

CHAPTER 8.

ERADICATION OF HARMFUL PLANTS.

H. F. 73.

AN ACT amending section two thousand five hundred and seventy-five-a forty-eight (2575-a48), of the supplement to the code, 1913, relating to the eradication of harmful barberry, or other plants that act as alternate hosts or carriers of dangerous insect pest, or plant disease, and prescribing the duties of the state entomologist in relation thereto.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Harmful barberry, etc. That section two thousand
2 five hundred and seventy-five-a forty-eight (2575-a48), of the supple-
3 ment to the code, 1913, is hereby amended by striking out all that
4 part of said section after the period in line twelve (12), thereof and
5 inserting the following in lieu thereof:

6 "Whenever in the judgment of the state entomologist it is found
7 that any other dangerous crop pests or carriers exist, he shall take
8 such additional measures as seem fit to protect the crop or industry
9 concerned. After notification by the state entomologist it shall be
10 unlawful for any person, firm or corporation to receive, ship, or ac-
11 cept for shipment, transport, sell, or offer for sale, give away, deliver,
12 plant, or permit to exist on his or its premises any plant of the harm-
13 ful barberry or any other plant that acts as an alternate host or
14 carrier of a dangerous insect pest or plant disease. The term, harmful
15 barberry, shall be interpreted to consist of any species of *Berberis* or
16 *Mahonia* susceptible to infection by *Puccinia graminis*, commonly
17 called Black Stem Rust of grain, but not including Japanese barberry
18 (*B. thunbergii*). It shall be the duty of the state entomologist and
19 his assistants, to enforce the provisions of this section and he is hereby
20 empowered to eradicate any such insect pest, plant disease or car-
21 rier of insect or plant disease. If the owner shall refuse or neglect
22 to eradicate such pest or carrier, within ten days after receiving a
23 written notice, the state entomologist shall eradicate or cause the
24 same to be eradicated and ascertain the cost thereof. He shall cer-
25 tify the amount of such cost to the owner or person in charge of the
26 premises; and if the same is not paid to him within sixty days there-
27 after he shall certify the amount to the county auditor, who shall
28 spread the same upon the tax books, to be collected as other special
29 taxes, and turned over to the entomologist to become a part of the
30 fund for carrying this act into effect."

1 SEC. 2. Publication clause. This act being deemed of immediate
2 importance, shall take effect from and after publication in the Des
3 Moines Register, and Des Moines Capital, newspapers published at
4 Des Moines, Iowa.

Approved February 7, A. D. 1919.

I hereby certify that the foregoing act was published in the Des Moines Register and the Des Moines Capital February 10, 1919.

W. S. ALLEN, *Secretary of State.*