

# House Amendment 1903

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1 1 Amend Senate File 551, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 20, by inserting after line 2 the  
1 4 following:  
1 5 <DIVISION \_\_\_\_\_  
1 6 CODE LANGUAGE == MOVEMENT AND HEALTH OF SWINE  
1 7 Sec. \_\_\_\_\_. Section 163.2, Code 2007, is amended by  
1 8 adding the following new subsections:  
1 9 NEW SUBSECTION. 2A. "Custody or control" means to  
1 10 keep an animal in an enclosed or confined location, in  
1 11 a manner that prevents the release or escape of the  
1 12 animal from the location including but not limited to  
1 13 keeping the animal for breeding, growing, movement, or  
1 14 harvesting.  
1 15 NEW SUBSECTION. 3A. "Estray" means not to be in  
1 16 the custody or control of a person.  
1 17 NEW SUBSECTION. 3B. "Game swine" means the same  
1 18 as defined in section 171.1.  
1 19 Sec. \_\_\_\_\_. Section 163.30, subsection 5, unnumbered  
1 20 paragraph 1, Code 2007, is amended to read as follows:  
1 21 All swine moved shall be accompanied by a  
1 22 certificate of veterinary inspection issued by the  
1 23 state of origin and prepared and signed by a  
1 24 veterinarian. The certificate shall show the point of  
1 25 origin, the point of destination, individual  
1 26 identification, immunization status, and, when  
1 27 required, any movement permit number assigned to the  
1 28 shipment by the department. The certificate of  
1 29 veterinary inspection shall state whether the swine  
1 30 are game swine, and shall provide any registration  
1 31 information as required by section 171.4. All such  
1 32 movement of swine shall be completed within  
1 33 seventy-two hours unless an extension of time for  
1 34 movement is granted by the department.  
1 35 Sec. \_\_\_\_\_. NEW SECTION. 163.32 ESTRAY SWINE.  
1 36 A person who captures swine which is estray in  
1 37 another state shall not move that swine into this  
1 38 state.  
1 39 Sec. \_\_\_\_\_. NEW SECTION. 163.61A PENALTY AND  
1 40 DISCIPLINARY ACTION FOR TAKING ESTRAY SWINE.  
1 41 1. A person who violates section 163.32 is guilty  
1 42 of an aggravated misdemeanor. A person is guilty of a  
1 43 separate offense for each swine which is the subject  
1 44 of the violation.  
1 45 2. Upon a person's conviction for violating  
1 46 section 163.32, the sentencing court may, as part of  
1 47 the judgment, revoke or suspend a license issued  
1 48 pursuant to chapter 481A or 483A for a definite period  
1 49 of time.  
1 50 Sec. \_\_\_\_\_. NEW SECTION. 171.1 DEFINITIONS.  
2 1 As used in this chapter, unless the context  
2 2 otherwise requires:  
2 3 1. "Custody or control" means the same as defined  
2 4 in section 163.2.  
2 5 2. "Department" means the department of  
2 6 agriculture and land stewardship.  
2 7 3. "Game swine" means swine that are classified as  
2 8 part of the species *sus scrofa linnaeus* which may be  
2 9 commonly known as Russian boar or European boar of  
2 10 either sex.  
2 11 4. "Swine" means an animal belonging to the order  
2 12 artiodactyla, and classified as part of the family  
2 13 suidae.  
2 14 Sec. \_\_\_\_\_. NEW SECTION. 171.2 RULES.  
2 15 The department may adopt rules pursuant to chapter  
2 16 17A as necessary to administer this chapter.  
2 17 Sec. \_\_\_\_\_. NEW SECTION. 171.3 IDENTIFICATION.  
2 18 A person who has custody or control of game swine  
2 19 shall identify the game swine as required by the  
2 20 department. Game swine shall at least be identified  
2 21 with a numbered metal ear tag affixed to the game  
2 22 swine or other method such as installing an electronic  
2 23 device onto or beneath the hide of the game swine as  
2 24 prescribed by the department. The game swine must be

2 25 identified within ten days following the person's  
2 26 acquisition of the game swine, including acquisition  
2 27 by transfer or birth.

2 28 Sec. \_\_\_\_ NEW SECTION. 171.4 GAME SWINE  
2 29 REGISTRATION SYSTEM.

2 30 The department of agriculture and land stewardship  
2 31 shall establish a game swine registration system, in  
2 32 cooperation with the department of natural resources.

2 33 1. A person who has custody or control of a game  
2 34 swine shall register the game swine within ten days  
2 35 following the person's acquisition of the game swine,  
2 36 including acquisition by transfer or birth.

2 37 2. The person required to register game swine as  
2 38 provided in this section shall provide information  
2 39 required by the department which shall at least  
2 40 include all of the following:

2 41 a. The number, age, and description of the game  
2 42 swine, including its identification number as provided  
2 43 in section 171.3.

2 44 b. The location where the person maintains custody  
2 45 or control of the game swine.

2 46 c. The purpose of the person in maintaining  
2 47 custody or control of the game swine.

2 48 d. Whether the person has been issued a hunting  
2 49 preserve operator's license as required in chapter  
2 50 484B.

3 1 3. The department shall to every extent feasible  
3 2 provide for registration using the internet, including  
3 3 programming, necessary to ensure the convenience,  
3 4 completeness, and accuracy of the registrations.

3 5 Sec. \_\_\_\_ NEW SECTION. 171.5 GAME SWINE  
3 6 REGISTRATION FEE.

3 7 A person required to register game swine as  
3 8 provided in section 171.4 shall remit a registration  
3 9 fee to the department. The amount of the registration  
3 10 fee shall not exceed one dollar. The moneys collected  
3 11 by the department under this section shall be retained  
3 12 as repayment receipts by the department exclusively to  
3 13 offset the costs of providing for registrations  
3 14 pursuant to section 171.4.

3 15 Sec. \_\_\_\_ NEW SECTION. 171.6 HEALTH  
3 16 REQUIREMENTS.

3 17 Game swine shall be free of an infectious or  
3 18 contagious disease as defined in section 163.2. The  
3 19 department shall regulate game swine as any other  
3 20 swine for purposes of preventing, suppressing, and  
3 21 eradicating an infectious or contagious disease  
3 22 afflicting swine within the state.

3 23 Sec. \_\_\_\_ NEW SECTION. 171.7 PENALTY.

3 24 A person who violates section 171.3 or 171.4 is  
3 25 subject to a civil penalty of not more than one  
3 26 hundred dollars. Penalty moneys shall be deposited  
3 27 into the general fund of the state.

3 28 Sec. \_\_\_\_ Section 484B.1, Code 2007, is amended by  
3 29 adding the following new subsection:

3 30 NEW SUBSECTION. 4A. "Game swine" means the same  
3 31 as defined in section 171.1.

3 32 Sec. \_\_\_\_ NEW SECTION. 484B.12A HEALTH AND  
3 33 MOVEMENT REQUIREMENTS == GAME SWINE.

3 34 1. All game swine which are purchased, propagated,  
3 35 confined, released, or sold by a hunting preserve  
3 36 required to be licensed under this chapter shall be  
3 37 free of diseases considered significant for wildlife,  
3 38 poultry, or livestock. The department of agriculture  
3 39 and land stewardship shall provide for the regulation  
3 40 of game swine as any other swine for purposes of  
3 41 preventing, suppressing, and eradicating an infectious  
3 42 or contagious disease afflicting swine within the  
3 43 state.

3 44 2. Game swine that are purchased, propagated,  
3 45 confined, or sold by a hunting preserve shall only be  
3 46 moved in accordance with rules adopted or orders  
3 47 issued by the department of agriculture and land  
3 48 stewardship.

3 49 Sec. \_\_\_\_ IDENTIFICATION AND REGISTRATION ==  
3 50 COMPLIANCE PERIOD. Notwithstanding sections 171.3 and  
4 1 171.4, a person required to identify game swine and  
4 2 register game swine shall have until September 1,  
4 3 2007, to comply with those sections.

4 4 Sec. \_\_\_\_ EFFECTIVE DATE. This division of this  
4 5 Act, being deemed of immediate importance, takes

4 6 effect upon enactment.>  
4 7 [#2.](#) Title page, line 3, by inserting after the  
4 8 word <protection> the following: <, and providing  
4 9 penalties and an effective date>.  
4 10 [#3.](#) By renumbering as necessary.  
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