

AMENDMENT

OFFERED BY MR. VAN DREW OF NEW JERSEY

At the end of subtitle A of title V of the bill, add the following:

1 **SEC. 5 ____ . TRANSPORTATION OF HORSES.**

2 Section 80502 of title 49, United States Code, is
3 amended—

4 (1) in subsection (c) by striking “This section
5 does not” and inserting “Subsection (a) and (b)
6 shall not”;

7 (2) by redesignating subsection (d) as sub-
8 section (e);

9 (3) by inserting after subsection (c) the fol-
10 lowing:

11 “(d) TRANSPORTATION OF EQUINES.—

12 “(1) PROHIBITION.—No person may transport
13 or cause to be transported, an equine from a place
14 in a State, the District of Columbia, or a territory
15 or possession of the United States through or to a
16 place in another State, the District of Columbia, or
17 a territory or possession of the United States, or any
18 place that is under the sovereignty of a government
19 that is not the United States—

1 “(A) in a motor vehicle containing 2 or
2 more levels stacked on top of each other; or

3 “(B) with reason to believe that the equine
4 may be slaughtered for human consumption.

5 “(2) DEFINITIONS.—In this subsection:

6 “(A) MOTOR VEHICLE.—The term ‘motor
7 vehicle’ means—

8 “(i) a vehicle driven or drawn by me-
9 chanical power and manufactured pri-
10 marily for use on public highways; and

11 “(ii) does not include a vehicle oper-
12 ated exclusively on a rail or rails.

13 “(B) EQUINE.—The term ‘equine’ means
14 any member of the Equidae family.”; and

15 (4) in subsection (e), as so redesignated—

16 (A) by striking “A rail carrier” and insert-
17 ing the following:

18 “(1) IN GENERAL.—A rail carrier”;

19 (B) by striking “this section” and insert-
20 ing “subsection (a) or (b)”;

21 (C) by striking “On learning” and insert-
22 ing the following:

23 “(2) TRANSPORTATION OF EQUINES.—

24 “(A) CIVIL PENALTY.—A person that
25 knowingly violates subsection (d) is liable to the

1 United States Government for a civil penalty of
2 at least \$100, but not more than \$500, for each
3 violation. A separate violation of subsection (d)
4 occurs for each equine that is transported, or
5 caused to be transported, in violation of sub-
6 section (d).

7 “(B) RELATIONSHIP TO OTHER LAWS.—
8 The penalty imposed under subparagraph (A)
9 shall be in addition to any penalty or remedy
10 available under any other law.

11 “(3) CIVIL ACTION.—On learning”.

