

CHAPTER 1142

CRIMES AGAINST AGRICULTURAL PRODUCTION

H.F. 2486

AN ACT providing for animal agriculture, including by providing for offenses involving animals and crops and related property, and providing penalties.

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

Section 1. Section 717A.2, subsection 3, paragraph a, Code Supplement 2003, is amended to read as follows:

a. A person who violates subsection 1, paragraph “a”, is guilty of a class “C” felony if the injury to or death of an animal or damage to property exceeds ~~fifty ten~~ thousand dollars, a class “D” felony if the injury to or death of an animal or damage to property exceeds ~~five hundred one thousand~~ dollars but does not exceed ~~fifty ten~~ thousand dollars, an aggravated misdemeanor if the injury to or death of an animal or damage to property exceeds one hundred dollars but does not exceed ~~five hundred one thousand~~ dollars, a serious misdemeanor if the injury to or death of an animal or damage to property exceeds fifty dollars but does not exceed one hundred dollars, or a simple misdemeanor if the injury to or death of an animal or damage to property does not exceed fifty dollars.

Sec. 2. NEW SECTION. 717A.4 PATHOGENS THREATENING ANIMALS AND CROPS — PENALTY.

1. Except as provided in subsection 2, a person shall not willfully possess, transport, or transfer a pathogen with an intent to threaten the health of an animal or crop.

a. For animals, a pathogen restricted under this section shall be limited to a biological agent or toxin listed in 9 C.F.R. § 121.2(b), as that list exists on January 1, 2004.

b. For crops, a pathogen restricted under this section shall be limited to a biological agent or toxin listed in 7 C.F.R. § 331.3, as that list exists on January 1, 2004.

2. This section does not apply to a person who possesses, transports, or distributes a pathogen in compliance with federal law, including but not limited to as provided in 9 C.F.R. pt. 121 or 7 C.F.R. pt. 331.

3. A person who violates this section is guilty of a class “B” felony.

Approved May 6, 2004

CHAPTER 1143

SOIL AND WATER CONSERVATION DISTRICTS — SURVEY OF PRIVATE CONTRACTORS

H.F. 2518

AN ACT relating to the duties of the soil and water conservation division of the department of agriculture and land stewardship.

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

Section 1. Section 161A.4, Code 2003, is amended by adding the following new subsection: NEW SUBSECTION. 5. The division, in consultation with the commissioners of the soil and

water conservation districts, shall conduct a biennial review to survey the availability of private soil and water conservation control contractors in each district. A report containing the results of the review shall be prepared and posted on the department's internet site.

Approved May 6, 2004

CHAPTER 1144

REAL ESTATE RECORDS AND TRANSACTIONS

H.F. 2544

AN ACT requiring identification numbers for all parcels of real estate, additional real estate transaction recordings, and making a fee applicable.

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

Section 1. Section 331.507, subsection 2, paragraph a, Code 2003, is amended to read as follows:

a. For a transfer of property made in the transfer records, five dollars for each separate parcel of real estate described in a deed transaction described in section 558.57, or transfer of title certified by the clerk of the district court. However, the fee shall not exceed fifty dollars for a transfer of property which is described in one instrument of transfer.

Sec. 2. Section 441.29, Code 2003, is amended to read as follows:

441.29 PLAT BOOK — INDEX SYSTEM.

The county auditor shall furnish to each assessor a plat book on which shall be platted the lands and lots in the assessor's assessment district, showing on each subdivision or part thereof, written in ink or pencil, the name of the owner, the number of acres, or the boundary lines and distances in each, and showing as to each tract the number of acres to be deducted for railway right of way and for roads and for rights of way for public levees and open public drainage improvements.

The auditor, ~~or the auditor's designee~~, of any county ~~with the approval of the board of supervisors may shall~~ establish a permanent real estate index number system with related tax maps for all real estate tax administration purposes, including the assessment, levy and collection of such taxes. Wherever in real property tax administration the legal description of tax parcels is required, such permanent number system ~~may shall~~ be adopted in addition thereto ~~or in lieu thereof~~. If established, ~~the permanent real estate index number system shall describe real estate by township, section, quarter section, block series and parcel; and the auditor shall prepare and maintain permanent real estate index number tax maps, which shall carry such numbers and reflect the legal description of each parcel of real estate and delineate it graphically; and the auditor shall prepare and maintain cross indexes of the numbers assigned under said system, with legal description of the real estate to which such numbers relate. The permanent real estate index numbers shall begin with the two-digit county number and be a unique identifying number for each parcel within the county. These numbers shall follow the property, not the owner, and can be an alphanumeric system. In the event of a division of an existing parcel, the original permanent parcel index number shall be retired and new numbers assigned. The auditor shall prepare and maintain permanent real estate index number tax maps, which shall carry such numbers. The auditor shall prepare and maintain cross indexes of the numbers~~