

H.B. 505

AGRICULTURAL CODE AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 7, 2012 4:47 PM

Senator **David P. Hinkins** proposes the following amendments:

1. *Page 13, Lines 372 through 382:*

372 Section 20. Section **4-31-113**, which is renumbered from Section 4-31-14 is
373 renumbered and amended to read:

374 [~~4-31-14~~]. 4-31-113. Restrictions on movement of infected or exposed {~~domestic~~}
375 animals.

376 (1) A person who owns or has possession of [~~a domestic~~] an animal [~~or domesticated elk~~]
377 and knows that [~~it~~] the animal is infected with, or has been exposed to, any contagious or
378 infectious disease, may not:

379 {~~(1)~~} (a) permit [~~it~~] the animal to run at large, or come in contact with, {~~another~~
~~domestic~~} an
380 animal [~~which~~] that can be infected; or

381 {~~(2)~~} (b) sell, ship, trade, or give away an infected animal [~~or domesticated elk~~] without
382 disclosing that [~~it~~] the animal is diseased or has been exposed to disease.

(2) The provisions of this section do not apply to protected wildlife that is:

(a) living in nature; and

(b) under the jurisdiction of the Division of Wildlife Resources.

2. *Page 15, Lines 451 through 456:*

451 4-31-119. Disease control of poultry, waterfowl, and game-birds.

452 (1) {~~The~~} Except as provided in Subsection (2), the department may:

453 {~~(1)~~} (a) make rules, in accordance with Title 63G, Chapter 3, Utah Administrative
454 Rulemaking Act, that are necessary for the control and prevention of disease in poultry,
455 waterfowl, and game-birds; and

456 {~~(2)~~} (b) enforce the rules described in Subsection {~~(1)~~} (1)(a).

(2) The department may not make a rule under Subsection (1)(a) that relates to protected wildlife that is:

(a) living in nature; and

(b) under the jurisdiction of the Division of Wildlife Resources.