

Senate Study Bill 1276

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S
BUDGET BILL)

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

A BILL FOR

1 An Act relating to and making appropriations involving state
2 government, including provisions affecting agriculture and
3 natural resources.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1096XG 81
6 da/sh/8

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1 1 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 2 GENERAL APPROPRIATIONS
1 3 Section 1. GENERAL DEPARTMENT APPROPRIATION. There is
1 4 appropriated from the general fund of the state to the
1 5 department of agriculture and land stewardship for the fiscal
1 6 year beginning July 1, 2005, and ending June 30, 2006, the
1 7 following amount, or so much thereof as is necessary, to be
1 8 used for the purposes designated:
1 9 1. For purposes of supporting the department, including
1 10 its divisions, for administration, regulation, and programs,
1 11 for salaries, support, maintenance, and miscellaneous
1 12 purposes:
1 13 \$ 17,552,767
1 14 2. Of the amount appropriated in subsection 1, the
1 15 department shall not expend less than \$50,000 for salaries,
1 16 support, maintenance, and miscellaneous purposes of
1 17 administering the senior farmers market nutrition program
1 18 under the jurisdiction of the United States department of
1 19 agriculture.
1 20 3. Of the amount appropriated in subsection 1, the
1 21 department shall not expend less than \$48,000 for salaries,
1 22 support, maintenance, and miscellaneous purposes for the
1 23 administration of horse and dog racing under section 99D.22.
1 24 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 25 DESIGNATED APPROPRIATIONS
1 26 Sec. 2. RIVER AUTHORITY. There is appropriated from the
1 27 general fund of the state to the department of agriculture and
1 28 land stewardship for the fiscal year beginning July 1, 2005,
1 29 and ending June 30, 2006, the following amount, or so much
1 30 thereof as is necessary, to be used for the purposes
1 31 designated:
1 32 For purposes of supporting the department's membership in
1 33 the state interagency Missouri river authority, created in
1 34 section 28L.1, in the Missouri river basin association:
1 35 \$ 9,535
2 1 Sec. 3. HORSE AND DOG RACING. There is appropriated from
2 2 the moneys available under section 99D.13 to the department of
2 3 agriculture and land stewardship for the fiscal year beginning
2 4 July 1, 2005, and ending June 30, 2006, the following amount,
2 5 or so much thereof as is necessary, to be used for the
2 6 purposes designated:
2 7 For salaries, support, maintenance, and miscellaneous
2 8 purposes for the administration of section 99D.22:
2 9 \$ 305,516
2 10 Sec. 4. DAIRY PRODUCTS CONTROL BUREAU. There is
2 11 appropriated from the general fund of the state to the
2 12 department of agriculture and land stewardship for the fiscal
2 13 year beginning July 1, 2005, and ending June 30, 2006, the
2 14 following amount, or so much thereof as is necessary, to be
2 15 used for the purposes designated:

2 16 For purposes of supporting the operations of the dairy
2 17 products control bureau, including salaries, support,
2 18 maintenance, and miscellaneous purposes:
2 19 \$ 632,170
2 20 Sec. 5. AVIAN INFLUENZA. There is appropriated from the
2 21 general fund of the state to the department of agriculture and
2 22 land stewardship for the fiscal year beginning July 1, 2005,
2 23 and ending June 30, 2006, the following amount, or so much
2 24 thereof as is necessary, to be used for the purpose
2 25 designated:
2 26 For the support of testing and monitoring avian influenza:
2 27 \$ 50,000
2 28 Notwithstanding section 8.33, moneys appropriated pursuant
2 29 to this section which are unencumbered or unobligated at the
2 30 close of the fiscal year shall not revert but shall remain
2 31 available for the continued testing and monitoring of avian
2 32 influenza.

2 33 DEPARTMENT OF NATURAL RESOURCES
2 34 GENERAL APPROPRIATIONS

2 35 Sec. 6. GENERAL DEPARTMENT APPROPRIATION. There is
3 1 appropriated from the general fund of the state to the
3 2 department of natural resources for the fiscal year beginning
3 3 July 1, 2005, and ending June 30, 2006, the following amount,
3 4 or so much thereof as is necessary, to be used for the
3 5 purposes designated:

3 6 For purposes of supporting the department, including its
3 7 divisions, for administration, regulation, and programs, for
3 8 salaries, support, maintenance, and miscellaneous purposes:
3 9 \$ 22,600,717

3 10 Sec. 7. STATE FISH AND GAME PROTECTION FUND ==
3 11 APPROPRIATION TO THE DIVISION OF FISH AND WILDLIFE.

3 12 1. a. There is appropriated from the state fish and game
3 13 protection fund to the department of natural resources for the
3 14 fiscal year beginning July 1, 2005, and ending June 30, 2006,
3 15 the following amount, or so much thereof as is necessary, to
3 16 be used for the purposes designated:

3 17 For administrative support, and for salaries, support,
3 18 maintenance, equipment, and miscellaneous purposes:
3 19 \$ 31,370,766

3 20 b. Notwithstanding section 455A.10, the department may use
3 21 the unappropriated balance remaining in the fish and game
3 22 protection fund to provide for the funding of health and life
3 23 insurance premium payments from unused sick leave balances of
3 24 conservation peace officers employed in a protection
3 25 occupation who retire, pursuant to section 97B.49B.

3 26 2. The department shall not expend more moneys from the
3 27 fish and game protection fund than provided in this section,
3 28 unless the expenditure derives from contributions made by a
3 29 private entity, or a grant or moneys received from the federal
3 30 government, and is approved by the natural resource
3 31 commission. The department of natural resources shall
3 32 promptly notify the legislative services agency and the
3 33 chairpersons and ranking members of the joint appropriations
3 34 subcommittee on agriculture and natural resources concerning
3 35 the commission's approval.

4 1 DEPARTMENT OF NATURAL RESOURCES
4 2 RELATED TRANSFERS

4 3 Sec. 8. SNOWMOBILE FEES == TRANSFER FOR ENFORCEMENT
4 4 PURPOSES. There is transferred on July 1, 2005, from the fees
4 5 required to be deposited in the special snowmobile fund under
4 6 section 321G.7 to the fish and game protection fund and
4 7 appropriated to the department of natural resources for the
4 8 fiscal year beginning July 1, 2005, and ending June 30, 2006,
4 9 the following amount, or so much thereof as is necessary, to
4 10 be used for the purpose designated:

4 11 For enforcing snowmobile laws as part of the state
4 12 snowmobile program administered by the department of natural
4 13 resources:
4 14 \$ 100,000

4 15 Sec. 9. VESSEL FEES == TRANSFER FOR ENFORCEMENT PURPOSES.
4 16 There is transferred on July 1, 2005, from the fees required
4 17 to be deposited in the special conservation fund under section
4 18 462A.52 to the fish and game protection fund and appropriated
4 19 to the natural resource commission for the fiscal year
4 20 beginning July 1, 2005, and ending June 30, 2006, the
4 21 following amount, or so much thereof as is necessary, to be
4 22 used for the purpose designated:

4 23 For the administration and enforcement of navigation laws
4 24 and water safety:
4 25 \$ 1,400,000
4 26 Notwithstanding section 8.33, moneys transferred and

4 27 appropriated in this section that remain unencumbered or
4 28 unobligated at the close of the fiscal year shall not revert
4 29 to the credit of the fish and game protection fund but shall
4 30 be credited to the special conservation fund established by
4 31 section 462A.52 to be used as provided in that section.

4 32 DEPARTMENT OF NATURAL RESOURCES

4 33 DESIGNATED APPROPRIATIONS

4 34 Sec. 10. REVENUE ADMINISTERED BY THE IOWA COMPREHENSIVE
4 35 UNDERGROUND STORAGE TANK FUND BOARD. There is appropriated
5 1 from the unassigned revenue fund administered by the Iowa
5 2 comprehensive underground storage tank fund board, to the
5 3 department of natural resources for the fiscal year beginning
5 4 July 1, 2005, and ending June 30, 2006, the following amount,
5 5 or so much thereof as is necessary, to be used for the purpose
5 6 designated:

5 7 For administration expenses of the underground storage tank
5 8 section of the department of natural resources:
5 9 \$ 200,000

5 10 Sec. 11. FLOODPLAIN PERMIT BACKLOG. Notwithstanding any
5 11 contrary provision of state law, for the fiscal year beginning
5 12 July 1, 2005, and ending June 30, 2006, the department of
5 13 natural resources may use additional funds available to the
5 14 department from stormwater discharge permit fees for
5 15 additional staffing to reduce the department's floodplain
5 16 permit backlog.

5 17 Sec. 12. IMPLEMENTATION OF THE FEDERAL TOTAL MAXIMUM DAILY
5 18 LOAD PROGRAM. Notwithstanding any contrary provision of state
5 19 law, for the fiscal year beginning July 1, 2005, and ending
5 20 June 30, 2006, the department of natural resources may use
5 21 additional funds available to the department from stormwater
5 22 discharge permit fees for additional staffing for
5 23 implementation of the federal total maximum daily load
5 24 program.

5 25 EXPLANATION

5 26 This bill relates to agriculture and natural resources by
5 27 making appropriations for the 2005=2006 fiscal year to support
5 28 related entities, including the department of agriculture and
5 29 land stewardship and the department of natural resources.

5 30 The bill appropriates moneys to the department of
5 31 agriculture and land stewardship and the department of natural
5 32 resources. The appropriations are made to support
5 33 administration of those departments. The bill also provides
5 34 moneys for specific programs administered by those
5 35 departments. The bill appropriates moneys from a number of
6 1 sources, including the general fund of the state and the state
6 2 fish and game protection fund.

6 3 For the department of agriculture and land stewardship,
6 4 moneys are appropriated in order to support its divisions.

6 5 The bill appropriates moneys to support the senior farmers'
6 6 market nutrition program. The bill appropriates moneys to
6 7 support the department of agriculture and land stewardship for
6 8 membership in a river association. The bill appropriates
6 9 moneys to support animal industry programs, including a
6 10 program to regulate horse and dog racing and a program for
6 11 testing and monitoring avian influenza.

6 12 For the department of natural resources, moneys are
6 13 appropriated in order to support its divisions.

6 14 The bill makes appropriations from other funds and
6 15 accounts. The bill appropriates moneys to the department of
6 16 natural resources from the state fish and game protection fund
6 17 for support related to fish and wildlife. The bill makes an
6 18 appropriation from moneys transferred to the state fish and
6 19 game protection fund to support snowmobile programs and
6 20 enforce state navigation laws administered by the department
6 21 of natural resources.

6 22 An appropriation is made from the unassigned revenue fund
6 23 administered by the Iowa comprehensive underground storage
6 24 tank fund board to the department of natural resources for
6 25 administration and expenses of the underground storage tank
6 26 section.

6 27 The bill provides that the department of natural resources
6 28 may use additional funds for staffing to reduce the
6 29 department's floodplain permit backlog. It provides that the
6 30 department may use additional funds available from stormwater
6 31 discharge permit fees for staffing required to implement the
6 32 federal maximum daily load program.

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