

Senate File 2226 - Introduced

SENATE FILE _____
BY BOLKCOM _____

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act prohibiting the issuance of certificates, permits, and
2 licenses for the construction of certain electric power
3 generating facilities that are fueled by coal for a specified
4 time period, and providing an effective date.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 6041XS 82
7 rn/nh/8

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1 1 Section 1. Section 455B.134, subsection 3, Code Supplement
1 2 2007, is amended by adding the following new paragraph:
1 3 NEW PARAGRAPH. h. Notwithstanding any other provision of
1 4 division II of this chapter, an application for a permit or
1 5 conditional permit for the construction of an electric power
1 6 generating facility that is fueled by coal shall be subject to
1 7 the temporary moratorium provisions of section 476A.16.

1 8 Sec. 2. NEW SECTION. 476A.16 COAL FACILITY CONSTRUCTION
1 9 == TEMPORARY MORATORIUM.

1 10 Notwithstanding any other provision of this title, the Iowa
1 11 utilities board and the department of natural resources shall
1 12 not issue a certificate, license, or permit for the
1 13 construction of an electric power generating facility that is
1 14 fueled by coal for a five-year time period commencing on the
1 15 effective date of this Act. This prohibition shall not apply
1 16 to an electric power generating facility that is fueled by
1 17 coal which captures and safely and permanently sequesters
1 18 ninety percent or more of the carbon dioxide emissions for the
1 19 entire operating life of the facility, nor to an electric
1 20 power generating facility with a nameplate electrical
1 21 generation capacity of less than ten megawatts. The board
1 22 shall establish by rule documentation and inspection
1 23 requirements relating to carbon dioxide emission recapture and
1 24 sequestration plan submission by applicants.

1 25 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
1 26 immediate importance, takes effect upon enactment.

1 27 EXPLANATION

1 28 This bill provides for a five-year moratorium, commencing
1 29 on the effective date of the bill, regarding the issuance of
1 30 certificates, permits, and licenses for the construction of
1 31 certain electric power generating facilities that are fueled
1 32 by coal by the Iowa utilities board and the department of
1 33 natural resources. The bill provides exceptions for
1 34 facilities which submit documentation to the board of plans to
1 35 capture and safely and permanently sequester 90 percent or
2 1 more of the carbon dioxide emissions for the entire operating
2 2 life of the facility, and for a facility with a nameplate
2 3 electrical generation capacity of less than 10 megawatts. The
2 4 bill provides that the board shall establish by rule
2 5 documentation and inspection requirements applicable to carbon
2 6 dioxide emission recapture and sequestration plan submission
2 7 by applicants.

2 8 The bill takes effect upon enactment.

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