
By: **Chairman, Environmental Matters Committee (By Request -
Departmental - Agriculture)**

Introduced and read first time: January 17, 2005

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Secretary of Agriculture - Animal Health - Reports**

3 FOR the purpose of requiring the Secretary of Agriculture to maintain certain animal
4 health reports in a certain manner; providing for the application of this Act; and
5 generally relating to the responsibilities of the Secretary of Agriculture relating
6 to animal health reports.

7 BY repealing and reenacting, with amendments,
8 Article - Agriculture
9 Section 3-101
10 Annotated Code of Maryland
11 (1999 Replacement Volume and 2004 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Agriculture**

15 3-101.

16 (a) The Secretary shall protect the health of the domestic animals of the State
17 from all contagious or infectious diseases. For this purpose, the Secretary may:

18 (1) Adopt and enforce quarantine, sanitary, or other rules and
19 regulations he deems necessary;

20 (2) Make and prosecute diligent inquiries in the several counties to
21 ascertain the exact condition of the health of the livestock; and

22 (3) Notwithstanding § 3-102, prohibit the importation from another
23 state of any animal he has reason to believe is infected with or has been exposed to a
24 contagious or infectious disease and detain the animal at any place for inspection or
25 quarantine.

1 (b) The Secretary may establish, maintain, and enforce a quarantine order if
2 he determines it is urgent and necessary for the prompt performance of the provisions
3 provided in this section.

4 (c) The Secretary may adopt rules and regulations governing the importation
5 of domestic animals into the State from another state.

6 (D) (1) THE SECRETARY SHALL MAINTAIN ALL ANIMAL HEALTH
7 DIAGNOSTIC OR ANALYTICAL REPORTS, OR REPORTS FILED UNDER AN ANIMAL
8 HEALTH PROGRAM ESTABLISHED BY THE SECRETARY, IN A MANNER THAT PROTECTS
9 THE IDENTITY OF THE ANIMAL OWNER.

10 (2) THIS SUBSECTION DOES NOT APPLY TO A DISCLOSURE BY THE
11 SECRETARY TO A PERSON IN INTEREST OR TO A GOVERNMENTAL AGENCY
12 PERFORMING ITS LAWFUL DUTIES WHERE THE SECRETARY DETERMINES THAT THE
13 DISCLOSURE IS NECESSARY TO PROTECT THE PUBLIC HEALTH OR TO PREVENT THE
14 SPREAD OF AN INFECTIOUS OR CONTAGIOUS DISEASE.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect October 1, 2005.