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## FISCAL TOPICS

Fiscal Services Division

October 1, 2021



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## Livestock Remediation Fund

### Background

During the 2011 Legislative Session, the General Assembly enacted [SF 478](#) (Livestock Emergency Feeding Act). The Act renamed the Manure Storage Indemnity Fund the Livestock Remediation Fund, placed the Fund under the control of the Department of Natural Resources (DNR), and redefined the use of funds for the following exclusive purposes:

- Cleanup of abandoned manure storage facilities as provided in Iowa Code chapter [459](#), including administrative costs incurred by the DNR of up to 1.0% of the Fund balance or \$10,000, whichever is less.
- Expenses incurred by the Department of Agriculture and Land Stewardship (DALS) associated with providing for the sustenance or disposition of livestock with immediate need of sustenance as determined by DALS and as ordered by a district court pursuant to Iowa Code chapter [717](#).
- Allocate moneys to the DALS for the payment of expenses associated with the following:
  - Providing seizure of animals.
  - Court costs, reasonable attorney fees, and expenses related to the investigation and prosecution that arise from the seizure of animals.

### Fees Collected

The following fees are deposited in the Fund:

- Confinement feeding operation construction permit fees as follows:
  - Animal unit capacity of less than 1,000: \$0.10 per animal unit for animals other than poultry, \$0.04 per poultry animal unit.
  - Animal unit capacity greater than 1,000 but less than 3,000: \$0.15 per animal unit for animals other than poultry, \$0.06 per poultry animal unit.
  - Animal unit capacity greater than 3,000: \$0.20 per animal unit for animals other than poultry, \$0.08 per poultry animal unit.
- Original manure management plan fees for confinement operations in the amount of \$0.10 per animal unit capacity. Manure management fees are not required from those submitting confinement operation construction permit fees or from those submitting a replacement original manure management plan.

### Other Revenue

The Executive Council may allocate money from the General Fund to support eligible expenses, if the Fund balance is less than \$1.0 million. Should the Fund balance exceed \$2.5 million, the DNR is required to credit money to the General Fund equal to the amount allocated to the Fund by the Executive Council.

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### More Information

Animal Feeding Operations: <http://www.iowadnr.gov/Environmental-Protection/Animal-Feeding-Operations>

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