

IN THE HOUSE

BY MR. PALMER
BY REQUEST

HOUSE BILL NO. 121

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-SECOND SESSION

A BILL

For an Act entitled: "An Act relating to importation, movement, inspection, slaughter and quarantine of domestic animals, including poultry and setting up a procedure for making indemnity payments for dairy animals ordered slaughtered; amending Sections 33-3-15, 33-3-16, and 33-3-17, ACLA, 1949; repealing Sections 33-3-11, 33-3-12, 33-3-13, 33-3-14, and 33-3-18, ACLA, 1949."

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

Section 1. Section 33-3-15, Alaska Compiled Laws Annotated, 1949, is hereby amended to read as follows:

Sec. 33-3-15. INSPECTION, QUARANTINE OR DESTRUCTION OF LIVESTOCK IN TERRITORY: EMPLOYMENT OF INSPECTORS. Domestic animals and poultry ~~(HORSES, CATTLE OR SWINE, FOR WORK, FEEDING, BREEDING OR DAIRY PURPOSES)~~ in the Territory of Alaska shall be subject to inspection and test for all diseases, and to quarantine, slaughter or destruction where found to be infected with or suffering from any contagious disease by an Inspector of the Animal Disease Eradication Branch ~~(BUREAU OF ANIMAL INDUSTRY)~~, United States Department of Agriculture, or by a qualified inspector duly authorized by the Commissioner of Agriculture to make inspections and tests of animals, in the Territory of Alaska; such inspection

1 and test as far as it relates to animals kept for dairy pur-
2 poses, by dairies that offer their products to the public
3 generally in the Territory of Alaska and to animals kept for
4 private dairy purposes, provided they are readily accessible,
5 shall be made at least once every year, if possible, and all
6 animals which are not readily accessible for inspection shall
7 be inspected before they are brought into a community where
8 other animals used for dairy purposes are kept, and the Com-
9 missioner of Agriculture is hereby authorized to make ar-
10 rangements with the Animal Disease Eradication Branch, [BUREAU
11 OF ANIMAL INDUSTRY] United States Department of Agriculture,
12 for said inspections and tests; and the Commissioner of Ag-
13 riculture is hereby authorized in the event that suitable
14 arrangements can not be made with said Animal Disease Eradi-
15 cation Branch [BUREAU OF ANIMAL INDUSTRY] for the employment
16 or detail of a qualified inspector, to employ one or more
17 competent inspectors to carry out the provisions of this Act.
18 The inspection herein provided for shall be carried on in
19 co-operation with said Animal Disease Eradication Branch
20 [BUREAU OF ANIMAL INDUSTRY] and in accordance with its [THE]
21 rules and regulations [OF SAID BUREAU OF ANIMAL INDUSTRY].
22 Sec. 2. Section 33-3-16, Alaska Compiled Laws Annotated,
23 1929, is hereby amended to read as follows:

24 Sec. 33-3-16. INSPECTOR'S AUTHORITY AS TO QUARANTINE
25 OR DESTRUCTION: APPRAISEMENT OF CONFINED DAIRY CATTLE:
26 CERTIFICATION TO COMMISSIONER OF AGRICULTURE [AUDITOR].

27 After inspection and test, the Inspector described in Section
28 9 of this Act (Sec. 33-3-15 herein) shall determine whether
29 the animal inspected is subject to quarantine, slaughter or

1 destruction; if to quarantine he shall prescribe the condi-
2 tions and the length of time the animal shall be subject to
3 quarantine. Where the Inspector determines that the animal
4 should be slaughtered or destroyed, he is hereby authorized
5 to condemn and cause said animal to be slaughtered or des-
6 troyed in such manner as he may determine; in the case of
7 dairy cattle for which reimbursement only is allowable, such
8 animal shall first be appraised as to its value, determined
9 without regard to the disease of the animal, at a fair valu-
10 ation by the Inspector and the owner; and where they are
11 unable to agree as to the value of the animal to be slaughter-
12 ed, the owner and inspector may select a disinterested third
13 party to aid in the appraisement, and where they are unable
14 to agree on the selection of such third party, the United
15 States Marshal, or any of his deputies of the division where
16 the inspection occurs, may designate a third disinterested
17 party to act with the Inspector and owner to determine the
18 value of the animal, as above stated. The amount realized
19 from the sale of the carcass of the slaughtered animal, if
20 any, shall be paid to the owner of such animal and the In-
21 spector shall certify to the Commissioner of Agriculture
22 AUDITOR of the Territory the name and address of the owner,
23 the date the animal was condemned, the appraised value of
24 the animal, together with the net sum realized from the
25 salvage thereof, or which could have been realized.

26 Sec. 3. Section 33-3-17, Alaska Compiled Laws Annotated,
27 1919, is hereby amended to read as follows:

28 Sec. 33-3-17. COMPENSATION TO OWNERS OF DAIRY CATTLE
29 RECORDED: RECORDS TO BE KEPT ANNUAL EXPENDITURES FOR

1 INSPECTORS' SALARIES OR EXPENSES LIMITED. The Commissioner
2 of Agriculture may enter into cooperative agreements with
3 the United States Department of Agriculture for controlling
4 diseases among dairy cattle and may match Federal Indemnity
5 payments for livestock slaughtered thereunder, from any funds
6 available. He shall keep a record of all payments made, with
7 a copy of the Inspector's certification of appraised value
8 and salvage value. AND COMPENSATION TO BE PAID THE OWNER
9 OF DAIRY CATTLE SLAUGHTERED OR DESTROYED SHALL BE TWO-THIRDS
10 OF THE DIFFERENCE BETWEEN THE APPRAISED VALUE OF SUCH ANIMAL
11 SLAUGHTERED OR DESTROYED, AND THE SALVAGE VALUE THEREOF,
12 SAID PAYMENT SHALL INCLUDE, AND NOT BE IN ADDITION TO ANY
13 AMOUNT REALIZED FROM THE UNITED STATES OR FROM THE SECRETARY
14 OF AGRICULTURE, AND IT SHALL BE THE DUTY OF THE AUDITOR OF
15 THE TERRITORY TO MAKE CLAIM TO THE SECRETARY OF AGRICULTURE
16 OF THE UNITED STATES FOR COMPENSATION FOR ALL ANIMALS DES-
17 TROYED OR SLAUGHTERED; PROVIDED, THAT NOT MORE THAN TWO
18 HUNDRED DOLLARS (\$2,000) SHALL BE EXPENDED FOR SALARIES OF
19 INSPECTOR OR INSPECTORS IN ANY ONE YEAR AND NOT MORE THAN
20 TWENTY-FIVE HUNDRED DOLLARS (\$2500) SHALL BE EXPENDED BY SAID
21 INSPECTOR OR INSPECTORS IN ANY ONE YEAR FOR TRAVEL AND CON-
22 TINENTARY EXPENSES.