

Regular Session, 2013

# ACT No. 115

HOUSE BILL NO. 633

BY REPRESENTATIVE LEBAS AND SENATOR THOMPSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 3:2137 and enact R.S. 3:2130, relative to preventing the spread of disease; redesignates provisions of current law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 3:2137 is hereby amended and reenacted and R.S. 3:2130 is hereby enacted to read as follows:

§2130. Definitions

As used in this Chapter, the following terms shall have the following meanings, except where the context expressly indicates otherwise;

(1) "Adulterated meat" means any animal carcass, part thereof, meat or meat product, or any human or animal food additive or supplement containing or derived from animal protein, that bears or contains any bacteria, disease, microorganism, virus, or other pest that could cause serious illness or death in humans or animals or could cause animals to become economically unproductive.

(2) "Diseased livestock" means any livestock that is infected with or carries any bacteria, disease, microorganism, virus, or other pest that could cause serious illness or death in humans or animals or could cause animals to become economically unproductive.

(3) "Livestock" means any animal bred, kept, maintained, raised, or used for show, profit, or for the purpose of selling or otherwise producing crops, animals, or plant or animal products for market. This definition includes cattle, buffalo, bison, oxen, and other bovine; horses, mules, donkeys, and other equine; sheep; goats; swine; domestic rabbits; fish, turtles, and other animals identified with aquaculture

1 that are located in artificial reservoirs or enclosures that are both on privately owned  
 2 property and constructed so as to prevent, at all times, the ingress and egress of fish  
 3 life from public waters; imported exotic deer and antelope, elk, farm-raised white-  
 4 tailed deer, farm-raised ratites, and other farm-raised exotic animals; chickens,  
 5 turkeys, and other poultry; and animals placed under the jurisdiction of the  
 6 commissioner of agriculture and forestry and any hybrid, mixture, or mutation of any  
 7 such animal.

8 \* \* \*

9 §2137. Unlawful transportation of diseased animals or livestock or adulterated meat

10 A. For purposes of this Chapter the following terms shall mean:

11 (1) "~~Adulterated meat~~" means any animal carcass, part thereof, meat or meat  
 12 ~~product, or any human or animal food additive or supplement containing or derived~~  
 13 ~~from animal protein, that bears or contains any bacteria, disease, microorganism,~~  
 14 ~~virus, or other pest that could cause serious illness or death in humans or animals or~~  
 15 ~~could cause animals to become economically unproductive.~~

16 (2) "~~Diseased livestock~~" means any livestock that is infected with or carries  
 17 ~~any bacteria, disease, microorganism, virus, or other pest that could cause serious~~  
 18 ~~illness or death in humans or animals or could cause animals to become~~  
 19 ~~economically unproductive.~~

20 (3) "~~Livestock~~" means any animal bred, kept, maintained, raised, or used for  
 21 ~~show, profit, or for the purpose of selling or otherwise producing crops, animals, or~~  
 22 ~~plant or animal products for market. This definition includes cattle, buffalo, bison,~~  
 23 ~~oxen, and other bovine; horses, mules, donkeys, and other equine; sheep; goats;~~  
 24 ~~swine, domestic rabbits, fish, turtles, and other animals identified with aquaculture~~  
 25 ~~that are located in artificial reservoirs or enclosures that are both on privately owned~~  
 26 ~~property and constructed so as to prevent, at all times, the ingress and egress of fish~~  
 27 ~~life from public waters; imported exotic deer and antelope, elk, farm-raised white-~~  
 28 ~~tailed deer, farm-raised ratites, and other farm-raised exotic animals; chickens,~~  
 29 ~~turkeys, and other poultry; and animals placed under the jurisdiction of the~~

1           ~~commissioner of agriculture and forestry and any hybrid, mixture, or mutation of any~~  
2           ~~such animal.~~

3           ~~B.~~ A. It shall be unlawful for anyone to knowingly bring into the state or to  
4 transport through this state or to move within this state any adulterated meat or  
5 diseased livestock or animals without the express written approval of the  
6 commissioner of agriculture and forestry or his designee. The board shall adopt rules  
7 and regulations in accordance with this Chapter for the enforcement of this Section.

8           ~~C.~~ B. Any person who knowingly violates any of the provisions of this  
9 Section or any rule or regulation administered and enforced by the board pursuant  
10 to this Section shall be subject to a civil penalty of five thousand dollars imposed in  
11 accordance with R.S. 3:2093. Each act of bringing, transporting, or moving diseased  
12 livestock or adulterated meat into, through, or within this state shall be a separate  
13 violation. Each day or partial day shall be a separate violation.

14           ~~D.~~ C. In addition to the civil penalties and civil relief provided for in this  
15 Chapter, whoever intentionally, or in a criminally negligent manner, violates the  
16 provisions of this Section or the rules and regulations adopted pursuant to this  
17 Section shall be guilty of a crime and, upon conviction, shall be fined not less than  
18 five thousand, nor more than twenty-five thousand dollars or imprisoned, with or  
19 without hard labor, for not less than one year, nor more than ten years, or both.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_