

**CHAPTER 1128****RESOURCE ENHANCEMENT AND PROTECTION  
FUND — SOIL AND WATER ENHANCEMENT ACCOUNT***H.F. 2485*

**AN ACT** relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 455A.19, subsection 1, paragraph c, Code 1999, is amended to read as follows:

c. Twenty percent shall be allocated to the soil and water enhancement account. The moneys shall be used to carry out soil and water enhancement programs including, but not limited to, reforestation, woodland protection and enhancement, wildlife habitat preservation and enhancement, protection of highly erodible soils, and clean water programs. The division of soil conservation, by rule, shall establish procedures for eligibility, application, review, and selection of projects and practices to implement the requirements of this paragraph. There is appropriated from the soil and water enhancement account to the soil conservation division the amount in that account, or so much thereof as is necessary, to carry out the programs as specified in this paragraph. Remaining funds of the soil and water ~~conservation~~ enhancement account shall be allocated to the accounts of the water protection fund authorized in section 161C.4. Annually, fifty percent of the soil and water enhancement account funds, ~~not to exceed one million dollars~~, shall be allocated to the water quality protection projects account. The balance of the funds shall be allocated to the water protection practices account. An appropriation made under this paragraph shall continue in force for two fiscal years after the fiscal year in which the appropriation was made or until completion of the project for which the appropriation was made, whichever date is earlier. All unencumbered or unobligated funds remaining at the close of the fiscal year in which the project is completed or at the close of the third fiscal year, whichever date is earlier, shall revert to the soil and water enhancement account.

Approved April 20, 2000

**CHAPTER 1129****MEDIATION OF FARM DISPUTES***H.F. 2521*

**AN ACT** relating to mandatory mediation of certain farm disputes prior to initiation of related litigation.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 654A.6, subsection 1, Code 1999, is amended to read as follows:

1. a. A creditor subject to this chapter desiring to initiate a proceeding to enforce a debt against agricultural property which is real estate under chapter 654, to forfeit a contract to purchase agricultural property under chapter 656, to enforce a secured interest in agricul-

tural property under chapter 554, or to otherwise garnish, levy on, execute on, seize, or attach agricultural property, shall file a request for mediation with the farm mediation service. The creditor shall not begin the proceeding subject to this chapter until the creditor receives a mediation release, or until the court determines after notice and hearing that the time delay required for the mediation would cause the creditor to suffer irreparable harm. Title to land that is agricultural property is not affected by the failure of any creditor to receive a mediation release regardless of its validity. The time period for the notice of right to cure provided in section 654.2A shall run concurrently with the time period for the mediation period provided in this section and section 654A.10.

b. The requirements of paragraph "a" are jurisdictional prerequisites to a creditor filing a civil action that initiates a proceeding subject to this chapter.

Sec. 2. Section 654B.3, subsection 1, Code 1999, is amended to read as follows:

1. a. A person who is a farm resident, or other party, desiring to initiate a civil proceeding to resolve a dispute, shall file a request for mediation with the farm mediation service. The person shall not begin the proceeding until the person receives a mediation release, or until the court determines after notice and hearing that one of the following applies:

a. (1) The time delay required for the mediation would cause the person to suffer irreparable harm.

b. (2) The dispute involves a claim which has been brought as a class action.

b. The requirements of paragraph "a" are jurisdictional prerequisites to a person filing a civil action that initiates a civil proceeding to resolve a dispute subject to this chapter.

Approved April 20, 2000

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## CHAPTER 1130

### GAMES AND RAFFLES

*S.F. 2143*

**AN ACT** relating to the eligibility of certain school organizations to conduct games and raffles and the disposition of receipts from games and raffles.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 99B.1, Code 1999, is amended by adding the following new subsection:

**NEW SUBSECTION.** 24. "Unrelated entity" means a person that has a separate and distinct state charter and tax identification number from any other person, and, if the person is an individual, an individual that is not related by law or by consanguinity.

Sec. 2. Section 99B.7, subsection 1, paragraph m, subparagraph (1), Code 1999, is amended to read as follows:

(1) The organization is eligible for exemption from federal income taxes under section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(6), 501(c)(7), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal Revenue Code as defined in section 422.3, or in lieu of eligibility for exemption from federal income taxes, the organization is a parent-teacher organization or booster club that is recognized as a fund-raiser and supporter for a school district organized pursuant to chapter 274 or for a school within the school district, in a notarized letter signed by the president of the board of directors, the superintendent of the school district, or a principal of a school within that school district.