## MAR 4 2003 **Agriculture**

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HOUSE FILE 419
BY FALLON and HOGG

Passed	House,	Date	Passed	Senate,	Date	
Vote:	Ayes	Nays	Vote:	Ayes	Na	ays
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A BILL FOR													
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	BE	IT .	ENACTED	ВУ	THE	GENERAL	ASSEMBLY	OF	THE	STATE	OF	IOWA:	
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- 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
- ll 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 five percent of the department's purchases
- 15 of agricultural commodities shall be Iowa agricultural
- 16 commodities.
- 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 five
- 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 2003, is amended to read as
- 33 follows:
- 34 29A.19 QUARTERMASTER.
- 35  $\underline{1}$ . A present or retired commissioned officer of the

- 1 national guard who has ten years' service in the Iowa army
- 2 national guard or the Iowa air national guard and has attained
- 3 the 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.
- 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 of the
- 13 department of general services pursuant to section 18.21.
- 14 Sec. 3. Section 216B.3, Code 2003, 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 of the department of general services pursuant
- 19 to section 18.21.
- Sec. 4. Section 217.3, Code 2003, 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 of the department of general services pursuant
- 25 to section 18.21.
- Sec. 5. Section 260C.19B, Code 2003, 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 l. 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.

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- 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 of the department of general services under
- 5 section 18.21.
- 6 Sec. 6. Section 262.9, Code 2003, is amended by adding the
- 7 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 of the department of general services
- 11 pursuant to section 18.21.
- 12 Sec. 7. Section 307.21, Code 2003, 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 of the department of general services
- 17 pursuant to section 18.21.
- 18 Sec. 8. Section 904.312, unnumbered paragraph 2, Code
- 19 2003, is amended to read as follows:
- 20 The director shall,-whenever do all of the following:
- 21 1. Whenever 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 of the department of general services pursuant to
- 33 section 18.21.

## 34 EXPLANATION

35 This bill provides that when purchasing agricultural

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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.
 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 5 percent of the department's purchases of
10 agricultural commodities must be Iowa agricultural commodities
11 and at least 5 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.
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      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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