

H.B. 291

DEPARTMENT OF AGRICULTURE AND FOOD AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

JANUARY 30, 2024 8:49 AM

Representative **Rex P. Shipp** proposes the following amendments:

1. *Page 13, Lines 369 through 381:*

369 4-31-102. Dead domestic animals -- Duty of owner to bury or otherwise dispose of
370 them -- Liability for costs.

371 (1) An owner or other person responsible for a domestic animal that dies shall **{+} bury or {+}**
372 dispose of the animal **{, in accordance with state and local law,}** within a reasonable period of
373 time after the owner or other person responsible for the animal becomes aware that the animal
374 is dead.

375 **{+} (2) The owner of a dead bovine, horse, mule, goat, sheep, bird, or swine may bury the**
376 **dead animal on the owner's property. {+}**

377 **{+} (3) {+} {-(2)}** If the owner or other person responsible for the dead animal cannot be
found,

378 the county, city, or town within which the dead animal is found, shall, at the political
379 subdivision's expense, **{+} bury {+} {dispose of}** the dead animal.

380 **{+} (4) {+} {-(3)}** A county, city, or town that incurs expense under this section is entitled
to

381 reimbursement from the owner of the dead animal.

2. *Page 13, Line 394 through Page 14, Line 408:*

394 4-31-107. Value determination before destruction.

395 (1) Before any livestock or property that is not otherwise indemnified is destroyed
396 under Section 4-31-106, ~~[an appraisal of the fair market value of the livestock or other property~~
397 ~~shall be forwarded to the commissioner by a panel of three qualified appraisers appointed as~~
398 ~~follows:] the commissioner shall determine the value **of the livestock or other property** in consultation
with the state veterinarian.~~

399 ~~[(a) one by the commissioner;]~~

400 ~~[(b) one by the owner of the livestock or other property subject to condemnation; and]~~

401 ~~[(c) one by the appraisers specified in Subsections (1)(a) and (b).]~~

402 (2) The commissioner shall make the value determination described in Subsection (1)
403 based on available data from the United States Department of Agriculture or other reliable
404 government sources.

405 ~~[(2)] (3)~~ After review, the commissioner shall forward the ~~[appraisal]~~ determined value

406 **and an appraisal described in Subsection (4), if any,** to the board of examiners described in Subsection

63G-9-201(2) together with the

407 commissioner's recommendation concerning the amount, if any, that should be

{~~allowed~~} reimbursed .

408 [~~(3) Any costs incurred in the appraisal shall be paid by the state.~~] (4) An owner of livestock or other property subject to destruction may pay for an independent appraisal of the value of the livestock or other property, which appraisal the board of examiners shall consider in the board of examiner's recommendation described in Subsection (3).