

House Amendment 1909

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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 HEALTH AND MOVEMENT 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 five dollars per head of swine.
3 11 The moneys collected by the department under this
3 12 section shall be retained as repayment receipts by the
3 13 department exclusively to offset the costs of
3 14 providing for registrations 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, be inserting after the
4 8 word <protection> the following: <, and providing for
4 9 penalties and an effective date>.
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