HOUSE BILL NO. HB0012

Contagious and infectious diseases among livestock.

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

A BILL

for

1 AN ACT relating to contagious and infectious diseases among livestock; revising provisions related to contagious and infectious diseases among livestock and other animals as specified; increasing certain penalties related to diseases among livestock and other animals as specified; repealing obsolete provisions; and providing for an effective date.

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

11-1-103. Penalty for violations.

A person who violates any of the following sections commits a misdemeanor punishable by imprisonment for not more than six (6) months, a fine of not more than seven hundred fifty dollars ($750.00), or both for the first offense, or by imprisonment for not more than one (1) year, a fine of not more than one thousand five hundred dollars ($1,500.00), or both for second or subsequent offenses: W.S. 11-6-210(a) or (f), 11-18-112, 11-19-101, 11-19-102, 11-19-103, 11-19-111, 11-19-210, 11-19-215, 11-19-304, 11-19-306, 11-19-401, 11-20-114, 11-20-117, 11-20-229, 11-20-230, 11-21-104, 11-22-118, 11-23-106, 11-23-207, 11-24-106, 11-30-114 and 11-48-102. A person who violates board rules promulgated pursuant to W.S. 11-18-103(a)(v) shall be subject to the penalties specified in this section.

11-19-103. Quarantine of diseased animals generally; treatment, testing and vaccination thereof; effect of failure to obey order of state veterinarian; appeal; stay of action.
(a) In all cases of infectious and contagious disease among domestic animals in this state, the state veterinarian may order the quarantine of the infected premises. If the disease becomes epidemic epizootic in any locality in this state, the state veterinarian shall immediately notify the governor who shall issue his proclamation forbidding transfer of any animal of the kind among which the epidemic epizootic disease exists from the locality without permission from the state veterinarian.

(e) If the owner or persons in charge of animals ordered treated, tested, vaccinated or quarantined after reasonable notice determined by the veterinarian, fail to treat, test, vaccinate or quarantine such animals as ordered, the veterinarian may seize or cause such animals to be seized and treated, tested, vaccinated or quarantined and may hold and sell the animals, or part thereof as necessary to pay all costs of inspection, seizing, caring for, treating, testing, vaccinating or quarantine together with cost of sale. The sale shall be made at the time and place and in the manner prescribed by the veterinarian. Not less than three (3) days nor more than fifteen (15) days notice of the time, place and purpose of the sale shall be given by the veterinarian to the owner or persons in charge
of the animals, by personal service within the county in which the animals are being held if possible, and if not possible then such notice may be given either by personal service outside of the county or by advertisement in any paper selected by the veterinarian. The state veterinarian shall only sell the livestock animals after all other remedies have been exhausted.

11-19-104. Slaughter of diseased animals; authority of veterinarian; slaughtering order; when consent of owner required.

(a) In any case of epidemic epizootic disease where premises have been previously quarantined by the state veterinarian, he may order the slaughter of any diseased animals upon the premises and all animals that have been exposed to contagion or infection under the following restrictions:


Each member of a board of arbitration shall receive five dollars ($5.00) one hundred dollars ($100.00) for each day actually engaged and employed in the investigation of any
claim, paid by the state veterinarian out of an
appropriation for that purpose.

11-19-111. Regulation of importation of animals;
prohibited acts; penalties; applicability.

(a) The governor, upon recommendation of the Wyoming
livestock board, may regulate by proclamation the
importation into Wyoming from any other state any
livestock, or any virulent blood or live virus of animal,
blood, microorganism or biologic agent capable of causing
any disease affecting livestock or other animals, or any
thing—other item suspected of being infected or
contaminated with livestock disease germs—biologic agents
capable of causing animal disease, except under such
conditions as he deems proper for the protection of the
livestock, livestock animals as defined in W.S.
11-29-101(a)(vi) and other domestic animals of Wyoming. All
requirements in the governor's proclamation shall be
enforced by the Wyoming livestock board.

(b) After a proclamation is issued by the governor it
is unlawful for any person to import into Wyoming or
receive imports within this state from any other state any
livestock, virulent blood or live virus of animal, blood, microorganism or biologic agent capable of causing any diseases affecting livestock or other animals, or any product or thing—item suspected of being infected or contaminated with livestock disease—germs—biologic agents capable of causing animal disease, except under such conditions as may be imposed by the proclamation. Any person who violates this section shall be punished as provided in W.S. 11-1-103. The violator is civilly liable for all damages and loss sustained by any person by reason of violation of the proclamation.

(d) The state veterinarian may inspect, treat, test, vaccinate, quarantine or sell any livestock or other domestic animals imported into Wyoming in violation of W.S. 11-19-111 or any rules promulgated thereunder. Any order or regulation made by the state veterinarian is subject to review, modification or annulment by the governor or the board at any subsequent meeting.

11-19-112. Cooperation with animal and plant health inspection service.
The state consents to having the bureau of animal industry animal and plant health inspection service of the United States department of agriculture and its employees come within Wyoming for all purposes connected with the importation and exportation of diseased livestock and for all purposes connected with the eradication, suppression and control of dangerously infectious and contagious diseases of livestock.


(a) As used in this act:

(i) "Dairy cow animal" means any cow, sheep or goat, the milk or milk products from which is sold or used for human consumption;

(ii) "Livestock animal" means as defined in W.S. 11-29-101(a)(vi);

(iii) "This act" means W.S. 11-19-201 through 11-19-215.
11-19-205. State veterinarian may require annual test.

The mayor or governing body of any city or town state veterinarian may require by ordinance persons selling or offering for sale any milk or milk products within the city or town state to have all livestock animals producing the milk tested for tuberculosis at least once each year, and may prohibit the sale use of milk or milk products in the city or town state from these livestock animals unless all cattle livestock animals from which such milk is produced have passed the test required tests for tuberculosis within the past year.

11-19-208. Ear tags; record to be kept of livestock animals tested.

Each livestock animal which passes the tested for tuberculosis test satisfactorily shall have an official ear tag inserted in its ear. The state testing veterinarian shall see that a correct record is kept of all cattle tested, the date and place of testing, the names and addresses of owners and the number of the ear tag inserted in the ear of each animal, and shall report this
information in his regular biennial report keep an official record of all livestock animals tested and submit a copy of the record to state and federal animal health officials.

11-19-209. Tests of livestock animals.

Whenever the state veterinarian suspects that tuberculosis exists or has been introduced by imported dairy cattle among any dairy cattle in this state to livestock animals, he shall order the testing of same, regardless of any former tests made the livestock animals.

11-19-210. Veterinarian's certificate or special permit; required to sell milk or cream; penalty for failure to comply.

The state veterinarian may require a certificate or special permit for a person selling milk or cream when he has reason to believe an animal or public health risk exists. The certificate or special permit required under this section shall identify the results of specific diagnostic tests or other measures required to be completed prior to the use of milk or cream for human consumption. No person selling milk or cream in cities or towns or to creameries
in this state, may sell such milk or cream unless they possess a certificate or special permit from required by the state veterinarian under this section. Any person violating this section is guilty of a misdemeanor and shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100.00) punished as provided in W.S. 11-1-103 for each offense.


All livestock animals in Wyoming lawfully found to be affected with or exposed to tuberculosis may be shipped disposed on the origin premises or transported under the direction of the state veterinarian in accordance with federal regulations, to livestock markets and there sold for salvage and destroyed or transferred directly to an approved slaughter facility, rendering facility or veterinary diagnostic laboratory in accordance with federal regulations. Producers may be eligible for indemnification as provided in W.S. 11-19-106 for any livestock animal ordered disposed pursuant to this section.

Any person who intentionally interferes with, refuses to assist in gathering and testing his cattle—livestock animals, or hinders the work of the state veterinarian or his employees under this act, or who attempts to defeat the object of the tuberculin test by a previous injection of tuberculin commonly known as "plugging," or in any way attempts to prevent an accurate and truthful determination of the condition of the cattle—livestock animals tested, shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100.00), or imprisoned not more than thirty (30) days, or both punished as provided in W.S. 11-1-103.


The board of county commissioners may appropriate as much money as it deems necessary for the control and eradication of any infectious, contagious or communicable diseases of livestock. The funds shall be used in cooperation with the state veterinarian or the veterinary services, United States department of agriculture, animal and plant health inspection service in testing animals and disposing of diseased animals disclosed by the tests as provided by law.
11-19-304. Prohibition on importation of cattle or bison; penalties.

Any person bringing cattle or bison into any "tuberculosis modified accredited area" tuberculosis accredited-free area except in compliance with the rules and regulations made by the state veterinarian shall upon conviction be punished by imprisonment for not more than one (1) year, or by a fine of not more than one hundred dollars ($100.00), or both as provided in W.S. 11-1-103.


Any person who violates any lawful rule or regulation made by the state veterinarian pursuant to W.S. 11-19-305 is guilty of a misdemeanor and upon conviction, shall be punished by imprisonment for not more than one (1) year, or by a fine of not more than one hundred dollars ($100.00), or both as provided in W.S. 11-1-103.

11-19-401. Tagging, branding and disposition of cattle reacting to test; penalties for failure to comply.
All cattle in Wyoming reacting to an agglutination confirmatory test for brucellosis (Bang's disease) except reactors under thirty (30) months of age which have been officially vaccinated with brucella abortus vaccine, strain 19, and except officially vaccinated adult animals which were negative to the agglutination test for brucellosis within ten (10) days prior to vaccination, must shall be immediately tagged in the left ear with a Bang's reactor tag and permanently branded with a hot iron letter "B" on the left jaw by or in the presence of an officially authorized veterinarian. All such reactors must shall be disposed of for slaughter or diagnostic purposes only, upon and according to written instruction from the Wyoming livestock board. Any person who violates any provision of this section shall be punished as provided in W.S. 11-1-103. As used in this section, "confirmatory test" means a test for brucellosis that has the specificity and sensitivity to verify the presence or absence of brucella abortus in animal serum or tissues and is used to confirm results from an initial brucellosis test.
11-19-402. Breeding cattle and bison entering state to show evidence of negative test or vaccination for brucellosis; exceptions.

All breeding cattle and buffalo—bison entering Wyoming shall be accompanied by a proper health certificate showing evidence of a negative blood test for brucellosis made within thirty (30) days prior to entry, or evidence of being officially vaccinated by a licensed veterinarian during calfhood against brucellosis. Breeding cattle and buffalo—bison originating from modified—certified brucellosis areas, certified—brucellosis free areas and from certified brucellosis free herds entering Wyoming may be exempt from this section but must be accompanied by a proper health certificate.

11-19-403. When cattle or bison exempt from provisions.

Breeding cattle and buffalo—bison entering Wyoming for the purpose of feeding only may be exempt from the requirements of W.S. 11-19-402 if they are placed under quarantine by the rules and regulations promulgated by the Wyoming livestock board.

Section 3. This act is effective July 1, 2013.