

House File 578 - Introduced

HOUSE FILE 578
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HF 415)

A BILL FOR

1 An Act relating to the observation of a department of natural
2 resources investigation by a property owner or person in
3 charge of the property.

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

1 Section 1. Section 455B.103, subsection 4, unnumbered
2 paragraph 1, Code 2015, is amended to read as follows:

3 Conduct investigations of complaints received directly
4 or referred by the commission created in section 455A.6 or
5 other investigations deemed necessary. While conducting an
6 investigation, the director may enter at any reasonable time
7 in and upon any private or public property to investigate any
8 actual or possible violation of this chapter, chapter 459,
9 chapter 459A, chapter 459B, or the rules or standards adopted
10 under this chapter, chapter 459, chapter 459A, or chapter 459B.
11 However, the owner or person in charge shall be notified. The
12 director shall not prohibit the owner or person in charge from
13 observing an investigation or from taking independent samples
14 or photographs.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 Under this bill, the director of the department of natural
19 resources or the director's designee shall not prohibit
20 a property owner or person in charge of the property from
21 observing an investigation or from taking independent samples
22 or photographs.