

**House File 31 - Introduced**

HOUSE FILE 31  
BY WINDSCHITL

**A BILL FOR**

1 An Act relating to water use permit fees and the water use  
2 permit fund.

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

1 Section 1. Section 423.3, subsection 94, Code 2011, is  
2 amended by striking the subsection.

3 Sec. 2. Section 455B.265, subsection 6, Code 2011, is  
4 amended by striking the subsection.

5 Sec. 3. REPEAL. Section 455B.265A, Code 2011, is repealed.

6 Sec. 4. EMERGENCY RULES. The department of natural  
7 resources may adopt emergency rules under section 17A.4,  
8 subsection 3, and section 17A.5, subsection 2, paragraph "b",  
9 to adopt water use permit fees that were in effect prior to the  
10 enactment of 2008 Iowa Acts, chapter 1163, and the rules shall  
11 be effective immediately upon filing unless a later date is  
12 specified in the rules. Any rules adopted in accordance with  
13 this section shall also be published as a notice of intended  
14 action as provided in section 17A.4.

15

EXPLANATION

16 This bill repeals water use permit fees and the water use  
17 permit fund that were enacted pursuant to 2008 Iowa Acts,  
18 chapter 1163.

19 The bill eliminates a sales tax exemption for water use  
20 permit fees paid.

21 The bill eliminates fee provisions relating to fees charged  
22 for certain water use permits.

23 The bill repeals Code section 455B.265A, relating to the  
24 establishment of the water use permit fund and the associated  
25 standing appropriation.

26 The bill allows the department to adopt water use permit fees  
27 that were in effect prior to the enactment of 2008 Iowa Acts,  
28 chapter 1163, through the use of emergency rules.