

Senate Study Bill 3223 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL BY
CHAIRPERSON FRAISE)

A BILL FOR

1 An Act providing for the reestablishment of a technical
2 advisory committee to reevaluate the master matrix used
3 in approving sites for confinement feeding operations and
4 including effective date provisions.

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

1 Section 1. REESTABLISHMENT OF A TECHNICAL ADVISORY
2 COMMITTEE REEVALUATION OF THE MASTER MATRIX.

3 A technical advisory committee is created to reevaluate
4 the master matrix as provided in section 359.305 and 567 IAC
5 chapter 65, appendix C.

6 1. The committee shall be composed of all of the following:

7 a. A designee of the secretary of agriculture.

8 b. A designee of the director of the department of natural
9 resources.

10 c. A designee of the president of the university of Iowa.

11 d. A designee of the president of Iowa state university.

12 e. A representative of the Iowa environmental council.

13 f. A representative of the Iowa state association of
14 counties.

15 g. A representative of the Iowa farm bureau federation.

16 h. A representative of the Iowa's farmers union.

17 i. Two representatives of organizations representing
18 livestock producers who shall be jointly designated to the
19 department of natural resources by the Iowa pork producers
20 association, the Iowa cattlemens' association, the Iowa dairy
21 products association, the Iowa poultry association, and the
22 Iowa turkey federation.

23 2. The department of natural resources shall provide
24 administrative support to the committee. The attorney general
25 shall appoint an assistant attorney general to provide the
26 committee with legal counsel and assistance.

27 3. In conducting its reevaluation, the committee shall only
28 consider methods to better further the purpose of the master
29 matrix as specified in section 359.305, subsection 1, without
30 further restriction, including any restriction contained in
31 2002 Iowa Acts, ch. 1137, § 62, or any other restriction
32 provided in section 359.305.

33 4. The committee shall prepare a report, including findings
34 and recommendations. The report may also include proposed
35 legislation and proposed revisions to 567 IAC chapter 65,

1 appendix C. The department on behalf of the committee shall
2 submit its report in an electronic format to the general
3 assembly not later than December 15, 2011.

4 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
5 immediate importance, takes effect upon enactment.

6 EXPLANATION

7 In 2002, the general assembly enacted S.F. 2293 (2002
8 Iowa Acts, chapter 1137) which in part established a new
9 procedure for approving or disapproving applications for the
10 construction or expansion of confinement feeding operations
11 by the department of natural resources in cooperation with
12 participating county boards of supervisors, based on a master
13 matrix (Code sections 459.304 and 459.305). The purpose of
14 the master matrix is to provide a comprehensive assessment
15 mechanism in order to produce a statistically verifiable basis
16 for determining whether to approve or disapprove an application
17 (Code section 359.305). The Act established a 10-member
18 technical advisory committee to recommend matrix categories,
19 criteria within the categories, and the point values assigned
20 to the criteria. The department adopted a master matrix
21 by rule (567 IAC chapter 65, appendix C). The committee's
22 function was to implement the statute.

23 This bill reestablishes the committee and provides that
24 in conducting its reevaluation, it shall consider methods to
25 better further the purpose of the master matrix as specified
26 in Code section 359.305, subsection 1, without further
27 restriction, including any restriction contained in 2002 Iowa
28 Acts, chapter 1137, § 62 or Code section 459.305 (e.g., no
29 deduction of points).

30 The bill takes effect upon enactment.