

ORIGINAL HOUSE  
BILL NO. HB0099

ENROLLED ACT NO. 67, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

AN ACT relating to agriculture; amending parameters of the animal reimbursement program account; allowing for claims for reimbursement for certain brucellosis containment efforts; requiring rulemaking; conforming provisions; providing an appropriation; and providing for an effective date.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.** W.S. 11-19-103 by creating a new subsection (k) and 11-19-106(c) and (d) are amended to read:

**11-19-103. Quarantine of diseased animals generally; treatment, testing and vaccination thereof; effect of failure to obey order of state veterinarian; appeal; stay of action.**

(k) The owner or producer of animals quarantined for brucellosis containment efforts may submit a claim at any time during the quarantine, or within thirty (30) days after release from quarantine, for reimbursement for actual expenses incurred in mitigating or attempting to mitigate the effects of the quarantine. The Wyoming livestock board, in consultation with the state veterinarian, shall promulgate rules for the processing of claims under this section.

**11-19-106. Removal of diseased animals; owner's claims.**

~~(c) Prior to the state veterinarian endorsing any payment be made for the ordered disposal of any livestock under this section, W.S. 11-19-214 or 11-19-406, the state veterinarian shall ascertain that sufficient funds are~~

ORIGINAL HOUSE  
BILL NO. HB0099

ENROLLED ACT NO. 67, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

~~available. The state veterinarian shall utilize available federal funds prior to state funds to pay the owner of the livestock.~~ The indemnity granted under this section shall be the difference between the fair market value of the livestock and the amount received for the sale, less any amount of reimbursement provided for and paid under federal law and regulation. Fair market value shall be determined by using comparable sales data from state markets at the time of removal or by the use of a qualified independent livestock appraiser as designated by the state veterinarian. If no sale is transacted, but an animal is removed for diagnostic purposes or disposal, the reimbursement provided shall be the fair market value minus any other reimbursement. Unless otherwise reimbursed, the cost of shipping or transportation and commission charges shall be added to the amount provided to the producer for livestock indemnification. It shall be paid to the owner upon his application and presentation of proofs prescribed herein within six (6) months of the date of ordered disposal for which payment is claimed. The claim shall be barred if not presented within the time limited.

(d) Payments shall be made by the state treasurer from funds appropriated to the animal reimbursement program account under W.S. 11-19-118 and as provided by W.S. 11-19-109. The right to indemnity is limited to animals destroyed by reason of existence or suspected existence of some epizootic form of infectious or contagious diseases, generally fatal or incurable.

**Section 2.** W.S. 11-19-106(g) is amended and renumbered as 11-19-118 to read:

**11-19-118. Animal reimbursement program account.**

ORIGINAL HOUSE  
BILL NO. HB0099

ENROLLED ACT NO. 67, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

~~(g)~~(a) There is created the animal reimbursement program account into which shall be deposited revenues as provided by law. Interest on earnings from funds in the account shall be credited to the account. Deposits into the account shall only be expended pursuant to this section, ~~and the rules and regulations as required by subsection (d) of this section~~ W.S. 11-19-103, 11-19-106, 11-19-214, 11-19-406 and Wyoming livestock board rules. Notwithstanding W.S. 9-2-1008 or 9-4-207, unexpended funds shall not revert.

(b) The state veterinarian shall report the balance of the account and the claims endorsed and paid each fiscal year to the joint appropriations ~~interim~~ committee and the joint agriculture, state and public lands and water resources interim committee.

(c) Before the state veterinarian endorses any payment to be made from this account for the ordered disposal of any livestock under W.S. 11-19-106, 11-19-214 or 11-19-406 or for brucellosis testing and containment efforts pursuant to Wyoming livestock board rules or under W.S. 11-19-103, the state veterinarian shall ascertain that sufficient funds are available in the account. The state veterinarian shall use available federal funds before using state funds to make any payment from this account.

(d) Not more than twenty-five thousand dollars (\$25,000.00) shall be paid for any single quarantine effort under W.S. 11-19-103(k). The reimbursement limit under this subsection does not include any indemnity payment for livestock disposal under W.S. 11-19-106, 11-19-214 or 11-19-406. Payments from this account for quarantine efforts shall cease whenever the unexpended, unobligated account balance equals or is less than one hundred thousand

ORIGINAL HOUSE  
BILL NO. HB0099

ENROLLED ACT NO. 67, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

dollars (\$100,000.00). Payments from this account for quarantine efforts may resume after the unexpended, unobligated account balance exceeds one hundred thousand dollars (\$100,000.00).

(e) The Wyoming livestock board, in consultation with the state veterinarian, shall promulgate rules to carry out the purposes of this section.

**Section 3.** There is appropriated fifty thousand dollars (\$50,000.00) from the general fund to the animal reimbursement program account for purposes consistent with requirements of that account under W.S. 11-19-118. This appropriation shall not be transferred or expended for any other purpose. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207, this appropriation shall remain in effect and not lapse or revert at the end of the fiscal period except upon further legislative action.

ORIGINAL HOUSE  
BILL NO. HB0099

ENROLLED ACT NO. 67, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

**Section 4.** This act is effective July 1, 2020.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

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

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

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk