

Sec. 11. NEW SECTION. 468.189 CLOSING AGRICULTURAL DRAINAGE WELLS — ASSESSMENT OF COSTS WITHIN A DRAINAGE DISTRICT.

The costs of closing an agricultural drainage well and constructing an alternative drainage system as part of a drainage district shall be assessed as a special assessment by the board as provided in this chapter.

Sec. 12. DEPARTMENTAL RULES. The department of agriculture and land stewardship and the department of natural resources shall adopt all rules required to carry out this Act by December 31, 1997.

Sec. 13. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved May 29, 1997

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## CHAPTER 194

### LEVEE AND DRAINAGE DISTRICTS — STATE-OWNED LAND

H.F. 336

**AN ACT** providing for the assessment of lands owned by the department of natural resources within levee and drainage districts.

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

Section 1. Section 468.43, unnumbered paragraph 3, Code 1997, is amended to read as follows:

When ~~any~~ state-owned ~~lands~~ land under the jurisdiction of the department of natural resources ~~are~~ is situated within a levee or drainage district, the commissioners ~~to assess~~ assessing benefits shall ascertain and return in their report the amount of benefits and the apportionment of costs and expenses to ~~such lands~~ the land, and the board of supervisors shall assess the ~~same~~ amount against ~~such lands~~ the land. ~~However, the commissioners shall not assess benefits to property below the ordinary high water mark in a sovereign state-owned lake, marsh or stream under the jurisdiction of the department of natural resources.~~

Approved May 29, 1997