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Agriculture

HOUSE FILE 2259
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Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to animal feeding operations, by providing for an
2 economic and environmental consulting organization.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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HF-2259

1 Section 1. 1995 Iowa Acts, chapter 195, section 37, as
2 amended by 1998 Iowa Acts, chapter 1209, section 40, is
3 amended to read as follows:

4 SEC. 37. ANIMAL-AGRICULTURE ECONOMIC AND ENVIRONMENTAL
5 CONSULTING ORGANIZATION -- ANIMAL AGRICULTURE.

6 1. The department of natural resources shall request that
7 the organizations enumerated in this section each appoint a
8 representative to an economic and environmental consulting
9 organization to consult with the department regarding the
10 economic and environmental impacts of departmental regulatory
11 actions upon animal agriculture. The department shall request
12 that the representatives provide the department with
13 recommendations regarding the adoption of rules required to
14 administer or enforce provisions in chapter 455B that affect
15 animal feeding operations.

16 2. a. The department shall request, subject to the
17 requirements of subsection 3, that each of the following
18 organizations appoint one member to represent the
19 organization:

- 20 (1) The Iowa pork producers association, -the.
- 21 (2) The Iowa cattlemen's association, -the.
- 22 (3) The Iowa poultry association, -the.
- 23 (4) The Iowa dairy products association, -the.
- 24 (5) Iowa state university, -the.
- 25 (6) The soil conservation division of the department of
26 agriculture and land stewardship, -and-the.
- 27 (7) The natural resources conservation service of the
28 United States department of agriculture, -and-after-the
29 effective-date-of-this-section-of-this-Act-as-amended-by-1998
30 Iowa-Acts, -House-File-2494, -two.
- 31 (8) The Iowa state association of counties.
- 32 (9) The environmental council.
- 33 (10) The department of economic development which shall
34 appoint a person with a special knowledge of tourism.

35 b. The department shall request that two organizations

1 representing agricultural producers generally each appoint one
2 member representative to consult with the department.

3 ~~3. The appointees shall consult with the department~~
4 ~~regarding this Act, rules adopted pursuant to this Act, and~~
5 ~~the Act's implementation.~~ The representatives shall be
6 balanced by political party affiliation pursuant to section
7 69.16 and gender pursuant to section 69.16A. Representatives
8 shall not be reimbursed for their service or expenses.

9 4. The department shall consult with representatives in
10 meetings which shall be conducted by the department, upon the
11 call of the director of the department or the director's
12 designee, or upon the request to the department of any three
13 members. The department shall request that the
14 representatives provide the department with recommendations
15 regarding the adoption of rules required to administer this
16 Act.

17 5. This section is repealed on March 31, 2005.

18 EXPLANATION

19 This bill amends provisions in Code chapter 455B regulating
20 animal feeding operations by the department of natural
21 resources including confinement feeding operations, originally
22 enacted in 1995 by House File 519 (1995 Iowa Acts, chapter
23 195) and amended in 1998 by House File 2494 (1998 Iowa Acts,
24 chapter 1209). Statutes regulating animal feeding operations
25 are divided in two places in Code chapter 455B: division II
26 which regulates air quality regulations (e.g., separation
27 distance requirements) and division III which regulates water
28 quality (e.g., construction permit and manure management plan
29 requirements).

30 In House File 519, the department of natural resources was
31 required to consult with a number of agricultural and
32 governmental organizations regarding the Act, rules adopted
33 pursuant to the Act, and the Act's implementation. The
34 organization is referred to as the animal agriculture
consulting organization (AACO). According to the 1995

1 legislation, AACO includes the Iowa pork producers
2 association, the Iowa cattlemen's association, the Iowa
3 poultry association, the Iowa dairy products association, an
4 organization representing agricultural producers generally,
5 Iowa state university, the soil conservation division of the
6 department of agriculture and land stewardship, and the
7 natural resources conservation service of the United States
8 department of agriculture. In House File 2494, the department
9 was required to invite a second organization representing
10 agricultural producers generally to appoint a representative.
11 The organization is abolished on March 31, 2005.

12 The bill changes the name of the organization to the
13 economic and environmental consulting organization. The bill
14 requires that the department invite three additional
15 organizations to appoint representatives, the Iowa state
16 association of counties, the environmental council, and the
17 department of economic development (appointing a person with a
18 special knowledge of tourism). The bill requires that the
19 organization be politically and gender balanced. The bill
20 provides that representatives are not eligible to be
21 reimbursed for their service or expenses.

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