

8.57D Levee improvement fund — creation — appropriations.

1. A levee improvement fund is created within the department of homeland security and emergency management created pursuant to [section 29C.5](#) which shall be under the control of that department.

2. The levee improvement fund shall consist of moneys deposited in the fund pursuant to [section 8.57, subsection 5](#), paragraph “f”, subparagraph (1), subparagraph division (e); appropriations made to the fund; and transfers of interest, earnings, and moneys from other funds as provided by law.

3. The levee improvement fund shall be separate from the general fund of the state and the balance in the fund shall not be considered part of the balance of the general fund of the state. However, the fund shall be considered a special account for the purposes of [section 8.53](#), relating to generally accepted accounting principles.

4. *a.* Moneys in the levee improvement fund are appropriated to the department of homeland security and emergency management for the exclusive purpose of supporting all of the following:

(1) The office of levee safety, including to conduct a statewide analysis of the condition of the state’s levees as provided in [section 418A.4](#).

(2) The flood mitigation board, including to award cost-share moneys to levee districts pursuant to the levee improvement program as provided in [section 418A.5](#).

b. Not more than five percent of moneys in the levee improvement fund shall be available to defray expenses incurred in administering [chapter 418A](#) by the department, including the office of levee safety and flood mitigation board.

5. *a.* Notwithstanding [section 8.33](#), moneys in the levee improvement fund that remain unencumbered or unobligated at the close of a fiscal year shall not revert but shall remain available for the expenditure for the purposes designated.

b. Notwithstanding [section 12C.7, subsection 2](#), interest or earnings on moneys in the fund shall be credited to the fund.

6. [This section](#) is repealed July 1, 2028.

[2023 Acts, ch 163, §2, 10](#)

Referred to in [§8.57](#)

NEW section