

March 26, 1965.

Place on Calendar.

By AGRICULTURE COMMITTEE.

Passed House, Date 4/12

Passed Senate, Date 7/15

Vote: Ayes 105 Nays 0

Vote: Ayes 32 Nays 7

Approved April 23, 1965

A BILL FOR

*passed on file 4/13
substituted for SF 429-7/14
deferred as unfinished
business 4/14*

An Act relating to the eradication of hog cholera.

*motion to reconsider filed 7/15
motion to reconsider
withdrawn 7/19*

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

1 Section 1. Definitions. As used in this Act:

2 1. "Hog cholera" means the contagious, infectious, and
3 communicable disease of swine commonly known as hog cholera.

4 2. "Destroy" means condemn under state authority and
5 slaughter or otherwise kill as a result of or pursuant to such
6 condemnation.

7 3. "Department of agriculture" means the department of
8 agriculture of the State of Iowa.

1 Sec. 2. General Authority. The department of agriculture may
2 destroy or require the destruction of any swine which the state
3 veterinarian knows to be, or suspects to be, affected with or exposed
4 to hog cholera, whenever the department of agriculture finds such
5 destruction to be necessary to prevent or reduce the danger of
6 the spread of hog cholera. Before being condemned and ordered to
7 be destroyed, a positive diagnosis of hog cholera affecting the
8 herd must be confirmed by a state or federal laboratory or
9 personnel approved by the department of agriculture and the
10 United States Department of Agriculture.

1 Sec. 3. Appraisal and Identification. The department of
2 agriculture shall appraise any swine destroyed or ordered
3 destroyed pursuant to this Act not to exceed current market

4 value and shall indemnify the owner of such swine in an amount
5 not to exceed fifty (50) dollars for registered stock and forty
6 (40) dollars for grade stock, provided that fifty (50) percent
7 of such price is paid by the United States Department of Agri-
8 culture.

1 Sec. 4. Institution of Indemnification. It is hereby
2 recognized and declared that indemnification for destruction of
3 swine infected with or exposed to hog cholera is an expression of
4 the public policy of this State but employed only in the final
5 stages of eradication of the disease, or as a means of preventing
6 or minimizing its recurrence. The department of agriculture shall
7 not therefore institute an initial program of indemnification
8 pursuant to the Act until it is mutually agreed between the State
9 department of agriculture and the United States Department of Ag-
10 riculture that such action is necessary in order to carry out the
11 hog cholera eradication program.

1 Sec. 5. Cooperation with United States. The department of
2 agriculture may cooperate with the United States, or any depart-
3 ment, agency or officer thereof, in the control and eradication of
4 hog cholera, including the sharing in payment of indemnities for
5 swine destroyed.

1 Sec. 6. Rules and Regulations. The department of agriculture
2 may make, promulgate, amend, repeal, and enforce necessary rules
3 and regulations for implementing this Act.

1 Sec. 7. Review. Any act or omission of the department of
2 agriculture pursuant to or within the purview of this Act shall
3 be reviewable on petition filed within twenty (20) days in the
4 district court of the county, wherein the hogs are situated.

EXPLANATION OF HOUSE FILE 599

This bill would authorize the state of Iowa to cooperate with the United States Department of Agriculture in an indemnification program to eradicate hog cholera in the state of Iowa. Hog cholera infection in the state of Iowa has decreased to the point where we should put this in our statutes so that when the incidence of hog cholera infection declines to the point where an indemnification program is practical, the state would be able to partake in this program. The enactment of this bill into law will not permit participation in the indemnification program unless and until funds are appropriated for this program.

HOUSE FILE 599

- 1 Amend House File 599 by striking the period in line 8 of
- 2 section 3 and adding the following: " , however the provisions
- 3 of this section shall apply only to swine vaccinated for the
- 4 prevention of hog cholera by a method and with a vaccine
- 5 approved by the United States Department of Agriculture."

Filed

April 6, 1965. *L. G. H. 12*

OSSIAN of Montgomery.
