

## CHAPTER 196.

[H. B. 132.]

## DISEASED ANIMALS.

AN ACT relating to diseased animals, providing for payment of indemnities therefor, amending section 12 of chapter 165 of the Laws of 1927 as amended by section 1 of chapter 146 of the Laws of 1937, making an appropriation, and declaring an emergency.

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

Amends  
§ 3121 Rem.  
Rev. Stat.;  
§ 2031-32 P. C.

SECTION 1. That section 12 of chapter 165 of the Session Laws of 1927 as amended by section 1 of chapter 146 of the Laws of 1937 (section 3121 of Remington's Revised Statutes; section 2031-32 of Pierce's Code) is hereby amended to read as follows:

Indemnity or  
quarantine  
optional.

Section 12. If, on the completion of any examination and test as provided in the preceding section, the inspector or veterinarian making the examination and test, shall believe that the animal is infected with tuberculosis or Bang's disease, 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 is located to appoint a third appraiser, and the decision of the majority of the appraisers shall be final. All bovine animals which have shown a suspicious reaction to the test on three successive tests for tuberculosis or Bang's disease and are held as suspects may be slaughtered under the provisions of this act at the option of the owner and approval of the director or his representative and the owner shall have a valid claim for indemnity to the same extent and in the

Appraisal.

same amount as for bovine animals which give a positive reaction to the above test.

The owner, or his agent, of any bovine animal thus appraised shall market the animal within thirty days from the date of appraisal and shall obtain from the purchaser a report in quadruplicate, upon blank forms to be furnished by the inspector, certifying to the amount of money actually paid for the animal or animals. The animal or animals shall be slaughtered under the supervision of a veterinary inspector of the Director 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 to the amount of money actually paid for the animal or animals, and if the owner has complied with all lawful quarantine laws and regulations, the Director of Agriculture shall cause to be paid to the owner or owners of the animals one-third of the difference between the appraised value of each animal so slaughtered and the value of the salvage thereof: *Provided*, That in no case shall any payment by the Director of Agriculture be more than twenty-five dollars (\$25.00) for any grade female, or more than fifty dollars (\$50.00) for any pure bred registered bull or female, and in no case shall any indemnity be paid for grade bulls or for steers, and that no indemnity shall be paid for animals slaughtered on account of tuberculosis to any person who has not owned such animal for six months prior to the date such examination or test is made, and the state shall not be required to pay the owner of any

Sale.

Certificate as to price paid.

Animals slaughtered under supervision of veterinary inspector.

Payment to owner.

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, town or township in this state. Every appraiser appointed by the Judge of the Superior Court as hereinabove provided shall receive his actual and necessary traveling expenses and a per diem of three dollars (\$3.00) for the time actually spent to be paid by the state. The expenses of herding, caring for, feeding, transporting and slaughtering animals under the provisions of this section shall be paid by the owner thereof.

Appraisers' fees.

Appropriation.

SEC. 2. The following sums, or as much thereof as shall severally be found necessary, are hereby appropriated out of the general fund of the state treasury for the payment of indemnities to the owners of cattle slaughtered in the eradication of tuberculosis and Bang's disease, for the fiscal biennium beginning April 1, 1939, and ending March 31, 1941, and for deficiencies for the fiscal biennium beginning April 1, 1937, and ending March 31, 1939, incurred in the eradication of tuberculosis and Bang's disease:

- For tuberculosis indemnities, including deficiencies .....\$ 50,000.
- For Bang's disease indemnities, including deficiencies .....\$450,000.

Effective immediately.

SEC. 3. This act is necessary for the immediate preservation of the public peace, health and safety, and the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 8, 1939.

Passed the Senate March 1, 1939.

Approved by the Governor March 17, 1939.