

CHAPTER 147**FLOOD HAZARD AREA INSURANCE REQUIREMENTS***H.F. 759*

†**AN ACT** requiring counties and cities with flood hazard areas within their boundaries to participate in the national flood insurance program and requiring preparation of a flood insurance report by the commissioner of insurance.

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

Section 1. NEW SECTION. 455B.262A NATIONAL FLOOD INSURANCE PROGRAM — PARTICIPATION REQUIRED.

1. All counties and cities in this state that have an effective flood insurance rate map or flood hazard boundary map published by the federal emergency management agency that identifies a special flood hazard area within the political boundaries of the county or city shall meet the requirements for participation in the national flood insurance program administered by the federal emergency management agency on or before June 30, 2011.

2. If a county or city does not currently have an effective flood insurance rate map or flood hazard boundary map published by the federal emergency management agency that identifies a special flood hazard area within the political boundaries of the county or city, the county or city shall have twenty-four months from the effective date of any future flood insurance rate map or flood hazard boundary map published by the federal emergency management agency to meet the requirements for participation in the national flood insurance program.

3. State participation in funding financial assistance for a flood-related disaster under section 29C.6, subsection 17, paragraph “a”, is contingent upon the county or city participating in the national flood insurance program pursuant to the terms, conditions, and deadlines set forth in this section.

Sec. 2. FLOOD INSURANCE REPORT. The commissioner of insurance, in collaboration with the rebuild Iowa office and the homeland security and emergency management division of the Iowa department of public defense, shall develop recommendations on policies and incentives to expand the availability and procurement of flood insurance in the state, which shall be contained in a report transmitted to the chairperson and ranking member of the Iowa senate rebuild Iowa committee and the Iowa house of representatives rebuild Iowa and disaster recovery committee by November 15, 2009.

Sec. 3. IMPLEMENTATION OF ACT. Section 25B.2, subsection 3, shall not apply to this Act.

Approved May 22, 2009

† Estimate of additional local revenue expenditures required by state mandate on file with the Secretary of State

CHAPTER 148**WIND ENERGY —
SMALL INNOVATION ZONE TAX CREDITS***H.F. 810*

AN ACT providing for the establishment of small wind innovation zones, providing for the applicability of tax credits, and including effective and retroactive applicability date provisions.

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

Section 1. NEW SECTION. 476.48 SMALL WIND INNOVATION ZONE PROGRAM.

1. DEFINITIONS. For purposes of this section, unless the context otherwise requires:

a. “Electric utility” means a public utility that furnishes electricity to the public for compensation and which enters into a model interconnection agreement with the owner of a small wind energy system as provided in subsection 4.

b. “Small wind energy system” means a wind energy conversion system that collects and converts wind into energy to generate electricity which has a nameplate generating capacity of one hundred kilowatts or less.

c. “Small wind innovation zone” means a political subdivision of this state, including but not limited to a city, county, township, school district, community college, area education agency, institution under the control of the state board of regents, or any other local commission, association, or tribal council which adopts, or is encompassed within a local government which adopts, the model ordinance as provided in subsection 3.

2. PROGRAM ESTABLISHED.

a. The utilities division shall establish and administer a small wind innovation zone program to optimize local, regional, and state benefits from wind energy and to facilitate and expedite interconnection of small wind energy systems with electric utilities throughout this state. Pursuant to the program, the owner of a small wind energy system located within a small wind innovation zone desiring to interconnect with an electric utility shall benefit from a streamlined application process, may utilize a model interconnection agreement, and can qualify under a model ordinance.

b. A political subdivision seeking to be designated a small wind innovation zone shall apply to the division upon a form developed by the division. The division shall approve an application which documents that the applicable local government has adopted the model ordinance or is in the process of amending an existing zoning ordinance to comply with the model ordinance and that an electric utility operating within the political subdivision has agreed to utilize the model interconnection agreement to contract with the small wind energy system owners who agree to its terms.

3. MODEL ORDINANCE. The Iowa league of cities, the Iowa association of counties, the Iowa environmental council, the Iowa wind energy association, and representatives from the utility industry shall consult and develop a model ordinance to be offered on both the Iowa league of cities’ and the Iowa association of counties’ internet sites and made available for use by a local government which constitutes or encompasses a political subdivision that is applying for designation as a small wind innovation zone. A local government adopting the model ordinance shall establish an expedited approval process with regard to small wind energy systems in compliance with the ordinance in order to qualify as a small wind innovation zone.

4. MODEL INTERCONNECTION AGREEMENT. The utilities board shall develop a model interconnection agreement by June 1, 2010, for utilization within a small wind innovation zone by the owner of a small wind energy system seeking to interconnect with an electric utility. The interconnection agreement shall ensure that the energy produced can be safely interconnected with the utility without causing any adverse or unsafe consequences and is consistent with the electric utility’s resource needs. The board shall establish by rule procedures for mod-