

MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

SENATE

NO. 168

In Senate, Feb. 13, 1917.

Referred to Committee on Agriculture and one thousand copies ordered printed. Sent down for concurrence.

W. E. LAWRY, Secretary.

Presented by Mr. Conant of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVENTEEN

AN ACT relating to domestic animals; defining domestic animals so as to include poultry; providing methods of improving the quality thereof, and of preventing, controlling, and eradicating diseases thereof; imposing certain duties upon practitioners of veterinary medicine in Maine; regulating the manufacture, use and sale of tuberculin, mallein and other biological products for use with domestic animals; defining the powers and duties of the State Livestock Sanitary Board, and the officers and employees thereof; and providing penalties for the violation of this act.

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

Sect. 1. That the words "domestic animal" as used in
2 this act, shall mean any equine animal or bovine animal,
3 sheep, goat, pig, dog, cat, or poultry; and shall be taken to
4 include the singular or plural as may be necessary in any
5 given case.

Sect. 2. The word "owner" as used in this act, shall
2 mean any person owning any domestic animal, or leasing any
3 domestic animal from another, or any person who allows a
4 domestic animal habitually to remain about the premises in-
5 habited by such person.

Sect. 3. The word "person" as used in this act, shall
2 mean any person, co-partnership, association, or corpora-
3 tion, and shall be taken to include the singular or plural as
4 may be necessary in any given case.

Sect. 4. The word "premises" as used in this act, is to be
2 taken in its widest sense; and is to include land, any struc-
3 ture erected on land, and any vehicle or vessel used in trans-
4 porting passengers, goods, or animals by land or by water.

Sect. 5. The State Livestock Sanitary Board shall con-
2 sist of: The Governor, Commissioner of Agriculture, the
3 State Veterinarian, and two farmers who are practical live-
4 stock men. The State Veterinarian shall be ex officio secre-
5 tary of the State Livestock Sanitary Board, and shall be the
6 executive officer of said board. For the proper performance
7 of the work of the State Livestock Sanitary Board the
8 State Veterinarian, with the approval of the board, is

9 authorized to appoint and employ for the board such agents
10 and employees, legal, clerical and otherwise, as may be
11 deemed necessary.

The State Veterinarian must be a graduate of some reput-
2 able Veterinary College, such as the colleges recognized by
3 the Bureau of Animal Industry of the United States and the
4 American Veterinary Medical Association. The term of
5 office of the State Veterinarian shall be for four years.

The salary of the State Veterinarian shall be three thou-
2 sand dollars. All expenses incurred by the State Veterin-
3 arian while in the performance of his duties shall be paid by
4 the State Treasurer in the manner now provided by law.

The two members of the board who are not state officials
2 shall receive the sum of five dollars per day while actually
3 engaged in the work of the board, together with their neces-
4 sary travel and expenses while in the performance of their
5 duties, which amounts shall be paid by the State Treasurer
6 in the manner now provided by law.

The State Veterinarian shall assign to each agent and em-
2 ployee such duties as may be deemed for the best interests of
3 the work of the board. Each officer, agent and employee
4 shall be allowed expenses actually and necessarily incurred
5 in the performance of the duties devolved upon him. All
6 salaries, compensations and all other expense of officers,
7 agents, and employees, and all other expenses under this act,
8 shall after the approval by the State Veterinarian, be paid
9 by the State Treasurer in the manner now provided by law.

Sect. 6. It shall be the duty of the State Livestock Sanitary Board to improve the quality of the domestic animals of this state to prevent, suppress, control and eradicate any transmissible diseases of such animals, to issue circulars or bulletins for public distribution, giving information on the prevalence and control of diseases, and their treatment, and such other information as would be of value to the stock industry of the state; and to enforce the laws of the state, relating to diseases of animals, and the manufacture, preparation, storage, sale, and offering for sale, of the food and food products derived from diseased animals. Whenever and wherever deemed necessary to prevent the spread of diseases, the board may regulate and prohibit the importation into this state of animals; may cause general or special quarantine of premises and animals to be established and maintained; may cause the disinfection of any premises; may cause the destruction of animals and personal property, may regulate and prohibit the moving or transportation of animals from one place to another in this state. The State Livestock Sanitary Board may also cause such investigations to be conducted as may seem advisable regarding methods of improving the quality of domestic animals; and regarding the causes, and the methods of preventing, controlling, and eradicating diseases thereof.

Sect. 7. In the performance of the duties herein required by law the officers, agents, and employees of the State Live-

3 stock Sanitary Board may at any time enter any premises.
4 If permission so to enter shall be refused or delayed by any
5 person, any such officer or agent or employee may, on oath
6 or affirmation, declare before any judge or recorder of any
7 municipal court or any trial justice having jurisdiction that
8 he has reason to believe that diseased animals are, or have
9 been, confined or kept in or on such premises; and shall fur-
10 ther declare that permission to enter and to investigate has
11 been refused or delayed to an officer, agent or employee of
12 the board; whereupon such magistrate may issue a search
13 warrant for such premises directed to the proper officer,
14 agent or employee. Such search warrant shall describe, as
15 nearly as may be, the premises which it is desired to search
16 or investigate; but need not describe the animal or animals
17 which are alleged to be or have been diseased, which are or
18 have been confined or kept on such premises; and such
19 officer, agent or employee armed with such search warrant,
20 shall have all the authority of a constable or deputy sheriff
21 in the execution of such warrant. It shall be unlawful for
22 any person to refuse or delay admission to any premises to
23 any officer, agent or employee of the State Livestock Sani-
24 tary Board provided with a search warrant as herein
25 authorized.

Sect. 8. It shall be unlawful for any person to import or
2 to bring into this state any domestic animal affected with,
3 or that has been exposed to, any transmissible disease of any
4 kind, in violation of the provisions of this act, or bring any

5 domestic animal into this state in violation of any of the
6 provisions of this act.

Sect. 9. It shall be the duty of every practitioner of veter-
2 inary medicine in Maine, immediately upon receiving infor-
3 mation thereof, to report to the secretary of the State Live-
4 stock Sanitary Board each case of any of the following
5 diseases, namely: glanders, blackleg, contagious pleuro
6 pneumonia, hemorrhagic septicemia, foot and mouth
7 disease or aphthous fever of cattle, Texas fever, sheep scab,
8 mange of cattle or horses, hog cholera or swine plague, fowl
9 cholera, rabies, maladie du coit or dourine of horses, tuber-
10 culosis of cattle and hogs, or any other disease now or here-
11 after proclaimed by the State Livestock Sanitary Board to
12 be of a transmissible character, or any domestic animal react-
13 ing to tuberculi or mallein test. This report shall be in
14 writing, and shall include a description of each animal
15 affected, with the name and exact address of the owner or
16 person in charge of the animal, if known, and the exact
17 locality of the animal, and the number of susceptible domes-
18 tic animals that have been exposed to the disease.

Sect. 10. No domestic animal shall be imported or brought
2 into this state except subject to the following regulations:
3 There shall be provided for each bovine animal over six
4 months old a health certificate and a tuberculin test chart,
5 each in duplicate, from a veterinary inspector of the United
6 States Bureau of Animal Industry, or from the State Veter-
7 inarian, or duly authorized and officially certified veterin-

8 arian of the state from whence the animal has been trans-
9 ported or moved. The original of the certificate and of the
10 chart shall be attached to the waybill, when the animal shall
11 be brought into the state by common carrier, and the dupli-
12 cate sent so as to reach the office of the State Livestock
13 Sanitary Board before the animal reaches the point of desti-
14 nation. If the animal shall be brought into the state other
15 than by common carrier the office of the Livestock Sanitary
16 Board shall be notified before such animal shall be brought
17 in. The original certificate and the chart shall be in the
18 possession of the person who shall bring such animal into
19 the state, and shall be surrendered to any officer or agent of
20 the board on demand. The duplicates thereof shall be sent
21 to the board as aforesaid. Such notice to the board shall
22 state when and where and how the animal is to be brought
23 into the state. Such certificate and chart shall show that the
24 animal is free from all transmissible diseases. The chart
25 must show that an approved preparation of tuberculin has
26 been used, and that the examination and tuberculin test have
27 been carried out in a manner approved by the State Veter-
28 inarian of Maine.

This section shall not apply to animals brought into the
2 state for immediate slaughter, or to animals brought into the
3 state for temporary exhibition purposes only, after a permit
4 for each animal for exhibition purposes shall have been ob-
5 tained from the State Livestock Sanitary Board. The State
6 Veterinarian, subject to the approval of the State Livestock

7 Sanitary Board, may prescribe such conditions for the issu-
8 ance and duration of such permits as to him seem proper.

Sect. 11. If the State Veterinarian shall suspect the
2 genuineness of any health certificate or tuberculin test chart
3 relating to imported animals, or shall question the com-
4 petency of the person of the state of export who shall have
5 issued such chart or certificate, he may, on behalf of the
6 Sanitary Livestock Board, decline to accept the same; and
7 may refuse to permit the importation of the animals con-
8 cerned unless a certificate and chart be furnished from the
9 proper inspector of the Bureau of Animal Industry of the
10 United States, or unless the said board shall otherwise
11 determine.

Sect. 12. No apparently healthy bull or heifer under six
2 months of age shall be subject to examination or tuberculin
3 test.

Sect. 13. Any bovine animal, not accompanied by the
2 health certificate and tuberculin test chart required by Sec-
3 tion ten of this act, may be brought into this state only under
4 the direct supervision of a member, officer or agent of the
5 State Livestock Sanitary Board, and subject to the follow-
6 ing regulations:

Each animal shall be held in close quarantine at such place,
2 under such conditions and during such time as may be pre-
3 scribed by the State Veterinarian, and during the period of
4 such quarantine shall be submitted to a physical examination
5 and a tuberculin test by an agent of the board. The exami-

6 nation and test shall be at the expense of the state. During
7 the continuance of such quarantine the animal shall be pro-
8 vided with proper quarters, food and water by the owner,
9 or at his expense. It shall be unlawful to remove any such
10 animal from quarantine unless it shall have passed a satis-
11 factory examination and test, and unless the charges for the
12 quarters, feed and water and attendance has been paid to the
13 person entitled thereto. Any animal that fails to pass such
14 an examination and test shall at the option of the owner be
15 killed, without compensation to the owner, or continued in
16 quarantine at the expense of the owner. This section shall
17 not apply to any animals brought into the state for immediate
18 slaughter, or to an animal for which an exhibition permit
19 shall have been obtained as provided in Section ten of this
20 act. The expenses incurred in providing such animals with
21 proper quarters, feed and water may be recovered by the
22 board, from the owner, by an action at law as other debts
23 are by law now collectible. It shall be unlawful for any per-
24 son to sell dairy or breeding purposes any domestic animals
25 brought into the state for immediate slaughter, or to use or
26 permit to be used any such animal for dairy or breeding
27 purposes.

Sect. 14. When notified by an officer or agent of the
2 State Livestock Sanitary Board not to do so, it shall be un-
3 lawful for any person to receive or keep, or have in his
4 keeping or possession, any domestic animal imported or
5 brought into this state in violation of any of the provisions

6 of this act, or to allow any such domestic animal to come into
7 contact with any other domestic animal.

Sect. 15. Whenever any of the diseases enumerated in
2 Section nine of this act, or any other disease of domestic
3 animals now or hereafter adjudged and proclaimed by the
4 State Livestock Sanitary Board to be of a transmissible
5 character, shall exist anywhere in this state, a quarantine of
6 any locality or premises, or of any infected or exposed ani-
7 mals, may be established. Quarantine shall be of two kinds,
8 special and general.

A special quarantine shall mean a quarantine of a single
2 animal, or a quarantine of a single building, structure, pen,
3 coop, car, vessel, vehicle, field or enclosure; or a quarantine
4 of any number of animals when confined or contained in the
5 same building, structure, pen coop, car, vessel, vehicle, field
6 or enclosure.

A general quarantine shall include all quarantines not
2 included under the term special quarantine as herein defined.

A special quarantine may be established and maintained
2 whenever any domestic animal shall be affected with or ex-
3 posed to any of the diseases enumerated in Section nine of
4 this act, or any other disease of domestic animals now or
5 hereafter adjudged or proclaimed by the State Livestock
6 Sanitary Board to be of a transmissible character, or there
7 shall be any animal which it is deemed necessary by the
8 State Veterinarian or any other officer or agent of the State
9 Livestock Sanitary Board to have examined or tested. The

10 State Veterinarian, or any officer, or agent of the State
11 Livestock Sanitary Board, shall have the power to establish
12 and maintain any special quarantine. It shall be the duty of
13 the State Veterinarian, or any officer or agent of the State
14 Livestock Sanitary Board, establishing a special quarantine,
15 to post on the building, structure, pen, coop, car, vessel,
16 vehicle, field or enclosure, wherein the animal or animals
17 quarantined are confined or contained, a notice declaring the
18 quarantine, a description of the animal or animals quaran-
19 tined, and of the premises where quarantined, and of the
20 duration of such quarantine. Such quarantine may continue
21 for such time as the State Veterinarian, or officer or agent of
22 the State Livestock Sanitary Board, establishing the same,
23 may deem advisable to accomplish the purpose of the quar-
24 antine.

A general quarantine may be established and maintained
2 whenever any of the diseases enumerated in section nine of
3 this act, or any other diseases of domestic animals now or
4 hereafter adjudged or proclaimed by the State Livestock
5 Sanitary Board to be of a transmissible character, shall exist
6 in any locality in the State larger in extent than that which
7 may be included in a special quarantine. A general quar-
8 antine shall be established and maintained by the State Live-
9 stock Sanitary Board only. Such quarantine shall include
10 such premises, locality or territorial district, and such ani-
11 mals, and shall continue for such time, as may be deemed
12 necessary or advisable by the said board. In establishing

13 and maintaining such quarantine the said board may act
14 through and by any member, officer, agent, or employee of
15 said board to whom such power is delegated; and the estab-
16 lishment and maintenance of such quarantine by any mem-
17 ber, officer, agent or employee of said board shall be prima
18 facie the establishment and maintenance of quarantine by
19 said board. Whenever any premises or any locality or ter-
20 ritorial district shall be placed in or under quarantine by
21 said board, it shall be the duty of the member, officer, agent
22 or employee of said board by whom the order of said board
23 as to quarantine is executed, to post notices within the prem-
24 ises, locality, or territorial district quarantined, declaring the
25 extent and limits of premises, locality or territorial district
26 so quarantined, and the animals subject to such quarantine.
27 At least ten such notices shall be posted in the most public
28 places within such quarantined area. A copy of such notice
29 shall be published in one newspaper published within such
30 quarantined area, or, if there be no such newspaper, then in
31 one newspaper circulating generally within such area.

Sect. 16. After the establishment of any quarantine
2 authorized by this act, and the posting of notices required by
3 law, it shall be unlawful for any person, without a special
4 permit in writing from the State Veterinarian or the State
5 Livestock Sanitary Board as the case may be, to remove
6 from or to any premises within the limits of the quarantine
7 any domestic animal; or to remove from any quarantined
8 area or premises any hay, straw, grain, fodder, or other food

9 or animals, or to remove any car or wagon or vessel so quar-
10 antined; or to sell or exchange or give away or lease or lend
11 or remove or allow to be removed, any quarantined domestic
12 animal or animals.

Sect. 17. It shall be unlawful for any person to tear
2 down or deface or to destroy any notice of quarantine posted
3 by any member, officer, agent or employee of the State Live-
4 stock Sanitary Board, or to remove or destroy, wholly or
5 partially, any portion of a building or tree or fence whereon
6 the same shall have been posted.

Sect. 18. When any quarantine shall be established un-
2 der this act, it shall be unlawful for the owner of any do-
3 mestic animal within the limits of the quarantined area to
4 allow such domestic animals to run at large during the con-
5 tinuance of the quarantine. Any animal so found running
6 at large shall be taken up by the proper constable, and kept
7 at the expense of the owner until the lifting of the quaran-
8 tine. For such service he shall be entitled to one dollar for
9 each animal. Each animal shall be kept until such fee and
10 all costs of keeping such animal shall have been paid. If
11 not paid within two weeks from the lifting of the quarantine,
12 the animal may be sold; and after the deduction of all fees,
13 costs and expenses, the residue shall be paid to the owner,
14 if known, and, if not known, shall be paid into the State
15 Treasury.

Sect. 19. Animals that shall be placed in quarantine by
2 the authority of the State Livestock Sanitary Board, or any

3 member, officer, agent, or employee of the same, shall be
4 provided with suitable quarters, and fed and watered by or
5 at the expense of the owner. In default of payment by
6 such owner of the expense of providing suitable quarters
7 and of feeding and watering any of such animals within ten
8 days after the lifting of said quarantine, the State Livestock
9 Sanitary Board may sell any such animal at public sale, to
10 collect such expense. Any surplus received at said sale,
11 over the expenses aforesaid, shall be paid to such owner.
12 No animal shall be removed from a quarantined area until
13 such sale, except upon payment of such expense.

Sect. 20. Whenever it shall be required to destroy or
2 dispose of the carcass of any animal to prevent the spread of
3 disease, such destruction or disposal shall be made from the
4 rules and regulations of the State Veterinarian and the
5 State Livestock Sanitary Board.

Sect. 21. Whenever, to prevent the spread of disease, it
2 shall be deemed necessary by any member, officer or agent
3 of the State Livestock Sanitary Board, to cause any domes-
4 tic animal to be killed, the State Veterinarian may cause to
5 be paid to the owner of such animal, providing the said
6 owner signs a release and turns the said animal or animals
7 over to the State Livestock Sanitary Board to be disposed
8 of by the same, the following sums: For horses, mules
9 affected with glanders a sum not to exceed one hundred
10 dollars. For bovines affected with tuberculosis a sum not
11 to exceed seventy-five dollars for grades and one hundred

12 for pure breeds. The appraisal on all other animals shall be
13 regulated by the State Veterinarian and the State Livestock
14 Sanitary Board. The amount of appraisal on each animal
15 condemned shall be made from the marked value of the
16 animal at the time of appraisal. The registry papers shall
17 accompany the release of a pure bred animal that has been
18 condemned.

Sect. 22. Whenever to prevent the spread of disease, it
2 shall be deemed necessary by the State Livestock Sanitary
3 Board, or any member, officer or agent of the board, to
4 cause any domestic animal to be killed, and the proper mem-
5 ber, officer or agent of the board cannot agree with the
6 owner as to the value of such animal, three appraisers shall
7 be appointed, one by the State Veterinarian, or other mem-
8 ber, officer or agent of the board, one by the owner, and the
9 third by the two so selected. If the owner shall refuse to
10 appoint an appraiser, the Judge or Recorder of the Muni-
11 cipal Court or Trial Justice having jurisdiction in the city or
12 town, shall appoint such appraiser for the owner. Each
13 appraiser shall be sworn to perform faithfully his duties as
14 appraiser. The appraisers shall estimate the fair market
15 value of each such animal, taking into consideration the con-
16 dition of the animal as to disease, and the nature and extent
17 of such disease, and its present and probable effect on the
18 animal. Each appraiser shall be entitled to one dollar for
19 such appraisal irrespective of the number of animals
20 appraised. The expense of the appraisal shall be paid
21 by the State Livestock Sanitary Board.

Sect. 23. The State Veterinarian, and any member,
2 officer or agent of the State Livestock Sanitary Board, are
3 authorized to administer oaths and affirmations to appraisers
4 appointed under this act.

Sect. 24. All condemned animals shall be destroyed and
2 disposed of subject to the rules of the State Livestock
3 Sanitary Board.

Sect. 25. It shall be unlawful for any person to drive
2 or move or transport on or across or along any public high-
3 way, or in wagons or railroad cars or other vehicles, any
4 animals affected with any of the diseases enumerated in
5 section nine of this act, or with any disease now or here-
6 after adjudged and proclaimed by the State Livestock Sani-
7 tary Board to be of a transmissible character, except upon
8 express permission in writing from the State Livestock
9 Sanitary Board, or any member, officer or agent of the
10 board.

Sect. 26. Whenever any animal affected with any dis-
2 ease enumerated in section nine of this act, or with any
3 disease now or hereafter adjudged or proclaimed by the
4 State Livestock Sanitary Board to be of a transmissible
5 character, shall die or be killed, and the owner thereof shall
6 not within twenty-four hours dispose of the carcass and
7 products as required by law, it shall be the duty of the
8 State Livestock Sanitary Board, or any member, officer or
9 agent of the board, to cause the same to be destroyed or dis-
10 posed of according to law, at the cost of the State Livestock
11 Sanitary Board.

Sect. 27. It shall be unlawful for any person to drive
2 or move or transport on or across or along any public high-
3 way, or in wagons or railroad cars or other vehicles, any
4 animal affected with any disease enumerated in section nine
5 of this act, or with any disease now or hereafter adjudged
6 and proclaimed by the State Livestock Sanitary Board to be
7 of a transmissible character, except upon express permis-
8 sion in writing from the State Livestock Sanitary Board,
9 or any member, officer or agent of the board.

Sect. 28. Without express permission in writing from
2 the State Livestock Sanitary Board, or a member, officer or
3 agent of the board it shall be unlawful for any person to
4 sell or offer for sale, or to give away, or to allow to stray,
5 any animal affected with any disease enumerated in section
6 nine of this act, or with any disease now or hereafter ad-
7 judged and proclaimed by the State Livestock Sanitary
8 Board to be of a transmissible character, or any animal that
9 has reacted to any tuberculin or mallein test.

Sect. 29. The State Veterinarian may prescribe methods
2 of making tests with tuberculin, mallein or other recognized
3 tests for the diagnosis of diseases of animals.

Sect. 30. Each sale in this State of tuberculin for cat-
2 tle, or mallein for horses, jacks or mules, and each injection
3 or test made with tuberculin or mallein, shall be reported in
4 writing to the State Veterinarian within twenty-four hours
5 after such test or sale. Each such report shall be signed by
6 the person who shall have made the sale or test; and shall

7 give the name of the purchaser of the tuberculin or mallein,
8 with the amount sold, the date of sale, the name and address
9 of the owner of the cattle or horses or mules or jacks tested,
10 the locality where such test has been made, a description of
11 the animal or animals tested, and a complete statement of
12 the results of such test. It shall be unlawful for any per-
13 son, whose duty it is hereby made to make such report, to
14 fail or refuse to do so.

Sect. 31. It shall be unlawful for any person to manu-
2 facture for sale or sell or offer for sale, any biological pro-
3 duct for diagnostic or therapeutic purposes with animals, ex-
4 cepting upon specific permission to do so from the State
5 Livestock Sanitary Board, or unless such product is officially
6 endorsed by the Bureau of Animal Industry of the United
7 States

Sect. 32. Any domestic animal that has reacted to the
2 tuberculin test, may be branded or tagged, upon the fore-
3 head or ear. Such branding or tagging shall not be con-
4 sidered as cruelty to animals within the meaning of the penal
5 laws of the State.

Sect. 33. Milk produced by a cow which has reacted to
2 a tuberculin test, or is affected with a dangerous transmiss-
3 ible disease, shall not be used as food for animals, unless it
4 has been previously heated to at least one hundred and
5 seventy-eight degrees Fahrenheit, except a special examina-
6 tion has been made under the direction of the State Veter-
7 inarian and written permission to use such milk has been
8 given by him.

Sect. 34. Every owner, operator, or manager of a
2 creamery, cheese factory, receiving station, or skimming
3 station, shall, before returning to or delivering to any per-
4 son or persons any skimmed milk or separator slop to be
5 used for food or feeding purposes for calves or swine, cause
6 such skimmed milk to be thoroughly pasturized by heating it
7 to at least one hundred and seventy-eight degrees Fahrenheit.

Sect. 35. To extend the efficiency of the State Live-
2 stock Sanitary Board, said board is authorized to cooperate
3 with the proper authorities of the National Government in
4 all matters relating to the diseases of domestic animals and
5 poultry.

Sect. 36. All fees and costs and mileage received by
2 any member, officer or agent, or employee of the State Live-
3 stock Sanitary Board in the performance of his duties
4 shall be paid as soon as practicable to the State Veterinarian,
5 and by the State Veterinarian paid into the treasury of the
6 State.

Sect. 37. The Secretary of the State Livestock Sanitary
2 Board shall render a report annually to the Governor of the
3 State concerning the work of the State Livestock Sanitary
4 Board. Such report shall be rendered oftener if so directed
5 by the Governor. Such report shall also contain such addi-
6 tional information and suggestions as may be requested by
7 the Governor.

Sect. 38. On requisition of the State Veterinarian the
2 proper state officials shall provide adequate quarters, sta-

3 tionery, paper, furniture and supplies as may be necessary
4 in the performance of the work of the board.

Sect. 39. Any person, firm or corporation that shall
2 violate any of the provisions of this act shall be guilty of
3 a misdemeanor, and upon conviction thereof shall for the
4 first offense be sentenced to pay a fine of not more than one
5 hundred dollars. For each subsequent offense such person,
6 firm or corporation shall be sentenced to pay a fine of not
7 more than five hundred dollars, and, in addition thereto,
8 such person or each of the members of the firm or each of
9 the directors of the corporation, as the case may be, with
10 guilty knowledge of the fact, may be sentenced to undergo
11 imprisonment in the jail of the proper county for a period of
12 not less than ten nor more than ninety days, or either or both,
13 at the discretion of the court.

Sect. 40. The State Livestock Sanitary Board shall be
2 charged with the enforcement of this act, and shall have the
3 power to make all needful rules and regulations for the en-
4 forcement thereof.

Sect. 41. All acts and parts of acts inconsistent with
2 this act are repealed.