

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 366

H. D. No. 241

House of Representatives, Feb. 27, 1925.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Lowell of Lincoln.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT Additional to and Amendatory of Chapter Thirty-
five of the Revised Statutes, Relating to the Prevention of
Contagious Diseases among Animals.

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

Section 1. Section five of Chapter Thirty-five of the
2 Revised Statutes is hereby amended by adding immediately
3 after the words "supposed to exist" in the tenth line of
4 said section, the following 'and any person who shall know-
5 ingly or wilfully change, remove, conceal or substitute any
6 tag, brand, label or mark, fixed, fastened or set by the Chief
7 of the Division of Animal Industry or his agent or by any
8 of the duly authorized inspectors, agents or representatives

9 of the Commissioner of Agriculture of this State or by
10 any duly authorized inspector or official of any other State,
11 upon any animal, place or premises in this State,' so that
12 said section five, as amended, shall read as follows:

'Sect. 5. Any person who knowingly and wilfully refuses
2 permission to the live stock sanitary commissioner, or his
3 duly constituted agent, to make, or who knowingly or wil-
4 fully obstructs said live stock sanitary commissioner, or his
5 duly constituted agent, in making necessary examination of,
6 and as to animals, supposed by the live stock sanitary com-
7 missioner or his agent to be diseased as aforesaid, or in
8 destroying the same, or who knowingly attempts to prevent
9 the live stock sanitary commissioner or his duly constituted
10 agent, from entering upon the premises and other places
11 hereinbefore specified, where any of said diseases are by the
12 live stock sanitary commissioner supposed to exist, and any
13 person who shall knowingly or wilfully change, remove,
14 conceal or substitute any tag, brand, label or mark, fixed,
15 fastened or set by the Chief of the Division of Animal In-
16 dustry or his agent or by any of the duly authorized inspec-
17 tors, agents or representatives of the Commissioner of Agri-
18 culture of this State or by any duly authorized inspector or
19 official of any other State, upon any animal, place or prem-
20 ises in this State shall be punished by fine, not exceeding
21 one hundred dollars, or by imprisonment, not exceeding
22 ninety days, or by both at the discretion of the court.'

Sect. 2. Section twelve of Chapter Thirty-five of the

2 Revised Statutes is further amended by striking out in the
3 first and second lines of said section, the words "cattle used
4 for dairy purposes or for breeding purposes, that are to be
5 shown in competition for prizes" and substituting therefor
6 the words 'all cattle that are to be shown or exhibited,' so
7 that the said section twelve as amended shall read as
8 follows:

'Sect. 12. All cattle that are to be shown or exhibited, in
2 any State agricultural show, shall be tested with tuberculin,
3 within twelve months of the opening date of the exhibition
4 where they are to be shown. Such test shall be made under
5 the direction of the live stock sanitary commissioner, who
6 shall furnish a certificate of such test, to the owner or own-
7 ers of such animals. State agricultural associations that
8 receive any aid from the state, shall demand a certificate
9 of test, duly authorized by the live stock sanitary commis-
10 sioner, from owners of cattle that are to compete for prizes
11 in accordance with the above, under penalty of forfeiture of
12 such aid; but this provision shall not apply to calves less
13 than one year old.'

Sect. 3. Chapter Thirty-five of the Revised Statutes is
2 hereby further amended by adding thereto the following
3 sections:

'Sect. 23. For the protection of the public health and to
2 prevent the infection of the live stock of the State with
3 contagious disease, the Commissioner of Agriculture, the
4 Chief of the Division of Animal Industry or any of their

5 duly authorized agents are hereby empowered to enter upon
6 any premises at any time and test for tuberculosis or other
7 contagious disease by any reputable method, any animal
8 found thereon; and should any such animal be found to be
9 infected with tuberculosis or other contagious disease, the
10 Commissioner of Agriculture or his agent shall have power
11 to quarantine such animal and all premises and such other
12 animals as the Commissioner or his agent may deem neces-
13 sary in order to prevent the spread of the disease. The
14 Commissioner of Agriculture or his agent is empowered to
15 require the slaughter and disposal of any animals found to
16 be infected with tuberculosis or other contagious disease
17 as provided in Section three of this Act.'

'Sect. 24. The Commissioner of Agriculture or his agent
2 in charge of live stock sanitary work is hereby empowered
3 to prohibit the movement of cattle of every description into
4 or from any area where bovine tuberculosis or other con-
5 tagious disease is known to exist and where the Commis-
6 sioner of Agriculture or his agent has assumed charge of
7 such disease eradication; such quarantine to remain until all
8 animals within the area designated shall be subjected to the
9 tuberculin test or other test or examination satisfactory to
10 the Commissioner of Agriculture or his agent. If any
11 animals are brought into any such area in violation of this
12 regulation the Commissioner of Agriculture or his agent
13 shall be further empowered to quarantine such animals until

14 they shall be tested by an accredited veterinarian at the
15 expense of the owner.'

'Sect. 25. The owner or his agent shall so secure animals
2 to be tested as to make it possible for the inspector of the
3 Commissioner of Agriculture or his agent in charge of live
4 stock sanitary work to apply the test that is deemed neces-
5 sary in an expeditious manner.'

'Sect. 26. Any owner or owners of cattle who shall re-
2 fuse or neglect to comply with the provisions of the three
3 preceding sections or who shall violate any of the provisions
4 of the said sections shall be deemed guilty of a misdemeanor
5 and upon conviction thereof shall be punished as provided
6 in Section five of this act.'