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Chapter No. 528
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SENATE BILL NO. 2838

Originated in Senate *Rema B. Jones* Secretary

SENATE BILL NO. 2838

AN ACT TO AMEND SECTION 19-5-15, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY TO USE ROAD EQUIPMENT AND EMPLOYEES TO BURY POULTRY THAT HAS DIED AS THE RESULT OF A NATURAL OR MAN-MADE DISASTER OR EMERGENCY SITUATION; TO PLACE CERTAIN REQUIREMENTS AND RESTRICTIONS ON THE BOARD'S AUTHORITY; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 19-5-15, Mississippi Code of 1972, is amended as follows:

19-5-15. (1) The board of supervisors * * * of any county * * * is authorized * * * to use the road equipment and employees of the * * * county to * * * bury livestock which * * * died as a result of an epidemic, whenever any licensed veterinarian shall certify to the board or any member thereof that there is an epidemic, contagious disease, among the livestock of the county or any portion of the county and immediate burial is necessary in order to prevent the spread of a contagious disease and would be in the best interest of the community wherein livestock have contracted such disease * * *.

(2) (a) If a concentrated animal feeding operation contains at least ten thousand (10,000) heads of poultry per house, the board of supervisors of any county may use the road equipment and employees of the county to bury the poultry that has died as the result of a natural or man-made disaster or other emergency situation;

(b) The board shall spread upon its minutes an order declaring that it will be the policy of the board to bury such poultry as authorized by this section;

(c) Any poultry buried under this section shall be buried according to the requirements and regulations of the Mississippi Board of Animal Health;

(d) Before the county buries poultry, the owner shall give written permission and execute a release and waiver of liability to the county for any loss or damages that may result from the burying of the poultry.

(3) Any livestock or poultry buried under this section shall be buried on the premises of the owner of the livestock or poultry, the property provided by the owner, or an approved site.

SECTION 2. This act shall take effect and be in force from and after July 1, 2011.

PASSED BY THE SENATE
March 28, 2011


PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES
March 28, 2011


SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR


GOVERNOR

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