

March 18, 1970
Sifting Committee

HOUSE FILE 1341

Appropriation 4/15, Pass 4/15 By COMMITTEE ON CONSERVATION
AND RECREATION

Passed House, Date *4-14-70* Passed Senate, Date *4-15-70*

Vote: Ayes *105* Nays *1* Vote: Ayes *38* Nays *20*

Approved.....

Passed House as amended by Senate
4-16-70
aye 106, nays 1

A BILL FOR

- 1 An Act to create a scenic rivers system in this state.
- 2 *Be It Enacted by the General Assembly of the State of Iowa:*
- 3 Section 1. As used in this Act:
 - 4 1. "Commission" means the state conservation commission.
 - 5 2. "River" means a flowing body of water or a section,
6 portion or tributary thereof, including streams, creeks,
7 branches or small lakes.
 - 8 3. "Natural river" shall mean a river which has been
9 designated by the commission for inclusion in the scenic
10 rivers system.
- 11 Sec. 2. The commission may designate as a natural river
12 area a part or parts of any river in this state which possesses
13 outstanding water conservation, scenic, fish, wildlife, historic,
14 or recreational values which should be preserved. The area
15 shall include lands adjacent to the river necessary to preserve,
16 protect, and manage the natural character of the river.
- 17 Sec. 3. Rivers qualifying for designation as natural rivers
18 shall possess one or more of the values cited in section two
19 (2) of this Act and shall be permanently managed for the
20 preservation or enhancement of such values. Categories of
21 natural rivers shall be defined and established by the commis-
22 sion.
- 23 Sec. 4. Prior to designating a river as a natural river, the
24 commission shall conduct public hearings in the county seat of any
25 county in which the natural river flows. Notice of such hearing

1 shall be published at least twice, not less than seven days
2 prior to such hearing, in a newspaper having special circula-
3 tion in each county in which the river flows.

4 Sec. 5. The commission shall prepare and maintain a plan
5 for the establishment, development, management, use, and
6 administration of natural river areas as a part of the compre-
7 hensive state plans for water management and outdoor recreation.
8 The commission may cooperate with federal agencies administer-
9 ing any federal program concerning natural river areas.

10 Sec. 6. After designating a natural river area, the commis-
11 sion may thereafter acquire, supervise, operate, protect and
12 maintain the area. To carry out the purposes of this Act, the
13 commission may:

14 1. Acquire lands or interests in lands adjacent to desig-
15 nated natural rivers for the purpose of maintaining or improving
16 the natural environment in conformance with the categories
17 established.

18 2. Administer federal financial assistance programs for
19 natural river areas.

20 3. Enter into a lease or other agreement with any person
21 or political subdivision to administer all or part of a natural
22 river area.

23 4. Expend funds for construction, management, maintenance,
24 and administration of facilities in natural river areas, as
25 may be appropriated by the legislature.

26 Sec. 7. The political subdivisions of this state may zone or
27 otherwise establish controls on lands adjacent to designated
28 natural rivers, where such lands are not already under public
29 ownership or control, to afford protection adequate to realize
30 the purposes for which the river is designated. The commission
31 shall recommend guidelines and standards for local zoning
32 ordinances which will carry out the purposes of this Act. Upon
33 adoption of a zoning ordinance which adequately protects the
34 values of the river, such political subdivision may request the
35 assistance of the commission in obtaining compliance with the

1 ordinance.

2 Sec. 8. This Act shall not preclude a component of the
3 system from becoming a part of the national wild and scenic
4 rivers system under the federal wild and scenic rivers act,
5 16 United States Code, sections twelve hundred seventy-one
6 (1271) through twelve hundred eighty-seven (1287), inclusive.
7 The commission may enter into written cooperative agreements
8 for joint federal-state administration of rivers which may be
9 designated under said federal act.

10 Sec. 9. No construction or reconstruction of any public
11 recreation facilities, access sites, roads, bridges, or other
12 structures, or development of water management projects,
13 shall be undertaken within a designated natural river area,
14 except within the limits of an incorporated municipality,
15 without first obtaining the approval of the commission.

EXPLANATION

This bill will authorize the establishment of a system of designated scenic rivers in Iowa, for the purpose of preserving, protecting and securing for the citizens of Iowa of present and future generations, the benefits of an enduring resource of free-flowing streams possessing recreational, geological, fish, wildlife, scenic, historic or water conservation values.

SENATE AMENDMENT TO HOUSE FILE 1341

- 1 Amend House File 1341 as follows:
- 2 1. By striking on page 2 lines 10 through 25 inclusive and by re-
- 3 the remaining sections in conformity therewith. numbering
- 4 2. By striking on page 3 lines 10 through 15.

*Have
conferred
4/16*

Received from Senate
April 15, 1970

- 1 Amend House File 1341, page 2, by striking lines 10 through
- 2 25 inclusive and by renumbering the remaining sections
- 3 in conformity therewith.

Filed and adopted
April 15, 1970

By GAUDINEER

- 1 Amend House File 1341 by striking on page 3, lines 10
- 2 through 15.

Filed and adopted
April 15, 1970

By ANDERSON