

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SEVENTH LEGISLATURE

HOUSE

NO. 952

House of Representatives, March 25, 1915.

*Reported by Mr. McIntire from Committee on Agriculture
and ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN**

AN ACT to Amend Sections two and eight of Chapter one hundred ninety-five of the Public Laws of nineteen hundred eleven, relating to the Extirpation of Contagious Diseases among Cattle, Horses, Sheep and Swine.

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

Section 1. Section two of chapter one hundred ninety-five
2 of the public laws of nineteen hundred eleven, as amended
3 by chapter two hundred ten of the public laws of nineteen
4 hundred thirteen, is hereby amended by striking out the
5 word "fifty" in the thirty-third line of said section as amend-
6 ed and inserting in place thereof the word 'seventy-five,' so
7 that said section as herein amended shall read as follows:

'Sect. 2. That it shall be the duty of the live stock sanitary commissioner to cause investigation to be made as to the existence of tuberculosis, pleuro-pneumonia, foot and mouth disease, glanders, hog cholera and other infectious and contagious diseases, among cattle, horses, sheep and swine; and such live stock sanitary commissioner or his duly constituted agent, is hereby authorized to enter any premises or places including stock-yards, cars and vessels, within any county or part of the state, in or at which he has reason to believe there exists any such disease, and to make search, investigation and inquiry in regard to the existence thereof.

Upon the discovery of the existence of any of the said diseases, the live stock sanitary commissioner is authorized to give notice, by publication of the existence of such diseases, and the locality thereof, in such newspapers as he may select, and to notify in writing the officials or agents of any railroad, steamboats or other transportation company, doing business in or through such infected locality, of the existence of such disease; and is hereby authorized and required to establish and maintain such quarantine of animals, places, premises or localities, as he may deem necessary to prevent the spread of any such disease, and also to cause the appraisal of the animal or animals affected with the said disease, in accordance with such rules and regulations, made by him, as hereinafter authorized and provided, and also to cause the same to be destroyed, and a proper disposition of

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

Sect. 2. Section 8 of chapter 195 of the Public Laws of 2 1911 as amended by chapter 74 of the public laws of 1913 is 3 hereby further amended by striking out the word "twenty" 4 in the sixth line of said section and inserting in place there- 5 of the word 'thirty'; by striking out the word "fifty" in the 6 fourteenth line of said section and inserting in place thereof 7 the word 'seventy-five'; by striking out the words "price 8 paid" in the twentieth and twenty-first lines of said section 9 and inserting in place thereof the words 'a fair market value;' 10 and by adding after the word "purchased" in the twenty- 11 second line the words 'or consigned'; so that said section, as 12 amended, shall read as follows:

'Sect. 8. When cattle shipped from Maine to the quarantine 14 station at Brighton, Massachusetts, are subjected to the 15 tuberculin test, and respond to such test, and the inspector 16 of the Cattle Bureau of Massachusetts shall find upon post 17 mortem examination that such cattle were diseased from tu- 18 berculosis, and will so state in writing within thirty days 19 from shipment from the state, to the live stock sanitary 20 commissioner, and shall also give in writing, a description 21 of such animal, the name of the owner, the shipper, the date 22 and name of place from which same was shipped, the name 23 of the party of whom it was bought and a fair cash value 24 of such animal at time condemned, and shall also comply 25 with any other rule or regulation that the live stock sani- 26 tary commissioner may require, the owner shall be entitle- 27 to receive a fair market value, not to exceed seventy-five

28 dollars for grade and one hundred dollars for thorough-
29 bred cattle, with a pedigree recorded or recordable; but in
30 no case shall he be paid for any animal condemned under
31 the provisions of this section, until he has filed with the live
32 stock sanitary commissioner a claim, stating the name of the
33 owner, the shipper, his post-office address, place and date
34 of shipment, a fair market value of such animal, name of
35 the person from whom said animal was purchased or con-
36 signed, and such other information as the live stock sani-
37 tary commissioner may require; such claim shall be accom-
38 panied in every instance with a "sale ticket" for such part
39 of the animal as may have been sold, and the amount of
40 such sale shall be deducted from the appraised value due
41 the owner of the condemned animal. Cattle reacting to the
42 tuberculin test may be sent to establishments maintaining a
43 United States Government meat inspection service, and be
44 killed under Federal Government inspection, and be dis-
45 posed of according to the requirements of the government
46 meat inspection act.'