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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 104

January 11, 2007

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The bill was read for the first time and referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to animal health; removing limits on reimbursement for certain animals
1.3 killed by order of the Board of Animal Health; amending Minnesota Statutes
1.4 2006, section 35.09, subdivisions 1, 2a.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 35.09, subdivision 1, is amended to read:

1.7 Subdivision 1. **General rule.** Notwithstanding any provision of this chapter to the
1.8 contrary, cattle affected with tuberculosis, paratuberculosis, or brucellosis may not be
1.9 killed for that reason until they have been inspected by a veterinarian appointed by the
1.10 board and are determined by the veterinarian to have one of those diseases.

1.11 For each animal slaughtered because of tuberculosis, paratuberculosis, or brucellosis,
1.12 the value of the net salvage of the carcass must be deducted from the appraised value of
1.13 the living animal. ~~Two-thirds of~~ The remainder must be paid to the owner by the state.
1.14 If the animal and plant health inspection service of the United States Department of
1.15 Agriculture compensates the owner for the animal, in whole or in part, the amount of the
1.16 compensation received from the federal government must be deducted from the amount of
1.17 indemnity payable by the state. ~~No payment may be more than \$37.50 for grade animals~~
1.18 ~~or more than \$75 for a registered purebred animal, and~~ No payment may be made unless
1.19 the owner has complied with all rules of the board.

1.20 Sec. 2. Minnesota Statutes 2006, section 35.09, subdivision 2a, is amended to read:

1.21 Subd. 2a. **Nonreactors; cattle ineligible for test.** The board may condemn and
1.22 appraise nonreactors to the brucellosis test and exposed cattle not eligible to be tested
1.23 from herds affected with brucellosis and may pay the owner the difference between the

2.1 appraisal value and the salvage value ~~up to \$300 for grade animals or \$600 for purebred~~
2.2 ~~registered animals~~ if the board through its executive director has determined according
2.3 to criteria adopted by the board that herd depopulation is essential to the goal of bovine
2.4 brucellosis eradication. Indemnity payable by the state must be reduced by the amount
2.5 paid by the United States Department of Agriculture. No indemnity may be paid for steers.