AGRICULTURE FILED FEB 15 '01

SENATE FILE 205

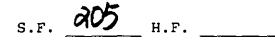
BY REHBERG

Passed	Senate,	Date	Passed	House,	Date	_
Vote:	Ayes	Nays	Vote:	Ayes	Nays	_
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## A BILL FOR

	1	An	Act providing state assistance for pseudorabies vaccinations	
	2		by the department of agriculture and land stewardship, and	
	3		providing authority to the executive council to appropriate	
	4		moneys.	
	5	BÈ	IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:	
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1 Section 1. <u>NEW SECTION</u>. 7D.10B PSEUDORABIES VACCINE 2 EXPENSES.

3 If sufficient moneys for costs have not been appropriated 4 to the department of agriculture and land stewardship for the 5 purchase of laboratory products used for vaccinating swine as 6 required under section 166D.11, or if sufficient funds are not 7 otherwise available for such purposes within the budget of the 8 department, the executive council may upon request of the 9 secretary of agriculture pay, out of any money in the state 10 treasury not otherwise appropriated, expenses incurred, or 11 costs taxed to the state, as provided in section 7D.29.

12 Sec. 2. Section 166D.11, subsection 4, Code 2001, is 13 amended to read as follows:

14 4. <u>a.</u> The cost, or any segment of the cost, of purchasing 15 a laboratory product used for testing and vaccination provided 16 in this chapter may be paid for by federal or state funds or a 17 combination of both.

b. To the extent that federal funds are not available to
pay for the purchase of laboratory products used for
vaccinating swine as required under this chapter, the state

21 shall pay for the laboratory products, if any of the following 22 apply:

23 (1) The swine reacts negatively to a test within forty24 eight hours prior to the vaccination.

25 (2) The swine is from a noninfected herd and a statistical
26 sampling of the herd reacts negatively to a test conducted six
27 months prior to the vaccination.

28 An owner of swine shall not be paid more than seven

29 thousand five hundred dollars under this paragraph "b".

30 The cost of laboratory products used for vaccinating swine

31 as provided in this paragraph "b" shall be paid by the

32 department of agriculture and land stewardship from moneys

33 appropriated for that purpose or from moneys available to the

34 executive council pursuant to section 7D.10B.

35 <u>c.</u> Federal or state funds shall not be paid to the owner

1 of a vaccinated herd other than the owner of a herd vaccinated 2 with a modified-live differentiable vaccine.

## EXPLANATION

4 This bill amends Code chapter 166D, which regulates 5 pseudorabies, a disease affecting swine. The department of 6 agriculture and land stewardship administers the provisions 7 under the chapter and regulations promulgated by the United 8 States department of agriculture referred to as the national 9 pseudorabies eradication program. In 2000, the general 10 assembly enacted Senate File 2312 (2000 Iowa Acts, chapter 11 1110) that imposed new requirements, including additional 12 vaccination requirements.

13 Code section 166D.11 provides that the cost or any segment 14 of the cost of purchasing a laboratory product used for 15 testing and vaccination may be paid for by federal or state 16 funds. The bill amends that section by providing that if 17 federal funds are not available to pay for the purchase of 18 laboratory products used for vaccination, the department of 19 agriculture and land stewardship is required to pay for the 20 laboratory products if moneys are appropriated for that 21 purpose. If moneys are not appropriated, the executive 22 council is authorized to make the payments.

The swine must react negatively to a pseudorabies test within 48 hours prior to the vaccination, or the swine must be from a noninfected herd and a statistical sampling of the herd must react negatively to a test conducted six months prior to the vaccination. In any case, federal or state funds cannot be used to pay for a vaccine, unless it is a modified-live differentiable vaccine.

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