

17.0136.01000

Sixty-fifth  
Legislative Assembly  
of North Dakota

FIRST DRAFT:  
Prepared by the Legislative Council staff for the  
Agriculture and Natural Resources Committee  
May 2016

Introduced by

1 A BILL for an Act

2 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

3 **SECTION 1. AMENDMENT.** Section 36-05-01 of the North Dakota Century Code is  
4 amended and reenacted as follows:

5 **~~36-05-014.1-27-01.~~ Definitions.**

6 In this chapter, unless the context or subject matter otherwise requires:

- 7 1. "Commissioner" means the agriculture commissioner.  
8 2. "Livestock" means horses, mules, asses, bison, cattle, swine, sheep, farmed elk, and  
9 goats.

**NOTE:** This definition is more expansive than the ones contained in North Dakota Century Code Sections 36-05.1-01 and 36-11-01.1. However, it is less expansive than the definition of livestock in Sections 11-33-02.1, 11-33-22, 58-03-11.1, and 58-03-17.

- 10 3. "Livestock auction market" means a place or establishment conducted or operated for  
11 compensation or profit as a public market or a private buying station, consisting of  
12 pens or other enclosures and their appurtenances; in which livestock is received,  
13 held, or kept for sale; and where such livestock is sold or offered for sale, at either  
14 public auction or private sale.

15 **SECTION 2. AMENDMENT.** Section 36-05-02 of the North Dakota Century Code is  
16 amended and reenacted as follows:

17 **~~36-05-024.1-27-02.~~ Premises excluded from application of chapter.**

18 The provisions of this chapter do not apply to:

- 19 1. Any place used solely for the dispersal sale of the livestock of a farmer, dairyman  
20 producer, livestock breeder, or feeder who is discontinuing the person's business.

**NOTE:** The term "dairyman" does not appear in any other Century Code provision. "Dairy producer" is more commonly used.

- 1           2.    The premises of any butcher, packer, or processor who receives animals exclusively  
2           for immediate slaughter.
- 3           3.    Any place where ~~any individual~~individuals or ~~any~~ duly constituted  
4           ~~association~~associations of breeders of livestock of any class ~~assembles~~assemble and  
5           ~~offers~~offer for sale and sells under the individual's or association's management  
6           registered livestock or breeding sires owned by the individual or members of the  
7           association if ~~such~~the individual or association ~~assumes~~;  
8           a.    Assumes all responsibility of the sale, ~~guarantees~~;  
9           b.    Guarantees title of ~~such~~the livestock; ~~and makes~~  
10          c.   Makes proper provision for the inspection of all animals sold.
- 11          4.    Any place where a duly constituted association of breeders of livestock of any class  
12          ~~assembles~~assemble and ~~offers~~offer for sale and sells under its management, at an  
13          annual production sale, ~~which sale may not exceed~~ not exceeding twenty-one  
14          calendar days, livestock raised or held for at least one year by producers affiliated with  
15          ~~such~~the association, provided ~~such~~the association ~~assumes~~;  
16          a.    Assumes all responsibility of the sale, ~~guarantees~~;  
17          b.    Guarantees title of ~~such~~the livestock; ~~and makes~~  
18          c.   Makes proper provision for the inspection of all animals sold.

19           **SECTION 3. AMENDMENT.** Section 36-05-03 of the North Dakota Century Code is  
20 amended and reenacted as follows:

21           **36-05-034.1-27-03. License requirements - Application - Fee - Commission schedule -**  
22 **Facilities.**

23           ~~No~~A person may not establish or operate a livestock auction market within this state without  
24 first procuring a license to do so from the commissioner. The commissioner may not approve  
25 any application without written permission from the state veterinarian. An applicant for ~~such~~a  
26 license shall ~~do all of the following~~:

- 27           1.    Make a written application ~~therefor~~ in the form prescribed by the commissioner; ~~and~~  
28           2.    File ~~such~~ evidence ~~as required by~~ the state board of animal health or the commissioner  
29           ~~may require showing~~to show that the person is financially responsible to operate ~~such~~  
30           an auction market and that the person will own or control adequate facilities for the  
31           care, sorting, feeding, loading and unloading, and shipment of livestock; ~~and~~

- 1       3. Pay to the commissioner a license fee of two hundred dollars;
- 2       4. File with the commissioner a schedule of the fees and commissions ~~which~~that will be
- 3           charged to owners, sellers, or their agents. The schedule must be posted
- 4           conspicuously at the auction market. ~~This~~The schedule may not be altered except
- 5           upon notification to the commissioner ~~and reposting of the changed.~~ The altered
- 6           schedule: shall be reposted upon notification to the commissioner;
- 7       5. State the ~~place~~location where the applicant proposes to operate a livestock auction
- 8           market;
- 9       6. Make a complete and detailed description of the property and facilities proposed to be
- 10           used in connection with ~~such~~the livestock auction market; and
- 11       7. Make a showing of public convenience and necessity to the satisfaction of the
- 12           commissioner.

13       **SECTION 4. AMENDMENT.** Section 36-05-04 of the North Dakota Century Code is  
14 amended and reenacted as follows:

15       **~~36-05-044.1-27-04.~~ Bond to accompany application for license - Amount - Approval -**  
16 **Conditions - Exemptions.**

17       ~~Each~~An applicant for a license to operate a livestock auction market shall file a surety bond  
18 of at least ten thousand dollars with the application for license; or ~~for a renewal thereof, a surety~~  
19 ~~bond in the minimum amount of ten thousand dollars~~of a license. The bond must be approved  
20 by the commissioner as to the amount, form, and surety ~~by the commissioner~~. The  
21 commissioner must be named the obligee in the bond, ~~and the.~~ The bond must be for the  
22 benefit of, and for the purpose of protecting, any person selling to or through the licensed  
23 livestock auction market, or buying livestock through or from the ~~licensee~~licensed livestock  
24 auction market or the licensee's agent. The commissioner may ~~demand~~require an additional  
25 bond of the licensee ~~whenever in the commissioner's judgment~~when the commissioner deems  
26 the volume of the business of the licensee warrants ~~such demand~~the additional bond. The bond  
27 must be conditioned for:

- 28       1. The payment of all money received by the licensee and the operator of ~~such~~the
- 29           livestock auction market ~~as such operator~~, less reasonable expenses and agreed
- 30           commissions;

- 1           2.    The faithful performance by the licensee of the duties ~~as such~~ of a livestock auction  
2               market operator; and  
3           3.    The faithful performance by the licensee of all of the ~~provisions of this code~~ duties  
4               imposed by law relating to the purchase, sale, or holding of livestock.

5    The bond must cover the entire license period. ~~Provided, however, where~~ However, if the  
6    commissioner is the trustee or obligee of a surety bond ~~wherein~~ in which the auction market  
7    operator is the principal and is operating and is bonded under the Packers and Stockyards Act,  
8    1921 [Pub. L. 67-51; 42 Stat. 159; 7 U.S.C. 181 et seq.], the commissioner may accept ~~such~~ that  
9    bond in lieu of the one ~~herein otherwise~~ under this section, except that the minimum  
10   bond requirements of ten thousand dollars will be continued.

11           **SECTION 5. AMENDMENT.** Section 36-05-04.1 of the North Dakota Century Code is  
12   amended and reenacted as follows:

13           ~~36-05-04.1-27-05.~~ **Records release required with application for licensure.**

14           A livestock auction market shall file, ~~together with the license application,~~ a release in a  
15   form approved by the commissioner authorizing the ~~access of the commissioner to~~ access  
16   financial records of the livestock auction market held by financial institutions, accountants, and  
17   other sources. ~~The release must be in a form approved by the commissioner.~~ The commissioner  
18   may use the release in the course of licensing or relicensing a livestock auction market or in the  
19   course of an investigation of a livestock auction market. Any information gained through the use  
20   of a release is confidential. The commissioner may furnish information obtained through the use  
21   of the records release to the attorney general, other state agencies, and any prosecuting  
22   officials requiring the information for use in pursuit of official duties.

23           **SECTION 6. AMENDMENT.** Section 36-05-05 of the North Dakota Century Code is  
24   amended and reenacted as follows:

25           ~~36-05-05.1-27-06.~~ **Expiration and renewal of license - Fee returned upon failure to**  
26   **issue or renew license.**

27           Each license issued under this chapter expires on the thirty-first day of March ~~next~~ following  
28   the date of issuance. Each license must be renewed annually on or before March thirty-first.  
29   The fee for a renewal license is the same as that prescribed for an original license. If the  
30   commissioner does not issue a requested original license or renewal license, the fee paid must  
31   be refunded to the applicant. ~~Licenses issued in 1991 extend until March 1992.~~

1       **SECTION 7. AMENDMENT.** Section 36-05-06 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3       ~~36-05-064.1-27-07.~~ **Investigation of auction market - Hearing to determine whether**  
4 **license should be issued or revoked.**

5       1. The commissioner, upon the commissioner's own motion or upon a complaint by any  
6 person, may enter into an investigation of the sales and transactions of any livestock  
7 auction market and of the conditions under which ~~is~~the business of the livestock  
8 auction market is conducted. The commissioner ~~when the commissioner deems it~~  
9 ~~necessary~~ may conduct a hearing to determine whether the license of any auction  
10 market should be revoked or whether the application of the owner or operator of a  
11 livestock auction market for an original or renewal license should be denied.

**NOTE:** It is not likely the commissioner would conduct a hearing the commissioner does not  
deem necessary.

12       2. The commissioner shall conduct an investigation of an alleged violation of this chapter  
13 when:

- 14       a. A complaint, allegation, or order to show cause, alleging an act which would  
15 constitute a violation of this chapter, is ~~issued by or sought~~filed by the packers  
16 and stockyards administration of the United States;  
17       b. The commissioner has information sufficient to form a reasonable belief that a  
18 violation of this chapter has occurred; or  
19       c. The commissioner has received a sworn statement, affidavit, or other evidence  
20 from any person alleging a violation of this chapter.

21       3. The commissioner shall conduct a hearing to determine whether a violation has  
22 occurred when, pursuant to an investigation, probable cause exists that a violation of  
23 this chapter has occurred.

24       4. The commissioner shall conduct an audit, or cause an audit to be conducted, when  
25 probable cause exists that any livestock auction market has violated any of the  
26 financial provisions of this chapter, when it reasonably appears that the liabilities of the  
27 livestock auction market exceed its assets, or when the auction market has refused to  
28 pay a proper claim without reasonable cause.

29       **SECTION 8. AMENDMENT.** Section 36-05-06.1 of the North Dakota Century Code is  
30 amended and reenacted as follows:

1        ~~36-05-06.14.1-27-08.~~ **Cease and desist authority.**

2        The commissioner may issue an order to cease and desist when, in the opinion of the  
3 commissioner, ~~or~~ any auction market within the state is taking or planning any action which is or  
4 may be in violation of this chapter. If an order is granted, the commissioner shall conduct a  
5 hearing within thirty days of the issuance of the order to determine whether the actions of the  
6 person named in the order violated or would have violated this chapter. ~~The~~After the hearing but  
7 not later than forty-five days after the issuance of the order, the commissioner shall, ~~after the~~  
8 ~~hearing but not later than forty-five days after the issuance of the order,~~ revoke the order or  
9 make it permanent, as ~~the facts require~~determined by the evidence.

10        **SECTION 9. AMENDMENT.** Section 36-05-06.2 of the North Dakota Century Code is  
11 amended and reenacted as follows:

12        ~~36-05-06.24.1-27-09.~~ **Injunctive authority.**

13        The commissioner may, seek an order from the district court of Burleigh County to enjoin a  
14 prohibited act when ~~in the commissioner's belief~~the commissioner believes any auction market  
15 or person is violating this chapter or is pursuing a course of action which may lead to a violation  
16 of this chapter, ~~seek an order from the district court of Burleigh County to enjoin the prohibited~~  
17 ~~act.~~

18        **SECTION 10. AMENDMENT.** Section 36-05-07 of the North Dakota Century Code is  
19 amended and reenacted as follows:

20        ~~36-05-074.1-27-10.~~ **Sanitary regulations of livestock auction market.**

21        ~~Every~~Each livestock auction market must be maintained in a sanitary condition in  
22 accordance with the provisions of this chapter. Any portion ~~thereof~~ of a livestock auction market  
23 used for the handling of hogs, including all hogpens, alleys, and auction markets, must be  
24 equipped with concrete floors at least three inches [7.62 centimeters] thick. ~~Such~~The concrete  
25 floors must be cleaned and disinfected after each sale, or in case of a continuous sale, not less  
26 than once each week or as often as may be prescribed by the state board of animal health.

27        **SECTION 11. AMENDMENT.** Section 36-05-08 of the North Dakota Century Code is  
28 amended and reenacted as follows:

29        ~~36-05-084.1-27-11.~~ **Scales maintained by auction market to be inspected.**

30        All scales used in the operation of a livestock auction market must be tested and inspected  
31 by the department of weights and measures ~~in the manner~~as provided in this code ~~by law.~~ All

1 livestock sold by weight must be weighed on such scales, and the purchaser and seller of  
2 ~~such~~the livestock must be furnished with a true and correct statement of ~~such~~the weight.

3 **SECTION 12. AMENDMENT.** Section 36-05-09 of the North Dakota Century Code is  
4 amended and reenacted as follows:

5 **~~36-05-094.1-27-12.~~ Records to be kept by operator of auction market - Contents -**  
6 **Examination - Report.**

7 The operator of each livestock auction market shall keep on file an accurate record of ~~all of~~  
8 the following:

- 9 1. The date on which each consignment of animals was received and sold.;
- 10 2. The name and address of the buyer and seller of ~~such animals.~~the consigned animals.
- 11 3. The number and species of the animals received and sold.;
- 12 4. The marks and brands on each such animal.

13 ~~This record~~The records, together with the gross selling price, commission, and other proper  
14 care, handling, and sales charges on each consignment of livestock must be available for  
15 inspection by the commissioner, or authorized inspectors, ~~and a.~~ A copy thereof of the  
16 information required in this section must be supplied to the owner of ~~such~~the livestock. All  
17 records of sales during the preceding twelve months must be kept readily accessible for  
18 immediate examination by the commissioner.

19 **SECTION 13. AMENDMENT.** Section 36-05-09.1 of the North Dakota Century Code is  
20 amended and reenacted as follows:

21 **~~36-05-09.14.1-27-13.~~ Notice - Nonsufficient funds checks.**

22 A livestock auction market that receives a check for the sale of livestock which is returned  
23 unpaid with a notation that the payment has been refused because of nonsufficient funds shall  
24 notify the commissioner within ~~forty-eight hours~~two business days after receipt of the returned  
25 check.

**NOTE:** It is likely that the 48-hour period would include days state offices are not open.

26 **SECTION 14. AMENDMENT.** Section 36-05-10 of the North Dakota Century Code is  
27 amended and reenacted as follows:

28 **~~36-05-104.1-27-14.~~ Inspection of livestock - Fees and rules governing.**

29 ~~When an~~Every animal that enters a livestock auction market and ~~before it is offered for sale,~~  
30 it must be inspected for health before it is offered for sale by a veterinarian licensed in this state  
31 and approved by the state board of animal health ~~and in the case of cattle.~~ Cattle must also be

1 inspected for brands by a trained brand inspector, acting under rules adopted by the North  
2 Dakota stockmen's association and the state board of animal health. Veterinary inspection must  
3 include all livestock, whether it is to be moved interstate or intrastate. The veterinary inspector  
4 must be recommended by the livestock auction agency and approved by the state board of  
5 animal health. ~~Such~~The veterinarian must be a local veterinarian or a veterinarian of the vicinity,  
6 unless there is no such veterinarian available. If the livestock auction agency fails to  
7 recommend ~~such~~ a veterinarian within a reasonable time, the board may ~~in ten days'~~approve a  
8 veterinarian, if qualified and willing to accept the position at the market, and provide notice to  
9 ~~such~~the market agency ~~appoint a veterinarian of the appointment.~~ The services and duties of the  
10 veterinary inspector are under the supervision of the state board of animal health and the  
11 inspector must be relieved of office when the inspector fails to perform ~~these~~the required  
12 services and duties. This section does not apply to veterinarians who were approved by an  
13 authorized state agency before July 1, 1969. Fees for the inspection must be paid to the  
14 veterinarian by the livestock auction market company and must be in an amount agreed upon  
15 by the auction market company and the veterinarian.

**NOTE:** Question whether there is any veterinarian practicing who needs the 1969  
grandfathering provision . . .

16 **SECTION 15. AMENDMENT.** Section 36-05-10.1 of the North Dakota Century Code is  
17 amended and reenacted as follows:

18 ~~36-05-10.14.1-27-15.~~ **Livestock unfit for sale.**

19 Livestock may not be offered for sale or sold at any licensed public livestock auction market  
20 if the livestock has a condition including the following:

- 21 1. Is infected with a disease that permanently renders the livestock unfit for human  
22 consumption;
- 23 2. Has severe neoplasia;
- 24 3. Has severe actinomycosis;
- 25 4. Is unable to rise to its feet by itself; or
- 26 5. Has ~~an obviously~~a fractured long bone or other fractures or dislocation of a joint that  
27 renders the livestock unable to bear weight on the affected limb without the limb  
28 collapsing.

29 If, in the judgment of a veterinarian licensed in this state and approved by the state board of  
30 animal health, the livestock consigned and delivered ~~onto~~to the premises of a livestock auction

1 market is ~~inaffected by~~ any of the conditions described above, the veterinarian shall humanely  
2 euthanize the livestock or direct the consignor to immediately remove the livestock from the  
3 premises of the livestock auction market. All expenses incurred for euthanasia and disposal of  
4 the livestock under the provisions of this section are the responsibility of the consignor.  
5 Collection of expenses is not the responsibility of the consignee.

6 **SECTION 16. AMENDMENT.** Section 36-05-11 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 ~~36-05-114.1-27-16.~~ **Treatment administered to livestock before removal from auction**  
9 **market - Fees for inspection and treatment.**

10 ~~NeAn~~ operator of a livestock auction market may not permit the removal of any livestock  
11 from the establishment until ~~such~~the livestock has been treated in accordance with the rules  
12 adopted by the state board of animal health. If livestock is destined to be shipped interstate, the  
13 authorized veterinarian of ~~such~~the board shall furnish to each purchaser a certificate showing  
14 that inspection has been made and treatment administered in accordance with the requirements  
15 of the state of destination. All fees for veterinary inspection, treatment, and services, including  
16 brand inspection, must be collected by the operator of the livestock auction market and paid to  
17 the inspector.

18 **SECTION 17. AMENDMENT.** Section 36-05-11.1 of the North Dakota Century Code is  
19 amended and reenacted as follows:

20 ~~36-05-11.14.1-27-17.~~ **Grievance committee.**

21 Any livestock auction market ~~having~~that has a complaint against the veterinarian assigned  
22 to the livestock auction market, or any veterinarian ~~having~~that has a complaint against the  
23 auction market to which the veterinarian is assigned, may submit a written complaint to the  
24 grievance committee. The grievance committee consists of ~~the~~:

- 25 1. ~~The~~ president of the North Dakota stockmen's association or the president's designee,  
26 ~~the~~;
- 27 2. ~~The~~ president of the livestock auction market association or the president's designee,  
28 ~~and the~~
- 29 3. ~~The~~ president of the North Dakota veterinary medical association or the president's  
30 designee.

1 The members of the committee shall choose one member to serve as chairman. The  
2 committee shall meet at the call of the chairman. The committee shall take all complaints under  
3 consideration and report ~~its~~a recommendation of the committee to the state board of animal  
4 health within thirty days after receipt of the complaint.

5 **SECTION 18. AMENDMENT.** Section 36-05-12 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 ~~36-05-124.1-27-18.~~ **Operator to warrant title to purchaser - Dispute in title of animal**  
8 **sold.**

9 The operator of each livestock auction market shall warrant to the purchaser the title of all  
10 livestock bought by the purchaser through the auction market and the operator is liable to the  
11 rightful owner of any livestock sold through the auction market for the net proceeds in cash  
12 received for the livestock. If the operator of an auction market is notified by an authorized brand  
13 inspector that there is a question as to whether ~~or not~~ any designated livestock sold through the  
14 auction market is lawfully owned by the consignor of the livestock, the operator shall hold the  
15 proceeds received from the sale of the livestock for a reasonable time, not to exceed sixty days,  
16 to permit the consignor to establish ownership. At the expiration of ~~such~~the allotted time, if the  
17 consignor fails to establish lawful ownership of the livestock to the satisfaction of the brand  
18 inspector, the proceeds must be remitted to the state treasurer for deposit in the North Dakota  
19 stockmen's association fund ~~in accordance with chapter 36-22.~~

20 **SECTION 19. AMENDMENT.** Section 36-05-13 of the North Dakota Century Code is  
21 amended and reenacted as follows:

22 ~~36-05-134.1-27-19.~~ **Use of fees - Grounds for refusal or revocation of license -**  
23 **Procedure on default of licensee.**

24 All fees collected by the commissioner under this chapter must be credited to the general  
25 fund of the state treasury. A license to operate a livestock auction market may be refused or  
26 revoked for any of the reasons specified in ~~section 36-04-10~~sections 4.1-83-10, 4.1-83-19,  
27 4.1-88-09, or ~~subsection 2 of section 36-04-044.1-88-18.~~ When the holder of a license issued  
28 under this chapter defaults in any of the conditions of any bond filed with the commissioner by  
29 the licensee, the commissioner will become trustee of the bond and ~~sections 36-04-124.1-83-21~~  
30 ~~through 36-04-194.1-83-28 and 4.1-88-20 through 4.1-88-27~~ govern the procedure to be  
31 followed.

1       **SECTION 20. AMENDMENT.** Section 36-05-13.1 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3       ~~36-05-13.14.1-27-20.~~ **Review by the court.**

4       The action of the commissioner in denying an application for a license or in revoking or  
5 suspending a license may be appealed to the district court of Burleigh County by the procedure  
6 applicable to appeals taken in the manner provided in chapter 28-32, except ~~that~~ the  
7 commissioner's order revoking or suspending the license may be stayed by the court appealed  
8 to upon filing with the clerk of ~~said~~the court a bond approved by and in the amount set by the  
9 judge of ~~said~~the district court for the faithful observance of the laws of the state relative to the  
10 operation of the business licensed during the pendency of the appeal.

11       **SECTION 21. AMENDMENT.** Section 36-05-13.2 of the North Dakota Century Code is  
12 amended and reenacted as follows:

13       ~~36-05-13.24.1-27-21.~~ **Unlawful acts.**

14       It is a violation of this chapter for any livestock auction market or person to:

- 15       1. Make or cause ~~to be made~~ any false entry or statement of fact to be made in any  
16       application, financial statement, or report filed with the department under this chapter;
- 17       2. Fail to keep and maintain suitable records that disclose all purchases and sales of  
18       livestock or refuse, ~~during reasonable hours,~~ to allow any authorized agent of the  
19       department to have access, during reasonable hours, to inspect and to copy any or all  
20       of ~~such~~the records relating to the dealer's business;
- 21       3. Fail or refuse to furnish the information required under this chapter as prescribed by  
22       the department;
- 23       4. Fail to notify the commissioner of the receipt of a nonsufficient funds check as required  
24       by section ~~36-05-09.14.1-27-13;~~
- 25       5. Fail to pay brand inspection fees or veterinarian fees as required by law;
- 26       6. Fail to collect beef promotion assessments pursuant to chapter 4.1-03; or
- 27       7. Fail to pay for livestock purchased. ~~Such failure includes,~~ including the issuance of a  
28       check or payment for livestock purchased, when ~~such~~the check is returned unpaid  
29       with a notation that the payment has been refused because of nonsufficient funds.

30       **SECTION 22. AMENDMENT.** Section 36-05-14 of the North Dakota Century Code is  
31 amended and reenacted as follows:

1        **~~36-05-144.1-27-22~~. Penalties - Criminal - Civil.**

2        1. Any auction market or person who willfully violates any of the ~~provisions~~provision of  
3        this chapter is guilty of a class A misdemeanor.

4        2. Any auction market or person who willfully violates any of the ~~provisions~~provision of  
5        this chapter is subject to a civil penalty not to exceed five thousand dollars for each  
6        violation. The civil penalty may be adjudicated by the courts or by the commissioner  
7        through an administrative hearing under chapter 28-32.

**NOTE:** Any provision that does not include a culpability standard is considered a strict liability offense.

8        **SECTION 23. AMENDMENT.** Section 36-05-15 of the North Dakota Century Code is  
9        amended and reenacted as follows:

10       **~~36-05-154.1-27-23~~. Public livestock markets or commission firms - Duplicate scale**  
11       **tickets.**

12       All public livestock markets or commission firms doing business in this state shall deliver to  
13       each person consigning livestock to ~~such~~the market or purchasing livestock from ~~such~~the  
14       market a duplicate scale ticket showing the weight of such livestock.