

3-16-95 Amend/Do Pass
w/H 3326

*Substituted by
SF 278
4-4-95
(P. 1198)*

FEB 21 1995
Agriculture

HOUSE FILE 193
BY DAGGETT

Passed House, Date _____ **WITHDRAWN** Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing that animals classified as ostriches, rheas, and
2 emus are considered livestock.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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HOUSE FILE 193

H-3326

1 Amend House File 193 as follows:
2 1. By striking page 2, line 5, through page 3,
3 line 9.
4 2. Page 4, by inserting after line 12 the
5 following:
6 "Sec. _____. The department of agriculture and land
7 stewardship shall adopt rules providing for the
8 slaughter of ostriches, rheas, and emus under
9 voluntary inspection. The rules shall provide for
10 humane slaughter and include a fee schedule for such
11 inspections. In order to implement this Act, the
12 department shall adopt rules as required under this
13 section to be effective no later than January 1,
14 1996."
15 3. By renumbering as necessary.

By COMMITTEE ON AGRICULTURE
EDDIE of Buena Vista, Chairperson

H-3326 FILED MARCH 16 1995 **WITHDRAWN**
4-4-95

HF 193

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WITHDRAWN

1 Section 1. Section 4.1, Code 1995, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 13A. "Livestock" includes but is not
4 limited to an animal classified as an ostrich, rhea, or emu.

5 Sec. 2. Section 9H.5A, subsection 3, paragraph g, Code
6 1995, is amended to read as follows:

7 g. The approximate number of livestock, including cattle,
8 sheep, swine, ostriches, rheas, emus, or poultry, owned,
9 contracted for, or kept by the corporation, limited liability
10 company, trust, or limited partnership, and the approximate
11 number of offspring produced from the livestock.

12 Sec. 3. Section 96.19, subsection 18, paragraph g,
13 subparagraph (3), subparagraph subdivision (f), Code 1995, is
14 amended to read as follows:

15 (f) The term "farm" includes ~~stock~~ livestock, dairy,
16 poultry, fruit, fur-bearing animals, and truck farms,
17 plantations, ranches, nurseries, ranges, greenhouses or other
18 similar structures used primarily for the raising of
19 agricultural or horticultural commodities, and orchards.

20 Sec. 4. Section 162.2, subsection 17, Code 1995, is
21 amended to read as follows:

22 17. "Vertebrate animal" means those vertebrate animals
23 other than members of the equine, bovine, ovine, and porcine
24 species, and ostriches, rheas, or emus.

25 Sec. 5. Section 166D.2, subsection 29, Code 1995, is
26 amended to read as follows:

27 29. "Livestock" means swine, cattle, sheep, goats, and
28 horses, ostriches, rheas, or emus.

29 Sec. 6. Section 172B.1, subsection 2, Code 1995, is
30 amended to read as follows:

31 2. "Livestock" means and includes live cattle, swine,
32 sheep, or horses, ostriches, rheas, or emus, and the carcasses
33 of such animals whether in whole or in part.

34 Sec. 7. Section 172D.1, subsection 9, Code 1995, is
35 amended to read as follows:

1 9. "Livestock" means cattle, sheep, swine, ostriches,
2 rheas, emus, poultry, and other animals or fowl, which are
3 being produced primarily for use as food or food products for
4 human consumption.

5 Sec. 8. Section 189A.2, subsections 14, 16, and 25, Code
6 1995, are amended to read as follows:

7 14. "Livestock" means any cattle, sheep, swine, goats,
8 ostriches, rheas, emus, or equines, including horses, and
9 mules ~~or other equines~~, whether live or dead.

10 16. "Meat food product" means any product capable of use
11 as human food which is made wholly or in part from any meat or
12 other portion of the carcass of any cattle, sheep, swine, or
13 goats, excepting products which contain meat or other portions
14 of such carcasses only in a relatively small proportion or
15 historically have not been considered by consumers as products
16 of the meat food industry, and which are exempted from
17 definition as a meat food product by the secretary under such
18 conditions as the secretary may prescribe to assure that the
19 meat or other portions of such carcass contained in such
20 product are not adulterated and that such products are not
21 represented as meat food products. This term as applied to
22 food products of equines or ostriches, rheas, or emus shall
23 have a meaning comparable to that provided in this paragraph
24 with respect to cattle, sheep, swine, and goats.

25 25. "Poultry" means any domesticated bird, whether live or
26 dead. However, poultry does not include ostriches, rheas, or
27 emus.

28 Sec. 9. Section 189A.18, Code 1995, is amended to read as
29 follows:

30 189A.18 HUMANE SLAUGHTER PRACTICES.

31 Every establishment subject to the provisions of this
32 chapter engaged in the slaughter of bovine, porcine, or ovine
33 animals or ostriches, rheas, or emus shall slaughter all such
34 animals in an approved humane slaughtering method. For
35 purposes of this section an approved humane slaughtering

1 method shall include and be limited to slaughter by shooting,
2 electrical shock, captive bolt, or use of carbon dioxide gas
3 prior to the animal being shackle hoisted, thrown, cast or
4 cut; however, the slaughtering, handling or other preparation
5 of livestock in accordance with the ritual requirements of the
6 Jewish or any other faith that prescribes and requires a
7 method whereby slaughter becomes effected by severance of the
8 carotid arteries with a sharp instrument is hereby designated
9 and approved as a humane method of slaughter under the law.

10 Sec. 10. Section 267.1, subsection 2, Code 1995, is
11 amended to read as follows:

12 2. "Livestock" means swine, sheep, poultry, and cattle,
13 ostriches, rheas, or emus.

14 Sec. 11. Section 427C.10, Code 1995, is amended to read as
15 follows:

16 427C.10 RESTRAINT OF LIVESTOCK AND LIMITATION ON USE.
17 Cattle, horses, mules, sheep, goats, ostriches, rheas,
18 emus, and ~~hogs~~ swine shall not be permitted upon a fruit-tree
19 or forest reservation. Fruit-tree and forest reservations
20 shall not be used for economic gain other than the gain from
21 raising fruit or forest trees.

22 Sec. 12. Section 554A.1, subsection 1, unnumbered
23 paragraph 1, Code 1995, is amended to read as follows:

24 Notwithstanding section 554.2316, subsection 2, all implied
25 warranties arising under sections 554.2314 and 554.2315 are
26 excluded from a sale of cattle, hogs, sheep, ostriches, rheas,
27 emus, and horses if the following information is disclosed to
28 the prospective buyer or the buyer's agent in advance of the
29 sale, and if confirmed in writing at or before the time of
30 acceptance of the livestock when confirmation is requested by
31 the buyer or the buyer's agent:

32 Sec. 13. Section 570A.1, subsection 11, Code 1995, is
33 amended to read as follows:

34 11. "Livestock" means cattle, sheep, swine, ostriches,
35 rheas, emus, poultry, or other animals or fowl.

