

JUDICIARY
FILED FEB 16 2000

SENATE FILE 2185
BY KIBBIE

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

A BILL FOR

1 An Act establishing a fund to support actions by the attorney
2 general's office relating to agricultural anticompetitive
3 practices and providing for an appropriation.

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

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SF 2185
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1 Section 1. NEW SECTION. 13.11 AGRICULTURAL
2 ANTICOMPETITIVE PRACTICES FUND.

3 1. As used in this section:

4 a. "Fund" means the agricultural anticompetitive practices
5 fund created in this section.

6 b. "Office" means the office of the attorney general as
7 provided in this chapter.

8 c. "Provision of law" means the same as defined in section
9 17A.2.

10 2. An agricultural anticompetitive practices fund is
11 created in the state treasury under the control of the office.

12 3. a. The fund is composed of moneys deposited into the
13 fund pursuant to section 714.16. The fund may include other
14 moneys appropriated by the general assembly or available to
15 and obtained or accepted by the office. The moneys in the
16 fund are not subject to section 8.33 and shall not be
17 transferred, used, obligated, appropriated, or otherwise
18 encumbered except as provided in this section.

19 Notwithstanding section 12C.7, subsection 2, interest or
20 earnings on moneys deposited in the fund shall be credited to
21 the fund. The fund is subject to an annual audit by the
22 auditor of state.

23 b. Moneys in the fund, which may be subject to warrants
24 written by the director of revenue and finance, shall be drawn
25 upon the written requisition of the attorney general or an
26 authorized representative of the attorney general.

27 4. Moneys in the fund shall be used in any manner
28 determined appropriate by the office which is necessary to
29 carry out a provision of law authorizing the office to
30 investigate, prosecute, or bring a civil action against a
31 person based on anticompetitive practices relating to the
32 production, processing, or marketing of agricultural products
33 as defined in section 190C.1. As used in this section, an
34 anticompetitive practice includes but is not limited to any
35 prohibition provided in section 9H.2.

