

4-7-93 Referred from Reg. Calendar
The Envir. Comm.
APR 15 1993

SENATE FILE 330
BY COMMITTEE ON ENVIRONMENT
AND ENERGY UTILITIES

(SUCCESSOR TO SSB 134)

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

A BILL FOR

1 An Act relating to recycling by requiring the collection of
2 recyclables in certain construction and authorizing
3 governmental office recycling and requiring certain
4 procurement policies.

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

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SF 330

1 Section 1. Section 103A.7, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 7. The collection of recyclables as part
4 of the collection of solid waste. The commissioner shall
5 consult with the department of natural resources when
6 formulating the rules required under this subsection.

7 Sec. 2. NEW SECTION. 103A.8B NEW CONSTRUCTION --
8 RECYCLABLES.

9 All multifamily and commercial buildings and structures
10 which provide for the collection of solid waste shall also
11 provide for the collection of recyclables. Multifamily
12 buildings and structures shall include space within an
13 individual unit, within a common area inside the structure, or
14 in a building or receptacle adjacent to the building, for use
15 as a storage area for recyclable items. For purposes of this
16 section, "multifamily building or structure" means twenty-four
17 or more individual living units and "commercial building or
18 structure" means construction providing space for fifty or
19 more employees. This section applies to all multifamily and
20 commercial buildings and structures, the construction of which
21 is commenced on or after January 1, 1995.

22 Sec. 3. Section 103A.10, Code 1993, is amended by adding
23 the following new subsection:

24 NEW SUBSECTION. 5. Notwithstanding the provisions of
25 section 103A.22, subsection 1, the provisions of the state
26 building code under section 103A.8B shall be applicable to all
27 new construction owned by the state, an agency of the state or
28 a political subdivision of the state and to all new
29 construction located in a governmental subdivision which has
30 adopted the state building code, a local building code, or a
31 compilation of requirements for building construction.

32 Sec. 4. NEW SECTION. 455D.22 GOVERNMENTAL SUBDIVISIONS -
33 - OFFICE RECYCLING AND PROCUREMENT POLICIES.

34 1. All school districts, counties, and cities may
35 establish school and governmental office recycling programs.

1 or receptacle adjacent to the building, for a storage area to
2 collect recyclable items. Multifamily buildings or structures
3 are defined as 24 or more individual living units and
4 commercial buildings or structures are defined as construction
5 providing space for 50 or more employees. The provisions are
6 applicable to all multifamily and commercial buildings and
7 structures which are constructed on or after January 1, 1995.

8 This bill also authorizes all school districts, counties,
9 and cities to establish school and governmental office
10 recycling programs. It requires that the board of directors
11 of a school district, the board of supervisors of a county,
12 and the city council review and revise contract specifications
13 for the purchase of products and for public improvements so
14 that they can procure items which contain reclaimed materials.
15 The bill requires that each bid received for the purchase of
16 an item or for a public improvement must include a product
17 content statement which indicates the percentage of the
18 reclaimed material which is contained within the item or the
19 improvement. In addition, the contract is conditioned upon
20 the bidder receiving information regarding an on-site,
21 nonregulatory review of waste management of the facility by
22 the waste reduction center at the university of northern Iowa
23 or by the department of natural resources.

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SENATE FILE 330
FISCAL NOTE

REQ. BY SENATOR PATE

A fiscal note for Senate File 330 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Senate File 330 requires the State Building Code Commissioner to adopt rules (State Building Code) relating to the collection of recyclables. In addition, the bill requires certain multi-family and commercial, and all State and local government buildings constructed after January 1, 1995 to provide space for the collection of recyclable items. The bill also requires the Board of Directors of a school district to review and revise specifications for the purchase of products and public improvements with the goal of increasing the use of recyclable materials, and requires each bid for the purchase of an item or public improvement to include a statement which indicates the percentage of reclaimed or recycled material contained in the item.

The bill does not require the actual collection of recycled material or its purchase and use.

Fiscal Impact:

The bill would increase the cost of certain commercial and multi-family residential construction, beginning in 1995. An estimate provided by the City of Ames concludes that a 3'x3' area added to a residential multi-family housing site would increase the cost of construction by \$16,200.

The requirement that State and local government construction also provide areas for recycling would increase expenditures at those levels. An accurate estimate of the amount of increased construction cost is not available.

The requirement that public improvement or procurement bids contain statements of recycled material content would raise the cost of providing bids, and therefore, the cost to government bodies requesting the bids. The City of Ames indicates that this requirement could raise bidding costs by 1%, or \$100,000 per \$10 million project.

Because the bill does not require the collection of the recyclable material from the State, local, commercial, or multi-family building, there is no direct cost to the local government for providing for the collection of separated recyclable materials.

Because the bill does not require school districts to purchase goods made from recycled or reclaimed material, there is no direct cost to school districts other than that required to review and revise bidding and procurement policies.

Because the bill does not require on-site visits by the Department of Natural Resources or the Waste Reduction Center at the University of Northern Iowa,

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there is no direct cost to those agencies.

Sources:

Department of Natural Resources
Department of Public Safety
Iowa League of Municipalities
City Of Ames
City of Iowa City
City of Waterloo

(LSB 1999sv, JWR)

FILED MARCH 24, 1993

BY DENNIS PROUTY, FISCAL DIRECTOR

DELUHRY, CH.
FINK
SOLLAGE

SSB 134
ENVIRONMENT & ENERGY
UTILITIES

SENATE FILE 330
BY (PROPOSED COMMITTEE ON ENVIRON-
MENT AND ENERGY UTILITIES BILL
BY CHAIRPERSON ROSENBERG)

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

A BILL FOR

1 An Act relating to recycling by requiring the collection of
2 recyclables in certain construction and requiring governmental
3 office recycling and procurement policies.

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

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2 the following new subsection:

3 NEW SUBSECTION. 7. The collection of recyclables as part
4 of the collection of solid waste. The commissioner shall
5 consult with the department of natural resources when
6 formulating the rules required under this subsection.

7 Sec. 2. NEW SECTION. 103A.8B NEW CONSTRUCTION -
8 RECYCLABLES.

9 All multifamily and commercial buildings and structures
10 which provide for the collection of solid waste shall also
11 provide for the collection of recyclables. Multifamily
12 buildings and structures shall include space within an
13 individual unit or within a common area of the building for
14 use as a receptacle for recyclable items. For purposes of
15 this section, "multifamily building or structure" means
16 twenty-four or more individual living units and "commercial
17 building or structure" means construction providing space for
18 fifty or more employees. This section applies to all
19 multifamily and commercial buildings and structures, the
20 construction of which is commenced on or after January 1,
21 1995.

22 Sec. 3. NEW SECTION. 455D.22 GOVERNMENTAL SUBDIVISIONS -
23 OFFICE RECYCLING AND PROCUREMENT POLICIES.

24 1. All school districts, counties, and cities shall
25 establish school and governmental office recycling programs by
26 July 1, 1994. Recycling programs shall include, but not be
27 limited to, paper recycling.

28 2. The board of directors of each school district under
29 chapter 279, the board of supervisors of a county under
30 chapter 331, and a city council under chapter 364, shall do
31 all of the following:

32 a. Review and revise contract specifications used for the
33 purchase of products or for public improvements in order to
34 allow for the procurement of items containing recovered
35 materials. Specifications shall be revised if the contract

1 restricts the use of alternative materials, excludes recovered
2 materials, or requires performance standards which exclude
3 items containing recovered materials, unless it can be
4 documented that use of the recovered materials will hamper the
5 intended use of the item.

6 b. Require that each bid received for the purchase of
7 items or for a public improvement must include a product
8 content statement which provides the percentage of the
9 reclaimed material which is contained within the item or
10 materials used.

11 c. Require that as a condition of the contract the person
12 submitting the contract supply information regarding the
13 availability of an on-site, nonregulatory review of waste
14 management at the facility to be conducted by the waste
15 reduction center at the university of northern Iowa or the
16 department.

17 3. A utility board, or trustee of an administrative agency
18 under chapter 384, division VI, shall review and revise
19 contract specifications for public improvements to allow for
20 the use of items containing recovered materials.

21 Specifications shall be revised if the specifications restrict
22 the use of alternative materials, exclude recovered materials,
23 or require performance standards which exclude items
24 containing recovered materials unless it can be documented
25 that the use of the recovered materials will hamper the
26 intended use of the public improvement. Each bid received
27 shall include a statement which indicates any materials which
28 will be used which have reclaimed or recovered content.

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EXPLANATION

30 This bill requires that the state building code
31 commissioner adopt rules in the state building code relating
32 to the collection of recyclables as part of the collection of
33 solid waste and that the commissioner consult with the
34 department of natural resources when doing so. In addition,
35 the bill requires that all multifamily and commercial

1 buildings and structures include space for the collection of
2 recyclable items. In addition, multifamily buildings and
3 structures must provide space within each individual unit or
4 within the common areas for receptacles to collect recyclable
5 items. Multifamily buildings or structures are defined as 24
6 or more individual living units and commercial buildings or
7 structures are defined as construction providing space for 50
8 or more employees. The provisions are applicable to all
9 multifamily and commercial buildings and structures which are
10 constructed on or after January 1, 1995.

11 This bill also requires all school districts, counties, and
12 cities to establish school and governmental office recycling
13 programs, which at a minimum, must include paper recycling.
14 It requires that the board of directors of a school district,
15 the board of supervisors of a county, and the city council
16 review and revise contract specifications for the purchase of
17 products and for public improvements so that they can procure
18 items which contain reclaimed materials. The bill requires
19 that each bid received for the purchase of an item or for a
20 public improvement must include a product content statement
21 which indicates the percentage of the reclaimed material which
22 is contained within the item or the improvement. In addition,
23 the contract is conditioned upon the bidder supplying
24 information regarding an on-site, nonregulatory review of
25 waste management of the facility by the waste reduction center
26 at the university of northern Iowa or by the department of
27 natural resources.

28 Finally, the bill requires that a utility board or the
29 administrative agency of a city review and revise contract
30 specifications to allow for the purchase of items containing
31 recovered materials.

32 This bill may include a state mandate as defined in section
33 25B.3.

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