

Agriculture.
January 23, 1933.

Senate File No. 120.
By ANDERSON.

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A BILL FOR

An Act to repeal sections twenty-six hundred sixty-six (2666), twenty-six hundred sixty-nine (2669), twenty-six hundred seventy-five (2675), twenty-six hundred seventy-nine (2679), twenty-six hundred eighty-one (2681), twenty-six hundred eighty-two (2682), twenty-six hundred eighty-six (2686), twenty-six hundred eighty-nine (2689), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), to twenty-seven hundred two (2702), inclusive, twenty-seven hundred four-b one (2704-b1), twenty-seven hundred four-b two (2704-b2), twenty-seven hundred four-b three (2704-b3), and twenty-seven hundred four-c one (2704-c1), Code, 1931, and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to prohibit the sale of tubercular animals or the meat or flesh thereof for food, and to provide a penalty for the violation thereof; to define the word "examination" and the word "shall" in said statutes; to grant the owner his choice of veterinarians; to provide tax levy.

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

1 Section 1. Repeal. Sections twenty-six hundred
2 sixty-six (2666), twenty-six hundred seventy-five (2675),
3 twenty-six hundred eighty-two (2682), twenty-six hundred
4 eighty-nine (2689), twenty-six hundred ninety-nine (2699),
5 twenty-seven hundred (2700), twenty-seven hundred one (2701),
6 twenty-seven hundred two (2702), twenty-seven hundred four-b
7 one (2704-b1), twenty-seven hundred four-b two (2704-b2),
8 twenty-seven hundred four-b three (2704-b3), and twenty-seven
9 hundred four-c one (2704-c1), Code, 1931, be and the same
10 are hereby repealed.

1 Sec. 2. Construction of Statutes. The word "examination",
2 wherever used in the statutes in Chapter 129 of the Code of

3 Iowa, 1931, means diagnosis; and in no case shall it be construed
4 to mean “tuberculin test”. The word “shall”, wherever used in
5 the statutes in Chapter One Hundred Twenty-nine (129) of the
6 Code of Iowa, 1931, shall be construed as mandatory.

1 Sec. 3. Examining or Testing Herds. The owner of any
2 herd kept for breeding or dairy purposes may petition the Depart-
3 ment of Agriculture for an examination or test, or both, of
4 such herd for tuberculosis. The Department shall grant the
5 petition when satisfied that the petitioner intends to permanently
6 maintain his herd and has applied for such examination or test,
7 or both, for the sole purpose of detecting the presence of such
8 disease and freeing his herd therefrom. Such examination or
9 test, or both, shall be conducted as soon as practicable after
10 the granting of the petition.

1 Sec. 4. Presence of Tuberculosis—Use of Infected
2 Animals. Section twenty-six hundred sixty-nine (2669), Code,
3 1931, be and the same is hereby repealed and the following
4 enacted in lieu thereof:

5 “If tubercular animals are found after the administration
6 of the tuberculin test, the department may enter into a written
7 agreement with the owner, subject to such conditions as it may
8 prescribe, for the separation and quarantine of such diseased
9 animals. Subject to such conditions, the diseased animals may
10 continue to be used for breeding purposes. If such animals are
11 ordered slaughtered, they shall either be slaughtered on the
12 premises of the owner and their carcasses burned, or they shall

13 be disposed of to a rendering plant.”

1 Sec. 5. Sale of Tubercular Animals for Food. If, after the
2 administration of the tuberculin test, any reactors are found,
3 it shall be unlawful for the owner, his employee, servant or
4 agent, or any other person acting for himself or acting as
5 employee, servant or agent of any company or corporation, to sell,
6 give away or dispose of said animal or animals or of any of the
7 meat or flesh of same, for food.

1 Sec. 6. Penalty. Any person violating the provisions of
2 Section 5, above, shall be guilty of a misdemeanor and shall be
3 fined not to exceed Five Hundred Dollars (\$500.00), or confined
4 in the county jail for a period of six (6) months, or both.

1 Sec. 7. Persons Authorized to Make Examination or Administer
2 Tuberculin Test. Section twenty-six hundred seventy-nine (2679),
3 Code, 1931, be and the same is hereby repealed and the following
4 enacted in lieu thereof:

5 “No person shall make the examination or administer
6 the tuberculin test to any herd of cattle unless he is an
7 accredited veterinarian.”

1 Sec. 8. Right of Owner to Choose Veterinarian. The
2 owner of any herd of cattle shall have the right to choose
3 any accredited veterinarian who is a resident of his county
4 to make an examination or to administer the tuberculin test
5 to his herd of cattle.

1 Sec. 9. Equipment for Accredited Veterinarians.
2 Section twenty-six hundred eighty-one (2681), Code, 1931,

3 be and the same is hereby repealed and the following enacted
4 in lieu thereof.

5 “The department may furnish any accredited veterinarian
6 with the necessary tuberculin and other materials, not including
7 instruments and utensils, necessary to administer the tuberculin
8 test provided for in this chapter.”

1 Sec. 10. Tax Levy. Section twenty-six hundred eighty-six
2 (2686), Code, 1931, be and the same is hereby repealed and the
3 following enacted in lieu thereof:

4 “In each county in the state, the Board of Supervisors
5 may, each year, when it it makes the levy for taxes, levy a tax
6 sufficient to pay the indemnities and other expenses provided
7 in said Chapter One Hundred twenty-nine (129), as amended, but
8 such levy shall not, in any year, exceed three-fourths of one
9 (1) mill upon the taxable value of all the property in the county.

1 Sec. 11. This act being deemed of immediate importance shall
2 be in full force and effect after the passage and publication in
3 the Fort Dodge Messenger, a newspaper published at Fort Dodge,
4 Iowa, and in the Tipton Conservative, a newspaper published at
5 Tipton, Iowa.