

IN THE SENATE

SENATE BILL NO. 1166, As Amended

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO DOMESTIC CERVIDAE; AMENDING CHAPTER 37, TITLE 25, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 25-3704A, IDAHO CODE, TO PROVIDE FOR
3 THE SUBMISSION OF BRAIN TISSUE FROM CERTAIN DOMESTIC CERVIDAE TO OFFI-
4 CIAL LABORATORIES FOR THE PURPOSE OF TESTING FOR CHRONIC WASTING DIS-
5 EASE AND TO PROVIDE EXCEPTIONS; AMENDING SECTION 25-3705, IDAHO CODE,
6 TO PROVIDE FOR INSPECTION OF DOMESTIC CERVIDAE RANCHES, TO PROVIDE THAT
7 INVENTORY AND FACILITY INSPECTIONS SHALL TAKE PLACE AT SPECIFIED TIME
8 INTERVALS AND TO PROVIDE FOR INSPECTION UPON REQUEST OF A CERVIDAE PRO-
9 DUCER; AMENDING SECTION 25-3708, IDAHO CODE, TO REVISE FEE PROVISIONS,
10 TO PROVIDE FEE APPLICABILITY, TO PROVIDE FOR IMPORT FEES, TO PROVIDE FOR
11 EXPORT FEES, TO PROVIDE FOR TRANSFER FEES, TO PROVIDE FOR MANNER OF PAY-
12 MENT, TO REVISE VERBIAGE AND TO PROVIDE THAT FEES SHALL BE USED SOLELY
13 FOR SPECIFIED PURPOSES; AND DECLARING AN EMERGENCY.
14

15 Be It Enacted by the Legislature of the State of Idaho:

16 SECTION 1. That Chapter 37, Title 25, Idaho Code, be, and the same is
17 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
18 ignated as Section 25-3704A, Idaho Code, and to read as follows:

19 25-3704A. DOMESTIC CERVIDAE RANCH SURVEILLANCE. All brain tissue
20 from no less than fifty percent (50%) of all domestic cervidae sixteen (16)
21 months of age or older that die or are harvested on domestic cervidae farms or
22 ranches shall be submitted by the owner or operator of the domestic cervidae
23 farm or ranch to official laboratories to be tested or examined for chronic
24 wasting disease (CWD). Reindeer and fallow deer are exempt from this testing
25 requirement unless the reindeer or fallow deer are part of a CWD positive,
26 exposed, trace, source or suspect herd or part of an elk herd.

27 SECTION 2. That Section 25-3705, Idaho Code, be, and the same is hereby
28 amended to read as follows:

29 25-3705. INSPECTION OF CERVIDAE FARMS -- RANCHES. The division of an-
30 imal industries and any of its officers shall have the right, at any reason-
31 able time, to inspect any domestic cervidae farm or ranch, and may go upon
32 such farms or ranches or any part thereof where such animals are contained to
33 inspect and examine the same and any animals therein. Inventory and facil-
34 ity inspection of farms and ranches shall take place at least every five (5)
35 years. Inspections may take place at more frequent intervals if requested by
36 a cervidae producer.

37 SECTION 3. That Section 25-3708, Idaho Code, be, and the same is hereby
38 amended to read as follows:

1 25-3708. FEES. (1) There is hereby imposed, on domestic cervidae, a
2 fee, not to exceed five of nine dollars (\$59.00) per head per year and shall
3 be due on January 1 of each year, with the exception of fallow deer and rein-
4 deer which shall have imposed a fee, not to exceed nine dollars (\$9.00) per
5 head per year and which shall be due on January 1 of each year. Such fees
6 shall apply to all domestic cervidae present at the farm or ranch as of Decem-
7 ber 31 and all domestic cervidae that die or have been harvested on the farm
8 or ranch during the same calendar year.

9 (2) There is hereby imposed, on all domestic cervidae imported from
10 outside of the state, a fee of ten dollars (\$10.00) per head payable by De-
11 cember 31 of the year of import. Import fees shall not apply to cervidae
12 imported directly to approved slaughter establishments or custom exempt
13 slaughter establishments.

14 (3) There is hereby imposed, on all domestic cervidae exported outside
15 of the state, a fee of fifty dollars (\$50.00) per head payable by December 31
16 of the year of export. Export fees shall not apply to cervidae exported di-
17 rectly to approved slaughter establishments or custom exempt slaughter es-
18 tablissements.

19 (4) There is hereby imposed, on all domestic cervidae whose ownership
20 is transferred from one (1) producer to another within the state, a fee of
21 ten dollars (\$10.00) per head payable by December 31 of the year of transfer.
22 Transfer fees shall not apply to cervidae transferred directly to approved
23 slaughter establishments or custom exempt slaughter establishments.

24 (5) The department shall accept payment of fees by cash and check and
25 shall also facilitate the payment of fees by debit and credit card through
26 electronic and telephonic means.

27 (6) The fee shall be used by the Idaho state department of agriculture,
28 division of animal industries, solely for the prevention, control and erad-
29 ication of diseases of domestic cervidae, the inspection of domestic cervi-
30 dae and domestic cervidae farms or ranches, and administration of the domes-
31 tic cervidae program. All moneys collected under this provision shall be de-
32 posited in the livestock disease control and tuberculosis indemnity fund and
33 used for the domestic cervidae program.

34 SECTION 4. An emergency existing therefor, which emergency is hereby
35 declared to exist, this act shall be in full force and effect on and after its
36 passage and approval.