

[No. 103, S.] [Published March 23, 1887.]

CHAPTER 74.

AN ACT to incorporate the city of Richland Center.

(See Vol. 2)

[No. 376, A.] [Published March 24, 1887.]

CHAPTER 75.

AN ACT to amend the charter of the city of Elroy.

(See Vol. 2.)

[No. 166, A.] [Published March 25, 1887.]

CHAPTER 76.

AN ACT to amend chapter 467, laws of 1885, entitled, "an act to suppress and prevent the spread of infectious and contagious diseases among domestic animals and to provide for the appointment of a state veterinarian."

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Amending
chapter 467,
laws 1885.

SECTION 1. Section 2, of chapter 467, laws of 1885, is hereby amended so as to read as follows:
SECTION 2. It shall be the duty of the state veterinarian to suppress and prevent the introduction or spread of contagious and infectious diseases among domestic animals; to co-operate with the state board of health in the management of such diseases as are common to man and animals, or any condition of the lower animals likely to affect

the general health of mankind. He shall make scientific study and such investigations and experiments as he shall deem necessary, and he shall gather and diffuse information relative to the contagious and infectious diseases of animals.

SECTION 2. Section 3, of chapter 467, laws of 1885, is hereby amended so as to read as follows: Section 3. It is hereby made the duty of the various town, village and city boards of health to take cognizance of contagious and infectious diseases among animals, and to report all cases coming under their observation to the state veterinarian. It is also made their duty to prevent the spread of such diseases, and to co-operate with the state veterinarian, and the local boards of health, or the health officer, are authorized to order quarantine of any animal affected with contagious or infectious disease, or any animal suspected of being affected with or has been exposed to such disease, and to forbid the removal of such animals from any premises where they may be kept. And in cases where they are unable to determine the nature of any disease the said local boards may request the state veterinarian to make such investigation as may be necessary. Any person who shall remove or allow to be removed any domestic animal so quarantined by the local boards of health or health officers without permission from competent authority, shall be guilty of a misdemeanor, and be punished therefor by a fine of not less than twenty dollars, and not more than two hundred dollars, or by imprisonment at hard labor of not less than thirty days nor more than one year, and shall forfeit all right to indemnity as herein provided, and be liable to all persons injured thereby for damages by them sustained. The state veterinarian is hereby authorized if he deem it necessary, to order quarantine of any premises upon which domestic animals are, that are afflicted with contagious or infectious disease, or that are suspected to be affected with such disease, or have been exposed to contagious or infectious disease, and to forbid the removal from of any animals susceptible to such disease, said order of quarantine to be in writing and served upon the owner or occupant of the premises upon which said diseased animals are, and notice thereof posted at the usual entrance to said

Duties of state veterinarian defined.

Further powers and duties of state veterinarian defined.

premises, and in case said contagious or infectious disease shall become epidemic in any locality, the state veterinarian shall immediately notify the governor, who shall thereupon, if he deem it necessary, issue a proclamation quarantining said locality, and forbidding the removal therefrom of any animal of the kind diseased, or any kind susceptible to such disease, without permission of the state veterinarian. Any person who shall remove or allow to be removed any domestic animal of the kind diseased, or susceptible to such disease, from any premises so quarantined by the state veterinarian, or locality quarantined by the proclamation of the governor, without permission of the state veterinarian, shall be guilty of a misdemeanor, and punished therefor by a fine of not less than twenty dollars or more than two hundred dollars, or by imprisonment at hard labor not less than thirty days or more than one year, and shall forfeit all right to indemnity as herein provided, and be liable to all persons injured thereby, for damages by them sustained.

Requirements of state veterinarian to be determined before a justice of the peace.

SECTION 3. Section 5, of chapter 467, of the laws of 1885, is hereby amended so as to read as follows: Section 5. Whenever, as herein provided, the state veterinarian shall deem the slaughter of any animal or animals necessary, he shall notify in writing a justice of the peace of the county in which said diseased animals are, describing in said notice the diseased animals with reasonable certainty, stating the name of the owner when known. The said justice of the peace shall, after entering the same upon his docket, summon three disinterested citizens who shall not be residents of the immediate neighborhood in which the animals are owned or kept. The said appraisers shall, before entering upon the discharge of their duties, be sworn to make a true and faithful appraisal of the value of said animals without prejudice or favor, and said appraisers shall certify in their return that they have seen said animals destroyed, and in making the appraisal, the value put upon the animals shall be what they are worth at the time of the appraisal. If any animal be diseased at the time of the appraisal, that fact shall be taken into consideration, and the value put upon it shall be what it is worth in its diseased condition. In the case of

horses afflicted with glanders, the appraised value shall in no case exceed fifty dollars. It shall be the duty of the local health officer or the chairman of the board of health to superintend the slaughter of said animal and to provide for the disposal of the carcasses, and disinfection of the premises. The justice of the peace, when satisfied of the fact, shall issue to the owner a certificate of slaughter, and shall state therein whether or not, in his judgment, the owner is entitled to indemnity.

SECTION 4. Section 7, of chapter 467, laws of 1885, is hereby amended, by inserting between the words, "disease" and "or," in the tenth line of said section, the following: Or to permit any animal affected with contagious or infectious disease to run at large or associate with other animals susceptible to such disease; also, by omitting the words, "state veterinarian, or of some members of the state, or of some," in lines six and seven of said section, so that said section when so amended shall read as follows: Section 7. It shall be the duty of any person or the agent of any corporation, who shall have reason to suspect that there is upon their premises any animal or animals affected with contagious or infectious disease, to immediately report the same to the local board of health, whose duty it shall be to report the same to the state veterinarian, and failure to so report or any attempt to conceal the existence of such disease, or to permit any animal affected with contagious or infectious disease to run at large or associate with other animals susceptible to such disease, or to obstruct or resist the state veterinarian in the performance of his duty as herein set forth, or to sell, offer for sale, give away, or in any manner part with any animal affected with, or suspected to be affected with, or that has been exposed to any contagious or infectious disease, and any person convicted of any of the above acts or omissions, shall be fined not less than twenty and not more than two hundred dollars, or be imprisoned at hard labor not less than thirty days or more than one year for each offense, and shall forfeit all right to indemnity as herein provided, and be liable to all persons injured thereby for damages by them sustained. The provisions of this act shall apply to all animals in this state, whether

Contagious or infectious diseases to be reported.

residents or in transit, and the state veterinarian is hereby authorized to enter any premises where he has reason to suspect diseased animals are confined, and he may call to his aid, when necessary, the sheriff or any constable of the county in which the diseased or infected animals are; and it is hereby made the duty of such officers to assist the state veterinarian to enforce the provisions of this act when called upon so to do.

Claims against the state to be filed with the secretary of state.

SECTION 5. Section 8, of chapter 467, laws of 1885, is hereby amended so as to read as follows: Section 8. All claims against the state arising from the slaughter of animals, as herein provided, shall be made by filing with the secretary of state a copy of the state veterinarian's notice to the justice of the peace, and return of the appraisers, which notice and return shall be certified to by the justice of the peace on whose docket they are recorded. The secretary of state shall examine the same, and if satisfied that the amount awarded is just and the owner entitled to indemnity, he shall issue a warrant on the state treasurer for two-thirds the sum named in the appraisers' return; but if he shall have reason to believe that the appraised value is greater than the real value of the animals, he shall be authorized to settle with the owner for such less sum as he shall deem just.

Section 9, chapter 467, amended.

SECTION 6. Section 9, of chapter 467, laws of 1885, is hereby amended by adding at the end thereof, the following: Fifth. Or when the owner shall have been guilty of negligence or wilfully exposing his animals to the influence of infectious or contagious diseases.

Compensation of state veterinarian.

SECTION 7. Section 10, of chapter 467, of the laws of 1885, is hereby amended so as to read as follows: Section 10. The state veterinarian shall receive for his services the sum of two thousand dollars per annum, and there shall be allowed for experimental purposes a sum not to exceed five hundred dollars annually, and a sum sufficient to cover his actual and necessary traveling expenses, said sum for experimental purposes and traveling expenses to be approved by the governor. He shall also be entitled to receive the necessary postage, stationery and usual supplies for the use of his office. He shall from time to time issue such bulletins of information as he shall deem ad-

visible, which, together with his report to the governor, shall be printed in such numbers as may be necessary, by the state printer. He may deliver lectures upon veterinary science in the agricultural department of the university when the same shall not interfere with his other duties. The veterinary surgeons called in consultation shall receive the sum of seven dollars per day for each day actually employed, and their necessary expenses while performing their duties. They shall be paid upon itemized vouchers certified by the state veterinarian and approved by the governor. And no person shall be considered a veterinary surgeon within the meaning of this act who is not a regular graduate in good standing of some recognized veterinary college in the United States, Canada or Europe. The appraisers herein provided shall receive the sum of two dollars for each day actually employed as such, to be paid out of the county funds upon certificate of the justice of the peace by whom they were summoned. The justice of the peace, sheriff and constable shall receive their fees from their respective counties, as provided by law in criminal cases.

SECTION 8. Section 12, of the act to which this is amendatory is hereby declared to be made applicable to the provisions of this act.

Section 12,
chapter 467,
made applica-
ble—appropria-
tion.

SECTION 9. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealed.

SECTION 10. This act shall take effect and be in force from and after its passage and publication.

Approved March 21, 1887.

[No. 358, A.]

[Published March 23, 1887.]

CHAPTER 77.

AN ACT to amend chapter 132, laws 1882, and the several acts amendatory thereof, relating to the city charter of Portage, Wisconsin.

(See Vol. 2.)