

FILED MAR 17 1976

SENATE FILE 1263

By COMMITTEE ON AGRICULTURE

Passed Senate, Date 3-24-76 (1033) Passed House, Date 4-5-76 (1592)

Vote: Ayes 42 Nays 2 Vote: Ayes 80 Nays 1

Approved 4-26-76

Re-passed Senate 4-12-76 (1263)
42-0

A BILL FOR

1 An Act relating to fees which certain municipal corporations
2 charge milk plants and receiving stations.

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

4

HOUSE AMENDMENT TO SENATE FILE 1263

S-5478

1 Amend Senate File 1263 as follows:

2 1. Page 1, by inserting after line 9 the
3 following:

4 "Nothing in this section shall prohibit a
5 municipal corporation having an agreement with
6 the secretary of agriculture to continue agree-
7 ments with other municipal corporations for
8 inspection of their milk plants, receiving
9 stations, and for milk and milk products, and
10 allowing municipal corporations to charge a fee
11 for that inspection provided the service is
12 rendered."

S-5478 FILED
APRIL 7, 1976

RECEIVED FROM THE HOUSE

Senate concurred 4/12 (1263)

19
H-5997

1 Amend Senate File 1263 as follows:

2 1. Page 1, by inserting after line 9 the
3 following:

4 "Nothing in this section shall prohibit a
5 municipal corporation having an agreement with
6 the secretary of agriculture to continue agree-
7 ments with other municipal corporations for
8 inspection of their milk plants, receiving
9 stations, and for milk and milk products, and
10 allowing municipal corporations to charge a fee
11 for that inspection provided the service is
12 rendered."

H-5997 FILED - *Adopted* BY WEST of Marshall
MARCH 25, 1976 *4/5 (1592)* BROCKETT of Marshall

1 Section 1. Chapter one hundred ninety-two (192), Code
2 1975, is amended by adding the following new section:
3 NEW SECTION. MILK PLANT FEES. A municipal corporation
4 shall not charge a milk plant or receiving station any fee
5 for inspection of a milk plant or receiving station for milk
6 or milk products unless the municipal corporation has entered
7 into agreement with the secretary of agriculture to conduct
8 inspections pursuant to chapter one hundred ninety-two (192)
9 of the Code.

10 EXPLANATION

11 This bill prohibits municipal corporations from charging
12 a milk plant or receiving station any fee for inspection of
13 a milk plant or receiving station unless the municipal corpora-
14 tion has entered into agreement with the secretary of
15 agriculture to conduct inspections pursuant to chapter 192
16 of the Code. At the present time, the state department of
17 agriculture has responsibility for inspecting certain milk
18 plants. The secretary of agriculture has authority to contract
19 with municipal corporations for them to conduct these
20 inspections. However, a number of cities are conducting
21 additional inspections pursuant to milk inspection ordinances,
22 and still other cities are charging fees although no inspection
23 service is rendered. This fee is essentially a cost of doing
24 business charge which other food wholesalers are not required
25 to pay. In accordance with a recommendation of the interim
26 Duplicatory Inspection Requirements Study Committee, the bill
27 will eliminate this fee and duplication of inspection. Milk
28 plants and fluid milk will still be inspected pursuant to
29 chapter 192.

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AN ACT
RELATING TO FEES WHICH CERTAIN MUNICIPAL CORPORATIONS
CHARGE MILK PLANTS AND RECEIVING STATIONS.

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

Section 1. Chapter one hundred ninety-two (192), Code 1975, is amended by adding the following new section:

NEW SECTION. MILK PLANT FEES. A municipal corporation shall not charge a milk plant or receiving station any fee for inspection of a milk plant or receiving station for milk or milk products unless the municipal corporation has entered into agreement with the secretary of agriculture to conduct inspections pursuant to chapter one hundred ninety-two (192) of the Code.

Nothing in this section shall prohibit a municipal corporation having an agreement with the secretary of agriculture to continue agreements with other municipal corporations for inspection of their milk plants, receiving stations, and for milk and milk products, and allowing municipal corporations to charge a fee for that inspection provided the service is rendered.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1263, Sixty-sixth General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved April 26, 1976

ROBERT D. RAY
Governor