

3/15/00 Aquilino

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FEB 23 2000

Place On Calendar

HOUSE FILE 2393
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 2075)

Passed House, ^(p. 718) Date 3-14-00 Passed Senate, ^(p. 944) Date 3/30/00
Vote: Ayes 98 Nays 0 Vote: Ayes 46 Nays 0
Approved April 17, 2000

A BILL FOR

1 An Act relating to the certification of persons as confinement
2 site manure applicators, providing for fees, and making
3 penalties applicable.

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

HOUSE FILE 2393

H-8109

1 Amend House File 2393 as follows:

2 1. Page 1, by inserting after line 6 the
3 following:

4 "Sec. ____ . Section 455B.203A, subsection 3,
5 paragraph b, Code Supplement 1999, is amended to read
6 as follows:

7 b. A person required to be certified as a
8 confinement site manure applicator must be certified
9 by the department every three years. ~~The~~ However, if
10 the person is exempt from paying the certification fee
11 because a family member has paid a certification fee
12 as provided in this section, the person's
13 certification shall expire on the same date that the
14 paid family member's certification expires. A person
15 shall be certified after completing an educational
16 program which shall consist of an examination required
17 to be passed by the person or two hours of continuing
18 instructional courses which the person must attend
19 each year in lieu of passing the examination."

20 2. By renumbering as necessary.

By PARMENTER of Story

H-8109 FILED FEBRUARY 29, 2000

Adopted
3-14-00 (p. 718)

HF 2393

1 Section 1. Section 455B.203A, subsection 1, Code
2 Supplement 1999, is amended by adding the following new
3 paragraph:

4 NEW PARAGRAPH. d. "Family member" means a person related
5 to another person as a spouse, parent, grandparent, child,
6 grandchild, or sibling.

7 Sec. 2. Section 455B.203A, subsection 5, paragraph b,
8 subparagraph (1), Code Supplement 1999, is amended to read as
9 follows:

10 (1) The person is a part-time employee or family member of
11 a confinement site manure applicator.

12 Sec. 3. Section 455B.203A, subsection 6, paragraph a, Code
13 Supplement 1999, is amended to read as follows:

14 a. The department may charge a fee for certifying persons
15 a person under this section. The fee for certification shall
16 be based on the costs of administering and enforcing this
17 section and paying the expenses of the department relating to
18 certification. A person who is certified as a confinement
19 site manure applicator as provided in this section is exempt
20 from paying the certification fee, if all of the following
21 apply:

22 (1) The person is certified within one year from the date
23 that a family member has been certified as a confinement site
24 manure applicator.

25 (2) The family member has paid the fee for that family
26 member's own certification.

27 EXPLANATION

28 This bill amends provisions which relate to certification
29 of persons who apply manure stored at the site of a
30 confinement feeding operation, and who are not in the
31 application business, typically agricultural producers. The
32 educational program for confinement site manure applicators is
33 administered by the department of natural resources. Persons
34 must be certified after completing an educational program and
35 paying a fee.

1 This bill provides if a person is certified as a
2 confinement site manure applicator under Code section
3 455B.203A, upon completing an educational program, the
4 required amount paid for the person's certification also
5 satisfies the amount of the certification fee otherwise
6 required to be paid for each of the person's family members
7 who are certified within the year that the person is
8 certified.

9 The bill defines a "family member" as a person related to
10 another person as a spouse, parent, grandparent, child,
11 grandchild, or sibling.

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S. 3/23/00 Unfinished Business Calendar

HOUSE FILE **2393**
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 2075)

(As Amended and Passed by the House, March 14, 2000)

Passed House, Date _____ Passed Senate, Date ^{P. 944} 3/30/00
Vote: Ayes _____ Nays _____ Vote: Ayes 46 Nays 0
Approved April 17, 2000

A BILL FOR

1 An Act relating to the certification of persons as confinement
2 site manure applicators, providing for fees, and making
3 penalties applicable.

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

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House Amendments _____

HF 2393

1 Section 1. Section 455B.203A, subsection 1, Code
2 Supplement 1999, is amended by adding the following new
3 paragraph:

4 NEW PARAGRAPH. d. "Family member" means a person related
5 to another person as a spouse, parent, grandparent, child,
6 grandchild, or sibling.

7 Sec. 2. Section 455B.203A, subsection 3, paragraph b, Code
8 Supplement 1999, is amended to read as follows:

9 b. A person required to be certified as a confinement site
10 manure applicator must be certified by the department every
11 three years. ~~The~~ However, if the person is exempt from paying
12 the certification fee because a family member has paid a
13 certification fee as provided in this section, the person's
14 certification shall expire on the same date that the paid
15 family member's certification expires. A person shall be
16 certified after completing an educational program which shall
17 consist of an examination required to be passed by the person
18 or two hours of continuing instructional courses which the
19 person must attend each year in lieu of passing the
20 examination.

21 Sec. 3. Section 455B.203A, subsection 5, paragraph b,
22 subparagraph (1), Code Supplement 1999, is amended to read as
23 follows:

24 (1) The person is a part-time employee or family member of
25 a confinement site manure applicator.

26 Sec. 4. Section 455B.203A, subsection 6, paragraph a, Code
27 Supplement 1999, is amended to read as follows:

28 a. The department may charge a fee for certifying persons
29 a person under this section. The fee for certification shall
30 be based on the costs of administering and enforcing this
31 section and paying the expenses of the department relating to
32 certification. A person who is certified as a confinement
33 site manure applicator as provided in this section is exempt
34 from paying the certification fee, if all of the following
35 apply:

1 (1) The person is certified within one year from the date
2 that a family member has been certified as a confinement site
3 manure applicator.

4 (2) The family member has paid the fee for that family
5 member's own certification.

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HOUSE FILE 2393

AN ACT

RELATING TO THE CERTIFICATION OF PERSONS AS CONFINEMENT SITE MANURE APPLICATORS, PROVIDING FOR FEES, AND MAKING PENALTIES APPLICABLE.

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

Section 1. Section 455B.203A, subsection 1, Code Supplement 1999, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. "Family member" means a person related to another person as a spouse, parent, grandparent, child, grandchild, or sibling.

Sec. 2. Section 455B.203A, subsection 3, paragraph b, Code Supplement 1999, is amended to read as follows:

b. A person required to be certified as a confinement site manure applicator must be certified by the department every three years. The However, if the person is exempt from paying the certification fee because a family member has paid a certification fee as provided in this section, the person's certification shall expire on the same date that the paid family member's certification expires. A person shall be certified after completing an educational program which shall consist of an examination required to be passed by the person or two hours of continuing instructional courses which the person must attend each year in lieu of passing the examination.

Sec. 3. Section 455B.203A, subsection 5, paragraph b, subparagraph (1), Code Supplement 1999, is amended to read as follows:

(1) The person is a part-time employee or family member of a confinement site manure applicator.

Sec. 4. Section 455B.203A, subsection 6, paragraph a, Code Supplement 1999, is amended to read as follows:

a. The department may charge a fee for certifying persons a person under this section. The fee for certification shall be based on the costs of administering and enforcing this section and paying the expenses of the department relating to certification. A person who is certified as a confinement site manure applicator as provided in this section is exempt from paying the certification fee, if all of the following apply:

(1) The person is certified within one year from the date that a family member has been certified as a confinement site manure applicator.

(2) The family member has paid the fee for that family member's own certification.

BRENT SIEGRIST
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2393, Seventy-eighth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved April 17, 2000

THOMAS J. VILSACK
Governor

HF 2393