

fund the construction of the project for which the indebtedness was issued, or shall be credited to the capital project fund for which the indebtedness was issued.

Sec. 3. REPEAL. Section 12C.14, Code 1995, is repealed.

Approved April 17, 1995

CHAPTER 26
ELIMINATION OF AIR TOXICS FEES
H.F. 425

AN ACT repealing air toxics fees.

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

Section 1. Section 455B.133B, subsection 1, Code 1995, is amended to read as follows:

1. An air contaminant source fund is created in the office of the treasurer of state under the control of the department. Moneys received from the fees assessed pursuant to ~~sections 455B.133A and section~~ section 455B.133, subsection 8, shall be deposited in the fund. ~~Moneys collected pursuant to section 455B.133, subsection 8, in the fund~~ shall be used solely to defray the costs related to the permit, monitoring, and inspection program, including the small business stationary source technical and environmental compliance assistance program required pursuant to the federal Clean Air Act Amendments of 1990, sections 502 and 507, Pub. L. No. 101-549. Notwithstanding section 8.33, any unexpended balance in the fund at the end of each fiscal year shall be retained in the fund. Notwithstanding section 12C.7, any interest and earnings on investments from money in the fund shall be credited to the fund.

Sec. 2. Section 455B.133B, subsection 2, Code 1995, is amended by striking the subsection.

Sec. 3. Section 455B.517, subsection 4, paragraph b, Code 1995, is amended by striking the paragraph.

Sec. 4. Section 455B.133A, Code 1995, is repealed.

Approved April 17, 1995