

Rife  
Freeman  
Bolk.com

SSB. 3084  
Natural Resources

Succeeded By

SENATE/HOUSE FILE SD/HF 2326

BY (PROPOSED DEPARTMENT OF  
NATURAL RESOURCES BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to funding for purposes of waste tire management  
2 and collection of other hazardous materials.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 321.52A, subsection 2, Code 1999, is  
2 amended to read as follows:

3 ~~2. For the fiscal year beginning July 1, 1996, the~~  
4 ~~treasurer of state shall deposit one million five hundred~~  
5 ~~thousand dollars of moneys received under subsection 1 in the~~  
6 ~~waste tire management fund created in section 455B.11C, and~~  
7 ~~deposit the remainder in the general fund of the state. For~~  
8 ~~the fiscal year beginning July 1, 1997, the treasurer of state~~  
9 ~~shall deposit two million five hundred thousand dollars of~~  
10 ~~moneys received under subsection 1 in the waste tire~~  
11 ~~management fund, and deposit the remainder in the general fund~~  
12 ~~of the state. For the fiscal year beginning July 1, 1998, and~~  
13 ~~the fiscal year beginning July 1, 1999, the treasurer of state~~  
14 ~~shall deposit three million five hundred thousand dollars of~~  
15 ~~moneys received under subsection 1 in the waste tire~~  
16 ~~management fund, and deposit the remainder in the general fund~~  
17 ~~of the state. For the fiscal year beginning July 1, 2000, the~~  
18 ~~treasurer of state shall deposit two three million five~~  
19 ~~hundred thousand dollars of the moneys received under~~  
20 ~~subsection 1 in the waste tire management fund, and one~~  
21 ~~million dollars in the road use tax fund general fund of the~~  
22 ~~state, with the remainder deposited in the general fund of the~~  
23 ~~state road use tax fund. For the fiscal year beginning July~~  
24 ~~1, 2001, the treasurer of state shall deposit one two million~~  
25 ~~five hundred thousand dollars of moneys received under~~  
26 ~~subsection 1 in the waste tire management fund, and three two~~  
27 ~~million dollars in the road use tax fund general fund of the~~  
28 ~~state, with the remainder deposited in the general fund of the~~  
29 ~~state road use tax fund. For the fiscal year beginning July~~  
30 ~~1, 2002, and each subsequent fiscal year, the treasurer of~~  
31 ~~state shall deposit the entire amount of moneys received under~~  
32 ~~subsection 1 in the road use tax fund.~~

33 Sec. 2. Section 455D.11C, subsection 2, paragraph a, Code  
34 1999, is amended to read as follows:

35 a. Fifty One hundred seventy-five thousand dollars shall

1 be allocated each fiscal year to the department to administer  
 2 the waste tire management fund by providing monitoring of  
 3 waste tire storage and processing sites. This amount shall be  
 4 allocated to the department each fiscal year before other  
 5 moneys from the waste tire management fund are awarded  
 6 pursuant to this subsection.

7 Sec. 3. Section 455E.11, subsection 2, paragraph a,  
 8 subparagraph (2), subparagraph subdivision (f), Code 1999, is  
 9 amended to read as follows:

10 (f) Eight and one-half percent to the department to  
 11 provide additional toxic cleanup days or other efforts of the  
 12 department to support permanent household hazardous material  
 13 collection systems and special events for household hazardous  
 14 material collection, and for the natural resource geographic  
 15 information system required under section 455E.8, subsection  
 16 6. Departmental rules adopted for implementation of toxic  
 17 cleanup days shall provide sufficient flexibility to respond  
 18 to the household hazardous material collection needs of both  
 19 small and large communities.

20 EXPLANATION

21 This bill amends Code section 321.52A to increase, by \$1  
 22 million for the fiscal years beginning July 1, 2000, and July  
 23 1, 2001, the amount of moneys deposited in the waste tire  
 24 management fund. The bill amends Code section 321.52A to  
 25 reverse the order of deposits into the road use tax fund and  
 26 the general fund of the state, respectively, for the fiscal  
 27 years beginning July 1, 2000, and July 1, 2001, and, for the  
 28 fiscal year beginning July 1, 2001, sets the amount deposited  
 29 in the general fund of the state at \$2 million.

30 The bill amends Code section 455D.11C to increase the  
 31 allocation in the waste tire management fund from \$50,000 to  
 32 \$175,000 for purposes of administering the waste tire  
 33 management fund.

34 The bill amends Code section 455E.11 to allow for funding  
 35 of efforts to support permanent household hazardous material

S.F. \_\_\_\_\_ H.F. \_\_\_\_\_

1 collection systems.

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LSB 5959DP 78

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THOMAS J. VILSACK, GOVERNOR  
SALLY J. PEDERSON, LT. GOVERNOR

PAUL W. JOHNSON, DIRECTOR

Memorandum

To: General Assembly

From: Paul W. Johnson, Director *Paul W. Johnson*  
Iowa Department of Natural Resources

Date: January 28, 2000

Re: Waste Tire and Household Hazardous Material Management

The attached bill includes two requests. The first is to amend 321.52A by increasing the allocation for the waste tire management fund by \$1 million annually for the funds' last two fiscal years of 2001 and 2002, and Amend 455D.11C(2)a by increasing the administrative allocation to the DNR from \$50,000 to \$175,000. The one million increase to the waste tire management fund would provide adequate funding to address cleanup of a large nuisance tire stockpile in Ft. Dodge, which was not a compliance issue at the time that initial funding allocations were made for the tire fund. This change would not require a new funding source, but rather, would reallocate a portion of moneys currently collected from vehicle license fees that would be directed to the road use tax fund. This reallocation of funds would allow the department to clean up all known waste tire stockpiles by 2002. The increase of \$125,000 for the administration of the fund would allow for adequate administrative overview of the fund and allow for proper field inspections by field office staff.

The second part of the bill amends 455E.11 by allowing the department to expand the allowable uses of funding for Toxic Cleanup Days and the Geographic Information System, to include efforts to support permanent collection centers and other collection activities. Allowing the expansion of the use of these funds for Regional Collection Centers (RCC) and other hazardous material collection activities will allow the department to properly address the state's concerns regarding hazardous wastes generated by households and conditionally exempt small quantity businesses. RCC's are permanent hazardous material collection facilities, which provide households and conditionally exempt small quantity generator businesses with a method to properly and safely dispose of the most hazardous materials found in our homes and businesses.

RCC's are more cost effective than the one day Toxic Cleanup Day collection events periodically hosted by county applicants, provide greater accessibility for safely managing hazardous materials on a permanent ongoing basis, and serve the business community as well as urban and rural households. Toxic Cleanup Days are limited to households only. It is a goal for RCC services to be available across Iowa. The proposed change is a recommendation of the Household Hazardous Materials Advisory Committee. This committee consists of agencies, associations and retailers impacted by household hazardous materials sales, collection for proper disposal and public education.

REPRINTED

FILED FEB 24 2000

SENATE FILE 2326  
BY COMMITTEE ON NATURAL  
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 3084)

Passed Senate, <sup>(P. 627)</sup> Date 3/13/00 Passed House, <sup>(P. 1022)</sup> Date 3/28/00  
Vote: Ayes 49 Nays 0 Vote: Ayes 97 Nays 0  
Approved 4-13-00

A BILL FOR

1 An Act relating to funding of certain household hazardous  
2 material collection efforts and events.

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

SF 2326

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1 Section 1. Section 455E.11, subsection 2, paragraph a,  
2 subparagraph (2), subparagraph subdivision (f), Code 1999, is  
3 amended to read as follows:

4 (f) Eight and one-half percent to the department to  
5 provide additional toxic cleanup days or other efforts of the  
6 department to support permanent household hazardous material  
7 collection systems and special events for household hazardous  
8 material collection, and for the natural resource geographic  
9 information system required under section 455E.8, subsection  
10 6. Departmental rules adopted for implementation of toxic  
11 cleanup days shall provide sufficient flexibility to respond  
12 to the household hazardous material collection needs of both  
13 small and large communities.

14 EXPLANATION

15 This bill amends Code section 455E.11 to allow for funding  
16 of efforts to support permanent household hazardous material  
17 collection systems and special events for household hazardous  
18 material collection.

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SENATE FILE 2326

S-5040

1 Amend Senate File 2326 as follows:

2 1. Page 1, line 13, by inserting after the word  
3 "communities." the following: "Repayment of moneys  
4 from the Iowa business loan program for waste  
5 reduction and recycling pursuant to section 455B.310,  
6 subsection 2, paragraph "b", Code 1993, and  
7 discontinued pursuant to 1993 Iowa Acts, chapter 176,  
8 section 45, shall be placed into this account to  
9 support household hazardous materials programs of the  
10 department."

By JACK RIFE

S-5040 FILED MARCH 1, 2000

*Adopted*  
3/13/00  
(p. 627)

SENATE FILE 2326

S-5045

1 Amend Senate File 2326 as follows:  
2 1. Page 1, by inserting before line 1 the  
3 following:  
4 "Section 1. Section 455B.301, Code 1999, is  
5 amended by adding the following new subsection:  
6 NEW SUBSECTION. 21. "Transfer station" means a  
7 fixed or mobile intermediate sanitary disposal project  
8 for transferring loads of solid waste, with or without  
9 reduction of volume, to another transportation unit.  
10 "Transfer station" does not include facilities which  
11 exclusively perform recycling activities as defined in  
12 section 455D.1, subsection 6.  
13 Sec. \_\_\_\_\_. Section 455B.305A, subsection 1,  
14 unnumbered paragraph 1, Code 1999, is amended to read  
15 as follows:  
16 Prior to the siting of a proposed, new sanitary  
17 landfill, transfer station, incinerator, or infectious  
18 medical waste incinerator, a city, county, or private  
19 agency, shall submit a request for local siting  
20 approval to the city council or county board of  
21 supervisors which governs the city or county in which  
22 the proposed site is to be located. The requirements  
23 of this section do not apply to the expansion of an  
24 existing sanitary landfill owned by a private agency  
25 which disposes of waste which the agency generates on  
26 property owned by the agency. The city council or  
27 county board of supervisors shall approve or  
28 disapprove the site for each sanitary landfill,  
29 transfer station, or incinerator, or infectious  
30 medical waste incinerator.  
31 Sec. \_\_\_\_\_. Section 455B.305A, subsection 2,  
32 unnumbered paragraph 1, Code 1999, is amended to read  
33 as follows:  
34 An applicant for siting approval shall submit  
35 information to the city council or county board of  
36 supervisors to demonstrate compliance with the  
37 requirements prescribed by this chapter regarding a  
38 sanitary landfill, transfer station, or infectious  
39 waste incinerator. Siting approval shall be granted  
40 only if the proposed project meets all of the  
41 following criteria:"  
42 2. Title page, line 1, by inserting after the  
43 words "relating to" the following: "solid waste  
44 transfer stations and"  
45 3. By renumbering as necessary.

By PATRICK J. DELUHERY  
JOE BOLKCOM

S-5045 FILED MARCH 1, 2000

W/D  
3/13/00  
(p.627)



1 Section 1. Section 455E.11, subsection 2, paragraph a,  
2 subparagraph (2), subparagraph subdivision (f), Code 1999, is  
3 amended to read as follows:

4 (f) Eight and one-half percent to the department to  
5 provide additional toxic cleanup days or other efforts of the  
6 department to support permanent household hazardous material  
7 collection systems and special events for household hazardous  
8 material collection, and for the natural resource geographic  
9 information system required under section 455E.8, subsection  
10 6. Departmental rules adopted for implementation of toxic  
11 cleanup days shall provide sufficient flexibility to respond  
12 to the household hazardous material collection needs of both  
13 small and large communities. Repayment of moneys from the  
14 Iowa business loan program for waste reduction and recycling  
15 pursuant to section 455B.310, subsection 2, paragraph "b",  
16 Code 1993, and discontinued pursuant to 1993 Iowa Acts,  
17 chapter 176, section 45, shall be placed into this account to  
18 support household hazardous materials programs of the  
19 department.

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Code 1993, and discontinued pursuant to 1993 Iowa Acts, chapter 176, section 45, shall be placed into this account to support household hazardous materials programs of the department.

SENATE FILE 2326

AN ACT

RELATING TO FUNDING OF CERTAIN HOUSEHOLD HAZARDOUS  
MATERIAL COLLECTION EFFORTS AND EVENTS.

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

Section 1. Section 455E.11, subsection 2, paragraph a, subparagraph (2), subparagraph subdivision (f), Code 1999, is amended to read as follows:

(f) Eight and one-half percent to the department to provide additional toxic cleanup days or other efforts of the department to support permanent household hazardous material collection systems and special events for household hazardous material collection, and for the natural resource geographic information system required under section 455E.8, subsection 6. Departmental rules adopted for implementation of toxic cleanup days shall provide sufficient flexibility to respond to the household hazardous material collection needs of both small and large communities. Repayment of moneys from the Iowa business loan program for waste reduction and recycling pursuant to section 455B.310, subsection 2, paragraph "b",

\_\_\_\_\_  
MARY E. KRAMER  
President of the Senate

\_\_\_\_\_  
BRENT SIEGRIST  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2326, Seventy-eighth General Assembly.

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MICHAEL E. MARSHALL  
Secretary of the Senate

Approved 4-13, 2000

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THOMAS J. VILSACK  
Governor