

**House Study Bill 207 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
AGRICULTURE AND LAND  
STEWARDSHIP BILL)

**A BILL FOR**

1 An Act relating to the powers and duties of the department  
2 of agriculture and land stewardship, by changing the name  
3 of the weather bureau, modifying reporting requirements  
4 regarding agricultural liming material, modifying provisions  
5 applicable to demonstration projects involving alternative  
6 fuels, transferring certain Code sections, providing for  
7 the use of certain appropriated moneys for surface water  
8 quality, and eliminating certain watershed demonstration  
9 pilot projects.  
10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

DIVISION I

NAME CHANGE — WEATHER BUREAU TO CLIMATOLOGY BUREAU

Section 1. Section 159.5, subsection 4, Code 2019, is amended to read as follows:

4. Maintain a ~~weather~~ climatology bureau which shall, in cooperation with the national weather service, collect and disseminate weather and phenological statistics and meteorological data, and promote knowledge of meteorology, phenology, and climatology of the state. The bureau shall be headed by the state climatologist who shall be appointed by the secretary of agriculture, and shall be an officer of the national weather service, if one is detailed for that purpose by the federal government.

DIVISION II

AGRICULTURAL PRODUCTION

COMMERCIAL FEED — LICENSING

Sec. 2. Section 198.4, subsection 4, Code 2019, is amended to read as follows:

4. A person obtaining a license under ~~this section~~ shall pay to the secretary a license fee of twenty dollars. ~~The fee shall be paid by July 1 and the license shall expire two years after that~~ on July 1 of the odd-numbered year following the date the license is issued. A license may be renewed for a two-year period as provided by the department.

FERTILIZERS AND CROP CONDITIONERS — LICENSING

Sec. 3. Section 200.4, subsection 1, Code 2019, is amended to read as follows:

1. Any person who manufactures, mixes, blends, mixes to customer's order, offers for sale, sells, or distributes any fertilizer or soil conditioner in this state must first obtain a license issued by the secretary and pay a twenty dollar license fee for each place of manufacture or distribution from which fertilizer or soil conditioner products are sold or distributed in this state. The license shall expire on ~~the first day July 1 of the second July~~ even-numbered year

1 following the date ~~of issue~~ the license is issued. A license  
2 may be renewed for a two-year period as provided by the  
3 department.

4 BULK DRY ANIMAL NUTRIENT PRODUCTS — LICENSING

5 Sec. 4. Section 200A.5, Code 2019, is amended to read as  
6 follows:

7 **200A.5 License.**

8 A person who distributes a bulk dry animal nutrient product  
9 in this state must first obtain a license from the department.  
10 A license application must be submitted to the department on  
11 a form furnished by the department according to procedures  
12 required by the department. A license shall expire on July 1  
13 of ~~each~~ the even-numbered year following the date the license  
14 is issued. A license may be renewed for a two-year period as  
15 provided by the department.

16 Sec. 5. Section 200A.9, subsection 1, Code 2019, is amended  
17 to read as follows:

18 1. A person required to obtain a license as provided in  
19 section 200A.5 shall pay the department a ~~ten-dollar~~ fee  
20 equal to twenty dollars for each place from which the person  
21 distributes a bulk product ~~is distributed~~ in this state.

22 AGRICULTURAL LIMING MATERIALS — REPORTS

23 Sec. 6. Section 201A.2, Code 2019, is amended by adding the  
24 following new subsection:

25 NEW SUBSECTION. 3A. "*Department*" means the department of  
26 agriculture and land stewardship.

27 Sec. 7. Section 201A.6, Code 2019, is amended to read as  
28 follows:

29 **201A.6 Certification of effective calcium carbonate**  
30 **equivalent — reporting.**

31 1. The department shall certify the effective calcium  
32 carbonate equivalent for all agricultural liming material, as  
33 provided by rules adopted by the department. The department  
34 may establish a fee for analyzing samples of agricultural  
35 liming material.

1     2. The department ~~shall~~ may issue a report ~~at least~~  
2 ~~once every three months which lists~~ at such times and under  
3 circumstances determined reasonable by the department. The  
4 report may list items determined relevant by the department  
5 during the reporting period, including but not limited to the  
6 agricultural liming material certified by the department. ~~The~~  
7 ~~report shall list,~~ the manufacturers of the agricultural liming  
8 material, the locations of facilities used to manufacture  
9 the agricultural liming material, and the identification of  
10 the type of the agricultural liming material produced by the  
11 manufacturer.

12   DIVISION III

13   WEIGHTS AND MEASURES

14   MOTOR FUEL

15         Sec. 8. Section 214A.1, Code 2019, is amended by adding the  
16 following new subsection:

17         NEW SUBSECTION. 9A. "*Department*" means the department of  
18 agriculture and land stewardship.

19         Sec. 9. Section 214A.19, subsection 1, unnumbered paragraph  
20 1, Code 2019, is amended to read as follows:

21         The department ~~of natural resources~~, conditioned upon the  
22 availability of ~~funds~~ moneys, ~~is authorized to~~ may award  
23 demonstration grants to persons who purchase vehicles which  
24 operate on alternative fuels, including but not limited to  
25 E-85 gasoline, biodiesel, compressed natural gas, electricity,  
26 solar energy, or hydrogen. A grant shall be for the purpose  
27 of conducting research connected with the fuel or the vehicle,  
28 and not for the purchase of the vehicle itself, except that the  
29 money may be used for the purchase of the vehicle if all of the  
30 following conditions are satisfied:

31   COMMERCIAL WEIGHING AND MEASURING DEVICES

32         Sec. 10. CODE EDITOR DIRECTIVE.

33         1. The Code editor is directed to make the following  
34 transfers:

35         a. Section 215.26 to section 215.1.

1 b. Section 215.1 to section 215.1A.

2 2. The Code editor shall correct internal references in the  
3 Code and in any enacted legislation as necessary due to the  
4 enactment of this section.

5 DIVISION IV

6 WATER QUALITY

7 GROUNDWATER PROTECTION FUND

8 Sec. 11. Section 455E.11, subsection 2, paragraph b,  
9 subparagraph (3), subparagraph division (d), Code 2019, is  
10 amended to read as follows:

11 (d) (i) Thirteen percent of the moneys is appropriated  
12 annually to the department of agriculture and land stewardship  
13 for financial incentive programs related to agricultural  
14 drainage wells and sinkholes, for studies and administrative  
15 costs relating to sinkholes and agricultural drainage  
16 wells programs. Of the moneys allocated for financial  
17 incentive programs, the department may reimburse landowners  
18 for engineering costs associated with voluntarily closing  
19 agricultural drainage wells. The financial incentives  
20 allocated for voluntary closing of agricultural drainage wells  
21 shall be provided on a cost-share basis which shall not exceed  
22 fifty percent of the estimated cost or fifty percent of the  
23 actual cost, whichever is less. Engineering costs do not  
24 include construction costs, including costs associated with  
25 earth moving.

26 (ii) Notwithstanding subparagraph subdivision (i), the  
27 department of agriculture and land stewardship may use all or  
28 a portion of the moneys appropriated in that subparagraph to  
29 support programs, projects, and activities related to improving  
30 the quality of surface water as well as groundwater.

31 WATERSHED PLANNING

32 Sec. 12. REPEAL. Section 466B.32, Code 2019, is repealed.

33 EXPLANATION

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

1 GENERAL. This bill relates to the powers and duties of  
2 the department of agriculture and land stewardship (DALS) and  
3 in certain circumstances impacts the department of natural  
4 resources (DNR).

5 NAME CHANGE — WEATHER BUREAU TO CLIMATOLOGY BUREAU. The  
6 bill changes the name of the agency's weather bureau to  
7 climatology bureau to correspond to current practice.

8 AGRICULTURAL PRODUCTION — LICENSES — COMMERCIAL FEED,  
9 FERTILIZERS AND CROP CONDITIONERS, AND BULK DRY ANIMAL NUTRIENT  
10 PRODUCTS. The bill amends a number of provisions in various  
11 Code chapters providing for the issuance of licenses to  
12 manufacturers or distributors of commercial feed, manufacturers  
13 of fertilizers and soil conditioners, and distributors of bulk  
14 dry animal nutrient products. In the case of licenses for  
15 commercial feed and of fertilizers and soil conditioners, a  
16 license remains valid for a two-year period. For commercial  
17 feed, the license would expire on July 1 of each odd-numbered  
18 year and for fertilizers and soil conditioners, the license  
19 would expire on July 1 of an even-numbered year. In the case of  
20 bulk dry animal nutrient products, the license would for be for  
21 a two-year rather than one-year period expiring on July 1 of  
22 each even-numbered year. The license fee would increase from  
23 \$10 to \$20 for each place of distribution.

24 AGRICULTURAL PRODUCTION — AGRICULTURAL LIMING MATERIALS  
25 — REPORTS. The bill provides that DALS may but is no  
26 longer required to issue a report regarding the manufacture  
27 of agricultural liming material certified by the agency.  
28 Currently, the report must be issued each three months.

29 WEIGHTS AND MEASURES — MOTOR VEHICLE FUEL. The bill  
30 provides that DALS rather than DNR may award demonstration  
31 grants to persons who purchase motor vehicles operated using  
32 alternative fuels.

33 WEIGHTS AND MEASURES — COMMERCIAL WEIGHING AND MEASURING  
34 DEVICES — RELOCATION. The bill requires the Code editor to  
35 transfer certain Code sections (e.g., definitional section)

1 relating to the regulation of commercial weighing and measuring  
2 devices for purposes of enhancing readability.

3 WATER QUALITY — GROUNDWATER PROTECTION FUND. The bill  
4 amends a provision which allocates moneys to DALs from the  
5 agriculture management account of the groundwater protection  
6 fund. It authorizes DALs to use any of those moneys to support  
7 programs, projects, and activities related to improving the  
8 quality of surface water or groundwater.

9 WATER QUALITY — WATERSHED PLANNING. The bill eliminates a  
10 provision that authorizes DALs and DNR to establish one or more  
11 watershed demonstration projects.