

CHAPTER 1083
CONSERVANCY DISTRICT PLANS
H.F. 2378

AN ACT relating to the role of soil conservation district commissioners in the development and implementation of the conservancy district plan.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 467A.7, subsection 15, Code 1981, is amended to read as follows:

15. To take notice of the conservancy district plan, and conform to the duly promulgated rules of the conservancy district or conservancy districts in which the soil conservation district is located; provided that this subsection ~~shall does not be construed to grant any authority not otherwise granted by law to the commissioners of soil conservation districts.~~

Sec. 2. Section 467D.16, unnumbered paragraph 1, Code 1981, is amended to read as follows:

The board shall prepare a plan for accomplishment of the objectives of this chapter within the conservancy district. For this purpose the board may request and shall obtain from any state agency or political subdivision information which the agency or subdivision ~~may have~~ has already collected which is pertinent to preparation of the plan, shall consult with soil conservation district commissioners, and may conduct ~~such~~ hearings as it deems necessary. The plan shall establish an order of priorities for carrying out projects necessary to accomplish the objectives of this chapter, shall conform as nearly as practicable to the comprehensive state-wide water resources plan established by the council pursuant to section 455A.17 and shall reflect the following general policies:

Sec. 3. Section 467D.17, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

467D.17 PLAN PRESENTED TO COMMITTEE, COUNCIL, AND SOIL CONSERVATION DISTRICTS. The board shall tentatively adopt the plan by resolution and shall present the plan to the committee and the council for review. The council shall within ninety days review the plan as presented and make recommendations as, in its discretion, it deems necessary to bring the conservancy district's plan into conformity with the comprehensive state-wide water resources plan established by the council pursuant to section 455A.17. The recommendations of the council shall be submitted to the board for incorporation into the plan. The plan shall then be submitted to the soil conservation districts located entirely or partially within the conservancy district. The soil conservation districts shall review, comment and record a vote within ninety days indicating their support of or opposition to the plan in the same manner provided in section 467D.5, subsection 1. The committee shall inform the soil conservation districts of the votes of the districts within the conservancy district. The committee shall review the plan as presented, give consideration to the comments and vote of the soil conservation districts, give final approval or disapproval of the plan within ninety days, and provide a written statement detailing the basis of their decision.

A subsequent major change in the plan, as determined by the conservancy board, is not effective until approved by the process provided in this section for approval of the original plan.

Sec. 4. Section 467A.52, Code 1981, is repealed.

Approved April 19, 1982