

*Reprinted 2/12/85*

MAR 5 1985

APPROPRIATIONS CALENDAR

HOUSE FILE 476

BY COMMITTEE ON APPROPRIATIONS

Passed House, Date 3-8-85 (p. 723) Passed Senate, Date 4-19-85 (p. 1525)  
Vote: Ayes 92 Nays 0 Vote: Ayes 37 Nays 0  
Approved May 3, 1985

### A BILL FOR

1 An Act relating to and making appropriations to various  
2 departments, boards, agencies, and commissions of the  
3 state relating to agricultural affairs, energy, and  
4 natural resources management.

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

HOUSE FILE 476

H-3270

1 Amend House File 476 as follows:  
2 1. Page 1, line 12, by striking the figure  
3 "1,449,313" and inserting the following: "1,469,313".

BY KNAPP of Dubuque  
JOCHUM of Dubuque

H-3270 FILED MARCH 6, 1985  
*Adopted 3/8/85 (p. 722)*

HOUSE FILE 476

H-3277

1 Amend House File 476 as follows:  
2 1. Page 9, line 9, by inserting after the word  
3 "tillage" the words "and nonpoint sources pollution  
4 control".

BY JOHNSON of Winneshiek  
JOCHUM of Dubuque  
KNAPP of Dubuque

H-3277 FILED MARCH 7, 1985  
*Adopted 3/8 (p. 722)*

HOUSE FILE 476

H-3282

1 Amend House File 476 as follows:  
2 1. Page 10, line 21, by striking the words  
3 "environmental quality" and inserting the words  
4 "water, air and waste management".

BY KNAPP of Dubuque

H-3282 FILED MARCH 7, 1985  
*Adopted 3/8 (p. 723)*

1 Section 1. DEPARTMENT OF AGRICULTURE. There is  
2 appropriated from the general fund of the state and the trust  
3 funds indicated to the department of agriculture for the  
4 fiscal year beginning July 1, 1985 and ending June 30, 1986  
5 the following amounts, or so much thereof as is necessary, to  
6 be used for the purposes designated:

7  
8 1985-1986  
Fiscal Year

9 1. GENERAL ADMINISTRATION

10 a. From the general fund for sala-  
11 ries, support, maintenance, and miscel-  
12 laneous purposes ..... \$ 1,449,313

13 b. From the fertilizer fund to be  
14 transferred to the administration divi-  
15 sion ..... \$ 43,296

16 c. From the dairy trade practice  
17 fund to be transferred to the adminis-  
18 tration division ..... \$ 73,368

19 d. From the commercial feed fund  
20 to be transferred to the administra-  
21 tion division ..... \$ 43,296

22 e. The department of agriculture shall establish annual  
23 subscription fees for the regular and periodic publications of  
24 the department. Fees collected from subscribers shall be  
25 deposited in the general fund of the state.

26 It is the intent of the general assembly that the  
27 department of agriculture continue the agricultural  
28 diversification program.

29 2. REGULATORY DIVISION

30 From the general fund for salaries,  
31 support, maintenance, and miscellaneous  
32 purposes ..... \$ 3,421,746

33 It is a condition of the funds appropriated by this  
34 subsection that the department of agriculture is required to  
35 inspect a food service establishment only once a year,

1 notwithstanding the provisions of section 170A.3 requiring an  
2 inspection twice a year.

3 3. LABORATORY DIVISION

4 a. From the general fund for sala-  
5 ries, support, maintenance, and miscel-  
6 laneous purposes ..... \$ 638,701

7 b. From the commercial feed fund  
8 to be transferred to the laboratory  
9 division ..... \$ 734,610

10 c. From the pesticide fund to be  
11 transferred to the laboratory division ..... \$ 450,323

12 d. From the fertilizer fund to be  
13 transferred to the laboratory division ..... \$ 776,305

14 Sec. 2. MULTIFLORA ROSE ERADICATION COST REIMBURSEMENT.

15 There is appropriated from the general fund of the state to  
16 the state department of agriculture for the fiscal year  
17 beginning July 1, 1985 and ending June 30, 1986, the sum of  
18 fifty thousand (50,000) dollars, or as much thereof as may be  
19 necessary, to be used for the purpose of partially reimbursing  
20 agricultural landowners or tenants for the cost of herbicide  
21 for controlling or eradicating the multiflora rose which has  
22 severely infested their agricultural land. Not more than five  
23 percent of the funds appropriated under this subsection shall  
24 be used for administrative expenses.

25 Sec. 3. STATE CONSERVATION COMMISSION. There is

26 appropriated from the general fund of the state and the funds  
27 indicated to the state conservation commission and its  
28 divisions for the fiscal year beginning July 1, 1985 and  
29 ending June 30, 1986 the following amounts, or so much thereof  
30 as may be necessary, to be used for the following purposes:

31	1985-1986
32	<u>Fiscal Year</u>

33 1. DIVISION OF LANDS AND WATERS

34 For deposit in the state conser-  
35 vation fund from the general fund of

1 the state for salaries, support, main-  
2 tenance, equipment, and miscellaneous  
3 purposes and for maintenance of state  
4 parks, waters, and forests, and includ-  
5 ing not more than one million five hun-  
6 dred forty-one thousand one hundred  
7 seventy-five (1,541,175) dollars during  
8 the fiscal year beginning July 1, 1985  
9 which shall be available for the ad-  
10 ministration fund from the state con-  
11 servation fund in compliance with the  
12 provisions of section 107.17 ..... \$ 6,461,683

13 2. DIVISION OF FISH AND GAME

14 a. From the state fish and game  
15 protection fund for salaries, support,  
16 maintenance, equipment, and miscella-  
17 neous purposes including not more than  
18 two million sixty-five thousand four  
19 hundred fifteen (2,065,415) dollars  
20 during the fiscal year beginning on  
21 July 1, 1985 which shall be available  
22 from the state fish and game protection  
23 fund for the administration fund in  
24 compliance with the provisions of sec-  
25 tion 107.17 ..... \$13,211,122

26 b. From the fees deposited under  
27 section 321G.7 to the fish and game  
28 protection fund for enforcement of snow-  
29 mobile laws as part of the state snow-  
30 mobile program ..... \$ 67,000

31 c. From the fees deposited under  
32 section 106.52 to the fish and game  
33 protection fund for administration and  
34 enforcement of navigation laws and water  
35 safety ..... \$ 905,600

1 d. Funds remaining in the fish and game protection fund  
2 during fiscal year 1985-1986 which are not specifically  
3 appropriated by section 3 of this Act are appropriated and may  
4 be used for capital projects and contingencies arising during  
5 the fiscal year beginning July 1, 1985. A contingency shall  
6 not include any purpose or project which was presented to the  
7 general assembly by way of a bill or a proposed bill and which  
8 failed to be enacted into law. For the purpose of this  
9 subsection, a necessity of additional operating funds may be  
10 construed as a contingency. Before any of the funds  
11 authorized to be expended by this subsection are allocated for  
12 contingencies, it shall be determined by the executive council  
13 that a contingency exists and that the contingency was not  
14 existent while the general assembly was in session and that  
15 the proposed allocation shall be for the best interests of the  
16 state. If a contingency arises or could reasonably be  
17 foreseen during the time the general assembly is in session,  
18 expenditures for the contingency must be authorized by the  
19 general assembly.

20 3. STATE ADVISORY BOARD FOR PRESERVES

21 From the general fund of the state for  
22 salaries, support, maintenance, and mis-  
23 cellaneous purposes for carrying out the  
24 duties of the board ..... \$ 52,169

25 4. GREEN THUMB PROGRAM

26 From the general fund for deposit in  
27 the green thumb fund for the employment  
28 of persons under the green thumb program  
29 established pursuant to chapter 601H ..... \$ 145,742

30 Sec. 4. MARINE FUEL TAX FUND. There is appropriated from  
31 the marine fuel tax fund to the state conservation commission  
32 and its divisions for the fiscal year beginning July 1, 1985  
33 and ending June 30, 1986 the following amounts, or so much  
34 thereof as is necessary, to be used for the following  
35 purposes:

1 1985-1986  
2 Fiscal Year

3 1. For deposit in the state conser-  
4 vation fund for maintenance and develop-  
5 ment of boating facilities and access to  
6 public waters ..... \$ 364,730

7 2. For deposit in the state fish and  
8 game protection fund for the administra-  
9 tion and enforcement of navigation laws  
10 and boat safety ..... \$ 100,000

11 The balance of the amount computed as provided in section  
12 324.84 for the fiscal year beginning July 1, 1985 and ending  
13 June 30, 1986 is appropriated for the purposes provided in  
14 section 324.79, subsections 1, 2, 3 and 5. The unencumbered  
15 or unobligated balances of funds specifically allocated for  
16 such projects for the fiscal year ending June 30, 1986, shall  
17 revert to the fund from which appropriated June 30, 1988.

18 Sec. 5. ADMINISTRATION FUND.

19 1. The transfer of funds from the state conservation fund  
20 and the state fish and game protection fund to the adminis-  
21 tration funds shall not exceed the amounts specified in  
22 subsections 1 and 2 of section 3 of this Act.

23 2. All receipts and refunds and reimbursements related to  
24 activities funded by the administration fund are appropriated  
25 to the administration fund. All refunds and reimbursements  
26 relating to activities of the state fish and game protection  
27 fund shall be credited to the state fish and game protection  
28 fund.

29 3. The state conservation commission shall establish a  
30 priority list of watersheds above publicly-owned lakes and  
31 areas within those watersheds which are of highest importance  
32 based on soil loss to be used for the allocation of funds set  
33 aside in subsection 3 of section 11 of this Act for permanent  
34 soil conservation practices on watersheds above publicly-owned  
35 lakes.

1 Sec. 6. OPEN SPACES SCHOOL TAX PAYMENT. There is  
2 appropriated from the general fund of the state to the state  
3 conservation commission the amount of forty-one thousand one  
4 hundred sixty (41,160) dollars to pay school taxes for the  
5 fiscal year beginning July 1, 1985 on the lands acquired under  
6 the open spaces acquisition program, commenced in Acts of the  
7 Sixty-fifth General Assembly, 1973 Session, chapter 74, which  
8 would otherwise be subject to the levy of school taxes. The  
9 assessed value of the open spaces land shall be that  
10 determined pursuant to section 427.1, subsection 31, and the  
11 commission may protest the assessed value in the manner  
12 provided by law for any property owner to protest an  
13 assessment. For the purposes of chapter 442, the assessed  
14 value of the open spaces land shall be included in the  
15 valuation base of the school district and the payments made  
16 pursuant to this section shall be considered as property tax  
17 revenues and not as miscellaneous income. The county  
18 treasurer shall certify the taxes due to the commission. If  
19 the total amount of taxes due certified to the commission  
20 exceeds the amount appropriated, the taxes due shall be  
21 reduced proportionately so that the total amount equals the  
22 amount appropriated.

23 Sec. 7. ENERGY POLICY COUNCIL. There is appropriated from  
24 the general fund of the state for the fiscal year beginning  
25 July 1, 1985 and ending June 30, 1986, to the energy policy  
26 council the following amounts, or so much thereof as is  
27 necessary, to be used for the purposes designated:

28		1985-1986
29		<u>Fiscal Year</u>
30	ENERGY POLICY COUNCIL	
31	1. OPERATIONS	
32	For salaries, support, maintenance,	
33	and for miscellaneous purposes .....	\$ 376,620
34	2. INSTITUTIONAL CONSERVATION	
35	PROGRAM	

1 For salaries, support, maintenance,  
2 and for miscellaneous purposes ..... \$ 98,054

3 3. STATE BUILDINGS ENERGY MANAGE-  
4 MENT PROGRAM

5 For salaries, support, maintenance,  
6 and for miscellaneous purposes ..... \$ 450,000

7 Sec. 8. GEOLOGICAL SURVEY. There is appropriated from the  
8 general fund of the state for the fiscal year beginning July  
9 1, 1985 and ending June 30, 1986 to the Iowa geological survey  
10 the amounts specified, or so much thereof as is necessary, to  
11 be used for the following purposes:

12 1985-1986  
13 Fiscal Year

14 1. For salaries, support, mainte-  
15 nance, and for miscellaneous purposes  
16 for the general office ..... \$ 1,233,454

17 2. For reimbursement to federal  
18 agencies for cooperative contracts ..... \$ 257,576

19 Sec. 9. HERBERT HOOVER BIRTHPLACE FOUNDATION. There is  
20 appropriated from the general fund of the state to the Herbert  
21 Hoover birthplace foundation for the fiscal year beginning  
22 July 1, 1985 and ending June 30, 1986 the following amount, or  
23 so much thereof as is necessary, to be used for the purposes  
24 designated:

25 1985-1986  
26 Fiscal Year

27 For assistance with capital improve-  
28 ments ..... \$ 1,350

29 Sec. 10. MISSISSIPPI RIVER PARKWAY COMMISSION. There is  
30 appropriated from the general fund of the state to the  
31 Mississippi river parkway commission for the fiscal year  
32 beginning July 1, 1985 and ending June 30, 1986 the following  
33 amounts, or so much thereof as is necessary, to be used for  
34 the purposes designated:

35 1985-1986

1 Fiscal Year  
2 For support, maintenance, and miscel-  
3 laneous purposes ..... \$ 16,400

4 Sec. 11. DEPARTMENT OF SOIL CONSERVATION. There is  
5 appropriated from the general fund of the state to the  
6 department of soil conservation for the fiscal year beginning  
7 July 1, 1985 and ending June 30, 1986, the following amounts,  
8 or so much thereof as is necessary, to be used for the  
9 purposes designated:

10 1985-1986  
11 Fiscal Year

12 1. For salaries, support, mainte-  
13 nance, assistance to soil conservation  
14 districts, and for miscellaneous purposes ..... \$ 3,879,966

15 It is the intent of the general assembly that if full-time  
16 equivalent positions must be reduced, the department shall  
17 first consider staff reductions in the central office.

18 2. For soil conservation grants which shall be allocated  
19 by the state soil conservation committee as follows:

20 a. To conduct soil surveys in con-  
21 junction with federal, state, and local  
22 agencies in Iowa ..... \$ 328,633

23 b. To finance the state share of  
24 the small watershed program known as the  
25 Pub. L. 566 program ..... \$ 23,814

26 c. For transfer to the conservation  
27 practices revolving loan fund ..... \$ 100,000

28 d. To provide financial incentives  
29 for soil conservation practices in ac-  
30 cordance with the provisions of subsec-  
31 tion 3 of this section ..... \$ 8,728,521

32 3. The following requirements apply to the funds  
33 appropriated by subsection 2, paragraph "d":

34 a. Not more than five percent may be allocated for cost  
35 sharing to abate complaints filed under sections 467A.47 and

1 467A.48.

2 b. Not more than ten percent may be allocated for  
3 financial incentives not exceeding seventy-five percent of the  
4 approved cost of permanent soil conservation practices under  
5 chapter 467A on watersheds above publicly-owned lakes in  
6 accordance with the priority list required in subsection 3 of  
7 section 5 of this Act.

8 c. The committee may allocate funds to conduct research  
9 and demonstration projects to promote conservation tillage  
10 practices.

11 d. Not more than ten percent of a district's allocation  
12 may be allocated by the soil conservation district  
13 commissioners for one-time incentive payments on the per acre  
14 basis, but not exceeding ten dollars per acre, to encourage  
15 no-till planting methods on Iowa land that is row cropped.

16 e. Except for the allocation subject to paragraphs a and  
17 b, the financial incentives for voluntary permanent soil  
18 conservation practices shall not exceed fifty percent of the  
19 approved cost and priority shall be given to family-operated  
20 farms.

21 4. The provisions of section 8.33 shall not apply to the  
22 funds appropriated by subsection 2. Unencumbered or  
23 unobligated funds remaining on June 30, 1989 from funds  
24 appropriated for the fiscal year beginning July 1, 1985 shall  
25 revert to the general fund on September 30, 1989.

26 Sec. 12. DEPARTMENT OF WATER, AIR AND WASTE MANAGEMENT.  
27 There is appropriated from the general fund of the state for  
28 the fiscal year beginning July 1, 1985 and ending June 30,  
29 1986, to the department of water, air and waste management the  
30 following amounts, or so much thereof as is necessary, to be  
31 used for the purposes designated:

	1985-1986
	<u>Fiscal Year</u>
32	
33	
34 1. For salaries, support, mainte-	
35 nance, and for miscellaneous purposes .....	\$ 2,682,324

1 2. For salaries, support, mainte-  
2 nance and for miscellaneous purposes  
3 for the river coordinator ..... \$ 41,106

4 3. For the state's contribution  
5 to the AIDEX superfund ..... \$ 250,000

6 Notwithstanding section 8.33 funds appropriated for the  
7 state's contribution to the AIDEX superfund by 1984 Iowa Acts,  
8 chapter 1303, section 18, subsection 3, which are unexpended  
9 or unencumbered shall carry forward into the 1985-1986 fiscal  
10 year for the same purpose as originally appropriated.

11 4. For payments to the governing  
12 bodies responsible for publicly-owned  
13 sewage treatment facilities which are  
14 eligible for grants under section 202  
15 of the federal Water Pollution Control  
16 Act, 33 U.S.C. 466 et seq., as amended  
17 by the federal Clean Water Act of 1977,  
18 Pub. L. 95-217, in an amount equal to  
19 five percent of the amount approved as  
20 the eligible cost of the project by  
21 the environmental quality commission ..... \$ 1,960,000

22 The provisions of section 8.33 shall not apply to the funds  
23 appropriated by this subsection. Unencumbered or unobligated  
24 funds remaining on June 30, 1989 from funds appropriated for  
25 the fiscal year beginning July 1, 1985, shall revert to the  
26 general fund on September 30, 1989.

27 Sec. 13. There is appropriated from the general fund of  
28 the state to the Iowa state water resources research institute  
29 for the fiscal year beginning July 1, 1985 and ending June 30,  
30 1986, the sum of one hundred thirty-five thousand (135,000)  
31 dollars, or so much thereof as is necessary, for research ap-  
32 proved by the panel created in 1984 Iowa Acts, chapter 1303,  
33 section 20.

34 Sec. 14. All federal grants to and the federal receipts,  
35 not otherwise appropriated, of the agencies appropriated funds

1 under this Act are appropriated for the purposes set forth in  
2 the federal grants or receipts, unless otherwise provided by  
3 the general assembly.

4 EXPLANATION

5 This bill appropriates funds to the department of  
6 agriculture, state conservation commission, energy policy  
7 council, geological survey, Herbert Hoover birthplace  
8 foundation, Mississippi river parkway commission, department  
9 of soil conservation, department of water, air and waste  
10 management and state water resources research institute.

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HOUSE FILE 476

BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House March 8, 1985)

*Substituted for S.F. 451 4/2/85 (p.)*

Passed House, Date 4-25-85 (p. 1563) Passed Senate, Date 4-19-85 (p. 1525)

Vote: Ayes 92 Nays 6 Vote: Ayes 37 Nays 0

Approved May 3 1985 (p. 2707)

*Recommendation reported 4-25-85 (p. 1883)*  
93-5

## A BILL FOR

1 An Act relating to and making appropriations to various  
2 departments, boards, agencies, and commissions of the  
3 state relating to agricultural affairs, energy, and  
4 natural resources management.

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

*Conference Committee Appointed 4-29-85*

6  
7 *Representatives: Jochem (Chair), Blarshan, Knapp, Paulin, Deener (p. 2021)*  
8 *Senators: Thural (Chair), Walsh, Murphy, Feiler, Hester (p. 1768)*  
9 *Vander Hoop*

10  
11 House Amendments \_\_\_\_\_

12  
13 *Passed per Conference Committee Adopted.*

14 *House of*  
15 *Representatives 4-30-85 (p. 2659)*  
16 93-0

17 *Senate 4-30-85 (p. 1822)*  
18 37-0

1 Section 1. DEPARTMENT OF AGRICULTURE. There is  
2 appropriated from the general fund of the state and the trust  
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4 fiscal year beginning July 1, 1985 and ending June 30, 1986  
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7  
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24 the department. Fees collected from subscribers shall be  
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30 priority list of watersheds above publicly-owned lakes and  
31 areas within those watersheds which are of highest importance  
32 based on soil loss to be used for the allocation of funds set  
33 aside in subsection 3 of section 11 of this Act for permanent  
34 soil conservation practices on watersheds above publicly-owned  
35 lakes.

1     Sec. 6. OPEN SPACES SCHOOL TAX PAYMENT. There is  
2 appropriated from the general fund of the state to the state  
3 conservation commission the amount of forty-one thousand one  
4 hundred sixty (41,160) dollars to pay school taxes for the  
5 fiscal year beginning July 1, 1985 on the lands acquired under  
6 the open spaces acquisition program, commenced in Acts of the  
7 Sixty-fifth General Assembly, 1973 Session, chapter 74, which  
8 would otherwise be subject to the levy of school taxes. The  
9 assessed value of the open spaces land shall be that  
10 determined pursuant to section 427.1, subsection 31, and the  
11 commission may protest the assessed value in the manner  
12 provided by law for any property owner to protest an  
13 assessment. For the purposes of chapter 442, the assessed  
14 value of the open spaces land shall be included in the  
15 valuation base of the school district and the payments made  
16 pursuant to this section shall be considered as property tax  
17 revenues and not as miscellaneous income. The county  
18 treasurer shall certify the taxes due to the commission. If  
19 the total amount of taxes due certified to the commission  
20 exceeds the amount appropriated, the taxes due shall be  
21 reduced proportionately so that the total amount equals the  
22 amount appropriated.

23     Sec. 7. ENERGY POLICY COUNCIL. There is appropriated from  
24 the general fund of the state for the fiscal year beginning  
25 July 1, 1985 and ending June 30, 1986, to the energy policy  
26 council the following amounts, or so much thereof as is  
27 necessary, to be used for the purposes designated:

28		1985-1986
29		<u>Fiscal Year</u>
30	ENERGY POLICY COUNCIL	
31	1. OPERATIONS	
32	For salaries, support, maintenance,	
33	and for miscellaneous purposes .....	\$ 376,620
34	2. INSTITUTIONAL CONSERVATION	
35	PROGRAM	

1 For salaries, support, maintenance,  
2 and for miscellaneous purposes ..... \$ 98,054

3 3. STATE BUILDINGS ENERGY MANAGE-  
4 MENT PROGRAM

5 For salaries, support, maintenance,  
6 and for miscellaneous purposes ..... \$ 450,000

7 Sec. 8. GEOLOGICAL SURVEY. There is appropriated from the  
8 general fund of the state for the fiscal year beginning July  
9 1, 1985 and ending June 30, 1986 to the Iowa geological survey  
10 the amounts specified, or so much thereof as is necessary, to  
11 be used for the following purposes:

12 1985-1986  
13 Fiscal Year

14 1. For salaries, support, mainte-  
15 nance, and for miscellaneous purposes  
16 for the general office ..... \$ 1,233,454

17 2. For reimbursement to federal  
18 agencies for cooperative contracts ..... \$ 257,576

19 Sec. 9. HERBERT HOOVER BIRTHPLACE FOUNDATION. There is  
20 appropriated from the general fund of the state to the Herbert  
21 Hoover birthplace foundation for the fiscal year beginning  
22 July 1, 1985 and ending June 30, 1986 the following amount, or  
23 so much thereof as is necessary, to be used for the purposes  
24 designated:

25 1985-1986  
26 Fiscal Year

27 For assistance with capital improve-  
28 ments ..... \$ 1,350

29 Sec. 10. MISSISSIPPI RIVER PARKWAY COMMISSION. There is  
30 appropriated from the general fund of the state to the  
31 Mississippi river parkway commission for the fiscal year  
32 beginning July 1, 1985 and ending June 30, 1986 the following  
33 amounts, or so much thereof as is necessary, to be used for  
34 the purposes designated:

35 1985-1986

1 Fiscal Year  
2 For support, maintenance, and miscel-  
3 laneous purposes ..... \$ 16,400

4 Sec. 11. DEPARTMENT OF SOIL CONSERVATION. There is  
5 appropriated from the general fund of the state to the  
6 department of soil conservation for the fiscal year beginning  
7 July 1, 1985 and ending June 30, 1986, the following amounts,  
8 or so much thereof as is necessary, to be used for the  
9 purposes designated:

10 1985-1986  
11 Fiscal Year

12 1. For salaries, support, mainte-  
13 nance, assistance to soil conservation  
14 districts, and for miscellaneous purposes ..... \$ 3,879,966

15 It is the intent of the general assembly that if full-time  
16 equivalent positions must be reduced, the department shall  
17 first consider staff reductions in the central office.

18 2. For soil conservation grants which shall be allocated  
19 by the state soil conservation committee as follows:

20 a. To conduct soil surveys in con-  
21 junction with federal, state, and local  
22 agencies in Iowa ..... \$ 328,633

23 b. To finance the state share of  
24 the small watershed program known as the  
25 Pub. L. 566 program ..... \$ 23,814

26 c. For transfer to the conservation  
27 practices revolving loan fund ..... \$ 100,000

28 d. To provide financial incentives  
29 for soil conservation practices in ac-  
30 cordance with the provisions of subsec-  
31 tion 3 of this section ..... \$ 8,728,521

32 3. The following requirements apply to the funds  
33 appropriated by subsection 2, paragraph "d":

34 a. Not more than five percent may be allocated for cost  
35 sharing to abate complaints filed under sections 467A.47 and

1 467A.48.

2 b. Not more than ten percent may be allocated for  
3 financial incentives not exceeding seventy-five percent of the  
4 approved cost of permanent soil conservation practices under  
5 chapter 467A on watersheds above publicly-owned lakes in  
6 accordance with the priority list required in subsection 3 of  
7 section 5 of this Act.

8 c. The committee may allocate funds to conduct research  
9 and demonstration projects to promote conservation tillage and  
10 nonpoint sources pollution control practices.

11 d. Not more than ten percent of a district's allocation  
12 may be allocated by the soil conservation district  
13 commissioners for one-time incentive payments on the per acre  
14 basis, but not exceeding ten dollars per acre, to encourage  
15 no-till planting methods on Iowa land that is row cropped.

16 e. Except for the allocation subject to paragraphs a and  
17 b, the financial incentives for voluntary permanent soil  
18 conservation practices shall not exceed fifty percent of the  
19 approved cost and priority shall be given to family-operated  
20 farms.

21 4. The provisions of section 8.33 shall not apply to the  
22 funds appropriated by subsection 2. Unencumbered or  
23 unobligated funds remaining on June 30, 1989 from funds  
24 appropriated for the fiscal year beginning July 1, 1985 shall  
25 revert to the general fund on September 30, 1989.

26 Sec. 12. DEPARTMENT OF WATER, AIR AND WASTE MANAGEMENT.

27 There is appropriated from the general fund of the state for  
28 the fiscal year beginning July 1, 1985 and ending June 30,  
29 1986, to the department of water, air and waste management the  
30 following amounts, or so much thereof as is necessary, to be  
31 used for the purposes designated:

32	1985-1986
33	<u>Fiscal Year</u>

34 1. For salaries, support, mainte-  
35 nance, and for miscellaneous purposes ..... \$ 2,682,324

1 2. For salaries, support, mainte-  
2 nance and for miscellaneous purposes  
3 for the river coordinator ..... \$ 41,106

4 3. For the state's contribution  
5 to the AIDEX superfund ..... \$ 250,000

6 Notwithstanding section 8.33 funds appropriated for the  
7 state's contribution to the AIDEX superfund by 1984 Iowa Acts,  
8 chapter 1303, section 18, subsection 3, which are unexpended  
9 or unencumbered shall carry forward into the 1985-1986 fiscal  
10 year for the same purpose as originally appropriated.

11 4. For payments to the governing  
12 bodies responsible for publicly-owned  
13 sewage treatment facilities which are  
14 eligible for grants under section 202  
15 of the federal Water Pollution Control  
16 Act, 33 U.S.C. 466 et seq., as amended  
17 by the federal Clean Water Act of 1977,  
18 Pub. L. 95-217, in an amount equal to  
19 five percent of the amount approved as  
20 the eligible cost of the project by  
21 the water, air and waste management commission .... \$ 1,960,000

22 The provisions of section 8.33 shall not apply to the funds  
23 appropriated by this subsection. Unencumbered or unobligated  
24 funds remaining on June 30, 1989 from funds appropriated for  
25 the fiscal year beginning July 1, 1985, shall revert to the  
26 general fund on September 30, 1989.

27 Sec. 13. There is appropriated from the general fund of  
28 the state to the Iowa state water resources research institute  
29 for the fiscal year beginning July 1, 1985 and ending June 30,  
30 1986, the sum of one hundred thirty-five thousand (135,000)  
31 dollars, or so much thereof as is necessary, for research ap-  
32 proved by the panel created in 1984 Iowa Acts, chapter 1303,  
33 section 20.

34 Sec. 14. All federal grants to and the federal receipts,  
35 not otherwise appropriated, of the agencies appropriated funds

1 under this Act are appropriated for the purposes set forth in  
2 the federal grants or receipts, unless otherwise provided by  
3 the general assembly.

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SENATE 13  
MAY 1, 1985

REPORT OF THE CONFERENCE  
COMMITTEE ON HOUSE FILE 476

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the difference between the Senate and the House of Representatives on House File 476, a bill for an Act relating to and making appropriations to various departments, boards, agencies, and commissions of the state relating to agricultural affairs, energy, and natural resources management, respectfully make the following report:

1. That the House recede from its amendment S-4037 to the Senate amendment H-3933 to House File 476 as amended, passed and reprinted by the House.

2. That the Senate amendment H-3933 to House File 476 as amended, passed and reprinted by the House be amended as follows:

1. Page 1, by inserting after line 2 the following:

"\_\_\_ . Page 1, line 12, by striking the figure "1,469,313" and inserting the figure "1,460,076".

\_\_\_ . Page 1, line 32, by striking the figure "3,421,746" and inserting the figure "3,318,858".

\_\_\_ . Page 2, line 6, by striking the figure "638,701" and inserting the figure "632,924"."

2. Page 1, by inserting after line 46 the following:

"\_\_\_ . Page 3, line 12, by striking the figure "6,461,683" and inserting the figure "6,222,644".

\_\_\_ . Page 4, line 24, by striking the figure "52,169" and inserting the figure "51,484".

\_\_\_ . Page 6, line 33, by striking the figure "376,620" and inserting the figure "373,500".

\_\_\_ . Page 7, by inserting after line 6 the following:

"By January 2, 1986 the energy policy council shall file with the chief clerk of the house of representatives and the

secretary of the senate a report of the expenditures made under the institutional conservation program and the state buildings energy management program during the fiscal year beginning July 1, 1983 and ending June 30, 1984 and the energy savings realized by virtue of those expenditures during that fiscal year."

\_\_\_\_. Page 7, line 16, by striking the figure "1,233,454" and inserting the figure "1,217,663".

\_\_\_\_. Page 8, line 3, by striking the figure "16,400" and inserting the figure "15,702".

\_\_\_\_. Page 8, line 14, by striking the figure "3,879,966" and inserting the figure "3,854,553".

\_\_\_\_. Page 8, line 31, by striking the figure "8,728,521" and inserting the figure "8,978,521".

3. Page 2, by striking line 3 and inserting the following: "session.

g. The financial incentive payments may be used in combination with state conservation commission funds."

4. Page 2, by inserting after line 3 the following:

"\_\_\_\_. Page 9, line 35, by striking the figure "2,682,324" and inserting the figure "2,652,978"."

5. Page 3, by striking lines 14 through 19 and inserting the following:

"Sec. \_\_\_\_ Total appropriations specified in this Act for the fiscal year beginning July 1, 1985 and ending June 30, 1986 shall not be exceeded in the fiscal year beginning July 1, 1986 and ending June 30, 1987 unless revenue growth as estimated by the legislative fiscal bureau in its December 31, 1985 quarterly report exceeds four and one-half percent."

6. By renumbering, relettering, or redesignating and correcting internal references as necessary.

SIGNED ON THE PART OF THE SENATE:

Larry Murphy  
Dale Tieden  
Richard Vande Hoef  
Joe Welsh

SIGNED ON THE PART OF THE HOUSE:

Thomas J. Jochum  
Gene B. Blanshan  
Marvin E. Diemer  
Don Knapp  
Donald J. Paulin

Filed APRIL 30, 1985

*Senate adopted 4-30-85 (p. 1822)*

*House adopted 4-30-85 (p. 2054)*

S-4037

HOUSE AMENDMENT TO  
SENATE AMENDMENT TO  
HOUSE FILE 476

1 Amend the Senate amendment H-3933 to House File 476  
2 as amended, passed and reprinted by the House as  
3 follows:  
4 1. Page 1, by inserting after line 2 the  
5 following:  
6 " . Page 1, line 12, by striking the figure  
7 "1,469,313" and inserting the figure "1,451,354".  
8 . Page 1, line 32, by striking the figure  
9 "3,421,746" and inserting the figure "3,254,778".  
10 . Page 2, line 6, by striking the figure  
11 "638,701" and inserting the figure "625,804".  
12 2. Page 1, by inserting after line 46 the  
13 following:  
14 " . Page 3, line 12, by striking the figure  
15 "6,461,683" and inserting the figure "6,146,816".  
16 . Page 4, line 24, by striking the figure  
17 "52,169" and inserting the figure "50,416".  
18 . Page 6, line 33, by striking the figure  
19 "376,620" and inserting the figure "371,186".  
20 . Page 7, by inserting after line 6 the  
21 following:  
22 "By January 2, 1986 the energy policy council shall  
23 file with the chief clerk of the house of  
24 representatives and the secretary of the senate a  
25 report of the expenditures made under the  
26 institutional conservation program and the state  
27 buildings energy management program during the fiscal  
28 year beginning July 1, 1983 and ending June 30, 1984  
29 and the energy savings realized by virtue of those  
30 expenditures during that fiscal year."  
31 . Page 7, line 16, by striking the figure  
32 "1,233,454" and inserting the figure "1,209,297".  
33 . Page 8, line 3, by striking the figure  
34 "16,400" and inserting the figure "14,990".  
35 . Page 8, line 14, by striking the figure  
36 "3,879,966" and inserting the figure "3,804,553".  
37 . Page 8, line 31, by striking the figure  
38 "8,728,521" and inserting the figure "9,028,521".  
39 3. Page 2, by striking line 3 and inserting the  
40 following: "session."  
41 g. The financial incentive payments may be used in  
42 combination with state conservation commission funds."  
43 4. Page 2, by inserting after line 3 the  
44 following:  
45 " . Page 9, line 35, by striking the figure  
46 "2,682,324" and inserting the figure "2,643,188".  
47 5. Page 3, by striking lines 12 through 19.  
48 6. By renumbering, relettering, or redesignating  
49 and correcting internal references as necessary.

S-4037 Filed April 26, 1985

RECEIVED FROM THE HOUSE

*Senate referred to committee 4/29/85 (p. 1757)  
Have inserted #29 (p. 2027)*

HOUSE FILE 476

H-4063

- 1 Amend amendment H-3933 to House File 476 as
- 2 amended, passed and reprinted by the House as follows:
- 3 1. Page 2, by striking line 3 and inserting the
- 4 following: "session.
- 5 g. The financial incentive payments may be used in
- 6 combination with other public funds."

BY TABOR of Jackson  
HANSON of Delaware

H-4063 FILED APRIL 25, 1985 KNAPP of Dubuque  
ADOPTED, MOTION TO RECONSIDER PREVAILED, WITHDRAWN (p. 1882)  
(p. 1863)

HOUSE FILE 476

H-4065

- 1 Amend amendment H-3959 to House File 476 as
- 2 amended, passed and reprinted by the House as follows:
- 3 1. Page 1, by striking line 14, and inserting the
- 4 following: "year beginning July 1, 1983 and ending
- 5 June 30, 1984".

H-4065 FILED APRIL 25, 1985 BY DE GROOT of Lyon  
ADOPTED BY UNANIMOUS CONSENT (p. 1863)

HOUSE FILE 476

H-4074

- 1 Amend amendment H-3933 to House File 476 as
- 2 amended, passed and reprinted by the House as follows:
- 3 1. Page 2, by striking line 3 and inserting the
- 4 following: "session.
- 5 g. The financial incentive payments may be used in
- 6 combination with state conservation commission
- 7 funds."

BY TABOR of Jackson  
HANSON of Delaware

KNAPP of Dubuque  
HUMMEL of Benton  
PELLETT of Cass

H-4074 FILED APRIL 25, 1985  
ADOPTED (p. 1883)

H-3959

1 Amend the Senate amendment H-3933 to House File 476  
2 as amended, passed, and reprinted by the House as  
3 follows:

4 1. Page 1, by inserting after line 46 the  
5 following:

6 "\_\_\_\_. Page 7, by inserting after line 6 the  
7 following:

8 "By January 2, 1986 the energy policy council shall  
9 file with the chief clerk of the house of  
10 representatives and the secretary of the senate a  
11 report of the expenditures made under the  
12 institutional conservation program and the state  
13 buildings energy management program during the fiscal  
14 year beginning July 1, 1984 and ending June 30, 1985  
15 and the energy savings realized by virtue of those  
16 expenditures during that fiscal year.""

H-3959 FILED APRIL 23, 1985 BY DE GROOT of Lyon

*Adopted as amended by 4065 4/26 (p. 1863)*

## SENATE AMENDMENT TO HOUSE FILE 476

H-3933

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 2, line 15, by inserting before the word  
4 "There" the figure "1."

5 2. Page 2, line 18, by striking the words "fifty  
6 thousand (50,000)" and inserting the words "seventy-  
7 five thousand (75,000)".

8 3. Page 2, by inserting after line 24 the  
9 following:

10 "2. A county board of supervisors desiring a share  
11 of the appropriation shall, in conjunction with the  
12 county weed commissioner and the county soil  
13 conservation district commissioners, develop a plan to  
14 combat severe infestations of multiflora rose on  
15 privately-owned land within the county. The plan  
16 shall be based upon partial reimbursement of  
17 individual landowner's costs for the purchase of  
18 herbicide from both state and county appropriations,  
19 however the share of costs reimbursed by state funds  
20 shall not exceed one-fourth. The plan shall be  
21 submitted to the secretary of agriculture for approval  
22 or recommendations for modification.

23 3. A landowner or tenant whose agricultural land  
24 is severely infested by multiflora roses may apply to  
25 the soil conservation district commissioners of the  
26 county for partial reimbursement, according to the  
27 approved plan, of the cost of herbicide for  
28 controlling or eradicating the multiflora rose on the  
29 agricultural land. The county weed commissioner shall  
30 assist the soil conservation district commissioners in  
31 investigating the application and determining if the  
32 infestation is severe. The soil conservation district  
33 commissioners shall review and approve each  
34 application for partial cost reimbursement if the  
35 infestation is severe on the applicant's agricultural  
36 land. If the soil conservation district commissioners  
37 find the amount of reimbursement claimed to be  
38 excessive, the district commissioners may approve a  
39 lesser amount. The reasons for disapproval of an  
40 application or reduction of the amount of  
41 reimbursement shall be sent in writing to the  
42 applicant. The amount of reimbursement certified by  
43 the secretary shall be paid by warrant issued by the  
44 state comptroller.

45 4. Federal lands and federal land tenants are not  
46 eligible for reimbursement under this section."

47 4. Page 9, by inserting after line 20 the  
48 following:

49 "f. Not more than twenty thousand (20,000) dollars  
50 may be used for reimbursement of out of pocket

H-3933

Page Two

1 expenses of fencing authorized by House File 266 if  
2 enacted by the Seventy-first General Assembly, 1985  
3 session."

4 5. Page 10, by inserting after line 10 the  
5 following: "During the fiscal year for which funds  
6 are appropriated by this section the department of  
7 water, air and waste management shall not require the  
8 installation or use of equipment to control the  
9 emission of dust or other particulate matter on  
10 facilities for the storage of grain which are located  
11 within the ambient air quality attainment areas for  
12 suspended particulates."

13 6. Page 10, by inserting after line 21 the  
14 following:

15 "Notwithstanding the provisions of unnumbered  
16 paragraph 1, of this subsection, not more than ten  
17 thousand (10,000) dollars of the funds appropriated by  
18 this subsection may be used for payments to governing  
19 bodies of local governments to reimburse up to fifty  
20 percent of expenses incurred since January 1, 1985 for  
21 alternative solid waste disposal projects."

22 7. Page 10, by inserting after line 26 the  
23 following:

24 "5. It is the intention of the general assembly in  
25 adopting the appropriation under subsection 1 and this  
26 subsection to cease funding for the department's  
27 implementation of the federal Resource Conservation  
28 and Recovery Act permit program for hazardous waste  
29 facilities in this state. Section 455B.411,  
30 subsections 5, 8 and 9, section 455B.412, subsections  
31 2 through 4, and sections 455B.413 through 455B.421  
32 are suspended and do not apply as they pertain to that  
33 permit program, but are not suspended and do apply as  
34 they pertain to abandoned and uncontrolled sites, used  
35 oil and site licensing under chapter 455B, division  
36 IV, part 6. The suspension provided by this  
37 subsection begins July 1, 1985 and ends July 1, 1987."

38 8. Page 10, by inserting after line 33 the  
39 following:

40 "Sec. \_\_\_\_\_. The amount of the funds appropriated  
41 under section 1, subsection 1, paragraph "a",  
42 subsection 2, and subsection 3, paragraph "a" of this  
43 Act for the fiscal year beginning July 1, 1985 and  
44 ending June 30, 1986 shall be reduced by one percent,  
45 rounded to the nearest whole dollar, and the  
46 provisions of this section shall prevail over any  
47 other provisions of this Act.

48 The amount of the funds appropriated under section  
49 3, subsection 1, and subsections 3 and 4 of this Act  
50 for the fiscal year beginning on July 1, 1985 and

H-3933

Page Three

1 ending June 30, 1986 shall be reduced by one percent,  
2 rounded to the nearest whole dollar, and the  
3 provisions of this section shall prevail over any  
4 other provisions of this Act.

5 The amount of the funds appropriated under sections  
6 2, 6, 7, 8, 9, 10, 11, 12, and 13 of this Act for the  
7 fiscal year beginning July 1, 1985 and ending June 30,  
8 1986 shall be reduced by one percent, rounded to the  
9 nearest whole dollar, and the provisions of this  
10 section shall prevail over any other provisions of  
11 this Act."

12 9. Page 10, by inserting after line 33 the  
13 following:

14 "Sec. \_\_\_\_ . There is appropriated for the fiscal  
15 year beginning July 1, 1986 and ending June 30, 1987  
16 to the agencies and for the purposes specified the  
17 same amounts that are appropriated under this Act for  
18 the fiscal year beginning July 1, 1985 and ending June  
19 30, 1986."

20 10. By renumbering, relettering, or redesignating  
21 and correcting internal references as necessary.

H-3933 FILED APRIL 22, 1985

RECEIVED FROM THE SENATE

*House amended (3988, 3959, 4063), concurred 4/25/85 (p. 1883)  
Reconsider, concurred as amended by  
3988, 3959, 4079) 4/25/85 (p. 1883)*

HOUSE FILE 476

H-3988

1 Amend the Senate amendment H-3933 to House File 476  
2 as amended, passed and reprinted by the House as  
3 follows:

4 1. Page 1, by inserting after line 2 the  
5 following:

6 "\_\_\_\_\_. Page 1, line 12, by striking the figure  
7 "1,469,313" and inserting the figure "1,451,354".

8 "\_\_\_\_\_. Page 1, line 32, by striking the figure  
9 "3,421,746" and inserting the figure "3,254,778".

10 "\_\_\_\_\_. Page 2, line 6, by striking the figure  
11 "638,701" and inserting the figure "625,804"."

12 2. Page 1, by inserting after line 46 the  
13 following:

14 "\_\_\_\_\_. Page 3, line 12, by striking the figure  
15 "6,461,683" and inserting the figure "6,146,816".

16 "\_\_\_\_\_. Page 4, line 24, by striking the figure  
17 "52,169" and inserting the figure "50,416".

18 "\_\_\_\_\_. Page 6, line 33, by striking the figure  
19 "376,620" and inserting the figure "371,186".

20 "\_\_\_\_\_. Page 7, line 16, by striking the figure  
21 "1,233,454" and inserting the figure "1,209,297".

22 "\_\_\_\_\_. Page 8, line 3, by striking the figure  
23 "16,400" and inserting the figure "14,990".

24 "\_\_\_\_\_. Page 8, line 14, by striking the figure  
25 "3,879,966" and inserting the figure "3,804,553".

26 "\_\_\_\_\_. Page 8, line 31, by striking the figure  
27 "8,728,521" and inserting the figure "9,028,521"."

28 3. Page 2, by inserting after line 3 the  
29 following:

30 "\_\_\_\_\_. Page 9, line 35, by striking the figure  
31 "2,682,324" and inserting the figure "2,643,188"."

32 4. Page 3, by striking lines 12 through 19.

BY JOCHUM of Dubuque

KNAPP of Dubuque

H-3988 FILED APRIL 23, 1985

*Adopted 4/25/85 (p. 1862)*

HOUSE FILE 476

H-3959

1 Amend the Senate amendment H-3933 to House File 476  
2 as amended, passed, and reprinted by the House as  
3 follows:

4 1. Page 1, by inserting after line 46 the  
5 following:

6 "\_\_\_\_\_. Page 7, by inserting after line 6 the  
7 following:

8 "By January 2, 1986 the energy policy council shall  
9 file with the chief clerk of the house of

10 representatives and the secretary of the senate a

11 report of the expenditures made under the

12 institutional conservation program and the state

13 buildings energy management program during the fiscal

14 year beginning July 1, 1984 and ending June 30, 1985

15 and the energy savings realized by virtue of those

16 expenditures during that fiscal year."

H-3959 FILED APRIL 23, 1985 BY DE GROOT of Lyon

*Adopted as amended by 4065 4/25/85 (p. 1863)*

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 10, by inserting after line 33 the  
4 following:

5 "Sec. \_\_\_\_ . There is appropriated for the fiscal  
6 year beginning July 1, 1986 and ending June 30, 1987  
7 to the agencies and for the purposes specified the  
8 same amounts that are appropriated under this Act for  
9 the fiscal year beginning July 1, 1985 and ending June  
10 30, 1986."

11 2. Renumber sections and correct internal  
12 references as are necessary in accordance with this  
13 amendment.

S-3864 Filed April 19, 1985

By JUNKINS

*Adopted 4/19/85 (p. 1524)*

Amend House File 476 as amended, passed and reprinted by the House, as follows:

- 3 1. Page 10, by inserting after line 33 the
- 4 following new section:
- 5 "Sec. \_\_\_\_ . The amount of the funds appropriated
- 6 under this Act for the fiscal year beginning July 1,
- 7 1985 and ending June 30, 1986 shall be reduced by two
- 8 percent and the provisions of this section shall
- 9 prevail over any other provisions of this Act."
- 10 2. Renumber sections and correct internal
- 11 references as necessary in accordance with this
- 12 amendment.

S-3731 Filed April 12, 1985 By HULTMAN  
o/s 4/19 (p. 1524)

- 1 Amend House File 476 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 6, by striking line 33 and inserting the
- 4 following:
- 5 "and for miscellaneous purposes ..... \$ 351,620
- 6 , The reduction from the proposed expenditures of the
- 7 energy policy council shall be made in operations and
- 8 programs other than the low-income home energy
- 9 assistance program, weatherization assistance program,
- 10 oil overcharge refunds programs, and energy measures
- 11 and energy audit grant programs and technical
- 12 assistance and energy conservation programs for
- 13 schools and hospitals and buildings owned by units of
- 14 local government and public care institutions."
- 15 2. Page 7, by inserting after line 6 the
- 16 following:
- 17 "Sec. 8. Section 93.7, subsection 1, paragraphs a,
- 18 b, c, d, e, and g, and subsections 4 and 11, Code
- 19 1985, are amended by striking those paragraphs and
- 20 subsections."

S-3741 Filed April 15, 1985 By HOLDEN  
Lanc 4/19/85 (p. 1523)

- 1 Amend House File 476 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 1, by striking line 32 and inserting the
- 4 following:
- 5 "purposes ..... \$3,221,746
- 6 It is the intent of the general assembly that the
- 7 proposed budget allocation to the animal health
- 8 section of the regulatory division be reduced by two
- 9 hundred thousand dollars."

S-3793 Filed April 17, 1985 By WELSH  
w/d 4/19 (p. 1522)

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 10, by inserting after line 33 the  
4 following:

5 "Sec. \_\_\_\_ . The amount of the funds appropriated  
6 under section 1, subsection 1, paragraph "a",  
7 subsection 2, and subsection 3, paragraph "a" of this  
8 Act for the fiscal year beginning July 1, 1985 and  
9 ending June 30, 1986 shall be reduced by one percent,  
10 rounded to the nearest whole dollar, and the  
11 provisions of this section shall prevail over any  
12 other provisions of this Act.

13 The amount of the funds appropriated under section  
14 3, subsection 1, and subsections 3 and 4 of this Act  
15 for the fiscal year beginning on July 1, 1985 and  
16 ending June 30, 1986 shall be reduced by one percent,  
17 rounded to the nearest whole dollar, and the  
18 provisions of this section shall prevail over any  
19 other provisions of this Act.

20 The amount of the funds appropriated under sections  
21 2, 6, 7, 8, 9, 10, 11, 12, and 13 of this Act for the  
22 fiscal year beginning July 1, 1985 and ending June 30,  
23 1986 shall be reduced by one percent, rounded to the  
24 nearest whole dollar, and the provisions of this  
25 section shall prevail over any other provisions of  
26 this Act."

27 2. Renumber sections and correct internal  
28 references as necessary in accordance with this  
29 amendment.

S-3832 Filed April 18, 1985

By WELSH & HUSAK

*Adopted 4/19/85 (p. 1524)*

S-3854

HOUSE FILE 476

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 10, by inserting after line 33 the  
4 following:

5 "Sec. \_\_\_\_ . The appropriations for the fiscal year  
6 beginning July 1, 1986 and ending June 30, 1987 shall  
7 not exceed the appropriations for the fiscal year  
8 beginning July 1, 1985 and ending June 30, 1986."

9 2. Renumber sections and correct internal  
10 references as are necessary in accordance with this  
11 amendment.

S-3854 Filed April 18, 1985

By JUNKINS

*wid 4/19 (p. 1524)*

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 2, line 15, by inserting before the word  
4 "There" the figure "1."

5 2. Page 2, by inserting after line 24 the  
6 following:

7 "2. A county board of supervisors desiring a share  
8 of the appropriation shall, in conjunction with the  
9 county weed commissioner and the county soil  
10 conservation district commissioners, develop a plan to  
11 combat severe infestations of multiflora rose on  
12 privately-owned land within the county. The plan  
13 shall be based upon partial reimbursement of  
14 individual landowner's costs for the purchase of  
15 herbicide from both state and county appropriations,  
16 however the share of costs reimbursed by state funds  
17 shall not exceed one-fourth. The plan shall be  
18 submitted to the secretary of agriculture for approval  
19 or recommendations for modification.

20 3. A landowner or tenant whose agricultural land  
21 is severely infested by multiflora roses may apply to  
22 the soil conservation district commissioners of the  
23 county for partial reimbursement, according to the  
24 approved plan, of the cost of herbicide for  
25 controlling or eradicating the multiflora rose on the  
26 agricultural land. The county weed commissioner shall  
27 assist the soil conservation district commissioners in  
28 investigating the application and determining if the  
29 infestation is severe. The soil conservation district  
30 commissioners shall review and approve each  
31 application for partial cost reimbursement if the  
32 infestation is severe on the applicant's agricultural  
33 land. If the soil conservation district commissioners  
34 find the amount of reimbursement claimed to be  
35 excessive, the district commissioners may approve a  
36 lesser amount. The reasons for disapproval of an  
37 application or reduction of the amount of  
38 reimbursement shall be sent in writing to the  
39 applicant. The amount of reimbursement certified by  
40 the secretary shall be paid by warrant issued by the  
41 state comptroller.

42 4. Federal lands and federal land tenants are not  
43 eligible for reimbursement under this section."

44 3. Page 4, by inserting after line 29 the  
45 following:

"5. SPECIAL PROJECTS

46 From the general fund of the state to  
47 the state conservation commission for spe-  
48 cial projects such as the construction, re-  
49 placement, development and alteration to  
50

1 state parks and preserves, state forests  
2 facilities, and state waters including  
3 artificial lake development; shoreline ero-  
4 sion and siltation control; river, stream  
5 and lake access, and planning services or  
6 to supplement any prior appropriation for  
7 such purposes ..... \$ 200,000".

8 4. Page 8, line 31, by striking the figure  
9 "8,728,521" and inserting the figure "8,828,521".

10 5. Page 10, by inserting after line 10 the  
11 following: "During the fiscal year for which funds  
12 are appropriated by this section the department of  
13 water, air and waste management shall not require the  
14 installation or use of equipment to control the  
15 emission of dust or other particulate matter on  
16 facilities for the storage of grain which are located  
17 within the ambient air quality attainment areas for  
18 suspended particulates."

19 6. Page 10, by inserting after line 21 the  
20 following:

21 "Notwithstanding the provisions of unnumbered  
22 paragraph 1, of this subsection, not more than ten  
23 thousand (10,000) dollars of the funds appropriated by  
24 this subsection may be used for payments to governing  
25 bodies of local governments to reimburse up to fifty  
26 percent of expenses incurred since January 1, 1985 for  
27 alternative solid waste disposal projects."

28 7. Page 10, by inserting after line 26 the  
29 following:

30 "5. It is the intention of the general assembly in  
31 adopting the appropriation under subsection 1 and this  
32 subsection to cease funding for the department's  
33 implementation of the federal Resource Conservation  
34 and Recovery Act permit program for hazardous waste  
35 facilities in this state. Section 455B.411,  
36 subsections 5, 8 and 9, section 455B.412, subsections  
37 2 through 4, and sections 455B.413 through 455B.421  
38 are suspended and do not apply as they pertain to that  
39 permit program, but are not suspended and do apply as  
40 they pertain to abandoned and uncontrolled sites, used  
41 oil and site licensing under chapter 455B, division  
42 IV, part 6. The suspension provided by this  
43 subsection begins July 1, 1985 and ends July 1, 1987."

S-3641 Filed April 3, 1985 By HUSAK, HESTER, TIEDEN, HALL & MURPHY

*A. Adopted, B wild 4/19/85 (p. 1523)*

S-3640

HOUSE FILE 476

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 9, by inserting after line 20 the  
4 following:

5 "f. Not more than twenty thousand (20,000) dollars  
6 may be used for reimbursement of out of pocket  
7 expenses of fencing authorized by House File 266 if  
8 enacted by the Seventy-first General Assembly, 1985  
9 session."

S-3640 Filed April 3, 1985

*Adopted 4/19 (p. 1524)*

By HUSAK, HESTER, TIEDEN,  
HALL & MURPHY

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:  
3 1. By striking page 6, line 23 through page 7,  
4 line 6 and inserting the following:  
5 "Sec. 7. ENERGY POLICY COUNCIL PHASE-OUT. There  
6 is appropriated from the general fund of the state for  
7 the fiscal year beginning July 1, 1985 and ending June  
8 30, 1986, to the energy policy council and the  
9 department of general services the following amounts,  
10 or so much thereof as is necessary, to be used for the  
11 purposes designated in accordance with sections 8  
12 through 14 of this Act:

	<u>1985-1986</u> <u>Fiscal Year</u>
13	
14	
15 1. ENERGY POLICY COUNCIL	
16 a. OPERATIONS	
17 For salaries, support, maintenance,	
18 and for miscellaneous purposes .....	\$ 178,610
19 b. INSTITUTIONAL CONSERVATION	
20 PROGRAM	
21 For salaries, support, maintenance,	
22 and for miscellaneous purposes .....	\$ 49,027
23 c. STATE BUILDINGS ENERGY MANAGE-	
24 MENT PROGRAM	
25 For salaries, support, maintenance,	
26 and for miscellaneous purposes .....	\$ 225,000
27 2. DEPARTMENT OF GENERAL SERVICES	
28 a. OPERATIONS	
29 For salaries, support, maintenance,	
30 and for miscellaneous purposes .....	\$ 57,747
31 b. INSTITUTIONAL CONSERVATION	
32 PROGRAM	
33 For salaries, support, maintenance,	
34 and for miscellaneous purposes .....	\$ 49,027
35 c. STATE BUILDINGS ENERGY MANAGE-	
36 MENT PROGRAM	
37 For salaries, support, maintenance,	
38 and for miscellaneous purposes .....	\$ 225,000
39 Sec. 8. <u>NEW SECTION.</u> 18.17 PETROLEUM OVERCHARGE	
40 FUND.	

41 A petroleum overcharge fund is created as a  
42 separate account in the state treasury.  
43 Notwithstanding section 453.7, interest and earnings  
44 on investments from the funds in the petroleum  
45 overcharge fund shall be credited to the petroleum  
46 overcharge fund. The state acting on behalf of  
47 itself, its citizens and its political subdivisions  
48 accepts any funds awarded or allocated to it, its  
49 citizens and political subdivisions as a result of  
50 petroleum overcharge cases. The funds shall be

S-3622 page 2

1 deposited in the petroleum overcharge fund and shall  
2 be expended only upon appropriation of the general  
3 assembly for programs which will benefit citizens who  
4 may have suffered economic penalties resulting from  
5 the alleged petroleum overcharges. However, petroleum  
6 overcharge case funds received pursuant to claims  
7 filed on behalf of the state, its institutions,  
8 departments, agencies, or any political subdivision  
9 shall be deposited in the general fund of the state to  
10 be disbursed directly to the appropriate claimants in  
11 accordance with federal guidelines and subject to the  
12 approval of the attorney general and the executive  
13 council. Attorneys' fees and expenses incurred by the  
14 state to obtain these funds to be deposited in the  
15 petroleum overcharge fund shall be paid by the state  
16 comptroller from the petroleum overcharge fund subject  
17 to the approval of the attorney general and the  
18 executive council.

19 Sec. 9.

20 1. Effective July 1, 1985, the duties and  
21 functions of the energy policy council regarding the  
22 operation of the low-income home energy assistance  
23 program and any funds appropriated to the energy  
24 policy council for the operation of that program are  
25 transferred from the energy policy council to the Iowa  
26 commerce commission.

27 2. Effective July 1, 1985, the administration of  
28 the weatherization assistance program currently being  
29 operated by the energy policy council and any funds  
30 appropriated to the energy policy council for the  
31 administration of that program are transferred to the  
32 Iowa department of human services.

33 3. Effective January 1, 1986 the following  
34 programs currently being administered by the energy  
35 policy council are transferred to the department of  
36 general services:

37 a. The energy measures and energy audits grant  
38 programs for schools and hospitals and buildings owned  
39 by units of local government and public care  
40 institutions.

41 b. The oil overcharge refunds program.

42 c. The technical assistance and energy  
43 conservation programs including grant programs for  
44 schools and hospitals and for buildings owned by units  
45 of local government and public care institutions.

46 4. The personnel of the energy policy council re-  
47 quired to implement the programs transferred in  
48 sections 8 through 10 shall be transferred to the  
49 respective state agency when the functions are  
50 transferred. Other personnel of the energy policy

1 council shall be terminated as employees of the state  
2 unless the employees are hired in other positions  
3 within state government.

4 5. All rules, forms, orders, and directives  
5 adopted by and in effect for the energy policy council  
6 at the time of the transfer of the program for which  
7 the rules, forms, orders, and directives were adopted  
8 or issued, shall continue to be valid and enforceable  
9 as rules, forms, orders, and directives of the state  
10 agency to which the program was transferred until  
11 amended, supplemented, or repealed by action of the  
12 agency to which the program was transferred.

13 Sec. 10. Section 323A.2, subsection 1, paragraph  
14 c, Code 1985, is amended by striking the paragraph.

15 Sec. 11. Section 556.18, subsection 3, Code 1985,  
16 is amended to read as follows:

17 3. After July 1, 1983, the treasurer of state  
18 shall credit all funds received under section 556.4,  
19 after a proportional amount has been deducted for the  
20 trust fund under subsection 1 and any costs have been  
21 deducted under subsection 2, to the energy-research  
22 and-development petroleum overcharge fund created  
23 under section ~~93-14~~ 18.17.

24 Sec. 12. Section ~~805.8~~, subsection 8, Code 1985,  
25 is amended by striking the subsection.

26 Sec. 13. Chapter 93, Code 1985, is repealed.

27 Sec. 14. Sections 8 and 10 through 13 of this Act  
28 are effective January 1, 1986."

S-3622 Filed April 3, 1985

By HOLDEN

*W/d 4/19 (p. 1523)*

S-3621

HOUSE FILE 476

1 Amend House File 476 as amended, passed and  
2 reprinted by the House as follows:

3 1. Page 2, line 18, by striking the words "fifty  
4 thousand (50,000)" and inserting the words "seventy-  
5 five thousand (75,000)".

S-3621 Filed April 3, 1985

By SCHWENGELS

*Adopted 4/19/85 (p. 1523)*

S-3452

HOUSE FILE 476

2 follows:

3 1. Page 9, by inserting after line 20, the  
4 following:

5 "f. The financial incentive payment may be used in  
6 combination with other public funds."

S-3452 Filed March 22, 1985

By WELSH

*Load 4/19 (p. 1523)*

S-3547

HOUSE FILE 476

1 Amend House File 476, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. Page 4, by inserting after line 29 the  
4 following:

5 "5. SPECIAL PROJECTS.

6 From the general fund of the  
7 state to the state conservation  
8 commission for special projects  
9 such as the construction, re-  
10 placement, development and alter-  
11 ation to state parks and preserves  
12 and state forest facilities ..... \$ 250,000".

13 2. Renumber sections and correct internal  
14 references as are necessary in accordance with this  
15 amendment.

S-3547 Filed March 28, 1985

By HALL

*w/d 4/19 (p. 1523)*

HOUSE FILE 476

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO VARIOUS DEPARTMENTS, BOARDS, AGENCIES, AND COMMISSIONS OF THE STATE RELATING TO AGRICULTURAL AFFAIRS, ENERGY, AND NATURAL RESOURCES MANAGEMENT.

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

Section 1. DEPARTMENT OF AGRICULTURE. There is appropriated from the general fund of the state and the trust funds indicated to the department of agriculture for the fiscal year beginning July 1, 1985 and ending June 30, 1986 the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	1985-1986 Fiscal Year
1. GENERAL ADMINISTRATION	
a. From the general fund for salaries, support, maintenance, and miscellaneous purposes .....	\$ 1,460,076
b. From the fertilizer fund to be transferred to the administration division .....	\$ 43,296
c. From the dairy trade practice fund to be transferred to the administration division .....	\$ 73,368
d. From the commercial feed fund to be transferred to the administration division .....	\$ 43,296
e. The department of agriculture shall establish annual subscription fees for the regular and periodic publications of the department. Fees collected from subscribers shall be deposited in the general fund of the state.	

It is the intent of the general assembly that the department of agriculture continue the agricultural diversification program.

2. REGULATORY DIVISION

From the general fund for salaries, support, maintenance, and miscellaneous purposes .....

\$ 3,318,858

It is a condition of the funds appropriated by this subsection that the department of agriculture is required to inspect a food service establishment only once a year, notwithstanding the provisions of section 170A.3 requiring an inspection twice a year.

3. LABORATORY DIVISION

a. From the general fund for salaries, support, maintenance, and miscellaneous purposes .....	\$ 632,924
b. From the commercial feed fund to be transferred to the laboratory division .....	\$ 734,610
c. From the pesticide fund to be transferred to the laboratory division .....	\$ 453,323
d. From the fertilizer fund to be transferred to the laboratory division .....	\$ 776,395

Sec. 2. MULTIFLORA ROSE ERADICATION COST REIMBURSEMENT.

1. There is appropriated from the general fund of the state to the state department of agriculture for the fiscal year beginning July 1, 1985 and ending June 30, 1986, the sum of seventy-five thousand (75,000) dollars, or so much thereof as may be necessary, to be used for the purpose of partially reimbursing agricultural landowners or tenants for the cost of herbicide for controlling or eradicating the multiflora rose which has severely infested their agricultural land. Not more than five percent of the funds appropriated under this subsection shall be used for administrative expenses.

2. A county board of supervisors desiring a share of the appropriation shall, in conjunction with the county weed commissioner and the county soil conservation district commissioners, develop a plan to combat severe infestations of multiflora rose on privately-owned land within the county. The plan shall be based upon partial reimbursement of individual landowner's costs for the purchase of herbicide from both state and county appropriations, however the share of costs reimbursed by state funds shall not exceed one fourth. The plan shall be submitted to the secretary of agriculture for approval or recommendations for modification.

3. A landowner or tenant whose agricultural land is severely infested by multiflora roses may apply to the soil conservation district commissioners of the county for partial reimbursement, according to the approved plan, of the cost of herbicide for controlling or eradicating the multiflora rose on the agricultural land. The county weed commissioner shall assist the soil conservation district commissioners in investigating the application and determining if the infestation is severe. The soil conservation district commissioners shall review and approve each application for partial cost reimbursement if the infestation is severe on the applicant's agricultural land. If the soil conservation district commissioners find the amount of reimbursement claimed to be excessive, the district commissioners may approve a lesser amount. The reasons for disapproval of an application or reduction of the amount of reimbursement shall be sent in writing to the applicant. The amount of reimbursement certified by the secretary shall be paid by warrant issued by the state comptroller.

4. Federal lands and federal land tenants are not eligible for reimbursement under this section.

Sec. 3. STATE CONSERVATION COMMISSION. There is appropriated from the general fund of the state and the funds indicated to the state conservation commission and its

divisions for the fiscal year beginning July 1, 1985 and ending June 30, 1986 the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

1985 1986  
Fiscal Year

1. DIVISION OF LANDS AND WATERS

For deposit in the state conservation fund from the general fund of the state for salaries, support, maintenance, equipment, and miscellaneous purposes and for maintenance of state parks, waters, and forests, and including not more than one million five hundred forty-one thousand one hundred seventy five (1,541,175) dollars during the fiscal year beginning July 1, 1985 which shall be available for the administration fund from the state conservation fund in compliance with the provisions of section 107.17 ..... \$ 6,222,644

2. DIVISION OF FISH AND GAME

a. From the state fish and game protection fund for salaries, support, maintenance, equipment, and miscellaneous purposes including not more than two million sixty five thousand four hundred fifteen (2,065,415) dollars during the fiscal year beginning on July 1, 1985 which shall be available from the state fish and game protection fund for the administration fund in compliance with the provisions of section 107.17 ..... \$13,211,122

b. From the fees deposited under section 321G.7 to the fish and game

protection fund for enforcement of snow mobile laws as part of the state snow-mobile program ..... \$ 67,000

c. From the fees deposited under section 106.52 to the fish and game protection fund for administration and enforcement of navigation laws and water safety ..... \$ 905,600

d. Funds remaining in the fish and game protection fund during fiscal year 1985-1986 which are not specifically appropriated by section 3 of this Act are appropriated and may be used for capital projects and contingencies arising during the fiscal year beginning July 1, 1985. A contingency shall not include any purpose or project which was presented to the general assembly by way of a bill or a proposed bill and which failed to be enacted into law. For the purpose of this subsection, a necessity of additional operating funds may be construed as a contingency. Before any of the funds authorized to be expended by this subsection are allocated for contingencies, it shall be determined by the executive council that a contingency exists and that the contingency was not existent while the general assembly was in session and that the proposed allocation shall be for the best interests of the state. If a contingency arises or could reasonably be foreseen during the time the general assembly is in session, expenditures for the contingency must be authorized by the general assembly.

1. STATE ADVISORY BOARD FOR PRESERVES

From the general fund of the state for salaries, support, maintenance, and miscellaneous purposes for carrying out the duties of the board ..... \$ 51,484

4. GREEN THUMB PROGRAM

From the general fund for deposit in the green thumb fund for the employment

of persons under the green thumb program established pursuant to chapter 601H ..... \$ 145,742

Sec. 4. MARINE FUEL TAX FUND. There is appropriated from the marine fuel tax fund to the state conservation commission and its divisions for the fiscal year beginning July 1, 1985 and ending June 30, 1986 the following amounts, or so much thereof as is necessary, to be used for the following purposes:

1985-1986  
Fiscal Year

- 1. For deposit in the state conservation fund for maintenance and development of boating facilities and access to public waters ..... \$ 364,730
2. For deposit in the state fish and game protection fund for the administration and enforcement of navigation laws and boat safety ..... \$ 100,000

The balance of the amount computed as provided in section 324.84 for the fiscal year beginning July 1, 1985 and ending June 30, 1986 is appropriated for the purposes provided in section 324.79, subsections 1, 2, 3 and 5. The unencumbered or unobligated balances of funds specifically allocated for such projects for the fiscal year ending June 30, 1986, shall revert to the fund from which appropriated June 30, 1986.

Sec. 5. ADMINISTRATION FUND.

1. The transfer of funds from the state conservation fund and the state fish and game protection fund to the administration funds shall not exceed the amounts specified in subsections 1 and 2 of section 3 of this Act.

2. All receipts and refunds and reimbursements related to activities funded by the administration fund are appropriated to the administration fund. All refunds and reimbursements relating to activities of the state fish and game protection fund shall be credited to the state fish and game protection fund.

3. The state conservation commission shall establish a priority list of watersheds above publicly-owned lakes and areas within those watersheds which are of highest importance based on soil loss to be used for the allocation of funds set aside in subsection 3 of section 11 of this Act for permanent soil conservation practices on watersheds above publicly-owned lakes.

Sec. 6. OPEN SPACES SCHOOL TAX PAYMENT. There is appropriated from the general fund of the state to the state conservation commission the amount of forty-one thousand one hundred sixty (41,160) dollars to pay school taxes for the fiscal year beginning July 1, 1985 on the lands acquired under the open spaces acquisition program, commenced in Acts of the Sixty-fifth General Assembly, 1973 Session, chapter 74, which would otherwise be subject to the levy of school taxes. The assessed value of the open spaces land shall be that determined pursuant to section 427.1, subsection 31, and the commission may protest the assessed value in the manner provided by law for any property owner to protest an assessment. For the purposes of chapter 442, the assessed value of the open spaces land shall be included in the valuation base of the school district and the payments made pursuant to this section shall be considered as property tax revenues and not as miscellaneous income. The county treasurer shall certify the taxes due to the commission. If the total amount of taxes due certified to the commission exceeds the amount appropriated, the taxes due shall be reduced proportionately so that the total amount equals the amount appropriated.

Sec. 7. ENERGY POLICY COUNCIL. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1985 and ending June 30, 1986, to the energy policy council the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1985-1986

Fiscal Year

ENERGY POLICY COUNCIL	
1. OPERATIONS	
For salaries, support, maintenance,	
and for miscellaneous purposes .....	\$ 373,900
2. INSTITUTIONAL CONSERVATION PROGRAM	
For salaries, support, maintenance,	
and for miscellaneous purposes .....	\$ 98,054
3. STATE BUILDINGS ENERGY MANAGEMENT PROGRAM	
For salaries, support, maintenance,	
and for miscellaneous purposes .....	\$ 450,000

By January 2, 1986 the energy policy council shall file with the chief clerk of the house of representatives and the secretary of the senate a report of the expenditures made under the institutional conservation program and the state buildings energy management program during the fiscal year beginning July 1, 1983 and ending June 30, 1984 and the energy savings realized by virtue of those expenditures during that fiscal year.

Sec. 8. GEOLOGICAL SURVEY. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1985 and ending June 30, 1986 to the Iowa geological survey the amounts specified, or so much thereof as is necessary, to be used for the following purposes:

1985-1986  
Fiscal Year

1. For salaries, support, maintenance, and for miscellaneous purposes for the general office .....	\$ 1,217,663
2. For reimbursement to federal agencies for cooperative contracts .....	\$ 257,576

Sec. 9. HERBERT HOOVER BIRTHPLACE FOUNDATION. There is appropriated from the general fund of the state to the Herbert

Hoover birthplace foundation for the fiscal year beginning July 1, 1985 and ending June 30, 1986 the following amount, or so much thereof as is necessary, to be used for the purposes designated:

	1985-1986
	<u>Fiscal Year</u>
For assistance with capital improvements .....	\$ 1,350

Sec. 10. MISSISSIPPI RIVER PARKWAY COMMISSION. There is appropriated from the general fund of the state to the Mississippi river parkway commission for the fiscal year beginning July 1, 1985 and ending June 30, 1986 the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	1985-1986
	<u>Fiscal Year</u>
For support, maintenance, and miscellaneous purposes .....	\$ 15,792

Sec. 11. DEPARTMENT OF SOIL CONSERVATION. There is appropriated from the general fund of the state to the department of soil conservation for the fiscal year beginning July 1, 1985 and ending June 30, 1986, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	1985-1986
	<u>Fiscal Year</u>
1. For salaries, support, maintenance, assistance to soil conservation districts, and for miscellaneous purposes .....	\$ 3,854,553

It is the intent of the general assembly that if full-time equivalent positions must be reduced, the department shall first consider staff reductions in the central office.

2. For soil conservation grants which shall be allocated by the state soil conservation committee as follows:
  - a. To conduct soil surveys in con-

junction with federal, state, and local agencies in Iowa .....	\$ 328,633
b. To finance the state share of the small watershed program known as the Pub. L. 566 program .....	\$ 23,814
c. For transfer to the conservation practices revolving loan fund .....	\$ 100,000
d. To provide financial incentives for soil conservation practices in accordance with the provisions of subsection 3 of this section .....	\$ 8,978,521

3. The following requirements apply to the funds appropriated by subsection 2, paragraph "d":

- a. Not more than five percent may be allocated for cost sharing to abate complaints filed under sections 467A.47 and 467A.48.
- b. Not more than ten percent may be allocated for financial incentives not exceeding seventy-five percent of the approved cost of permanent soil conservation practices under chapter 467A on watersheds above publicly-owned lakes in accordance with the priority list required in subsection 3 of section 5 of this Act.
- c. The committee may allocate funds to conduct research and demonstration projects to promote conservation tillage and nonpoint sources pollution control practices.
- d. Not more than ten percent of a district's allocation may be allocated by the soil conservation district commissioners for one-time incentive payments on the per acre basis, but not exceeding ten dollars per acre, to encourage no-till planting methods on Iowa land that is row cropped.

e. Except for the allocation subject to paragraphs "a" and "b", the financial incentives for voluntary permanent soil conservation practices shall not exceed fifty percent of the approved cost and priority shall be given to family-operated farms.

f. Not more than twenty thousand (20,000) dollars may be used for reimbursement of out-of-pocket expenses of fencing authorized by House File 266 if enacted by the Seventy-first General Assembly, 1985 Session.

g. The financial incentive payments may be used in combination with state conservation commission funds.

4. The provisions of section 8.33 shall not apply to the funds appropriated by subsection 2. Unencumbered or unobligated funds remaining on June 30, 1989 from funds appropriated for the fiscal year beginning July 1, 1985 shall revert to the general fund on September 30, 1989.

Sec. 12. DEPARTMENT OF WATER, AIR AND WASTE MANAGEMENT. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1985 and ending June 30, 1986, to the department of water, air and waste management the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	1985-1986
	<u>Fiscal Year</u>
1. For salaries, support, maintenance, and for miscellaneous purposes .....	\$ 2,652,978
2. For salaries, support, maintenance and for miscellaneous purposes for the river coordinator .....	\$ 41,106
3. For the state's contribution to the AIDEX superfund .....	\$ 250,000

Notwithstanding section 8.33 funds appropriated for the state's contribution to the AIDEX superfund by 1984 Iowa Acts, chapter 1303, section 18, subsection 3, which are unexpended or unencumbered shall carry forward into the 1985-1986 fiscal year for the same purpose as originally appropriated. During the fiscal year for which funds are appropriated by this section the department of water, air and waste management shall not require the installation or use of equipment to control the emission of dust or other particulate matter on

facilities for the storage of grain which are located within the ambient air quality attainment areas for suspended particulates.

4. For payments to the governing bodies responsible for publicly owned sewage treatment facilities which are eligible for grants under section 202 of the Federal Water Pollution Control Act, 33 U.S.C. 466 et seq., as amended by the Federal Clean Water Act of 1977, Pub. L. 95-217, in an amount equal to five percent of the amount approved as the eligible cost of the project by the water, air and waste management commission .... \$ 1,960,000

Notwithstanding the provisions of unnumbered paragraph 1, of this subsection, not more than ten thousand (10,000) dollars of the funds appropriated by this subsection may be used for payments to governing bodies of local governments to reimburse up to fifty percent of expenses incurred since January 1, 1985 for alternative solid waste disposal projects.

The provisions of section 8.33 shall not apply to the funds appropriated by this subsection. Unencumbered or unobligated funds remaining on June 30, 1989 from funds appropriated for the fiscal year beginning July 1, 1985, shall revert to the general fund on September 30, 1989.

5. It is the intention of the general assembly in adopting the appropriation under subsection 1 and this subsection to cease funding for the department's implementation of the federal Resource Conservation and Recovery Act permit program for hazardous waste facilities in this state. Section 455B.411, subsections 5, 8 and 9, section 455B.412, subsections 2 through 4, and sections 455B.413 through 455B.421 are suspended and do not apply as they pertain to that permit program, but are not suspended and do apply as they pertain to abandoned and uncontrolled sites, used oil and

site licensing under chapter 455B, division IV, part 6. The suspension provided by this subsection begins July 1, 1985 and ends July 1, 1987.

Sec. 13. There is appropriated from the general fund of the state to the Iowa state water resources research institute for the fiscal year beginning July 1, 1985 and ending June 30, 1986, the sum of one hundred thirty-five thousand (135,000) dollars, or so much thereof as is necessary, for research approved by the panel created in 1984 Iowa Acts, chapter 1303, section 20.

Sec. 14. The amount of the funds appropriated under section 1, subsection 1, paragraph "a", subsection 2, and subsection 3, paragraph "a" of this Act for the fiscal year beginning July 1, 1985 and ending June 30, 1986 shall be reduced by one percent, rounded to the nearest whole dollar, and the provisions of this section shall prevail over any other provisions of this Act.

The amount of the funds appropriated under section 3, subsection 1, and subsections 3 and 4 of this Act for the fiscal year beginning on July 1, 1985 and ending June 30, 1986 shall be reduced by one percent, rounded to the nearest whole dollar, and the provisions of this section shall prevail over any other provisions of this Act.

The amount of the funds appropriated under sections 2, 6, 7, 8, 9, 10, 11, 12, and 13 of this Act for the fiscal year beginning July 1, 1985 and ending June 30, 1986 shall be reduced by one percent, rounded to the nearest whole dollar, and the provisions of this section shall prevail over any other provisions of this Act.

Sec. 15. Total appropriations specified in this Act for the fiscal year beginning July 1, 1985 and ending June 30, 1986 shall not be exceeded in the fiscal year beginning July 1, 1986 and ending June 30, 1987 unless revenue growth as estimated by the legislative fiscal bureau in its December 31, 1985 quarterly report exceeds four and one-half percent.

Sec. 16. All federal grants to and the federal receipts, not otherwise appropriated, of the agencies appropriated funds under this Act are appropriated for the purposes set forth in the federal grants or receipts, unless otherwise provided by the general assembly.

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DONALD D. AVENSON  
Speaker of the House

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ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 476, Seventy-first General Assembly.

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JOSEPH O'BERN  
Chief Clerk of the House

Approved May 3, 1985

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TERRY E. BRANSTAD  
Governor