

JAN 31 2011
Agriculture

HOUSE FILE 145
BY FREVERT, KUHN, STEVENS,
CONNORS, KREIMAN, DOTZLER,
HATCH, WITT, REYNOLDS,
BUKTA, JOCHUM, MASCHER,
SCHERRMAN, D. TAYLOR, and
GREIMANN

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

A BILL FOR

1 An Act relating to the application of manure originating from
2 confinement feeding operations, by providing for manure
3 management plans and making penalties applicable.

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

HF 145

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1 Section 1. Section 455B.203, subsection 3, paragraph a,
2 Code 2001, is amended to read as follows:

3 a. Calculations necessary to determine the land area
4 required for the application of manure from a confinement
5 feeding operation. The calculations shall be based on
6 nitrogen and phosphorus use levels in order to obtain optimum
7 crop yields according to a crop schedule specified in the
8 plan, and according to requirements adopted by the department
9 after receiving recommendations from the animal agriculture
10 consulting organization provided for in 1995 Iowa Acts,
11 chapter 195, section 37.

12 EXPLANATION

13 This bill amends Code section 455B.203, which provides
14 requirements for manure management plans submitted by owners
15 of confinement feeding operations or persons applying manure
16 originating from confinement feeding operations. The Code
17 section provides that the plan must include calculations
18 necessary to determine the amount of land needed for the
19 application of the manure. The calculations are based on
20 nitrogen use levels needed to obtain optimum crop yields.
21 This bill provides that the calculations must also be based on
22 phosphorus use levels. Generally, a person submitting a
23 manure management plan who is found in violation of the terms
24 and conditions of the plan is subject to a civil penalty of
25 not more than \$5,000.

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**HOUSE FILE 145
FISCAL NOTE**

A fiscal note for **House File 145** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

SUMMARY

House File 145 adds the requirement that manure management plans that are submitted to the Department of Natural Resources include a calculation for the use of phosphorus for crop yields and field application.

ASSUMPTIONS

1. The estimated time to review manure management plans with a phosphorus calculation is estimated to be 2.5 years.
2. The Bill will require the Environmental Protection Division to add 4.00 FTE positions, costing \$200,000 in FY 2002 and FY 2003 for salaries and benefits. For FY 2004, the cost to the Division will be \$100,000 for 4.00 FTE positions for six months.

FISCAL IMPACT

The estimated General Fund fiscal impact of House File 145 is an increase in expenditures of \$200,000 and 4.00 FTE positions, annually, for FY 2002 and 2003. The estimated increase in expenditures for FY 2004 would be \$100,000 and 4.00 FTE positions for six months.

SOURCE

Department of Natural Resources

(LSB 1800hh, DFK)

FILED FEBRUARY 19, 2001

BY DENNIS PROUTY, FISCAL DIRECTOR