

See Gg 2/27/85 L. Pass 4/5

Senate File 465

Agriculture: Muhlbauer, Chair; Blanshan and Stueland.

SENATE FILE 465
BY COMMITTEE ON AGRICULTURE
FORMERLY SSB 315 *Approved (p. 871)*

FILED MAR 18 1985

Passed Senate, Date 3-22-85 (p. 978) Passed House, Date 4-16-85 (p. 1607)

Vote: Ayes 45 Nays 0 Vote: Ayes 93 Nays 0

Approved May 16, 1985

Repassed Senate 4-30-85 (p. 1804) 43-0

Motion to Rescind (p. 1407) 4/26
Repassed 4-26-85 (p. 1772) 91-0

A BILL FOR

- 1 An Act relating to agricultural limestone.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S-4115

HOUSE AMENDMENT TO
SENATE FILE 465

- 1 Amend Senate File 465 as passed by the Senate as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 200.8, subsection 3, Code
- 6 1985, is amended to read as follows:
- 7 3. If there is an unencumbered balance of funds in
- 8 the fertilizer fund on June 30 of any fiscal year
- 9 equal to or exceeding three hundred fifty thousand
- 10 dollars, the secretary of agriculture shall reduce the
- 11 per ton fee provided for in subsection 1 and the
- 12 annual license fee established pursuant to section
- 13 201.3 for the next fiscal year in such amount as will
- 14 result in an ending estimated balance for the June 30
- 15 of the next fiscal year of three hundred fifty
- 16 thousand dollars."
- 17 2. Page 1, by striking lines 10 and 11, and
- 18 inserting the following: "in the fertilizer fund as
- 19 established pursuant to chapter 200, to be used by the
- 20 department of".
- 21 3. Page 1, by striking lines 15 through 21.

S-4115 Filed April 29, 1985

RECEIVED FROM THE HOUSE
Senate concurred 4/30/85 (p. 1804)

24
25

1 Section 1. Section 201.3, Code 1985, is amended to read as
2 follows:

3 201.3 FEE.

4 The annual license fee shall be twenty-five determined by
5 the secretary but shall not exceed forty dollars.

6 Sec. 2. Section 201.13, Code 1985, is amended by striking
7 the section and inserting in lieu thereof the following:

8 201.13 PERIODIC REPORT AND AGLIME FUND.

9 The moneys received under this chapter shall be deposited
10 in a special fund in the general fund of the state to be known
11 as the aglime fund, to be used by the department of
12 agriculture only for the purpose of inspection, sampling,
13 analyzing, preparing and publishing of reports, and other ex-
14 penses necessary for the administration of this chapter. The
15 unencumbered balance of funds in the aglime fund at the end of
16 a fiscal year in excess of twenty thousand dollars shall
17 revert to the general fund. If at the end of a fiscal year
18 there is an unencumbered balance of funds in the aglime fund
19 in excess of twenty thousand dollars, the secretary shall
20 adjust the annual license fee so as to avoid a reversion of
21 funds to the general fund in the succeeding fiscal year. The
22 secretary shall issue an annual report showing a statement of
23 moneys received from license and testing fees, and a biennial
24 report which shall be made available to the public showing the
25 certifications of the effective calcium carbonate equivalent
26 for all agricultural lime, limestone, or aglime certified as
27 provided in this chapter. The report shall list the
28 manufacturers and producers and their locations. Copies of
29 all reports issued by the secretary pursuant to this section
30 shall be sent to the members of the house of representatives
31 and senate standing committees on agriculture.

32

EXPLANATION

33 Section 1 of this bill would increase the license fee for
34 selling, offering for sale, or disposing of agricultural lime
35 from \$25 to a maximum of \$40, as determined by the secretary

1 of agriculture.

2 Section 2 provides that the department of agriculture shall
3 issue an annual report showing a statement of moneys received
4 from license and testing fees. This bill would also provide
5 for a biennial report showing certification of effective
6 calcium carbonate equivalent for all agricultural lime,
7 limestone or aglime that was certified by the department. The
8 current law provides for a quarterly report. Moneys received
9 from license and testing fees will be deposited in a special
10 fund of the general fund known as the aglime fund to be used
11 by the department for inspection, sampling, analyzing,
12 preparing and publishing of reports, and other administrative
13 expenses. The secretary is directed to adjust the license fee
14 so as to prevent the reversion of the fund's excess balance.
15 Copies of the reports prepared pursuant to this section are to
16 be sent to the members of the house and senate agriculture
17 committees.

18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

FISCAL NOTE

In compliance with a written request received March 15, 1985, a fiscal note for SENATE FILE 465 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Senate File 465 increases the license fee for selling, offering for sale, or disposing of agricultural lime from \$25 to a maximum of \$40, as determined by the Secretary of Agriculture. Moneys received from license and testing fees will be deposited in a special fund of the general fund known as the Aglime Fund to be used by the Department of Agriculture for inspection, sampling, analyzing, preparing and publishing of reports, and other administrative expenses. The Secretary is directed to adjust the license fee so as to prevent the reversion of the fund's excess balance.

ESTIMATED RECEIPTS AND EXPENDITURES UNDER CURRENT LAW: Under the current program, the sampling fees, except for the portion paid to Iowa State University for the sample analysis, and all license fees are deposited directly into the general fund. The cost of the program is paid for from the Department of Agriculture's Fertilizer Trust Fund.

General Fund Receipts	
Sampling Fees (411 samples x \$10 fee)	\$ 4,110
Quarry Processor Licenses (400 quarries x \$25 fee)	10,000

Receipts Subtotal	\$ 14,110
Less: ISU Sample Analysis (411 samples x \$5 analysis charge)	2,055

General Fund Total	\$ 12,055
Expenditures from Fertilizer Trust Fund	
Salary, travel and postage	\$ 12,471

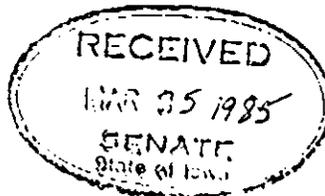
ESTIMATED EFFECT UNDER PROPOSED LAW: Senate File 465 raises the license fee from \$25 to a maximum of \$40 and provides that both the license fees and the sample fees be deposited in the Aglime Fund. Money from the fund would be used to administer the program and pay for the sample analysis done at Iowa State University.

Receipts to be Deposited In Ag Lime Fund	
Sampling Fees (411 samples x \$10 fee)	\$ 4,110
Quarry Processor Licenses (400 quarries x \$40 fee)	16,000

Receipts Subtotal	\$ 20,110
Less: Expenditures	
ISU Sample Analysis (411 samples x \$5 analysis charge)	\$ 2,055
Salary, travel and postage	12,471

Expenditures Subtotal	\$ 14,526
Net Balance in Aglime Fund	\$ 5,584
	=====

Source: Department of Agriculture



(LSB 2748S, RLB)
Dennis P. Brady
 Fiscal Director
 Legislative Fiscal Bureau
 Date: 3/25/85

SENATE FILE 465

H-3779

- 1 Amend Senate File 465 as follows:
- 2 1. Page 1, by striking lines 6 through 31.

H-3779 FILED APRIL 15, 1985 BY HANSON of Delaware

*Adopted 4/16/85 (p. 1607)
Revised w/d 4/26 (p. 1791)*

SENATE FILE 465

H-3838

- 1 Amend Senate File 465 as follows:
- 2 1. Page 1, by striking lines 10 through 21 and
- 3 inserting the following: "into the state general
- 4 fund. The".

H-3838 FILED APRIL 16, 1985 BY HANSON of Delaware

w/d 4/26 (p. 1992)

SENATE FILE 465

H-4092

- 1 Amend Senate File 465 as passed by the Senate as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 200.8, subsection 3, Code
- 6 1985, is amended to read as follows:
- 7 3. If there is an unencumbered balance of funds in
- 8 the fertilizer fund on June 30 of any fiscal year
- 9 equal to or exceeding three hundred fifty thousand
- 10 dollars, the secretary of agriculture shall reduce the
- 11 per ton fee provided for in subsection 1 and the
- 12 annual license fee established pursuant to section
- 13 201.3 for the next fiscal year in such amount as will
- 14 result in an ending estimated balance for the June 30
- 15 of the next fiscal year of three hundred fifty
- 16 thousand dollars."
- 17 2. Page 1, by striking lines 10 and 11, and
- 18 inserting the following: "in the fertilizer fund as
- 19 established pursuant to chapter 200, to be used by the
- 20 department of".
- 21 3. Page 1, by striking lines 15 through 21.

H-4092 FILED APRIL 26, 1985 BY HANSON of Delaware
ADOPTED *(p. 1792)* MUEHLBAUER of Crawford

SENATE FILE 465

lime, limestone, or aglime certified as provided in this chapter. The report shall list the manufacturers and producers and their locations. Copies of all reports issued by the secretary pursuant to this section shall be sent to the members of the house of representatives and senate standing committees on agriculture.

AN ACT
RELATING TO AGRICULTURAL LIMESTONE.

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

Section 1. Section 200.8, subsection 3, Code 1985, is amended to read as follows:

3. If there is an unencumbered balance of funds in the fertilizer fund on June 30 of any fiscal year equal to or exceeding three hundred fifty thousand dollars, the secretary of agriculture shall reduce the per ton fee provided for in subsection 1 and the annual license fee established pursuant to section 201.3 for the next fiscal year in such amount as will result in an ending estimated balance for the June 30 of the next fiscal year of three hundred fifty thousand dollars.

Sec. 2. Section 201.3, Code 1985, is amended to read as follows:

201.3 FEE.

The annual license fee shall be twenty-five determined by the secretary but shall not exceed forty dollars.

Sec. 3. Section 201.13, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

201.13 PERIODIC REPORT AND AGLIME FUND.

The moneys received under this chapter shall be deposited in the fertilizer fund as established pursuant to chapter 200, to be used by the department of agriculture only for the purpose of inspection, sampling, analyzing, preparing and publishing of reports, and other expenses necessary for the administration of this chapter. The secretary shall issue an annual report showing a statement of moneys received from license and testing fees, and a biennial report which shall be made available to the public showing the certifications of the effective calcium carbonate equivalent for all agricultural

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 465, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved *May 16*, 1985

TERRY E. BRANSTAD
Governor