

SOIL CONSERVATION DIVISION[27]

[Renamed Soil Conservation Division[27] under the Agriculture and Land Stewardship Department[21] “umbrella”]

DIVISION I SOIL CONSERVATION DIVISION

CHAPTER 1 REGIONS OF REPRESENTATION FOR STATE SOIL CONSERVATION COMMITTEE FARMER MEMBERS

- 1.1(161A) Scope
- 1.2(161A) Regions of representation

CHAPTER 2 OPERATION OF STATE SOIL CONSERVATION COMMITTEE

- 2.1(161A) Scope
- 2.2(161A) Time of meetings
- 2.3(161A) Place of meetings
- 2.4(161A) Notification of meetings
- 2.5(161A) Attendance and participation by the public
- 2.6(161A) Quorum and voting requirements
- 2.7(161A) Conduct of meeting
- 2.8(161A) Minutes, transcripts, and recordings of meetings
- 2.9(161A) Officers and duties
- 2.10(161A) Election and succession of officers

CHAPTER 3 CONTESTED CASE PROCEEDINGS AND PRACTICE (Uniform Rules)

- 3.1(17A,161A) Scope and applicability
- 3.2(17A,161A) Definitions
- 3.3(17A,161A) Time requirements
- 3.4(17A,161A) Requests for contested case proceeding
- 3.5(17A,161A) Notice of hearing
- 3.6(17A,161A) Presiding officer
- 3.12(17A,161A) Service and filing of pleadings and other papers
- 3.15(17A,161A) Motions
- 3.16(17A,161A) Prehearing conference
- 3.17(17A,161A) Continuances
- 3.22(17A,161A) Default
- 3.23(17A,161A) Ex parte communication
- 3.24(17A,161A) Recording costs
- 3.25(17A,161A) Interlocutory appeals
- 3.26(17A,161A) Final decision
- 3.27(17A,161A) Appeals and review
- 3.28(17A,161A) Applications for rehearing
- 3.29(17A,161A) Stays of agency action

CHAPTER 4 DECLARATORY ORDERS (Uniform Rules)

- 4.1(17A,161A) Petition for declaratory order
- 4.2(17A,161A) Notice of petition
- 4.3(17A,161A) Intervention
- 4.4(17A,161A) Briefs
- 4.5(17A,161A) Inquiries

- 4.6(17A,161A) Service and filing of petitions and other papers
- 4.7(17A,161A) Consideration
- 4.8(17A,161A) Action on petition
- 4.9(17A,161A) Refusal to issue order
- 4.12(17A,161A) Effect of a declaratory order

CHAPTER 5
AGENCY PROCEDURE FOR RULE MAKING
(Uniform Rules)

- 5.1(17A,161A) Applicability
- 5.3(17A,161A) Public rule-making docket
- 5.4(17A,161A) Notice of proposed rule making
- 5.5(17A,161A) Public participation
- 5.6(17A,161A) Regulatory analysis
- 5.10(17A,161A) Exemptions from public rule-making procedures
- 5.11(17A,161A) Concise statement of reasons
- 5.13(17A,161A) Agency rule-making record

CHAPTER 6
CONTRACTS FOR PUBLIC IMPROVEMENTS
AND PROFESSIONAL SERVICES

- 6.1(17A,161A,159,207,208) Contract policy

PUBLIC IMPROVEMENTS

- 6.2(17A,161A,159,207,208) Contracts for public improvements

PROFESSIONAL SERVICES

- 6.3(17A,161A,159,207,208) Contracts for professional services
- 6.4(17A,159,161A,207,208) Approval and award of contracts

CHAPTER 7
INTEREST ON RETAINED FUNDS

- 7.1(573) Interest on retained funds

CHAPTER 8
WAIVER OR VARIANCE OF RULES

- 8.1(17A,161A) Definition
- 8.2(17A,161A) Scope of chapter
- 8.3(17A,161A) Applicability
- 8.4(17A,161A) Criteria for waiver or variance
- 8.5(17A,161A) Filing of petition
- 8.6(17A,161A) Content of petition
- 8.7(17A,161A) Additional information
- 8.8(17A,161A) Notice
- 8.9(17A,161A) Hearing procedures
- 8.10(17A,161A) Ruling
- 8.11(17A,161A) Public availability
- 8.12(17A,161A) Summary reports
- 8.13(17A,161A) Cancellation of a waiver
- 8.14(17A,161A) Violations
- 8.15(17A,161A) Defense
- 8.16(17A,161A) Judicial review

CHAPTER 9
Reserved

CHAPTER 10

IOWA FINANCIAL INCENTIVE PROGRAM FOR SOIL EROSION CONTROL

10.1 to 10.9 Reserved

PART 1

10.10(161A) Authority and scope

10.11(161A) Rules or subrules are severable

10.12 to 10.19 Reserved

PART 2

10.20(161A) Definitions

10.21 to 10.29 Reserved

PART 3

10.30(161A) Compliance, refunds, reviews and appeals

10.31(161A) Compliance with maintenance/performance agreements

10.32(161A) Noncompliance

10.33(161A) Appeals and reviews

10.34 to 10.39 Reserved

PART 4

10.40 Reserved

10.41(161A) Appropriations

10.42 to 10.49 Reserved

PART 5

10.50(161A) Allocations to soil and water conservation districts

10.51(161A) Voluntary program

10.52(161A) Publicly owned lakes

10.53 Reserved

10.54(161A) Mandatory program

10.55 Reserved

10.56(161A) Special watershed projects

10.57(161A) Reserve fund

10.58 and 10.59 Reserved

PART 6

10.60(161A) Funding rates

10.61 to 10.69 Reserved

PART 7

10.70(161A) Applications and agreements

10.71(161A) Applications submitted to soil and water conservation district

10.72(161A) Application signup

10.73(161A) Eligibility for financial incentives

10.74(161A) Financial incentive application and processing procedures

10.75 to 10.79 Reserved

PART 8

10.80(161A) General conditions, eligible practices and specifications

10.81(161A) General conditions

10.82(161A) State designation of eligible practices

10.83(161A) Designation of eligible practices

10.84(161A) Practice standards and specifications

10.85 to 10.89 Reserved

PART 9

10.90	Reserved
10.91(161A)	Annual report
10.92 to 10.94	Reserved
10.95(161A)	Forms

CHAPTER 11

CONSERVATION PRACTICES REVOLVING LOAN FUND

11.1 to 11.9	Reserved
11.10(161A)	Authority and scope
11.11(161A)	Rules or subrules are severable
11.12 to 11.19	Reserved
11.20(161A)	Definition of terms
11.21(161A)	Financial partner
11.22(161A)	Allocation of revolving loan funds to soil and water conservation districts
11.23(161A)	Eligibility for revolving fund loan
11.24(161A)	Loan application processing procedures
11.25(161A)	Project design and construction
11.26(161A)	Issuance of loan
11.27(161A)	Amount of loan and number
11.28(161A)	Repayment of loans

CHAPTER 12

WATER PROTECTION PRACTICES—WATER PROTECTION FUND

12.1 to 12.9	Reserved
--------------	----------

PART 1

12.10(161C)	Authority and scope
12.11(161C)	Rules are severable
12.12 to 12.19	Reserved

PART 2

12.20(161C)	Definition of terms
12.21 to 12.29	Reserved

PART 3

12.30(161C)	Compliance, refund, reviews and appeals
12.31 to 12.39	Reserved

PART 4

12.40(161C)	Appropriations
12.41 to 12.49	Reserved

PART 5

12.50(161C)	Water protection practices account
12.51(161C)	Allocation to soil and water conservation districts
12.52 to 12.59	Reserved

PART 6

12.60(161C)	Applications and agreements
12.61(161C)	Applications submitted to soil and water conservation district
12.62(161C)	Application sign-up
12.63(161C)	Eligibility for financial incentives
12.64 to 12.69	Reserved

PART 7

12.70(161C)	Water protection practices
12.71(161C)	General conditions
12.72(161C)	Eligible practices
12.73(161C)	Eligible practices for priority water resource protection
12.74(161C)	Agricultural drainage well closure
12.75(161C)	Priority watersheds and water quality problems
12.76(161C)	Practice standards and specifications
12.77(161C)	Cost-share rates
12.78 and 12.79	Reserved

PART 8

12.80(161C)	Water protection practices—woodlands, native grasses and forbs
12.81(161C)	General conditions
12.82(161C)	Eligible practices
12.83(161C)	Practice standards and specifications
12.84(161C)	Cost-share rates
12.85(161C)	Special practice and cost-share procedures eligibility
12.86 to 12.89	Reserved

PART 9

12.90(161C,312)	Reporting and accounting
-----------------	--------------------------

CHAPTERS 13 to 19

Reserved

CHAPTER 20

IOWA SOIL 2000 PROGRAM

PART 1

20.1 to 20.9	Reserved
20.10(161A)	Authority and scope
20.11(161A)	Rules or subrules are severable
20.12 to 20.19	Reserved

PART 2

20.20(161A)	Availability, development, distribution, updating and notice of conservation folders
20.21 to 20.29	Reserved

PART 3

20.30(161A)	Conservation folder content
20.31 to 20.39	Reserved

PART 4

20.40(161A)	Farm unit soil conservation plan
20.41 to 20.49	Reserved

PART 5

20.50(161A)	Conservation agreement
20.51 to 20.59	Reserved

PART 6

20.60(161A)	Records
20.61(161A)	Record of distribution—district file
20.62(161A)	Conservation folder file copy
20.63(161A)	Program performance records
20.64 to 20.69	Reserved

PART 7

20.70(161A) Definition of terms

CHAPTER 21

WATER QUALITY PROTECTION PROJECTS—WATER PROTECTION FUND

PART 1
AUTHORITY AND SCOPE

21.1 to 21.9 Reserved
 21.10(72GA,ch1189) Authority and scope
 21.11(72GA,ch1189) Rules or subrules are severable
 21.12 to 21.19 Reserved

PART 2
APPLICATIONS

21.20(72GA,ch1189) Announcement, eligibility, development and submission of applications
 21.21 to 21.29 Reserved

PART 3
APPLICATION CONTENT

21.30(72GA,ch1189) Water quality protection project application content
 21.31(72GA,ch1189) Project water quality improvement objectives
 21.32(72GA,ch1189) Project costs
 21.33(72GA,ch1189) Landowner interest
 21.34(72GA,ch1189) Project maintenance
 21.35(72GA,ch1189) Time frame
 21.36(72GA,ch1189) Project evaluation
 21.37 to 21.39 Reserved

PART 4
PROPOSAL REVIEW

21.40(72GA,ch1189) Proposal review
 21.41 to 21.49 Reserved

PART 5
BUDGET AND STAFF

21.50(72GA,ch1189) Budget and staff
 21.51 to 21.59 Reserved

PART 6
REPORTING

21.60(72GA,ch1189) Project reporting
 21.61(72GA,ch1189) Supplemental reports
 21.62(72GA,ch1189) Content of project reports
 21.63 to 21.69 Reserved

PART 7
ANNUAL PROJECT REVIEW

21.70(72GA,ch1189) Annual project review, continuation, amendment and termination
 21.71 to 21.79 Reserved

PART 8
PROJECT COMPLETION

21.80(72GA,ch1189) Project completion

CHAPTER 22

SOIL AND WATER RESOURCE CONSERVATION PLANS

22.1 to 22.9 Reserved
 22.10(161A) Authority and scope
 22.11(161A) Rules or subrules are severable

22.12 to 22.19	Reserved
22.20(161A)	Definition
22.21(161A)	Soil and water resource conservation plan development
22.22 to 22.29	Reserved
22.30(161A)	Soil and water resource conservation plan content
22.31 to 22.39	Reserved
22.40(161A)	Soil and water resource conservation plan adoption, approval, filing, and distribution
22.41 to 22.49	Reserved
22.50(161A)	State soil and water resource conservation plan

CHAPTERS 23 to 29

Reserved

CHAPTER 30

AGRICULTURAL DRAINAGE WELLS—ALTERNATIVE DRAINAGE SYSTEM
ASSISTANCE PROGRAM

30.1 to 30.9	Reserved
30.10(159,161A,455H)	Authority and scope
30.11(159,161A,455H)	Rules are severable
30.12 to 30.19	Reserved
30.20(159,161A,455H)	Definitions
30.21 to 30.29	Reserved
30.30(159,161A,455H)	Appropriations
30.31(159,161A,455H)	Other funds
30.32 to 30.39	Reserved
30.40(159,161A,455H)	Allocation of funds
30.41 to 30.49	Reserved
30.50(159,161A,455H)	Eligibility
30.51 to 30.59	Reserved
30.60(159,161A,455H)	Payment of financial assistance
30.61 to 30.69	Reserved
30.70(159,161A,455H)	Compliance procedures and reviews

CHAPTERS 31 to 39

Reserved

CHAPTER 40

COAL MINING

PART 1A
COAL MINING—GENERAL

40.1(17A,207)	Authority and scope
40.2(207)	Rules or subrules are severable
40.3(207)	General
40.4(207)	Permanent regulatory program and exemption for coal extraction incidental to the extraction of other minerals
40.5(207)	Restrictions on financial interests of state employees
40.6(207)	Exemptions for coal extraction incident to government-financed highway or other constructions
40.7(207)	Protection of employees
40.8 to 40.10	Reserved

PART 1B
COAL MINING—INITIAL PROGRAM

- 40.11(207) Initial regulatory program
- 40.12(207) General performance standards—initial program
- 40.13(207) Special performance standards—initial program
- 40.14 to 40.19 Reserved

PART 2
COAL MINING—AREAS UNSUITABLE

- 40.20 Reserved
- 40.21(207) Areas designated by an Act of Congress
- 40.22(207) Criteria for designating areas as unsuitable for surface coal mining operations
- 40.23(207) State procedures for designating areas unsuitable for surface coal mining operations
- 40.24 to 40.29 Reserved

PART 3
COAL MINING—PERMITS FOR OPERATIONS AND EXPLORATION

- 40.30(207) Requirements for coal exploration
- 40.31(207) Requirements for permits and permit processing
- 40.32(207) Revision or amendment; renewal; and transfer, assignment, or sale of permit rights
- 40.33(207) General content requirements for permit applications
- 40.34(207) Permit application—minimum requirements for legal, financial, compliance, and related information
- 40.35(207) Surface mining permit applications—minimum requirements for information on environmental resources
- 40.36(207) Surface mining permit applications—minimum requirements for reclamation and operation plan
- 40.37(207) Underground mining permit applications—minimum requirements for information on environmental resources
- 40.38(207) Underground mining permit applications—minimum requirements for reclamation and operation plan
- 40.39(207) Requirements for permits for special categories of mining

PART 4
COAL MINING—SMALL OPERATOR ASSISTANCE

- 40.40 Reserved
- 40.41(207) Permanent regulatory program—small operator assistance program
- 40.42 to 40.49 Reserved

PART 5
COAL MINING—BONDING AND INSURANCE

- 40.50 Reserved
- 40.51(207) Bond and insurance requirements for surface coal mining and reclamation operations under regulatory programs
- 40.52 to 40.59 Reserved

PART 6
COAL MINING—PERMANENT PROGRAM PERFORMANCE STANDARDS

- 40.60 Reserved
- 40.61(207) Permanent program performance standards—general provisions
- 40.62(207) Permanent program performance standards—coal exploration
- 40.63(207) Permanent program performance standards—surface mining activities
- 40.64(207) Permanent program performance standards—underground mining activities
- 40.65(207) Special permanent program performance standards—auger mining
- 40.66(207) Special permanent program performance standards—operations on prime farmland
- 40.67(207) Permanent program performance standards—coal preparation plants not located within the permit area of a mine

40.68 and 40.69 Reserved

PART 7

COAL MINING—INSPECTION AND ENFORCEMENT

40.70 Reserved
 40.71(207) State regulatory authority—inspection and enforcement
 40.72(207) Inspections and monitoring
 40.73(207) Enforcement
 40.74(207) Civil penalties
 40.75(207) Individual civil penalties
 40.76 to 40.79 Reserved

PART 8

COAL MINING—BLASTER CERTIFICATION

40.80 Reserved
 40.81(207) Permanent regulatory program requirements—standards for certification of blasters
 40.82(207) Certification of blasters
 40.83 to 40.89 Reserved

PART 9

COAL MINING—CONTESTED CASES AND PUBLIC HEARINGS

40.90 Reserved
 40.91(17A,207) Procedural rules—contested cases and public hearings
 40.92(17A,207) Contested cases
 40.93(17A,207) Commencement of proceeding
 40.94(17A,207) Appeals of division notices and orders
 40.95(17A,207) Prehearing motions
 40.96(17A,207) Issuance of notices of hearing
 40.97(17A,207) Hearing procedures
 40.98(17A,207) Posthearing procedures
 40.99(17A,207) Decision of the administrative law judge, procedure in appeals before the committee, extensions of time, public hearings, and judicial review of the committee decision

CHAPTERS 41 to 49

Reserved

CHAPTER 50

IOWA ABANDONED MINED LAND RECLAMATION PROGRAM

50.1 to 50.9 Reserved
 50.10(207) Authority and scope
 50.11(207) Rules or subrules are severable
 50.12 to 50.19 Reserved
 50.20(207) Definition of terms
 50.21 to 50.29 Reserved
 50.30(207) State abandoned mined land fund
 50.31 to 50.39 Reserved
 50.40(207) Eligible lands and water
 50.41 to 50.49 Reserved
 50.50(207) Reclamation objectives and priorities
 50.51 to 50.59 Reserved
 50.60(207) Reclamation project evaluation
 50.61 to 50.69 Reserved
 50.70(207) Consent to entry
 50.71 to 50.79 Reserved

50.80(207)	Entry for studies or exploration
50.81 to 50.89	Reserved
50.90(207)	Entry and consent to reclaim
50.91 to 50.99	Reserved
50.100(207)	Land eligible for acquisition
50.101 to 50.109	Reserved
50.110(207)	Procedures for acquisition
50.111 to 50.119	Reserved
50.120(207)	Acceptance of gifts of land
50.121 to 50.129	Reserved
50.130(207)	Management of acquired lands
50.131 to 50.139	Reserved
50.140(207)	Disposition of reclaimed lands
50.141 to 50.149	Reserved
50.150(207)	Operations on private land
50.151 to 50.159	Reserved
50.160(207)	Appraisals
50.161 to 50.169	Reserved
50.170(207)	Liens
50.171 to 50.179	Reserved
50.180(207)	Satisfaction of liens
50.181 to 50.189	Reserved
50.190(207)	Abandoned mined land (AML) program forms

CHAPTERS 51 to 59

Reserved

CHAPTER 60

MINERALS PROGRAM

60.1 to 60.9	Reserved
60.10(208)	Authority and scope
60.11(208)	Rules or subrules are severable
60.12(208)	Definitions
60.13 to 60.19	Reserved
60.20(208)	License
60.21 to 60.29	Reserved
60.30(208)	Registration
60.31(208)	Registration renewal and fee
60.32 to 60.39	Reserved
60.40(208)	Bonding
60.41(208)	Bond release
60.42 to 60.49	Reserved
60.50(208)	Transfers
60.51 to 60.59	Reserved
60.60(208)	Registration cancellation
60.61 to 60.64	Reserved
60.65(208)	Enforcement actions
60.66 to 60.69	Reserved
60.70(208)	Annual mining report
60.71 to 60.74	Reserved
60.75(208)	General mining activities
60.76 to 60.79	Reserved

60.80(208)	Reclamation
60.81 to 60.84	Reserved
60.85(208)	Criteria for variance application and approval
60.86 to 60.89	Reserved
60.90(208)	Administrative orders and assessment of penalties
60.91 to 60.94	Reserved
60.95(208)	Forms
60.96 to 60.99	Reserved
60.100(208)	Political subdivisions engaged in mining

CHAPTERS 61 to 100

Reserved

DIVISION II

WATERSHED IMPROVEMENT REVIEW BOARD

CHAPTER 101

ORGANIZATION AND PURPOSE

101.1(466A)	Watershed improvement review board composition
101.2(466A)	Officers
101.3(466A)	Staff
101.4(466A)	Meetings
101.5(466A)	Quorum
101.6(466A)	Conflict of interest
101.7(466A)	Board responsibilities
101.8(466A)	Technical assistance

CHAPTER 102

RULES OF PRACTICE

102.1(466A)	Definitions
102.2(466A)	Public information
102.3(466A)	Informal settlement of controversies
102.4(466A)	Declaratory orders
102.5(466A)	Petition for adoption of rules

CHAPTER 103

APPOINTMENT AND TERMS OF MEMBERS

103.1(466A)	Appointments
103.2(466A)	Terms

CHAPTER 104

LOCAL WATERSHED IMPROVEMENT COMMITTEES

104.1(466A)	Purpose
104.2(466A)	Structure
104.3(466A)	Governmental entities
104.4(466A)	Responsibilities
104.5(466A)	Audit

CHAPTER 105

WATERSHED IMPROVEMENT GRANT PROGRAM

105.1(466A)	Program purpose
105.2(466A)	Grant awards
105.3(466A)	Disbursement of funds
105.4(466A)	Reports

CHAPTER 106
WATERSHED IMPROVEMENT FUND

- 106.1(466A) Purpose
- 106.2(466A) Administration

CHAPTER 107
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES
(Uniform Rules)

- 107.1(17A,22) Definitions
- 107.3(17A,22) Requests for access to records
- 107.6(17A,22) Procedure by which additions, dissents, or objections may be entered into certain records
- 107.9(17A,22) Public records; confidential records
- 107.10(17A,22) Personally identifiable information
- 107.11(17A,22) Data processing