

JAN 28 2002  
Agriculture

HOUSE FILE 2121  
BY FREVERT

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act providing for phosphorus use levels in calculations  
2 required to determine the application of manure in manure  
3 management plans, and making penalties applicable.

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

5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

HF 2121

1 Section 1. Section 455B.203, subsection 3, paragraph a,  
2 Code 2001, is amended to read as follows:

3 a. Calculations necessary to determine the land area  
4 required for the application of manure from a confinement  
5 feeding operation. The calculations shall be based on  
6 nitrogen and phosphorus use levels in order to obtain optimum  
7 crop yields according to a crop schedule specified in the  
8 plan, and according to requirements adopted by the department  
9 after receiving recommendations from the animal agriculture  
10 consulting organization provided for in 1995 Iowa Acts,  
11 chapter 195, section 37.

12 EXPLANATION

13 This bill amends Code section 455B.203, which provides  
14 requirements for manure management plans submitted by owners  
15 of confinement feeding operations or persons applying manure  
16 originating from confinement feeding operations. The Code  
17 section provides that the plan must include calculations  
18 necessary to determine the amount of land needed for the  
19 application of the manure. The calculations are currently  
20 based on nitrogen use levels needed to obtain optimum crop  
21 yields. This bill provides that the calculations must also be  
22 based on phosphorus use levels. Generally, a person  
23 submitting a manure management plan who is found in violation  
24 of the terms and conditions of the plan is subject to a civil  
25 penalty of not more than \$5,000.

26  
27  
28  
29  
30  
31  
32  
33  
34  
35

# Legislative Fiscal Bureau

## Fiscal Note

---

HF 2121 - Manure Management Plan, Phosphorus (LSB 5651 HH)

Analyst: Deb Kozel (Phone: (515) 281-6767) (Deb.Kozel@legis.state.ia.us)

Fiscal Note Version – New

---

### **Description**

House File 2121 adds the requirement that manure management plans that are submitted to the Department of Natural Resources include a calculation for the use of phosphorus for crop yields and field application.

### **Assumptions**

1. The time to review manure management plans with a phosphorous calculation is estimated to be 2.5 years.
2. The Bill will require the Environmental Protection Division to add 4.00 FTE positions, costing \$200,000 in FY 2003 and FY 2004 for salaries and benefits. The cost to the Division in FY 2005 would be \$100,000 and 4.00 FTE positions for six months.

### **Fiscal Impact**

The estimated General Fund fiscal impact of House File 2121 is an increase in expenditures of \$200,000 and 4.00 FTE positions, annually, for FY 2003 and 2004. The estimated increase in expenditures for FY 2005 would be \$100,000 and 4.00 FTE positions for six months.

### **Source**

Department of Natural Resources

---

February 4, 2002

---

The fiscal note and correction impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

---