

JAN 12 2000
Agriculture

HOUSE FILE 2037
BY WELTER

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

A BILL FOR

1 An Act relating to health certificate requirements for breeding
2 bulls and making penalties applicable.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

HF 2037

1 Section 1. Section 163.40, Code 1999, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 3. "Licensee" means a person required to
4 obtain a license pursuant to section 163.41.

5 Sec. 2. Section 163.43, Code 1999, is amended to read as
6 follows:

7 163.43 HEALTH CERTIFICATE REQUIRED.

8 1. No-licensee-shall-lease-as-lessor, and no A person
9 shall lease as not be lessee, a party to a lease of a breeding
10 bull within this state in which the lessor is a licensee,
11 unless such the breeding bull is accompanied by a health
12 certificate signed. For the purposes of this section, a
13 breeding bull is leased within this state if it is leased to
14 an Iowa resident.

15 2. The health certificate shall be issued by a licensed
16 veterinarian and showing who examines the breeding bull and
17 signs the health certificate. The health certificate shall
18 include all of the following:

19 ~~1. That the breeding bull has been tested by a licensed~~
20 ~~veterinarian within sixty days prior to rental and found to be~~
21 ~~free from Bang's disease, and tuberculosis.~~

22 2. a. That, A statement that to the best of the knowledge
23 and belief of the ~~examining licensed~~ veterinarian, the
24 breeding bull is apparently free from any infectious,
25 contagious, or communicable disease.

26 b. A statement that the breeding bull has reacted
27 negatively to a test for brucellosis conducted within twelve
28 months prior to the date that the veterinarian signs the
29 health certificate.

30 c. If the breeding bull does not originate from this
31 state, a statement that importing the breeding bull satisfies
32 applicable importation requirements.

33 3. d. The identification number of the breeding bull
34 tested and the as required pursuant to section 163.42.

35 e. The date of issuance of that the health certificate is

1 issued.

2 3. Such The health certificate shall not be valid for-one
3 rental-on-one-premise-only after the term of the lease expires
4 or after the breeding bull moves from the lessee's premises.
5 Thereafter, a new health certificate must be issued ~~after-the~~
6 ~~breeding-bull-has-been-retested,-but-no-new-test-for~~
7 ~~tuberculosis-shall-be-required-if-the-breeding-bull-is-leased~~
8 ~~within-sixty-days-of-the-last-tuberculosis-test~~ as required in
9 this section.

10 4. One copy of the health certificate shall be filed with
11 the department within fourteen days after its issuance,-and
12 one. One copy of the health certificate shall be issued to
13 the lessee when the breeding bull is delivered to the lessee.
14 A licensee shall show the health certificate of any breeding
15 bull upon the request of any a person designated by the
16 department to enforce the provisions of this ~~division~~ section.
17 ~~The-licensee-shall-also,-within~~ Within ten days after the
18 lease of each a breeding bull, the licensee shall notify the
19 department in writing of the name and address of the person to
20 whom the breeding bull is being leased, together with the date
21 of-delivery that the breeding bull was delivered.

22 ~~For-the-purposes-of-this-section,-a-breeding-bull-is-leased~~
23 ~~within-this-state-if-it-is-leased-to-an-iowa-resident.~~

24 Sec. 3. Section 163.46, Code 1999, is amended to read as
25 follows:

26 163.46 SALE OF SEMEN.

27 ~~It-shall-be-unlawful-for-the~~ The owner of any a breeding
28 bull located within this state to shall not sell the semen
29 from that bull for the purpose of artificial insemination
30 unless ~~that-person-has~~ the owner is in possession of a signed
31 health certificate signed and issued by a licensed
32 veterinarian within twelve months before the date the semen
33 was is collected, ~~provided-the.~~ The health certificate shall
34 not be valid if the bull had-not-been is moved to any-other
35 premise another premises between the date of examination and

1 the date of collection, ~~showing.~~ The health certificate shall
2 show that on the date of issue the breeding bull had been
3 tested negative for tuberculosis and ~~Bang's disease~~
4 brucellosis and, to the best knowledge and belief of the
5 examining veterinarian, was ~~apparently~~ free from any
6 infectious, contagious, or communicable disease. ~~if a~~
7 ~~breeding bull is moved to any other premise after issuance of~~
8 ~~the health certificate but prior to collection of the semen,~~
9 ~~that health certificate shall be invalid for purposes of this~~
10 ~~section.~~

11

EXPLANATION

12 This bill amends Code section 163.43, which provides that a
13 breeding bull leased by a person required to be licensed by
14 the department of agriculture and land stewardship must be
15 accompanied by a health certificate issued by a veterinarian.

16 The bill removes a requirement that the breeding bull must
17 be tested for tuberculosis. It retains a requirement that the
18 breeding bull must react negatively to a test for brucellosis
19 (sometimes referred to as "Bang's disease"). The bill
20 rewrites a provision requiring that the test be conducted
21 within 60 days prior to the lease. It provides that the test
22 must be administered within 12 months prior to the date that
23 the certificate is issued. The bill provides that the health
24 certificate must state that an imported breeding bull
25 satisfies state importation requirements. A person who
26 violates chapter 163 is guilty of a simple misdemeanor.

27 The bill makes a number of stylistic changes in order to
28 enhance readability without changing current law or practice.

29

30

31

32

33

34

35