

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2802**

Chapter 234, Laws of 2004

58th Legislature  
2004 Regular Session

NONAMBULATORY LIVESTOCK

EFFECTIVE DATE: 3/31/04

Passed by the House March 11, 2004  
Yeas 94 Nays 2

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate March 11, 2004  
Yeas 49 Nays 0

BRAD OWEN

**President of the Senate**

Approved March 31, 2004.

GARY F. LOCKE

**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2802** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

**Chief Clerk**

FILED

March 31, 2004 - 2:21 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2802**

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AS AMENDED BY THE SENATE

Passed Legislature - 2004 Regular Session

**State of Washington                      58th Legislature                      2004 Regular Session**

**By** House Committee on Agriculture Natural Resources (originally sponsored by Representatives Schoesler, Linville, Romero, Grant, Shabro, Schual-Berke, Rockefeller, Flannigan, Alexander, Hudgins, Anderson, Ruderman, Sump, Murray, Boldt, Darneille, Clements, Dickerson, Newhouse, Hunt, Lantz, McDermott, Kenney, Haigh, Clibborn, Kristiansen, Holmquist, Quall, O'Brien, Eickmeyer, Woods, Buck, Bailey, Kessler, Simpson, G., Morrell, Wallace, Lovick, Edwards, Benson, Pearson, Nixon, Armstrong, Hinkle, Wood, Moeller, Ahern, Roach, Cooper, McCoy, Cody, Conway, Kagi, Ormsby, Skinner, McMorris, Campbell, Sullivan, Chase, Santos and Condotta)

READ FIRST TIME 02/06/04.

1            AN ACT Relating to penalties for trading in nonambulatory  
2 livestock; adding a new section to chapter 16.52 RCW; prescribing  
3 penalties; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 16.52 RCW  
6 to read as follows:

7            (1) A person is guilty of a gross misdemeanor punishable as  
8 provided in RCW 9A.20.021 if he or she knowingly transports or accepts  
9 delivery of live nonambulatory livestock to, from, or between any  
10 livestock market, feedlot, slaughtering facility, or similar facility  
11 that trades in livestock. The transport or acceptance of each  
12 nonambulatory livestock animal is considered a separate and distinct  
13 violation.

14            (2) Nonambulatory livestock must be humanely euthanized before  
15 transport to, from, or between locations listed in subsection (1) of  
16 this section.

17            (3) Livestock that was ambulatory prior to transport to a feedlot  
18 and becomes nonambulatory because of an injury sustained during

1 transport may be unloaded and placed in a separate pen for  
2 rehabilitation at the feedlot.

3 (4) For the purposes of this section, "nonambulatory livestock"  
4 means cattle, sheep, swine, goats, horses, mules, or other equine that  
5 cannot rise from a recumbent position or cannot walk, including but not  
6 limited to those with broken appendages, severed tendons or ligaments,  
7 nerve paralysis, a fractured vertebral column, or metabolic conditions.

8 NEW SECTION. **Sec. 2.** This act is necessary for the immediate  
9 preservation of the public peace, health, or safety, or support of the  
10 state government and its existing public institutions, and takes effect  
11 immediately.

Passed by the House March 11, 2004.

Passed by the Senate March 11, 2004.

Approved by the Governor March 31, 2004.

Filed in Office of Secretary of State March 31, 2004.