

SEC. 3. This act shall not apply to females who shall have attained the age of eighteen years at the time this act shall go into effect. Exception.

Passed the House February 1, 1923.

Passed the Senate February 28, 1923.

Approved by the Governor March 10, 1923.

CHAPTER 73.

[H. B. 128.]

ANIMALS.

AN ACT relating to diseases and quarantine of domestic animals, amending sections 3110, 3111 and 3115 of Remington's Compiled Statutes.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That Section 3110 of Remington's Compiled Statutes be amended to read as follows:

Section 3110. On the written application of the owner of any bovine animal to the director of agriculture for the examination and testing of such animal to ascertain whether the same is infected with tuberculosis, it shall be the duty of the director of agriculture to cause such examination and test to be made. The inspector of the department of agriculture making the examination and test shall be a veterinarian duly licensed to practice veterinary medicine, surgery and dentistry in this state, and shall qualify by giving a bond to the State of Washington with sufficient surety to be approved by the director of agriculture in the penal sum of two thousand dollars (\$2,000.00): *Provided*, That veterinary inspectors of the United States bureau of animal industry may be appointed by the director of agriculture to make the examination and tuberculin test as herein provided, and when so employed they shall act without bond or compensation, and shall possess

Amends Rem.
Comp. Stat.
§ 3110;
Pierce's Code
§ 2032.

Inspection
for
tuberculosis.

Veterinarian.

the same power and authority in this state as the inspector of the department of agriculture: *Provided further*, That such examination and test may be made by a duly licensed and accredited veterinarian who has been authorized by the director of agriculture to make such examination and test. Any such examination and test shall be made subject to rules and regulations of the department of agriculture, and with the same force and effect as if made by an inspector of the department of agriculture. Every such veterinarian authorized to make such examination and test shall before making any such examination or test furnish and file with the department of agriculture a good and sufficient bond in the penal sum of two thousand dollars (\$2,000.00), payable to the State of Washington, conditioned that he will faithfully and honestly perform and discharge any work which he is authorized to undertake under this act. Should the owner or owners of any cattle desire to select a duly licensed and accredited veterinarian, approved by the director of agriculture for making such examination and test in accordance with the provisions of this act, the owner or owners shall pay all expenses in connection with said examination and test. *And provided further*, That the director of agriculture or his authorized agent may cause a test to be made of any bovine animal exposed to or suspected of having tuberculosis.

Amends Rem.
Comp. Stat.
§ 3111;
Pierce's Code
§ 2033.

Tuberculosis
infected.

Indemnity.

SEC. 2. That Section 3111 of Remington's Compiled Statutes be amended to read as follows:

Section 3111. On such examination and test being completed, if the inspector shall believe that the animal is infected with tuberculosis, the owner of the animal shall have the option of indemnity or quarantine; if he selects indemnity the owner and inspector shall appraise the suspected animal, and in the appraisal of such animal due consideration shall be given to its breeding, dairy or meat value.

In the event of their failing to agree upon the value, the inspector shall apply to the judge of the superior court of the county where the animal or animals are located to appoint a third appraiser. Each owner, or agent, of tuberculous cattle which have been appraised shall market the cattle within thirty days from date of appraisal and shall obtain from the purchaser a report in quadruplicate, blank forms for which shall be furnished said owner, or agent, by the inspector of the department of agriculture, certifying as to the amount of money actually paid for the animals. The animal or animals shall be slaughtered under the supervision of a veterinary inspector of the department of agriculture, or the United States bureau of animal industry, or a veterinarian duly licensed to practice veterinary medicine, surgery and dentistry in this state. The veterinary inspector or veterinarian shall hold a post mortem examination and determine whether or not the animal shall be passed to be used for food. The post mortem examination must conform with the meat inspection regulations of the United States bureau of animal industry. Upon the receipt of said report, in quadruplicate, certifying as to the amount of money actually paid for the animal or animals, and if the owner has complied with all lawful quarantine laws or regulations, the department of agriculture shall cause to be paid to the owner of the animal or animals one-third of the difference between the appraised value of each animal so destroyed and the value of the salvage thereof: *Provided*, That in no case shall any payment by the department of agriculture be more than twenty-five dollars (\$25.00) for any grade animal, or more than fifty dollars (\$50.00) for any pure bred registered animal. Every appraiser appointed by the judge of the superior court shall receive his actual and necessary

Slaughter of animals.

Amount of indemnity.

traveling expenses and a per diem of three dollars (\$3.00) for the time actually spent, to be paid by the state: No indemnity shall be paid for cattle slaughtered on account of tuberculosis to any person who has not owned such cattle for ninety (90) days prior to the date such examination or test is made: *And provided further*, That the state shall not be required to pay the owner of any animal imported into this state within six months prior to the inspection and test the sums hereinabove provided for, but the owner of such animal shall receive the proceeds of the sale of such slaughtered animal: *And provided further*, That the right to indemnity shall not exist nor shall payment be made for any animal owned by the United States, this state or any county, city or village in this state: *And provided, further*, That the expense of herding, caring for, feeding and transporting or slaughtering all animals under these provisions shall be paid by the owner thereof.

Amends Rem.
Comp. Stat.
§ 3115;
Pierce's Code
§ 2037.

SEC. 3. That Section 3115 of Remington's Compiled Statutes be amended to read as follows:

Quarantine.

Section 3115. Quarantine shall mean the placing and restraining of any animal or animals by the owners or agents in charge of them within a certain enclosure described or designated, in writing, by the director of agriculture, or his duly authorized agent or agents, and thereafter it shall be unlawful for the owner or owners of the animal or animals quarantined, their agents or employees, to break such quarantine or to move or to allow to be moved any of such animals from within the quarantined area, or across the quarantine line as established, without first obtaining a permit, in writing, from the director of agriculture, or his duly authorized agent. Animals that are officially declared in quarantine shall at any and all times be kept separate and apart

from all other live stock and not allowed to have anything in common with other live stock. It shall be unlawful to sell, exchange or in any other way part with the products of said animals, unless permission is first obtained, in writing, from the director of agriculture, or his duly authorized agent. Any owner or owners or agent who fails to comply with or willfully violates or negligently allows such quarantine to be violated shall be guilty of a misdemeanor. The director of agriculture shall have power:

Violation of
quarantine.

Penalty.

(a) To promulgate and enforce such reasonable rules, regulations and orders as he may deem necessary or proper to prevent the introduction or spreading of infectious, contagious, communicable or dangerous diseases affecting live stock in this state, and to this end to promulgate and enforce such reasonable rules, regulations and orders as he may deem necessary or proper governing inspections and tests of all live stock within or intended for importation into this state.

Rules and
regulations.

(b) To promulgate and enforce such reasonable rules, regulations and orders as he may deem necessary or proper for the inspection, testing and quarantine of all live stock within or imported into this state.

Passed the House February 15, 1923.

Passed the Senate February 28, 1923.

Approved by the Governor March 10, 1923.