

CHAPTER 250

AGRICULTURE

HOUSE BILL 96-1340

BY REPRESENTATIVES Entz, Jerke, Prinzler, and Schwarz;
also SENATORS Wattenberg, Hernandez, and L. Powers.

AN ACT

CONCERNING VETERINARY PRACTICES AT PUBLIC LIVESTOCK MARKETS, AND MAKING AN APPROPRIATION THEREFOR.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 35-55-113, Colorado Revised Statutes, 1995 Repl. Vol., is amended BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS to read:

35-55-113. Veterinary inspection - rules. (4) NO ANIMAL MAY BE SOLD OR OFFERED FOR SALE AT A PUBLIC LIVESTOCK MARKET IF THE ANIMAL IS INJURED, DISABLED, OR DISEASED BEYOND RECOVERY, OR IF SUCH INJURY OR DISEASE PERMANENTLY RENDERS THE ANIMAL UNFIT FOR HUMAN CONSUMPTION. THIS SUBSECTION (4) INCLUDES, BUT IS NOT LIMITED TO, ANY ANIMAL WITH SEVERE NEOPLASIA, ANY ANIMAL THAT IS UNABLE TO RISE TO ITS FEET BY ITSELF, AND ANY ANIMAL WITH OBVIOUSLY FRACTURED LONG BONES.

(5) IF, IN THE JUDGMENT OF AN AUTHORIZED VETERINARIAN OF THE DEPARTMENT, AN ANIMAL PRESENTED AT A PUBLIC LIVESTOCK MARKET IS INJURED, DISABLED, OR DISEASED BEYOND RECOVERY, THE VETERINARIAN SHALL HUMANELY EUTHANIZE THE ANIMAL OR DIRECT THE CONSIGNOR TO IMMEDIATELY REMOVE THE ANIMAL FROM THE PREMISES OF THE PUBLIC LIVESTOCK MARKET. ALL EXPENSES INCURRED FOR EUTHANASIA AND DISPOSAL OF AN ANIMAL UNDER THE PROVISIONS OF THIS SUBSECTION (5) ARE THE RESPONSIBILITY OF THE CONSIGNOR. COLLECTION OF EXPENSES SHALL NOT BE THE RESPONSIBILITY OF THE CONSIGNEE.

(6) THE COMMISSIONER OF AGRICULTURE SHALL ADOPT REASONABLE RULES FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS SECTION, INCLUDING, BUT NOT LIMITED TO, RULES DESIGNATING ANY DISEASE AS A DISEASE THAT RENDERS

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

LIVESTOCK PERMANENTLY DISABLED OR THE CARCASSES THEREOF PERMANENTLY UNFIT FOR HUMAN CONSUMPTION. THE COMMISSIONER SHALL PROMULGATE ALL SUCH RULES IN ACCORDANCE WITH EXISTING ANTEMORTEM INSPECTION GUIDELINES OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOOD SAFETY INSPECTION SERVICE.

SECTION 2. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act.

SECTION 3. Effective date. This act shall take effect July 1, 1996.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 1, 1996