

FILED MAR 17 1989

House Agri.  
DO PASS 4-7-89 (p.1404) SENATE FILE 479  
BY COMMITTEE  
ON AGRICULTURE

(SUCCESSOR TO SSB 329)

Passed Senate, Date 3-23-89 (p.1000) Passed House, Date 4-13-89 (p.1586)  
Vote: Ayes 44 Nays 0 Vote: Ayes 92 Nays 0  
Approved 5-4-89 (p.145)

A BILL FOR

1 An Act directing the Code editor to transfer various chapters and  
2 sections of the Code relating to the authority to regulate  
3 drainage to a new chapter.

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

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SF 479

1 Section 1. PURPOSE. The purpose of this Act is to  
2 reorganize sections in various chapters of the Code relating  
3 to drainage rights and jurisdictions into a new chapter. This  
4 Act shall be construed to effectuate the clear reading of and  
5 easy reference to provisions relating to drainage, and not to  
6 further a policy goal relating to administration or  
7 enforcement of the affected provisions.

8 Sec. 2. CODIFICATION. In the implementation of this Act,  
9 the Code editor shall:

10 1. Transfer sections 331.485 through 331.491 relating to  
11 the funding of drainage districts to new chapter 468, organize  
12 the sections within a division, and rearrange the sections as  
13 necessary.

14 2. Transfer the following chapters relating to drainage  
15 rights and drainage jurisdictions to new chapter 468, divide  
16 the chapter into divisions and parts, and rearrange the  
17 sections as necessary:

18 a. Chapter 455, relating to levee and drainage districts  
19 and improvements on petition or by mutual agreement.

20 b. Chapter 456, relating to the dissolution of drainage  
21 districts. The chapter's sections shall be organized under  
22 the same division as the sections in chapter 455.

23 c. Chapter 457, relating to intercounty levees or drainage  
24 districts.

25 d. Chapter 458, relating to converting intracounty  
26 districts into intercounty districts.

27 e. Chapter 459, relating to drainage districts embracing  
28 part or all of a city.

29 f. Chapter 460, relating to highway drainage districts.

30 g. Chapter 461, relating to levee districts with pumping  
31 stations.

32 h. Chapter 462, relating to management of drainage or  
33 levee districts by trustees.

34 i. Chapter 463, relating to drainage refunding bonds.

35 j. Chapter 464, relating to defaulted drainage bonds. The

1 sections in this chapter shall be organized with the sections  
2 in chapter 463.

3 k. Chapter 465, relating to individual drainage rights.

4 l. Chapter 466, relating to drainage districts in  
5 connection with United States levees.

6 m. Chapter 467, relating to interstate drainage districts.

7 3. Notwithstanding any other provision of this Act, if the  
8 Code arrangement required in this section is not feasible or  
9 is not satisfactory to the Code editor, the editor may  
10 rearrange the affected sections as necessary.

11 4. Not later than September 15, 1989, the Code editor  
12 shall report to the legislative council any provisions  
13 relating to drainage which cannot be reconciled by the Code  
14 editor under this Act. The legislative council may appoint an  
15 interim study committee to review the report of the Code  
16 editor and make recommendations to the general assembly.

17 EXPLANATION

18 This bill directs the Code editor to organize into one new  
19 chapter, various chapters and sections of the Code. The  
20 transfer of the sections should not affect the application or  
21 interpretation of the sections, including jurisdictions,  
22 administrative organizations, or enforcement provisions.

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PRIEBE, CH.  
FUHRMAN  
COLEMAN

SSB 329  
AGRICULTURE

SENATE FILE 479  
BY (PROPOSED COMMITTEE  
ON AGRICULTURE BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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27 e. Chapter 459, relating to drainage districts embracing  
28 part or all of a city.

29 f. Chapter 460, relating to highway drainage districts.

30 g. Chapter 461, relating to levee districts with pumping  
31 stations.

32 h. Chapter 462, relating to management of drainage or  
33 levee districts by trustees.

34 i. Chapter 463, relating to drainage refunding bonds.

35 j. Chapter 464, relating to defaulted drainage bonds. The

1 sections in this chapter shall be organized with the sections  
2 in chapter 463.

3 k. Chapter 465, relating to individual drainage rights.

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5 connection with United States levees.

6 m. Chapter 467, relating to interstate drainage districts.

7 3. Notwithstanding any other provision of this Act, if the  
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18 This bill directs the Code editor to organize into one new  
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22 administrative organizations, or enforcement provisions.

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SENATE FILE 479

AN ACT

DIRECTING THE CODE EDITOR TO TRANSFER VARIOUS CHAPTERS  
AND SECTIONS OF THE CODE RELATING TO THE AUTHORITY  
TO REGULATE DRAINAGE TO A NEW CHAPTER.

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

Section 1. PURPOSE. The purpose of this Act is to reorganize sections in various chapters of the Code relating to drainage rights and jurisdictions into a new chapter. This Act shall be construed to effectuate the clear reading of and easy reference to provisions relating to drainage, and not to further a policy goal relating to administration or enforcement of the affected provisions.

Sec. 2. CODIFICATION. In the implementation of this Act, the Code editor shall:

1. Transfer sections 331.485 through 331.491 relating to the funding of drainage districts to new chapter 468, organize

the sections within a division, and rearrange the sections as necessary.

2. Transfer the following chapters relating to drainage rights and drainage jurisdictions to new chapter 468, divide the chapter into divisions and parts, and rearrange the sections as necessary:

- a. Chapter 455, relating to levee and drainage districts and improvements on petition or by mutual agreement.
  - b. Chapter 456, relating to the dissolution of drainage districts. The chapter's sections shall be organized under the same division as the sections in chapter 455.
  - c. Chapter 457, relating to intercounty levees or drainage districts.
  - d. Chapter 458, relating to converting intracounty districts into intercounty districts.
  - e. Chapter 459, relating to drainage districts embracing part or all of a city.
  - f. Chapter 460, relating to highway drainage districts.
  - g. Chapter 461, relating to levee districts with pumping stations.
  - h. Chapter 462, relating to management of drainage or levee districts by trustees.
  - i. Chapter 463, relating to drainage refunding bonds.
  - j. Chapter 464, relating to defaulted drainage bonds. The sections in this chapter shall be organized with the sections in chapter 463.
  - k. Chapter 465, relating to individual drainage rights.
  - l. Chapter 466, relating to drainage districts in connection with United States levees.
  - m. Chapter 467, relating to interstate drainage districts.
3. Notwithstanding any other provision of this Act, if the Code arrangement required in this section is not feasible or is not satisfactory to the Code editor, the editor may rearrange the affected sections as necessary.



4. Not later than September 15, 1989, the Code editor shall report to the legislative council any provisions relating to drainage which cannot be reconciled by the Code editor under this Act. The legislative council may appoint an interim study committee to review the report of the Code editor and make recommendations to the general assembly.

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JO ANN ZIMMERMAN  
President of the Senate

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DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 479, Seventy-third General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved \_\_\_\_\_, 1989

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TERRY E. BRANSTAD  
Governor