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Senate File 304
Natural Resources
Sovern, Chairman
Miller of Marshall
Norpel /76

SENATE FILE 304

By CULVER

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to water resources.

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

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1 Section 1. Section four hundred fifty-five A point one
2 (455A.1), unnumbered paragraph ten (10), Code 1975, is amended
3 to read as follows:

4 "Nonregulated use" means the use of water for ordinary
5 household purposes, ~~use of water for poultry, livestock and~~
6 ~~domestic animals, any beneficial use of surface flow from~~
7 ~~rivers bordering the state of Iowa, existing beneficial uses~~
8 ~~of water within the territorial boundaries of municipal corpo-~~
9 ~~rations on May 16, 1957, except that industrial users of~~
10 ~~water, having their own water supply, within the territorial~~
11 ~~boundaries of municipal corporations, shall be regulated when~~
12 ~~such water use exceeds three percent more than the highest~~
13 ~~per day beneficial use prior to May 16, 1957, and any other~~
14 beneficial use of water by any person of less than five
15 thousand gallons per day;

16 Sec. 2. Section four hundred fifty-five A point twenty-
17 five (455A.25), subsections one (1), three (3), and four (4),
18 Code 1975, are amended to read as follows:

19 1. Any municipal corporation or person supplying a munici-
20 pal corporation ~~which increases its water use in excess of~~
21 ~~one hundred thousand gallons, or three percent, whichever~~
22 ~~is the greater, per day more than its highest per day~~
23 ~~beneficial use prior to May 16, 1957.~~ Such corporation or
24 person shall make reasonable provision for the storage of
25 water ~~at such time or times when the daily use of such water~~
26 ~~by such corporation or person is less than the amount specified~~
27 herein.

28 3. Any person who diverts water or any material from the
29 surface directly into any underground watercourse or basin.
30 Provided, however, that any diversion of water or material
31 from the surface directly into any underground watercourse
32 or basin existing upon May 16, 1957, shall not require a
33 permit if said diversion does not create waste or pollution.
34 No permit shall be issued under this subsection until the
35 approval of the Iowa water ~~pollution control~~ quality commission

1 has been obtained.

2 4. Industrial users of water having their own water supply
3 ~~within the territorial boundaries of municipal corporations,~~
4 shall be regulated when such water use exceeds ~~three percent~~
5 ~~more than the highest per day beneficial use prior to May~~
6 16, 1957 five thousand gallons per day.

7 EXPLANATION

8 The bill removes certain categories of water users who
9 are presently exempt from the requirements to obtain permits.
10 Since the exempted users are not required to maintain water
11 use records, the information is not available for the estab-
12 lishment of the state comprehensive water plan required by
13 section 455A.25.

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