

- 26 railroads;
- 27       ▶ grants rulemaking authority to the Department of Agriculture and Food regarding
- 28 compensation for livestock damaged by a railroad;
- 29       ▶ prohibits a railroad from entering into an indemnification agreement related to
- 30 damages to livestock; and
- 31       ▶ makes technical changes.

32 **Money Appropriated in this Bill:**

33 None

34 **Other Special Clauses:**

35 ~~H~~→ [None] This bill provides a special effective date. ←~~H~~

36 **Utah Code Sections Affected:**

37 AMENDS:

38       **4-2-103**, as last amended by Laws of Utah 2022, Chapters 68, 79

39 REPEALS AND REENACTS:

40       **56-1-12**, as last amended by Laws of Utah 2018, Chapter 148

41       **56-1-13**, as Utah Code Annotated 1953



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

44       Section 1. Section **4-2-103** is amended to read:

45       **4-2-103. Functions, powers, and duties of department -- Fees for services --**

46 **Marketing orders -- Procedure -- Purchasing and auditing.**

47       (1) The department shall:

48       (a) inquire into and promote the interests and products of agriculture and allied  
49 industries;

50       (b) promote methods for increasing the production and facilitating the distribution of  
51 the agricultural products of the state;

52       (c) (i) inquire into the cause of contagious, infectious, and communicable diseases  
53 among livestock and the means for their prevention and cure; and

54       (ii) initiate, implement, and administer plans and programs to prevent the spread of  
55 diseases among livestock;

56       (d) encourage experiments designed to determine the best means and methods for the

336 or repair; and

337 (ii) if the railroad fails to timely reimburse the land owner, the land owner may file a  
338 civil action in a court of competent jurisdiction.

339 (8) Any work by a land owner to repair a fence required by this section does not:

340 (a) shift liability for damage to livestock as described in Section 56-1-12 to the land  
341 owner; or

342 (b) relieve the railroad from liability for damage to livestock as described in Section  
343 56-1-12.

343a **H→ Section 4. Effective date.**

343b **This bill takes effect on April 1, 2024. ←H**