

REPRINTED

JAN 27 2000  
Place On Calendar

HOUSE FILE 2085  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 2037)

Passed House, (P. 382) Date 2/22/00 Passed Senate, (P. 805) Date 3/22/00  
Vote: Ayes 95 Nays 0 Vote: Ayes 49 Nays 0  
Approved 4/5/00

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:

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HOUSE FILE 2085

H-8045

- 1 Amend House File 2085 as follows:
- 2 1. Page 1, line 27, by striking the word "twelve"
- 3 and inserting the following: "six".
- 4 2. Page 2, line 33, by striking the word "twelve"
- 5 and inserting the following: "twelve six".
- 6 3. Page 3, line 4, by striking the words
- 7 "tuberculosis and" and inserting the following:
- 8 "tuberculosis-and".

By WELTER of Jones

H-8045 FILED FEBRUARY 21, 2000  
*adopted 2/22/00 (P. 382)*

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HF 2085

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 issued to the licensee who shall maintain the health  
13 certificate as part of the licensee's business records. One  
14 copy of the health certificate shall be issued to the lessee  
15 when the breeding bull is delivered to the lessee. A licensee  
16 shall show the health certificate of-any-breeding-bull upon  
17 the request of to any person designated by the department to  
18 enforce the provisions of this division section. The-licensee  
19 shall-also;-within-ten-days-after-the-lease-of-each-breeding  
20 bull;-notify-the-department-in-writing-of-the-name-and-address  
21 of-the-person-to-whom-the-breeding-bull-is-being-leased;  
22 together-with-the-date-of-delivery;

23     For-the-purposes-of-this-section;-a-breeding-bull-is-leased  
24 within-this-state-if-it-is-leased-to-an-Iowa-resident;

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

27     163.46 SALE OF SEMEN.

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

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

12 EXPLANATION

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

17 The bill removes a requirement that a copy of the health  
18 certificate be filed with the department. The bill provides  
19 that the health certificate must be issued to the licensee for  
20 inclusion in part of the licensee's business records.

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

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

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HOUSE FILE 2085  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 2037)

(As Amended and Passed by the House, February 22, 2000)

Passed House, Date \_\_\_\_\_ Passed Senate, Date <sup>(p.805)</sup> 3/22/00  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 49 Nays 0  
Approved 4/5/00

**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:

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House Amendments \_\_\_\_\_

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 six  
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 issued to the licensee who shall maintain the health  
13 certificate as part of the licensee's business records. One  
14 copy of the health certificate shall be issued to the lessee  
15 when the breeding bull is delivered to the lessee. A licensee  
16 shall show the health certificate of any breeding bull upon  
17 the request of to any person designated by the department to  
18 enforce the provisions of this division section. The licensee  
19 shall also, within ten days after the lease of each breeding  
20 bull, notify the department in writing of the name and address  
21 of the person to whom the breeding bull is being leased,  
22 together with the date of delivery.

23 For the purposes of this section, a breeding bull is leased  
24 within this state if it is leased to an Iowa resident.

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

27 163.46 SALE OF SEMEN.

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

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

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HOUSE FILE 2085

AN ACT  
RELATING TO HEALTH CERTIFICATE REQUIREMENTS FOR BREEDING BULLS  
AND MAKING PENALTIES APPLICABLE.

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

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

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

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

163.43 HEALTH CERTIFICATE REQUIRED.

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

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

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

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

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

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

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

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

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

4. One copy of the health certificate shall be filed with the department within fourteen days after its issuance, and one issued to the licensee who shall maintain the health certificate as part of the licensee's business records. One copy of the health certificate shall be issued to the lessee when the breeding bull is delivered to the lessee. A licensee shall show the health certificate of any breeding bull upon the request of to any person designated by the department to enforce the provisions of this division section. The licensee shall also, within ten days after the lease of each breeding bull, notify the department in writing of the name and address of the person to whom the breeding bull is being leased, together with the date of delivery;

For the purposes of this section, a breeding bull is leased within this state if it is leased to an Iowa resident;

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

163.46 SALE OF SEMEN.

It shall be unlawful for the The owner of any a breeding bull located within this state to shall not sell the semen from that bull for the purpose of artificial insemination unless that person has the owner is in possession of a signed health certificate signed and issued by a licensed

veterinarian within ~~twelve~~ six months before the date the semen was is collected, ~~provided the~~. The health certificate shall not be valid if the bull had not been is moved to any other premise another premises between the date of examination and the date of collection, ~~showing~~. The health certificate shall show that on the date of issue the breeding bull had been tested negative for tuberculosis and Bang's disease brucellosis and, to the best knowledge and belief of the examining veterinarian, was apparently free from any infectious, contagious, or communicable disease. ~~if a breeding bull is moved to any other premise after issuance of the health certificate but prior to collection of the semen, that health certificate shall be invalid for purposes of this section.~~

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BRENT SIEGRIST  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2085, Seventy-eighth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved 4/5, 2000

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THOMAS J. VILSACK  
Governor