

SENATE/HOUSE FILE _____

BY (PROPOSED JOINT APPROPRIATIONS
SUBCOMMITTEE ON AGRICULTURE
AND NATURAL RESOURCES 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, by providing for agriculture, natural resources,
3 and environmental protection.

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

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DIVISION I

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

GENERAL APPROPRIATIONS

Section 1. GENERAL FUND -- DEPARTMENT. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the department, including its divisions, for administration, regulation, and programs, for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 18,384,862
..... FTEs 444.6

DESIGNATED APPROPRIATIONS -- ANIMAL HUSBANDRY

Sec. 2. GENERAL FUND -- CHRONIC WASTING DISEASE CONTROL PROGRAM. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of administering a chronic wasting disease control program for the control of chronic wasting disease which threatens farm deer as provided in chapter 170, including for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 100,000

The program may include procedures for the inspection and testing of farm deer, responses to reported cases of chronic wasting disease, and methods to ensure that owners of farm deer may engage in the movement and sale of farm deer.

Sec. 3. HORSE AND DOG RACING. There is appropriated from the moneys available under section 99D.13 to the department of

1 agriculture and land stewardship for the fiscal year beginning
2 July 1, 2007, and ending June 30, 2008, the following amount,
3 or so much thereof as is necessary, to be used for the
4 purposes designated:

5 For purposes of supporting the department's administration
6 and enforcement of horse and dog racing law pursuant to
7 section 99D.22, including for salaries, support, maintenance,
8 and miscellaneous purposes:

9 \$ 305,516

10 Sec. 4. GENERAL FUND -- DAIRY PRODUCTS CONTROL. There is
11 appropriated from the general fund of the state to the
12 department of agriculture and land stewardship for the fiscal
13 year beginning July 1, 2007, and ending June 30, 2008, the
14 following amount, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 For purposes of supporting the operations of the dairy
17 products control bureau, including for salaries, support,
18 maintenance, and miscellaneous purposes:

19 \$ 951,666

20 Sec. 5. GENERAL FUND -- AVIAN INFLUENZA CONTROL. There is
21 appropriated from the general fund of the state to the
22 department of agriculture and land stewardship for the fiscal
23 year beginning July 1, 2007, and ending June 30, 2008, the
24 following amount, or so much thereof as is necessary, to be
25 used for the purpose designated:

26 For purposes of controlling avian influenza by conducting
27 testing and monitoring:

28 \$ 50,000

29 Notwithstanding section 8.33, moneys appropriated in this
30 section that remain unencumbered or unobligated at the close
31 of the fiscal year shall not revert but shall remain available
32 to be used for the continued testing and monitoring of avian
33 influenza.

34 DESIGNATED APPROPRIATION -- PLANT PROTECTION AND
35 CROP PRODUCTION

1 Sec. 6. GENERAL FUND -- APIARY LAW. There is appropriated
2 from the general fund of the state to the department of
3 agriculture and land stewardship for the fiscal year beginning
4 July 1, 2007, and ending June 30, 2008, the following amount,
5 or so much thereof as is necessary, to be used for the
6 purposes designated:

7 For purposes of administering and enforcing apiary law as
8 provided in chapter 160, including for salaries, support,
9 maintenance, and miscellaneous purposes:

10 \$ 40,000

11 Sec. 7. GYPSY MOTH CONTROL. There is appropriated from
12 the general fund of the state to the department of agriculture
13 and land stewardship for the fiscal year beginning July 1,
14 2007, and ending June 30, 2008, the following amount, or so
15 much thereof as is necessary, to be used for the purposes
16 designated:

17 For the control of the pest commonly referred to as the
18 gypsy moth, including but not limited to the detection,
19 surveillance, and eradication of the gypsy moth:

20 \$ 75,000

21 Sec. 8. EMERALD ASH BORER PUBLIC AWARENESS PROJECT. There
22 is appropriated from the general fund of the state to the
23 department of agriculture and land stewardship for the fiscal
24 year beginning July 1, 2007, and ending June 30, 2008, the
25 following amount, or so much thereof as is necessary, to be
26 used for the purposes designated:

27 For the support of a public awareness project to inform
28 persons regarding the presence and danger of the pest commonly
29 known as the emerald ash borer:

30 \$ 25,000

31 Sec. 9. GENERAL FUND -- SOIL AND WATER CONSERVATION
32 DISTRICTS. There is appropriated from the general fund of the
33 state to the department of agriculture and land stewardship
34 for the fiscal year beginning July 1, 2007, and ending June
35 30, 2008, the following amount, or so much thereof as is

1 necessary, to be used for the purposes designated:

2 For purposes of reimbursing commissioners of soil and water
3 conservation districts for administrative expenses including
4 but not limited to travel expenses, technical training, and
5 professional dues:

6 \$ 250,000

7 A soil and water conservation district receiving moneys
8 from an allocation provided pursuant to this section shall
9 submit a report to the soil conservation division of the
10 department of agriculture and land stewardship by July 1,
11 2008, accounting for moneys which have been expended or
12 unexpended or which have been obligated or encumbered. The
13 report shall state how the moneys were used.

14 DESIGNATED APPROPRIATIONS -- FOOD MARKETING AND SECURITY
15 Sec. 10. GENERAL FUND -- SENIOR FARMERS MARKET NUTRITION

16 PROGRAM. There is appropriated from the general fund of the
17 state to the department of agriculture and land stewardship
18 for the fiscal year beginning July 1, 2007, and ending June
19 30, 2008, the following amount, or so much thereof as is
20 necessary, to be used for the purposes designated:

21 For purposes of administering a senior farmers market
22 nutrition program, including salaries, support, maintenance,
23 and miscellaneous purposes:

24 \$ 77,000

25 Sec. 11. EMERGENCY VETERINARIAN RAPID RESPONSE SERVICES
26 PROGRAM. There is appropriated from the general fund of the

27 state to the department of agriculture and land stewardship
28 for the fiscal year beginning July 1, 2007, and ending June
29 30, 2008, the following amount, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 For purposes of supporting veterinary emergency
32 preparedness and response services necessary to prevent or
33 control a serious threat to the public health, public safety,
34 or the state's economy caused by the transmission of disease
35 among livestock or agricultural animals, including as provided

1 in section 163.3A:

2 \$ 130,000

3 Sec. 12. ORGANIC AGRICULTURAL PRODUCTS. There is
4 appropriated from the general fund of the state to the
5 department of agriculture and land stewardship for the fiscal
6 year beginning July 1, 2007, and ending June 30, 2008, the
7 following amount, or so much thereof as is necessary, to be
8 used for the purposes designated:

9 For purposes of supporting the department's regulation and
10 promotion of organic agricultural products as provided in
11 chapter 190C, including salaries, support, maintenance,
12 miscellaneous purposes, and for not more than the following
13 full-time equivalent positions:

14 \$ 54,671

15 FTEs 1.00

16 DIVISION II

17 DEPARTMENT OF NATURAL RESOURCES

18 GENERAL APPROPRIATIONS

19 Sec. 13. GENERAL FUND -- DEPARTMENT. There is
20 appropriated from the general fund of the state to the
21 department of natural resources for the fiscal year beginning
22 July 1, 2007, and ending June 30, 2008, the following amount,
23 or so much thereof as is necessary, to be used for the
24 purposes designated:

25 For purposes of supporting the department, including its
26 divisions, for administration, regulation, and programs, for
27 salaries, support, maintenance, miscellaneous purposes, and
28 for not more than the following full-time equivalent
29 positions:

30 \$ 19,137,968

31 FTEs 1,143.43

32 Sec. 14. STATE FISH AND GAME PROTECTION FUND -- DIVISION
33 OF FISH AND WILDLIFE.

34 1. a. There is appropriated from the state fish and game
35 protection fund to the department of natural resources for the

1 fiscal year beginning July 1, 2007, and ending June 30, 2008,
2 the following amount, or so much thereof as is necessary, to
3 be used for the purposes designated:

4 For purposes of supporting the division of fish and
5 wildlife, including for administration, regulation, and
6 programs, and for salaries, support, maintenance, equipment,
7 and miscellaneous purposes:

8 \$ 36,371,314

9 b. Notwithstanding section 455A.10, the department may use
10 the unappropriated balance remaining in the state fish and
11 game protection fund to provide for the funding of health and
12 life insurance premium payments from unused sick leave
13 balances of conservation peace officers employed in a
14 protection occupation who retire, pursuant to section 97B.49B.

15 2. The department shall not expend more moneys from the
16 state fish and game protection fund than provided in this
17 section, unless the expenditure derives from contributions
18 made by a private entity, or a grant or moneys received from
19 the federal government, and is approved by the natural
20 resource commission. The department of natural resources
21 shall promptly notify the legislative services agency and the
22 chairpersons and ranking members of the joint appropriations
23 subcommittee on agriculture and natural resources concerning
24 the commission's approval.

25 Sec. 15. GROUNDWATER PROTECTION FUND -- WATER QUALITY.

26 There is appropriated from the groundwater protection fund
27 created in section 455E.11 to the department of natural
28 resources for the fiscal year beginning July 1, 2007, and
29 ending June 30, 2008, from those moneys which are not
30 allocated pursuant to that section, the following amount, or
31 so much thereof as is necessary, to be used for the purposes
32 designated:

33 For purposes of supporting the department's protection of
34 the state's groundwater, including for administration,
35 regulation, and programs, and for salaries, support,

1 maintenance, equipment, and miscellaneous purposes:
2 \$ 3,455,832

3 Sec. 16. NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
4 PERMIT FUND. There is appropriated from the national
5 pollutant discharge elimination system permit fund created in
6 section 455B.196 to the department of natural resources for
7 the fiscal year beginning July 1, 2007, and ending June 30,
8 2008, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 For purposes of expediting the department's processing of
11 national pollutant discharge elimination system applications
12 and the issuance of permits, including salaries, support,
13 maintenance, and miscellaneous purposes:

14 \$ 700,000
15 DESIGNATED APPROPRIATIONS -- MISCELLANEOUS

16 Sec. 17. UNASSIGNED REVENUE FUND -- UNDERGROUND STORAGE
17 TANK SECTION EXPENSES. There is appropriated from the
18 unassigned revenue fund administered by the Iowa comprehensive
19 underground storage tank fund board, to the department of
20 natural resources for the fiscal year beginning July 1, 2007,
21 and ending June 30, 2008, the following amount, or so much
22 thereof as is necessary, to be used for the purpose
23 designated:

24 For purposes of paying for administration expenses of the
25 department's underground storage tank section:

26 \$ 200,000

27 Sec. 18. STORMWATER DISCHARGE PERMIT FEES -- SUPPORT FOR
28 SPECIAL PURPOSES. Notwithstanding any contrary provision of
29 state law, for the fiscal year beginning July 1, 2006, and
30 ending June 30, 2007, the department of natural resources may
31 use additional moneys available to the department collected
32 from storm water discharge permit fees as provided in section
33 455B.103A or 455B.197 for the staffing of the following
34 additional full-time equivalent positions for the purposes
35 designated:

1 1. For purposes of reducing the department's floodplain
2 permit backlog:
3 FTEs 2.00

4 2. For purposes of implementing the federal total maximum
5 daily load program:
6 FTEs 2.00

7 DIVISION III

8 IOWA STATE UNIVERSITY

9 Sec. 19. AGRICULTURAL REMEDIATION FUND -- OPEN FEEDLOT
10 WATER QUALITY RESEARCH PROJECT. There is appropriated from
11 the agrichemical remediation fund created in section 161.7 to
12 the Iowa state university of science and technology for the
13 fiscal year beginning July 1, 2007, and ending June 30, 2008,
14 the following amount, or so much thereof as is necessary, to
15 be used for the purposes designated:

16 For purposes of supporting a water quality research project
17 which studies the effectiveness of alternative technologies
18 used to reduce risks to water quality from effluent
19 originating from open feedlots which house beef cattle:
20 \$ 50,000

21 In conducting the project, Iowa state university shall
22 cooperate with the Iowa cattlemen's association, the
23 department of natural resources, the department of agriculture
24 and land stewardship, and the United States department of
25 agriculture natural resource conservation service.

26 Sec. 20. VETERINARY DIAGNOSTIC LABORATORY.

27 1. There is appropriated from the general fund of the
28 state to Iowa state university of science and technology for
29 the fiscal year beginning July 1, 2007, and ending June 30,
30 2008, the following amount, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 For purposes of supporting the college of veterinary
33 medicine for the operation of the veterinary diagnostic
34 laboratory:
35 \$ 2,000,000

1 2. Iowa state university of science and technology shall
2 not reduce the amount that it allocates to support the college
3 of veterinary medicine from any other source due to the
4 appropriation made in this section.

5 3. If by the end of the fiscal year, Iowa state university
6 of science and technology fails to allocate the moneys
7 appropriated in this section to the college of veterinary
8 science in accordance with this section, the moneys
9 appropriated in this section for that fiscal year shall revert
10 to the general fund of the state.

11 Sec. 21. VETERINARY DIAGNOSTIC LABORATORY -- FUTURE YEARS.
12 It is the intent of the general assembly that a future general
13 assembly appropriate moneys to Iowa state university of
14 science and technology for the designated fiscal years, or so
15 much thereof as is necessary, to be used for the purposes
16 designated:

17 For purposes of supporting the college of veterinary
18 medicine for the operation of the veterinary diagnostic
19 laboratory:

20	1. FY 2008-2009.....	\$ 3,000,000
21	2. FY 2009-2010.....	\$ 4,000,000

22 DIVISION IV

23 ENVIRONMENT FIRST FUND

24 Sec. 22. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.
25 There is appropriated from the environment first fund created
26 in section 8.57A to the department of agriculture and land
27 stewardship for the fiscal year beginning July 1, 2007, and
28 ending June 30, 2008, the following amounts, or so much
29 thereof as is necessary, to be used for the purposes
30 designated:

31 1. a. For the conservation reserve enhancement program
32 (CREP) to restore and construct wetlands for the purposes of
33 intercepting tile line runoff, reducing nutrient loss,
34 improving water quality, and enhancing agricultural production
35 practices:

1 \$ 1,500,000

2 b. Not more than 5 percent of the moneys appropriated in
3 paragraph "a" may be used for costs of administration and
4 implementation of soil and water conservation practices.

5 2. a. For continuation of a program that provides
6 multiobjective resource protections for flood control, water
7 quality, erosion control, and natural resource conservation:

8 \$ 2,550,000

9 b. Not more than 5 percent of the moneys appropriated in
10 paragraph "a" may be used for costs of administration and
11 implementation of soil and water conservation practices.

12 3. a. For continuation of a statewide voluntary farm
13 management demonstration program to demonstrate the
14 effectiveness and adaptability of emerging practices in
15 agronomy that protect water resources and provide other
16 environmental benefits:

17 \$ 850,000

18 b. Not more than 5 percent of the moneys appropriated in
19 paragraph "a" may be used for costs of administration and
20 implementation of soil and water conservation practices.

21 c. Of the amount appropriated in paragraph "a", \$400,000
22 shall be allocated to the Iowa soybean association's
23 agriculture and environment performance program.

24 4. a. For deposit in the agricultural drainage well water
25 quality assistance fund created in section 460.303 to be used
26 for purposes of supporting the agricultural drainage well
27 water quality assistance program as provided in section
28 460.304:

29 \$ 1,500,000

30 b. Not more than 5 percent of the moneys appropriated in
31 paragraph "a" may be used for costs of administration and
32 implementation of soil and water conservation practices.

33 5. a. For use by the soil conservation division, to
34 provide financial assistance for the establishment of
35 permanent soil and water conservation practices:

1 \$ 7,000,000

2 b. Not more than 5 percent of the moneys appropriated in
3 paragraph "a" may be allocated for cost-sharing to abate
4 complaints filed under section 161A.47.

5 c. Of the moneys appropriated in paragraph "a", 5 percent
6 shall be allocated for financial incentives to establish
7 practices to protect watersheds above publicly owned lakes of
8 the state from soil erosion and sediment as provided in
9 section 161A.73.

10 d. Not more than 30 percent of a soil and water
11 conservation district's allocation of moneys as financial
12 incentives may be provided for the purpose of establishing
13 management practices to control soil erosion on land that is
14 row-cropped, including but not limited to no-till planting,
15 ridge-till planting, contouring, and contour strip-cropping as
16 provided in section 161A.73.

17 e. The state soil conservation committee created in
18 section 161A.4 may allocate moneys appropriated in paragraph
19 "a" to conduct research and demonstration projects to promote
20 conservation tillage and nonpoint source pollution control
21 practices.

22 f. The allocation of moneys as financial incentives as
23 provided in section 161A.73 may be used in combination with
24 moneys allocated by the department of natural resources.

25 g. Not more than 10 percent of the moneys appropriated in
26 paragraph "a" may be used for costs of administration and
27 implementation of soil and water conservation practices.

28 6. a. To encourage and assist farmers in enrolling in and
29 the implementation of federal conservation programs and to
30 work with them to enhance their revegetation efforts to
31 improve water quality and habitat:

32 \$ 1,500,000

33 b. Not more than 5 percent of the moneys appropriated in
34 paragraph "a" may be used for costs of administration and
35 implementation of soil and water conservation practices.

1 7. a. For deposit in the loess hills development and
2 conservation fund created in section 161D.2:

3 \$ 600,000

4 b. (1) Of the amount appropriated in paragraph "a",
5 \$400,000 shall be allocated to the fund's hungry canyons
6 account.

7 (2) Not more than 10 percent of the moneys allocated to
8 the hungry canyons account as provided in subparagraph (1) may
9 be used for administrative costs.

10 c. (1) Of the amount appropriated in paragraph "a",
11 \$200,000 shall be allocated to the fund's loess hills alliance
12 account.

13 (2) Not more than 10 percent of the moneys allocated to
14 the loess hills alliance account as provided in subparagraph
15 (1) may be used for administrative costs.

16 8. a. For deposit in the southern Iowa development and
17 conservation fund created in section 161D.12:

18 \$ 300,000

19 b. Not more than 5 percent of the moneys appropriated in
20 paragraph "a" may be used for administrative costs.

21 Sec. 23. DEPARTMENT OF ECONOMIC DEVELOPMENT. There is
22 appropriated from the environment first fund created in
23 section 8.57A to the department of economic development for
24 the fiscal year beginning July 1, 2007, and ending June 30,
25 2008, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For deposit in the brownfield redevelopment fund created in
28 section 15.293 to provide financial and technical assistance
29 under the brownfield redevelopment program as provided in
30 section 15.292:

31 \$ 500,000

32 Sec. 24. DEPARTMENT OF NATURAL RESOURCES. There is
33 appropriated from the environment first fund created in
34 section 8.57A to the department of natural resources for the
35 fiscal year beginning July 1, 2007, and ending June 30, 2008,

1 the following amounts, or so much thereof as is necessary, to
2 be used for the purposes designated:

3 1. For statewide coordination of volunteer efforts under
4 the water quality and keepers of the land programs:

5 \$ 100,000

6 2. For regular maintenance of state parks and staff time
7 associated with these activities:

8 \$ 2,490,000

9 3. To provide local watershed managers with geographic
10 information system data for their use in developing,
11 monitoring, and displaying results of their watershed work:

12 \$ 195,000

13 4. For continuing the establishment and operation of water
14 quality monitoring stations:

15 \$ 2,955,000

16 5. For deposit in the public water supply system account
17 of the water quality protection fund created in section
18 455B.183A:

19 \$ 500,000

20 6. a. For the regulation of animal feeding operations,
21 including as provided for in chapters 459 and 459A:

22 \$ 400,000

23 b. For full-time personnel to conduct air quality
24 monitoring associated with animal feeding operations under
25 section 459.207, which may include but is not limited to
26 staffing required to perform field monitoring and laboratory
27 functions, including salaries, support, maintenance, and
28 miscellaneous purposes:

29 \$ 235,000

30 c. For the development of an electronic system, including
31 databases required for the processing of documents including
32 permit applications and manure management plans, associated
33 with the regulation of confinement feeding operations as
34 provided in section 459.302:

35 \$ 50,000

1 7. For the abatement, control, and prevention of ambient
2 air pollution in this state, including measures as necessary
3 to assure attainment and maintenance of ambient air quality
4 standards from particulate matter:

5 \$ 325,000

6 8. For regulating water quantity from surface and
7 subsurface sources by providing for the allocation and use of
8 water resources, the protection and management of water
9 resources, and the preclusion of conflicts among users of
10 water resources, including as provided in chapter 455B,
11 division III, part 4:

12 \$ 500,000

13 9. a. For resource conservation and development
14 associated with the development of projects relating to
15 natural resource-based business opportunities:

16 \$ 300,000

17 b. Local resource conservation and development groups
18 sponsored by county governments or sponsored by soil and water
19 conservation districts shall be eligible to receive moneys
20 appropriated in paragraph "a" on the condition that such
21 groups receive the moneys on a dollar-for-dollar matching
22 basis.

23 Sec. 25. IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND.

24 Notwithstanding the amount of the standing appropriation from
25 the general fund of the state to the Iowa resources
26 enhancement and protection fund as provided in section
27 455A.18, there is appropriated from the environment first fund
28 created in section 8.57A to the Iowa resources enhancement and
29 protection fund, in lieu of the appropriation made in section
30 455A.18, for the fiscal year beginning July 1, 2007, and
31 ending June 30, 2008, the following amount, to be allocated as
32 provided in section 455A.19:

33 \$ 15,500,000

34 Sec. 26. REVERSION.

35 1. Except as provided in subsection 2, and notwithstanding

1 section 8.33, moneys appropriated for the fiscal year
2 beginning July 1, 2007, in this division of this Act that
3 remain unencumbered or unobligated at the close of the fiscal
4 year shall not revert but shall remain available for the
5 purposes designated until the close of the fiscal year
6 beginning July 1, 2008, or until the project for which the
7 appropriation was made is completed, whichever is earlier.

8 2. Notwithstanding section 8.33, moneys appropriated in
9 this division of this Act to the department of agriculture and
10 land stewardship to provide financial assistance for the
11 establishment of permanent soil and water conservation
12 practices that remain unencumbered or unobligated at the close
13 of the fiscal year shall not revert but shall remain available
14 for expenditure for the purposes designated until the close of
15 the fiscal year beginning July 1, 2010.

16 DIVISION V

17 CODE LANGUAGE -- EMERGENCY PLANNING

18 Sec. 27. Section 30.5, subsection 2, Code 2007, is amended
19 to read as follows:

20 2. The commission may enter into agreements pursuant to
21 chapter 28E to accomplish any duty imposed upon the commission
22 by the Emergency Planning and Community Right-to-know Act, but
23 the commission shall not compensate any governmental unit for
24 the performance of duties pursuant to such an agreement.
25 Funding for administering the duties of the commission under
26 sections 30.7, 30.8, and 30.9 shall be included in the budgets
27 of the ~~department of workforce development~~, the department of
28 natural resources, and the department of public defense,
29 respectively.

30 Sec. 28. Section 30.7, Code 2007, is amended to read as
31 follows:

32 30.7 DUTIES TO BE ALLOCATED TO DEPARTMENT OF WORKFORCE
33 DEVELOPMENT NATURAL RESOURCES -- EMERGENCY AND HAZARDOUS
34 CHEMICALS.

35 Agreements negotiated by the commission and the department

1 of workforce-development natural resources shall provide for
2 the allocation of duties to the department of workforce
3 development natural resources as follows:

4 1. Material safety data sheets or a list for chemicals
5 required to be submitted to the commission under section 311
6 of the Emergency Planning and Community Right-to-know Act, 42
7 U.S.C. § 11021, shall be submitted to the department of
8 workforce-development natural resources. Submission to that
9 department constitutes compliance with the requirement for
10 notification to the commission.

11 2. Emergency and hazardous chemical inventory forms
12 required to be submitted to the commission under section 312
13 of the Emergency Planning and Community Right-to-know Act, 42
14 U.S.C. § 11022, shall be submitted to the department of
15 workforce-development natural resources. Submission to that
16 department constitutes compliance with the requirement for
17 notification to the commission.

18 3. The department of workforce-development natural
19 resources shall advise the commission of the failure of any
20 facility owner or operator to submit information as required
21 under sections 311 and 312 of the Emergency Planning and
22 Community Right-to-know Act, 42 U.S.C. § 11021 and 11022.

23 4. The department of workforce-development natural
24 resources shall make available to the public upon request
25 during normal working hours the information forms in its
26 possession pursuant to sections 312 and 324 of the Emergency
27 Planning and Community Right-to-know Act, 42 U.S.C. § 11022
28 and 11044.

29 5. The department of workforce-development natural
30 resources shall compile data or information from the emergency
31 and hazardous chemical inventory forms required to be
32 submitted to the commission under section 312 of the Emergency
33 Planning and Community Right-to-know Act, 42 U.S.C. § 11022.

34 Sec. 29. Section 84A.5, subsection 3, Code 2007, is
35 amended to read as follows:

1 3. The division of labor services is responsible for the
2 administration of the laws of this state under chapters 88,
3 88A, 88B, 89, 89A, 89B, 90A, 91, 91A, 91C, 91D, 91E, 92, and
4 94A, and ~~sections-30-7-and~~ section 85.68. The executive head
5 of the division is the labor commissioner, appointed pursuant
6 to section 91.2.

7 Sec. 30. Section 91.4, subsection 5, Code 2007, is amended
8 to read as follows:

9 5. The director of the department of workforce
10 development, in consultation with the labor commissioner,
11 shall, at the time provided by law, make an annual report to
12 the governor setting forth in appropriate form the business
13 and expense of the division of labor services for the
14 preceding year, the number of disputes or violations processed
15 by the division and the disposition of the disputes or
16 violations, and other matters pertaining to the division which
17 are of public interest, together with recommendations for
18 change or amendment of the laws in this chapter and chapters
19 88, 88A, 88B, 89, 89A, 89B, 90A, 91A, 91C, 91D, 91E, 92, and
20 94A, and ~~sections-30-7-and~~ section 85.68, and the
21 recommendations, if any, shall be transmitted by the governor
22 to the first general assembly in session after the report is
23 filed.

24 DIVISION VI

25 CODE LANGUAGE -- LOESS HILLS DEVELOPMENT AND
26 CONSERVATION AUTHORITY

27 Sec. 31. Section 161D.1, subsection 1, Code 2007, is
28 amended to read as follows:

29 1. A loess hills development and conservation authority is
30 created. The counties of Adams, Adair, Audubon, Carroll,
31 Cass, Cherokee, Crawford, Fremont, Guthrie, Harrison, Ida,
32 Lyon, Mills, Monona, Montgomery, Page, Plymouth,
33 Pottawattamie, Sac, Shelby, Sioux, Plymouth, Cherokee, Taylor,
34 and Woodbury, Ida, Sac, Monona, Crawford, Carroll, Harrison,
35 Shelby, Audubon, Pottawattamie, Cass, Adair, Mills,

1 ~~Montgomery, Adams, Fremont, Page, and Taylor~~ are entitled to
2 one voting member each on the authority, but membership or
3 participation in projects of the authority is not required.
4 Each member of the authority shall be appointed by the
5 respective board of supervisors for a term to be determined by
6 each board of supervisors, but the term shall not be for less
7 than one year. An appointee shall serve without compensation,
8 but an appointee may be reimbursed for actual expenses
9 incurred while performing the duties of the authority as
10 determined by each board of supervisors. The authority shall
11 meet, organize, and adopt rules of procedures as deemed
12 necessary to carry out its duties. The authority may appoint
13 working committees that include other individuals in addition
14 to voting members.

15 DIVISION VII

16 CODE LANGUAGE -- SPECIAL FUNDS

17 Sec. 32. Section 321G.1, Code 2007, is amended by adding
18 the following new subsection:

19 NEW SUBSECTION. 19A. "State fish and game protection
20 fund" means the fund provided for in section 456A.17.

21 Sec. 33. Section 321G.6, Code 2007, is amended by adding
22 the following new subsections:

23 NEW SUBSECTION. 7. Within ten days after the end of each
24 month, a county recorder shall remit moneys from registration
25 fees collected by the county recorder during the previous
26 month to the treasurer of state. The treasurer of state shall
27 credit the moneys to the state fish and game protection fund
28 for appropriation to support snowmobile programs pursuant to
29 section 321G.7.

30 NEW SUBSECTION. 8. Before January 10 of each year, a
31 county recorder shall remit unused license forms from the
32 previous year to the department as provided by the department.

33 Sec. 34. Section 321G.7, unnumbered paragraph 1, Code
34 2007, is amended by striking the unnumbered paragraph.

35 Sec. 35. Section 321G.7, unnumbered paragraph 2, Code

1 2007, is amended to read as follows:

2 ~~1. The department shall remit the~~ This section applies to
3 moneys from snowmobile fees collected pursuant to this chapter
4 which are to be remitted to the treasurer of state and
5 credited to the state fish and game protection fund, including
6 user permit fees collected pursuant to section 321G.4A, to the
7 ~~treasurer of state, who shall place the money in a special~~
8 snowmobile fund registration fees collected pursuant to
9 section 321G.6, safety certificate fees collected under
10 section 321G.24, of title fees collected pursuant to section
11 321G.30, and application fees for security interests as
12 provided in section 321G.32.

13 ~~2. The money is~~ Moneys credited to the state fish and game
14 protection fund from snowmobile fees are appropriated to the
15 department ~~for the~~ to support snowmobile programs of the
16 state. The programs shall include grants, subgrants,
17 contracts, or cost-sharing of snowmobile programs with
18 political subdivisions or incorporated private organizations
19 or both in accordance with rules adopted by the commission.
20 Snowmobile fees may be used to support snowmobile programs on
21 a usage basis. At least fifty percent of the ~~special fund~~
22 moneys shall be made available for political subdivisions or
23 incorporated private organizations ~~or both~~. ~~Moneys from the~~
24 special fund that are not used by the political subdivisions
25 or incorporated private organizations ~~or both~~ shall remain in
26 the state fish and game protection fund and may be used by the
27 department for the administration of the snowmobile programs.
28 ~~Notwithstanding section 8.33, moneys in the special fund shall~~
29 ~~not revert to the general fund of the state at the end of a~~
30 ~~fiscal year. Notwithstanding section 12C.7, subsection 2,~~
31 ~~interest or earnings on moneys in the special fund shall~~
32 ~~remain in the fund.~~

33 Sec. 36. Section 321G.24, subsection 4, Code 2007, is
34 amended to read as follows:

35 4. The permit safety certificate fees collected under

1 pursuant to this section shall be credited to the special
2 snowmobile state fish and game protection fund created under
3 for appropriation as provided in section 321G.7 and shall be
4 used for safety and educational programs.

5 Sec. 37. Section 321G.30, subsection 5, Code 2007, is
6 amended to read as follows:

7 5. Five dollars of the certificate of title fees collected
8 under this section shall be remitted by the county recorder to
9 the treasurer of state for deposit in the special snowmobile
10 to be credited to the state fish and game protection fund
11 created under for appropriation as provided in section 321G.7.
12 The remaining five dollars shall be retained by the county and
13 deposited into the general fund of the county.

14 Sec. 38. Section 321G.32, subsection 1, paragraph b, Code
15 2007, is amended to read as follows:

16 b. The application fee for a security interest is ten
17 dollars. Five dollars of the fee shall be credited to the
18 special snowmobile state fish and game protection fund created
19 under for use as provided in section 321G.7. The remaining
20 five dollars shall be retained by the county and deposited
21 into the general fund of the county.

22 Sec. 39. Section 331.427, subsection 1, Code 2007, is
23 amended to read as follows:

24 1. Except as otherwise provided by state law, county
25 revenues from taxes and other sources for general county
26 services shall be credited to the general fund of the county,
27 including revenues received under sections 91.11, 101A.3,
28 101A.7, 123.36, 123.143, 142B.6, 176A.8, 321.105, 321.152,
29 321G.7, 321I.8, section 331.554, subsection 6, sections
30 341A.20, 364.3, 368.21, 423A.7, 428A.8, 430A.3, 433.15,
31 434.19, 445.57, 453A.35, 458A.21, 483A.12, 533.24, 556B.1,
32 583.6, 602.8108, 904.908, and 906.17, and the following:

33 Sec. 40. Section 452A.79A, subsection 1, as enacted by
34 2006 Iowa Acts, chapter 1179, section 60, is amended to read
35 as follows:

1 1. A marine fuel tax fund is created under the authority
2 of the department of natural resources.

3 a. The fund shall consist of all revenues derived from the
4 excise tax on the sale of motor fuel used in watercraft as
5 provided in section 452A.84 and other moneys appropriated to
6 the fund.

7 b. Notwithstanding section 12C.7, subsection 2, interest
8 or earnings on moneys in the fund shall be credited to the
9 fund. Notwithstanding section 8.33, any moneys credited to
10 the fund from another fund shall not revert to the fund from
11 which appropriated at the close of a fiscal year.

12 Sec. 41. Section 452A.79A, subsection 2, unnumbered
13 paragraph 1, as enacted by 2006 Iowa Acts, chapter 1179,
14 section 60, is amended to read as follows:

15 Moneys in the marine fuel tax fund ~~in-a-fiscal-year-shall~~
16 ~~be-used-as-appropriated-by-the-general-assembly~~ are
17 appropriated to the department of natural resources for use by
18 the department ~~of-natural-resources~~ in its recreational
19 boating program, which may include but is not limited to any
20 of the following:

21 EXPLANATION

22 GENERAL. This bill relates to agriculture and natural
23 resources by making appropriations for the 2007-2008 fiscal
24 year to support related entities, including the department of
25 agriculture and land stewardship, the department of natural
26 resources, the department of economic development, and Iowa
27 state university.

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

1 fund, and the groundwater protection fund.

2 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP. For the
3 department of agriculture and land stewardship, moneys are
4 appropriated in order to support its divisions.

5 The bill appropriates moneys from the general fund to
6 support animal husbandry including for the administration of
7 the chronic wasting disease program, horse and dog racing,
8 dairy products control, and avian influenza control. The bill
9 supports programs for plant protection and crop production,
10 including apiary law, and the control of pests. The bill also
11 appropriates moneys to reimburse commissioners of soil and
12 water conservation districts for expenses. The bill provides
13 for food marketing and security. It provides for a senior
14 farmers market nutrition program. It also provides for an
15 emergency veterinarian rapid response program, and the
16 regulation of organic agricultural products.

17 DEPARTMENT OF NATURAL RESOURCES. For the department of
18 natural resources, moneys are appropriated from the general
19 fund in order to support its divisions.

20 The bill makes appropriations from other funds. The bill
21 appropriates moneys to the department of natural resources
22 from the state fish and game protection fund to support
23 programs related to fish and wildlife. The bill appropriates
24 moneys from the groundwater protection fund to support
25 groundwater quality. The bill appropriates moneys from the
26 national pollutant discharge elimination system permit fund to
27 the department of natural resources for processing permit
28 applications.

29 The bill includes miscellaneous provisions. An
30 appropriation is made from the unassigned revenue fund
31 administered by the Iowa comprehensive underground storage
32 tank fund board to the department of natural resources for
33 administration and expenses of the underground storage tank
34 section.

35 The bill provides that the department of natural resources

1 may use additional funds for staffing to reduce the
2 department's floodplain permit backlog and implementing the
3 federal maximum daily load program.

4 IOWA STATE UNIVERSITY. The bill appropriates moneys to
5 Iowa state university from the agricultural remediation fund
6 to continue a project to perform water quality research to
7 determine methods to reduce risks to water quality associated
8 with open feedlot runoff and from the general fund of the
9 state for the operation of the veterinary diagnostic
10 laboratory. It includes provisions expressing legislative
11 intent for future appropriations.

12 ENVIRONMENT FIRST FUND. The bill appropriates funding from
13 the environment first fund to the departments of agriculture
14 and land stewardship, economic development, and natural
15 resources to support a number of programs and projects. The
16 bill appropriates moneys from the environment first fund to
17 the resources enhancement and protection fund in lieu of the
18 \$20 million appropriated by statute from the general fund of
19 the state.

20 EMERGENCY PLANNING. The bill amends Code chapter 30 to
21 transfer authority duties associated with the federal
22 Emergency Planning and Community Right-to-know Act, relating
23 to emergency and hazardous chemicals and recordkeeping, from
24 the department of workforce development to the department of
25 natural resources.

26 The bill amends Code section 161D.1 to add Guthrie county
27 to the counties who are members of the loess hills development
28 and conservation authority and places the counties in
29 alphabetical order.

30 SPECIAL FUNDS. The bill amends provisions in Code chapter
31 321G, which provide that snowmobile fees collected by the
32 county recorder are to be remitted to the department of
33 natural resources for deposit into a special snowmobile fund.
34 The division eliminates the snowmobile fund and provides that
35 the snowmobile fees are to be deposited into the state fish

1 and game protection fund to support snowmobile programs.

2 The bill amends Code section 452A.79A as enacted by the
3 general assembly in 2006 (2006 Iowa Acts, chapter 1179,
4 section 60) which creates a marine fuel tax fund under the
5 authority of the department of natural resources. The fund
6 consists of revenues derived from the excise tax on the sale
7 of motor fuel used in watercraft. The bill provides that the
8 marine fuel tax fund is a trust fund with a standing
9 appropriation for use by the department without an annual
10 appropriation made by the general assembly.

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