

House File 2642

H-8357

1 Amend House File 2642 as follows:

2 1. Page 22, line 13, by striking <NUTRIENTS> and inserting
3 <MANAGEMENT>

4 2. Page 22, after line 13 by inserting:

5 <Sec. _____. Section 455B.109, subsection 5, paragraph b,
6 Code 2024, is amended to read as follows:

7 b. Civil penalties assessed and collected by or on behalf of
8 the department and interest on the civil penalties as provided
9 in [sections 459.602, 459.603, 459.604, 459A.502, and 459B.402](#)
10 shall be credited to the Iowa ~~nutrient~~ water quality research
11 fund created in [section ~~466B.46~~ 467.323](#).

12 Sec. _____. Section 455E.11, subsection 2, paragraph b,
13 subparagraph (2), subparagraph division (a), Code 2024, is
14 amended to read as follows:

15 (a) Thirty-five percent is appropriated annually to the
16 Iowa ~~nutrient~~ water quality research fund created in section
17 [~~466B.46~~ 467.323](#). Of the moneys appropriated pursuant to
18 this subparagraph division, five hundred thousand dollars or
19 one-third of the moneys appropriated, whichever is higher,
20 shall be deposited in the water quality initiative fund created
21 in [section ~~466B.45~~ 467.312](#) for purposes of supporting the
22 water quality initiative administered by the division of soil
23 conservation and water quality as provided in section [~~466B.42~~](#)
24 [467.311](#).

25 Sec. _____. Section 459.602, Code 2024, is amended to read as
26 follows:

27 **459.602 Air quality violations — civil penalty.**

28 A person who violates [subchapter II](#) shall be subject to
29 a civil penalty which shall be established, assessed, and
30 collected in the same manner as provided in [section 455B.109](#).
31 Any collected civil penalty and interest on a civil penalty
32 shall be credited to the Iowa ~~nutrient~~ water quality research
33 fund created in [section ~~466B.46~~ 467.323](#).

34 Sec. _____. Section 459.603, Code 2024, is amended to read as
35 follows:

1 **459.603 Water quality violations — civil penalty.**

2 A person who violates [subchapter III](#) shall be subject to
3 a civil penalty which shall be established, assessed, and
4 collected in the same manner as provided in [section 455B.109](#) or
5 [455B.191](#). Any collected civil penalty and interest on a civil
6 penalty shall be credited to the Iowa ~~nutrient~~ water quality
7 research fund created in [section ~~466B.46~~ 467.323](#).

8 Sec. _____. Section 459.604, subsection 2, Code 2024, is
9 amended to read as follows:

10 2. Moneys assessed and collected in civil penalties, and
11 interest earned on civil penalties, arising out of a violation
12 involving an animal feeding operation shall be credited to the
13 Iowa ~~nutrient~~ water quality research fund created in section
14 [~~466B.46~~ 467.323](#).

15 Sec. _____. Section 459A.502, Code 2024, is amended to read
16 as follows:

17 **459A.502 Violations — civil penalty.**

18 A person who violates [this chapter](#) shall be subject to
19 a civil penalty which shall be established, assessed, and
20 collected in the same manner as provided in [section 455B.191](#).
21 Any collected civil penalty and interest on a civil penalty
22 shall be credited to the Iowa ~~nutrient~~ water quality research
23 fund created in [section ~~466B.46~~ 467.323](#). A person shall not
24 be subject to a penalty under [this section](#) and a penalty under
25 section 459.603 for the same violation.

26 Sec. _____. Section 459B.402, Code 2024, is amended to read
27 as follows:

28 **459B.402 Violations — civil penalty.**

29 A person who violates [section 459B.301](#) shall be subject to
30 the same penalty as provided in [section 459.602](#), and a person
31 who violates any other provision of [this chapter](#) shall be
32 subject to the same penalty as provided in [section 459.603](#).
33 Any collected civil penalty and interest on a civil penalty
34 shall be credited to the Iowa ~~nutrient~~ water quality research
35 fund created in [section ~~466B.46~~ 467.323](#).>

1 3. Page 22, line 19, by striking <nutrient> and inserting
2 <nutrient water quality>
3 4. Page 22, line 21, by striking <nutrient> and inserting
4 <nutrient water quality>
5 5. Page 22, by striking line 29 and inserting:
6 <~~5. "Nutrient" includes nitrogen and phosphorus.~~>
7 6. Page 23, line 13, by striking <subsection 3, Code 2024,
8 is> and inserting <subsections 1 and 3, Code 2024, are>
9 7. Page 23, after line 14 by inserting:
10 <1. An Iowa nutrient water quality research fund is created
11 in the state treasury under the management and control of the
12 center.>
13 8. Page 23, after line 17 by inserting:
14 <Sec. ____ . Section 466B.47, subsections 1 and 2, Code 2024,
15 are amended to read as follows:
16 1. The state board of regents shall establish and maintain
17 in Ames as part of Iowa state university of science and
18 technology an Iowa nutrient water quality research center.
19 2. The purpose of the center shall be to pursue a
20 science-based approach to nutrient management research that
21 may include but is not limited to evaluating the performance
22 of current and emerging nutrient water quality improvement
23 and management practices, and using an adaptive management
24 framework for providing recommendations for the implementation
25 of nutrient water quality and management practices and the
26 development of new nutrient water quality and management
27 practices.
28 Sec. ____ . Section 466B.48, subsection 1, Code 2024, is
29 amended to read as follows:
30 1. The state board of regents shall establish and maintain
31 in Ames as part of Iowa state university of science and
32 technology an Iowa nutrient water quality research center
33 advisory council.
34 Sec. ____ . Section 466B.48, subsection 2, paragraphs d and e,
35 Code 2024, are amended to read as follows:

1 *d.* A person knowledgeable in an area related to ~~nutrient~~
2 water quality and management research who shall be appointed by
3 the president of the university of northern Iowa.

4 *e.* A person knowledgeable in an area related to ~~nutrient~~
5 water quality and management research who shall be appointed by
6 the state association of private colleges and universities.

7 9. Page 23, line 22, by striking <nutrient> and inserting
8 <~~nutrient~~ water quality>

9 10. Page 23, after line 23 by inserting:

10 <Sec. _____. Section 466B.49, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. The information is received, collected, or held by a
13 nonprofit organization that conducts ~~nutrient~~ water quality and
14 management research, including but not limited to conducting
15 evaluations, assessments, or validations.>

16 11. By striking page 24, line 4, through page 25, line 32.

17 12. By renumbering as necessary.

ISENHART of Dubuque