shall have the following
14 powers:

15 * * *

16 (21) To regulate, by means of a civil ordinance adopted pursuant to
17 chapter 59 of this title, subject to the limitations of 13 V.S.A. § 351b and the
18 requirement of 13 V.S.A. § 354(a), and consistent with the rules adopted by the
19 Secretary of Agriculture, Food and Markets, pursuant to 13 V.S.A. § 352b(a),
20 the welfare of animals in the municipality. Such ordinance may be enforced

1 by humane officers as defined in 13 V.S.A. § 351, if authorized to do so by the
2 municipality.

3 * * *

4 (30) To regulate by means of an ordinance adopted pursuant to chapter
5 59 of this title regarding the fencing of livestock or poultry and the control of
6 livestock or poultry running at large. As used in this subdivision:

7 (A) “Livestock” has the same meaning as in 6 V.S.A. § 761.

8 (B) “Livestock or poultry running at large” means any livestock or
9 poultry found or being on any public land or public way, or land belonging to a
10 person other than the owner of the livestock or poultry, without the
11 landowner’s permission.

12 (C) “Poultry” has the same meaning as in 6 V.S.A. § 1151.

13 (D) “Public way” has the same meaning as in section 2501a of this
14 title.

15 Sec. 11. 20 V.S.A. chapter 191, subchapter 1 is amended to read:

16 Subchapter 1. General Provisions

17 § 3341. CATTLE, HORSES, SHEEP, GOATS, OR SWINE

18 A person who knowingly permits cattle, horses, sheep, goats, or swine to
19 run at large in a public highway or yard belonging to a public building without
20 the consent of the selectboard shall be fined by a law enforcement officer or by

1 the selectboard not more than ~~\$10.00~~ \$100.00 nor less than ~~\$3.00~~ \$50.00 for
2 each animal running at large.

3 § 3342. PUBLIC PARK, COMMON, OR GREEN

4 A person who permits cattle, horses, sheep, goats, or swine to run at large in
5 a public park, common, or green without the consent of the selectboard shall be
6 fined by a law enforcement officer or by the selectboard not more than ~~\$25.00~~
7 \$100.00 nor less than ~~\$5.00~~ \$50.00 for each animal running at large.

8 § 3343. YARD OF TOWNHOUSE, CHURCH, OR SCHOOLHOUSE

9 A person who turns cattle, horses, sheep, goats, or swine into a yard
10 belonging to a townhouse, church, or schoolhouse, which is properly enclosed,
11 or knowingly permits them to run in such a yard, shall be fined by a law
12 enforcement officer or by a selectboard not more than ~~\$40.00~~ \$100.00 nor less
13 than ~~\$3.00~~ \$50.00 for each animal running at large.

14 § 3344. BURIAL GROUND

15 A person who knowingly turns cattle, horses, sheep, goats, or swine into a
16 properly enclosed burial ground, or who knowingly permits them to run within
17 a properly enclosed burial ground, shall be fined ~~\$25.00~~ by a law enforcement
18 officer or by a selectboard not more than \$100.00 nor less than \$50.00 for each
19 animal running at large.

20 § 3345. LAND OR PREMISES OF ANOTHER

1

2

Senator _____

3

FOR THE COMMITTEE