

FILED JAN 26 2005

SENATE FILE 71
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SSB 1024)
(COMPANION TO LSB 1562HV
BY COMMITTEE ON AGRICULTURE)

Passed Senate, Date 3-3-05 Passed House, Date _____
Vote: Ayes 47 Nays 0 Vote: Ayes _____ Nays _____
Approved 3/31/05

A BILL FOR

1 An Act relating to an appropriation from the environment first
2 fund for the establishment of permanent soil and water
3 conservation practices, by allocating moneys to support the
4 administration of local governmental units, and providing an
5 effective date.

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

SC 71

SENATE FILE 71

S-3006

1 Amend Senate File 71 as follows:
 2 1. Page 1, by inserting after line 17 the
 3 following:
 4 "Sec. ____ . REPORTING. A soil and water
 5 conservation district receiving moneys from an
 6 allocation provided in this Act shall submit a report
 7 to the soil conservation division of the department of
 8 agriculture and land stewardship by January 1, 2006,
 9 accounting for moneys which have been expended or
 10 unexpended or which have been obligated or encumbered.
 11 The report shall state how the moneys were used."
 12 2. By renumbering as necessary.

By JEFF ANGELO

S-3006 FILED MARCH 2, 2005

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1 Section 1. 2004 Iowa Acts, chapter 1175, section 301,
2 subsection 1, paragraph f, unnumbered paragraph 2, is amended
3 to read as follows:

4 (1) Not more than 5 percent of the moneys appropriated in
5 this lettered paragraph "f" may be used for costs of
6 administration and implementation of soil and water
7 conservation practices.

8 (2) Of the amount appropriated in this paragraph "f",
9 \$250,000 shall be used to reimburse commissioners of soil and
10 water conservation districts for administrative expenses,
11 including, but not limited to, travel expenses, technical
12 training, and professional dues.

13 Sec. 2. DEPARTMENT -- PAYMENT OF REIMBURSEMENT MONEYS.
14 The department of agriculture and land stewardship shall
15 reimburse commissioners of soil and water conservation
16 districts the amounts allocated pursuant to section 1 of this
17 Act within ten days after the effective date of this Act.

18 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
19 immediate importance, takes effect upon enactment.

20 EXPLANATION

21 This bill amends a provision in S.F. 2298 (2004 Iowa Acts,
22 ch. 1175) as enacted by the general assembly during its last
23 session. As part of an appropriation from the environment
24 first fund to the department of agriculture and land
25 stewardship, \$2 million was dedicated to support farmers
26 participating in conservation programs. The bill adds
27 provisions which require the department to use a portion of
28 this appropriation to reimburse commissioners of soil and
29 water conservation districts for administrative expenses,
30 including, but not limited to, travel expenses and technical
31 training. Similar language has been included in past bills
32 appropriating general fund moneys to the department (see 2000
33 Acts, ch. 1224, section 1, subsection 4). The bill requires
34 that the department reimburse the commissioners the designated
35 amounts within 10 days after the effective date of this bill.

1 The bill takes effect upon enactment.

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S-3008

1 Amend Senate File 71 as follows:

2 1. Page 1, by inserting before line 1, the
3 following:

4 "Sec. ____ . NEW SECTION. 170.3A CHRONIC WASTING
5 DISEASE CONTROL PROGRAM -- FEES.

6 1. The department shall establish and administer a
7 chronic wasting disease control program for the
8 control of chronic wasting disease which threatens
9 farm deer. The program may include procedures for the
10 inspection and testing of farm deer, responses to
11 reported cases of chronic wasting disease, and methods
12 to ensure that owners of farm deer may engage in the
13 movement and sale of farm deer.

14 2. Beginning on July 1, 2006, a chronic wasting
15 disease control fee is imposed on landowners who
16 maintain farm deer in this state. The fee shall be
17 established by rules adopted by the department in an
18 amount which will generate total revenue not exceeding
19 an amount which is reasonable and necessary to
20 administer the chronic wasting disease control
21 program.

22 Sec. ____ . NEW SECTION. 170.3B FARM DEER
23 ADMINISTRATION FUND -- APPROPRIATION.

24 1. A farm deer administration fund is created in
25 the state treasury under the control of the
26 department. The fund is composed of moneys
27 appropriated by the general assembly and moneys
28 available to and obtained or accepted by the
29 department from the United States or private sources
30 for placement in the fund. The fund shall include all
31 moneys collected from the chronic wasting disease
32 control fee as provided in section 170.3A. The moneys
33 in the fund are appropriated exclusively to the
34 department for purposes of administering the chronic
35 wasting disease control program as provided in section
36 170.3A.

37 2. Moneys in the fund are subject to an annual
38 audit by the auditor of state. The fund is subject to
39 warrants written by the director of the department of
40 administrative services, drawn upon the written
41 requisition of the department.

42 3. Section 8.33 shall not apply to moneys in the
43 fund. Notwithstanding section 12C.7, moneys earned as
44 income or interest from the fund shall remain in the
45 fund until expended as provided in this section."

46 2. Page 1, by inserting after line 12, the
47 following:

48 "() Of the amount appropriated in this
49 paragraph "f", \$127,000 shall be deposited into the
50 farm deer administration fund created in section

S-3008

-1-

S-3008

Page 2

1 170.3B for purposes of administering the chronic
2 wasting disease control program as provided in section
3 170.3A."

4 3. By renumbering, redesignating, and correcting
5 internal references as necessary.

By MARY A. LUNDBY

1 Section 1. NEW SECTION. 170.3A CHRONIC WASTING DISEASE
2 CONTROL PROGRAM -- FEES.

3 1. The department shall establish and administer a chronic
4 wasting disease control program for the control of chronic
5 wasting disease which threatens farm deer. The program may
6 include procedures for the inspection and testing of farm
7 deer, responses to reported cases of chronic wasting disease,
8 and methods to ensure that owners of farm deer may engage in
9 the movement and sale of farm deer.

10 2. Beginning on July 1, 2006, a chronic wasting disease
11 control fee is imposed on landowners who maintain farm deer in
12 this state. The fee shall be established by rules adopted by
13 the department in an amount which will generate total revenue
14 not exceeding an amount which is reasonable and necessary to
15 administer the chronic wasting disease control program.

16 Sec. 2. NEW SECTION. 170.3B FARM DEER ADMINISTRATION
17 FUND -- APPROPRIATION.

18 1. A farm deer administration fund is created in the state
19 treasury under the control of the department. The fund is
20 composed of moneys appropriated by the general assembly and
21 moneys available to and obtained or accepted by the department
22 from the United States or private sources for placement in the
23 fund. The fund shall include all moneys collected from the
24 chronic wasting disease control fee as provided in section
25 170.3A. The moneys in the fund are appropriated exclusively
26 to the department for purposes of administering the chronic
27 wasting disease control program as provided in section 170.3A.

28 2. Moneys in the fund are subject to an annual audit by
29 the auditor of state. The fund is subject to warrants written
30 by the director of the department of administrative services,
31 drawn upon the written requisition of the department.

32 3. Section 8.33 shall not apply to moneys in the fund.
33 Notwithstanding section 12C.7, moneys earned as income or
34 interest from the fund shall remain in the fund until expended
35 as provided in this section.

1 Sec. 3. 2004 Iowa Acts, chapter 1175, section 301,
2 subsection 1, paragraph f, unnumbered paragraph 2, is amended
3 to read as follows:

4 (1) Not more than 5 percent of the moneys appropriated in
5 this lettered paragraph "f" may be used for costs of
6 administration and implementation of soil and water
7 conservation practices.

8 (2) Of the amount appropriated in this paragraph "f",
9 \$250,000 shall be used to reimburse commissioners of soil and
10 water conservation districts for administrative expenses,
11 including, but not limited to, travel expenses, technical
12 training, and professional dues.

13 (3) Of the amount appropriated in this paragraph "f",
14 \$127,000 shall be deposited into the farm deer administration
15 fund created in section 170.3B for purposes of administering
16 the chronic wasting disease control program as provided in
17 section 170.3A.

18 Sec. 4. DEPARTMENT -- PAYMENT OF REIMBURSEMENT MONEYS.
19 The department of agriculture and land stewardship shall
20 reimburse commissioners of soil and water conservation
21 districts the amounts allocated pursuant to section 1 of this
22 Act within ten days after the effective date of this Act.

23 Sec. 5. REPORTING. A soil and water conservation district
24 receiving moneys from an allocation provided in this Act shall
25 submit a report to the soil conservation division of the
26 department of agriculture and land stewardship by January 1,
27 2006, accounting for moneys which have been expended or
28 unexpended or which have been obligated or encumbered. The
29 report shall state how the moneys were used.

30 Sec. 6. EFFECTIVE DATE. This Act, being deemed of
31 immediate importance, takes effect upon enactment.

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SENATE FILE 71

H-1073

- 1 Amend Senate File 71, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, by striking lines 1 through 35.
- 4 2. Page 2, by striking lines 13 through 17.
- 5 3. By renumbering, redesignating, and correcting
- 6 internal references as necessary.

By DE BOEF of Keokuk

H-1073 FILED MARCH 15, 2005

**HOUSE AMENDMENT TO
SENATE FILE 71**

S-3036

- 1 Amend Senate File 71, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, by striking lines 1 through 35.
- 4 2. Page 2, by striking lines 13 through 17.
- 5 3. By renumbering, redesignating, and correcting
- 6 internal references as necessary.

RECEIVED FROM THE HOUSE

S-3036 FILED MARCH 17, 2005

Fraise Co-chair
Johnson Co-chair
Ragan
Houser

SSB# 1024
Agriculture

Succeeded by
SP/11/11
7/1

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL BY
CO-CHAIRPERSON JOHNSON)

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

A BILL FOR

1 An Act relating to an appropriation from the environment first
2 fund for the establishment of permanent soil and water
3 conservation practices, by allocating moneys to support the
4 administration of local governmental units, and providing an
5 effective date.

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

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1 Section 1. 2004 Iowa Acts, chapter 1175, section 301,
2 subsection 1, paragraph f, unnumbered paragraph 2, is amended
3 to read as follows:

4 (1) Not more than 5 percent of the moneys appropriated in
5 this lettered paragraph "f" may be used for costs of
6 administration and implementation of soil and water
7 conservation practices.

8 (2) Of the amount appropriated in this paragraph "f",
9 \$250,000 shall be used to reimburse commissioners of soil and
10 water conservation districts for administrative expenses,
11 including, but not limited to, travel expenses and technical
12 training. Moneys used for the payment of meeting dues by
13 counties shall be matched on a dollar-for-dollar basis by the
14 soil conservation division.

15 Sec. 2. DEPARTMENT -- PAYMENT OF REIMBURSEMENT MONEYS.
16 The department of agriculture and land stewardship shall
17 reimburse commissioners of soil and water conservation
18 districts the amounts allocated pursuant to section 1 of this
19 Act within ten days after the effective date of this Act.

20 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
21 immediate importance, takes effect upon enactment.

22 EXPLANATION

23 This bill amends a provision in S.F. 2298 (2004 Iowa Acts,
24 ch. 1175) as enacted by the general assembly during its last
25 session. As part of an appropriation from the environment
26 first fund to the department of agriculture and land
27 stewardship, \$2 million was dedicated to support farmers
28 participating in conservation programs. The bill adds
29 provisions which require the department to use a portion of
30 this appropriation to reimburse commissioners of soil and
31 water conservation districts for administrative expenses,
32 including, but not limited to, travel expenses and technical
33 training. It also provides that moneys used for the payment
34 of meeting dues by counties must be matched on a dollar-for-
35 dollar basis by the department's soil conservation division.

1 Similar language has been included in past bills appropriating
2 general fund moneys to the department (see 2000 Acts, ch.
3 1224, section 1, subsection 4). The bill requires that the
4 department reimburse the commissioners the designated amounts
5 within 10 days after the effective date of this bill.

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SENATE FILE 71

AN ACT

RELATING TO AN APPROPRIATION FROM THE ENVIRONMENT FIRST FUND FOR THE ESTABLISHMENT OF PERMANENT SOIL AND WATER CONSERVATION PRACTICES, BY ALLOCATING MONEYS TO SUPPORT THE ADMINISTRATION OF LOCAL GOVERNMENTAL UNITS, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. 2004 Iowa Acts, chapter 1175, section 301, subsection 1, paragraph f, unnumbered paragraph 2, is amended to read as follows:

(1) Not more than 5 percent of the moneys appropriated in this lettered paragraph "f" may be used for costs of administration and implementation of soil and water conservation practices.

(2) Of the amount appropriated in this paragraph "f", \$250,000 shall be used to reimburse commissioners of soil and water conservation districts for administrative expenses, including, but not limited to, travel expenses, technical training, and professional dues.

Sec. 2. DEPARTMENT -- PAYMENT OF REIMBURSEMENT MONEYS. The department of agriculture and land stewardship shall reimburse commissioners of soil and water conservation districts the amounts allocated pursuant to section 1 of this Act within ten days after the effective date of this Act.

Sec. 3. REPORTING. A soil and water conservation district receiving moneys from an allocation provided in this Act shall submit a report to the soil conservation division of the department of agriculture and land stewardship by January 1, 2006, accounting for moneys which have been expended or unexpended or which have been obligated or encumbered. The report shall state how the moneys were used.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

JEFFREY M. LAMBERTI
President of the Senate

CHRISTOPHER C. RANTS
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 71, Eighty-first General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved 3/31, 2005

THOMAS J. VILSACK
Governor