

Sexton  
Bartz  
Fink

SSB-1245  
Natural Resources  
Succeeded by ment

SENATE FILE SE/HF 464  
BY (PROPOSED COMMITTEE ON  
NATURAL RESOURCES AND  
ENVIRONMENT BILL BY  
CHAIRPERSON SEXTON)

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

**A BILL FOR**

1 An Act prohibiting the construction of animal feeding operation  
2 structures in certain floodplains, and making penalties  
3 applicable.

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

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1 Section 1. Section 455B.204, subsection 1, Code 2001, is  
2 amended by adding the following new paragraph after paragraph  
3 a:

4 NEW PARAGRAPH. aa. "One-hundred-year floodplain" means  
5 the land adjacent to a watercourse which may be inundated by a  
6 flood, the magnitude of which has a one percent chance of  
7 being equaled or exceeded in any year.

8 Sec. 2. Section 455B.204, subsection 2, Code 2001, is  
9 amended by adding the following new paragraph after paragraph  
10 b:

11 NEW PARAGRAPH. bb. An animal feeding operation structure  
12 shall not be constructed on land which is located in a one-  
13 hundred-year floodplain.

14 EXPLANATION

15 This bill amends Code section 455B.204, which provides  
16 restrictions on where a confinement feeding operation may be  
17 located in order to protect water quality. The bill provides  
18 that a structure associated with a confinement feeding  
19 operation cannot be located on land that is part of a 100-year  
20 floodplain.

21 Generally, a person who violates a provision regulating  
22 animal feeding operations is subject to a civil penalty. A  
23 person violating a water quality provision is subject to a  
24 civil penalty of up to \$5,000.

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4/5/01 Referred To: Nat. Res.

FILED MAR 15 '01

SENATE FILE 464  
BY COMMITTEE ON NATURAL  
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 1245)

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

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SE 464

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