



**OFFICE OF THE GOVERNOR**

THOMAS J. VILSACK  
GOVERNOR

SALLY J. PEDERSON  
LT. GOVERNOR

March 21, 2005

The Honorable Chester Culver  
Secretary of State  
State Capitol Building  
L O C A L

Dear Mr. Secretary:

I hereby transmit:

**Senate File 141**, an Act relating to reimbursement to owners of aboveground petroleum storage tanks for costs associated with the upgrade or permanent closure of aboveground petroleum storage tanks.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Vilsack".

Thomas J. Vilsack  
Governor

TJV:jmc

cc: Secretary of the Senate  
Chief Clerk of the House





SENATE FILE 141

AN ACT

RELATING TO REIMBURSEMENT TO OWNERS OF ABOVEGROUND PETROLEUM STORAGE TANKS FOR COSTS ASSOCIATED WITH THE UPGRADE OR PERMANENT CLOSURE OF ABOVEGROUND PETROLEUM STORAGE TANKS.

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

Section 1. Section 455G.23, subsection 2, paragraphs d and e, Code 2005, are amended to read as follows:

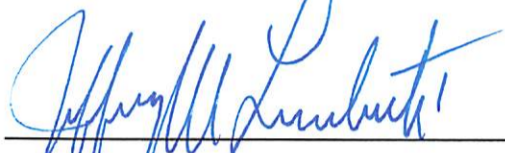
d. Upgrade expenses must be incurred after January 1, 2004, and not later than ~~February-18~~ December 31, 2005. Upgrade activities are limited to the installation or improvement of equipment or systems required to comply with 40 C.F.R. § 112, specifically:

- (1) Secondary containment.
- (2) Corrosion protection.
- (3) Loss prevention.
- (4) Security.
- (5) Drainage.
- (6) Removal of noncompliant tanks.

e. Permanent closure activities, including tank system removal, decommission, and disposal, must occur after January 1, 2004, and not later than ~~February-18~~ December 31, 2005, unless the owner is a party to an agreement entered into pursuant to subsection 3 and the tanks meet one of the following criteria:

(1) All tanks are empty by ~~February-18~~ December 31, 2005.

(2) All tanks containing petroleum on or after ~~February-18~~ December 31, 2005, meet the requirements of 40 C.F.R. § 112 et seq. and any applicable provisions of chapter 101 and the administrative rules adopted pursuant to chapter 101.



JEFFREY M. LAMBERTI  
President of the Senate



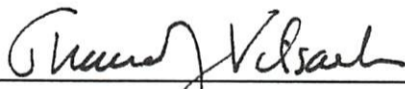
CHRISTOPHER C. RANTS  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 141, Eighty-first General Assembly.



MICHAEL E. MARSHALL  
Secretary of the Senate

Approved MARCH 21, 2005



THOMAS J. VILSACK  
Governor