

1-1 By: Clardy (Senate Sponsor - Nichols) H.B. No. 1521
1-2 (In the Senate - Received from the House April 15, 2013;
1-3 April 18, 2013, read first time and referred to Committee on
1-4 Agriculture, Rural Affairs, and Homeland Security; May 2, 2013,
1-5 reported favorably by the following vote: Yeas 5, Nays 0;
1-6 May 2, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			

1-14 A BILL TO BE ENTITLED
1-15 AN ACT

1-16 relating to the slaughter of certain domestic or exotic fowl
1-17 infected with or exposed to disease and compensation of owners of
1-18 fowl infected with or exposed to disease.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. The heading to Section 161.0415, Agriculture
1-21 Code, is amended to read as follows:

1-22 Sec. 161.0415. DISPOSAL OF DISEASED OR EXPOSED LIVESTOCK OR
1-23 FOWL.

1-24 SECTION 2. Sections 161.0415(a) and (b), Agriculture Code,
1-25 are amended to read as follows:

1-26 (a) The commission by order may require the slaughter of
1-27 livestock, domestic fowl, or exotic fowl, under the direction of
1-28 the commission, or the sale of livestock, domestic fowl, or exotic
1-29 fowl for immediate slaughter at a public slaughtering establishment
1-30 maintaining federal or state inspection if the livestock, domestic
1-31 fowl, or exotic fowl is exposed to or infected with a disease other
1-32 than bluetongue or vesicular stomatitis that:

1-33 (1) is recognized by the United States Department of
1-34 Agriculture as a foreign animal disease;

1-35 (2) is the subject of a cooperative eradication
1-36 program with the United States Department of Agriculture;

1-37 (3) is named on "List A" of the Office International
1-38 Des Epizooties; or

1-39 (4) is the subject of a state of emergency, as declared
1-40 by the governor.

1-41 (b) The commission by order may require the slaughter and
1-42 disposal of livestock, domestic fowl, or exotic fowl exposed to or
1-43 infected with a disease not listed in Subsection (a) if the
1-44 commission determines that action to be necessary for the
1-45 protection of animal health in this state. The commission shall
1-46 immediately deliver a copy of an order issued under this subsection
1-47 to the appropriate legislative oversight committees.

1-48 SECTION 3. The heading to Section 161.058, Agriculture
1-49 Code, is amended to read as follows:

1-50 Sec. 161.058. COMPENSATION OF LIVESTOCK OR FOWL OWNER.

1-51 SECTION 4. Sections 161.058(a) and (c), Agriculture Code,
1-52 are amended to read as follows:

1-53 (a) The commission may pay an indemnity to the owner of
1-54 livestock, domestic fowl, or exotic fowl exposed to or infected
1-55 with a disease if the commission considers it necessary to
1-56 eradicate the disease and to dispose of the exposed or diseased
1-57 livestock, domestic fowl, or exotic fowl. The commission shall
1-58 provide the owner with information regarding available state or
1-59 federal indemnity funds.

1-60 (c) The commission may spend funds appropriated for the
1-61 purpose of this section only for direct payment to owners of exposed

2-1 or infected livestock, domestic fowl, or exotic fowl.
2-2 SECTION 5. This Act takes effect immediately if it receives
2-3 a vote of two-thirds of all the members elected to each house, as
2-4 provided by Section 39, Article III, Texas Constitution. If this
2-5 Act does not receive the vote necessary for immediate effect, this
2-6 Act takes effect September 1, 2013.

2-7

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