

# Senate File 2018 - Introduced

SENATE FILE \_\_\_\_\_  
BY APPEL

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the promotion of equines, by establishing an  
2 equine industry promotional commission and an equine industry  
3 promotional fund, and providing an appropriation.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TL5B 5182SS 82  
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1 1 Section 1. NEW SECTION. 175C.1 DEFINITIONS.  
1 2 1. "Commission" means the equine industry promotional  
1 3 commission established pursuant to section 175C.2.  
1 4 2. "Department" means the department of agriculture and  
1 5 land stewardship.  
1 6 3. "Fund" means the equine industry promotional fund  
1 7 created pursuant to section 175C.6.  
1 8 4. "Secretary" means the secretary of agriculture.  
1 9 Sec. 2. NEW SECTION. 175C.2 EQUINE INDUSTRY PROMOTIONAL  
1 10 COMMISSION.  
1 11 1. An equine industry promotional commission is  
1 12 established within the department.  
1 13 2. The commission shall be composed of the following  
1 14 members:  
1 15 a. Four nonvoting, ex officio members who shall include  
1 16 all of the following:  
1 17 (1) The secretary of agriculture or the secretary's  
1 18 designee.  
1 19 (2) The dean of the college of agriculture at Iowa state  
1 20 university or the dean's designee.  
1 21 (3) A licensed veterinarian associated with the veterinary  
1 22 teaching hospital at the college of veterinary medicine at  
1 23 Iowa state university who is appointed by the dean of the  
1 24 college.  
1 25 (4) A person appointed by the president of the Iowa  
1 26 association of community college presidents. The person shall  
1 27 be actively engaged in the care and management of equines as  
1 28 part of a curriculum at a community college.  
1 29 b. Eleven voting members who shall be appointed by the  
1 30 governor. The voting members must be presently actively  
1 31 engaged or have long been actively engaged in providing for  
1 32 the care and management of equines, including breeds of equine  
1 33 common in this state. Ten of the members shall be actively  
1 34 engaged in areas of equine expertise, which shall include at  
1 35 least all of the following:  
2 1 (1) Quarterhorse racing.  
2 2 (2) Thoroughbred racing.  
2 3 (3) Harness racing.  
2 4 (4) Ring or arena events or judging competitions, which  
2 5 may include shows, exhibitions, rodeos, or other contests.  
2 6 (5) Recreational activities, which may include trail  
2 7 riding.  
2 8 (6) Activities which involve pulling wagons, carts,  
2 9 carriages, or agricultural equipment or implements.  
2 10 (7) Ranching activities such as herding and roping  
2 11 livestock.  
2 12 (8) Breeding equines.  
2 13 (9) Support services providing for routine care and  
2 14 management, which may include auctioneers, stables, trainers,  
2 15 tack dealers, feed dealers, or ferrriers.  
2 16 (10) The practice of veterinary medicine as a member in  
2 17 good standing of the American association of equine  
2 18 practitioners.  
2 19 3. The governor shall appoint the voting members based on

2 20 a list of nominations submitted by organizations or  
2 21 individuals representing areas of equine expertise.  
2 22 Appointments of voting members are subject to the requirements  
2 23 of sections 69.16 and 69.16A. In addition, the appointments  
2 24 shall be geographically balanced. Unless the governor  
2 25 determines that it is not feasible, at least one person  
2 26 appointed as a voting member shall reside in each of the  
2 27 state's congressional districts at the time of appointment.

2 28 4. Except for initial appointees, the voting members shall  
2 29 serve three-year terms. However, the governor shall appoint  
2 30 initial members to serve for two-year or three-year terms to  
2 31 ensure the appointment of at least one member each year. A  
2 32 member is eligible for reappointment but shall not serve for  
2 33 more than two consecutive terms. A vacancy on the commission  
2 34 shall be filled for the unexpired portion of the regular term  
2 35 in the same manner as regular appointments are made. A member  
3 1 filling an unexpired term shall not serve for more than seven  
3 2 consecutive years. A former member may be appointed to the  
3 3 commission if the former member has not served on the  
3 4 commission for two years.

3 5 5. The commission shall elect a chairperson and other  
3 6 officers from among its voting members as provided by the  
3 7 commission. The commission shall meet on a regular basis and  
3 8 at the call of the chairperson or upon the written request to  
3 9 the chairperson of five or more voting members. The  
3 10 commission shall adopt rules for the conduct of its business  
3 11 and may provide for the establishment of committees.

3 12 6. Members are not entitled to receive compensation but  
3 13 shall receive reimbursement of expenses from the department as  
3 14 provided in section 7E.6.

3 15 7. Six voting members constitute a quorum and the  
3 16 affirmative vote of a majority of the voting members present  
3 17 is necessary for any substantive action to be taken by the  
3 18 commission. The majority shall not include any member who has  
3 19 a conflict of interest and a statement by a member that the  
3 20 member has a conflict of interest is conclusive for this  
3 21 purpose. A vacancy in the membership does not impair the  
3 22 duties of the commission.

3 23 Sec. 3. NEW SECTION. 175C.3 COMMISSION'S MISSION.  
3 24 The commission is the principal public organization devoted  
3 25 to promoting the collective interests of the state's equine  
3 26 industry.

3 27 Sec. 4. NEW SECTION. 175C.4 COMMISSION DUTIES.  
3 28 In carrying out its mission, as provided in section 175C.3,  
3 29 the commission may do all of the following:

- 3 30 1. Market and promote the equine industry.
- 3 31 2. Maintain an accurate and current database regarding the  
3 32 equine industry and equine communities.
- 3 33 3. Collect and disseminate accurate information regarding  
3 34 equines to the equine industry and equine communities.
- 3 35 4. Initiate or support equine educational programs.

4 1 5. Initiate or support equine research.  
4 2 Sec. 5. NEW SECTION. 175C.5 DEPARTMENT DUTIES.  
4 3 The department shall assist the commission in carrying out  
4 4 its mission as provided in section 175C.3 by doing all of the  
4 5 following:

- 4 6 1. Furnishing facilities, supplies, and clerical  
4 7 assistance.
- 4 8 2. Assisting the commission in carrying out its duties as  
4 9 provided in section 175C.4.
- 4 10 3. Administering the equine industry promotional fund as  
4 11 provided in section 175C.6.

4 12 Sec. 6. NEW SECTION. 175C.6 EQUINE INDUSTRY PROMOTIONAL  
4 13 FUND.

4 14 1. An equine industry promotional fund is created in the  
4 15 state treasury under the administration of the department and  
4 16 the control of the commission. The fund is composed of moneys  
4 17 appropriated by the general assembly and moneys available to  
4 18 and obtained or accepted by the department from the United  
4 19 States or private sources for placement in the fund.

4 20 2. Moneys in the fund are appropriated to the commission  
4 21 exclusively to assist the commission in carrying out its  
4 22 duties as provided in section 175C.4, and the department in  
4 23 carrying out its duties as provided in section 175C.5.

4 24 3. Section 8.33 shall not apply to moneys in the fund.  
4 25 Notwithstanding section 12C.7, moneys earned as income or  
4 26 interest from the fund shall remain in the fund until expended  
4 27 as provided in this section.

4 28 Sec. 7. APPROPRIATION == EQUINE INDUSTRY PROMOTIONAL FUND.  
4 29 There is appropriated from the general fund of the state to  
4 30 the department of agriculture and land stewardship for the

4 31 fiscal year beginning July 1, 2008, and ending June 30, 2009,  
4 32 the following amount, or so much thereof as is necessary, to  
4 33 be used for the purposes designated:  
4 34 For deposit in the equine industry promotional fund as  
4 35 provided in section 175C.6, and for salaries, support,  
5 1 maintenance, miscellaneous purposes, and for not more than the  
5 2 following full-time equivalent positions:

5 3 .....	\$	50,000
5 4 .....	FTEs	1.00

5 5 EXPLANATION

5 6 This bill establishes an equine industry promotional  
5 7 commission which is housed in the department of agriculture  
5 8 and land stewardship. The commission is composed of both  
5 9 nonvoting, ex officio members and voting members. The  
5 10 nonvoting, ex officio members include the secretary of  
5 11 agriculture or the secretary's designee, the dean of the  
5 12 college of agriculture at Iowa state university or the dean's  
5 13 designee, a licensed veterinarian appointed by the dean of the  
5 14 college of veterinary medicine at Iowa state university, and a  
5 15 person representing a community college who is actively  
5 16 engaged in equine management. The commission includes 11  
5 17 voting members appointed by the governor who are actively  
5 18 engaged or have long been actively engaged in providing for  
5 19 the care and management of equines. The bill requires that a  
5 20 number of the appointees have expertise in diverse areas of  
5 21 equine endeavors, including quarterhorse racing, thoroughbred  
5 22 racing, harness racing, ring, or arena events, recreational  
5 23 activities, power-related activities such as pulling wagons or  
5 24 plows, ranching, breeding, providing support services, and  
5 25 providing veterinary care. The bill provides a number of  
5 26 procedures for the appointment of members, voting, conduct of  
5 27 meetings, and reimbursement of members, which are consistent  
5 28 with other statutes establishing citizen-appointed bodies.

5 29 The bill states that the commission's mission is to promote  
5 30 the collective interests of the state's equine industry.

5 31 The bill authorizes the commission to perform a number of  
5 32 duties required to accomplish its mission, including marketing  
5 33 and promoting the equine industry, maintaining an accurate and  
5 34 current database regarding the equine industry, collecting and  
5 35 disseminating accurate information regarding equines, and  
6 1 initiating and supporting educational or research programs.

6 2 The bill establishes an equine industry promotional fund  
6 3 under the control of the commission. Moneys in the fund are  
6 4 appropriated to the commission exclusively to assist the  
6 5 commission in carrying out its duties.

6 6 The bill appropriates moneys from the general fund for  
6 7 deposit into the equine industry promotional fund to carry out  
6 8 the provisions of the bill.

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