

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2383/1dn
RCT:jlg:lp

March 19, 1999

This draft changes the current statute concerning implied warranties about paratuberculosis (Johne's disease). At the request of DATCP, this draft does not mention paratuberculosis, but instead allows DATCP to specify which diseases will be subject to an implied warranty. An alternative would be to mention paratuberculosis in the draft and authorize DATCP to add additional diseases by rule. Note that any disease specified by DATCP is subject to the same provisions about the warranty and how the warranty can be eliminated.

The proposed statutory language with which I was provided was inconsistent with DATCP's proposed rule concerning paratuberculosis, with which I was also provided. I have drafted this proposal so that it authorizes the proposed rule to be promulgated.

Please do not hesitate to contact me if you have any questions or redraft instructions.

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