

IC 15-17-7

Chapter 7. Bovine Tuberculosis

IC 15-17-7-1

Testing; county appropriation

Sec. 1. (a) If the board determines that the cattle within an accredited county must be tested for bovine tuberculosis to conform with federal regulations governing the reaccreditation of the county, the county council shall appropriate a sufficient amount of money to perform the testing. The board shall determine the amount of the appropriation based on the most reliable source of information.

(b) The appropriation under subsection (a) must reflect the number of cattle within the county, but may not exceed a tax levy of seventy-five ten-thousandths (0.0075) per dollar of assessed valuation.

(c) The board, before July 1 of the year in which the appropriation under subsection (a) is made, shall notify the county auditor to include the appropriation in the county budget for the year in which the testing of cattle for reaccreditation purposes will be done.

(d) If the funds appropriated by the county council under this section are insufficient to complete the testing or any necessary retesting, the board shall provide from its appropriation additional funds as needed to carry out the testing program.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-2

Testing; contract between county and board

Sec. 2. (a) After a county council makes an appropriation under section 1 of this chapter, the commissioners of the county shall enter into a contract with the board concerning the testing in the county required under section 1 of this chapter and the expenses paid by the county.

(b) The board shall prescribe a standard contract for all counties concerning expenditures for incidental items and the employment of veterinary inspectors.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-3

Employment of veterinary inspectors

Sec. 3. (a) A sufficient number of veterinary inspectors must be employed to meet the requirements of this chapter.

(b) A veterinary inspector must:

- (1) satisfy the qualifications set forth in IC 25-38.1; and
- (2) be licensed or eligible for licensure to practice in Indiana and accredited by the United States Department of Agriculture to do tuberculin testing.

(c) The board shall supervise and control the veterinary inspectors.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-4

Salaries of veterinary inspectors

Sec. 4. (a) The board shall determine the salaries of full-time and part-time veterinary inspectors.

(b) In addition to the salary determined under subsection (a), a full-time veterinary inspector is entitled to reimbursement of necessary expenses incurred in performing official duties.

(c) Each month, a veterinary inspector shall file with the auditor of the county in which the veterinary inspector is employed a sworn statement of the following:

(1) The number of days during the month that the veterinary inspector performed official duties.

(2) The amount of necessary expenses the veterinary inspector incurred in the performance of official duties.

(d) The county auditor shall submit a claim based on the statement filed under subsection (c) to the board of county commissioners for approval. Upon approval, the county auditor shall draw a warrant on the county treasurer in the amount approved by the board of county commissioners. The county treasurer shall pay the warrant.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-5

Positive tuberculin test mark; tampering

Sec. 5. (a) Cattle, goats, and cervids that react positively to a tuberculin test must be marked immediately using a method of identification approved by the board.

(b) All animals marked under this section shall be appraised by an authorized agent of the board or the United States Department of Agriculture.

(c) An identification mark on reactor cattle, goats, and cervids may not be tampered with or altered.

As added by P.L.2-2008, SEC.8. Amended by P.L.86-2008, SEC.10.

IC 15-17-7-6

Tuberculin positive animals; slaughter

Sec. 6. (a) Cattle, goats, and cervids that react positively to a tuberculin test are condemned and designated for:

(1) further testing at a laboratory approved by the board; or

(2) slaughter;

not more than fifteen (15) days after appraisal under section 5 of this chapter.

(b) Animals designated for slaughter under subsection (a)(2) shall be slaughtered at an establishment that is:

(1) subject to federal or state inspection; and

(2) under the direction of an inspector employed by the United States Department of Agriculture or the board.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-7

Indemnity

Sec. 7. (a) Owners of cattle, goats, or cervids that are destroyed because they have:

- (1) reacted positively to a tuberculin test administered by:
 - (A) the state veterinarian or the state veterinarian's agent; or
 - (B) an agent of the United States Department of Agriculture;or
- (2) been exposed to tubercular animals;

are entitled to be indemnified for the cattle, goats, or cervids under the rules of the board and the United States Department of Agriculture, as applicable.

(b) Indemnification by the state may not exceed the per animal limit set in the rules of the board.

(c) Joint federal-state indemnity, plus salvage, may not exceed the appraised value of each animal.

(d) State indemnity may not exceed federal indemnity on each animal.

As added by P.L.2-2008, SEC.8.

IC 15-17-7-8**Quarantine**

Sec. 8. A herd of:

- (1) cattle;
- (2) goats; or
- (3) cervids;

in which any animal reacts positively to a tuberculin test is under quarantine.

As added by P.L.2-2008, SEC.8.