

(179.5), subsection two (2), unnumbered paragraph two (2), Code 1977, is amended to read as follows:

All taxes levied and imposed under this chapter and any voluntary contributions made to the dairy industry commission, shall be paid to and collected by the secretary of the commission who shall remit to the treasurer of the state, quarterly, and at the same time render to the state comptroller an itemized and verified report showing the source from which said taxes and voluntary contributions were obtained. All such taxes and voluntary contributions received, collected and remitted shall be placed in a special fund by the treasurer of state, and the state comptroller, to be known as the "Dairy Industry Fund" to be used by the Iowa dairy industry commission for the purposes set out in this chapter and to administer and enforce the laws relative thereto. Funds deposited in the dairy industry fund are appropriated for the purpose of carrying out the provisions of this chapter.

Sec. 7. All federal grants to and the federal receipts of the agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants or receipts.

Approved June 17, 1977

CHAPTER 80 BREEDING BULLS

H. F. 228

AN ACT relating to the prevention and eradication of disease communicated by breeding bulls and bull semen, and subject to a penalty provided by law.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Chapter one hundred sixty-three (163), Code 1977, is amended by adding sections two (2) through eight (8) of this Act.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

1. "Breeding bull" means a male animal of dairy or beef bovine genus used for breeding purposes.
2. "Lease" when used as a verb means to physically deliver a breeding bull pursuant to a lease agreement.

Sec. 3. NEW SECTION. LICENSE REQUIRED. A person shall not engage in the business of leasing a breeding bull without

having obtained a license from the department of agriculture and registering each breeding bull as provided in this Act. An annual license may be obtained from the department of agriculture upon application and payment of a ten-dollar fee. Each license shall expire on the first of July following the date of issue. An application shall be made on a form provided by the department of agriculture and shall contain the name of the person engaged in the business of leasing breeding bulls as lessor, the address of such business, the registration number of each breeding bull, and a description as to breed, color and other distinguishing marks, leased as lessor, and such other information as the secretary of agriculture may specify by rule promulgated pursuant to chapter seventeen A (17A) of the Code.

For the purposes of this section, a person is engaged in the business of leasing a breeding bull within this state as lessor if he leases any breeding bull to an Iowa resident more than once in any calendar year for a fee.

Sec. 4. NEW SECTION. REGISTRATION OF BREEDING BULLS. The department of agriculture shall issue to each licensee a tag or an identifying mark if the lessor desires this method of identification, for each breeding bull to be leased by the licensee. Each tag or identifying mark shall have an identification number which shall be a permanent identification number for such breeding bull and, upon disposition of such animal, the licensee shall notify the department of agriculture of such disposition and the name and address of the buyer if such animal is sold. When an additional breeding bull to be leased is acquired by a licensee, the department of agriculture shall issue a tag or approve an identifying mark for such animal without fee. The tag or identifying mark shall be permanently attached to the breeding bull.

Sec. 5. NEW SECTION. HEALTH CERTIFICATE REQUIRED. No licensee shall lease as lessor, and no person shall lease as lessee, a breeding bull within this state unless such breeding bull is accompanied by a health certificate signed by a licensed veterinarian and showing:

1. That the breeding bull has been tested by a licensed veterinarian within sixty days prior to rental and found to be free from bang's disease, and tuberculosis.

2. That, to the best of the knowledge and belief of the examining licensed veterinarian, the breeding bull is apparently free from any infectious, contagious or communicable

disease.

3. The identification number of the breeding bull tested and the date of issuance of the health certificate.

Such health certificate shall be valid for one rental on one premise only. Thereafter, a new health certificate must be issued after the breeding bull has been retested; but no new test for tuberculosis shall be required if the breeding bull is leased within sixty days of the last tuberculosis test.

One copy of the health certificate shall be filed with the department of agriculture within fourteen days after its issuance; and one copy shall be issued to the lessee when the breeding bull is delivered to him. A licensee shall show the health certificate of any breeding bull upon the request of any person designated by the department of agriculture to enforce the provisions of this Act. The licensee shall also, within ten days after the lease of each breeding bull, notify the department in writing of the name and address of the person to whom the breeding bull is being leased, together with the date of delivery.

For the purposes of this section, a breeding bull is leased within this state if it is leased to an Iowa resident.

Sec. 6. NEW SECTION. RECORDS OF BREEDING BULL. The licensee shall maintain records of each lease of a breeding bull. The records shall contain the name and address of the person to whom a breeding bull is leased, the date of each lease, and a description and the identification number of the breeding bull involved. A lessee or any agent of the department shall have the right to inspect, upon demand to the licensee, those records concerning the bull presently being leased by the lessee.

Sec. 7. NEW SECTION. DENIAL, REVOCATION OR SUSPENSION OF A LICENSE. The department of agriculture may refuse to issue or renew and may suspend or revoke a license issued under this Act for any violation of the provisions of this Act or rules adopted relating to the leasing of a breeding bull.

Sec. 8. NEW SECTION. SALE OF SEMEN. It shall be unlawful for the owner of any breeding bull located within this state to sell the semen from that bull for the purpose of artificial insemination unless that person has in his possession a signed health certificate issued by a licensed veterinarian within twelve months before the date the semen was collected, provided

the bull had not been moved to any other premise between the date of examination and the date of collection, showing that on the date of issue the breeding bull had been tested negative for tuberculosis and bang's disease and, to the best knowledge and belief of the examining veterinarian, was apparently free from any infectious, contagious, or communicable disease. If a breeding bull is moved to any other premise after issuance of the health certificate but prior to collection of the semen, that health certificate shall be invalid for purposes of this section.

Sec. 9. The provisions of this Act shall not apply to 4-H or future farmers of America organizations engaged in breeding programs, the sale of semen collected before the effective date of this Act.

Sec. 10. This Act is effective January 1, 1978.

Approved May 13, 1977

CHAPTER 81
AUJESZKY'S DISEASE

H. F. 444

AN ACT authorizing the department of agriculture to establish an Aujeszky's disease control program and providing penalties.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. INTENT. This Act is intended to provide for measures to control the transmission and incidence of aujeszky's disease among animals.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this chapter:

1. "Department" means the department of agriculture of the state of Iowa.
2. "Secretary" means the secretary of agriculture of the state of Iowa.
3. "Aujeszky's disease", commonly known as pseudorabies, means the disease wherein an animal is infected with aujeszky's disease virus irrespective of the occurrence or absence of clinical symptoms.
4. "Aujeszky's disease test" means any test for aujeszky's disease approved by the department.
5. "Infected animal" means an animal which has given a