

March 7, 1967
Agriculture *Pass 4-18*
5-2, Pass as amended 6-7

House File 356
By WINKELMAN and VARLEY

Passed House, Date 4-28-67 Passed Senate, Date 6-16-67
Vote: Ayes 85 Nays 0 Vote: Ayes 49 Nays 1

Approved June 30, 1967

Passed House as amended
by Senate 6-20
100-0

A BILL FOR

An Act relating to the marking and branding of animals.

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

1 Section 1. Section one hundred eighty-seven point one
2 (187.1), Code 1966, is amended by adding a new subsection
3 as follows:

4 "Cryo-branding means a brand produced by application of
5 extreme cold temperature."

1 Sec. 2. Section one hundred eighty-seven point three
2 (187.3), Code 1966, is amended by adding at the end thereof
3 the words "In no case shall cryo-brands be accepted as
4 evidence of ownership."

1 Sec. 3. Section one hundred eighty-seven point seven
2 (187.7), Code 1966, is amended by adding after the first
3 sentence the following new sentence: "Hot brands and cryo-
4 brands, consisting of Arabic numerals only, may be used in
5 conjunction with recorded brands for within the herd identi-
6 fication and as such shall not be recorded; and when so
7 used shall not be evidence of ownership."

1 Sec. 4. Section one hundred eighty-seven point ten
2 (187.10), Code 1966, is amended by adding the following at
3 the end thereof:

4 "Disputes in custody or ownership of branded animals shall
5 be investigated, on request, by the sheriff of the county
6 where the animals are located and he may call upon the
7 services of a disinterested veterinarian, approved by the

8 secretary of agriculture, in reading the brands on animals.
9 The cost of the veterinarian's services shall be borne by
10 the person requesting the investigation which cost shall be
11 limited to ten (10) dollars per trip and one (1) dollar per
12 animal. The results of the sheriff's investigation shall be
13 a public record and be admissible in evidence."

1 Sec. 5. Section one hundred eighty-seven point twelve
2 (187.12), Code 1966, is repealed and the following enacted
3 in lieu thereof:

4 "All fees and money collected by the department under the
5 provisions of this chapter shall be remitted monthly to the
6 treasurer of state and by him placed in a separate 'Brands
7 Fund' and shall be used on requisition of the secretary in
8 the administration of this chapter. At the end of each
9 biennial period of the state the unobligated moneys in said
10 fund shall be transferred to the general fund."

1 Sec. 6. Chapter one hundred eighty-seven (187), Code
2 1966, is amended by adding at the end thereof a new section
3 as follows:

4 "The department of agriculture is empowered to adopt rules
5 and regulations subject to the provisions of chapter seven-
6 teen A (17A) of the Code to implement this chapter."

EXPLANATION

This bill revises the law on branding of animals to permit the use of funds collected for the administration of the law and for printing the catalog of brands. It permits cryo-branding for within-herd identification and limits within-herd branding to numerals. It provides for investigation of disputes by the sheriff assisted by a veterinarian approved by the department and provides fees therefor. It enables the secretary of agriculture to adopt rules and regulations implementing the law.

- 1 Amend House File 356 as follows:
- 2 By inserting in section 4 a period after the word "trip"
- 3 in line 11 and by striking from lines 11 and 12 the words
- 4 "and one (1) dollar per animal."
- 5 By striking sections 5 and 6.

As Adopted by the Senate *also concurred 6-20*

- 1 Amend House File 356 as follows:
- 2 1. By inserting a period after the word "trip" in
- 3 Section four (4), line eleven (11), and striking the
- 4 words "and one (1) dollar per animal."
- 5 2. Further amend by striking all of Sections five (5)
- 6 and six (6).

Filed - *Adopted 6-16*
June 7, 1967

By COMMITTEE ON AGRICULTURE