



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

May 21, 2003

The Honorable Chester Culver
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit:

Senate File 393, an Act relating to the Agricultural Development Authority by providing for its organization and administration.

Senate File 396, an Act providing for the animal unit capacity of fowl for purposes of regulating under the Animal Agriculture Compliance Act, and providing an effective date.

Senate File 442, an Act updating the Iowa Code references to the Internal Revenue Code, providing for decoupling with the Internal Revenue Code for a certain bonus depreciation provision, and providing retroactivity applicability dates and an effective date.

The above Senate Files are hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Vilsack".

Thomas J. Vilsack
Governor

TJV:jmc

cc: Secretary of the Senate
Chief Clerk of the House





SENATE FILE 393

AN ACT

RELATING TO THE AGRICULTURAL DEVELOPMENT AUTHORITY BY PROVIDING FOR ITS ORGANIZATION AND ADMINISTRATION.

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

Section 1. Section 7E.7, subsection 2, Code 2003, is amended to read as follows:

2. The agricultural development authority as established in section 175.3 shall be considered part of the ~~department of agriculture and land stewardship~~ office of treasurer of state. ~~The department of agriculture and land stewardship~~ The office may provide staff assistance and administrative support to the authority.

Sec. 2. Section 175.3, subsection 1, Code 2003, is amended to read as follows:

1. a. The agricultural development authority is established within the ~~department of agriculture and land stewardship~~ office of treasurer of state. The authority is constituted as a public instrumentality and agency of the state exercising public and essential governmental functions.

b. The authority is established to undertake programs which assist beginning farmers in purchasing agricultural land

and agricultural improvements and depreciable agricultural property for the purpose of farming, and programs which provide financing to farmers for permanent soil and water conservation practices on agricultural land within the state or for the acquisition of conservation farm equipment, and programs to assist farmers within the state in financing operating expenses and cash flow requirements of farming. The authority shall also develop programs to assist qualified agricultural producers within the state with financing other capital requirements or operating expenses.

c. The powers of the authority are vested in and exercised by a board of ~~eleven~~ ten members with nine members appointed by the governor subject to confirmation by the senate. The treasurer of state or the treasurer's designee ~~and the secretary of agriculture or the secretary's designee are~~ shall serve as an ex officio nonvoting ~~members~~ member. No more than five appointed members shall belong to the same political party. As far as possible the governor shall include within the membership persons who represent financial institutions experienced in agricultural lending, the real estate sales industry, farmers, beginning farmers, average taxpayers, local government, soil and water conservation district officials, agricultural educators, and other persons specially interested in family farm development.

Sec. 3. Section 175.7, subsection 1, Code 2003, is amended to read as follows:

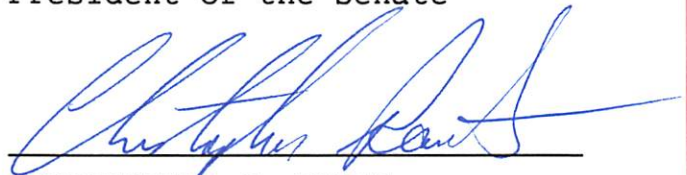
1. The executive director of the authority shall be appointed by a selection and tenure committee, which shall consist of the ~~secretary of agriculture and the~~ chairperson ~~and of the board, the~~ vice chairperson of the board, ~~established pursuant to section 175.3~~ and one member elected by the board, or their designees. The executive director shall serve at the pleasure of the ~~committee~~ board. The votes of three members of the committee are necessary for any substantive action taken by the committee, ~~except that two members may take a substantive action, if the secretary has a conflict of interest.~~ If a member ~~other than the secretary~~ has a conflict of interest, the board shall appoint a substitute member of the committee from the appointed members of the board for the duration of the conflict of interest.

The executive director shall be selected primarily for administrative ability and knowledge in the field, without regard to political affiliation.



MARY E. KRAMER

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 393, Eightieth General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 21, 2003



THOMAS J. VILSACK

Governor