

Senate File 285 - Introduced

SENATE FILE 285

BY BOULTON

A BILL FOR

1 An Act providing for criminal offenses related to beekeeping.

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

1 Section 1. Section 160.14, subsection 1, Code 2019, is
2 amended to read as follows:

3 1. A person who knowingly ~~sells~~, does any of the following
4 is guilty of a simple misdemeanor:

5 a. Sells, barters, gives away, moves, or allows to be moved,
6 a diseased or parasite-infested colony, package, equipment, or
7 combs without the consent of the state apiarist, ~~or exposes.~~

8 b. Exposes infected honey or infected equipment to the bees,
9 ~~or who willfully fails.~~

10 c. Fails or neglects to give proper treatment to a diseased
11 or parasite-infested colony, ~~or who interferes.~~

12 d. Interferes with the state apiarist or the state
13 apiarist's assistants in the performance of official duties ~~or~~
14 ~~who refuses.~~

15 e. Refuses to permit the examination of bees or their
16 destruction as provided in this chapter or violates.

17 f. Violates another provision of this chapter, ~~except as~~
18 ~~provided in subsection 2, is guilty of a simple misdemeanor.~~

19 Sec. 2. Section 160.14, subsection 2, Code 2019, is amended
20 to read as follows:

21 2. A Notwithstanding subsection 1, a person who knowingly
22 moves or causes to be moved into this state a colony, package,
23 used equipment, or combs in violation of section 160.5, is
24 guilty of a serious misdemeanor.

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill amends provisions in Code chapter 160 which
29 provides for the regulation of beekeeping by the department
30 of agriculture and land stewardship. Code section 160.14(1)
31 lists a number of acts which constitute a criminal offense
32 (e.g., failing to properly care for bees or interfering with
33 the department). The provision is phrased as a single sentence
34 beginning with the requirement that one or all of the acts must
35 be "knowingly" committed. The bill reformulates the sentence

1 by stating that any of the acts constitutes a criminal offense
2 if knowingly committed and then restructures the subsection to
3 provide that each of a series of lettered paragraphs refers to
4 a single criminal offense. A person who commits one of the
5 discrete criminal offenses is guilty of a simple misdemeanor.
6 A simple misdemeanor is punishable by confinement for no more
7 than 30 days or a fine of at least \$65 but not more than \$625
8 or by both.