

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 316

In Senate, Feb. 14, 1913.

Presented by Senator Conant of Waldo, and on motion by same Senator laid on the table for printing pending reference to a committee.

W. E. LAWRY, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THIRTEEN.

AN ACT to amend Sections two, nine and twelve of Chapter one hundred and ninety-five of the Public Laws of nineteen hundred and eleven in relation to the control of contagious diseases among cattle, sheep and swine.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Section 2 of chapter 195 of the Public Laws 2 of 1911, is hereby amended by inserting after the word 3 "value" in the thirty-sixth line thereof, the following: 'pro- 4 vided, that no appraised value shall exceed one hundred 5 dollars for any horse condemned; and,' so that said section 6 as amended shall read as follows:

'Sect. 2. That it shall be the duty of the live stock sani-

8 tary commissioner to cause investigation to be made as to
9 the existence of tuberculosis, pleuro-pneumonia, foot and
10 mouth disease, glanders, hog cholera and other infectious
11 and contagious disease, among cattle, horses, sheep and
12 swine; and such live stock sanitary commissioner or his
13 duly authorized agent, is hereby authorized to enter any
14 premises or places including stock-yards, cars and vessels,
15 within any county or part of the state, in or at which he
16 has reason to believe there exists any such disease, and to
17 make search, investigation and inquiry in regard to the ex-
18 istence thereof.

Upon the discovery of the existence of any of the said
20 diseases, the live stock sanitary commissioner is authorized
21 to give notice, by publication of the existence of such dis-
22 eases, and the locality thereof, in such newspapers as he
23 may select, and to notify in writing the officials or agents
24 of any railroad, steamboats or other transportation com-
25 pany, doing business in or through such infected locality,
26 of the existence of such disease; and is hereby authorized
27 and required to establish and maintain such quarantine of
28 animals, places, premises or localities, as he may deem nec-
29 essary to prevent the spread of any such disease, and also
30 to cause the appraisal of the animal or animals affected
31 with the said disease, in accordance with such rules and
32 regulations, made by him, as hereinafter authorized and
33 provided, and also to cause the same to be destroyed, and
34 a proper disposition of the carcass made, according to rule

35 and regulation as aforesaid, and to pay to the owner or
36 owners thereof their value, as determined upon at the time
37 of the appraisal, out of any moneys appropriated by the
38 legislature for that purpose; provided, however, that no
39 appraised value shall be more than one hundred dollars for
40 cattle, with a pedigree recorded, or recordable in the recog-
41 nized herd books, of the breed in which the cattle destroyed
42 may belong, nor more than fifty dollars, for the cattle which
43 has no recordable pedigree; and all other animals so de-
44 stroyed shall be paid for at the rate of one-half of their
45 cash value; provided, that no appraised value shall exceed
46 one hundred dollars for any horse condemned; and pro-
47 vided, further, that in case no compensation be allowed for
48 any animal destroyed under the provisions of this act, which
49 may have contracted or been exposed, to such disease in
50 a foreign country, or on the high seas, or that may have
51 been brought into this state, within one year previous to
52 such animal showing evidence of such disease, and the own-
53 er or owners thereof shall furnish satisfactory evidence as
54 to the time such animal or animals shall have been owned
55 in the state; nor shall compensation be allowed to any owner
56 who in person, or by agent, knowingly and wilfully conceals
57 the existence of such disease, or the fact of exposure there-
58 to in animals of which the person making such concealment,
59 by himself or agent is in whole or part owner.'

Sect. 2. Section nine of chapter one hundred and ninety-
2 five of the Public Laws of one thousand nine hundred and

3 eleven, is hereby repealed and the following substituted in
4 place thereof :

‘Sect. 9. Any person or persons bringing horses into the
6 state of Maine must have a permit and shall notify the live
7 stock sanitary commissioner within forty-eight hours after
8 their arrival, who shall at once cause the same to be exam-
9 ined either by a physical examination or to be tested with
10 mallein, or the blood test used, at the expense of the owner,
11 and if an animal is found to be glandered no compensation
12 shall be allowed.

‘No permit or examination will be required for horses used
14 in circuses and to perform on the stage.

‘Whoever violates any of the provisions of this section shall
16 be punished by a fine as provided in section sixteen.’

Sect. 3. Section 12 of chapter one hundred and ninety-
2 five of the Public Laws of nineteen hundred and eleven is
3 hereby repealed and the following substituted in place
4 thereof :

‘Sect. 12. The live stock sanitary commissioner shall make
6 all needful rules and regulations as to the manner in which
7 application shall be made to him for the investigation of
8 tuberculosis in the herds of the state, provided, however,
9 he employ regular skilled veterinarians and shall regu-
10 late the way and manner in which the test shall be applied,
11 and the state shall not be held responsible for any private
12 test made.’