

Agriculture: McKean, Chair: De Groot and Welsh.

SENATE FILE 2287

BY COMMITTEE ON AGRICULTURE
Approved (p. 147)

FILED MAR 15 1982

Passed Senate, Date 3-18-82 (p. 818) Passed House, Date _____

Vote: Ayes 41 Nays 5 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act to limit the application of the importation and
2 inspection regulations of the Iowa crop pest Act to persons
3 in the business of selling or transporting plants and
4 plant products.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S. 2287

1 Section 1. Section 177A.8, Code 1981, is amended to read
2 as follows:

3 177A.8 IMPORTATION--REGULATIONS. It ~~shall-be~~ is unlawful
4 for any person engaged in the business of selling or
5 transporting plants or plant products to bring or cause to
6 be brought into this state any plant or plant product listed
7 in the rules, unless there ~~be~~ is plainly and legibly marked
8 thereon or affixed thereto, or on or to the carrier, or the
9 bundle, package, or container, in a conspicuous place, a
10 statement or tag or device showing the names and addresses
11 of the consignors or shippers and the consignees or persons
12 to whom shipped, the general nature and quantity of the
13 contents, and the name of the locality where grown, together
14 with a certificate of inspection of the proper official of
15 the state, territory, district, or country from which it was
16 brought or shipped, showing that ~~such~~ the plant or plant
17 product was found or believed to be free from dangerously
18 injurious insect pests and diseases, and giving any other
19 information required by the state entomologist.

20 Sec. 2. Section 177A.9, unnumbered paragraph 1, Code 1981,
21 is amended to read as follows:

22 It ~~shall-be~~ is unlawful for ~~any~~ a person engaged in the
23 business of selling or transporting plants or plant products
24 to sell, give away, carry, ship, or deliver for carriage or
25 shipment, within this state, any plants or plant products
26 listed in the rules unless ~~such~~ the plants or plant products
27 have been officially inspected and a certificate issued by
28 an inspector of the state entomologist's office stating that
29 ~~such~~ the plants or plant products have been inspected and
30 found to be apparently free from dangerously injurious insect
31 pests and diseases, and giving any other facts provided for
32 in the rules. For the issuance of ~~such~~ the certificate, the
33 state entomologist may require the payment of a reasonable
34 fee to cover the expense of ~~such~~ inspection and certification.
35 ~~Provided, that~~ However, if ~~such~~ the plants or plant products

1 were brought into this state in compliance with section 177A.8,
2 the certificate required by that section may be accepted in
3 lieu of the inspection and certificate required by this
4 section, in such cases as ~~shall-be~~ provided for in the rules.
5 If it ~~shall-be~~ is found at any time that a certificate of
6 inspection, issued or accepted under ~~the-provisions-of~~ this
7 section, is being used in connection with plants and plant
8 products which are infested or infected with dangerously
9 injurious insect pests or diseases or in connection with
10 uninspected plants, its further use may be prohibited, subject
11 to such inspection and disposition of the plants and plant
12 products involved as may be provided for by the state
13 entomologist. All moneys collected under ~~the-provisions-of~~
14 this chapter shall be turned over to the secretary who shall
15 deposit them in the state treasury.

16 EXPLANATION

17 This bill limits the application of sections in the Iowa
18 crop pest Act dealing with importation of and inspection of
19 plants and plant products to only those persons engaged in
20 the business of selling or transporting plants or plant
21 products. This bill takes effect July 1 following enactment.

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