

JAN 18 2002
Agriculture

HOUSE FILE 2087
BY FALLON

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

A BILL FOR

1 An Act requiring that state agencies purchase Iowa agricultural
2 commodities and food derived from Iowa agricultural
3 commodities.

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

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HF 2087

1 Section 1. NEW SECTION. 18.21 IOWA AGRICULTURAL
2 COMMODITIES -- PREFERENCE.

3 1. As used in this section:

4 a. "Agricultural commodity" means a commodity that may be
5 processed into food, including but not limited to livestock,
6 crops, vegetables, nuts, seeds, honey, eggs, or milk existing
7 in an unprocessed state.

8 b. "Iowa agricultural commodity" means an agricultural
9 commodity that is produced on a farm located in this state.

10 2. a. When purchasing agricultural commodities for
11 processing into food, the department shall purchase Iowa
12 agricultural commodities if the price is reasonably
13 competitive and the quality meets departmental standards.
14 However, at least ten percent of the department's purchases of
15 agricultural commodities shall be Iowa agricultural
16 commodities.

17 b. When purchasing food, the department shall purchase
18 food that has been processed from Iowa agricultural
19 commodities if the price is reasonably competitive and the
20 quality meets departmental standards. However, at least ten
21 percent of the department's purchases of food shall be food
22 that has been processed from Iowa agricultural commodities.

23 3. The department shall identify suppliers of Iowa
24 agricultural commodities and food processed from Iowa
25 agricultural commodities in order to comply with this section.
26 This section shall apply to a contractor or subcontractor who
27 is a party to a contract, if the contract provides for the
28 purchase of agricultural commodities on behalf of the
29 department. The department shall include the preference
30 required in this section in publications used to solicit bids
31 from suppliers of agricultural commodities and food.

32 Sec. 2. Section 29A.19, Code 2001, is amended to read as
33 follows:

34 29A.19 QUARTERMASTER.

35 1. A present or retired commissioned officer of the

1 national guard who has ten years' service in the Iowa national
2 guard or the Iowa air national guard and has attained the
3 grade of a field officer, shall be detailed to be the
4 quartermaster and property officer of the state, who shall
5 have charge of and be accountable for, under the adjutant
6 general, all state military property. The quartermaster shall
7 keep property returns and reports and give bond to the state
8 of Iowa as the governor may direct.

9 2. When purchasing agricultural commodities for processing
10 into food or processed food, the quartermaster shall comply
11 with the requirements for the purchase of agricultural
12 commodities and food in the same manner required for the
13 department of general services pursuant to section 18.21.

14 Sec. 3. Section 216B.3, Code 2001, is amended by adding
15 the following new subsection:

16 NEW SUBSECTION. 18. Comply with the requirements for the
17 purchase of agricultural commodities and food in the same
18 manner required for the department of general services
19 pursuant to section 18.21.

20 Sec. 4. Section 217.3, Code 2001, is amended by adding the
21 following new subsection:

22 NEW SUBSECTION. 9. Comply with the requirements for the
23 purchase of agricultural commodities and food in the same
24 manner required for the department of general services
25 pursuant to section 18.21.

26 Sec. 5. Section 260C.19B, Code 2001, is amended to read as
27 follows:

28 260C.19B ~~PURCHASE-OF-BIO-BASED-HYDRAULIC-FLUIDS,-GREASES,-~~
29 ~~AND-OTHER-INDUSTRIAL-LUBRICANTS~~ PURCHASING REQUIREMENTS.

30 1. Hydraulic fluids, greases, and other industrial
31 lubricants purchased by or used under the direction of the
32 board of directors to provide services to a merged area shall
33 be purchased in compliance with the preference requirements
34 for purchasing bio-based hydraulic fluids, greases, and other
35 industrial lubricants as provided pursuant to section 18.22.

1 2. Agricultural commodities for processing into food or
2 processed food purchased under the direction of the board of
3 directors for a merged area shall comply with the requirements
4 established for the department of general services under
5 section 18.21.

6 Sec. 6. Section 262.9, Code Supplement 2001, is amended by
7 adding the following new subsection:

8 NEW SUBSECTION. 5A. Comply with the requirements for the
9 purchase of agricultural commodities and processed food in the
10 same manner required for the department of general services
11 pursuant to section 18.21.

12 Sec. 7. Section 307.21, Code 2001, is amended by adding
13 the following new subsection:

14 NEW SUBSECTION. 6A. Comply with the requirements for the
15 purchase of agricultural commodities and processed food in the
16 same manner required for the department of general services
17 pursuant to section 18.21.

18 Sec. 8. Section 904.312, unnumbered paragraph 2, Code
19 2001, is amended to read as follows:

20 The director shall ~~7--whenever~~ do all of the following:

21 1. Wherever technically feasible, purchase and use
22 degradable loose foam packing material manufactured from grain
23 starches or other renewable resources, unless the cost of the
24 packing material is more than ten percent greater than the
25 cost of packing material made from nonrenewable resources.
26 For the purposes of this subsection, "packing material" means
27 material, other than an exterior packing shell, that is used
28 to stabilize, protect, cushion, or brace the contents of a
29 package.

30 2. Comply with the requirements for the purchase of
31 agricultural commodities and processed food in the same manner
32 required for the department of general services pursuant to
33 section 18.21.

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EXPLANATION

35 This bill provides that when purchasing agricultural

1 commodities for processing into food, state agencies must
2 purchase Iowa agricultural commodities, and when purchasing
3 food, state agencies must purchase food that has been
4 processed from Iowa agricultural commodities. The bill
5 provides that this requirement applies when the price is
6 reasonably competitive, sources for the agricultural
7 commodities or food are available, and the quality of the
8 agricultural commodities or food meets agency standards.
9 However, at least ten percent of the department's purchases of
10 agricultural commodities must be Iowa agricultural commodities
11 and at least ten percent of the department's purchases of food
12 must be food that has been processed from Iowa agricultural
13 commodities. The bill requires state agencies that are
14 involved in purchases to identify suppliers of Iowa
15 agricultural commodities and food processed from Iowa
16 agricultural commodities. The bill applies to persons acting
17 under contract with the state agency. It also requires that
18 the agency include the preference in publications used to
19 solicit bids from suppliers of agricultural commodities and
20 food.

21 The state agencies affected include the department of
22 general services, the Iowa national guard, the department for
23 the blind, the department of human services, community
24 colleges, the state board of regents, the state department of
25 transportation, and the department of corrections.

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