

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 632

Introduced by Dierks, 40

Read first time January 17, 2007

Committee: Agriculture

A BILL

1 FOR AN ACT relating to agriculture; to amend sections 54-702
2 and 54-702.01, Revised Statutes Cumulative Supplement,
3 2006; to change provisions relating to the national
4 uniform system of animal identification; and to repeal
5 the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 54-702, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 54-702 The Department of Agriculture may, within the
4 framework and consistent with standards of the National Animal
5 Identification System, cooperate and coordinate with the Animal and
6 Plant Health Inspection Service of the United States Department
7 of Agriculture and other local, state, and national agencies
8 and organizations, public or private, to define premises where
9 livestock are located, to develop a voluntary premises registration
10 system for Nebraska, and to implement other state components of
11 a voluntary national uniform system of animal identification. If
12 the department implements such a system, the department shall also
13 develop and facilitate a process of withdrawal of registration
14 that would remove premises identifiers from local, regional, state,
15 and federal databases, as coordinated in cooperation with federal,
16 state, and local agencies and organizations. The requestor, upon
17 withdrawal of registration, shall be supplied an affidavit of
18 confirmation from the department that all information previously
19 submitted for the purpose of premise identification relating to
20 the National Animal Identification System has been removed from all
21 participating agencies' databases.

22 Sec. 2. Section 54-702.01, Revised Statutes Cumulative
23 Supplement, 2006, is amended to read:

24 54-702.01 (1) Any information that a person provides to
25 the Department of Agriculture for purposes of premises registration

1 or otherwise for voluntary participation in or compliance with
2 a uniform system of animal identification shall not be subject
3 to public inspection pursuant to sections 84-712 to 84-712.09.
4 The department and its employees or agents shall not disclose
5 such information to any other person or agency except when such
6 disclosure:

7 (a) Is authorized by the person who provides the
8 information; or

9 (b) Is necessary for purposes of disease surveillance or
10 to carry out epidemiological investigations related to incidences
11 of animal disease.

12 (2) The department may disclose information as authorized
13 by this section subject to ~~any confidentiality requirements that~~
14 ~~the department determines are appropriate under the circumstances.~~
15 state and federal privacy and confidentiality law.

16 (3) Any person who violates this section shall be subject
17 to prosecution and penalty for official misconduct pursuant to
18 section 28-924.

19 (4) Nothing in this section shall be construed to
20 prohibit the department from discussing, reporting, or otherwise
21 disclosing the progress or results of disease surveillance
22 activities or epidemiological investigations related to incidences
23 of animal disease.

24 Sec. 3. Original sections 54-702 and 54-702.01, Revised
25 Statutes Cumulative Supplement, 2006, are repealed.