

4 "No dairy or breeding cattle shall be shipped, driven on foot, or
5 transported, into the state of Iowa, except upon one of the following
6 conditions:

7 1. That such cattle come from a herd which has been officially
8 accredited as a tuberculosis free accredited herd by the state from
9 which such cattle come or by the department of agriculture of the
10 United States; or

11 2. That such cattle come from an area officially declared as a
12 modified accredited area by such state or the department of agricul-
13 ture of the United States, and the herd from which they originate,
14 if previously infected, has passed two tests free from tuberculosis; or

15 3. That such cattle are brought into the state of Iowa under quar-
16 antine to be tuberculin tested for tuberculosis and fully examined
17 in not less than sixty days nor more than ninety days, such test to be
18 applied by a veterinarian accredited by the department of agriculture
19 of the state of Iowa and at the expense of the owners. Such cattle
20 brought in under quarantine shall be accompanied by an official cer-
21 tificate issued by a veterinarian accredited by the state from which
22 the cattle come or by the department of agriculture of the United
23 States showing them to be free from tuberculosis. The quarantine
24 thus provided for shall be established by the department of agricul-
25 ture of the state of Iowa and shall not be released until the examina-
26 tion has been made and such cattle found free from tuberculosis.

1 SEC. 2. The law as it appears in section twenty six hundred ninety
2 (2690) of the code of Iowa, 1927, is hereby amended by striking from
3 lines three (3) and four (4) thereof the following:

4 "enrolled under the county area plan."

Senate File No. 153. Approved April 11, A. D. 1929.

CHAPTER 75

BOVINE TUBERCULOSIS

AN ACT to repeal the law as it appears in sections twenty-six hundred sixty-seven (2667), twenty-six hundred eighty-three (2683), twenty-six hundred eighty-four (2684), twenty-six hundred eighty-five (2685), twenty-six hundred ninety-four (2694), twenty-six hundred ninety-five (2695), twenty-six hundred ninety-six (2696), twenty-six hundred ninety-seven (2697), and twenty-six hundred ninety-eight (2698), of the code of Iowa 1927, relating to the eradication of bovine tuberculosis; to repeal the law as it appears in sections twenty-six hundred sixty-six (2666), twenty-six hundred seventy-three (2673), twenty-six hundred seventy-four (2674), twenty-six hundred eighty-six (2686), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), twenty-seven hundred one (2701), twenty-seven hundred two (2702), twenty-seven hundred three (2703), twenty-seven hundred four b one (2704-b1), twenty-seven hundred four b two (2704-b2), twenty-seven hundred four b three (2704-b3), and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to establish the state of Iowa as an accredited area for the eradication of bovine tuberculosis and require the examination of all breeding and dairy cattle therein; to define a modified accredited county; and to prohibit the transportation of dairy or breeding cattle into such county unless accompanied by certificate of health, and to provide a penalty for the violation thereof.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Repeal. That the law as it appears in section twenty-

2 six hundred sixty-seven (2667), section twenty-six hundred eighty-
3 three (2683), section twenty-six hundred eighty-four (2684), section
4 twenty-six hundred eighty-five (2685), section twenty-six hundred
5 ninety-four (2694), section twenty-six hundred ninety-five (2695),
6 section twenty-six hundred ninety-six (2696), section twenty-six hun-
7 dred ninety-seven (2697), and section twenty-six hundred ninety-
8 eight (2698), of the code of Iowa, 1927, all in chapter one hundred
9 twenty-nine (129) of said code, be and the same is hereby repealed.

1 **SEC. 2. Testing and examining herds.** That the law as it appears
2 in section twenty-six hundred sixty-six (2666) of the code of Iowa,
3 1927, be and the same is hereby repealed and the following enacted in
4 lieu thereof:

5 "The state of Iowa is hereby declared to be and is hereby estab-
6 lished as an accredited area for the eradication of bovine tuberculosis
7 from the dairy and breeding cattle of the state. It shall be the duty
8 of the department of agriculture to eradicate bovine tuberculosis in
9 all of the counties of the state in the manner provided by law as it
10 appears in chapter one hundred twenty-nine (129) of the code of Iowa,
11 1927, as amended. Said department shall proceed with the examina-
12 tion, including the tuberculin test, of all such cattle as rapidly as prac-
13 ticable and as is consistent with efficient work, and as funds are avail-
14 able for paying the indemnities as provided by law.

15 "After the effective date of this act it shall be the duty of each and
16 every owner of dairy or breeding cattle in the state to conform to and
17 abide by the rules laid down by the state and federal departments of
18 agriculture and follow their instructions designed to suppress the
19 disease, prevent its spread, and avoid reinfection of the herd."

1 **SEC. 3. Levy for eradication fund.** That the law as it appears in
2 section twenty-six hundred eighty-six (2686) of the code of Iowa
3 1927, be and the same is hereby repealed and the following enacted
4 in lieu thereof:

5 "In each county in the state, the board of supervisors shall each
6 year when it makes the levy for taxes, levy a tax sufficient to provide
7 a fund to pay the indemnity and other expenses provided in said chap-
8 ter one hundred twenty-nine (129), as amended, except as provided
9 therein, but such levy shall not exceed three (3) mills in any year
10 upon the taxable value of all the property in the county."

1 **SEC. 4. Compulsory provisions.** That the law as it appears in sec-
2 tion twenty-six hundred ninety-nine (2699) of the code of Iowa 1927,
3 be and the same is hereby repealed and the following enacted in lieu
4 thereof:

5 "After the effective date of this act every owner of dairy or breed-
6 ing cattle in the state shall permit his cattle to be tested for tuber-
7 culosis as provided in chapter one hundred twenty-nine (129), as
8 amended, and shall confine his cattle in a proper place so that the
9 examination and test can be applied. If he refuses to so confine his
10 cattle the department may employ sufficient help to properly confine
11 them and the expense of such help shall be paid by the owner or
12 deducted from the indemnity if any is paid. Such owner shall comply
13 with all the requirements for the establishment and maintenance of a
14 tuberculosis free accredited herd."

1 **SEC. 5. Penalty.** That the law as it appears in section twenty-seven
2 hundred (2700) of the code of Iowa, 1927, be and the same is hereby
3 repealed, and the following enacted in lieu thereof:

4 "After the effective date of this act any owner of dairy or breeding
5 cattle in the state who prevents, hinders, obstructs or refuses to allow
6 a veterinarian authorized by the department of agriculture to con-
7 duct such tests for tuberculosis on his cattle, shall be deemed guilty
8 of a misdemeanor and shall be punished by a fine of not more than
9 one hundred dollars (\$100.00), nor less than twenty-five dollars
10 (\$25.00)."

1 **SEC. 6. Quarantine.** That the law as it appears in section twenty-
2 seven hundred one (2701) of the code of Iowa, 1927, be and the same
3 is hereby repealed and the following enacted in lieu thereof:

4 "The cattle owned by any owner who violates the provisions of
5 chapter one hundred twenty-nine (129) of the code of Iowa, 1927, as
6 amended, or which have reacted to the tuberculin test, shall be quar-
7 antined by the department until the law is complied with. When
8 such quarantine is established no beef or dairy products shall be sold
9 from cattle under quarantine until the test has been applied or the
10 quarantine released.

11 "The accredited veterinarians appointed under this chapter shall
12 enforce this quarantine and all of the rules of the department of agri-
13 culture of the state of Iowa and of the provisions of chapter one hun-
14 dred twenty-nine (129) of the code of Iowa, 1927, as amended, and in
15 so doing may call to their assistance any peace officer of the state."

1 **SEC. 7. Notice.** That the law as it appears in section twenty-seven
2 hundred two (2702) of the code of Iowa, 1927, be and the same is
3 hereby repealed and the following enacted in lieu thereof:

4 "Before any action is commenced under the second preceding sec-
5 tion, upon request of the secretary of agriculture, the board of super-
6 visors of any county shall cause such owner to be served with a writ-
7 ten notice of the provisions of this chapter, at least fifteen days before
8 the commencement of the action."

1 **SEC. 8. Allotment of funds.** That the law as it appears in section
2 twenty-seven hundred three (2703) of the code of Iowa 1927, be and
3 the same is hereby repealed and the following enacted in lieu thereof:

4 "The department shall allot, on or before November first of each
5 year, among the counties of the state in proportion to the number of
6 breeding cattle owned in each county as shown by the last assessors'
7 books, the amount of the state funds estimated to be available for the
8 testing of cattle for tuberculosis. The department shall also attempt
9 to secure a similar allotment each year of the available federal funds
10 by the federal department of agriculture."

1 **SEC. 9. Retest.** That the law as it appears in section twenty-seven
2 hundred four-b one (2704-b1) of the code of Iowa 1927, be and the
3 same is hereby repealed and the following enacted in lieu thereof:

4 "The secretary of agriculture may order a retest of any dairy or
5 breeding cattle at any time when, in his opinion, it is necessary to do
6 so, and shall, once in three years, order the tuberculin testing of any
7 cattle to conform to and comply with the regulations of the federal
8 bureau of animal industry in any county where the percentage of

9 bovine tuberculosis has been reduced to one half of one per cent or
10 less, subject to the provisions of this chapter with reference to the
11 disposition or slaughtering of animals found to be reactors when given
12 a tuberculin test. Such county shall be a modified accredited county,
13 and it shall be unlawful for any person to transport any dairy or
14 breeding cattle into such county unless they have been examined for
15 tuberculosis as provided in this chapter.

1 **SEC. 10. Penalty.** Any person found guilty of violating the provi-
2 sions of the preceding section shall be deemed guilty of a misdemeanor
3 and punished by a fine of not to exceed one hundred dollars (\$100.00)
4 nor less than twenty-five dollars (\$25.00).

1 **SEC. 11. Levying of tax. Survey.** That the law as it appears in
2 sections twenty-seven hundred four-b two (2704-b2) and 2704-b3 of
3 the code of Iowa 1927, be and the same is hereby repealed and the
4 following enacted in lieu thereof:

5 "The board of supervisors shall use whatever tuberculosis eradica-
6 tion funds may be on hand in said county, and shall levy the tax pro-
7 vided in this act, each year for the purpose of paying the expenses of
8 such testing and the indemnities provided for herein if the state and
9 federal funds are not sufficient to pay the cost thereof and the in-
10 demnities for such animals. The township trustees in such county
11 are hereby constituted the animal board of health in their respective
12 townships and they shall by April first of each year and at such other
13 times as they shall deem advisable, make a survey and report to the
14 state department of agriculture all breeding cattle brought into their
15 respective townships from outside of the county."

1 **SEC. 12. Limits on compensation.** That the law as it appears in
2 section twenty-six hundred seventy-three (2673) of the code of Iowa
3 1927, be and the same is hereby repealed and the following enacted
4 in lieu thereof:

5 "No compensation shall be paid to any person for an animal con-
6 demned for tuberculosis unless said animal, if produced in, or im-
7 ported into, the state has been owned by such owner for at least six
8 months prior to condemnation or was raised by such person."

1 **SEC. 13. Priority in testing.** That the law as it appears in section
2 twenty-six hundred seventy-four (2674) of the code of Iowa 1927,
3 be repealed and the following enacted in lieu thereof:

4 "The department in making examinations of cattle shall give pri-
5 ority to applications by owners for the testing of dairy cattle from
6 which are sold, or are offered for sale, in cities and towns, milk or
7 milk products in liquid or condensed form."

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