

**SENATE BILL NO. 579**

May 6, 1999, Introduced by Senators MC MANUS, GAST and GOSCHKA  
and referred to the Committee on Farming, Agribusiness and  
Food Systems.

A bill to amend 1937 PA 284, entitled

"An act to prevent the spread of infectious and contagious diseases of livestock; to require persons, associations, partnerships and corporations engaged in the buying, receiving, selling, transporting, exchanging, negotiating, or soliciting sale, resale, exchange or transportation of livestock to be licensed and bonded by the department of agriculture; to keep a producers' proceeds account; to provide for the refusal, suspension or revocation of such licenses; to provide for weighmasters; to provide for the inspection and disinfection of yards, premises and vehicles; and to provide penalties for the violation of this act,"

by amending section 1 (MCL 287.121).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 1. (1) ~~-(a)- "Department" as used in this act shall~~  
2 ~~mean~~ MEANS the Michigan ~~state~~ department of agriculture.

3       (2) ~~-(b)- "Director" as used in this act~~ means the direc-  
4 tor of the department. ~~of agriculture.~~

1       (3) ~~(c)~~ "Animals" or "livestock" ~~as used in this act~~  
 2 ~~shall mean and include~~ MEANS AND INCLUDES horses, ponies, mules,  
 3 cattle, FARMED CERVIDAE, calves, swine, sheep, and goats.

4       (4) ~~(d)~~ "Dealer" or "broker" ~~as used in this act shall~~  
 5 ~~mean~~ MEANS any person, copartnership, association, or corpora-  
 6 tion engaged in the business of buying, receiving, selling,  
 7 exchanging, transporting, negotiating, or soliciting sale,  
 8 resale, exchange, transportation, or transfer of any such  
 9 animals. ~~, but it shall not be construed to include: (1) any~~  
 10 DEALER OR BROKER DOES NOT INCLUDE ANY OF THE FOLLOWING:

11       (A) A railroad or ~~air line~~ AIRLINE transporting animals  
 12 either interstate or intrastate. ~~;(2) any~~

13       (B) A person, association, copartnership, or corporation who  
 14 or which, by dispersal sale, is permanently discontinuing the  
 15 business of farming, dairying, breeding, or feeding animals. ~~→~~  
 16 ~~(3) any~~

17       (C) A person, association, copartnership, or corporation  
 18 that sells livestock which has been raised on the premises of  
 19 such person, association, copartnership, or corporation. ~~→(4)~~  
 20 ~~any~~

21       (D) A butcher, packer, or processor to whom animals are  
 22 delivered and used exclusively for slaughter, or that part of the  
 23 business of a farmer ~~which consists~~ CONSISTING of buying or  
 24 receiving animals for breeding, grazing, and feeding purposes and  
 25 the sale or disposal of such animals after the feeding or grazing  
 26 period of not less than 21 days. ~~→(5) terminal~~

1 (E) TERMINAL livestock markets where agricultural research  
2 service of the United States department of agriculture veterinary  
3 inspection is daily maintained. ~~;(6) occasionally~~

4 (F) OCCASIONALLY held consignment sales such as breed, 4-H,  
5 or F.F.A. sales.

6 (5) ~~(e) "Agent" as used in this act shall mean~~ MEANS any  
7 person, firm, association, copartnership, or corporation buying,  
8 receiving, selling, exchanging, transporting, negotiating, or  
9 soliciting sale, resale, exchange, transportation, or transfer of  
10 any animals for or on behalf of any dealer or broker.

11 (6) ~~(f) "Livestock auction" as used in this act shall~~  
12 ~~mean~~ MEANS any livestock market where livestock is accepted on  
13 consignment and the auction method is used in the marketing of  
14 such livestock. ~~A LIVESTOCK AUCTION DOES NOT INCLUDE A public~~  
15 ~~auction of farm goods by a farmer. is not included in this defi-~~  
16 ~~nition of a livestock auction.~~

17 (7) ~~(g) "Weighmaster" as used in this act shall mean~~  
18 MEANS any person registered under this act who weighs livestock  
19 at any livestock market licensed under this act.

20 Enacting section 1. This amendatory act does not take  
21 effect unless Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_  
22 (request no. 02784'99) of the 90th Legislature is enacted into  
23 law.