

A BILL FOR AN ACT

To eradicate tuberculosis in cattle, to compensate owners of condemned animals, to disinfect premises where tuberculosis has existed, to control the use and sale of tuberculin, to control the movements of infected animals, to provide for levying a tax to carry out the provisions herefor, and to fix penalties for violatons of this act.

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

1 Section 1. On and after July 1, 1920, no milk,
2 cream or milk products shall be sold, kept for sale or offered
3 for sale, except from cows tested with tuberculin and found to
4 be free from tuberculosis, or which have been tested with
5 tuberculin within one year prior to July 1, 1920, and are accom-
6 panied by a verified test record from a duly authorized veter-
7 inary surgeon. And it is further provided that on and after
8 July 1, 1920, no bull or cow shall be kept, sold, or offered
9 for sale for breeding purposes, unless within one year prior
10 to July 1, 1920, such animal shall have been tested with tuber-
11 culin or is accompanied by a verified test record from an au-
12 thorized veterinary surgeon, showing the animal to be free from
13 tuberculosis.

1 Sec. 2. It is hereby made the duty of the Com-
2 mission of Animal Health, hereinafter to be known as the commis-
3 sion, to carry out the provisions of this act. All animals cov-
4 ered by this act shall be tested at state expense except as other-

5 wise provided, and the commission shall keep a careful record of
6 all tests made, and shall promptly issue to owners of all cattle
7 tested a certificate of health specifying the number and de-
8 scription of each animal. It is provided that when any herd
9 of cattle has been tested the second time and is found to be
10 free from tuberculosis, then the commission shall place such
11 herd on the accredited list and shall issue to the owner cer-
12 tificates to that effect. It is provided also that calves
13 from such accredited herds under six months of age shall be
14 eligible to the accredited list.

1 Sec. 3. Whe many cattle are tested with tuber-
2 culin and show a positive reaction, or show clinical evidence
3 of tuberculosis, unless exempted as hereinafter provided, then
4 such animals shall at once become the property of the state
5 and the owner shall be indemnified as hereinafter defined, and
6 the said owner shall receive the full appraised valuation of
7 such animal not to exceed three hundred dollars (\$300.00) for
8 a pure bred animal, and not to exceed one hundred fifty dollars
9 (\$150.00) for a grade animal. No owner of any bovine animal
10 imported into this state shall, within a period of one year
11 from the date of entry of such animal, be eligible to indemnity
12 under this act, and the commission may require the retesting of
13 herds every two years. The commission shall arrange for the
14 sale and slaughter of all reacting animals, with abattoirs with-
15 in the state where federal inspection is maintained, and all
16 moneys received for such animals shall be promptly turned into

17 the state treasury to the credit of the animal tuberculosis fund
18 hereinafter provided for, and the owner of such condemned ani-
19 mals shall deliver the same to the nearest shipping station as
20 directed by the commission. The commission shall keep a care-
21 ful record of all sales and indemnities and shall promptly certify
22 to the auditor of state the names of owners, number of cattle
23 and amount to be paid, and said auditor shall issue warrants on
24 the treasurer of state for such compensation.

1 Sec. 4. When the commission shall have knowledge
2 or suspect any animals or herds covered by this act, of having
3 tuberculosis; or upon the complaint, in writing, of any board
4 of supervisors, or trustees of any township, or mayor or coun-
5 cil of any city or incorporated town, then said commission
6 shall order an appraisal of such cattle and the value shall be
7 fixed before the tuberculin test is made. It is provided,
8 however, that if any owner of any pure bred bull or bovine ani-
9 mal, desires to keep for breeding purposes such animal, then
10 he shall apply in writing to the commission and such privilege
11 shall be granted under such rules and regulations as the com-
12 mission may adopt for the control of such animal and at the ex-
13 pense of the owner. When cows used for dairy purposes, the
14 milk from which is vended to customers, have been tested and
15 are found to be free from tuberculosis, then the commission
16 shall issue to the owner certificates of health. Said certi-
17 ficates shall specify the number of cows and description there-
18 of and it shall be the duty of said owner to keep copies of

19 such certificates posted in at least three conspicuous places
20 on his premises. If said cows are tested annually the certifi-
21 cates shall be renewed annually.

1 Sec. 5. The commission may appoint qualified
2 veterinary surgeons or other qualified persons, to make the tests.
3 Said testers shall give bonds in such sum as may be deemed advis-
4 able by the commission and their compensation shall be fixed
5 as herein provided, but shall in no case exceed eight dollars
6 (\$8.00) per diem, hotel and traveling expenses, when engaged in
7 the duties required by this act, and said commission shall de-
8 termine the kind of test to be used (meaning ocular, intradermal
9 or subcutaneous) and shall formulate such reasonable rules and
10 regulations as may be necessary to carry out the intent of the
11 law. Any test adopted by the commission shall be valid if when
12 used its characteristic reactions are produced in the animal so
13 tested.

1 Sec. 6. The commission shall select and employ
2 not to exceed four men at any one time who shall be known as
3 state appraisers. The state shall be divided into appraisal
4 districts and at least one appraiser shall be appointed in each
5 district. They shall be men of integrity and shall have knowl-
6 edge of the live stock industry, particularly dairy and breed-
7 ing cattle. They shall understand animal values and be judi-
8 cious and careful to faithfully represent both the interests of
9 the owners of the cattle covered by this act and of the state of
10 Iowa. Such appraisers shall be required to give bonds in such

11 sums as may be deemed advisable by the commission and the com-
12 pensation shall be fixed for said apprasers as herein provided,
13 but shall not exceed eight dollars (\$8.00) per diem, hotel and
14 traveling expenses. They shall be subject to the call of the
15 executive officer of the commission, but in no event shall more
16 than one appraiser be assigned to make any appraisement. It
17 is provided that if any owner of any cattle designated herein
18 shall be dissatisfied with the valuations fixed by said state
19 appraiser, then said owner may appeal in writing, to the commis-
20 sion who shall arrange some just method of appraisement satis-
21 factory alike to the owner and the state. Should the second
22 appraisement raise the valuations ten per cent (10%) above
23 those set by the state appraiser then the state shall pay for
24 the second appraisement; otherwise the expense of said second
25 appraisement shall be borne by the owner.

1 Sec. 7. The commission shall, together with the
2 State Executive Council, fix the compensation for all persons
3 employed as testers or appraisers and all expense accounts
4 shall be audited by the state board of audit.

1 Sec. 8. If owners of any cattle included under
2 this act desire at their own expense and risk to have such cattle
3 tested with tuberculin, they shall in writing apply to the
4 commission for tuberculin, which shall be furnished at actual
5 cost and may employ a designated veterinary surgeon or some
6 person authorized to make such tuberculin test; provided that
7 in no case shall the charge for such test be more than one

8 dollar (\$1.00) for each animal. If the expense for such test
9 shall exceed more than one dollar for each animal tested then
10 the difference shall be fixed by the commission and paid by the
11 state but shall not exceed eight dollars (\$8.00) per diem,
12 hotel and traveling expenses. It is further provided that
13 reacting animals shall be disposed of as the commission may di-
14 rect and at the owner's expense.

1 Sec. 9. The commission shall have control of the
2 sale, distribution and use of all tuberculin used in the state,
3 and shall formulate reasonable rules for its use. It is here-
4 by provided that only persons authorized by the commission shall
5 be entitled to administer tuberculin to any animal included
6 under this act.

1 Sec. 10. It shall be the duty of the commission
2 where bovine tuberculosis is found, after the diseased animals
3 have been removed, to supervise the disinfection of the premises,
4 buildings, barns and yards, using such disinfectants as shall be
5 prescribed by the commission, the expense to be borne by the
6 owner.

1 Sec. 11. The commission is hereby directed to
2 co-operate with the Bureau of Animal Industry of the Department
3 of Agriculture of the United States, on such basis as may be
4 mutually agreeable, for the control and eradication of tubercu-
5 losis in animals.

1 Sec. 12. If the owner of any cattle shall wil-
2 fully, knowingly, or carelessly add tuberculous animals to herds

3 after the passage of this act, then such herds shall be retested,
4 and said owner shall not be entitled to any compensation for
5 any reacting animals. Any person, dairyman, shipper, breeder,
6 packer, veterinary surgeon or designated tester, appriaser or
7 commissioner, who shall conspire or connive or plot to violate
8 the rules and regulations of the commission, or to defeat the
9 tuberculin test, or to defraud the state or any individual, or
10 knowingly import any tuberculous animal into the state or to
11 violate any of the provisions of this act, shall be deemed
12 guilty of a misdemeanor and shall on conviction be liable to a
13 fine of not more than five hundred dollars (\$500.00), or to
14 serve in the county jail not more than six months, or both.

1 Sec. 13. For the purpose of carrying out the pro-
2 visions of this act there is hereby appropriated out of any
3 money in the state treasury, not otherwise appropriated, the sum
4 of fifty thousand dollars (\$50,000.00), to become available on
5 the taking effect of this act, and the board of supervisors
6 of each county in this state shall levy at the time of levying
7 taxes for county purposes in 1917, and annually thereafter, two
8 cents per head on all cattle, and one cent per head on all hogs
9 returned by the assessors of each county, said levies to be
10 collected annually by the county treasurer of each county like
11 other taxes, and to be remitted to the state treasurer for the
12 creation of what shall be known as the State Animal Tuberculosis
13 Fund. It is further provided that when sufficient money has
14 accumulated in said Animal Tuberculosis Fund to reimburse the

15 state, then the state treasurer is directed to transfer from
16 said tuberculoss fund the fifty thousand dollars (\$50,000.00)
17 herein appropriated, or so much thereof as may have been used to
18 carry out the provisions of this act.

1 Sec. 14. This act being deemed of immediate im-
2 portance shall be in effect on and after its publication in the
3 Des Moines Register and the Des Moines Captal, newspapers pub-
4 lished at Des Moines, Iowa.