

Horbach, Chair
Huseman
Scherrman

HSB 646

Agriculture

Substituted,
SF/HP 2494

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL BY
CHAIRPERSON KLEMME)

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

A BILL FOR

1 An Act providing for the application of compost material to land
2 for use for the production of organic agricultural products.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 200.3, Code 1999, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 15A. "Organic agricultural product" means
4 the same as defined in section 190C.1.

5 Sec. 2. Section 200.20, Code 1999, is amended to read as
6 follows:

7 200.20 PHOSPHORIC ACID, NITROGEN AND POTASH REQUIREMENTS.

8 1. No-phosphatic Except as provided in subsection 2, a
9 person shall not sell, offer for sale, or distribute, any of
10 the following:

11 a. Phosphatic fertilizer containing less than eighteen
12 percent available phosphoric acid (P2O5)-nor-any-nitrogen.

13 b. Nitrogen fertilizer containing less than fifteen
14 percent total nitrogen (N)-nor-any-potash.

15 c. Potash fertilizer containing less than fifteen percent
16 soluble potash (K2O)-nor-any-mixed.

17 d. Mixed fertilizer in which the sum of the guaranteed
18 analysis of total nitrogen (N), available phosphoric acid
19 (P2O5), and soluble potash (K2O), totals less than twenty
20 percent shall-be-offered-for-sale,-sold,-or-distributed-in
21 this-state. This-section

22 2. Subsection 1 shall neither not apply to specialty
23 fertilizers-as-defined-in-section-200.3,-subsection-23,-nor-to
24 any of the following:

25 a. A specialty fertilizer.

26 b. A fertilizer designed to be applied and ordinarily
27 applied directly to growing plant foliage to stimulate further
28 growth.

29 c. Compost materials to be applied on land, if any of the
30 following apply:

31 (1) The land is being used to produce an agricultural
32 commodity that is an organic agricultural product.

33 (2) The land is in the transition of being used to produce
34 an agricultural commodity that is an organic agricultural
35 product, pursuant to rules adopted by the department as

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1 provided in chapter 190C.

2 EXPLANATION

3 This bill amends Code chapter 200, which authorizes the
4 department of agriculture and land stewardship to regulate
5 fertilizers and soil conditioners, including by providing
6 standards for their effective use. Code section 200.20
7 provides that phosphatic fertilizer, nitrogen fertilizer,
8 potash fertilizer, or a mixed fertilizer cannot be sold in the
9 state unless it meets standards for chemical content. The
10 Code section provides that this prohibition does not apply to
11 specialty fertilizers or fertilizers applied directly to
12 growing plants. This bill provides that the prohibition also
13 does not apply to compost materials to be applied on land, if
14 the land is being used to produce an agricultural commodity
15 that is an organic agricultural product under Code chapter
16 190C or is in the transition of being used to produce an
17 organic agricultural commodity.

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FEB 29 2000

Place On Calendar

3/15/00 Agriculture
S-3/15/00 Do Pass
S-3/23/00 Unfinished Business
Calendar

2494

HOUSE FILE
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HSB 646)

Passed House, Date 3/14/00 (P. 852) Passed Senate, Date 3-27-00
Vote: Ayes 92 Nays 1 Vote: Ayes 47 Nays 0
Approved 4/12/00

A BILL FOR

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HF 2494

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2 the following new subsection:

3 NEW SUBSECTION. 15A. "Organic agricultural product" means
4 the same as defined in section 190C.1.

5 Sec. 2. Section 200.20, Code 1999, is amended to read as
6 follows:

7 200.20 PHOSPHORIC ACID, NITROGEN AND POTASH REQUIREMENTS.

8 1. No-phosphatic Except as provided in subsection 2, a
9 person shall not sell, offer for sale, or distribute, any of
10 the following:

11 a. Phosphatic fertilizer containing less than eighteen
12 percent available phosphoric acid (P2O5), nor any nitrogen.

13 b. Nitrogen fertilizer containing less than fifteen
14 percent total nitrogen (N), nor any potash.

15 c. Potash fertilizer containing less than fifteen percent
16 soluble potash (K2O), nor any mixed.

17 d. Mixed fertilizer in which the sum of the guaranteed
18 analysis of total nitrogen (N), available phosphoric acid
19 (P2O5), and soluble potash (K2O), totals less than twenty
20 percent shall be offered for sale, sold, or distributed in
21 this state. This section

22 2. Subsection 1 shall neither not apply to specialty
23 fertilizers as defined in section 200.3, subsection 23, nor to
24 any of the following:

25 a. A specialty fertilizer.

26 b. A fertilizer designed to be applied and ordinarily
27 applied directly to growing plant foliage to stimulate further
28 growth.

29 c. Compost materials to be applied on land, if any of the
30 following apply:

31 (1) The land is being used to produce an agricultural
32 commodity that is an organic agricultural product as provided
33 in chapter 190C, including rules adopted by the department
34 under that chapter.

35 (2) The land is in the transition of being used to produce

1 an agricultural commodity that is an organic agricultural
2 product, pursuant to rules adopted by the department as
3 provided in chapter 190C.

4 EXPLANATION

5 This bill amends Code chapter 200, which authorizes the
6 department of agriculture and land stewardship to regulate
7 fertilizers and soil conditioners, including by providing
8 standards for their effective use. Code section 200.20
9 provides that phosphatic fertilizer, nitrogen fertilizer,
10 potash fertilizer, or a mixed fertilizer cannot be sold in the
11 state unless it meets standards for chemical content. The
12 Code section provides that this prohibition does not apply to
13 specialty fertilizers or fertilizers applied directly to
14 growing plants. This bill provides that the prohibition also
15 does not apply to compost materials to be applied on land, if
16 the land is being used to produce an agricultural commodity
17 that is an organic agricultural product under Code chapter
18 190C or is in the transition of being used to produce an
19 organic agricultural commodity.

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HOUSE FILE 2494

AN ACT

PROVIDING FOR THE APPLICATION OF COMPOST MATERIAL TO LAND FOR USE FOR THE PRODUCTION OF ORGANIC AGRICULTURAL PRODUCTS.

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

Section 1. Section 200.3, Code 1999, is amended by adding the following new subsection:

NEW SUBSECTION. 15A. "Organic agricultural product" means the same as defined in section 190C.1.

Sec. 2. Section 200.20, Code 1999, is amended to read as follows:

200.20 PHOSPHORIC ACID, NITROGEN AND POTASH REQUIREMENTS.

1. No-phosphatic Except as provided in subsection 2, a person shall not sell, offer for sale, or distribute, any of the following:

a. Phosphatic fertilizer containing less than eighteen percent available phosphoric acid (P2O5) nor any nitrogen.

b. Nitrogen fertilizer containing less than fifteen percent total nitrogen (N) nor any potash.

c. Potash fertilizer containing less than fifteen percent soluble potash (K2O) nor any mixed.

d. Mixed fertilizer in which the sum of the guaranteed analysis of total nitrogen (N), available phosphoric acid (P2O5), and soluble potash (K2O), totals less than twenty percent shall be offered for sale, sold, or distributed in this state. This section

2. Subsection 1 shall neither not apply to specialty fertilizers as defined in section 200.3 nor to any of the following:

a. A specialty fertilizer.

b. A fertilizer designed to be applied and ordinarily applied directly to growing plant foliage to stimulate further

growth.

c. Compost materials to be applied on land, if any of the following apply:

(1) The land is being used to produce an agricultural commodity that is an organic agricultural product as provided in chapter 190C, including rules adopted by the department under that chapter.

(2) The land is in the transition of being used to produce an agricultural commodity that is an organic agricultural product, pursuant to rules adopted by the department as provided in chapter 190C.

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 2494, Seventy-eighth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved 4/12, 2000

THOMAS J. VILSACK
Governor

HF 2494