

New Iowa Legislation Impacting Rural Landowners and Agricultural Businesses (Most Provisions Effective Jul. 1, 2011)

Compiled by Erin C. Herbold, Staff Attorney, ISU Center for Agricultural Law and Taxation

Bill	Title	Relates to/Amends	Contents	Bill History	Lobbyist Declarations	Analysis
HF 654	<i>An Act Related to Drainage or Levee Districts</i>	Creates New §468.190; Amends §468.528- Applies to County Treasurer's and Board of Trustees Drainage and Levy Districts	§468.190 (Farm mediation not applicable to a case, dispute or controversy arising under Ch. 468-Levy and Drainage Districts and Improvements); Amended §468.528 clarifies duties of county treasurer. County treasurer directed to place levied moneys for districts with pumping stations into checking account established by the board of trustees in a bank or credit union (as defined by 12C.1). Board must pass resolution for treasurer to distribute moneys. Board of trustees must file annual financial statement with county auditor, accompanied by unqualified opinion of auditor of the account performed by Iowa licensed CPA.	Signed by Gov. Branstad Apr. 27, 2011	For: Iowa Drainage District Association Undecided: Iowa Farmers Union and Iowa Society of CPA's	Creates new responsibilities for drainage district board of trustees (usually county board of supervisors). Amendments call for increased financial scrutiny and involvement of county treasurer.

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SF 209	<i>An Act relating to 2011 Bonus Depreciation Coupling; Taxpayers trust fund</i>	Relating to public funding and regulatory matters by making appropriations, providing for certain additional depreciation allowances, increasing state earned income tax credit, and including effective date and retroactive applicability provisions. Amends SF 512 §18 (enacted by 2011 legislature).	Bill reinstates bonus depreciation for state tax returns for tax years beginning on or after Jan. 1, 2011. Earned income tax provisions §422.12B(1) amended (applies retroactively for tax years beginning on or after Jan. 1, 2011. Adds to the requirements of the Taxpayers Trust Fund (§8.54(5)). Creates new §8.57E (Taxpayers Trust Fund. Fund is separate fund from state general fund. Not considered balance of fund of general fund of the state. Only to be used pursuant to appropriations made by legislature for tax relief. Money may be used for cash flow purposes, but once allocated, must be returned to fund by end of fiscal year.	Introduced: Feb. 14, 2011; After several amendments and much debate-passed. Signed into law by Gov. Apr. 21, 2011. However, Gov. line-item vetoed Bonus Depreciation provision, so Iowa still does not couple with federal provisions (Gov. cited need for comprehensive state tax reform.)	For: Iowans for Tax Relief; Iowa Pork Producers; Agribusiness Assn. of Iowa; Several state community colleges; Iowa Corn Growers Assn.; Iowa Taxpayers Assn.; IA Farm Bureau Federation.	For further information and analysis, view the link below: www.calt.iastate.edu/couplingbill.html
HF 557	<i>An Act Relating to Infectious or Contagious Disease in Swine Exhibitions</i>	An Act Relating to Swine moved to and from exhibitions, and the duties of veterinarians. Amends §163.2(5) by adding pseudorabies to the list of infectious or contagious diseases. Creates new §163.32 dealing with exhibitions and defines “exhibition” under 166D.2.	Exhibition is defined, here, as an “exhibit, demonstration, show, or competition” involving swine as part of an event at the state fairgrounds under the control of the state fair authority. § applies to swine moved from a premises to the place of exhibition. Exhibition sponsor must retain a licensed vet to supervise the change of location and the exhibition sponsor must provide an exhibition report including name of exhibition, address, vet info, info on owner of swine.	Introduced Mar. 7, 2011. Passed House Mar. 21, 2011, passed Senate April 6, 2011. Signed by Gov. Apr. 20, 2011.	Undecided: Iowa Pork Producers, Smithfield Foods, Inc., Iowa Vet Med Assn., Iowa Farmers Union, Iowa Department of Ag.	Act addresses concerns over pseudorabies and increases duties of exhibition sponsor and department of ag.

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HF 658	<i>An Act Relating to Certification of Grade A Milk</i>	An act providing for the transfer of duties relating to milk certification from state department of health to IDALS; Amends §192.109.	Transfers responsibility for annual survey and certification of grade A milk labeling and pasteurization to IDALS. IDALS is to ensure compliance with requirements for production, processing, distribution, and grade compliance.	Introduced Mar. 25, 2011, Passed House 79-17 Apr. 6, 2011. Passed Senate Unanimous Apr. 18, 2011. Signed by Gov. Apr. 26, 2011.	For: IDALS, Iowa Department of Public Health Undecided: Iowa Grocery Industry Assn., Youth Home of Mid-America.	Legislature gave appropriation to IDALS for milk certification responsibilities. Administrator must conduct milk grade survey and certify results to secretary of ag.
HF 592	<i>An Act Establishing the Council for Agricultural Education</i>	Creates new §256.32 which establishes an advisory council for ag ed, consisting of 9 members appointed by Gov.	Nine members include: 5 persons from all areas of ag and diverse geographical areas, 1 person representing ag on the state council for vocational education, 1 person who is a secondary school program instructor, postsecondary school instructor, and 1 teacher educator. Council may also include as ex officio members State FFA President, Current PAS (postsecondary ag students) President; Current young farmers educational association president.; state consultant in ag ed; two members of each house of legislature; secretary of ag or representative. Duties of council are to review, develop, recommend standards for secondary and postsecondary ag ed.	Introduced Mar. 9, 2011; Passed House Mar. 15, 2011 unanimous; Passed Senate 45-4 Apr. 6, 2011. Signed by Gov. Apr. 20, 2011.	For: Iowa Farm Bureau Federation Undecided: Iowa Farmer's Union; DuPont Pioneer; Deere and Co; Monsanto; Board of Regents, Iowa Dept. of Edu.	Council must issue an annual report to state board of education and chair of house and senate ag and education committees. Report must show short-term and long-term standards.

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HF 299	An Act Relating to Copper Theft-Ordinance Authorized-Penalty	Creates new §714.27. Relating to the unlawful possession of or entry upon specified personal and public utility property and provides penalties. Amends §716.7.	Allows a city or other political subdivision to consider the adoption of a copper theft ordinance that would require a salvage dealer to maintain adequate records for at least a year (Identity of person from whom salvaged material received, DOB, D.L. number, photo ID, date and time of receipt. Allows a political subdivision to deny renewal of salvage dealer permit if non-compliance. §716.7 (trespass statute) amended to create harsher penalties when entering onto public utility property.	Introduced: Feb. 16, 2011. Passed House 92-6 March 3, 2011. Passed Senate unanimous Apr. 6, 2011. Signed by Gov. Apr. 13, 2011.	For: Iowa Telecommunications Assn., Mid-American Energy, Iowa Utility Assn. Iowa League of Cities, Home Builders Assn., Black Hills Energy, CIPCO, Iowa Assn. of Municipal Utilities, Union Pacific, etc. Several others undecided.	This legislation was passed in response to recent copper theft issues in the state, mostly in rural areas.
SF 512	<i>An Act Relating to Internal Revenue Code References</i>	An Act relating to public funding matters by updating IRC references and by decoupling certain federal bonus depreciation provisions, authorizing appropriation transfers, and including effective dates and retroactive applicability.	Updates of Iowa Code for consistency with Internal Revenue Code. Contains federal bonus depreciation coupling provisions (Iowa has not coupled since 2005.) Contains federal expense method depreciation coupling provisions for 2010 and 2011. Note: Gov. Branstad line-item vetoed bonus depreciation provision in SF 512, citing budgetary impact.	Introduced: Mar. 21, 2011, Passed House Mar. 31, 2011, Passed Senate Apr. 5, Apr. 12- Gov. signed- Item veto (S.J. 975)(Coupling with federal bonus).	Undecided: Deere and Co., Iowa Society of CPA's, Monsanto, Iowa Assn. of Magistrate Judges, etc. For: AFSCME, AFL-CIO, Iowa State Bar Assoc., State Public Defender's Office.	See in-depth analysis at www.calt.iastate.edu/couplingbill.html

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SF 429	<i>An Act Relating to Agricultural Development Authority</i>	An Act Placing the Ag Devel. Authority within IDALS. Amends §175.3.	Establishes the Ag Devel. Authority within Dept. of Ag and Land Stewardship (IDALS). Secretary of Ag to serve as ex-officio member of the board.	Introduced Mar. 7, 2011, Passed Senate 50-0, Passed House 96-0, Signed by Gov. Mar. 30, 2011.	Several Undecided including Iowa Corn Growers, IA Pork Producers, Deere and Co., Iowa Farmer's Union, etc.	Moves authority from State Treasurer's Office to Secretary of Ag.
HF 45	<i>An Act Relating to Public Funding and Regulatory Matters and Appropriation Revisions</i>	Relates to public funding and regulatory matters and revising appropriations and including effective and other applicability date provisions and making penalties applicable.	Bill contains new subsection regarding prohibition on providing public benefits to persons not lawfully present in the U.S. A state agency of the executive branch of the state government can't employ a person through use of public funds to represent agency with primary purpose of defeat, approval, or modification of legislation. Includes provision for sale or lease of Iowa Communications Network (ICN). Plan for reduction of area agencies on aging in Iowa. Investigation into reducing legislative health care costs. Elimination of Rebuild Iowa office. Creation of a budget and tax rate database (make available a searchable budget database for public consumption).	Introduced Jan. 13, 2011; After several amendments, finally passed House Feb. 21, 2011 and signed by Gov. Mar. 7, 2011. Line-item veto	For: Several cities including City of Cedar Rapids, Against: Iowa State Education Assn., Iowa State Patrol Supervisors Assn., Iowa Citizens for Community Improvement; AFL-CIO; Iowa Public Interest Research Group; Iowa Bowhunters Assn., Iowa Land and Water Legacy; Environmental Groups. American Cancer, American Heart.	Bill addresses several budget and appropriation changes. Sale of ICN authorized. Rebuild Iowa Office abolished, Creation of state budget database for tax dollar accountability. Known as Taxation Disclosure Act.

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HF 321	<i>An Act Relating to Wastewater Discharge by On-Farm Processing Operations</i>	Relates to on-farm processing operations. Amends 455B.171.	Creates new subsection defining food commodity as that which is intended for human consumption. A food commodity in its raw state for processing in Iowa includes milk, eggs, veggies, fruits, nuts, syrup, and honey. In processed state, includes dairy products, pastries, pies, and meat or poultry products. Defines on-farm processing operation, including wineries, dairies, distilleries, meat or poultry processing. Creates new § 455B.172A regulating on-farm processing operations. IDALS tasked with adopting rule standards for disposal of wastewater from an on-farm processing operation. Sets limits on wastewater application.	Introduced Feb. 28, 2011; Passed Senate Mar. 7, 2011, Passed House Mar. 21, 2011. Signed by Gov. Apr. 7, 2011.	For: Iowa Farmer's Union, Iowa Wine Growers Assn., Undecided; Iowa Corn Growers, IA Water Well Assn, Iowa DNR. Against: Iowa Wine Growers (Two different lobbyists).	Regulates on-farm processing and tasks IDALS with rule-making responsibility.
HF 243	<i>An Act Relating to Alternate Energy Production Facility</i>	Expands definition of Alternate Energy Production Facility for Purposes of Compliance with Electric Utility Rate Regulation Requirements. "Waste Management" includes a facility using plasma gasification to produce synthetic gas	Includes new definition of "Waste management". Amends §476.42.	Introduced Feb. 16, 2011, Passed Senate 50-0 Mar. 7, 2011, Passed House 93-2 Apr. 6, 2011.	Undecided: Several energy companies	Clarifies §476.42

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HF 240	<i>An Act Relating to Alcoholic Beverages Division</i>	Relating to matters under purview of ABD of the Dept. of Commerce, and making applicable penalties. Amends §123.2 and §123.41. Creates new § 123.46A.	Includes “Grape Brandy” for enforcement. Before the approval or grant of manufacturer’s license, an applicant shall file a statement under oath with the division that it is a bona fide manufacturer of alcoholic products and will comply with regulations. Creates penalties for enforcement. §123.46A pertains to the delivery of alcoholic beverages by retailers. Licensee must make deliveries, delivery must be made by individual over 21.	Introduced: Feb. 16, 2011. Passed Senate 46-0 Mar. 22, 2011. Passed House 94-5 Mar. 29, 2011. Signed by Gov. Apr. 7, 2011.	For: Alcoholic Bev. Div., Iowa Grocery Industry, Against: Iowa County Attorney’s, Iowa State Sheriff’s Assn. , Undecided: Iowa County Attorney’s, WalMart, Petroleum Marketers, etc.	Increases responsibilities of ABD and local county attorneys.
HF 428	<i>An Act Relating to Drainage Districts</i>	Relates to Drainage Districts, provides for assessment of benefits by state agencies and effective date provisions.	§468.2(1) amended to include state-owned lakes and wetlands under purview of drainage district. Creates new paragraph under §468.40 stating that when land is state-owned lake or wetland, the commissioners shall ascertain benefits realized from removing excess water and shall not consider any benefit realized if state-owned lake or wetland were drained or converted to another land use. §468.43 amended- when state owned land under DNR jurisdiction is situated within drainage or levee district, the commissioners have additional duties for assessment of benefit to land which is a state-owned lake or state-owned wetland.	Introduced: Mar. 7, 2011, Passed Senate unanimous Mar. 9, 2011, Passed House unanimous 98-0, Sent to Gov. Apr. 11, 2011.	For: IA Drainage District Assn: Undecided: Various Farm Groups.	Providing assessment of benefits by state agencies. Additional drainage legislation.

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HF 393	<i>An Act Relating to Determining Time of Death</i>	An Act allowing a physician assistant or an advanced registered nurse practitioner to sign a death certificate.	Now, PA's and RNP's who attend the decedent at death may also determine time of death and sign death certificate. Amends §142C.8 and 144.26.	Introduced Feb. 24, 2011, Passed House 93-5 Mar. 9, 2011; Passed Senate 50-0 Mar. 28, 2011. Signed by Gov. Apr. 6.	For: Iowa Physician's Assistants Assn, AARP IA, Polk County Board of Supervisors. Against: IA Psychiatric Society, Iowa Medical Society, Iowa Osteopathic Medical Assn, numerous physician's organizations.	Prior to enactment, physicians were the only party to determine time of death. Must be licensed in the state of Iowa.

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<p align="center">HF 245</p>	<p align="center"><i>An Act Relating to Status of Posthumously Conceived and Born Children</i></p>	<p>Act amends §252A.3 by adding new subsection 4A. Relates to status of posthumously conceived and born children in the context of legitimacy, inheritance, rights to claim an after-born child's share and other rights. Act also adds sub§5A. Bill amends §633A.3106.</p>	<p>After effective date, a child born of parents who at any time prior to birth of child entered into civil or religious marriage ceremony is deemed the legitimate child of both parents- regardless of validity of marriage if (1) the marriage was not thereafter dissolved, (2) the child was conceived and born after the death of a parent or was born as the result of implantation of an embryo after death of parent, (3) a genetic parent child relationship is established with deceased, (4) deceased parent authorized other parent to use genetic material in writing or bequeathed genetic material, (5) child is born within 2 years of death of deceased parent. All conditions must be met. Act defines genetic material and also provides that a child born of parents who at any time prior to the birth of the child held themselves out as spouses by virtue of common-law marriage and above-listed conditions met. For purposes of intestate succession, a child of an intestate conceived and born after the intestate's death or born as the result of the implantation of the embryo after the death of intestate is deemed a child of intestate as if child had been born during life. Bill also states that a child born after death of settlor of revocable trust who would have been entitled to a share of the settlor's probate estate shall receive a share.</p>	<p>Introduced: Feb. 10, 2011. Passed House 98-0 Feb. 15, 2011. Passed Senate 44-4 Mar. 21, 2011 and signed by Gov. Mar. 31, 2011.</p>	<p>For: ACLU of Iowa, Undecided: Iowa Bar Association, Iowa Catholic Conference, Iowa Trust Association.</p>	<p>Act updates Iowa Code for developments with respect to genetic advancements and child birth. Many states have taken the same approach. Clears up associated trust and estate, intestate issues.</p>

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HF 329	<i>An Act Relating to Equipment Dealership and Supplier Liability</i>	Act relates to equipment dealership agreements by providing for supplier liability. Amends §322F.7, F.8	Tweaks existing statute regarding dealer’s legal action for damages sustained by a dealer. Deals with nonpayment and late payment, termination of agreement.	Introduced: Feb. 18, 2011. Passed House unanimous Mar. 1, 2011. Passed Senate Apr. 4, 2011. Signed by Gov. Apr. 12, 2011.	For: Iowa Nebraska Farm Equipment Dealers Assn., Undecided: Iowa State Bar Assn, Agribusiness Assn of Iowa, Deere and Co., etc.	Bill made necessary technical corrections.
HF 468	<i>An Act Relating to Preferred Stock Issued By Cooperative Associations</i>	Relates to preferred stock issued by cooperative associations. Amends §499.24	Prior to enactment, preferred stock shall bear cumulative or noncumulative dividends as fixed by the articles, not exceeding eight percent per annum. No voting required. Bill removes 8% restriction. Directors shall determine time and amount of issue.	Introduced Mar. 1, 2011. Passed House Unanimous Mar. 7, 2011, Passed Senate Mar. 28, 2011, Signed by Gov. Apr. 6, 2011.	-----	Directors enjoy more discretion in issuance of dividends of preferred stock issued by cooperative associations.

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HF 348	<i>An Act Relating to Voting Methods Utilized by Members of Cooperative Associations</i>	Amends § 499.2. Adds new unnumbered paragraph “alternative voting method,” Amends various subsections of §499 (manner of voting.)	“Alternative Voting Method” defined as method of voting other than written ballot, including electronic, telephonic, internet, or other reasonable means. Requires that vote shall not be cast by proxy. Member may mail ballot, if articles permit. If board authorizes an alternative voting method, text of proposed amendment and explanation of how to cast a vote using alternative method shall be distributed with regular or special meeting notice to each member.	Introduced Feb. 22, 2011, Passed House 98-0 Mar. 7, 2011, Passed Senate Mar. 28, 2011, Signed by Gov. Apr. 5, 2011.	For: Iowa Institute for Cooperatives, Agribusiness Assn. of Iowa. Undecided: Iowa State Bar Assn, Iowa Corn Growers Assn., Iowa Assn. of Electric Cooperatives.	Establishes alternative voting methods and responds to emerging technologies.
HF 243	<i>An Act Relating to County Auditor Transfer books and index</i>	Bill relates to instruments used to update the county transfer books and index maintained by the county auditor.	Amends §558.66. Former section stricken and replaced by new section. Update transfer books as specified in §558.60. Collect applicable fees.	Introduced: Feb. 10, 2011, Passed House Feb. 15, 2011, Passed Senate unanimous Mar. 28, 2011. Signed by Gov. Apr. 5, 2011.	For: Iowa State Bar Association, Iowa Assn. of Counties. Undecided, Polk County Board of Supervisors, Central Iowa Power Cooperative, Linn County Board of Supervisors, Iowa Land Title Assn.	Clarifies former code section.

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SF 400	<i>An Act Relating to Conveyance of Encumbrance of a Homestead by a Spouse</i>	Amends §561.13 by adding new subsection 3.	A conveyance or encumbrance of, or contract to convey or encumber homestead, if owner is married is not valid, unless and until spouse of the owner executes same or like instrument of Power of Attorney to execute same or like instrument, EXCEPT if (a) nonsigning spouse's interest is terminated by a decree of dissolution of marriage or other order of the court (b) nonsigning spouse's right of recovery is barred by §614.5, (c) encumbrance is a purchase money as defined in 654.12B, (d) a court sitting in equity enters a decree holding that invalidating the conveyance or encumbrance or contract to convey or encumber homestead would (directly or indirectly) unjustly enrich spouse. Nonsigning spouse defined as one who has not executed instrument.	Introduced Mar. 2, 2011, Passed Senate Mar. 14, 2011 unanimous, Passed House 94-3 Mar. 22, 2011. Signed by Gov. Mar. 30, 2011.	For: Iowa Finance Authority, Iowa State Bar Assn, Iowa Banker's Association, Iowa Land Title Assn. Undecided: Iowa State Bar, AIG American International Companies, Iowa Credit Union League.	Legislation most likely stems from several cases on the issue of spousal homestead rights determined by the Iowa Appellate Courts.

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SF 396	<i>An Act Relating to Construction Contract Indemnity Agreements</i>	Creates new §537A.5 (Indemnity Agreements for Construction Contracts). Defines construction contract.	“Construction contract” is defined as an agreement relating to the construction, alteration, improvement, development, demolition, excavation, rehabilitation, maintenance, or repair of buildings, highways, roads, streets, bridges, tunnels, transportation facilities, airports, water or sewage treatment plants, power plants, or other improvements to real property, including shafts, wells, structures- on ground, underground, or below ground. Includes agreements for design, architecture, engineering services, construction, construction management, etc. Means all private, public, foreign or domestic agreements. <i>A provision in a construction contract that requires one party to hold another harmless or indemnify another, including from employees, consultants, agents, etc. is void and unenforceable as contrary to public policy.</i>	Introduced Mar. 2, 2011, Passed Senate Mar. 22, 2011, Passed House, 84-12 Mar. 30, 2011. Signed by Gov. Apr. 7, 2011.	For: Grinnell Mutual Reinsurance Co., Property Casualty Insurers Assn of America, Mechanical Contractors Assoc of Iowa, etc. Against: AT and T, Iowa DOT, School Administrators of Iowa, Iowa League of Cities, Union Pacific, etc. Undecided: Several parties, including Central Iowa Building and Trades Council and Iowa Attorney General.	Important aspect of legislation is invalidation of indemnification clauses in construction contracts- quite commonly used.

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SF 325	<i>Board of Directors of Public Corporations</i>	Relating to board of directors of public corporations, and including effective date provisions. 490.	Creates new subsection defines a public corporation as a corporation that has a class of voting stock that is listed on a national securities exchange of held of record by more than 2000 shareholders. If the articles of incorporation do not specify the number of directors and how they may be increased or decreased, then the number of directors shall be increased or decreased only by an affirmative vote by the board of directors. Act creates new section §490.806 for staggered terms, if the articles of incorporation or bylaws do not specify the terms of directors of a public corporation shall be staggered by dividing the number of directors into three groups (Class I, II, III). Act specifies length for each class. Any vacancy on the board, if not specified, shall be filled solely by the affirmative vote of a majority of the remaining directors, even though less than a quorum of the board. Board of Directors shall adopt an amendment to its articles which includes a statement that it will abide by §490.806. Act is repealed on Dec. 31, 2914.	Introduced: Feb. 28, 2011, Passed Senate Mar. 7, 2011, Passed House Mar. 21, 2011, Signed by Gov. Mar. 23, 2011.	For: Casey’s General Stores. Undecided: Greater Des Moines Partnership, Iowa Nurses Assn., Iowa Banker’s Assn., etc.	Clarifies shareholders of a public corporation duties and responsibilities and calls for staggered terms.

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SF 464	<i>An Act allowing the establishment of an open season for hunting mourning doves.</i>	Amends §481A.48(1). Mourning doves may now be hunted in an open season as administered by the Iowa DNR (promulgation of rules, including bag limits, possession limits, and locality).	Contains provisions for the hunting of mourning doves. Gives Iowa DNR power of regulation.	Introduced Mar. 7, 2011. Passed Senate 30-18 Mar. 22, 2011. Passed House 58-39 on Mar. 23, 2011 and Signed by Gov. Mar. 24, 2011.	For: Iowa Trappers Assn., Iowa Conservation Alliance, National Rifle Association. Against: Iowans Against Dove Hunting, Animal Rescue League of Iowa, Iowa Federation of Human Societies, Iowa Ch. Of Sierra Club. Undecided: Iowa Coon Hunters Assn., Iowa Trappers Assn.	Semi-controversial bill regarding the hunting of mourning doves

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SF 299	<i>An Act Relating to Environmental Protection: Solid Waste, sewage works, hazardous waste, infectious medical waste, and pesticide and fertilizer contamination.</i>	Relates to environmental protection. Amends §29C.8A. Adds new sub §455B.426 (3)(4)(5)	Beginning on July 1, 2011, a new hazardous waste site shall not be placed on the registry of confirmed hazardous waste sites. A site placed on the registry of confirmed hazardous waste disposal sites prior to Jul. 1, 2011, shall be removed upon the execution of a uniform environmental covenant. If no sites remain listed on the registry, the department shall recommend to the general assembly the repeal of §§455B.427 through 455B.432. Treatment is defined as method, technique, or process, including neutralization, designed to change the physical, chemical, or biological character or composition of a hazardous waste so as to neutralize the waste or to render the waste nonhazardous, safer to transport, etc.	Introduced Feb. 24, 2011, Passed Senate 46-4 Mar. 7, 2011. Passed House 94-0, Mar. 23, 2011. Signed by Gov. Mar. 30, 2011.	For: Iowa DNR. Undecided: Iowa Environmental Council, Agribusiness Assn. of Iowa, Iowa Corn Growers Assn., City of Des Moines, Iowa Pork Producers Assn., Iowa Assn of Business and Industry, etc.

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HF 453	<i>An Act relating to Agriculture (Elimination of certain powers of IDALS)</i>	Relating to ag, by eliminating certain powers of and requirements administered by the dept. of ag and land stewardship (IDALS)	Repeals §161C.5, .6. Moneys in the organic nutrient management fund shall be retained by IDALS for purposes of supporting its soil conservation division for purposes of supporting soil conservation districts for 2011-2012 fiscal year. Deals with ag remediation. Deletes references to agrichemical remediation board.	Introduced Mar. 3, 2011. Passed House Mar. 14, 2011. Passed Senate Apr. 5, 2011. Signed by Gov. Apr. 12, 2011.	For: Iowa Dept. of Ag. Undecided: Iowa Cattlemen’s Assn, Iowa Farmers Union, Iowa DNR, Monsanto Company, etc.	Eliminates some responsibilities of IDALS in response to statewide budget concerns.
SF 478	<i>An Act Relating to Regulation of Egg Production, and including effective date provisions.</i>	Amends §10A.104. Amends §196.1	Inspection and regulation of ag production now handled by ag and land stewardship. Amendment outlines provisions for transition from Dept. of Inspections and Appeals to IDALS. Details transfer of merit system personnel, no affect on current cases (or those before enactment), and any license by the Dept. of Inspection and Appeals shall remain valid until expiration or renewal.	Introduced:, Mar. 1, 2011, Passed House, Mar. 9, 2011 unanimous. Passed Senate unanimous Mar. 21, 2011. Signed by Gov. Mar. 30, 2011.	For: Iowa Dept. of Ag. Undecided: Iowa Environmental Council, Iowa Grocery Industry Council, Iowa Farmers Union.	Transitions responsibilities for regulation of egg production to IDALS. Increased scrutiny after recent egg health safety issues.

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Compiled by Erin C. Herbold, Staff Attorney, ISU Center for Agricultural Law and Taxation

Bill	Title	Relates to/Amends	Contents	Bill History	Lobbyist Declarations	Analysis
HF 503	<i>An Act Relating to Property Tax Valuation</i>	An Act Relating to Ag Land for purposes of awarding financial incentives and property tax valuation, and including effective date and applicability provisions. Creates new §§161A.77 and 441.21A.	Landowner shall not be eligible for financial incentives to install, repair, or maintain soil and water conservation or erosion control unless landowner files “affidavit with the division or a district as required stating land is ag land and includes a copy of the taxpayer’s schedule F form or IRS Form 4835. For land to be classified and valued as ag land for assessment and tax, taxpayer has to file affidavit with assessor on or before Feb. 15 of each assessment year stating that the land is ag property. Requires good faith use for ag purposes. Sch. F is confidential information. Not open to public inspection. Effective Jan. 1, 2012.	Introduced: Mar. 7, 2011. Legislation Dead.	----- -----	-----
HF 393	<i>An Act Relating to Drainage Districts</i>	Relates to Drainage and levee districts by providing for delivery of written communication to state and local govt. Creates new §468.221.	§ applies when board or county officer acting under ch. 468 delivers written communication to a state agency of local govt. Governs where written communication should be delivered to.	Introduced: Mar. 2, 2011, Passed Senate unanimous 49-0 Mar. 8, 2011. Passed House Apr. 4, 2011 unanimous; Signed by Gov. Apr. 12, 2011.	For: IA Drainage Dist. Assn; Undecided: Iowa Farmers Union, Conservation Districts of Iowa, Iowa League of Cities.	Clarifies written communication delivery and requirements.