



Hearing 1/28/10

1:00 pm
State House
Room A-1

SUPPORT SB1578 (Sen. Brewer) & HB1401 (Rep. Gobi) An Act Relative to Dog Training Areas in the Commonwealth

PROBLEM:

Responsible dog trainers have purchased and developed property for the purpose of training sporting dogs. Urban sprawl has encroached on their land, with new neighbors complaining about the noise involved in dog training.

HISTORY:

Hunting with dogs is a time honored pastime in Massachusetts. Historically, mankind used dogs to help hunt and ensure survival of their families. In the past century, the casual hunter could train his family dog on the abundant grouse in any New England wood lot. Now, loss of habitat from the change in farming practices and creeping urbanization have severely altered wildlife populations and dog training practices. This loss of habitat has been and is being addressed by the people who have purchased and developed land for the training of sporting dogs.

WHAT THESE BILLS DO:

These bills will protect owners of sporting dog training property that were in compliance with applicable noise control laws or ordinances at the time the land was developed from noise complaints by their neighbors.

WHY YOU SHOULD SUPPORT THESE BILLS:

1. Land available for training sporting dogs is dwindling due to urban sprawl.
2. Training sporting dogs on land protected for that purpose provides a safe and controlled area for such training.
3. Training sporting dogs is of great assistance in the conservation of game during hunting.
4. Owners of sporting dog training land also make their property available to the public for hunting and blueberry picking

FOR MORE INFORMATION:

Massachusetts Federation of Dog Clubs and Responsible Dog Owners

Judith Erlanger, Recording Secretary; judithper@aol.com; 978-263-7301

Julie Rembrandt Seeley, Corresponding Secretary; jrembrandtseeley@aol.com; 978-456-8644

SENATE No. 1578

The Commonwealth of Massachusetts

PRESENTED BY: Mr. Brewer

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to dog training areas in the commonwealth.

PETITION OF:

Name: District/Address:

Mr. Brewer Worcester, Hampden, Hampshire and Franklin
Todd M. Smola 1st Hampden

[SIMILAR MATTER FILED IN PREVIOUS SESSION

SEE SENATE, NO. S00806 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

An Act relative to dog training areas in the commonwealth.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 140 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by inserting after section 157 the following section: -

Section 157A. All owners of sporting dog training areas in this Commonwealth shall be exempt and immune from civil action or criminal prosecution in any matter relating to noise or noise pollution resulting from the normal and accepted dog training activity of sporting dog training areas, provided that the owners of the sporting dog training areas are in compliance with any applicable noise control laws or ordinances extant at the time the establishment of the sporting dog training area was initiated. The owners of sporting dog training areas shall not be subject to any action for nuisance and no person(s) or court in the Commonwealth shall enjoin the use or operation of the sporting dog training areas on the basis of noise or noise pollution provided that the owners of the sporting dog training areas are in compliance with any applicable noise control laws or ordinances extant at the time the establishment of the sporting dog training area was initiated.

HOUSE No. 1401

The Commonwealth of Massachusetts

PRESENTED BY: Anne M. Gobi

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:
An Act relative to dog training areas in the Commonwealth.

Anne M. Gobi 5th Worcester
Todd M. Smola 1st Hampden
Richard J. Ross 9th Norfolk
Mass Sportsmen's Council P.O. Box 191 Millbury, MA 01527

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO DOG TRAINING AREAS IN THE COMMONWEALTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Chapter 140 of the General Laws, as appearing in the 1994 Official Edition, is hereby amended by inserting after section 157 the following section: Section 157A. All owners of sporting dog training areas in this Commonwealth shall be exempt and immune from civil action or criminal prosecution in any matter relating to noise or noise pollution resulting from the normal and accepted dog training activity of sporting dog training areas, provided that the owners of the sporting dog training areas are in compliance with any applicable noise control laws or ordinances extant at the time the establishment of the sporting dog training area was initiated. The owners of sporting dog training areas shall not be subject to any action for nuisance and no person(s) or court in the Commonwealth shall enjoin the use or operation of the sporting dog training areas on the basis of noise or noise pollution provided that the owners of the sporting dog training areas are in compliance with any applicable noise control laws or ordinances extant at the time the establishment of the sporting dog training area was initiated.