

110TH CONGRESS
1ST SESSION

H. R. 3755

To amend section 1308 of title 40, United States Code, to provide immunity for Federal Government agencies from claims resulting from the donation of unfit horses and mules and to allow certain agents of United States Customs and Border Protection to adopt such horses and mules.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 4, 2007

Mr. DEAL of Georgia introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To amend section 1308 of title 40, United States Code, to provide immunity for Federal Government agencies from claims resulting from the donation of unfit horses and mules and to allow certain agents of United States Customs and Border Protection to adopt such horses and mules.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Immunity from Claims
5 Related to Donated Horses Act of 2007”.

1 **SEC. 2. IMMUNITY FROM CLAIMS RELATED TO DONATED**
2 **HORSES.**

3 Section 1308 of title 40, United States Code, is
4 amended—

5 (1) by striking “Subject to applicable regula-
6 tions” and inserting the following:

7 “(a) DISPOSITION.—

8 “(1) IN GENERAL.—Subject to applicable regu-
9 lations”; and

10 (2) by adding at the end the following new
11 paragraph:

12 “(2) IMMUNITY FROM CLAIMS.—Each humane
13 organization that receives any horse or mule under
14 paragraph (1) shall hold the Department of Home-
15 land Security, including United States Customs and
16 Border Protection, harmless from any demand, suit,
17 action, or claim of any nature arising from or re-
18 lated to the donation of the horse or mule, including
19 damages to the property of the organization and any
20 personal injury, disability, or death of any officer,
21 employee, or agent of the organization.”.

22 **SEC. 3. ADOPTION OF UNFIT HORSES AND MULES.**

23 Section 1308 of title 40, United States Code, as
24 amended by section 2, is further amended by adding at
25 the end the following new subsection:

1 “(b) ADOPTION.—Subject to regulations imple-
2 menting this subsection, horses and mules belonging to the
3 Federal Government that have become unfit for service
4 may be adopted by any agent of the Department of Home-
5 land Security who worked with any such horse or mule.”.

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