

161A.74 Mandatory establishment of soil and water conservation practices — allocations.

1. The commissioners shall allocate cost-share moneys to establish mandatory soil and water conservation practices, as provided in [sections 161A.43 through 161A.53](#), according to the following requirements:

a. The financial incentives shall not exceed more than fifty percent of the estimated cost of establishing the practices as determined by the commissioners, or fifty percent of the actual cost of establishing the practices, whichever is less. However, the commissioners may allocate an amount determined by the committee for management of soil and water conservation practices, except as otherwise provided regarding land classified as agricultural land under conservation cover.

b. The commissioners shall establish the estimated cost of the permanent soil and water conservation practices in the district based upon one and two-tenths of the average cost of the practices installed in the district during the previous year. The average costs shall be reviewed and approved by the commissioners each year.

2. The committee shall review requirements of [this section](#) once each year. The committee may authorize commissioners in districts to condition the establishment of a mandatory soil and water conservation practice in a specific case on a higher proportion of public cost-sharing than is required by [this section](#). The commissioners shall determine the amount of cost-sharing moneys allocated to establish a specific soil and water conservation practice in accordance with an administrative order issued pursuant to [section 161A.47](#) by considering the extent to which the practice will contribute benefits to the individual owner or occupant of the land on which the practice is to be established.

[92 Acts, ch 1184, §9](#); [92 Acts, ch 1239, §53, 54](#)