



March 17, 1999

**ENGROSSED  
SENATE BILL No. 201**

DIGEST OF SB0201 (Updated March 16, 1999 9:01 am - DI 2)

**Citations Affected:** IC 15-2.1.

**Synopsis:** Emergency animal health and health rules. Allows the governor, during a disease epidemic in another state, to prohibit the importation of animals or products derived from animals that would be injurious to the health of Indiana's citizens or animals. Provides that if the Indiana state board of animal health determines that a disease presents a definite health hazard: (1) the board may adopt emergency rules; and (2) the state veterinarian may issue emergency orders. Provides that if the board determines that a disease epidemic will result in a large number of dead animals, the board may adopt emergency rules concerning the disposal of dead animals. Allows the board, when an animal health emergency is declared, to: (1) use any funds appropriated to the board; and (2) request additional funds from the budget agency.

**Effective:** July 1, 1999.

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(HOUSE SPONSORS — GRUBB, FRIEND)

January 6, 1999, read first time and referred to Committee on Health and Provider Services.

January 19, 1999, reported favorably — Do Pass.

January 25, 1999, read second time, ordered engrossed. Engrossed.

January 26, 1999, read third time, passed. Yeas 48, nays 0.

**HOUSE ACTION**

March 3, 1999, read first time and referred to Committee on Agriculture, Natural Resources and Rural Development.

March 16, 1999, reported — Do Pass.

ES 201—LS 6941/DI 77+



March 17, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## ENGROSSED SENATE BILL No. 201

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A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 15-2.1-18-13 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 13. **Proclamation**  
3 **Against Importation of Certain Animals**. Whenever the governor has  
4 good reason to believe that any disease has become epidemic in  
5 another state and that the importation of animals **or products derived**  
6 **from animals** from that state would be injurious to the health of **the**  
7 **citizens or** the animals of this state, ~~he~~ **the governor** may, on the  
8 recommendation of the board, designate such locality by proclamation  
9 and prohibit the entry or stipulate the conditions under which animals  
10 **and products derived from animals** of the type diseased or animals  
11 exposed to the disease may enter the state.

12 SECTION 2. IC 15-2.1-18-21 IS ADDED TO THE INDIANA  
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 1999]: **Sec. 21. If the board determines that**  
15 **a disease presents a definite health hazard to the citizens or**  
16 **animals of the state, the following action may be taken:**

ES 201—LS 6941/DI 77+



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1 (1) The board may adopt emergency rules under  
2 IC 4-22-2-37.1 that provide for any of the following:

3 (A) Prohibit or impose conditions on importing animals  
4 and products derived from animals into the state.

5 (B) Require testing of animals and products derived from  
6 animals.

7 (C) Require vaccination of animals.

8 (D) Restrict moving animals and products derived from  
9 animals within the state.

10 (E) Impose other measures governing animals and  
11 products derived from animals to protect the citizens and  
12 animals of the state from disease.

13 (2) The state veterinarian may issue emergency orders under  
14 IC 4-21.5-4 governing animals and products derived from  
15 animals, in order to protect the citizens and animals of the  
16 state from disease.

17 SECTION 3. IC 15-2.1-18-22 IS ADDED TO THE INDIANA  
18 CODE AS A NEW SECTION TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 1999]: **Sec. 22.** If the board determines that  
20 a disease epidemic has or is imminently likely to result in a large  
21 number of dead animals, the board may facilitate the prompt  
22 disposal of the dead animals by adopting an emergency rule under  
23 IC 4-22-2-37.1 that amends or suspends:

24 (1) IC 15-2.1-16; and

25 (2) any rule adopted by the board that governs the disposal of  
26 dead animals.

27 SECTION 4. IC 15-2.1-18-23 IS ADDED TO THE INDIANA  
28 CODE AS A NEW SECTION TO READ AS FOLLOWS  
29 [EFFECTIVE JULY 1, 1999]: **Sec. 23.** If the board determines that  
30 an animal disease presents a definite hazard to the citizens or  
31 animals of the state, the board may declare an animal health  
32 emergency. If an animal health emergency is declared, the board  
33 may:

34 (1) use funds appropriated to the board by the general  
35 assembly for indemnity or any other purpose; and

36 (2) submit to the budget agency a request for additional funds  
37 under IC 4-12-1-15 or any other prescribed procedure, for the  
38 purpose of addressing the animal health emergency.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 201, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 201 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 9, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Senate Bill 201, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

LYTLE, Chair

Committee Vote: yeas 14, nays 0.

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