

HOUSE . . . . No. 2212

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**The Commonwealth of Massachusetts**

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HOUSE OF REPRESENTATIVES, January 21, 1953.

The committee on Ways and Means, to whom was referred the Bill providing for co-operation with the federal government in the eradication of certain animal diseases (House, No. 2210), report that the same ought to pass in the form of a new draft herewith submitted (House, No. 2212).

For the committee,

HOWARD WHITMORE, JR.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Three.

AN ACT PROVIDING FOR CO-OPERATION WITH THE FEDERAL GOVERNMENT IN THE ERADICATION OF CERTAIN ANIMAL DISEASES.

1     *Whereas*, The deferred operation of this act would  
2 tend to defeat its purpose, which is in part to take  
3 immediate steps for the eradication of certain animal  
4 diseases, for the purposes of meeting the public need  
5 and requirements, therefore it is hereby declared to  
6 be an emergency law, necessary for the immediate  
7 preservation of public interest and convenience.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. Chapter 129 of the General Laws is  
2 hereby amended by inserting after section 14 the fol-  
3 lowing section: —

4     *Section 14A.* All domestic animals which are af-  
5 fected with, or have been exposed to, vesicular stoma-  
6 titis or vesicular exanthema shall be quarantined,  
7 appraised by an appraiser of the division of livestock  
8 disease control, and an appraiser appointed by the  
9 Federal Bureau of Animal Industry.

10    Animals affected with or which have been exposed  
11 to vesicular exanthema, as determined by the director,  
12 shall be sold on bid with the approval of the director  
13 for slaughtering at a slaughtering establishment under

14 federal supervision. The products of said animals  
15 shall be processed. The commonwealth shall pay to  
16 the owner of the animal or animals slaughtered under  
17 this section one half of the difference between the  
18 amount received by the owner for the carcass of the  
19 animal and the value of the animal as determined by  
20 appraisal, said payment to be paid from amounts  
21 appropriated therefor; provided, that payment by  
22 the commonwealth hereunder shall not exceed eight-  
23 een dollars for any animal; and further provided, that  
24 an owner of such animals shall certify to the director  
25 that he has been the owner thereof for a period of  
26 not less than sixty days prior to the date of appraisal  
27 except that young animals which are less than sixty  
28 days of age and are offspring of such animals may  
29 also be eligible to be included in such payments. No  
30 payment shall be made, as provided in this section,  
31 unless the director of the division has determined that  
32 the owner of such an animal has complied with the  
33 provisions of this section and other applicable provi-  
34 sions of this chapter and rules and regulations of the  
35 division established thereunder and that the owner or  
36 his representative has not in the opinion of the director  
37 by willful act or neglect, contributed to the spread of  
38 vesicular stomatitis or vesicular exanthema. Animals  
39 affected or exposed to vesicular stomatitis shall be  
40 disposed of as the director of the division of livestock  
41 disease control directs.

42 The said director shall also issue such directions for  
43 the cleansing and disinfection of buildings, premises  
44 and places in which vesicular stomatitis or vesicular  
45 exanthema exists or has existed, and of property which  
46 may be on or contained therein, as in his opinion may  
47 be necessary or expedient, and no such buildings,

48 premises, places and property shall be again used for  
49 the raising of such animals until so authorized by the  
50 director in writing. Any property on such premises  
51 which may be, in the opinion of the director or of his  
52 agents, a source of contagion may be destroyed by  
53 order of the director. The director may appoint per-  
54 sons to make appraisals on livestock, the destruction  
55 or slaughter of which is ordered under this section.  
56 If the United States government makes an appro-  
57 priation for payment of a certain portion of the value  
58 of any animals destroyed or slaughtered under this  
59 section, the payment by the commonwealth for such  
60 animals shall be limited to the difference between such  
61 portion and the full value less salvage thereof deter-  
62 mined as herein provided, which shall not be in excess  
63 of fifty per cent of such value.

64 The director shall make such rules and regulations  
65 in respect to the importation into the commonwealth  
66 of such animals or products therefrom as he may deem  
67 necessary.

1 SECTION 2. For the reimbursement of owners of  
2 livestock as provided in this act, there is hereby  
3 appropriated from the General Fund the sum of one  
4 hundred thousand dollars.