

# House Study Bill 228

## Bill Text

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1 1 Section 1. NEW SECTION. 317.27 WEED-FREE CERTIFICATION  
1 2 PROGRAM.

1 3 1. The board of supervisors for a county that has  
1 4 appointed a county weed commissioner may adopt an ordinance  
1 5 providing for a weed-free certification program for forage or  
1 6 mulch as provided in this section. The purposes of the  
1 7 program are to limit the spread of noxious seeds, noxious  
1 8 weeds, and undesirable plants and to increase markets for  
1 9 weed-free forage or mulch.

1 10 2. An ordinance adopted by a county board of supervisors  
1 11 and any related policy adopted by a county weed commissioner  
1 12 shall conform with rules which shall be adopted by the state  
1 13 weed commissioner. The state weed commissioner shall adopt  
1 14 rules listing, noxious weed seeds, noxious weeds and  
1 15 undesirable plants; establishing management and treatment  
1 16 practices; and establishing inspection procedures; and  
1 17 providing for documentation related to certification,  
1 18 including transit forms, markings, or tags. The list shall at  
1 19 least include primary and noxious weed seeds as defined in  
1 20 section 199.1 and primary and secondary noxious weeds as  
1 21 defined in section 317.1A. The department may publish the  
1 22 forms or set forth requirements for such forms to be published  
1 23 by the county weed commissioner. The rules may also require  
1 24 that county weed commissioners attend continuing education  
1 25 courses in order to administer the program. The rules shall  
1 26 to every extent practicable be based on programs administered  
1 27 in other states, requirements of federal agencies as provided  
1 28 in section 7 U.S.C. } 2814, and recommendations of interested  
1 29 organizations proposing regional forage certification  
1 30 standards.

1 31 3. The state weed commissioner, in cooperation with Iowa  
1 32 state university, other state or federal agencies, or  
1 33 interested organizations, may conduct continuing educational  
1 34 courses for county weed commissioners as required in order to  
1 35 administer this section.

2 1 4. For the purpose of obtaining revenue to defray the  
2 2 costs of administering the provisions of this section, the  
2 3 county board of supervisors may establish fees required for  
2 4 certification, and the department of agriculture and land  
2 5 stewardship and Iowa state university may establish fees for  
2 6 conducting continuing education courses. All moneys received  
2 7 by the department or Iowa state university shall be handled in  
2 8 the same manner as repayment receipts, as defined in section  
2 9 8.2, and shall be used solely for the administration and  
2 10 enforcement of this section.

2 11 EXPLANATION

2 12 This bill provides for a weed-free certification program  
2 13 for forage or mulch. A board of supervisors for a county that  
2 14 has appointed a county weed commissioner may adopt an  
2 15 ordinance providing for the program. The department of  
2 16 agriculture and land stewardship (and specifically the state  
2 17 weed commissioner) must adopt rules listing noxious weed  
2 18 seeds, noxious weeds and undesirable plants; establishing  
2 19 management and treatment practices; and establishing  
2 20 inspection procedures; and documentation related to  
2 21 certification. The rules may also require that county weed

2 22 commissioners attend continuing education courses. The rules  
2 23 shall to every extent practicable be based on programs  
2 24 administered in other states, requirements of federal  
2 25 agencies, and recommendations of interested organizations.  
2 26 The bill provides that the county board of supervisors may  
2 27 establish fees required for certification, and the department  
2 28 of agriculture and land stewardship and Iowa state university  
2 29 may establish fees for conducting continuing education  
2 30 courses.  
2 31 LSB 1323HC 79  
2 32 da/cls/14