

Senate File 1396
Welden, Chairman
Avenson
Dunlap
Freeman
Middleswart
Strothman
Wyckoff

FILED APR 24

Has Appr. 4-26, 1974

SENATE FILE 1396

By COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 4-25-74 (1597) Passed House, Date 5-2-74 (3363)

Vote: Ayes 44 Nays 1 Vote: Ayes 78 Nays 13

Approved 5-27-74

A BILL FOR

1 An Act to make an appropriation from the general fund of the
2 state to the department of agriculture.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. There is appropriated from the general fund
2 of the state for the fiscal year commencing July 1, 1974 and
3 ending June 30, 1975, to the department of agriculture, the
4 sum of eighty thousand (80,000) dollars, or so much thereof
5 as may be necessary, for the purpose of administering and
6 enforcing the provisions of House File five hundred fifty
7 (550), as enacted by the Sixty-fifth General Assembly, 1974
8 Session.

9 Sec. 2. It is the intent of the general assembly that the
10 appropriation made in section one (1) of this Act shall be
11 used by the department of agriculture to pay the salaries,
12 support, maintenance and miscellaneous expenses for the ad-
13 ministration and enforcement of the provisions of House File
14 five hundred fifty (550), as enacted by the Sixty-fifth Gen-
15 eral Assembly, 1974 Session.

16 Sec. 3. Unencumbered or unobligated balances of the ap-
17 propriation made under section one (1) of this Act shall
18 revert to the general fund of the state on September 30,
19 1975.

20 Sec. 4. No moneys appropriated by this Act shall be used
21 for capital improvements.

22 Sec. 5. When any laws of this state are in conflict with
23 this Act, the provisions of this Act shall govern for the
24 biennium.

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SENATE FILE 1396

H-3114

1 Amend Senate File 1396, as amended and passed
2 by the Senate, as follows:

3 1. Page 2, line 4, by striking the words "eighty
4 thousand (80,000)" and inserting in lieu thereof
5 the words "sixty-two thousand (62,000)".

6 2. Page 2, by inserting after line 35 the
7 following:

8 Sec. _____. House File five hundred fifty (550),
9 section one (1), subsection one (1), as enacted by
10 the Sixty-fifth General Assembly, 1974 Session, is
11 amended to read as follows:

12 1. To insure that all dogs and cats handled by
13 boarding kennels, commercial kennels, ~~hobby-kennels,~~
14 commercial breeders, dealers, and public auctions
15 are provided with humane care and treatment by
16 regulating the transportation, sale, purchase,
17 housing, care, handling and treatment of such animals
18 by persons or organizations engaged in transporting,
19 buying, or selling them and to provide that all
20 vertebrate animals consigned to pet shops are provided
21 humane care and treatment by regulating the
22 transportation, sale, purchase, housing, care,
23 handling and treatment of such animals by pet shops.

24 Sec. _____. House File five hundred fifty (550),
25 section two (2), as enacted by the Sixty-fifth General
26 Assembly, 1974 Session, is amended by striking sub-
27 section seven (7).

28 Sec. _____. House File five hundred fifty (550),
29 section twelve (12), as enacted by the Sixty-fifth
30 General Assembly, 1974 Session, is amended to read
31 as follows:

32 Sec. 12. NEW SECTION. DENIAL OR REVOCATION OF
33 LICENSE OR REGISTRATION. A certificate of regis-
34 tration may be denied to any pound or animal shelter
35 and a license may be denied to any public auction,
36 boarding kennel, commercial kennel, ~~hobby-kennel,~~
37 pet shop, commercial breeder, or dealer or, if granted
38 such certificate or license, may be revoked by the
39 secretary if, after public hearing, it is determined
40 that the housing facilities or primary enclosures
41 are inadequate under the provisions of this Act or
42 if the feeding, watering, cleaning and housing
43 practices at the pound, animal shelter, public
44 auction, pet shop, boarding kennel, commercial kennel,
45 ~~hobby-kennel,~~ or those practices by the commercial
46 breeder or dealer, are not in compliance with the
47 provisions of this Act or with the rules and
48 regulations which shall be promulgated pursuant to
49 the authority of this Act. The premises of each
50 licensee or certificate holder shall be open for

House 5
May 3, 1974

51 inspection during normal business hours.
52 Sec. _____. House File five hundred fifty (550),
53 section thirteen (13), unnumbered paragraph one (1),
54 as enacted by the Sixty-fifth General Assembly, 1974
55 Session, is amended to read as follows:
56 Operation of a pound, animal shelter, pet shop,
57 boarding kennel, commercial kennel, ~~hobby-kennel~~
58 or public auction, as defined in ~~Section-2~~ section
59 two (2) of this Act, or dealing in dogs or cats,
60 or both, either as a dealer or a commercial breeder,
61 without a currently valid license or a certificate
62 or registration shall constitute a misdemeanor and
63 each day of such operation shall constitute a separate
64 offense. Upon conviction, a violator shall be fined
65 not more than one hundred dollars or imprisoned in
66 the county jail not more than thirty days.
67 Sec. _____. House File five hundred fifty (550),
68 section ten (10), as enacted by the Sixty-fifth
69 General Assembly, 1974 Session, is repealed.
70 3. By renumbering sections to conform to this
71 amendment.
72 4. Amend the title, page 1, line 2, by inserting
73 after the word "agriculture" the words "and to repeal
74 provisions of House File five hundred fifty (550),
75 as enacted by the Sixty-fifth General Assembly, 1974
76 Session, relating to hobby kennels".

H—3114 Filed and lost
May 2, 1974

By WELDEN of Hardin

S—2884

1 Amend Senate File 1396, page 2, by adding after
2 line 24 the following new section:
3 Sec. _____. For the fiscal year commencing
4 July 1, 1974, and ending June 30, 1975, the
5 secretary of agriculture may employ one additional
6 veterinarian for the purpose of assisting in the
7 initial administration and enforcement of the provisions
8 of House File 550, as enacted by the Sixty-fifth
9 General Assembly, 1974 Session, and to assist in
10 the promulgation of rules and regulations pursuant
11 thereto; thereafter, the secretary of agriculture
12 shall utilize the area animal industry veterinarians
13 to supervise the enforcement of the provisions
14 of House File 550 and the rules and regulations
15 adopted pursuant thereto.

S—2884 Filed. *Adopted 4/25*
April 25, 1974

By PRIEBE and TIEDEN