



AN ACT CONCERNING THE DRUG TESTING OF ANIMALS IN DRAWING CONTESTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 22-126a of the general statutes is repealed and the
2 following is substituted in lieu thereof:

3 (a) The Commissioner of Agriculture, at the request and expense of
4 the authority in charge of any animal drawing contest, shall provide
5 for the administration of a program to test, immediately before or after
6 a drawing contest, for the presence of drugs in any animals
7 participating in such contest. The authority may charge the owner of
8 the animal being tested for the cost of such test. The commissioner
9 may, within available appropriations, on [his] the commissioner's own
10 initiative and at state expense test animals participating in such contest
11 on a random basis for the presence of drugs. The authority in charge of
12 such contest shall provide well-lighted facilities, removed from the
13 public, for the administration of such test. The owner or trainer of any
14 animal being so tested shall provide assistance and proper restraint for
15 confining such animal for and during the administration of such test. If
16 the animal continues to resist the test after restraint is applied and the
17 person administering the test determines a danger exists to the animal
18 or persons present at the test, an alternative test shall be administered.
19 No prize money shall be paid until the result of the test is known. If
20 any such test reveals the presence of a drug in any such animal, such

21 animal shall be disqualified to participate in such contest, shall be
22 ineligible to receive any prize money awarded in such contest and
23 [such animal] shall be barred from participating in any such contest
24 held in this state for a period of one year from the date of receipt by the
25 commissioner of the results of the test. The owner or trainer or both
26 the owner and trainer of any such animal shall be barred from entering
27 any other animal in any such contest held in this state for a period of
28 not less than one year nor more than two years at the commissioner's
29 discretion from the date of receipt by the commissioner of the results
30 of the test for the first finding of the presence of a drug and for a
31 period of not less than two years nor more than three years at the
32 commissioner's discretion for a second such finding. The owner of any
33 such animal shall reimburse the authority in charge of such animal
34 drawing contest or the state, as the case may be, for the expense of
35 such test. The owner may appeal, in accordance with the provisions of
36 chapter 54, any action by the commissioner authorized by this section.
37 As used in this section: [,"drug"] (1) "Drug" means any medication,
38 stimulant, depressant, hypnotic or narcotic used in the diagnosis, cure,
39 mitigation, treatment or prevention of disease in [man] humans or
40 other animals; and (2) "trainer" means any person responsible for the
41 care, training, custody or performance of an animal including, but not
42 limited to, a person who signs an entry form for participation in a
43 drawing contest or who has control of the animal during a drawing
44 contest.

45 (b) Any owner or trainer who: (1) Fails to assist in the drug testing
46 of an animal, as provided in subsection (a) of this section; (2) does not
47 provide proper restraint for confining such animal for and during the
48 administration of such drug test; or (3) interferes in the restraint or
49 drug testing of such animal shall be barred from entering any other
50 animal in any such contest held in this state for a period of not less
51 than one year nor more than two years at the commissioner's
52 discretion from the date of the test.

53 (c) Any owner or trainer who violates subsection (a) or (b) of this
54 section shall be subject to administrative civil penalties, as provided in

55 section 22-7.

56 (d) Any owner or trainer of any animal that tests positive for the
57 presence of drugs in any other state shall be prohibited from entering
58 any animal in a drawing contest in this state for a period of not less
59 than one year or more than two years at the commissioner's discretion
60 from the date of any such drug test.

61 Sec. 2. This act shall take effect July 1, 2001.

Statement of Legislative Commissioners:

In subdivision (1) of subsection (b), the words "submit an animal for drug testing", were changed to "assist in the drug testing of an animal" in order to accurately reflect the provisions in subsection (a). In subdivision (2) of subsection (b), the words "provides improper" were changed to "does not provide proper" in order to accurately reflect the provisions in subsection (a).

ENV JOINT FAVORABLE SUBST.