

CHAPTER 1036
BOVINE BRUCELLOSIS
S.F. 532

AN ACT relating to bovine brucellosis, by providing vaccination requirements, providing definitions, providing for the adoption of rules, providing for the movement of cattle, and providing for indemnification for slaughtered cattle.

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

Section 1. Section 164.1, subsection 7, Code 1985, is amended to read as follows:

7. "Official calfhood vaccination" ~~shall mean means~~ the vaccination of ~~any a~~ female calf of a dairy ~~any~~ breed between the ages of ~~two four~~ months and ~~six ten~~ months or any female calf of a beef breed between the ages of ~~two months and ten months~~ with brucella vaccine approved by the U.S. United States department of agriculture, which calf ~~shall have vaccination has~~ been ~~vaccinated administered~~ by a licensed accredited veterinarian according to the rules established by the department. The officially vaccinated animal shall be identified by a ~~an~~ official vaccination tattoo mark, and an ~~an~~ official ear tag or owner's purebred identification. ~~Such~~ The tattoo mark, ear tag or owner's purebred identification shall be described in a certificate furnished by the attending veterinarian.

Within thirty days following ~~such~~ the vaccination, the attending veterinarian shall supply the owner with a certificate of vaccination. The veterinarian shall retain a copy of ~~same~~ the certificate and forward a copy to the local office of the U.S. department of agriculture or a copy to state veterinarian within the Iowa department of agriculture.

Sec. 2. Section 164.1, subsection 8, Code 1985, is amended by striking the subsection and inserting in lieu thereof the following:

8. "Class free state" means there has been no known brucellosis in cattle for a period of twelve months. States are classified as class free, class A, class B, and class C, according to guidelines set forth in 9 C.F.R. § 78.1.

Sec. 3. Section 164.1, subsection 9, Code 1985, is amended to read as follows:

9. "State-approved premises" means feedlot or grazing areas established at the discretion of the department for the feeding, fattening or growing of ~~imported~~ untested heifers over ~~eight four~~ months of age but under ~~twenty-four~~ eighteen months of age, or ~~native untested female cattle~~. Rules governing the operation of ~~such~~ the premises shall be made at the discretion of the department and subject to ~~the provisions of~~ chapter 17A.

Sec. 4. Section 164.3, Code 1985, is amended to read as follows:

164.3 FEMALE CALVES VACCINATED.

All native female cattle of a dairy ~~any~~ breed between the ages of ~~two four~~ and ~~six~~ months and all native female cattle of a beef breed between the ages of ~~two months and ten months~~ may be officially vaccinated for brucellosis according to the method approved by the United States department of agriculture. The expense of ~~such~~ the vaccination shall be borne in the same manner as set forth provided in section 164.6.

Sec. 5. Section 164.4, Code 1985, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH. The department shall adopt rules that are no less restrictive than the uniform methods and rules for brucellosis eradication promulgated by the United States department of agriculture, APHIS 91-1, effective July 1, 1984, but may adopt rules that are more restrictive, subject to chapter 17A.

NEW UNNUMBERED PARAGRAPH. The department shall have the discretion to implement any of the procedures enumerated in the uniform methods and rules if approved jointly by state and federal animal health officials, including but not limited to the use of quarantined pastures, quarantined feedlots, or other options permitted under the uniform methods and rules.

Sec. 6. Section 164.9, Code 1985, is amended to read as follows:
164.9 RETEST ORDERED.

The department may order a retest of any breeding cattle at any time, when in their the department's opinion, it is necessary. In case of reactors, one retest shall be granted the owner of the cattle by the department upon the request of the owner or owner's veterinarian before the cattle are permanently marked as reactors, such and the expense of the retest of reactors shall be at the owner's expense borne in the same manner as provided in section 164.6.

Sec. 7. Section 164.13, Code 1985, is amended to read as follows:
164.13 UNLAWFUL ACTS.

It shall be unlawful for any owner to sell or transfer ownership of any bovine animal or allow commingling of cattle belonging to two or more owners, or the commingling of dairy or breeding cattle with cattle under feeder quarantine as feeding or grazing animals on a state approved premises, unless they are accompanied by a negative brucellosis test report issued by an accredited veterinarian, conducted within thirty days. The provisions of this section do not apply to the following:

1. Calves under ten four months of age, spayed heifers, and steers.
2. Official vaccinates under thirty months of age of beef breeds under twenty-four months of age and of dairy breeds under twenty months of age, if accompanied by official calfhood vaccination certificates not visibly parturient or postparturient.
3. Animals consigned directly to slaughter.
4. Animals moved for exhibition purposes:
 - a. When under thirty months of age the test-eligible ages specified in subsection 2 and accompanied by an official vaccination certificate.
 - b. Animals of any age when accompanied by a report of a negative brucellosis test conducted within seventy-five thirty days.
5. Animals originating from a herd certified to be in a class free of brucellosis state or animals from a certified brucellosis area free herd.
6. Cattle moved to a state-approved premises, as defined in section 164.1, subsection 9, as provided by the department.

Sec. 8. Section 164.14, Code 1985, is amended to read as follows:
164.14 IMPORTED CATTLE.

1. Female cattle over ten four months of age, and under twenty-four eighteen months not visibly pregnant parturient or postparturient, may enter the state for feeding purposes to be consigned to a state-approved premises under quarantine. Such cattle as well as native female animals over twenty-four months of age that have been consigned to the lot may be released from the premises if they meet one have been any of the following requirements:
 - a. Consignement Consigned to slaughter.
 - b. Consignement Consigned to a federally approved market.
 - c. Consigned to another quarantined premises.
 - d. Tested negative to brucellosis at owner's expense. The test shall be made not less than thirty sixty days after the last consignment to the premises and shall include all animals on the premises.
2. Female cattle over twenty-four eighteen months of age may enter the state if they meet one are any of the following requirements:

- a. Consigned to a federally approved market.
- b. Consigned to a slaughter plant for immediate slaughter.
- c. Accompanied by an official health certificate showing a record of a negative brucellosis test, when required, accomplished within thirty days of importation.

Sec. 9. Section 164.21, unnumbered paragraphs 1 and 2, Code 1985, are amended to read as follows:

The department shall certify the claim of the owner for each animal slaughtered in accordance with this chapter. An infected herd may be completely depopulated and indemnity paid ~~on individual animals~~ when, in the opinion of the officials of the department and officials of the ~~animal research~~ veterinary service of the United States department of agriculture, the disease cannot be adequately controlled by routine testing.

Indemnity ~~can~~ shall only be paid if money is available in the brucellosis and tuberculosis eradication fund and if indemnity payment is also made by the United States department of agriculture. However, if the United States department of agriculture is unable to pay indemnity, the state may still pay indemnity for condemned animals if money is available.

Approved April 7, 1986

CHAPTER 1037

SCHEDULE I AND II CONTROLLED SUBSTANCES

S.F. 2041

AN ACT relating to schedule I and schedule II controlled substances regulated by the board of pharmacy examiners.

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

Section 1. Section 204.204, subsection 4, lettered paragraph u, Code Supplement 1985, is amended to read as follows:

u. Tetrahydrocannabinols, except as otherwise provided by rules of the board of pharmacy examiners for medicinal purposes. Synthetic equivalents of the substances contained in the plant, or in the resinous extractives of *Cannabis sp.*, and synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity such as the following: Δ 1 cis or trans tetrahydrocannabinol, and their optical isomers, excluding dronabinol in sesame oil and encapsulated in a soft gelatin capsule in a drug product approved by the United States food and drug administration. Δ 6 cis or trans tetrahydrocannabinol, and their optical isomers. Δ 3,4 cis or trans tetrahydrocannabinol, and their optical isomers. (Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions covered.)

Sec. 2. Section 204.204, Code Supplement 1985, is amended by adding the following new subsection:

NEW SUBSECTION. 9. OTHER MATERIALS. Any material, compound, mixture, or preparation which contains any quantity of the following substances:

- a. 3-Methylfentanyl (N-[3-Methyl-1-[2-Phenylethyl]-4-piperidyl]-N-phenylpropanamide), its optical and geometric isomers, salts, and salts of isomers.
- b. 3,4-Methylenedioxyamphetamine (MDMA), its optical, positional and geometric isomers, salts, and salts of isomers.
- c. 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP), its optical isomers, salts, and salts of isomers.