



General Assembly

Substitute Bill No. 146

February Session, 2016

* SB00146PH 041916 *

AN ACT CONCERNING CERTAIN REQUIREMENTS OF COMMISSION SALES STABLES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 22-277 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2016*):

3 (a) As used in this section, "livestock animal" means any camelid or
4 hooved animal raised for domestic or commercial use. The
5 Commissioner of Agriculture shall supervise commission sales stables
6 where livestock animals are sold at public auctions. Any person, firm
7 or corporation engaged in the business of selling livestock animals at
8 such auctions or sales shall [annually] obtain approval from the United
9 States Department of Agriculture's Animal Plant Health Inspection
10 Service, remain in good standing to operate as a livestock marketing
11 facility and biennially apply to said commissioner for a license upon a
12 form to be prescribed by the commissioner. The fee for each such
13 license shall be [one hundred ninety] three hundred eighty dollars,
14 payable to said commissioner. Each such license shall be issued for the
15 period of [one year] two years from July first and may be revoked for
16 cause. If, in the judgment of the commissioner, any provision of this
17 section has been violated, the commissioner shall send notice by
18 registered or certified mail to the licensee, who shall be given a
19 hearing, and, if violation is proven, the license shall be revoked. If a

20 license to deal in livestock, issued to any person, firm or corporation
21 by another state, has been suspended or revoked by such state within
22 five years next preceding the date of issuance or renewal of a license to
23 such person, firm or corporation under the provisions of this section,
24 such suspension or revocation shall constitute just cause for revocation
25 under this section. All dairy and breeding animals originating from
26 this state to be sold at such auction shall be segregated from [beef]
27 slaughter animals prior to such sales. The sale of dairy and breeding
28 animals shall precede the sale of those assigned for slaughter. [All
29 bovines more than three hundred pounds in weight, except dairy and
30 breeding animals, that are delivered to a sale shall be branded with the
31 letter "S" in a conspicuous place or identified] All animals designated
32 for slaughter shall be conspicuously identified in a manner acceptable
33 to the commissioner or the commissioner's designee by the operator of
34 the sale or the operator's representative. All dairy and breeding
35 animals from within the state arriving at a sale shall be from a herd
36 that: (1) Is under state supervision for the control of brucellosis and
37 tuberculosis and that has been tested for brucellosis and tuberculosis
38 less than fourteen months before the sale, (2) has been tested for
39 tuberculosis less than fourteen months before the sale and is regularly
40 tested under the brucellosis ring test program of the Department of
41 Agriculture, or (3) is certified to be brucellosis-free under the program
42 established pursuant to section 22-299a. All dairy and breeding
43 animals arriving at a sale from outside the state shall comply with
44 section 22-304 and be accompanied by a health certificate issued by the
45 livestock official of the state of their origin and by a permit from the
46 commissioner. All animals offered for dairy or breeding purposes
47 [over six months of age] shall be identified by an official ear tag [, a
48 tattoo or registration papers] or an official animal identification device
49 approved by the commissioner or the commissioner's designated
50 agent. [All female dairy or breeding animals over six months of age
51 shall have been calfhood vaccinated against brucellosis.] Animals
52 consigned for slaughter shall be sold only to owners or agents of
53 slaughtering establishments and moved directly to such slaughtering
54 establishments for [immediate] slaughter not later than three days after

55 the date of sale. All stables and sales rings shall be kept clean and shall
56 be suitably disinfected prior to each sale. The provisions of this section
57 shall not apply to the sale of an individual herd at an auction
58 conducted by the owner thereof. Any person, or any officer or agent of
59 any corporation, who violates any provision of this section or who
60 obstructs or attempts to obstruct the Commissioner of Agriculture or
61 the commissioner's deputy or assistants in the performance of their
62 duty, shall be guilty of a class D misdemeanor.

63 (b) Any person, firm or corporation licensed pursuant to subsection
64 (a) of this section shall make, execute and thereafter maintain on file
65 with the Commissioner of Agriculture a bond to the state, satisfactory
66 to the commissioner, to secure the performance of obligations incurred
67 in this state or in lieu thereof, and a bond filed with the United States
68 Department of Agriculture in the amount as required herein, pursuant
69 to the provisions of the Packers and Stockyards Act (7 USC 181 et seq.).
70 The amount of each such bond shall be based on the amount of one
71 average sale of such person, firm or corporation. One average sale shall
72 be computed by dividing the total yearly gross receipts from the sale of
73 all livestock during the preceding twelve months by the number of
74 sales during such time, provided the number of sales used to compute
75 one average sale shall not be greater than one hundred thirty. If the
76 amount of one average sale is ten thousand dollars or less the amount
77 of the bond shall be ten thousand dollars. If the amount of one average
78 sale is more than ten thousand dollars but not more than twenty-six
79 thousand dollars, the amount of the bond shall be not less than the
80 next multiple of two thousand dollars above such amount. If the
81 amount of one average sale is more than twenty-six thousand dollars
82 but not more than thirty thousand dollars, the amount of such bond
83 shall be thirty thousand dollars. If the amount of one average sale is
84 more than thirty thousand dollars, the amount of the bond shall be not
85 less than the next multiple of five thousand dollars above such
86 amount.

87 (c) The sale of wild animals, captive cervidae, pets and companion

88 animals, including pet birds and all psittacine birds, by a commission
89 sales stable licensed pursuant to this section is prohibited. The sale of
90 equines shall comply with chapter 438a including, but not limited to,
91 obtaining any required licenses. The sale of poultry shall comply with
92 chapter 434 including, but not limited to, obtaining any required
93 licenses.

94 (d) Each commission sales stable shall retain a veterinarian who is
95 licensed in this state and who maintains state and federal accreditation
96 to practice veterinary medicine. Such veterinarian shall verify
97 compliance with livestock importation requirements, examine and
98 issue certificates of veterinary inspection for animals traveling
99 interstate. Such veterinarian shall be present whenever livestock are
100 offered for sale.

101 (e) The Commissioner of Agriculture may adopt regulations, in
102 accordance with the provisions of chapter 54, to carry out the
103 provisions of this section. Such regulations may include, but need not
104 be limited to, requirements concerning animal identification, animal
105 health and handling, facility design and construction requirements,
106 sanitation standards, provisions concerning required records and
107 recordkeeping.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2016	22-277

ENV *Joint Favorable Subst.*

FIN *Joint Favorable*

PH *Joint Favorable*