

Representative Michael E. Noel proposes the following substitute bill:

LIVESTOCK BRANDING AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael E. Noel

Senate Sponsor: Ralph Okerlund

LONG TITLE

General Description:

This bill deals with the transportation and sale of livestock.

Highlighted Provisions:

This bill:

- ▶ defines the term "livestock emergency";
- ▶ states that in a livestock emergency, the commissioner may require that a person transporting livestock have the livestock brand inspected;
- ▶ states that a website created and maintained within the state that markets the sale of livestock shall include a statement about the legal requirements surrounding the sale and purchase of livestock;
- ▶ describes criminal and administrative penalties; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

1st Sub. H.B. 254



26 [4-24-16.3](#), Utah Code Annotated 1953

27 [4-24-31](#), Utah Code Annotated 1953

28 [4-24-32](#), Utah Code Annotated 1953

29 REPEALS:

30 [4-24-16](#), as last amended by Laws of Utah 1988, Chapter 139

31

32 *Be it enacted by the Legislature of the state of Utah:*

33 Section 1. Section [4-24-16.3](#) is enacted to read:

34 **[4-24-16.3. Livestock emergency -- Rules.](#)**

35 (1) As used in this section, "livestock emergency" means:

36 (a) the presence of a contagious, infectious, or transmissible disease risk to livestock;

37 or

38 (b) a natural disaster which may effect livestock.

39 (2) During a livestock emergency, the department may require a person transporting

40 livestock to present the livestock for brand inspection.

41 Section 2. Section [4-24-31](#) is enacted to read:

42 **[4-24-31. Websites promoting the sale of livestock.](#)**

43 (1) A website, created and maintained within the state, that markets the sale of
44 livestock shall have the following statement clearly visible on each web page that displays
45 advertised livestock: "Legality of Sales and Purchase, Health Laws. If you sell or purchase
46 livestock on this site, you shall comply with all applicable legal requirements governing the
47 transfer and shipment of livestock, including Utah Code Title 4, Chapter 24, Utah Livestock
48 Brand and Anti-Theft Act, and Title 4, Chapter 31, Control of Animal Disease. Please contact
49 the Utah Department of Agriculture and Food at 801-538-7137 with any questions."

50 (2) A person who violates this section shall be subject to the penalties described in
51 Section [4-24-32](#).

52 Section 3. Section [4-24-32](#) is enacted to read:

53 **[4-24-32. Penalties.](#)**

54 A person who violates a provision of this chapter:

55 (1) is guilty of a class B misdemeanor; and

56 (2) may be subject to administrative fines, payable to the department, of up to \$1,000

57 per violation.

58 Section 4. **Repealer.**

59 This bill repeals:

60 Section **4-24-16, Transportation of cattle and calves between brand inspection**

61 **districts -- Brand inspection required -- Exception -- No fee for reinspection --**

62 **Application for brand inspection -- Time and place of inspection -- Applicability to horses**

63 **and mules.**