

January 28, 1963

Passed on File.

*Agriculture 1-30*  
*Passed on committee 1-30*

**Senate File 86**  
By GETTING, SHOEMAN, PHELPS,  
SHIVVERS and WILSON.

Passed Senate, Date *2-21-63*

Passed House, Date *4-19-63*

Vote: Ayes *48* Nays *0*

Vote: Ayes *91* Nays *0*

*amended* Approved *4-29-63*  
*Vote 4/23*  
*ayes 49*  
*nays 0*

*amendment 1 passed 3/11*  
*Deferred 4/18*

# A BILL FOR

An Act relating to scabies control in sheep and eradication with penalty provision.

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

- 1 Section 1. Definitions.
- 2 1. "Department", unless otherwise indicated, means the
- 3 department of agriculture of the state of Iowa.
- 4 2. "Division", the animal disease eradication division of
- 5 the agricultural research service of the United States department
- 6 of agriculture.
- 7 3. "Scabies", a communicable skin disease caused by infes-
- 8 tation with mites of the species psoroptes, sarcoptes, chorioptes
- 9 or psorergates.
- 10 4. "Infected animal", an animal of the ovine species which
- 11 shows clinical evidence of scabies or in which the presence of
- 12 the scabies mite is demonstrated.
- 13 5. "Approval stockyard or livestock market", any place
- 14 which is under state or federal supervision where sheep are
- 15 assembled for public auction, private sale or commission basis.
- 16 6. "Licensed dealer", means any person who is licensed by
- 17 the Iowa department of agriculture who is engaged in the business
- 18 of buying for resale, selling or exchanging sheep as a principal
- 19 or agent or who holds himself out as so engaged but does not
- 20 include employees of a licensed sheep dealer doing business in

21 the name of such dealer or the owner or operator of a farm who  
22 exchanges only sheep which have been kept by him solely for  
23 feeding or breeding purposes and does not hold himself out as so  
24 engaged or as a livestock auction market. To qualify as a sheep  
25 dealer any person must secure a license from the department of  
26 agriculture. The fee for such license shall be five dollars  
27 (\$5.00) per annum and all licenses shall expire on the first day  
28 of July following date of issue. Licenses shall be numbered and  
29 the dealer shall retain his number from year to year. To secure  
30 a license the applicant must file with the department of agricul-  
31 ture a bond in the penal sum of ten thousand dollars (\$10,000.00)  
32 running to the state of Iowa with sureties approved by the  
33 secretary of agriculture for the use and benefit of anyone  
34 damaged by a violation of this section, except that the bond  
35 shall not be required for dealers who are bonded by the federal  
36 rules and regulations adopted under the federal Packers and  
37 Stockyards Act.

38 . 7. "Accredited veterinarian", means a veterinarian who is  
39 licensed by the state in which he practices, is approved by the  
40 department of agriculture or the livestock sanitary authority of  
41 that state, and is accredited by the United States department of  
42 agriculture.

43 8. "Official health certificate", a legal record covering  
44 the requirements of the state of Iowa and approved by the proper  
45 livestock sanitary official of the state of origin and issued by  
46 an accredited veterinarian.

47 9. "Certified scabies free area", an area in which all  
48 sheep have been inspected by a representative of the Iowa depart-  
49 ment of agriculture or of the animal disease eradication division

50 of the United States department of agriculture and are found to  
51 be free of any evidence of scabies and such fact is certified to  
52 by both agencies.

53 10. "Area", one or more counties or portions thereof.

1 Sec. 2. When sheep to be dipped. All breeding and feeding  
2 sheep offered for sale or exchange at any market or at any  
3 dealer's premises, or otherwise moved or released from any market  
4 or dealer's premises, vehicle or conveyance, shall, within ten  
5 (10) days prior to sale, exchange, release or movement, be dipped  
6 in an approved dip under the supervision of the Iowa department  
7 of agriculture or of the animal disease eradication division of  
8 the United States department of agriculture.

1 Sec. 3. Identification marks on dipped sheep. All sheep  
2 so dipped shall be accompanied by a certificate showing that the  
3 sheep were dipped under supervision.

1 Sec. 4. Markets and dealers to provide dipping facilities  
2 — records to be kept. Market operators and dealers in sheep  
3 shall provide satisfactory dipping facilities approved by the  
4 department and shall maintain records which show the true origin  
5 of the sheep including name and address of the seller or consig-  
6 nor and date of dipping. Such records shall be made available to  
7 the department of agriculture for a period of one year.

1 Sec. 5. Animals may be sold for slaughter without dipping.  
2 Sheep when inspected at the market or dealer's premises and found  
3 free of scabies or no known exposure thereto, may be sold for  
4 slaughter purposes without dipping if consigned directly and  
5 immediately on a slaughter affidavit to a slaughtering establish-  
6 ment operating under federal, state or municipal meat inspection  
7 service. Such sheep to be identified with the letter "K" in red

8 branding paint at least four inches high on their back.

1     Sec. 6. Infected sheep — how treated — quarantine —  
2 movement. Sheep found to be affected with scabies at a market or  
3 on a dealer's premise, or elsewhere, shall be immediately dipped,  
4 as directed by and under the supervision of a representative of  
5 the department or of the division, or an accredited veterinarian,  
6 at the owner's expense. Said sheep shall remain under quarantine  
7 until released by the department, or its representative, shall be  
8 redipped if necessary, as directed by, and under the supervision  
9 of the department or its representative, at the owner's expense.  
10 Except that the sheep with scabies may be moved, without dipping,  
11 directly to a federally inspected, or state approved, slaughter-  
12 ing establishment within this state under permit from the state  
13 veterinarian or his representative. A copy of the quarantine  
14 order or slaughter permit shall be immediately forwarded to the  
15 department.

1     Sec. 7. Exposed animals released for slaughter. Sheep at a  
2 market or dealer's premise that are known to have been exposed to  
3 scabies may be released for consignment to slaughter under permit  
4 without dipping, when an inspection indicates freedom from any  
5 clinical evidence of the disease. Consignment may only be to a  
6 federal or state approved slaughtering establishment within the  
7 state of Iowa under a slaughter permit issued by the state veter-  
8 inarian or his representative.

1     Sec. 8. Exposed animals quarantined — consignment for  
2 slaughter. Sheep exposed to scabies shall be immediately quaran-  
3 tined to the premises and either dipped under supervision or in  
4 lieu of dipping the exposed sheep if an inspection indicates  
5 freedom from clinical evidence of scabies, may be consigned under

6 permit directly to an approved slaughtering establishment within  
7 Iowa.

1 Sec. 9. All animals in group classed as infected or ex-  
2 posed. All the sheep in a group in which the disease of scabies  
3 is present, or from a group known or considered to be exposed to  
4 scabies, shall be classed as infected or exposed and none of them  
5 shall be moved or released until dipped as provided for in this  
6 chapter and the regulations of the department.

1 Sec. 10. Infected or exposed animals not to be moved. No  
2 sheep which, just prior to movement, were affected with or ex-  
3 posed to scabies shall be moved into or within the state of Iowa  
4 for any purposes except as provided in this chapter and the regu-  
5 lations of the Iowa department and the United States department  
6 of agriculture.

1 Sec. 11. County certified as "scabies free area". When all  
2 flocks of sheep within a county have been inspected by a repre-  
3 sentative of the department or of the division and are found to  
4 be free of scabies, the department may certify the county as a  
5 "scabies free area".

1 Sec. 12. Entrance of sheep from noncertified to certified  
2 areas.

- 3 1. Sheep from counties or areas within Iowa that have not  
4 been certified by the department as being scabies free, shall not  
5 enter scabies free areas for breeding or feeding purposes unless  
6 dipped in an approved dip under supervision within ten (10) days  
7 preceding shipment or movement, and satisfactory evidence of the  
8 dipping accompanies the shipment and is given to the purchaser or  
9 consignee.
- 10 2. Undipped sheep from counties or areas that have not been

11 certified by the department and are not known to be affected with  
12 scabies or exposure thereto, may enter certified scabies free  
13 counties or areas, only when consigned directly to a stockyards  
14 market or licensed auction market, provided the sheep are  
15 accompanied by a certificate showing number, consignor, and con-  
16 signee at destination.

1 Sec. 13. Importation of sheep for breeding or feeding  
2 purposes.

3 1. All sheep entering the state for breeding and feeding  
4 purposes shall be accompanied by a health certificate issued by  
5 an approved veterinarian at point of origin showing that the  
6 sheep are free of all contagious and infectious diseases or known  
7 exposure thereto and that the sheep are from a state or area  
8 certified as being free of scabies by the division, except that a  
9 health certificate may not be required when consigned to a market  
10 operating under full time federal inspection service; provided,  
11 that the shipment is accompanied by a waybill identifying all  
12 breeding animals. In the case of sheep for feeding purposes, a  
13 permit must be obtained from the state veterinarian of Iowa.

14 2. If not from a scabies free state or area, all sheep  
15 entering the state for feeding or breeding purposes shall be  
16 accompanied by a certificate showing that the sheep were dipped  
17 under supervision within ten days prior to entry into the state.  
18 Sheep entering the state for slaughtering purposes, when origin-  
19 ating from an area or a state not designated as being scabies  
20 free, shall be accompanied by a certificate of inspection certi-  
21 fying that the sheep are free of clinical evidence of scabies;  
22 provided that the sheep are free of clinical evidence of scabies;  
23 provided further that such sheep are slaughtered.

24 3. All markets and dealers shall retain all incoming way-  
25 bills, permits, and health or inspection certificates, for a  
26 period of one year and same to be made available at all times and  
27 upon demand by a representative of the department or the divi-  
28 sion.

1 Sec. 14. Registration of sheep shearers — duties.

2 1. All persons engaged in the shearing of sheep other than  
3 his own shall, within thirty (30) days, make application to the  
4 department of agriculture for a permit. Each permit must be  
5 renewed by January 1 of each calendar year thereafter.

6 2. All persons engaged in the shearing of sheep in counties  
7 not designated as scabies free as determined by the department  
8 shall clean and disinfect all equipment immediately following the  
9 completion of each shearing operation and before leaving the  
10 premises. The cleaning and disinfecting shall be in accordance  
11 with procedures as outlined by the department.

12 3. All persons engaged in the shearing of sheep shall  
13 report immediately any suspicion or evidence of scabies to the  
14 state, district or area veterinarian or livestock inspector.

15 4. All persons engaged in the shearing of sheep shall  
16 maintain records of all sheep sheared by them, which shall show  
17 the number of sheep, the name and address of owner, the date of  
18 shearing. These records shall be made available to a representa-  
19 tive of the department or division upon demand and shall be re-  
20 tained for a period of one (1) year.

1 Sec. 15. Rules and regulations. The department is  
2 empowered to make and promulgate rules and regulations necessary  
3 for the eradication of scabies in sheep.

1 Sec. 16. Violation. Any person, firm or partnership or

- 2 corporation violating the provisions of this chapter shall upon
- 3 conviction thereof be fined not less than one hundred dollars
- 4 (\$100.00) and not to exceed five hundred dollars (\$500.00).

1 Amend Senate File 86 by striking all after the enacting  
2 clause and inserting in lieu thereof the following:

3 "Section 1. Definitions.

4 1. 'Department' means the department of agriculture of the  
5 state of Iowa.

6 2. 'Division' means the animal disease eradication division  
7 of the agricultural research service of the United States depart-  
8 ment of agriculture.

9 3. 'Scabies' means a communicable skin disease caused by  
10 infestation with mites of the species psoroptes, sarcoptes,  
11 chorioptes or psorogates.

12 4. 'Infected animal' means an animal of the ovine species  
13 which shows clinical evidence of scabies or in which the presence  
14 of the scabies mite is demonstrated.

15 5. 'Approved stockyard or livestock market' means any place  
16 where sheep are assembled for public auction, private sale, or on  
17 a commission basis which is under state or federal supervision.

18 6. 'Licensed dealer' means any person who is licensed by  
19 the Iowa department of agriculture who is engaged in the business  
20 of buying for resale, selling, or exchanging sheep as a principal  
21 or agent or who holds himself out as so engaged but does not  
22 include employees of a licensed sheep dealer doing business in  
23 the name of such dealer or the owner or operator of a farm who  
24 exchanges only sheep which have been kept by him solely for  
25 feeding or breeding purposes and does not hold himself out as so  
26 engaged, or as a livestock auction market acting strictly on a  
27 consignment basis.

28 7. 'Accredited veterinarian' means a veterinarian who is  
29 licensed by the state in which he practices, is approved by the  
30 department of agriculture or the livestock sanitary authority of  
31 that state, and is accredited by the United States department of  
32 agriculture.

33 8. 'Official health certificate' means a legal record  
34 covering the requirement of the state of Iowa and approved by the  
35 proper livestock sanitary official of the state of origin and  
36 issued by an accredited veterinarian.

37 9. 'Certified scabies free area' means an area in which all  
38 sheep have been inspected by a representative of the Iowa depart-  
39 ment of agriculture or of the animal disease eradication division  
40 of the United States department of agriculture and are found to  
41 be free of any evidence of scabies and such fact is certified to  
42 by both agencies.

43 10. 'Area' means one or more counties or portions thereof.

44 Sec. 2. All breeding and feeding sheep offered for sale or  
45 exchange at any market or at any dealer's premises, or otherwise  
46 moved or released from any market or dealer's premises, vehicle  
47 or conveyance, shall, within ten (10) days prior to sale,  
48 exchange, release, or movement, be dipped in an approved dip  
49 under the supervision of the Iowa department of agriculture or of  
50 the animal disease eradication division of the United States  
51 department of agriculture.

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55 shall maintain records which show the true origin of the sheep  
56 including name and address of the seller or consignor, number,  
57 date of receipt, date of dipping, and including all certificates,  
58 permits, waybills, bills of lading for each consignment of sheep  
59 consigned to and leaving the market or dealer's premises. All  
60 records shall be retained for a period of one (1) year and made  
61 available upon demand by a representative of the department.

62 Sec. 5. Animals may be sold for slaughter without dipping.  
63 Sheep when inspected at the market or dealer's premises and  
64 found free of scabies or no known exposure thereto, may be sold  
65 for slaughter purposes without dipping if consigned directly and  
66 immediately on a slaughter affidavit to a slaughtering establish-  
67 ment operating under federal, state or municipal meat inspection  
68 service. Such sheep shall be identified with the letter 'K' in  
69 red branding paint at least four inches high on their back except  
70 those consigned to such slaughtering establishment by the original  
71 owner.

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73 Sec. 6. Sheep found to be infected with or exposed to  
74 scabies at a market, dealer's premises or elsewhere, shall be  
75 immediately dipped, as directed by and under the supervision of  
76 the department, at owner's expense. Such sheep shall remain  
77 under quarantine until released by the department, except that  
78 sheep infected with or exposed to scabies may be moved, without  
79 dipping, directly to a slaughter establishment under federal  
80 inspection, under permit from the department. No sheep shall be  
81 moved into or within the state of Iowa for any purpose except as  
82 provided in this chapter and the regulations of the department.

83 Sec. 7. When all flocks of sheep within a county have been  
84 inspected by a representative of the department and are found to  
85 be free of scabies, the department may certify the county as a  
86 'scabies free area'.

87 Sec. 8. Sheep from noncertified scabies free areas within  
88 Iowa shall not enter certified scabies free areas unless they  
89 have been dipped in an approved dip under supervision within ten  
90 (10) days preceding movement and satisfactory evidence of dipping  
91 accompanies the shipment, except such sheep may move into  
92 certified scabies free areas if consigned directly to a stockyard  
93 market, auction market or slaughter establishment, under federal  
94 inspection, provided the sheep are accompanied by a certificate  
95 stating number, description, consignor and consignee.

96 Sec. 9. All sheep entering the state for breeding or feed-  
97 ing purposes shall be accompanied by a permit and by a health  
98 certificate stating the sheep are from a certified scabies free  
99 area or if not from a certified scabies free area that they have  
100 been dipped in an approved dip within ten (10) days prior to  
101 movement. All livestock markets, dealers and individuals shall  
102 retain all incoming waybills, permits and health certificates for  
103 a period of one year, same to be made available upon demand by  
104 the department.

105 Sec. 10. All persons engaged in the shearing of sheep shall  
106 immediately report any suspicion of or evidence of scabies to the  
107

108 [REDACTED] is empowered to make and promulgate  
109 rules and regulations necessary for the eradication of scabies.

111 Sec. 12. Any person, firm or partnership or corporation  
112 violating the provisions of this chapter shall upon conviction  
113 thereof be fined not less than one hundred dollars (\$100.00) and  
114 not to exceed five hundred dollars (\$500.00)."

Filed  
February 19, 1963.

*adopted*  
2/21

By COMMITTEE ON AGRICULTURE,  
JOHN A. WALKER, *Chairman*.

#### SENATE FILE 86

- 1 Amend section 2 of the committee-amendment to Senate
- 2 File 86 as follows:
- 3 1. By striking from line 45 the words "at any market
- 4 or at any dealer's premises,".
- 5 2. By striking from line 46 the words "market or
- 6 dealer's".
- 7 3. By striking from line 47 the word "sale,".

Filed and adopted.  
February 21, 1963.

By MAIN. :

#### SENATE FILE 86

- 1 Amend the committee amendment to Senate File 86 as follows:
- 2 Amend Senate File 86 by striking from lines 109 and 110
- 3 of the committee amendment filed February 19 the words
- 4 "the eradication of scabies in sheep." and substituting
- 5 therefor the words "carrying out the provisions of this
- 6 Act."

Filed and adopted  
February 21, 1963.

By BENEKE.

SENATE FILE 86

*Adopted 4/18  
Senate  
concurred 4/23*

*filed 4/4  
Walter  
Prine*

- 1 Amend Senate File 86 as follows:
- 2 1. Section 1, subsection six (6), amend by striking from
- 3 line one (1) the words "Licensed dealer" and inserting in lieu
- 4 thereof the word "Dealer"; also by striking from lines one (1)
- 5 and two (2) the words "who is licensed by the Iowa department
- 6 of agriculture".
- 7 2. Section ., subsection six (6), amend by striking from
- 8 line five (5) the words "licensed sheep".
- 9 3. Amend by inserting the following new sections immediately
- 10 after section 1:
- 11 Sec. 2. Any person engaged as a dealer shall be required to
- 12 obtain a license from the department. The fee for such license
- 13 shall be five dollars (\$5.00) per year and all licenses shall
- 14 expire on the first day of July following date of issue. Licenses
- 15 shall be numbered and the dealer shall retain his number from
- 16 year to year.
- 17 Applications for licenses shall be made upon blanks furnished
- 18 by the department.
- 19 For good and sufficient grounds the department may refuse to
- 20 grant a license to any applicant, and it may also revoke a license
- 21 to any applicant for a violation of any provision of this Act,
- 22 or for the refusal or failure of any licensee to obey the lawful
- 23 directions of the department.
- 24 Sec. 3. Any person engaging in, or holding himself out to be
- 25 in, the business of a dealer without obtaining a license may be
- 26 restrained by injunction, and shall pay all costs made necessary
- 27 by such procedure.
- 28 4. Section 2, amend by striking the period in line six (6)
- 29 at the end of the section and inserting in lieu thereof the
- 30 following: "; provided, that when sheep are moved within or from
- 31 a certified scabies-free area in the state accompanied by an
- 32 official health certificate, dipping shall not be required prior
- 33 to such movement; and provided further, that sheep may be moved
- 34 from premises to an approved facility for the purpose of dipping
- 35 under such conditions as may be required by the rules of the
- 36 department."
- 37 5. Section 4, line one (1), amend by striking the word
- 38 "provide" and inserting in lieu thereof the word "use".
- 39 6. Section 6, line two (2), amend by striking the words
- 40 "at a market, dealer's premises or elsewhere."
- 41 7. Amend by renumbering the sections following section 1 to
- 42 conform to this amendment.

*filed 4/4  
Walter  
Prine*

*adopted  
4/18*

*Senate  
concurred  
4/23*

Filed  
April 4, 1963.

*Adopted 4/18 Senate  
concurred 4/23*

WALTER of Hardin.  
PRINE of Mahaska.

SENATE FILE 86

- 1 Amend Senate File 86 by striking sections one through ten
- 2 and inserting in lieu thereof: "All sheep in the State of Iowa
- 3 shall be dipped between the period of April 1 and May 1
- 4 of each year until certified scabies free by the department of
- 5 Agriculture."
- 6 Further amend by renumbering the remaining sections.

Filed, offered and deferred  
April 8, 1963.

*Lost 4/18*

BRILES of Adams.

SENATE FILE 86

*Senate  
concurred 4/23*

- 1 Amend Senate File 86 as follows:
- 2 By striking the period at the end of section 6 and
- 3 inserting: ", provided sheep may be moved without dipping
- 4 between properties owned or rented by the owner of said sheep,
- 5 if not moved from a noncertified scabies area to a
- 6 certified scabies free area."

Filed  
April 10, 1963.

*adopted 4/18*

PRINE of Mahaska.

SENATE FILE 86

- 1 Amend Senate File 86 as follows:
- 2 By striking the period at the end of Section 2 and adding
- 3 the following: ", and also sheep moved to a livestock auction
- 4 market need not be dipped until after sale, nor if consigned
- 5 directly for slaughter."

Filed  
April 10, 1963.

*accepted 4/18*  
PRINE of Mahaska.

SENATE FILE 86

- 1 Amend section 5 of Senate File 86 by inserting in line six
- 2 (6) after the word "service." the following: "No sheep shall be
- 3 required to be dipped between November 15 and the following
- 4 April 15."

Filed and lost  
April 18, 1963.

*aye 40 4/18*  
*aye 51*  
WORTHINGTON of Decatur.

SENATE FILE 86

- 1 Amend Senate File 86 as follows:
- 2 By adding to section six (6) the following:
- 3 "Any person may sell or exchange sheep on the farm between
- 4 November 1 and April 1 without dipping if accompanied by a
- 5 certificate from a licensed veterinarian that they are free
- 6 from scabies issued within ten (10) days prior to such sale or
- 7 exchange until such time as the county is declared a scabies free
- 8 area".

Filed and adopted  
April 19, 1963.

*Senate concurred 4/23*  
GOODE of Davis.