

ENROLLED ACT NO. 66, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

AN ACT relating to agriculture, livestock and other animals; codifying federal animal identification methods for Wyoming livestock as specified; providing exclusion; providing rulemaking authority; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 11-18-117(a), (b), by creating new subsections (c) and (d) and by amending and renumbering (c) and (d) as (e) and (f) is amended to read:

11-18-117. Confidentiality of livestock premises and identification records; penalties.

(a) Except as provided by subsection (b) of this section, all records, data and information collected by the state, recorded or otherwise, for the purposes of a ~~national~~—livestock identification program shall be confidential and are not public records for purposes of W.S. 16-4-201 through 16-4-205. The records, data and information shall be released only upon order of the Wyoming livestock board to appropriate governmental agencies for the purposes of a ~~national~~—livestock identification program, disease outbreak or law enforcement investigation. The board shall not release any records, data or information to a federal agency until the agency confirms in writing that it will maintain the records, data and information as confidential and that they are not subject to the federal Freedom of Information Act, 5 U.S.C. § 552, as amended. Upon release by the board of any information to any other governmental entity, the board shall notify the person to whom the information refers or pertains that the release has been made, the name of the entity to whom the information was released and shall

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provide a copy or summary of the information contained in the release. The records, data and information shall not be subject to discovery or introduction into evidence in any civil action.

(b) The Wyoming livestock board may release information collected for the purposes of a national livestock identification program related to the ownership and location of individual animals to the extent the information is useful in controlling or preventing a disease outbreak or to show particular animals or herds are not involved in a disease outbreak. The information released may be a public release or may be limited to specific individuals with a need to know the information, as the livestock board deems the circumstances require.

(c) For the purposes of animal disease traceability, Wyoming livestock owners may choose to identify animals using any methods set forth in 9 C.F.R. part 86, as adopted on January 9, 2013, as well as any additional methods that are later approved by the Wyoming livestock board as "official identification".

(d) Nothing in this section shall be construed to limit or amend the brucellosis surveillance or testing program administered by the state.

~~(e)~~(e) A person who knowingly provides false information to the Wyoming livestock board for purposes of a national-livestock identification program shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000.00), imprisonment for up to six (6) months, or both.

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~~(d)~~(f) A person who refuses to provide to the livestock board information that is required under the authority of the livestock board for purposes of a mandatory ~~national~~—livestock identification program shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000.00), imprisonment for up to six (6) months, or both.

Section 2. The Wyoming livestock board and state veterinarian shall promulgate any rules necessary to implement this act.

ORIGINAL HOUSE
BILL NO. HB0229

ENGROSSED

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Section 3. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk