

FEB 13 1996
Agriculture

HOUSE FILE 2193
BY TEIG, SUKUP, ARNOLD,
GARMAN, BRANSTAD, and
COON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to distance requirements between agricultural
2 drainage wells and agricultural drainage well intakes and
3 animal feeding operation structures.

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

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HF 2193

1 Section 1. Section 455B.204, subsection 1, unnumbered
2 paragraph 1, Code Supplement 1995, is amended to read as
3 follows:

4 An animal feeding operation structure shall be ~~located~~
5 constructed at least ~~five~~ one thousand two hundred fifty feet
6 away from an unplugged agricultural drainage well or the
7 surface intake of an agricultural drainage well or; at least
8 five hundred feet away from a known sinkhole; and at least
9 two hundred feet away from a lake, river, or stream located
10 within the territorial limits of the state, or any marginal
11 river area adjacent to the state, which can support a floating
12 vessel capable of carrying one or more persons during a total
13 of a six-month period in one out of ten years, excluding
14 periods of flooding. However, no distance separation is
15 required between a location or object and a farm pond or
16 privately owned lake, as defined in section 462A.2.

17 EXPLANATION

18 This bill amends section 455B.204 which places a 500 foot
19 separation requirement between animal feeding operations and
20 certain water sources, including agricultural drainage wells.
21 This bill provides that an animal feeding operation structure
22 must be constructed at least 1,250 feet away from an unplugged
23 agricultural drainage well or the surface intake of an
24 agricultural drainage well.

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