

5 ther amended by changing the word "less" to the word "more" and
6 by changing the words "before it can be" to the words "after it has
7 been" in line fifteen (15) thereof.

1 SEC. 2. Section one hundred sixty-one point five (161.5), Code
2 1950, is hereby amended by inserting "cottonwood, soft maple, osage
3 orange, basswood, black locust," in line five (5) thereof between the
4 words "maple," and "European"; also by striking the words "soft
5 maple" and "cottonwood" from line eleven (11) thereof; and further
6 by striking the words "and soft maple" in line twenty (20), thereof.

1 SEC. 3. Section one hundred sixty-one point six (161.6), Code 1950,
2 is hereby amended by striking the period (.) in line three (3) thereof
3 and adding thereto the words "except when the trees are growing or
4 are planted in or along a gully or ditch to control erosion in which
5 case any width will qualify provided the area meets the size require-
6 ment of two acres."

Approved March 26, 1953.

CHAPTER 91

DISEASES AMONG ANIMALS

S. F. 19

AN ACT to amend sections one hundred sixty-three point two (163.2) and one hundred sixty-three point fifteen (163.15), Code 1950, relating to the designation of communicable diseases among animals, and providing for a program of indemnity in case of condemnation and killing of infected animals.

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

1 SECTION 1. Section one hundred sixty-three point two (163.2), Code
2 1950, is hereby amended as follows:

3 1. Insert in line six (6) before the word "or" the following: "vesicu-
4 lar exanthema, scrapie, rinderpest,".

5 2. Strike the period (.) in line eight (8) thereof and insert the
6 words "after it has been determined that the same is one specified to
7 be a communicable disease by the United States department of agri-
8 culture."

1 SEC. 2. Section one hundred sixty-three point fifteen (163.15), Code
2 1950, is hereby amended by striking the first sentence thereof and sub-
3 stituting the following therefor: "Whenever any animal is found to be
4 infected with one of the contagious diseases enumerated in section
5 one hundred sixty-three point two (163.2) or one which has been
6 designated by the department thereunder, if there be no other pro-
7 visions for indemnifying the owner in case the same be condemned
8 and ordered by the department to be killed, and the secretary of agri-
9 culture determines that the existence of said communicable disease
10 constitutes a threat to the general welfare or the public health of the
11 inhabitants of the state, he shall formulate a program of eradication
12 including therein the condemnation and killing of the infected animals;
13 provided however, that said program shall not be put into effect as

14 hereinafter provided until the same has been approved by the executive
15 council.

16 "Any animal killed under such a program shall be appraised by three
17 competent and disinterested persons, one to be appointed by the state
18 department of agriculture, one by the owner, and the third by the other
19 two, and it shall be their duty to appraise and report their appraisal
20 under oath to the department of agriculture, and they shall receive
21 such compensation and expenses as shall be provided for in the pro-
22 gram. Any claim for indemnity filed by the owner of such animal or
23 animals so appraised shall not exceed the amount agreed upon by the
24 majority of the appraisers based on current market prices except in the
25 case of registered purebred stock, then the amount payable for indem-
26 nity may exceed market prices by not more than fifty (50) percent less
27 any indemnity which he might be allowed from the United States de-
28 partment of agriculture. No indemnity shall be allowed for infected
29 animals if it is determined by the department of agriculture that such
30 animals have been fed raw garbage. Claims for indemnity and those
31 filed by the appraisers for compensation and expenses shall be filed
32 with the secretary of agriculture and submitted by him to the execu-
33 tive council for its approval or disapproval."

1 SEC. 3. This Act, being deemed of immediate importance, shall take
2 effect and be in full force on June 1, 1953 from and after its passage
3 and publication in the Eldora Herald-Ledger, a newspaper published
4 at Eldora, Iowa, and in the Marshalltown Times-Republican, a news-
5 paper published at Marshalltown, Iowa.

Approved March 9, 1953.

I hereby certify that the foregoing Act, Senate File 19, was published in the Eldora Herald-Ledger, Eldora, Iowa, March 17, 1953, and in the Marshalltown Times-Republican, Marshalltown, Iowa, March 10, 1953.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 92

FEEDING GARBAGE TO ANIMALS

S. F. 258

AN ACT to make it unlawful to feed garbage to animals except as regulated by the department of agriculture, to provide for the licensing of garbage processing and penalties for the violation of this act.

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

1 SECTION 1. Definitions: For the purposes of this Act, the following
2 words shall have the meaning ascribed to them in this section:

3 1. "Department" shall mean the department of agriculture, and
4 wherever said department is required or authorized to do an act, it
5 shall be construed as authorizing performance by a regular assistant
6 or a duly authorized agent of said department.

7 2. "Secretary" shall mean the secretary of agriculture.

8 3. "Garbage" means putrescible animal and vegetable wastes result-
9 ing from the handling, preparation, cooking, and consumption of foods
10 including animal carcasses or parts thereof, and shall include all waste