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SENATE FILE 231
BY FREEMAN

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

A BILL FOR

1 An Act relating to disposing and recycling waste oil filters and
2 establishing a fee.

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

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SF 231 NAT. RES. & ENVIRONMENT

1 Section 1. Section 455D.13, Code 2001, is amended to read
2 as follows:

3 455D.13 LAND DISPOSAL OF WASTE OIL AND WASTE OIL FILTERS
4 PROHIBITED -- COLLECTION AND RECYCLING.

5 1. A sanitary landfill shall not accept waste oil for
6 final disposal ~~beginning July 17, 1990~~. Beginning July 1,
7 2003, a sanitary landfill shall not accept waste oil filters
8 for final disposal.

9 2. A person offering for sale or selling oil or oil
10 filters at retail in the state shall do the following:

11 a. Accept at the point of sale, waste oil and waste oil
12 filters from customers, or post notice of locations where a
13 customer may dispose of waste oil and waste oil filters.

14 b. Post written notice that it is unlawful to dispose of
15 waste oil and waste oil filters in a sanitary landfill.

16 Sec. 2. NEW SECTION. 455D.13A WASTE OIL FILTER
17 RECYCLING.

18 1. As used in this section, unless the context otherwise
19 requires:

20 a. "Collection site" means a vendor, waste oil collector,
21 waste oil filter collector, or waste oil filter recycler that
22 accepts waste oil filters from a person.

23 b. "Vendor" means a person offering for sale or selling
24 oil filters.

25 c. "Waste oil collector" means a person that collects
26 waste oil or a waste oil filter from a collection site,
27 extracts used oil, and delivers the waste oil filter to a
28 waste oil filter recycler.

29 d. "Waste oil filter collector" means a person that
30 collects waste oil filters from a collection site for delivery
31 to a waste oil filter recycler or a waste oil collector.

32 e. "Waste oil filter recycler" means a person that
33 processes waste oil filters into scrap steel by shredding or
34 compacting and cleaning away oil residue by a chemical or
35 pyrolysis process and recycles the component materials

1 including waste oil.

2 2. A waste oil collector or waste oil filter collector
3 that collects waste oil filters from a collection site shall
4 do all of the following:

5 a. Identify in writing any waste oil collector or waste
6 oil filter recycler to which waste oil filters are delivered.

7 b. Provide a receipt to a collection site for any waste
8 oil filter collected. The receipt shall include a statement
9 identifying any end buyer of waste oil filters or the recycled
10 oil filter components including the waste oil.

11 c. Provide a waste oil filter recycler or waste oil
12 collector with a copy of the receipt provided to the
13 collection site from which the waste oil filter was received.

14 3. A collection site shall post written notice identifying
15 all waste oil filter collectors, waste oil collectors, and
16 waste oil filter recyclers servicing the collection site.

17 4. A waste oil collector or waste oil filter recycler
18 shall report annually to the department any buyer of waste oil
19 filters and recycled oil filter components.

20 5. A receipt received by a collection site shall be kept
21 on file by the collection site for a period of five years.

22 6. A collection site shall be registered with the
23 department through a permitting process administered by the
24 department. The department shall not charge a permitting fee
25 or any similar fee during the permitting process.

26 7. A collection site may charge a recycling fee not to
27 exceed one dollar and fifty cents per waste oil filter
28 received by the collection site.

29 8. A collection site shall comply with all rules and
30 regulations relating to the collection, transportation,
31 storage, and handling of waste oil and waste oil filters.

32 9. A collection site shall give preference to an Iowa-
33 based business when the price for waste oil filter-related
34 goods and services is within ten percent of the price offered
35 by a business based outside the state.

EXPLANATION

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This bill relates to the disposal and recycling of waste oil filters.

The bill prohibits the land disposal of waste oil filters beginning July 1, 2003. The bill also provides that the notice and collection requirements for waste oil filters are the same as for waste oil.

The bill provides for the collection and recycling of waste oil filters. The bill provides that a waste oil collector or waste oil filter collector that collects a waste oil filter from a collection site shall provide the collection site with a receipt and identification of persons to which the waste oil filters are delivered. A copy of the receipt must be given to a person to which the waste oil filters are delivered. The bill requires that the receipts must be retained for a period of five years.

The bill provides that a collection site shall post notice identifying persons collecting waste oil filters from the collection site.

The bill provides for a permitting process administered by the department of natural resources to register collection sites.

The bill provides that a collection site may charge a recycling fee not to exceed \$1.50 per waste oil filter received by the collection site.

The bill provides that a collection site shall give preference to an Iowa-based business when the price for waste oil filter-related goods and services is within 10 percent of the price offered by a business based outside the state.