

MAR 8 2005  
Place On Calendar

HOUSE FILE 624  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 328)

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

**A BILL FOR**

1 An Act providing for the regulation of livestock moved into this  
2 state, including by requiring certain certificates and making  
3 penalties applicable.

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

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HF 624

1 Section 1. NEW SECTION. 163.14A CERTIFICATE OF DRUG  
2 TREATMENT.

3 A person shall not move livestock into this state from a  
4 foreign country if the livestock has been treated with any  
5 drug required to be approved by the United States food and  
6 drug administration for treating livestock in this country,  
7 and the United States food and drug administration has not  
8 approved that drug. The person moving livestock into this  
9 state from a foreign country shall keep a certificate of  
10 treatment stating that the livestock has not been treated with  
11 the drug. The certificate shall be signed by the livestock's  
12 owner or agent, which may be a veterinarian responsible for  
13 the health of the livestock. A copy of the certificate shall  
14 be attached to the waybill accompanying a shipment or as part  
15 of the standard form of a transportation certificate or  
16 another shipping document as provided in section 172B.3.

17 Sec. 2. NEW SECTION. 163.14B CERTIFICATE FOR IMPORTATION  
18 OF FEMALE CATTLE.

19 1. A person shall not move female cattle into this state  
20 from a foreign country, if the cattle are thirty months of age  
21 or older.

22 2. The department may require that a person moving female  
23 cattle into this state from a foreign country keep a  
24 certificate which states the age of the female cattle. The  
25 department may require that the certificate be signed by the  
26 female cattle's owner or agent, which may be a veterinarian  
27 responsible for the health of the cattle. A copy of the  
28 certificate shall be attached to the waybill accompanying a  
29 shipment or as part of a standard form of a transportation  
30 certificate or another document as provided in section 172B.3.

31 EXPLANATION

32 LIVESTOCK MOVEMENT RESTRICTIONS BASED ON DRUG TREATMENTS.  
33 The United States food and drug administration requires that  
34 animal drug manufacturers show that each new animal drug  
35 (e.g., a therapeutic, prophylactic, or growth promoter) is

1 safe and effective before it is approved for marketing in the  
2 country (see 21 U.S.C. ch. 9). This bill amends Code chapter  
3 163 which, in part, provides for the inspection of livestock  
4 including imported livestock, and requires that shipments of  
5 livestock be accompanied by a certificate of inspection. The  
6 bill is modeled on those provisions.

7 The bill provides that a person cannot move livestock into  
8 this state from a foreign country if the livestock has been  
9 treated with any drug required to be approved by the United  
10 States food and drug administration for treating livestock in  
11 this country, and the United States food and drug  
12 administration has not approved that drug. The bill requires  
13 that a person moving the livestock keep a certificate of  
14 treatment stating that the livestock has not been treated with  
15 the drug. The certificate must be signed by the livestock's  
16 owner or agent. In addition, a copy of the certificate must  
17 be attached to the waybill accompanying the shipment or as  
18 part of the standard form of a transportation certificate or  
19 another shipping document as approved by the department of  
20 agriculture and land stewardship.

21 FEMALE CATTLE MOVEMENT RESTRICTIONS. The bill prohibits a  
22 person from moving female cattle into this state from a  
23 foreign country if the cattle are 30 months of age or older.  
24 The department of agriculture and land stewardship may require  
25 a person moving the cattle to keep a certificate which states  
26 the age of the female cattle. The department may require that  
27 the same procedures which apply to preparing and keeping a  
28 certificate of drug treatment apply to this certificate.

29 PENALTY MADE APPLICABLE. Code section 163.61 provides that  
30 the department must establish civil penalties for violations  
31 of the Code chapter's provisions. In general, a person  
32 violating a provision of the chapter is subject to a civil  
33 penalty of at least \$100 but not more than \$1,000. In the  
34 case of a continuing violation, each day of the continuing  
35 violation is a separate violation. However, a person cannot

1 be subject to a civil penalty totaling more than \$25,000.

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**HOUSE FILE 624**

**H-1078**

- 1 Amend House File 624 as follows:  
2 1. Page 1, line 18, by striking the word  
3 "FEMALE".  
4 2. Page 1, line 19, by striking the word  
5 "female".  
6 3. Page 1, line 21, by inserting after the word  
7 "older" the following: ", and the foreign country is  
8 designated by the department of agriculture and land  
9 stewardship as a threat to this state's health and  
10 welfare if cattle are moved into this state from that  
11 foreign country. The department's designation may be  
12 based on a foreign country's classification as a  
13 minimal risk region, if provided by rules adopted by  
14 the United States department of agriculture".  
15 4. Page 1, line 22, by striking the word  
16 "female".  
17 5. Page 1, line 23, by inserting before the word  
18 "foreign" the following: "designated".  
19 6. Page 1, line 24, by striking the word  
20 "female".  
21 7. Page 1, line 26, by striking the word  
22 "female".

By FREVERT of Palo Alto  
GREINER of Washington  
BAUDLER of Adair

**H-1078** FILED MARCH 15, 2005

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**HOUSE FILE 624**

**H-1088**

- 1 Amend the amendment, H-1078, to House File 624 as  
2 follows:  
3 1. Page 1, by striking lines 2 through 22, and  
4 inserting the following:  
5 "\_\_\_\_\_. Page 1, by striking lines 17 through 30."  
6 2. By renumbering as necessary.

By FREVERT of Palo Alto

**H-1088** FILED MARCH 16, 2005  
ADOPTED

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HOUSE FILE 624  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 328)

(As Amended and Passed by the House March 16, 2005)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
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Deleted Language \*

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