

FEB 1 1974

Place On Calendar
House File 1108
Natural Resources—
Heying, Chairman
Milligan
Scott
- 2/6
Pass 3/13/74

HOUSE FILE 1108

By COMMITTEE ON STATE GOVERNMENT

Passed House, Date 2-4-74 (317) Passed Senate, Date 4-23-74 (1522)
Vote: Ayes 94 Nays 0 Vote: Ayes 44 Nays 0
Approved May 2, 1974

A BILL FOR

1 An Act relating to grading of spoil banks on land affected
2 by surface mining operations.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4 Section 1. Section eighty-three A point seventeen (83A.17),
5 subsection one (1), Code 1973, as contained in Acts of the
6 Sixty-fifth General Assembly, 1973 Session, chapter one hundred
7 thirty-nine (139), section sixteen (16), is amended to read as
8 follows:

9 1. Grade spoil banks ~~other than irregular spoil banks~~ to
10 slopes having a maximum of one foot of vertical rise for each
11 four feet of horizontal distance except that where the original
12 topography of the affected land was steeper than one foot of
13 vertical rise for each four feet of horizontal distance, the
14 spoil bank shall be graded to blend with the surrounding
15 terrain.

EXPLANATION

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17 A former subsection of section 83A.17 was repealed in 1973
18 by H. F. 779, with the intent that grading of all spoil banks
19 would thereafter be governed by the subsection set forth in
20 this bill. However, the words "other than irregular spoil
21 banks" were not removed from the above subsection, which is
22 necessary to achieve the original intent.

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LSB 3548
pb/dg