

FILED JAN 21 1985

SENATE FILE 55
BY SORENSEN

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

A BILL FOR

1 An Act regulating manure spraying devices, and providing for
2 penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 55

1 Section 1. NEW SECTION. 455B.152 MANURE SPRAYING DEVICES
2 AND EQUIPMENT -- PROHIBITION.

3 1. As used in this section:

4 a. "Agricultural land" means land suitable for the
5 cultivation of crops or pasture land suitable for growing hay,
6 grass, clover, or alfalfa.

7 b. "Manure spraying device" means any implement or
8 equipment used for applying manure in a liquid form above the
9 surface of the ground by the use of a pressurized system of
10 dispersal, including but not limited to a mechanical system
11 commonly used for irrigation.

12 2. A person shall not use or operate a manure spraying
13 device, manufactured on or after the effective date of this
14 Act, for purposes of applying liquid manure on agricultural
15 land. Beginning two years following the effective date of
16 this Act, a person shall not use or operate a manure spraying
17 device for purposes of applying liquid manure on the
18 agricultural land, regardless of the date that the device was
19 manufactured.

20 3. A person violating this section shall be subject to a
21 civil penalty according to the schedule of civil penalties
22 adopted by the commission pursuant to section 455B.109.
23 However, the civil penalty imposed shall not be more than one
24 thousand dollars. Each day that a violation continues shall
25 be considered a separate offense.

26 EXPLANATION

27 This bill prohibits a person from using or operating a
28 manure spraying device, manufactured on or after the effective
29 date of this bill, for purposes of applying liquid manure on
30 agricultural land. It also provides that two years following
31 the effective date of the bill, a person is prohibited from
32 using or operating a manure spraying device for purposes of
33 applying liquid manure on the agricultural land, regardless of
34 the date that the device was manufactured. The bill defines a
35 manure spraying device to mean any implement or equipment used

1 for applying manure in a liquid form above the surface of the
2 ground by the use of a pressurized system of dispersal. A
3 person violating this section is subject to a civil penalty
4 according to a schedule adopted by the environmental
5 protection commission. The civil penalty is limited to not
6 more than \$1,000. Each day that a violation continues
7 constitutes a separate offense.

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