

House Study Bill 79

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
AGRICULTURE AND LAND
STEWARDSHIP BILL)

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

A BILL FOR

1 An Act providing for the confidentiality of records relating to
2 the outbreak of animal disease, and providing an effective
3 date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1220DP 81
6 da/sh/8

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1 1 Section 1. Section 22.7, Code 2005, is amended by adding
1 2 the following new subsection:
1 3 NEW SUBSECTION. 39A. A record, including but not limited
1 4 to a report or other information, relating to the control of
1 5 animal disease outbreaks. The record must be in the custody
1 6 of the department of agriculture and land stewardship and kept
1 7 as part of a federal or state animal health program which
1 8 provides for the identification and tracking of animals. The
1 9 information may relate to an investigation, a person
1 10 associated with the animal, or an animal carcass. However,
1 11 nothing in this subsection restricts the department from
1 12 releasing a record to any person.
1 13 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
1 14 immediate importance, takes effect upon enactment.
1 15 EXPLANATION
1 16 This bill amends Code chapter 22, Iowa's open records law.
1 17 Code section 22.2 provides that every person may examine,
1 18 copy, and disseminate a record which is in the custody of a
1 19 governmental body (a public record). However, Code section
1 20 22.7 provides that certain public records are confidential and
1 21 are not available for general access. This bill adds to the
1 22 list of confidential records. It provides that the department
1 23 of agriculture and land stewardship may keep a record
1 24 confidential if it relates to the control of animal disease
1 25 outbreaks and the record is kept as part of a federal or state
1 26 animal health program which provides for the identification
1 27 and tracking of animals. These types of records may relate to
1 28 state animal health statutes such as pseudorabies control (see
1 29 Code section 166D.15) or the proposed national animal
1 30 identification system administered by the United States
1 31 department of agriculture.
1 32 LSB 1220DP 81
1 33 da/sh/8