



General Assembly

Amendment

February Session, 2014

LCO No. 3864

HB0541603864HDO

Offered by:

REP. URBAN, 43rd Dist.

REP. HENNESSY, 127th Dist.

REP. MEGNA, 97th Dist.

To: Subst. House Bill No. 5416

File No. 466

Cal. No. 274

**"AN ACT ESTABLISHING A LIVESTOCK CARE STANDARDS
ADVISORY COUNCIL."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2014*) (a) For the purposes of
4 this section:

5 (1) "Enclosure" means any cage, crate or other structure used for
6 gestating sows;

7 (2) "Farm" means the land, buildings, support facilities and other
8 equipment that are wholly or partially used for the commercial
9 production of animals or animal products used for food or fiber.
10 "Farm" does not include live animal markets;

11 (3) "Farm owner or operator" means any person who owns or
12 controls the operation of a farm. "Farm owner or operator" does not

13 include any nonmanagement employee, contractor or consultant;

14 (4) "Fully extending" means to be able to fully extend all limbs
15 without touching the side of any enclosure;

16 (5) "Gestating sow" means a pregnant pig of the porcine species kept
17 for the primary purpose of breeding; and

18 (6) "Turning around freely" means to be able to turn in a complete
19 circle without any impediment, including a tether, and without
20 touching the side of any enclosure.

21 (b) No farm owner or operator shall knowingly tether or confine
22 any gestating sow in any enclosure in a manner that prevents such
23 gestating sow from turning around freely, lying down, standing up or
24 fully extending such gestating sow's limbs.

25 (c) The provisions of subsection (b) of this section shall not apply
26 during any: (1) Medical research, (2) examination, testing, treatment or
27 operation for veterinary purposes, provided such examination, testing,
28 treatment or operation is performed by or under the direct supervision
29 of a licensed veterinarian, (3) transporting of such gestational sow, (4)
30 state or county fair exhibition, 4-H program or similar exhibition, (5)
31 temporary confinement of not more than six hours during any twenty-
32 four-hour period for animal husbandry purposes, (6) humane
33 slaughter in accordance with all applicable laws and regulations, or (7)
34 seven-day period prior to such gestating sow's expected date to give
35 birth.

36 (d) Nothing in this section shall be construed to limit any other
37 provision of the general statutes that may be construed to protect the
38 welfare of any gestating sow.

39 (e) It shall not be an affirmative defense to an alleged violation of
40 this section that such farm owner or operator kept such gestating sow
41 as part of an agricultural operation and in accordance with customary
42 animal husbandry or farming practices.

43 (f) Any farm owner or operator who violates the provisions of this
44 section shall be fined not more than one thousand dollars or
45 imprisoned not more than one year, or both.

46 (g) The provisions of this section shall not be enforced by the
47 Commissioner of Agriculture until the commissioner determines, in
48 writing, that enclosures that do not meet the requirements of
49 subsection (b) of this section are used in this state."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2014</i>	New section