

Seaton  
Soukup  
Angelo

SSB 3202

Agriculture

Succeeded By

SENATE FILE

SF HF 2354

BY (PROPOSED COMMITTEE ON

AGRICULTURE BILL BY

CHAIRPERSON GASKILL)

Passed Senate, Date \_\_\_\_\_

Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to the closing of agricultural drainage wells and  
2 the construction of alternative drainage systems.

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

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1 Section 1. Section 159.29B, subsection 2, Code 1999, is  
2 amended to read as follows:

3 2. a. To the extent that moneys are available to support  
4 the program, the division shall provide cost-share moneys to  
5 persons closing agricultural drainage wells ~~located within~~  
6 ~~designated-agricultural-drainage-well-areas,~~ and constructing  
7 alternative drainage systems. The division shall provide  
8 cost-share moneys for closing agricultural drainage wells and  
9 constructing alternative drainage systems which are part of a  
10 drainage district in accordance with the priority system  
11 established pursuant to section 159.29. The division may  
12 provide cost-share moneys for closing agricultural drainage  
13 wells and constructing alternative drainage systems which are  
14 not part of a drainage district. The amount of moneys  
15 allocated provided in cost-share payments moneys to a person  
16 qualifying under the program shall not exceed seventy-five the  
17 following:

18 a. Seventy-five percent of the estimated cost of  
19 installing-the closing an agricultural drainage well and  
20 constructing an alternative drainage system or-seventy-five  
21 percent-of-the-actual-cost-of-installing-the-alternative  
22 drainage-system,whichever-is-less, if the agricultural  
23 drainage well is located within a designated agricultural  
24 drainage well area.

25 b. Sixty percent of the cost of closing an agricultural  
26 drainage well and constructing an alternative drainage system,  
27 if the agricultural drainage well is not located within a  
28 designated agricultural drainage well area.

29 Sec. 2. Section 159.29B, subsection 3, paragraph a,  
30 unnumbered paragraph 1, Code 1999, is amended to read as  
31 follows:

32 A person who-owns-an-interest-in-land-within-a-designated  
33 agricultural-drainage-well-area shall not be eligible to  
34 participate in the program provided in this section, if the  
35 person is any of the following:

1 Sec. 3. Section 159.29B, subsection 3, Code 1999, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. c. A person shall not be eligible to  
4 participate in the program unless the division approves a plan  
5 for closing the agricultural drainage well and constructing an  
6 alternative drainage system as provided by rules adopted by  
7 the division.

8 EXPLANATION

9 In 1997, the general assembly enacted Senate File 473 (1997  
10 Iowa Acts, chapter 193) which regulates agricultural drainage  
11 wells. An agricultural drainage well is any vertical opening  
12 to an aquifer or permeable substratum constructed in order to  
13 intercept surface or subsurface drainage water from land  
14 directly or by a drainage system. The Act, in part, created a  
15 program to assist persons in closing agricultural drainage  
16 wells and establishing alternative drainage systems in  
17 designated agricultural drainage well areas which are part of  
18 drainage districts. The assistance is in the form of cost-  
19 share moneys, in which the state pays 75 percent of the  
20 estimated or actual cost of the project, whichever is less. A  
21 designated agricultural drainage well area is an area which  
22 drains into an agricultural drainage well and where there is  
23 located an anaerobic lagoon or earthen manure storage basin  
24 which is part of an animal feeding operation. The program is  
25 administered by the soil conservation division of the  
26 department of agriculture and land stewardship and supported  
27 by a fund administered by the division.

28 This bill provides that the state contribute 75 percent of  
29 the actual cost of the project to close an agricultural  
30 drainage well and construct an alternative drainage system  
31 located within a designated agricultural drainage well area,  
32 and 60 percent of the actual cost of the project to close an  
33 agricultural drainage well and construct an alternative  
34 drainage system which is not located within a designated  
35 agricultural drainage well area.

3/20/00 Referred back to agri.

FILED FEB 28 '00

SENATE FILE 2354  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SSB 3202)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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