Agriculture and Natural Resources Appropriations Bill
House Study Bill 679

Last Action:

House Appropriations Subcommittee

March 20, 2014

An Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

Fiscal Services Division
Legislative Services Agency

NOTES ON BILLS AND AMENDMENTS (NOBA)

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EXECUTIVE SUMMARY

HOUSE STUDY BILL 679

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS BILL

FUNDING SUMMARY

Appropriates a total of $43.1 million from the General Fund and 1,571.0 FTE positions for FY 2015. This is an increase of $2.2 million and 74.5 FTE positions compared to estimated FY 2014. Appropriates $87.8 million from other funds. This is a decrease of $250,000 compared to estimated FY 2014. This Bill also replaces the $20.0 million standing appropriation for the Resource Enhancement and Protection (REAP) Fund with a $16.0 million appropriation from the Environment First Fund (EFF) for FY 2015. — Page 1, Line 1

MAJOR INCREASES/DECREASES/TRANSFERS OF EXISTING PROGRAMS

General Fund - Department of Agriculture and Land Stewardship (DALS): Appropriates a total of $22.4 million from the General Fund and 374.0 FTE positions for FY 2015. This is an increase of $2.0 million and 44.5 FTE positions compared to estimated FY 2014 for: — Page 1, Line 4

- $2.0 million and 1.0 FTE for the Water Quality Initiative.
- 43.5 FTE positions for operations.

General Fund - Department of Natural Resources (DNR): Appropriates a total of $15.1 million from the General Fund and 1,146.0 FTE positions for FY 2015. This maintains the current level of funding and provides an increase of 36.0 FTE positions compared to estimated FY 2014 for operations. — Page 9, Line 3

General Fund - Iowa State University (ISU): Appropriates $5.5 million and 51.0 FTE positions to ISU for operations at the Veterinary Diagnostic Laboratory. This is an increase of $237,000 and a decrease of 6.0 FTE positions compared to estimated FY 2014. — Page 14, Line 2

Environment First Fund - Total Funding: Appropriates $42.0 million from the EFF and maintains the current level of funding compared to estimated FY 2014. Program funding changes include: — Page 14, Line 35

- An increase of $550,000 for Agriculture Drainage Wells.
- An increase of $725,000 for the Soil Conservation Cost Share Program.
- An increase of $275,000 for the Loess Hills Conservation Authority.
- An increase of $200,000 for a new Silos and Smokestacks Program.
- A decrease of $1.8 million for State Park operations.

STUDIES AND INTENT

Requires the DNR to allocate 50.0 FTE positions for State Park operations for maintenance and upkeep. Page 9, Line 18

SIGNIFICANT CODE CHANGES

Iowa Code cites relating to the Fish and Game Protection Fund include: Page 10, Line 16

- Permits the DNR to use unappropriated funds in the Fish and Game Protection Fund to provide compensation to retiring conservation officers. This includes payment of insurance premiums and unused sick leave.
- Permits the DNR to use unappropriated funds from the Fish and Game Protection Fund for FY 2014 salary increases.

The following Divisions of the Bill have Code changes and are effective upon enactment: Page 22, Line 21

- Division VIII -- REAP Fund Open Spaces Account appropriation to the DNR for FY 2014.
- Division IX -- REAP Fund Open Spaces Account appropriations to the DNR for FY 2015.
- Division X -- Extension of the date the DNR can use funds from the Fish and Game Protection Fund to purchase radios to June 30, 2015.
- Division XI -- Extension of the date the DNR can use Groundwater Protection Funds for the Manure Certification Program to June 30, 2015.
- Division XII -- Specifies Water Quality Initiative landowner information is confidential and exempted from public access.
- Division XIII -- Prohibits the DNR from using eminent domain for land acquisition using money from the REAP Fund Open Spaces Account.
- Division XIV -- Specifies the Loess Hills Alliance cannot have a land management agreement with a governmental agency unless approved by a referendum.
- Division XV -- Changes to eminent domain laws.

House Study Bill 679 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section
25	18	32	Strike	466B.47.5
25	20	33	New	466B.49
26	11	35	Add	455A.19.1.a.(4)
27	4	39	New	161D.9
27	35	40	New	161D.10
28	9	42	New	6A.15
28	26	43	Amend	6A.19
29	1	44	Amend	6A.22.2.c.(1)
30	22	45	Add	6B.54.10.a.(3)
30	32	46	New	6B.56B
31	28	47	Amend	403.7.1
32	6	48	New	423B.11
32	16	49	Add	455A.5.7
32	25	50	Amend	456A.24.2
32	31	51	Add	456A.24.15
33	5	52	Amend	461A.7
33	12	53	Amend	461A.10
33	23	54	Amend	463C.8.1.k

1 1 DIVISION I
1 2 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 3 GENERAL APPROPRIATION FOR FY 2014-2015

1 4 Section 1. 2013 Iowa Acts, chapter 132, section 27, is
1 5 amended to read as follows:
1 6 SEC. 27. GENERAL FUND —— DEPARTMENT.
1 7 1. There is appropriated from the general fund of the state
1 8 to the department of agriculture and land stewardship for the
1 9 fiscal year beginning July 1, 2014, and ending June 30, 2015,
1 10 the following amount, or so much thereof as is necessary, to be
1 11 used for the purposes designated:
1 12 For purposes of supporting the department, including its
1 13 divisions, for administration, regulation, and programs; for
1 14 salaries, support, maintenance, and miscellaneous purposes; and
1 15 for not more than the following full-time equivalent positions:
1 16 ~~..... $ 8,790,664~~
1 17 17,605,492
1 18 ..... FTEs 372.00

General Fund appropriation to the Department of Agriculture and Land Stewardship (DALS).

DETAIL: Maintains the current level of funding and provides an increase of 34.00 FTE positions compared to estimated FY 2014 for operations.

1 19 2. Of the amount appropriated in subsection 1, the following
1 20 amount is transferred to Iowa state university of science and
1 21 technology, to be used for the university's midwest grape and
1 22 wine industry institute:
1 23 ~~..... $ 119,000~~
1 24 238,000

Transfers $238,000 from the General Fund appropriation to the DALS to the Midwest Grape and Wine Industry Institute at Iowa State University (ISU).

DETAIL: Maintains the current level of funding.

1 25 3. The department shall submit a report each quarter of the
1 26 fiscal year to the legislative services agency, the department
1 27 of management, the members of the joint appropriations
1 28 subcommittee on agriculture and natural resources, and the
1 29 chairpersons and ranking members of the senate and house
1 30 committees on appropriations. The report shall describe in
1 31 detail the expenditure of moneys appropriated in this section
1 32 to support the department's administration, regulation, and
1 33 programs.

Requires the DALS to submit a quarterly report to the Legislative Services Agency (LSA), the Department of Management (DOM), the members of the Agriculture and Natural Resources Appropriations Subcommittee, and the Chairs and Ranking Members of the standing Appropriations Committees detailing the expenditures of the money appropriated.

1 34 DESIGNATED APPROPRIATIONS
1 35 MISCELLANEOUS FUNDS

2 1 Sec. 2. 2013 Iowa Acts, chapter 132, section 28, is amended
2 2 to read as follows:
2 3 SEC. 28. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS ——
2 4 HORSE AND DOG RACING. There is appropriated from the moneys
2 5 available under section 99D.13 to the department of agriculture

Native Horse and Dog appropriation to the DALS from the unclaimed pari-mutuel receipts winnings.

DETAIL: Maintains the current level of funding.

2 6 and land stewardship for the fiscal year beginning July 1,
2 7 2014, and ending June 30, 2015, the following amount, or so
2 8 much thereof as is necessary, to be used for the purposes
2 9 designated:
2 10 For purposes of supporting the department's administration
2 11 and enforcement of horse and dog racing law pursuant to section
2 12 99D.22, including for salaries, support, maintenance, and
2 13 miscellaneous purposes:
2 14 ~~..... $ 152,758~~
2 15 305,516

2 16 Sec. 3. 2013 Iowa Acts, chapter 132, section 29, is amended
2 17 to read as follows:
2 18 SEC. 29. RENEWABLE FUEL INFRASTRUCTURE FUND —— MOTOR
2 19 FUEL INSPECTION. There is appropriated from the renewable
2 20 fuel infrastructure fund created in section 159A.16 to the
2 21 department of agriculture and land stewardship for the fiscal
2 22 year beginning July 1, 2014, and ending June 30, 2015, the
2 23 following amount, or so much thereof as is necessary, to be
2 24 used for the purposes designated:
2 25 For purposes of the inspection of motor fuel, including
2 26 salaries, support, maintenance, and miscellaneous purposes:
2 27 ~~..... $ 250,000~~
2 28 500,000

Renewable Fuel Infrastructure Fund appropriation to the DALS for the Motor Fuel Inspection Fund.

DETAIL: Maintains the current level of funding.

2 29 The department shall establish and administer programs
2 30 for the auditing of motor fuel including biofuel processing
2 31 and production plants, for screening and testing motor fuel,
2 32 including renewable fuel, and for the inspection of motor fuel
2 33 sold by dealers including retail dealers who sell and dispense
2 34 motor fuel from motor fuel pumps.

Specifies the duties related to motor fuel inspection to be completed by the DALS.

2 35 SPECIAL APPROPRIATIONS
3 1 GENERAL FUND

3 2 Sec. 4. 2013 Iowa Acts, chapter 132, section 30, is amended
3 3 to read as follows:
3 4 SEC. 30. DAIRY REGULATION. There is appropriated from the
3 5 general fund of the state to the department of agriculture
3 6 and land stewardship for the fiscal year beginning July 1,
3 7 2014, and ending June 30, 2015, the following amount, or so
3 8 much thereof as is necessary, to be used for the purposes
3 9 designated:
3 10 1. For purposes of performing functions pursuant to section
3 11 192.109, including conducting a survey of grade "A" milk and
3 12 certifying the results to the secretary of agriculture:
3 13 ~~..... $ 94,598~~
3 14 189,196

General Fund appropriation to the DALS for the Dairy Survey Program.

DETAIL: Maintains the current level of funding.

3 15 2. Notwithstanding section 8.33, moneys appropriated in
3 16 this section that remain unencumbered or unobligated at the
3 17 close of the fiscal year shall not revert but shall remain
3 18 available to be used for the purposes designated until the
3 19 close of the succeeding fiscal year.

CODE: Requires nonreversion of the Dairy Survey Program appropriation.

3 20 Sec. 5. 2013 Iowa Acts, chapter 132, section 31, is amended
3 21 to read as follows:
3 22 SEC. 31. LOCAL FOOD AND FARM PROGRAM. There is appropriated
3 23 from the general fund of the state to the department of
3 24 agriculture and land stewardship for the fiscal year beginning
3 25 July 1, 2014, and ending June 30, 2015, the following amount,
3 26 or so much thereof as is necessary, to be used for the purposes
3 27 designated:
3 28 1. For purposes of supporting the local food and farm
3 29 program pursuant to chapter 267A:
3 30 ~~..... $ 37,500~~
3 31 75,000

General Fund appropriation to the DALS for the Local Food and Farm Program.

DETAIL: Maintains the current level of funding.

3 32 2. The department shall enter into a cost-sharing agreement
3 33 with Iowa state university to support the local food and farm
3 34 program coordinator position as part of the university's
3 35 cooperative extension service in agriculture and home economics
4 1 pursuant to chapter 267A.

Requires the DALS to have a cost-sharing agreement with ISU to coordinate the Program.

4 2 3. Notwithstanding section 8.33, moneys appropriated in
4 3 this section that remain unencumbered or unobligated at the
4 4 close of the fiscal year shall not revert but shall remain
4 5 available to be used for the purposes designated until the
4 6 close of the succeeding fiscal year.

CODE: Requires nonreversion of the Local Food and Farm Program appropriation.

4 7 Sec. 6. 2013 Iowa Acts, chapter 132, section 32, is amended
4 8 to read as follows:
4 9 SEC. 32. AGRICULTURAL EDUCATION. There is appropriated
4 10 from the general fund of the state to the department of
4 11 agriculture and land stewardship for the fiscal year beginning
4 12 July 1, 2014, and ending June 30, 2015, the following amount,
4 13 or so much thereof as is necessary, to be used for the purposes
4 14 designated:
4 15 1. For purposes of allocating moneys to an Iowa association
4 16 affiliated with a national organization which promotes
4 17 agricultural education providing for future farmers:
4 18 ~~..... $ 12,500~~
4 19 25,000

General Fund appropriation to the DALS for the Iowa Future Farmers of America (FFA) Foundation.

DETAIL: Maintains the current level of funding.

4 20 2. Notwithstanding section 8.33, moneys appropriated for
4 21 the fiscal year beginning July 1, 2014, in this section that
4 22 remain unencumbered or unobligated at the close of the fiscal

CODE: Requires nonreversion of the Iowa FFA appropriation.

4 23 year shall not revert but shall remain available to be used
4 24 for the purposes designated until the close of the succeeding
4 25 fiscal year.

4 26 Sec. 7. 2013 Iowa Acts, chapter 132, section 33, is amended
4 27 to read as follows:

4 28 SEC. 33. FARMERS WITH DISABILITIES PROGRAM.
4 29 1. There is appropriated from the general fund of the state
4 30 to the department of agriculture and land stewardship for the
4 31 fiscal year beginning July 1, 2014, and ending June 30, 2015,
4 32 the following amount, or so much thereof as is necessary, to be
4 33 used for the purposes designated:
4 34 For purposes of supporting a program for farmers with
4 35 disabilities:
5 1 ~~..... $ 65,000~~
5 2 130,000
5 3 2. The moneys appropriated in subsection 1 shall be used for
5 4 the public purpose of providing a grant to a national nonprofit
5 5 organization with over 80 years of experience in assisting
5 6 children and adults with disabilities and special needs.
5 7 a. The moneys shall be used to support a nationally
5 8 recognized program that began in 1986 and has been replicated
5 9 in at least 30 other states, but which is not available through
5 10 any other entity in this state, and that provides assistance
5 11 to farmers with disabilities in all 99 counties to allow the
5 12 farmers to remain in their own homes and be gainfully engaged
5 13 in farming through provision of agricultural worksite and home
5 14 modification consultations, peer support services, services
5 15 to families, information and referral, and equipment loan
5 16 services.

General Fund appropriation to the DALS for the Farmers With Disabilities Program. Funds appropriated will be used by the Easter Seals Society of Iowa for the Rural Solutions Program.

DETAIL: Maintains the current level of funding.

5 17 b. Notwithstanding section 8.33, moneys appropriated in
5 18 this section that remain unencumbered or unobligated at the
5 19 close of the fiscal year shall not revert but shall remain
5 20 available for expenditure for the purposes designated until the
5 21 close of the succeeding fiscal year.

CODE: Requires nonreversion of the Farmers With Disabilities Program appropriation.

5 22 DIVISION II
5 23 GENERAL FUND
5 24 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
5 25 WATER QUALITY
5 26 APPROPRIATIONS FOR FY 2014-2015

5 27 Sec. 8. 2013 Iowa Acts, chapter 132, section 34, is amended
5 28 to read as follows:
5 29 SEC. 34. WATER QUALITY INITIATIVE —— GENERAL.
5 30 1. There is appropriated from the general fund of the state

General Fund appropriation to the DALS for the Water Quality Initiative.

DETAIL: This is an increase of $2,000,000 and 1.00 FTE position

5 31 to the department of agriculture and land stewardship for the
5 32 fiscal year beginning July 1, 2014, and ending June 30, 2015,
5 33 the following amount, or so much thereof as is necessary, to be
5 34 used for the purposes designated:
5 35 For deposit in the water quality initiative fund created
6 1 in section 466B.45, as enacted by this Act, for purposes of
6 2 supporting the water quality initiative administered by the
6 3 soil conservation division as provided in section 466B.42, as
6 4 enacted by this Act, including salaries, support, maintenance,
6 5 miscellaneous purposes, and for not more than the following
6 6 full-time equivalent positions:
6 7 ..... $ 4,400,000
6 8 ~~..... FTEs 1.00~~
6 9 2.00

compared to estimated FY 2014.

6 10 2. a. The moneys appropriated in subsection 1 shall be
6 11 used to support ~~reducing nutrients~~ projects in subwatersheds
6 12 as designated by the division that are part of high-priority
6 13 watersheds identified by the water resources coordinating
6 14 council established pursuant to section 466B.3. ~~In supporting~~
6 15 ~~reducing nutrients~~

Funds will be used to support projects in high-priority watersheds as identified by the Water Resources Coordinating Council.

6 16 b. The moneys appropriated in subsection 1 shall be used to
6 17 support projects in watersheds generally, including regional
6 18 watersheds, as designated by the division and high-priority
6 19 watersheds identified by the water resources coordinating
6 20 council established pursuant to section 466B.3.

Funding can be used to support high priority watersheds that include regional watersheds designated by the Water Resources Coordinating Council.

6 21 2A. In supporting projectsin subwatersheds~~, the division~~
6 22 ~~shall establish and administer demonstration projects as~~
6 23 ~~follows~~ and watersheds as provided in subsection 2, all of the
6 24 following shall apply:
6 25 a. The demonstration projects shall utilize water quality
6 26 practices as described in the latest revision of the document
6 27 entitled “Iowa Nutrient Reduction Strategy” initially presented
6 28 in November 2012 by the department of agriculture and land
6 29 stewardship, the department of natural resources, and Iowa
6 30 state university of science and technology.
6 31 b. The division shall implement demonstration projects as
6 32 provided in paragraph “a” by providing for participation by
6 33 persons who hold a legal interest in agricultural land used in
6 34 farming. To every extent practical, the division shall provide
6 35 for collaborative participation by such persons who hold a
7 1 legal interest in agricultural land located within the same
7 2 subwatershed.
7 3 c. The division shall implement a demonstration project on
7 4 a cost-share basis as determined by the division. However, the
7 5 state’s share of the amount shall not exceed 50 percent of the

Projects in high priority watersheds will meet the following criteria:

- Requires projects under this Section to utilize water quality practices described in the latest version of the Iowa Nutrient Reduction Strategy.
- Requires the DALS to collaborate with agricultural landowners in targeted watersheds.
- Prohibits the State's cost share amount of water quality protection practices from exceeding 50.00% of the value of the practices.
- Requires demonstration projects to educate the public about water quality practices.
- Requires the DALS to conduct water quality evaluations within targeted watersheds and to create a database of water quality practices. All information received is a confidential record and exempted from public access.

7 6 estimated cost of establishing the practice as determined by
7 7 the division or 50 percent of the actual cost of establishing
7 8 the practice, whichever is less.
7 9 d. The demonstration projects shall be used to educate other
7 10 persons about the feasibility and value of establishing similar
7 11 water quality practices. The division shall promote field day
7 12 events for purposes of allowing interested persons to establish
7 13 water quality practices on their agricultural land.
7 14 e. The division shall conduct water quality evaluations
7 15 within supported subwatersheds. Within a reasonable period
7 16 after accumulating information from such evaluations,
7 17 the division shall create an aggregated database of water
7 18 quality practices. Any information ~~identifying a person~~
7 19 ~~holding a legal interest in agricultural land or specific~~
7 20 ~~agricultural land shall be a confidential record under section~~
7 21 ~~22.7~~ received, collected, or held under this section is a
7 22 confidential record and is exempted from public access pursuant
7 23 to section 466B.49 as enacted by this 2014 Act.

7 24 3. The moneys appropriated in subsection 1 shall be used
7 25 to support education and outreach in a manner that encourages
7 26 persons who hold a legal interest in agricultural land used for
7 27 farming to implement water quality practices, including the
7 28 establishment of such practices in watersheds generally, and
7 29 not limited to subwatersheds or high-priority watersheds.

Requires the DALS to support education and outreach to encourage agricultural producers to establish water quality practices.

7 30 4. The moneys appropriated in subsection 1 may be used
7 31 to contract with persons to coordinate the implementation of
7 32 efforts provided in this section. Not more than $150,000 shall
7 33 be used to support the administration of this section by a
7 34 full-time equivalent position.

Allows the DALS to use up to $150,000 in funds for contracts that will assist with the implementation of the Water Quality Initiative.

7 35 5. Notwithstanding any other provision of law to the
8 1 contrary, the department may use moneys appropriated in
8 2 subsection 1 to carry out the provisions of this section on a
8 3 cost-share basis in combination with other moneys ~~appropriated~~
8 4 available to the department from ~~the environment first~~
8 5 ~~fund created in section 8.57A for cost sharing to match the~~
8 6 ~~United States department of agriculture, natural resources~~
8 7 ~~conservation service, wetland reserve enhancement program~~ a
8 8 state or federal source.

Allows the DALS use funds as cost-share money for other projects that use other State or federal funds.

8 9 Sec. 9. 2013 Iowa Acts, chapter 132, section 35, is amended
8 10 to read as follows:
8 11 SEC. 35. IOWA NUTRIENT RESEARCH CENTER.
8 12 1. There is appropriated from the general fund of the state
8 13 to Iowa state university of science and technology for the
8 14 fiscal year beginning July 1, 2014, and ending June 30, 2015,

General Fund appropriation to Iowa State University for an Iowa Nutrient Research Center.

DETAIL: Maintains current level of funding.

8 15 the following amount, or so much thereof as is necessary, to be
8 16 used for the purposes designated:
8 17 For purposes of supporting an Iowa nutrient research center
8 18 as established in section 466B.47, as enacted in this Act:
8 19 ~~..... $ 750,000~~
8 20 1,500,000

8 21 2. Notwithstanding section 8.33, moneys appropriated in
8 22 this section that remain unencumbered or unobligated at the
8 23 close of the fiscal year shall not revert but shall remain
8 24 available for expenditure for the purposes designated until the
8 25 close of the fiscal year beginning July 1, 2015.

CODE: Requires nonreversion of funds appropriated for the Iowa Nutrient Research Center until the close of FY 2015.

8 26 Sec. 10. 2013 Iowa Acts, chapter 132, section 36, is amended
8 27 to read as follows:

8 28 SEC. 36. WATER QUALITY INITIATIVE APPROPRIATIONS —— FEDERAL
8 29 MONEYS. The department of agriculture and land stewardship,
8 30 and its soil conservation division, may use moneys appropriated
8 31 in this division of this Act to support the water quality
8 32 initiative, including its projects, as provided in this
8 33 division of this Act, in combination with other moneys provided
8 34 by the United States government.

Permits the DALS to use money appropriated in this Division in combination with federal funds.

8 35 DIVISION III
9 1 DEPARTMENT OF NATURAL RESOURCES
9 2 GENERAL APPROPRIATIONS FOR FY 2014-2015

9 3 Sec. 11. 2013 Iowa Acts, chapter 132, section 37, is amended
9 4 to read as follows:
9 5 SEC. 37. GENERAL FUND —— DEPARTMENT.
9 6 1. There is appropriated from the general fund of the state
9 7 to the department of natural resources for the fiscal year
9 8 beginning July 1, 2014, and ending June 30, 2015, the following
9 9 amount, or so much thereof as is necessary, to be used for the
9 10 purposes designated:
9 11 For purposes of supporting the department, including its
9 12 divisions, for administration, regulation, and programs; for
9 13 salaries, support, maintenance, and miscellaneous purposes; and
9 14 for not more than the following full-time equivalent positions:
9 15 ~~..... $ 6,383,350~~
9 16 12,862,307
9 17 ..... FTEs 1,145.95

General Fund appropriation to the DNR for operations.

DETAIL: Maintains the current level of funding and provides an increase of 36.00 FTE positions for operations.

9 18 2. Of the number of full-time equivalent positions
9 19 authorized to the department pursuant to subsection 1, 50.00
9 20 full-time equivalent positions shall be allocated by the
9 21 department for seasonal employees for purposes of providing
9 22 maintenance, upkeep, and sanitary services at state parks.

Requires the DNR to allocate 50.00 FTE positions for State Park operations for maintenance and upkeep.

9 23 This subsection shall not impact park ranger positions within
9 24 the department.

9 25 3. The department shall submit a report each quarter of the
9 26 fiscal year to the legislative services agency, the department
9 27 of management, the members of the joint appropriations
9 28 subcommittee on agriculture and natural resources, and the
9 29 chairpersons and ranking members of the senate and house
9 30 committees on appropriations. The report shall describe in
9 31 detail the expenditure of moneys appropriated under this
9 32 section to support the department's administration, regulation,
9 33 and programs.

Requires the DNR to submit a quarterly report to the LSA, the DOM, the members of the Agriculture and Natural Resources Appropriations Subcommittee, and the Chairs and Ranking Members of the Appropriations Committees detailing the expenditures of the money appropriated.

9 34 Sec. 12. 2013 Iowa Acts, chapter 132, section 38, is amended
9 35 to read as follows:
10 1 SEC. 38. STATE FISH AND GAME PROTECTION FUND —— REGULATION
10 2 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.
10 3 1. There is appropriated from the state fish and game
10 4 protection fund to the department of natural resources for the
10 5 fiscal year beginning July 1, 2014, and ending June 30, 2015,
10 6 the following amount, or so much thereof as is necessary, to be
10 7 used for the purposes designated:
10 8 For purposes of supporting the regulation or advancement of
10 9 hunting, fishing, or trapping, or the protection, propagation,
10 10 restoration, management, or harvest of fish or wildlife,
10 11 including for administration, regulation, law enforcement, and
10 12 programs; and for salaries, support, maintenance, equipment,
10 13 and miscellaneous purposes:
10 14 ~~..... $ 20,539,117~~
10 15 41,223,225

State Fish and Game Protection Fund appropriation to the Law Enforcement, Fisheries, and Wildlife Divisions of the DNR.

DETAIL: Maintains the current level of funding.

10 16 2. Notwithstanding section 455A.10, the department may use
10 17 the unappropriated balance remaining in the state fish and game
10 18 protection fund to provide for the funding of health and life
10 19 insurance premium payments from unused sick leave balances of
10 20 conservation peace officers employed in a protection occupation
10 21 who retire, pursuant to section 97B.49B.

CODE: Permits the DNR to use unappropriated funds from the Fish and Game Protection Fund to provide compensation to retiring conservation officers, including payment of insurance premiums from unused sick leave.

10 22 3. Notwithstanding section 455A.10, the department of
10 23 natural resources may use the unappropriated balance remaining
10 24 in the state fish and game protection fund for the fiscal
10 25 year beginning July 1, 2014, and ending June 30, 2015, as is
10 26 necessary to fund salary adjustments for departmental employees
10 27 which the general assembly has made an operating budget
10 28 appropriation for in subsection 1.

CODE: Permits the DNR to use unappropriated funds from the Fish and Game Protection Fund for FY 2015 salary increases.

10 29 Sec. 13. 2013 Iowa Acts, chapter 132, section 39, is amended
10 30 to read as follows:

Groundwater Protection Fund appropriation to the DNR for programs specified in Iowa Code section 455E.11. These include:

10 31 SEC. 39. GROUNDWATER PROTECTION FUND —— WATER QUALITY.
10 32 There is appropriated from the groundwater protection fund
10 33 created in section 455E.11 to the department of natural
10 34 resources for the fiscal year beginning July 1, 2014,
10 35 and ending June 30, 2015, from those moneys which are not
11 1 allocated pursuant to that section, the following amount, or
11 2 so much thereof as is necessary, to be used for the purposes
11 3 designated:
11 4 For purposes of supporting the department's protection
11 5 of the state's groundwater, including for administration,
11 6 regulation, and programs, and for salaries, support,
11 7 maintenance, equipment, and miscellaneous purposes:
11 8 ~~..... $ 1,727,916~~
11 9 3,455,832

11 10 DESIGNATED APPROPRIATIONS
11 11 MISCELLANEOUS FUNDS

- $100,303 for the Storage Tanks Study.
- $447,324 for the Household Hazardous Waste Program.
- $62,461 for administration of the Private Well Testing Program.
- $1,686,751 for Groundwater Monitoring.
- $618,993 for the Landfill Alternatives Program.
- $192,500 for the Waste Reduction and Assistance Program.
- $297,500 for the Geographic Information System Program.
- $50,000 for the Solid Waste Authorization Program.

DETAIL: Maintains the current level of funding.

11 12 Sec. 14. 2013 Iowa Acts, chapter 132, section 40, is amended
11 13 to read as follows:
11 14 SEC. 40. SPECIAL SNOWMOBILE FUND —— SNOWMOBILE PROGRAM.
11 15 There is appropriated from the special snowmobile fund created
11 16 under section 321G.7 to the department of natural resources for
11 17 the fiscal year beginning July 1, 2014, and ending June 30,
11 18 2015, the following amount, or so much thereof as is necessary,
11 19 to be used for the purpose designated:
11 20 For purposes of administering and enforcing the state
11 21 snowmobile programs:
11 22 ~~..... $ 50,000~~
11 23 100,000

Snowmobile Fund appropriation to the DNR.

DETAIL: Maintains the current level of funding.

11 24 Sec. 15. 2013 Iowa Acts, chapter 132, section 41, is amended
11 25 to read as follows:
11 26 SEC. 41. UNASSIGNED REVENUE FUND —— UNDERGROUND STORAGE
11 27 TANK SECTION EXPENSES. There is appropriated from the
11 28 unassigned revenue fund administered by the Iowa comprehensive
11 29 underground storage tank fund board to the department of
11 30 natural resources for the fiscal year beginning July 1, 2014,
11 31 and ending June 30, 2015, the following amount, or so much
11 32 thereof as is necessary, to be used for the purpose designated:
11 33 For purposes of paying for administration expenses of the
11 34 department's underground storage tank section:
11 35 ~~..... $ 100,000~~
12 1 200,000

Underground Storage Tank (UST) Fund appropriation to the DNR.

DETAIL: Maintains the current level of funding. The funds are used for administration of the UST Program.

12 2 SPECIAL APPROPRIATIONS
12 3 GENERAL FUND

12 4 Sec. 16. 2013 Iowa Acts, chapter 132, section 42, is amended
12 5 to read as follows:
12 6 SEC. 42. FLOODPLAIN MANAGEMENT AND DAM SAFETY.
12 7 1. There is appropriated from the general fund of the state
12 8 to the department of natural resources for the fiscal year
12 9 beginning July 1, 2014, and ending June 30, 2015, the following
12 10 amount, or so much thereof as is necessary, to be used for the
12 11 purpose designated:
12 12 For purposes of supporting floodplain management and dam
12 13 safety:
12 14 ~~..... $ 1,000,000~~
12 15 2,000,000

General Fund appropriation to the DNR for the Floodplain Management and Dam Safety Program.

DETAIL: Maintains the current level of funding.

12 16 2. Of the amount appropriated in subsection 1, up to
12 17 ~~$340,000~~ $400,000 may be used by the department to acquire or
12 18 install stream gages for purposes of tracking and predicting
12 19 flood events and for compiling necessary data to improve flood
12 20 frequency analysis.

Allocates up to $400,000 for the implementation of stream gauges that assist with predicting flood events.

12 21 3. Notwithstanding section 8.33, moneys appropriated in
12 22 subsection 1 that remain unencumbered or unobligated at the
12 23 close of the fiscal year shall not revert but shall remain
12 24 available for expenditure for the purposes designated until the
12 25 close of the succeeding fiscal year.

CODE: Requires nonreversion of the Floodplain Management and Dam Safety Program appropriation.

12 26 Sec. 17. 2013 Iowa Acts, chapter 132, section 43, is amended
12 27 to read as follows:
12 28 SEC. 43. FORESTRY HEALTH MANAGEMENT.
12 29 1. There is appropriated from the general fund of the state
12 30 to the department of natural resources for the fiscal year
12 31 beginning July 1, 2014, and ending June 30, 2015, the following
12 32 amount, or so much thereof as is necessary, to be used for the
12 33 purposes designated:
12 34 For purposes of providing for forestry health management
12 35 programs:
13 1 ~~..... $ 100,000~~
13 2 200,000

General Fund appropriation to the DNR for the Forestry Health Management Program.

DETAIL: Maintains the current level of funding.

13 3 2. Notwithstanding section 8.33, moneys appropriated in
13 4 this section that remain unencumbered or unobligated at the
13 5 close of the fiscal year shall not revert but shall remain
13 6 available to be used for the purposes designated until the
13 7 close of the succeeding fiscal year.

CODE: Requires nonreversion of the Forestry Health Management appropriation.

13 8 Sec. 18. 2013 Iowa Acts, chapter 132, section 44, is amended

General Fund appropriation to the Loess Hills Development and

13 9 to read as follows:
13 10 SEC. 44. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.
13 11 1. There is transferred from the general fund of the state
13 12 to the loess hills development and conservation fund created in
13 13 section 161D.2 for the fiscal year beginning July 1, 2014, and
13 14 ending June 30, 2015, the following amount, or so much thereof
13 15 as is necessary, to be used for the purposes designated:
13 16 For supporting the purposes of the fund:
13 17 ~~..... $ 37,500~~
13 18 75,000

Conservation Fund.

DETAIL: Maintains the current level of funding. The General Fund appropriation is in addition to $800,000 from the EFF. This brings total funding for the Loess Hills Alliance to $875,000.

13 19 2. a. Of the amount transferred in subsection 1, ~~$28,125~~
13 20 $56,250 shall be allocated to the fund's hungry canyons
13 21 account.

Allocates $56,250 to the Hungry Canyons Program. Funds are used for stabilization projects.

DETAIL: These funds are in addition to $600,000 from the EFF and total funding is $656,250.

13 22 b. Not more than 10 percent of the moneys allocated to the
13 23 hungry canyons account as provided in paragraph "a" may be used
13 24 for administrative costs.

Prohibits the Hungry Canyons Program from using more than 10.00% of the funds appropriated from the General Fund for administration and implementation of soil and water conservation practices.

13 25 3. a. Of the amount transferred in subsection 1, ~~$9,375~~
13 26 $18,750 shall be allocated to the fund's loess hills alliance
13 27 account.

Allocates $18,750 to the Loess Hills Alliance Account.

DETAIL: These funds are in addition to the to the $200,000 from the EFF and total funding is $218,750.

13 28 b. Not more than 10 percent of the moneys allocated to the
13 29 loess hills alliance account as provided in paragraph "a" may
13 30 be used for administrative costs.

Prohibits the Loess Hills Alliance from using more than 10.00% of the funds for administrative costs.

13 31 4. Moneys deposited to the loess hills development and
13 32 conservation fund and its accounts for the fiscal year are
13 33 appropriated to the authority to be used as provided by law.

Requires funds appropriated to the Loess Hills Development and Conservation Fund to be used as directed in statute.

13 34 DIVISION IV
13 35 IOWA STATE UNIVERSITY
14 1 SPECIAL GENERAL FUND APPROPRIATION FOR FY 2014-2015

14 2 Sec. 19. 2013 Iowa Acts, chapter 132, section 45, is amended
14 3 to read as follows:
14 4 SEC. 45. VETERINARY DIAGNOSTIC LABORATORY.
14 5 1. There is appropriated from the general fund of the state
14 6 to Iowa state university of science and technology for the
14 7 fiscal year beginning July 1, 2014, and ending June 30, 2015,
14 8 the following amount, or so much thereof as is necessary, to be
14 9 used for the purposes designated:
14 10 For purposes of supporting the college of veterinary

General Fund appropriation to ISU for operations at the Veterinary Diagnostic Laboratory.

DETAIL: This is an increase of $237,364 and a decrease of 6.04 FTE positions for operations.

14 11 medicine for the operation of the veterinary diagnostic
14 12 laboratory and for not more than the following full-time
14 13 equivalent positions:
14 14 ~~..... $ 1,881,318~~
14 15 4,000,000
14 16 ~~..... FTEs 50.00~~
14 17 51.00

14 18 2. a. Iowa state university of science and technology
14 19 shall not reduce the amount that it allocates to support the
14 20 college of veterinary medicine from any other source due to the
14 21 appropriation made in this section.

Prohibits ISU from reducing other funding sources to the Veterinary Diagnostic Laboratory.

14 22 b. Paragraph “a” does not apply to a reduction made to
14 23 support the college of veterinary medicine, if the same
14 24 percentage of reduction imposed on the college of veterinary
14 25 medicine is also imposed on all of Iowa state university’s
14 26 budget units.

Allows ISU to reduce funding to the College of Veterinary Medicine if the same percentage is applied to other ISU budget units.

14 27 3. If by June 30, 2015, Iowa state university of science and
14 28 technology fails to allocate the moneys appropriated in this
14 29 section to the college of veterinary medicine in accordance
14 30 with this section, the moneys appropriated in this section for
14 31 that fiscal year shall revert to the general fund of the state.

Requires reversion of the Veterinarian Diagnostic Laboratory appropriation if the money is not allocated to the College of Veterinary Medicine.

14 32 DIVISION V
14 33 ENVIRONMENT FIRST FUND
14 34 GENERAL APPROPRIATIONS FOR FY 2014-2015

14 35 Sec. 20. 2013 Iowa Acts, chapter 132, section 47, is amended
15 1 to read as follows:
15 2 SEC. 47. DEPARTMENT OF AGRICULTURE AND LAND
15 3 STEWARDSHIP. There is appropriated from the environment first
15 4 fund created in section 8.57A to the department of agriculture
15 5 and land stewardship for the fiscal year beginning July 1,
15 6 2014, and ending June 30, 2015, the following amounts, or so
15 7 much thereof as is necessary, to be used for the purposes
15 8 designated:

The total EFF appropriations equal $42,000,000 and this maintains the current level of funding. Provides EFF appropriations to the DALS for FY 2015 of $15,000,000.

15 9 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
15 10 a. For the conservation reserve enhancement program to
15 11 restore and construct wetlands for the purposes of intercepting
15 12 tile line runoff, reducing nutrient loss, improving water
15 13 quality, and enhancing agricultural production practices:
15 14 ~~..... $ 500,000~~
15 15 1,000,000

Environment First Fund appropriation to the DALS for the Conservation Reserve Enhancement Program.

DETAIL: Maintains the current level of funding.

15 16 b. Not more than 10 percent of the moneys appropriated

Prohibits the DALS from using more than 10.00% of the funds

PG	LN	GA:85 HSB679	Explanation
15	17–18	in paragraph “a” may be used for costs of administration and implementation of soil and water conservation practices.	appropriated from the EFF for administration and implementation of soil and water conservation practices.
15	19–25	c. Notwithstanding any other provision in law, the department may provide state resources from this appropriation, in combination with other appropriate environment first fund appropriations, for cost sharing to match United States department of agriculture, natural resources conservation service, wetlands reserve enhancement program (WREP) funding available to Iowa.	Permits the DALS to use the EFF appropriation as cost share funds to provide match for federal Natural Resources Conservation Services Wetland Reserve Enhancement Program funds.
15	26–31	2. WATERSHED PROTECTION a. For continuation of a program that provides multiobjective resource protections for flood control, water quality, erosion control, and natural resource conservation: ~~..... $ 450,000~~ 900,000	Environment First Fund appropriation to the DALS for the Watershed Protection Program. DETAIL: Maintains the current level of funding.
15	32–34	b. Not more than 10 percent of the moneys appropriated in paragraph “a” may be used for costs of administration and implementation of soil and water conservation practices.	Prohibits the DALS from using more than 10.00% of the funds appropriated from the EFF for administration and implementation of soil and water conservation practices.
15	35–16 5	3. FARM MANAGEMENT DEMONSTRATION PROGRAM a. For continuation of a statewide voluntary farm management demonstration program to demonstrate the effectiveness and adaptability of emerging practices in agronomy that protect water resources and provide other environmental benefits: ~~..... $ 312,500~~ 625,000	Environment First Fund appropriation to the DALS for the Farm Management Demonstration Program DETAIL: Maintains the current level of funding.
16	8–10	b. Not more than 10 percent of the moneys appropriated in paragraph “a” may be used for costs of administration and implementation of soil and water conservation practices.	Prohibits the DALS from using more than 10.00% of the funds appropriated from the EFF for administration and implementation of soil and water conservation practices.
16	11–15	c. Of the amount appropriated in paragraph “a”, ~~$200,000~~ $400,000 shall be allocated to an organization representing soybean growers to provide for an agriculture and environment performance program in order to carry out the purposes of this subsection as specified in paragraph “a”.	Allocates $400,000 to the Iowa Soybean Association's Agriculture and Environment Performance Program.
16	16–20	4. SOIL AND WATER CONSERVATION —— ADMINISTRATION For use by the department for costs of administration and implementation of soil and water conservation practices: ~~..... $ 1,275,000~~ 2,550,000	Environment First Fund appropriation to the DALS for soil and water conservation administration. DETAIL: Maintains the current level of funding.

16 21 5. CONSERVATION RESERVE PROGRAM (CRP)
16 22 a. To encourage and assist farmers in enrolling in and the
16 23 implementation of the federal conservation reserve program and
16 24 to work with them to enhance their revegetation efforts to
16 25 improve water quality and habitat:
16 26 ~~..... $ 500,000~~
16 27 1,000,000

Environment First Fund appropriation to the DALS for the Conservation Reserve Program.

DETAIL: Maintains the current level of funding.

16 28 b. Not more than 10 percent of the moneys appropriated
16 29 in paragraph “a” may be used for costs of administration and
16 30 implementation of soil and water conservation practices.

Prohibits the DALS from using more than 10.00% of the funds appropriated from the EFF for administration and implementation of soil and water conservation practices.

16 31 6. SOIL AND WATER CONSERVATION
16 32 a. For use by the department in providing for soil and
16 33 water conservation administration, the conservation of soil and
16 34 water resources, or the support of soil and water conservation
16 35 district commissioners:
17 1 ~~..... $ 3,325,000~~
17 2 7,375,000

Environment First Fund appropriation to the DALS for the Soil and Water Conservation Program.

DETAIL: This is an increase of $725,000 compared to estimated FY 2014.

17 3 b. Not more than 5 percent of the moneys appropriated in
17 4 paragraph “a” may be allocated for cost sharing to address
17 5 complaints filed under section 161A.47.

Permits the DALS to use up to 5.00% of the appropriated funds to abate complaints filed for land erosion caused by sediment.

17 6 c. Of the moneys appropriated in paragraph “a”, 5 percent
17 7 shall be allocated for financial incentives to establish
17 8 practices to protect watersheds above publicly owned lakes of
17 9 the state from soil erosion and sediment as provided in section
17 10 161A.73.

Requires 5.00% of cost share funds to be used for financial incentives to establish practices to protect watersheds above publicly owned lakes from soil erosion and sediment.

17 11 d. Not more than 30 percent of a soil and water conservation
17 12 district’s allocation of moneys as financial incentives may be
17 13 provided for the purpose of establishing management practices
17 14 to control soil erosion on land that is row cropped, including
17 15 but not limited to no-till planting, ridge-till planting,
17 16 contouring, and contour strip-cropping as provided in section
17 17 161A.73.

Prohibits use of more than 30.00% of a soil and water conservation district's allocation for management practices to control soil erosion on land that is row-cropped.

17 18 e. The state soil conservation committee established by
17 19 section 161A.4 may allocate moneys appropriated in paragraph
17 20 “a” to conduct research and demonstration projects to promote
17 21 conservation tillage and nonpoint source pollution control
17 22 practices.

Permits the State Soil Conservation Committee to allocate funds for research and demonstration projects to promote conservation tillage and nonpoint source pollution control practices.

17 23 f. The allocation of moneys as financial incentives as
17 24 provided in section 161A.73 may be used in combination with
17 25 moneys allocated by the department of natural resources.

Permits financial incentive payments to be used in combination with funds from the DNR.

PG	LN		Explanation
17	26–28	g. Not more than 15 percent of the moneys appropriated in paragraph “a” may be used for costs of administration and implementation of soil and water conservation practices.	Prohibits use of more than 15.00% of the cost share funds for administration and costs associated with the implementation of soil and water conservation practices.
17	29–34	h. In lieu of moneys appropriated in section 466A.5, not more than ~~$25,000~~ $50,000 of the moneys appropriated in paragraph “a” shall be used by the soil conservation division of the department of agriculture and land stewardship to provide administrative support to the watershed improvement review board established in section 466A.3.	Allocates up to $50,000 for administration of the Watershed Improvement Review Board.
17	35–18 6	i. The department may use not more than $375,000 of the moneys appropriated in paragraph “a” to support urban soil and water conservation efforts, which may include but is not limited to management practices related to bio-retention, landscaping, the use of permeable pavement, and soil quality restoration. The moneys shall be allocated on a cost-share basis as provided in chapter 161A.	Specifies that the Department can allocate up to $375,000 for urban conservation practices.
18	7–9	7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND a. For deposit in the loess hills development and conservation fund created in section 161D.2:	Environment First Fund appropriation to the DALS for the Loess Hills Development and Conservation Fund.
18	10–11	~~..... $ 262,500~~ 800,000	DETAIL: This is an increase of $275,000 compared to estimated FY 2014.
18	12–14	b. (1) Of the amount appropriated in paragraph “a”, ~~$196,875~~ $600,000 shall be allocated to the fund’s hungry canyons account.	Allocates $600,000 to the Hungry Canyons Program. Funds are used for stabilization projects. DETAIL: This is an increase of $206,250 compared to estimated FY 2014.
18	15–17	(2) Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in subparagraph (1) may be used for administrative costs.	Prohibits the Hungry Canyons Program from using more than 10.00% of the funds appropriated from the EFF for administration and implementation of soil and water conservation practices.
18	18–20	c. (1) Of the amount appropriated in paragraph “a”, ~~$65,625~~ $200,000 shall be allocated to the fund’s loess hills alliance account.	Allocates $200,000 to the Loess Hills Alliance. Funds are used for projects that protect the Loess Hills. DETAIL: This is an increase of $68,750 compared to estimated FY 2014.
18	21–22	(2) Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in subparagraph (1)	Prohibits the Loess Hills Alliance from using more than 10.00% of the funds for administrative costs.

18 23 may be used for administrative costs.

18 24 8. AGRICULTURAL DRAINAGE WELL WATER QUALITY ASSISTANCE FUND
18 25 For deposit in the agricultural drainage well water quality
18 26 assistance fund created in section 460.303 to be used for
18 27 purposes of supporting the agricultural drainage well water
18 28 quality assistance program as provided in section 460.304:
18 29 ..... $ 550,000

Environment First Fund appropriation to the DALS for the Agricultural Drainage Well Water Quality Assistance Fund.

DETAIL: This is an increase of $550,000 compared to estimated FY 2014.

18 30 9. SILOS AND SMOKESTACKS
18 31 For purposes of supporting the silos and smokestacks
18 32 national heritage area to provide continued agricultural
18 33 education and preservation:
18 34 ..... $ 200,000

Environment First Fund appropriation for the Silos and Smokestacks National Heritage Area (SSNHA).

DETAIL: This is a new appropriation. The SSNHA was designated in 1996 by the federal government and included the farms and industries that comprise agribusiness. This Area covers the northeast portion of Iowa and includes 37 counties and the cities of Des Moines, Cedar Rapids, Davenport, Waterloo, Dubuque, and Iowa City.

18 35 Sec. 21. 2013 Iowa Acts, chapter 132, section 48, is amended
19 1 to read as follows:
19 2 SEC. 48. DEPARTMENT OF NATURAL RESOURCES. There is
19 3 appropriated from the environment first fund created in section
19 4 8.57A to the department of natural resources for the fiscal
19 5 year beginning July 1, 2014, and ending June 30, 2015, the
19 6 following amounts, or so much thereof as is necessary, to be
19 7 used for the purposes designated:

Provides EFF appropriations to the DNR for FY 2015 of $27,000,000.

19 8 1. KEEPERS OF THE LAND
19 9 For statewide coordination of volunteer efforts under the
19 10 water quality and keepers of the land programs:
19 11 ~~..... $ 50,000~~
19 12 100,000

Environment First Fund appropriation to the DNR for the Keepers of the Land Program.

DETAIL: Maintains the current level of funding.

19 13 2. STATE PARKS MAINTENANCE AND OPERATIONS
19 14 For regular maintenance and operations of state parks and
19 15 staff time associated with these activities:
19 16 ~~..... $ 3,180,000~~
19 17 4,610,000

Environment First Fund appropriation to the DNR for the State Park Maintenance and Operations Program.

DETAIL: This is a decrease of $1,750,000 compared to estimated FY 2014.

19 18 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
19 19 To provide local watershed managers with geographic
19 20 information system data for their use in developing,
19 21 monitoring, and displaying results of their watershed work:
19 22 ~~..... $ 97,500~~
19 23 195,000

Environment First Fund appropriation to the DNR for the Geographic Information System (GIS) Program.

DETAIL: Maintains the current level of funding.

19 24 4. WATER QUALITY MONITORING

Environment First Fund appropriation to the DNR for the Water Quality

PG LN	GA:85 HSB679	Explanation
19 25	For continuing the establishment and operation of water	Monitoring Program.
19 26	quality monitoring stations:	
19 27	..... $ ~~1,477,500~~	DETAIL: Maintains the current level of funding.
19 28	2,955,000	
19 29	5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT	Environment First Fund appropriation to the DNR for the Public Water
19 30	For deposit in the public water supply system account of the	Supply System Account in the Water Quality Protection Fund.
19 31	water quality protection fund created in section 455B.183A:	
19 32	..... $ ~~250,000~~	DETAIL: Maintains the current level of funding.
19 33	500,000	
19 34	6. REGULATION OF ANIMAL FEEDING OPERATIONS	Environment First Fund appropriation to the DNR for the Animal
19 35	For the regulation of animal feeding operations, including	Feeding Operations Program.
20 1	as provided for in chapters 459 through 459B:	
20 2	..... $ ~~660,000~~	DETAIL: Maintains the current level of funding.
20 3	1,320,000	
20 4	7. AMBIENT AIR QUALITY	Environment First Fund appropriation to the DNR for the Ambient Air
20 5	For the abatement, control, and prevention of ambient	Quality Program.
20 6	air pollution in this state, including measures as necessary	
20 7	to assure attainment and maintenance of ambient air quality	DETAIL: Maintains the current level of funding.
20 8	standards from particulate matter:	
20 9	..... $ ~~212,500~~	
20 10	425,000	
20 11	8. WATER QUANTITY REGULATION	Environment First Fund appropriation to the DNR for the Water
20 12	For regulating water quantity from surface and subsurface	Quantity Program.
20 13	sources by providing for the allocation and use of water	
20 14	resources, the protection and management of water resources,	DETAIL: Maintains the current level of funding.
20 15	and the preclusion of conflicts among users of water resources,	
20 16	including as provided in chapter 455B, division III, part 4:	
20 17	..... $ ~~247,500~~	
20 18	495,000	
20 19	9. GEOLOGICAL AND WATER SURVEY	Environment First Fund appropriation to the DNR for the Geological
20 20	For continuing the operations of the department's geological	and Water Survey Program.
20 21	and water survey including but not limited to providing	
20 22	analysis, data collection, investigative programs, and	DETAIL: Maintains the current level of funding.
20 23	information for water supply development and protection:	
20 24	..... $ ~~100,000~~	
20 25	200,000	
20 26	10. KEEP IOWA BEAUTIFUL INITIATIVE	Environment First Fund appropriation to the DNR for the Keep Iowa
20 27	For purposes of supporting a keep Iowa beautiful initiative	Beautiful Initiative.
20 28	in order to assist communities in developing and implementing	
20 29	beautification and community development plans:	DETAIL: Maintains the current level of funding.
20 30	..... $ ~~100,000~~	
20 31	200,000	

20 32 Sec. 22. 2013 Iowa Acts, chapter 132, section 49, is amended
20 33 to read as follows:

20 34 SEC. 49. REVERSION.
20 35 1. ~~Notwithstanding~~ Except as provided in subsection 2,
21 1 and notwithstanding section 8.33, moneys appropriated for the
21 2 fiscal year beginning July 1, 2014, in this division of this
21 3 Act that remain unencumbered or unobligated at the close of the
21 4 fiscal year shall not revert but shall remain available to be
21 5 used for the purposes designated until the close of the fiscal
21 6 year beginning July 1, 2015, or until the project for which the
21 7 appropriation was made is completed, whichever is earlier.

CODE: Specifies that appropriations from the EFF will not revert until the close of the FY 2016, or when a specific project is completed.

21 8 2. Notwithstanding section 8.33, moneys appropriated for
21 9 the fiscal year beginning July 1, 2014, in this division of
21 10 this Act to the department of agriculture and land stewardship
21 11 to provide financial assistance for the establishment of
21 12 permanent soil and water conservation practices that remain
21 13 unencumbered or unobligated at the close of the fiscal year
21 14 shall not revert but shall remain available for expenditure
21 15 for the purposes designated until the close of the fiscal year
21 16 beginning July 1, 2017.

CODE: Requires nonreversion of appropriations for the Soil and Water Conservation Cost Share Program from the EFF until the close of the FY 2018.

21 17 DIVISION VI
21 18 ENVIRONMENT FIRST FUND
21 19 SPECIAL APPROPRIATION FOR FY 2014-2015

21 20 Sec. 23. 2013 Iowa Acts, chapter 132, is amended by adding
21 21 the following new section:
21 22 NEW SECTION SEC. 64. REAP —— IN LIEU OF GENERAL FUND
21 23 APPROPRIATION. Notwithstanding the amount of the standing
21 24 appropriation from the general fund of the state to the Iowa
21 25 resources enhancement and protection fund as provided in
21 26 section 455A.18, there is appropriated from the environment
21 27 first fund created in section 8.57A to the Iowa resources
21 28 enhancement and protection fund, in lieu of the appropriation
21 29 made in section 455A.18, for the fiscal year beginning July 1,
21 30 2014, and ending June 30, 2015, the following amount, to be
21 31 allocated as provided in section 455A.19:
21 32 ..... $ 16,000,000

Environment First Fund appropriation to the Resources Enhancement and Protection (REAP) Fund.

DETAIL: Notwithstands the $20,000,000 standing General Fund appropriation and appropriates $16,000,000 from the EFF to REAP. Maintains the current level of funding.

21 33 DIVISION VII
21 34 SOIL AND WATER CONSERVATION PRACTICES
21 35 REVERSION OF APPROPRIATIONS FOR FY 2013-2014

22 1 Sec. 24. 2013 Iowa Acts, chapter 132, section 25, is amended
22 2 to read as follows:
22 3 SEC. 25. REVERSION.

CODE: Requires nonreversion of appropriations for FY 2014 from the EFF until the close of the FY 2015, or when a specific project is completed.

22 4 1. ~~Notwithstanding~~ Except as provided in subsection 2,
22 5 and notwithstanding section 8.33, moneys appropriated for the
22 6 fiscal year beginning July 1, 2013, in this division of this
22 7 Act that remain unencumbered or unobligated at the close of
22 8 the fiscal year shall not revert but shall remain available
22 9 to be used for the purposes designated until the close of the
22 10 succeeding fiscal year or until the project for which the
22 11 appropriation was made is completed, whichever is earlier.

22 12 2. Notwithstanding section 8.33, moneys appropriated for
22 13 the fiscal year beginning July 1, 2013, in this division of
22 14 this Act to the department of agriculture and land stewardship
22 15 to provide financial assistance for the establishment of
22 16 permanent soil and water conservation practices that remain
22 17 unencumbered or unobligated at the close of the fiscal year
22 18 shall not revert but shall remain available for expenditure
22 19 for the purposes designated until the close of the fiscal year
22 20 beginning July 1, 2016.

CODE: Requires nonreversion of appropriations for the Soil and Water Conservation Cost Share Program for FY 2014 from the EFF until the close of the FY 2017.

22 21 DIVISION VIII
22 22 REAP —— OPEN SPACES ACCOUNT
22 23 SPECIAL APPROPRIATION FOR FY 2013-2014

22 24 Sec. 25. 2013 Iowa Acts, chapter 132, is amended by adding
22 25 the following new section:
22 26 NEW SECTION SEC. 65. SPECIAL APPROPRIATION.
22 27 1. Notwithstanding section 455A.19, subsection 1, paragraph
22 28 “a”, there is appropriated from the open spaces account of
22 29 the Iowa resources enhancement and protection fund to the
22 30 department of natural resources for the fiscal year beginning
22 31 July 1, 2013, and ending June 30, 2014, the following amount,
22 32 or so much thereof as is necessary, to be used for the purposes
22 33 designated:
22 34 For purposes of supporting the regular maintenance and
22 35 operations of state parks and staff time associated with these
23 1 activities:
23 2 ..... $ 250,000

Special appropriation of $250,000 from unobligated and unencumbered funds from the REAP Open Spaces Account for State Park Operations in FY 2014.

FISCAL IMPACT: The unobligated and unencumbered balance in the Open Spaces Account as of March 20, 2014, is $307,390.

23 3 2. The moneys appropriated in subsection 1 shall be expended
23 4 on or after the effective date of this division of this Act
23 5 prior to the expenditure of any unobligated moneys remaining in
23 6 the open spaces account.

Specifies the funds will be expended on or after the effective date of this Division of the Bill and prior to the expenditure of any unobligated funds in the Open Spaces Account.

23 7 3. Notwithstanding section 455A.19, subsection 2, any
23 8 moneys appropriated in this section that remain unexpended
23 9 or unobligated at the close of the fiscal year beginning
23 10 July 1, 2013, shall revert to the Iowa resources enhancement

Specifies that funds not expended from the appropriation for State Park maintenance and operations from the Open Spaces Account in FY 2014 will revert to the REAP fund the beginning of FY 2015.

23 11 and protection fund created pursuant to section 455A.18 for
23 12 allocation to accounts other than the open spaces account as
23 13 provided in section 455A.19.

23 14 Sec. 26. EFFECTIVE UPON ENACTMENT. This division of this
23 15 Act, being deemed of immediate importance, takes effect upon
23 16 enactment.

This Section is effective on enactment.

23 17 DIVISION IX
23 18 REAP —— OPEN SPACES ACCOUNT
23 19 SPECIAL APPROPRIATIONS FOR FY 2014-2015

23 20 Sec. 27. 2013 Iowa Acts, chapter 132, is amended by adding
23 21 the following new section:
23 22 NEW SECTION SEC. 66. SPECIAL APPROPRIATIONS.
23 23 1. Notwithstanding section 455A.19, subsection 1, paragraph
23 24 “a”, there is appropriated from the open spaces account of
23 25 the Iowa resources enhancement and protection fund to the
23 26 department of natural resources for the fiscal year beginning
23 27 July 1, 2014, and ending June 30, 2015, the following amount,
23 28 or so much thereof as is necessary, to be used for the purposes
23 29 designated:
23 30 a. For purposes of supporting the regular maintenance and
23 31 operations of state parks and staff time associated with these
23 32 activities:
23 33 ..... $ 1,000,000

Special appropriation of $1,000,000 from from the REAP Open Spaces Account for State Park Operations and Maintenance Program in FY 2015.

23 34 b. For purposes of providing for forestry health management
23 35 programs:
24 1 ..... $ 300,000

Special appropriation of $300,000 from the REAP Open Spaces Account for the Forestry Health Management Program in FY 2015.

24 2 2. The moneys appropriated in subsection 1 shall be expended
24 3 on or after the effective date of this division of this Act
24 4 prior to the expenditure or obligation of any moneys allocated
24 5 to the account on or after the effective date of this division
24 6 of this Act.

Specifies the funds will be expended on or after the effective date of this Division of the Bill and prior to the expenditure of any unobligated funds in the Open Spaces Account.

24 7 3. Notwithstanding section 455A.19, subsection 2, any
24 8 moneys appropriated in this section that remain unexpended
24 9 or unobligated at the close of the fiscal year beginning
24 10 July 1, 2014, shall revert to the Iowa resources enhancement
24 11 and protection fund created pursuant to section 455A.18 for
24 12 allocation to accounts other than the open spaces account as
24 13 provided in section 455A.19.

Specifies that funds not expended from the special appropriations from the Open Spaces Account in FY 2015 will revert to the REAP Fund the beginning of FY 2016.

24 14 DIVISION X
24 15 RELATED STATUTORY CHANGES
24 16 DNR —— PURCHASE OF RADIOS

24 17 Sec. 28. 2011 Iowa Acts, chapter 128, section 19, subsection
24 18 1, as amended by 2012 Iowa Acts, chapter 1135, section 15, as
24 19 amended by 2013 Iowa Acts, chapter 132, section 51, is amended
24 20 to read as follows:
24 21 SEC. 19. USE OF MONEYS —— RADIOS.
24 22 1. Notwithstanding 2010 Iowa Acts, chapter 1191, section 7,
24 23 the department of natural resources may use the unappropriated
24 24 balance remaining in the state fish and game protection fund
24 25 for the fiscal year beginning July 1, 2010, and ending June
24 26 30, 2011, to purchase mobile radios to meet federal and state
24 27 requirements for homeland security and public safety. This
24 28 section applies to those moneys in the fund that are not
24 29 otherwise used, obligated, or encumbered for payment of health
24 30 and life insurance premium payments for conservation peace
24 31 officer retirements for that fiscal year. The department may
24 32 use such moneys until June 30, ~~2014~~ 2015.

CODE: Extends the date that allows the DNR to use unappropriated funds from the Fish and Game Protection Fund to purchase radios to June 30, 2015.

24 33 Sec. 29. EFFECTIVE UPON ENACTMENT. This division of this
24 34 Act, being deemed of immediate importance, takes effect upon
24 35 enactment.

This Section is effective on enactment.

25 1 DIVISION XI
25 2 RELATED STATUTORY CHANGES
25 3 DNR —— MANURE MANAGEMENT CERTIFICATION

25 4 Sec. 30. 2013 Iowa Acts, chapter 132, section 17, is amended
25 5 by adding the following new subsection:
25 6 NEW subSECTION 2A. Notwithstanding section 8.33, moneys
25 7 appropriated in subsection 1 that remain unencumbered or
25 8 unobligated at the close of the fiscal year beginning July
25 9 1, 2013, shall not revert but shall remain available for
25 10 expenditure for the purposes designated until the close of the
25 11 fiscal year beginning July 1, 2014.

CODE: Extends the date that allows the DNR to use money appropriated from the Groundwater Protection Fund for the Manure Certification Program to June 30, 2015.

25 12 Sec. 31. EFFECTIVE UPON ENACTMENT. This division of this
25 13 Act, being deemed of immediate importance, takes effect upon
25 14 enactment.

This Section is effective on enactment.

25 15 DIVISION XII
25 16 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
25 17 WATER QUALITY INITIATIVE —— CONFIDENTIALITY

25 18 Sec. 32. Section 466B.47, subsection 5, Code 2014, is
25 19 amended by striking the subsection.
25 20 Sec. 33. NEW SECTION 466B.49 CONFIDENTIALITY OF
25 21 INFORMATION.
25 22 Any information received, collected, or held under this
25 23 subchapter is a confidential record, and is exempted from

CODE: Specifies information collected or received that includes landowner information for the Water Quality Initiative is considered confidential and is exempt from public access.

25 24 public access as provided in section 22.7, if all of the
25 25 following apply:
25 26 1. The information is received, collected, or held by any
25 27 of the following:
25 28 a. The center.
25 29 b. A nonprofit organization that conducts nutrient
25 30 management research, including but not limited to conducting
25 31 evaluations, assessments, or validations.
25 32 2. The information identifies any of the following:
25 33 a. A person who holds a legal interest in agricultural land
25 34 or who has previously held a legal interest in agricultural
25 35 land.
26 1 b. A person who is involved or who has previously been
26 2 involved in managing the agricultural land or producing crops
26 3 or livestock on the agricultural land.
26 4 c. The identifiable location of the agricultural land.

26 5 Sec. 34. EFFECTIVE UPON ENACTMENT. This division of this
26 6 Act, being deemed of immediate importance, takes effect upon
26 7 enactment.

This Division is effective on enactment.

26 8 DIVISION XIII
26 9 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
26 10 REAP RESTRICTIONS ON OPEN SPACES ACCOUNT

26 11 Sec. 35. Section 455A.19, subsection 1, paragraph a, Code
26 12 2014, is amended by adding the following new subparagraph:
26 13 NEW SUBPARAGRAPH (4) The department shall not acquire
26 14 any interest in land using moneys allocated to the open spaces
26 15 account under this paragraph “a” by exercising the power of
26 16 eminent domain, including as provided in chapters 6A and 6B.

CODE: Specifies that the DNR cannot acquire land using funds from the REAP Open Spaces Account using eminent domain.

26 17 Sec. 36. PENDING EMINENT DOMAIN PROCEEDINGS
26 18 TERMINATED. Any proceeding commenced by the state and pending
26 19 on the effective date of this division of this Act to acquire
26 20 any interest in land using moneys allocated to the open spaces
26 21 account under section 455A.19, subsection 1, paragraph “a”, by
26 22 exercising the power of eminent domain, including as provided
26 23 in chapters 6A and 6B, shall be immediately terminated.

Terminates any land acquisition using funds in the Open Spaces Account to acquire land using eminent domain by the DNR.

26 24 Sec. 37. APPROPRIATION MADE CONTINGENT. All unencumbered
26 25 and unobligated moneys appropriated to the department of
26 26 natural resources from the general fund of the state under
26 27 2013 Iowa Acts, chapter 132, section 37, as amended in this
26 28 2014 Iowa Act, shall immediately revert to the general fund of
26 29 the state if the department uses moneys allocated to the open
26 30 spaces account under section 455A.19, subsection 1, paragraph
26 31 “a”, to acquire any interest in land by exercising the power of
26 32 eminent domain, including as provided in chapters 6A and 6B.

Requires any unencumbered or unobligated funds appropriated to the DNR from the General Fund to revert to the General Fund if the DNR uses funds from the Open Spaces Account to acquire land using eminent domain.

26 33 Sec. 38. EFFECTIVE UPON ENACTMENT. This division of this
26 34 Act, being deemed of immediate importance, takes effect upon
26 35 enactment.

This Section is effective on enactment.

27 1 DIVISION XIV
27 2 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014 LOESS HILLS
27 3 AUTHORITY AND ALLIANCE

27 4 Sec. 39. NEW SECTION 161D.9 OVERSEE OR MANAGE PUBLIC OR
27 5 PRIVATE LAND —— REFERENDUM.
27 6 1. The loess hills development and conservation authority
27 7 or the board of directors of the loess hills alliance shall not
27 8 execute any agreement with a local government or the state or
27 9 federal government, if the agreement allows the authority or
27 10 alliance to oversee or manage public or private land situated
27 11 within the loess hills area, unless the question to oversee or
27 12 manage such land is approved by a referendum of eligible voters
27 13 asked to answer either “yes” or “no”. An eligible voter must
27 14 be an individual who is a citizen of the United States, not
27 15 less than eighteen years of age, and the owner of land located
27 16 within twenty-five miles from the borders of the land that the
27 17 authority or alliance proposes to oversee or manage.

Prohibits the Loess Hills Alliance from entering any agreement with a local, state, or federal government that allows the Alliance to manage private or public land unless approved by a referendum.

27 18 2. a. The board of directors of the alliance shall provide
27 19 notice of the referendum to eligible voters by publication in
27 20 the same manner provided in section 331.305. A copy of the
27 21 notice shall also be sent by ordinary mail to the last known
27 22 mailing address of each eligible voter. The notice shall
27 23 provide eligible voters with all information necessary to cast
27 24 a vote at a reasonable time and a reasonable manner.

Requires the Board of Directors of the Loess Hills Alliance to notify eligible voters of a referendum by publication and mail.

27 25 b. The board of directors of the alliance may conduct the
27 26 referendum by mail, electronic means, or a general meeting of
27 27 eligible voters. The board of directors shall conduct the
27 28 referendum and count and tabulate the ballots cast during
27 29 the referendum within thirty days following the close of the
27 30 referendum.

Permits the referendum to be conducted by mail, electronic means, or a general meeting of eligible voters. The Board of Directors can count and tabulate the ballot from the referendum.

27 31 c. If the voters disapprove the question, an additional
27 32 referendum on the same question shall not be conducted.
27 33 3. This section shall not be construed to increase the
27 34 authority of the alliance provided in this chapter.

Prohibits a second referendum if voters disapprove the first referendum.

27 35 Sec. 40. NEW SECTION 161D.10 RULES.
28 1 The board of directors of the alliance shall adopt all rules
28 2 necessary to administer this subchapter.

Requires the Loess Hills Alliance Board of Directors to adopt rules to administer the referendum.

28 3 Sec. 41. EFFECTIVE UPON ENACTMENT. This division of this

This Section is effective on enactment.

28 4 Act, being deemed of immediate importance, takes effect upon
28 5 enactment.

28 6 DIVISION XV
28 7 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
28 8 EMINENT DOMAIN

28 9 Sec. 42. NEW SECTION 6A.15 PROPERTY ON STATE HISTORIC
28 10 REGISTRY.
28 11 1. Property listed on the state register of historic places
28 12 maintained by the historical division of the department of
28 13 cultural affairs shall not be removed from the register solely
28 14 for the purpose of allowing acquisition of the property by
28 15 condemnation, unless such condemnation is undertaken by the
28 16 department of transportation.

CODE: Makes changes to eminent domain procedures in the Department of Cultural Affairs. Prohibits condemnation of property listed on the State Register of Historic Places unless the condemnation is by the Department of Transportation.

28 17 2. Property listed on the state register of historic places
28 18 maintained by the historical division of the department of
28 19 cultural affairs shall not be condemned by the state or a
28 20 political subdivision unless a joint resolution authorizing
28 21 commencement of the condemnation proceedings is approved by a
28 22 vote of at least two-thirds of the members of both chambers of
28 23 the general assembly and signed by the governor. The approval
28 24 requirements of this subsection shall not apply to condemnation
28 25 undertaken by the department of transportation.

Prohibits the State or a political subdivision from condemning land on the State Register of Historic Places unless authorized by a vote of two-thirds of each chamber in the General Assembly and the Governor's signature.

28 26 Sec. 43. Section 6A.19, Code 2014, is amended to read as
28 27 follows:
28 28 6A.19 INTERPRETATIVE CLAUSE.
28 29 A grant in this chapter of right to take private property
28 30 for a public use shall not be construed as limiting a like
28 31 grant elsewhere in the Code for another and different use.
28 32 Unless specifically provided by law, this chapter shall not
28 33 be construed to limit or otherwise affect the application of
28 34 chapters 478 and 479 to the eminent domain authority of the
28 35 utilities division of the department of commerce.

CODE: Specifies changes to eminent domain do not apply to the Utilities Division in the Department of Commerce for projects in Chapter 478 (Electric Transmission Lines) and for Chapter 479 (Pipelines and Underground Pipes) unless specified by law.

29 1 Sec. 44. Section 6A.22, subsection 2, paragraph c,
29 2 subparagraph (1), Code 2014, is amended to read as follows:
29 3 (1) (a) If private property is to be condemned for
29 4 development or creation of a lake, only that number of acres
29 5 justified as reasonable and necessary for a surface drinking
29 6 water source, and not otherwise acquired, may be condemned.
29 7 In addition, the acquiring agency shall conduct a review of
29 8 prudent and feasible alternatives to provision of a drinking
29 9 water source prior to making a determination that such
29 10 lake development or creation is reasonable and necessary.
29 11 Development or creation of a lake as a surface drinking water

CODE: Private property can only be condemned for a lake creation project if it is included in a reasonable number of acres to be used as a drinking water source. Prior to the condemnation, the acquiring agency will conduct a review to determine if there are other feasible alternatives to the condemnation. Specifies the types of drinking water projects. Further specifies the reasonable number of acres will be calculated by using guidelines from the federal Natural Resource Conservation Services. A registered engineer can use census data that includes population and commercial activity unless the District Court of the county where the property is located determines the data will not accurately predict the reasonable number of acres.

29 12 source includes all of the following:
29 13 (i) Construction of the dam, including sites for suitable
29 14 borrow material and the auxiliary spillway.
29 15 (ii) The water supply pool.
29 16 (iii) The sediment pool.
29 17 (iv) The flood control pool.
29 18 (v) The floodwater retarding pool.
29 19 (vi) The surrounding area upstream of the dam no higher in
29 20 elevation than the top of the dam's elevation.
29 21 (vii) The appropriate setback distance required by state or
29 22 federal laws and regulations to protect drinking water supply.
29 23 (b) For purposes of this subparagraph (1), "number of acres
29 24 justified as reasonable and necessary for a surface drinking
29 25 water source" means according to guidelines of the United
29 26 States natural resource conservation service and according to
29 27 analyses of ~~surface~~ drinking water capacity needs conducted by
29 28 one or more registered professional engineers. The registered
29 29 professional engineers may, if appropriate, employ standards
29 30 or guidelines other than the guidelines of the United States
29 31 natural resource conservation service when determining the
29 32 number of acres justified as reasonable and necessary for
29 33 a surface drinking water source. The data and information
29 34 used by the registered professional engineers shall include
29 35 data and information relating to population and commercial
30 1 enterprise activity for the area from the two most recent
30 2 federal decennial censuses unless the district court of the
30 3 county in which the property is situated has determined by
30 4 a preponderance of the evidence that such data would not
30 5 accurately predict the population and commercial enterprise
30 6 activity of the area in the future.
30 7 (c) A second review or analysis of the drinking water
30 8 capacity needs shall be performed upon receipt by the acquiring
30 9 agency of a petition signed by not less than twenty-five
30 10 percent of the affected property owners. The registered
30 11 professional engineer to perform the second review or analysis
30 12 shall be selected by a committee appointed by the affected
30 13 property owners and whose membership is comprised of at
30 14 least fifty percent property owners affected by the proposed
30 15 condemnation action. The acquiring agency shall be responsible
30 16 for paying the fees and expenses of such an engineer.
30 17 (d) If private property is to be condemned for development
30 18 or creation of a lake, the plans, analyses, applications,
30 19 including any application for funding, and other planning
30 20 activities of the acquiring agency shall not include or provide
30 21 for the use of the lake for recreational purposes.

30 22 Sec. 45. Section 6B.54, subsection 10, paragraph a, Code
30 23 2014, is amended by adding the following new subparagraph:

CODE: Permits landowners to be reimbursed for up to $100,000 in attorney fees for a lake creation project that uses condemnation.

30 24 NEW SUBPARAGRAPH (3) Reasonable attorney fees and
30 25 reasonable costs not to exceed one hundred thousand dollars,
30 26 attributable to a determination that the creation of a lake
30 27 through condemnation includes a future recreational use or that
30 28 a violation of section 6A.22, subsection 2, paragraph “c”,
30 29 subparagraph (1), subparagraph division (d), has occurred, if
30 30 such fees and costs are not otherwise provided under section
30 31 6B.33.

30 32 Sec. 46. NEW SECTION 6B.56B DISPOSITION OF CONDEMNED
30 33 PROPERTY —— TWO-YEAR TIME PERIOD.
30 34 1. When two years have elapsed since property was condemned
30 35 for the creation of a lake according to the requirements of
31 1 section 6A.22, subsection 2, paragraph “c”, subparagraph (1),
31 2 and the property has not been used for or construction has
31 3 not progressed substantially from the date the property was
31 4 condemned for the purpose stated in the application filed
31 5 pursuant to section 6B.3, and the acquiring agency has not
31 6 taken action to dispose of the property pursuant to section
31 7 6B.56, the acquiring agency shall, within sixty days, adopt a
31 8 resolution offering the property for sale to the prior owner
31 9 at a price as provided in section 6B.56. If the resolution
31 10 adopted approves an offer of sale to the prior owner, the offer
31 11 shall be made in writing and mailed by certified mail to the
31 12 prior owner. The prior owner has one hundred eighty days after
31 13 the offer is mailed to purchase the property from the acquiring
31 14 agency.
31 15 2. If the acquiring agency has not adopted a resolution
31 16 described in subsection 1 within the sixty-day time period, the
31 17 prior owner may, in writing, petition the acquiring agency to
31 18 offer the property for sale to the prior owner at a price as
31 19 provided in section 6B.56. Within sixty days after receipt of
31 20 such a petition, the acquiring agency shall adopt a resolution
31 21 described in subsection 1. If the acquiring agency does not
31 22 adopt such a resolution within sixty days after receipt of the
31 23 petition, the acquiring agency is deemed to have offered the
31 24 property for sale to the prior owner.
31 25 3. The acquiring agency shall give written notice to the
31 26 owner of the right to purchase the property under this section
31 27 at the time damages are paid to the owner.

CODE: States procedures for the return of land that has been condemned for a lake creation project when the property has not been used within a two-year time period.

31 28 Sec. 47. Section 403.7, subsection 1, unnumbered paragraph
31 29 1, Code 2014, is amended to read as follows:
31 30 A municipality shall have the right to acquire by
31 31 condemnation any interest in real property, including a fee
31 32 simple title thereto, which it may deem necessary for or in
31 33 connection with an urban renewal project under this chapter,
31 34 subject to the limitations on eminent domain authority

CODE: Requires a municipality to follow condemnation and eminent domain procedures for urban renewal projects.

31 35 in ~~chapter~~ chapters 6A and 6B. However, a municipality
32 1 shall not condemn agricultural land included within an
32 2 economic development area for any use unless the owner of
32 3 the agricultural land consents to condemnation or unless the
32 4 municipality determines that the land is necessary or useful
32 5 for any of the following:

32 6 Sec. 48. NEW SECTION 423B.11 USE OF REVENUES —— LIMITATION.
32 7
32 8 The revenue raised by a local sales and services tax imposed
32 9 under this chapter by a county shall not be expended for any
32 10 purpose related to a project that includes the condemnation of
32 11 private property for the creation of a lake according to the
32 12 requirements of section 6A.22, subsection 2, paragraph "c",
32 13 subparagraph (1), if the local sales and services tax has not
32 14 been approved at election in the area where the property to be
32 15 condemned is located.

CODE: Prohibits a county from using funds raised by a local sales tax for a lake creation project if not approved at election in the area where the property being condemned is located.

32 16 Sec. 49. Section 455A.5, Code 2014, is amended by adding the
32 17 following new subsection:
32 18 NEW SUBSECTION 7. The authority granted to the commission
32 19 to acquire real property for purposes of carrying out a
32 20 duty related to development or maintenance of the recreation
32 21 resources of the state, including planning, acquisition, and
32 22 development of recreational projects, and areas and facilities
32 23 related to such projects, shall not include the authority to
32 24 acquire real property by eminent domain.

CODE: Prohibits the Natural Resource Commission in the DNR from acquiring land using eminent domain.

32 25 Sec. 50. Section 456A.24, subsection 2, unnumbered
32 26 paragraph 1, Code 2014, is amended to read as follows:
32 27 Acquire by purchase, ~~condemnation,~~ lease, agreement,
32 28 gift, and devise lands or waters suitable for the purposes
32 29 hereinafter enumerated, and rights-of-way thereto, and to
32 30 maintain the same for the following purposes~~, to wit~~:

CODE: Prohibits the DNR from using condemnation or eminent domain to acquire land. This includes land for public parks.

32 31 Sec. 51. Section 456A.24, Code 2014, is amended by adding
32 32 the following new subsection:
32 33 NEW SUBSECTION 15. The authority granted the department
32 34 to acquire real property for any statutory purpose relating to
32 35 the development or maintenance of the recreation resources of
33 1 the state, including planning, acquisition, and development
33 2 of recreational projects, and areas and facilities related to
33 3 such projects, shall not include the authority to acquire real
33 4 property by eminent domain.

CODE: Prohibits the DNR from using eminent domain to acquire property for recreational projects.

33 5 Sec. 52. Section 461A.7, Code 2014, is amended to read as
33 6 follows:
33 7 461A.7 ~~EMINENT DOMAIN~~ PURCHASE OF LANDS —— PUBLIC PARKS .

CODE: Prohibits the DNR from using condemnation or eminent domain to acquire land. This includes land for public parks

33 8 The commission may purchase ~~or condemn~~ lands from willing
33 9 sellers for public parks. ~~No~~ A contract for the purchase of
33 10 such public parks shall not be made to an amount in excess of
33 11 funds appropriated therefor by the general assembly.

33 12 Sec. 53. Section 461A.10, Code 2014, is amended to read as
33 13 follows:
33 14 461A.10 TITLE TO LANDS.
33 15 The title to all lands purchased, ~~condemned,~~ or donated~~,~~
33 16 hereunder, for park ~~or highway~~ purposes and the title to all
33 17 lands purchased, condemned, or donated hereunder for highway
33 18 purposes, shall be taken in the name of the state and if
33 19 thereafter it shall be deemed advisable to sell any portion of
33 20 the land so purchased or condemned, the proceeds of such sale
33 21 shall be placed to the credit of the ~~said~~ public state parks
33 22 fund to be used for such park purposes.
33 23 Sec. 54. Section 463C.8, subsection 1, paragraph k, Code
33 24 2014, is amended to read as follows:
33 25 k. The power to acquire, own, hold, administer, and dispose
33 26 of property, except that such power is not a grant of authority
33 27 to acquire property by eminent domain.

CODE: Corrective language related to using condemnation for public lands and for water recreational projects.

33 28 Sec. 55. 2013 Iowa Acts, chapter 132, is amended by adding
33 29 the following new section:
33 30 NEW SECTION SEC. 75. REPEAL. Sections 461A.9 and 461A.75,
33 31 Code 2014, are repealed.

CODE: Repeals Iowa Code sections 461A.9 and 461A.75.

33 32 Sec. 56. SEVERABILITY. If any provision of this division of
33 33 this Act is held invalid, the invalidity shall not affect other
33 34 provisions or applications of this division of this Act which
33 35 can be given effect without the invalid provision, and to this
34 1 end the provisions of this division of this Act are severable
34 2 as provided in section 4.12.

Specifies conditions for severability.

34 3 Sec. 57. EFFECTIVE UPON ENACTMENT. This division of this
34 4 Act, being deemed of immediate importance, takes effect upon
34 5 enactment.

This Division is effective on enactment and applies to projects that are pending or commenced on enactment date. Further specifies projects that are retroactive.

34 6 Sec. 58. APPLICABILITY. Except as otherwise provided in
34 7 this division of this Act, this division of this Act applies to
34 8 projects or condemnation proceedings pending or commenced on or
34 9 after the effective date of this division of this Act.

Specifies applicability of projects or eminent domain proceedings.

34 10 Sec. 59. RETROACTIVE APPLICABILITY. Notwithstanding any
34 11 provision of law to the contrary, the following provision or
34 12 provisions of this division of this Act apply retroactively to
34 13 projects or condemnation proceedings pending or commenced on or
34 14 after February 15, 2013:

CODE: Provisions related to condemnation in this Division are retroactively applicable to projects or proceedings pending or commenced on or after February 1, 2013.

34 15 1. The section of this division of this Act amending section
34 16 6A.22.
34 17 2. The section of this division of this Act enacting section
34 18 6B.56B.

Summary Data

General Fund

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Natural Resources	$ 56,974,860	$ 40,824,631	$ 45,096,631	$ 43,061,995	$ 2,237,364	
Unassigned Standings	0	0	0	-20,000,000	-20,000,000	
Grand Total	$ 56,974,860	$ 40,824,631	$ 45,096,631	$ 23,061,995	$ -17,762,636	

Agriculture and Natural Resources

General Fund

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Land Stewardship						
Agriculture and Land Stewardship						
Administrative Division	$ 17,081,328	$ 17,605,492	$ 17,605,492	$ 17,605,492	$ 0	PG 1 LN 4
Milk Inspections	189,196	189,196	189,196	189,196	0	PG 3 LN 2
Farmers with Disabilities	130,000	130,000	130,000	130,000	0	PG 4 LN 28
GF-Soil Conservation Division	7,000,000	0	0	0	0	
Local Food and Farm	75,000	75,000	75,000	75,000	0	PG 3 LN 20
Agricultural Education	25,000	25,000	25,000	25,000	0	PG 4 LN 7
Water Quality Initiative	10,000,000	2,400,000	4,400,000	4,400,000	2,000,000	PG 5 LN 27
GF-Ag Drainage Wells	1,620,000	0	0	0	0	
Total Agriculture and Land Stewardship	$ 36,120,524	$ 20,424,688	$ 22,424,688	$ 22,424,688	$ 2,000,000	
Loess Hills Dev. and Conservation						
Loess Hills Dev/Cons Authority FY02	$ 0	$ 75,000	$ 75,000	$ 75,000	$ 0	PG 13 LN 8
Total Agriculture and Land Stewardship	$ 36,120,524	$ 20,499,688	$ 22,499,688	$ 22,499,688	$ 2,000,000	
Natural Resources, Dept. of						
Natural Resources						
Natural Resources Operations	$ 12,516,700	$ 12,862,307	$ 12,862,307	$ 12,862,307	$ 0	PG 9 LN 3
Floodplain Management Program	2,000,000	2,000,000	2,000,000	2,000,000	0	PG 12 LN 4
Forestry Health Management	100,000	200,000	200,000	200,000	0	PG 12 LN 26
Total Natural Resources, Dept. of	$ 14,616,700	$ 15,062,307	$ 15,062,307	$ 15,062,307	$ 0	
Regents, Board of						
Regents, Board of						
ISU - Iowa Nutrient Research Center	$ 0	$ 1,500,000	$ 1,500,000	$ 1,500,000	$ 0	PG 8 LN 9
ISU - Veterinary Diagnostic Laboratory	3,237,636	3,762,636	3,762,636	4,000,000	237,364	PG 14 LN 2
Total Regents, Board of	$ 3,237,636	$ 5,262,636	$ 5,262,636	$ 5,500,000	$ 237,364	
Treasurer of State						
Treasurer of State						
Watershed Improvement Fund	$ 3,000,000	$ 0	$ 0	$ 0	$ 0	
Total Treasurer of State	$ 3,000,000	$ 0	$ 0	$ 0	$ 0	

Agriculture and Natural Resources

General Fund

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Land Stewardship						
Agriculture and Land Stewardship						
Silos And Smokestacks	$ 0	$ 0	$ 200,000	$ 0	$ 0	
Total Agriculture and Land Stewardship	$ 0	$ 0	$ 200,000	$ 0	$ 0	
Natural Resources, Dept. of						
Natural Resources						
Air Quality Program Support	$ 0	$ 0	$ 2,072,000	$ 0	$ 0	
Total Natural Resources, Dept. of	$ 0	$ 0	$ 2,072,000	$ 0	$ 0	
Total Agriculture and Natural Resources	$ 56,974,860	$ 40,824,631	$ 45,096,631	$ 43,061,995	$ 2,237,364	

Unassigned Standings

General Fund

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Natural Resources, Dept. of						
Natural Resources						
REAP - Adjustment	$ 0	$ 0	$ 0	$ -20,000,000	$ -20,000,000	
Total Natural Resources, Dept. of	$ 0	$ 0	$ 0	$ -20,000,000	$ -20,000,000	
Total Unassigned Standings	$ 0	$ 0	$ 0	$ -20,000,000	$ -20,000,000	

Summary Data

Other Funds

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Natural Resources	$ 81,639,582	$ 88,034,573	$ 87,784,573	$ 87,784,573	$ -250,000	
Grand Total	$ 81,639,582	$ 88,034,573	$ 87,784,573	$ 87,784,573	$ -250,000	

Agriculture and Natural Resources

Other Funds

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Land Stewardship						
Agriculture and Land Stewardship						
Native Horse & Dog Prog-Unclaimed Winnings	$ 305,516	$ 305,516	$ 305,516	$ 305,516	$ 0	PG 2 LN 1
Motor Fuel Inspection - RFIF	500,000	500,000	500,000	500,000	0	PG 2 LN 16
Conservation Reserve Enhance - EFF	1,000,000	1,000,000	1,000,000	1,000,000	0	PG 15 LN 9
Watershed Protection Fund - EFF	900,000	900,000	900,000	900,000	0	PG 15 LN 26
Farm Management Demo - EFF	625,000	625,000	625,000	625,000	0	PG 15 LN 35
Soil & Water Conservation - EFF	2,550,000	2,550,000	2,550,000	2,550,000	0	PG 16 LN 16
Conservation Reserve Prog - EFF	1,000,000	1,000,000	1,000,000	1,000,000	0	PG 16 LN 21
Cost Share - EFF	6,650,000	6,650,000	6,650,000	7,375,000	725,000	PG 16 LN 31
Agricultural Drainage Wells - EFF	550,000	0	550,000	550,000	550,000	PG 18 LN 24
Agricultural Drainage Wells - RIIF	1,000,000	0	0	0	0	
Silos & Smokestacks - EFF	0	0	0	200,000	200,000	PG 18 LN 30
Total Agriculture and Land Stewardship	$ 15,080,516	$ 13,530,516	$ 14,080,516	$ 15,005,516	$ 1,475,000	
Loess Hills Dev. and Conservation						
Loess Hills - EFF	$ 525,000	$ 525,000	$ 450,000	$ 800,000	$ 275,000	PG 18 LN 7
Total Agriculture and Land Stewardship	$ 15,605,516	$ 14,055,516	$ 14,530,516	$ 15,805,516	$ 1,750,000	

Agriculture and Natural Resources

Other Funds

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Natural Resources, Dept. of						
Natural Resources						
Fish & Game- DNR Admin Expenses	$ 41,078,234	$ 41,223,225	$ 41,223,225	$ 41,223,225	$ 0	PG 9 LN 34
GWF - Storage Tanks Study	100,303	100,303	100,303	100,303	0	PG 10 LN 29
GWF - Household Hazardous Waste	447,324	447,324	447,324	447,324	0	
GWF - Well Testing Admin 2%	62,461	62,461	62,461	62,461	0	
GWF - Groundwater Monitoring	1,686,751	1,686,751	1,686,751	1,686,751	0	
GWF - Landfill Alternatives	618,993	618,993	618,993	618,993	0	
GWF - Waste Reduction and Assistance	192,500	192,500	192,500	192,500	0	
GWF - Solid Waste Authorization	50,000	50,000	50,000	50,000	0	
GWF - Geographic Information System	297,500	297,500	297,500	297,500	0	
Snowmobile Registration Fees	100,000	100,000	100,000	100,000	0	PG 11 LN 12
Administration Match - UST	200,000	200,000	200,000	200,000	0	PG 11 LN 24
GWF - Manure Applicator Education Prog	0	250,000	0	0	-250,000	
Volunteers and Keepers of Land - EFF	100,000	100,000	100,000	100,000	0	PG 19 LN 8
Park Operations & Maintenance - EFF	3,710,000	6,360,000	5,885,000	4,610,000	-1,750,000	PG 19 LN 13
GIS Information for Watershed - EFF	195,000	195,000	195,000	195,000	0	PG 19 LN 18
Water Quality Monitoring - EFF	2,955,000	2,955,000	2,955,000	2,955,000	0	PG 19 LN 24
Water Quality Protection - EFF	500,000	500,000	500,000	500,000	0	PG 19 LN 29
Animal Feeding Operations - EFF	620,000	1,320,000	1,320,000	1,320,000	0	PG 19 LN 34
Ambient Air Quality Monitoring - EFF	425,000	425,000	425,000	425,000	0	PG 20 LN 4
Water Quantity - EFF	495,000	495,000	495,000	495,000	0	PG 20 LN 11
Geological and Water Survey - EFF	200,000	200,000	200,000	200,000	0	PG 20 LN 19
Keep Iowa Beautiful - EFF	0	200,000	200,000	200,000	0	PG 20 LN 26
REAP - EFF	12,000,000	16,000,000	16,000,000	16,000,000	0	PG 21 LN 20
Total Natural Resources, Dept. of	$ 66,034,066	$ 73,979,057	$ 73,254,057	$ 71,979,057	$ -2,000,000	
Total Agriculture and Natural Resources	$ 81,639,582	$ 88,034,573	$ 87,784,573	$ 87,784,573	$ -250,000	

Summary Data

FTE Positions

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Natural Resources	1,358.30	1,496.49	1,491.45	1,570.95	74.46	
Grand Total	1,358.30	1,496.49	1,491.45	1,570.95	74.46	

Agriculture and Natural Resources

FTE Positions

	Actual FY 2013 (1)	Estimated FY 2014 (2)	Gov Rec FY 2015 (3)	House Subcom FY 2015 (4)	House Sub vs. Est 2014 (5)	Page and Line # (6)
Agriculture and Land Stewardship						
Agriculture and Land Stewardship						
Administrative Division	293.52	301.07	301.07	344.57	43.50	PG 1 LN 4
GW - Ag Drain Wells/Sinkholes	2.41	2.60	2.60	2.60	0.00	
Water Protection Fund	9.93	10.06	10.06	10.06	0.00	
EPA Non Point Source Pollution	4.39	4.37	4.37	4.37	0.00	
Abandoned Mined Lands Grant	7.21	7.40	7.40	7.40	0.00	
Brucellosis Eradication	1.08	1.00	1.00	1.00	0.00	
Commercial Establishment Fund	1.39	2.00	2.00	2.00	0.00	
Water Quality Initiative Fund	0.00	1.00	2.00	2.00	1.00	
Renewable Fuel Infrastructure Fund	0.08	0.00	0.00	0.00	0.00	
Total Agriculture and Land Stewardship	320.01	329.50	330.50	374.00	44.50	
Natural Resources, Dept. of						
Natural Resources						
Natural Resources Operations	1,002.30	1,109.95	1,109.95	1,145.95	36.00	PG 9 LN 3
Total Natural Resources, Dept. of	1,002.30	1,109.95	1,109.95	1,145.95	36.00	
Regents, Board of						
Regents, Board of						
ISU - Veterinary Diagnostic Laboratory	35.99	57.04	51.00	51.00	-6.04	PG 14 LN 2
Total Regents, Board of	35.99	57.04	51.00	51.00	-6.04	
Total Agriculture and Natural Resources	1,358.30	1,496.49	1,491.45	1,570.95	74.46	