

WORKING DRAFT

SENATE FILE NO. _____

Brucellosis testing.

Sponsored by: Joint Agriculture, Public Lands and Water
Resources Interim Committee

A BILL

for

1 AN ACT relating to contagious and infectious diseases;
2 providing for sale of cattle or domestic bison infected
3 with or exposed to brucellosis; providing for brucellosis
4 testing and surveillance as specified; providing a penalty;
5 and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 11-19-406 is created to read:

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11 **11-19-406. Sale of diseased cattle or domestic bison;**
12 **reimbursement of owner.**

13

14 All cattle or domestic bison in Wyoming lawfully found to
15 be affected with brucellosis, including all sexually intact

1 cattle or domestic bison that are part of a herd found to
2 be affected with brucellosis, shall be shipped or
3 transported under the direction of the state veterinarian
4 to livestock markets and sold for immediate slaughter or
5 transferred to an approved slaughter facility in accordance
6 with federal regulations. The owner of condemned cattle or
7 domestic bison shall be paid the difference between the
8 market value at the time of quarantine and the amount
9 received for the sale, less any amount of reimbursement
10 provided for and paid under federal law or regulation, less
11 the cost of shipping or transportation and commission
12 charges. The difference between the market value at the
13 time of quarantine and the time of sale shall be paid to
14 the owner of the cattle or domestic bison from an
15 appropriation for that purpose. State funds available for
16 reimbursement payments under this section shall not be used
17 to supplant federal funding otherwise available to the
18 applicant under any comparable federal program.

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20 **Section 2.** W.S. 11-19-214 and 11-19-405 by creating
21 new subsections (c) through (f) are amended to read:

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23 **11-19-214. Sale of diseased livestock; reimbursement**
24 **of owner.**

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2 All ~~cattle~~ livestock in Wyoming lawfully found to be
3 affected with ~~either tuberculosis or Bang's disease~~ may be
4 shipped or transported under the direction of the state
5 veterinarian in accordance with federal regulations, to
6 livestock markets and there sold for salvage and destroyed
7 or transferred to an approved slaughter facility in
8 accordance with federal regulations. The owner of condemned
9 ~~cattle~~ livestock shall ~~receive the entire proceeds for such~~
10 ~~sale~~ be paid the difference between the market value at the
11 time of quarantine and the amount received for the sale,
12 less any amount of reimbursement provided for and paid
13 under federal law or regulation, less the cost of shipping
14 or transportation and commission charges. ~~If the net~~
15 ~~salvage obtained from the cattle does not equal their~~
16 ~~assessed valuation for the year preceding the date of~~
17 ~~condemnation and shipping, the difference between the sale~~
18 ~~monies and the assessed valuation shall be paid to the~~
19 ~~owner of the cattle from an appropriation for that purpose.~~
20 The difference between the market value at the time of
21 quarantine and the time of sale shall be paid to the owner
22 of the livestock from an appropriation for that purpose.
23 State funds available for reimbursement payments under this
24 section shall not be used to supplant federal funding

1 otherwise available to the applicant under any comparable
2 federal program.

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4 **11-19-405. Control of brucellosis; governor**
5 **authorized to negotiate with federal agencies.**

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7 (c) In the event of a confirmed outbreak of
8 brucellosis, the governor may authorize the state
9 veterinarian, with the approval of the Wyoming livestock
10 board, to require brucellosis testing of all test eligible
11 bovine or domestic bison at the farm or ranch of origin or
12 any licensed Wyoming livestock market prior to a change of
13 ownership for a period of up to eighteen (18) months. At
14 the end of the required testing period, the state
15 veterinarian shall review the testing requirement and may
16 reimpose brucellosis testing for one (1) or more successive
17 periods under this subsection if there is deemed a threat
18 to Wyoming's brucellosis free status or if the state is
19 designated as brucellosis class A or lower status.

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21 (d) The state veterinarian may direct any Wyoming
22 brand inspector to withhold a brand inspection for movement
23 or change of ownership to any person who has not shown
24 evidence of any required brucellosis test.

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2 (e) As part of the state brucellosis surveillance and
3 prevention program, the state veterinarian may require
4 brucellosis testing at any licensed Wyoming livestock
5 market at any time. Failure to comply shall result in a
6 suspension of the livestock market's license.

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8 (f) Any person who violates any provision of this
9 section shall be punished as provided by W.S. 11-1-103.

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11 **Section 3.** This act is effective immediately upon
12 completion of all acts necessary for a bill to become law
13 as provided by Article 4, Section 8 of the Wyoming
14 Constitution.

15

16

(END)