

FEB 21 2000  
Agriculture

HOUSE FILE 2357  
BY FREVERT

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the control of pseudorabies, making penalties  
2 applicable, and providing an effective date.

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

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HF 2357

1 Section 1. Section 166D.2, subsections 2, 38, and 42, Code  
2 1999, are amended to read as follows:

3 2. "Approved premises" means a dry lot facility located in  
4 an area with confirmed cases of pseudorabies infection, which  
5 is authorized by the department to receive, hold, or feed  
6 infected swine, exposed animals, or swine of unknown status.  
7 The premises and all swine on the premises shall be considered  
8 under quarantine. ~~However, swine may be moved to slaughter~~  
9 ~~under a transportation certificate or may be moved to another~~  
10 ~~pseudorabies approved premises under a certificate of~~  
11 ~~inspection.~~

12 38. "Quarantined herd" means a herd in which pseudorabies  
13 infected or exposed swine are bred, reared, or fed under the  
14 supervision and control of the department, as provided in  
15 section 166D.9. ~~Swine in a quarantined herd may be moved only~~  
16 ~~to an approved premises for feeding or to a recognized~~  
17 ~~slaughtering establishment for slaughter. -- Either movement may~~  
18 ~~be completed through a concentration point in compliance with~~  
19 ~~section 166D.12.~~

20 42. "Restricted movement" means swine which are  
21 ~~quarantined until directly moved to slaughter~~ moved as  
22 provided in section 166D.10A.

23 Sec. 2. Section 166D.8, subsection 1, paragraph a,  
24 subparagraph (1), is amended to read as follows:

25 (1) The segregation of progeny with ~~restricted movement.~~  
26 The herd cleanup plan must include the location of the any  
27 approved premises that will receive the progeny, as provided  
28 in section 166D.10B. ~~The receiving premises shall be~~  
29 ~~quarantined.~~

30 Sec. 3. Section 166D.8, subsection 2, paragraph c, Code  
31 1999, is amended to read as follows:

32 c. An approved feeder pig cooperator herd plan must be  
33 implemented. The feeder pig cooperator herd plan must include  
34 the location of the any approved premises that will receive  
35 the progeny, as provided in section 166D.10B. ~~The receiving~~

1 ~~premises shall be quarantined.~~

2 Sec. 4. Section 166D.8, unnumbered paragraph 2, Code 1999,  
3 is amended to read as follows:

4 An infected herd outside a program area shall either adopt  
5 a herd cleanup plan or a feeder pig cooperator herd plan with  
6 ~~restricted movement.~~ An infected herd not subject to such a  
7 plan within thirty days of becoming a known infected herd  
8 shall be quarantined. An infected herd which is not subject  
9 to a herd cleanup plan or a feeder pig cooperator herd plan is  
10 a quarantined herd.

11 Swine from an infected herd shall be moved only by  
12 restricted movement as provided in section 166D.10A.

13 Sec. 5. Section 166D.9, unnumbered paragraphs 2 and 3,  
14 Code 1999, are amended by striking the paragraphs.

15 Sec. 6. Section 166D.10, subsections 4 and 5, Code 1999,  
16 are amended to read as follows:

17 4. Imported feeder pigs shall originate from noninfected  
18 herds.

19 5. The following swine shall be subject to restricted  
20 movement:

21 a. Infected swine or swine that are part of an infected  
22 herd.

23 b. Swine moved through a concentration point as provided  
24 pursuant to section 166D.12.

25 c. An imported ~~Imported~~ feeder pig shall be subject to  
26 restricted movement, unless the pig reacted negatively to a  
27 test within the past thirty days pigs.

28 ~~5. A feeder pig moved intrastate shall be moved according~~  
29 ~~to the following:~~

30 ~~a. A feeder pig in a noninfected herd shall not be subject~~  
31 ~~to restricted movement.~~

32 ~~b. d. A feeder pig in Feeder pigs which are part of a herd~~  
33 ~~of unknown pseudorabies status shall be subject to restricted~~  
34 ~~movement.~~

35 ~~c. A feeder pig in a known infected herd shall be subject~~

1 ~~to-restricted-movement-by-certificate-of-inspection-and-only~~  
2 ~~to-an-approved-premises-~~

3 Sec. 7. NEW SECTION. 166D.10A RESTRICTED MOVEMENT --  
4 REQUIREMENTS.

5 1. If swine that are moved from a herd must be moved by  
6 restricted movement as provided in section 166D.10, the swine  
7 shall only be moved by direct movement to a slaughtering  
8 establishment, unless the department authorizes restricted  
9 movement of the swine to a concentration point approved by the  
10 department or feeder swine to an approved premises as provided  
11 in section 166D.10B.

12 2. The department must issue a permit for restricted  
13 movement, as provided by rules which must be adopted by the  
14 department. The permit shall be issued to the person moving  
15 the swine. The permit shall include information required by  
16 the department, which shall at least include a description of  
17 the swine, the name and address of the owner, the name and  
18 address of the person receiving the swine, the date of  
19 movement, and the seal number as prescribed by the department.  
20 The moved swine must also be accompanied by a transportation  
21 certificate as required in section 166D.10.

22 3. A vehicle moving swine under restricted movement shall  
23 contain an enclosed cargo area for the swine which shall be  
24 sealed to prevent access. The seal shall be furnished by the  
25 department. Each seal shall be identified by number as  
26 required by the department. The vehicle shall be sealed by an  
27 accredited veterinarian. The seal shall only be removed by a  
28 departmental official, an accredited veterinarian, an official  
29 of the United States department of agriculture, or the person  
30 authorized by the department to receive the swine upon arrival  
31 at the slaughtering establishment, concentration point, or  
32 approved premises.

33 Sec. 8. NEW SECTION. 166D.10B APPROVED PREMISES.

34 A person shall not receive feeder swine transported by  
35 restricted movement as provided in section 166D.10A for the

1 purpose of feeding, unless the swine are received and kept at  
2 an approved premises. The premises is an approved premises,  
3 if the department has issued an approved premises permit to  
4 the owner of the premises as provided by rules adopted by the  
5 department.

6 1. The feeder swine from an infected herd may be kept at  
7 the approved premises for purposes of feeding and restricted  
8 movement as provided in section 166D.10A. Feeder swine on the  
9 premises must be maintained as part of a quarantined herd as  
10 provided in section 166D.9.

11 a. The owner of the approved premises must provide to the  
12 department during normal business hours access to the approved  
13 premises and records required by this section. Records of  
14 swine transfers must be kept for at least one year. The  
15 records shall include information about purchases and sales,  
16 the names of buyers and sellers, the dates of transactions,  
17 and the number of swine involved in each transaction.

18 b. Breeding swine must not be maintained on the approved  
19 premises. However, cull sows and boars may be maintained, if  
20 fed out to slaughter.

21 c. Noninfected feeder swine must be vaccinated for  
22 pseudorabies at the owner's expense upon arrival at the  
23 approved premises. Vaccination records must be maintained by  
24 the owner of the approved premises for at least one year after  
25 vaccination.

26 d. Dead swine must be disposed of in accordance with  
27 chapter 167. The dead swine must be held so as to prevent  
28 animals, including wild animals and livestock, from reaching  
29 the dead swine.

30 e. An approved premises shall not be located in the  
31 vicinity of a nonquarantined herd.

32 2. An approved premises permit shall be renewed annually  
33 by the department. The approved premises permit shall be  
34 renewed if the district veterinarian finds that the approved  
35 premises is and has been in compliance with this chapter and

1 federal law. The department may suspend or cancel the permit  
2 for noncompliance with this section. When a permit is  
3 suspended, canceled, or not renewed, the premises remains  
4 under quarantine until released pursuant to the provisions of  
5 section 166D.9.

6 Sec. 9. EFFECTIVE DATE. This Act, being deemed of  
7 immediate importance, takes effect upon enactment.

8 EXPLANATION

9 This bill provides for the control of pseudorabies in swine  
10 under Code chapter 166D. The bill provides for the movement  
11 of swine which are infected, are part of infected herds, or  
12 have a risk of infection. Currently, a number of provisions  
13 in the chapter govern the movement of swine. For example,  
14 swine from a quarantined herd cannot be removed from the herd  
15 except directly to slaughter or a concentration point.  
16 However, feeder swine may be removed from a herd for further  
17 feeding to a premises approved by the department. This is  
18 referred to as "restricted movement".

19 The bill provides that infected swine or swine that are  
20 part of an infected herd must be moved by restricted movement,  
21 regardless of whether the swine are part of a quarantined  
22 herd. The bill provides that if swine that are moved from  
23 their herd must be moved by restricted movement, the swine can  
24 only be moved by direct movement to a slaughtering  
25 establishment, unless the department authorizes restricted  
26 movement of the swine to a concentration point approved by the  
27 department or feeder swine to an approved premises under  
28 permit in the same manner as provided for quarantined herds.  
29 The bill provides that imported feeder pigs are subject to  
30 restricted movement, regardless of whether they have been  
31 tested.

32 The bill provides that the department must issue a permit  
33 for restricted movement. The bill also provides that a  
34 vehicle transporting swine under restricted movement must  
35 contain an enclosed cargo area for the swine which must be

1 sealed to prevent access. The vehicle must be sealed by an  
2 accredited veterinarian, and be removed by a departmental  
3 official, an accredited veterinarian, an official of the  
4 United States department of agriculture, or the person  
5 authorized by the department to receive the swine upon arrival  
6 at the slaughtering establishment, concentration point, or  
7 approved premises.

8 The Code chapter provides that a person violating a  
9 provision of the Code chapter or any rule adopted by the  
10 department is subject to a civil penalty of at least \$100 but  
11 not more than \$1,000.

12 The bill takes effect upon enactment.

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