

4 ment in writing of such fact, and no expense shall be incurred on such
5 account in excess of the cash available in such fund.

1 SEC. 26. Certification of claims.

2 All claims presented under authority of this act shall be certified by
3 the department and filed with the county auditor, who shall present
4 them to the board of supervisors, and such board shall allow and pay
5 the same as other claims against the county.

1 SEC. 27. Chapter 87 Acts of the 48th General Assembly also known
2 as Senate File 255, 48th General Assembly, is hereby repealed, pro-
3 vided that the tax levies made and taxes collected under the provisions
4 of said Chapter 87 Acts of the 48th General Assembly shall continue
5 in force and be applied and used under the provisions of this act to the
6 end that the work of controlling and eradicating Bang's disease under
7 Chapter 87 Acts of the 48th General Assembly, may continue without
8 interruption under the provisions of this act.

Approved April 30, 1941.

CHAPTER 122

BABY CHICK ACT

S. F. 213

AN ACT to provide regulations as to the sale of baby chicks; to provide for the licens-
ing of handlers and dealers thereof; to provide inspection for establishments oper-
ated by said handlers and dealers; and providing penalties for the violation of this
act.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. For the purpose of this Act:

2 1. "Baby Chicks" shall mean all domestic fowls six (6) weeks of
3 age or under.

4 2. "Department" or "Department of Agriculture" shall mean Iowa
5 Department of Agriculture.

6 3. "Person" shall include an individual, partnership, a corpora-
7 tion, company, firm, society, association, community sales, public sale
8 pavillions, or other holders of public auctions any place in the State
9 of Iowa, operating in the state of Iowa, but the term "person" shall
10 not be construed to include any person who hatches for sale one thou-
11 and (1,000) chicks per year or less; and the act, omission, or conduct
12 of any officer, agent or other person acting in a representative capacity
13 may be imputed to the organization or person represented, and the
14 person acting in such capacity shall also be liable for violation of this
15 act.

1 SEC. 2. Every person engaged in the business of custom hatching,
2 producing baby chicks for sale in this state, or of selling or offering
3 for sale baby chicks from any place located in this state shall obtain
4 a license from the Department for each establishment, at which said

5 business is conducted. Applications for such licenses shall be made
6 upon blanks furnished by the Department and shall conform to the
7 prescribed rules of the Department.

1 SEC. 3. The license fee shall be ten dollars (\$10.00) per annum,
2 and each license shall expire on July first after date of issue. However,
3 any license issued before July 1, 1941, shall be in full force and effect
4 until July 1, 1942.

1 SEC. 4. All fees collected under the provisions of this act shall be
2 paid into the state treasury.

1 SEC. 5. All establishments licensed under this chapter, shall:
2 1. Before baby chicks are delivered for sale, determine that the
3 same are in a healthy condition.

4 2. Provide ample facilities for the proper care and handling of
5 baby chicks on the premises.

6 3. Maintain sanitary measures such as will properly suppress and
7 prevent the spread of contagious and infectious diseases of baby chicks.

8 4. When selling or delivering baby chicks to a purchaser in the
9 State, place the same in a box, crate, coop or other sanitary container
10 for delivery. Each such box, crate, coop or other container shall be
11 plainly labelled with the name of seller and description of contents.
12 Such description of contents shall include name of breed and variety,
13 percent of guarantee if chicks are sold as sexed chicks, date of hatch,
14 number of chicks and any tests made on parent stock.

1 SEC. 6. All establishments licensed under this chapter shall be sub-
2 ject to inspection by the Department to determine that the require-
3 ments of Section five (5) are fully met. The failure to comply with
4 Section five (5) or any of the provisions thereof shall constitute a
5 violation of this Act.

1 SEC. 7. The Secretary of Agriculture shall be charged with ad-
2 ministration and enforcement of this Act.

1 SEC. 8. Punishment. Any person, partnership, corporation, com-
2 pany, firm, society, or association who violates any provision of this
3 Act shall be guilty of a misdemeanor and shall be punished by a fine
4 not exceeding one hundred dollars.

1 SEC. 9. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa,
4 and the Toledo Chronicle, a newspaper published at Toledo, Iowa.

Approved April 3, 1941.

I hereby certify that the foregoing act was published in the Lake Mills Graphic, Lake
Mills, Iowa, April 9, 1941, and the Toledo Chronicle, Toledo, Iowa, April 10, 1941.

EARL G. MILLER, *Secretary of State.*