

[NOTE—The foregoing Chapter, was returned by the Governor to the House of Representatives for correction thereof on May 3, 1921, and the House on reconsideration thereof on said day passed the same by a vote of 16 ayes and no nays, and the Senate on May 5, on reconsideration by a vote of 7 ayes and 1 nay passed the same, the objection of the Governor to the contrary notwithstanding.]

CHAPTER 7.

AN ACT

[S. B. 38]

To amend Sections 5, 6, 7 and 8 of Chapter 55, Alaska Session Laws, 1919, which act relates to diseased livestock; to provide for inspection of livestock and to make provision for carrying out this Act, and declaring an emergency.

Be it enacted by the Legislature of the Territory of Alaska:

That Sections 5, 6, 7 and 8 of Chapter 55 of Alaska Session Laws, 1919, be hereby amended to read as follows:

Livestock subject to inspection and quarantine and slaughter, when.

Section 5. 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 Bureau of Animal Industry, United States Department of Agriculture, or by a qualified inspector duly authorized by the Governor of Alaska to make inspection and tests of animals, in the Territory of Alaska; such inspection and test as far as it relates to animals kept for dairy purposes, by dairies that offer their products to the public generally in the Territory of Alaska and to animals kept for private dairy purposes, provided they are readily accessible, shall be made at least once every year, if possible, and all animals which are not

Dairy animals to be inspected annually.

readily accessible for inspection shall be inspected before they are brought into a community where other animals used for dairy purposes are kept, and the Governor of Alaska is hereby authorized to make arrangements with the Bureau of Animal Industry, United States Department of Agriculture, for said inspections and tests; and the Governor is hereby authorized in the event that suitable arrangements can not be made with said Bureau of Animal Industry for the employment or detail of a qualified inspector, to employ one or more competent inspectors to carry out the provisions of this Act. The inspection herein provided for shall be carried on in co-operation with said Bureau of Animal Industry and in accordance with the rules and regulations of said Bureau of Animal Industry.

Governor to arrange for or appoint inspector.

Section 6. After inspection and test, the Inspector described in Section 5 of this Act shall determine whether the animal inspected is subject to quarantine, slaughter or destruction; if to quarantine he shall prescribe the conditions and the length of time the animal shall be subject to quarantine. Where the Inspector determines that the animal should be slaughtered or destroyed, he is hereby authorized to condemn and cause said animal to be slaughtered or destroyed in such manner as he may determine; in the case of dairy cattle for which reimbursement only is allowable, such animal shall first be appraised as to its value, determined without regard to the disease of the animal, at a fair valuation by the Inspector and the owner; and where they are unable to agree as to the value of the animal to be slaughtered, the owner and inspector may select a disinterested third party to aid in the appraisement, and where they are unable to agree on the selection of such third party, the United States Marshal, or any of his deputies of the division where the inspection occurs, may designate a third disinterested party to act with the Inspector and owner

Inspectors to determine whether animals be quarantined or slaughtered.

Appraisement of dairy cattle.

to determine the value of the animal, as above stated. The amount realized from the sale of the carcass of the slaughtered animal, if any, shall be paid to the owner of such animal and the Inspector shall certify to the Secretary of the Territory the name and address of the owner, the date the animal was condemned, the appraised value of the animal, together with the net sum realized from the salvage thereof, or which could have been realized.

Inspector to certify to Secretary of Territory.

It is further provided, that the value of all dairy animals heretofore slaughtered or destroyed, under the provisions of the Act which is hereby amended, together with the amount of salvage procured or which could have been procured, shall be determined by the Governor who shall certify the same to the Secretary of the Territory for payment.

Governor to determine value of animals heretofore destroyed.

Section 7. There shall be appropriated out of the moneys of the Treasury of the Territory not otherwise appropriated a sufficient amount to carry out the provisions of this Act and to reimburse the owners of dairy cattle slaughtered or destroyed under the provisions of this Act, as well as all dairy cattle slaughtered or destroyed under the provisions of Chapter 55 of Alaska Session Laws, 1919, which Act is hereby amended; and it is further provided that the compensation to be paid the owner shall be two-thirds of the difference between the appraised value of such animal slaughtered or destroyed, and the salvage value thereof, which payment shall include, and not be in addition to any money realized from the United States or from the Secretary of Agriculture, and it shall be the duty of the Secretary of the Territory to make claim to the Secretary of Agriculture of the United States for compensation for all animals destroyed or slaughtered; PROVIDED, that not more than two thousand dollars (\$2,000) shall be expended for salaries of Inspector or Inspectors in any one year and

Appropriation to be made to reimburse owners.

Compensation to owners of destroyed animals.

Proviso, salary and expenses of Inspectors.

not more than twenty-five hundred dollars (\$2500) shall be expended by said Inspector or Inspectors in any one year for travel and contingent expenses.

Section 8. The Secretary of the Territory shall keep a record of the appraised value of all dairy cattle slaughtered or destroyed and of the salvage value thereof, stating the date when the animal was slaughtered or destroyed and the name of the Inspector who ordered the animal slaughtered or destroyed. The Secretary of the Territory, with the approval of the Governor, shall thereupon certify the same to the Treasurer, who is hereby authorized and directed to pay the owner of the animal slaughtered or destroyed two-thirds of the difference between the appraised value and the salvage value of the animal slaughtered or destroyed under the provisions of this Act, or under the Act which is hereby amended; PROVIDED, however, that the appraised valuation of each slaughtered animal shall not exceed One Hundred Seventy-five Dollars (\$175) in the First Division and not more than Two Hundred Dollars (\$200) in the Second and Third Divisions and not more than Two Hundred and Fifty Dollars (\$250) in the Fourth Division. PROVIDED that no payment shall be made hereunder as compensation for or on account of any animal destroyed, if at the time of inspection or test of such animal, or at the time of destruction thereof, it shall be brought to or be upon the premises of any person, firm or corporation to which it had been sold, shipped or delivered for the purpose of being slaughtered and no payment shall be made unless the owner has complied with all lawful quarantine regulations in force at the time.

Reimbursement of owners of animals destroyed, how computed.

Proviso, limitation of reimbursement.

Proviso.

Section 9. An emergency is hereby declared to exist and this Act shall take effect from and after its passage and approval.

Approved April 25, 1921.