

**CHAPTER 1095****PURCHASE OF RECYCLED LUBRICATING AND INDUSTRIAL OILS***H.F. 2275*

**AN ACT** relating to the establishment of a preference for the purchase of recycled lubricating and industrial oils by the department of general services, the state board of regents, the state department of transportation, and the department for the blind.

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

Section 1. NEW SECTION. 18.22 LUBRICATION OIL AND INDUSTRIAL OIL PURCHASES.

The department shall do all of the following:

1. Revise its procedures and specifications for the purchase of lubricating oil and industrial oil to eliminate exclusion of recycled oils and any requirement that oils be manufactured from virgin materials.

2. Require that purchases of lubricating oil and industrial oil be made from the seller whose oil product contains the greatest percentage of recycled oil, unless one of the following circumstances regarding a specific oil product containing recycled oil exists:

a. The product is not available within a reasonable period of time or in quantities necessary or in container sizes appropriate to meet a state agency's needs.

b. The product does not meet the performance requirements or standards recommended by the equipment or vehicle manufacturer, including any warranty requirements.

c. The product is available only at a cost greater than one hundred five percent of the cost of comparable virgin oil products.

3. Establish and maintain a preference program for procuring oils containing the maximum content of recycled oil. The preference program shall include but is not limited to all of the following:

a. The inclusion of the preferences for recycled oil products in publications used to solicit bids from suppliers.

b. The provision of a description of the recycled oil procurement program at bidders' conferences.

c. Discussion of the preference program in lubricating oil and industrial oil procurement solicitations or invitations to bid.

d. Efforts to inform industry trade associations about the preference program.

Sec. 2. Section 262.9, subsection 5, Code Supplement 1991, is amended to read as follows:

5. In conjunction with the recommendations made by the department of natural resources, purchase and use recycled printing and writing paper, with the exception of specialized paper when no recyclable product is available, in accordance with the schedule established in section 18.18; establish a wastepaper recycling program by January 1, 1990, for all institutions governed by the board in accordance with recommendations made by the department of natural resources and the requirements of section 18.20; comply with, and the institutions governed by the board shall also comply with the recycling goal, recycling schedule, and ultimate termination of purchase and use of polystyrene products for the purpose of storing, packaging, or serving food for immediate consumption pursuant to section 455D.16; ~~and shall, in accordance with the requirements of section 18.6, require product content statements, the provision of information regarding on-site review of waste management in product bidding and contract procedures, and compliance with requirements regarding procurement specifications; and shall comply with the requirements for the purchase of lubricating oils and industrial oils as established pursuant to section 18.22.~~

Sec. 3. Section 307.21, subsection 4, paragraph b, Code Supplement 1991, is amended by adding the following new subparagraph:

**NEW SUBPARAGRAPH.** (5) Comply with the requirements for the purchase of lubricating oils and industrial oils as established pursuant to section 18.22.

Sec. 4. Section 601L.3, Code Supplement 1991, is amended by adding the following new subsection:

**NEW SUBSECTION.** 16. Comply with the requirements for the purchase of lubricating oils and industrial oils as established pursuant to section 18.22.

Approved April 15, 1992

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## CHAPTER 1096

### PERSONNEL INTERCHANGE PROGRAM

*H.F. 2285*

**AN ACT** relating to the permanent appointment of employees assigned through a personnel interchange program.

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

Section 1. Section 28D.3, Code 1991, is amended by adding the following new subsection:

**NEW SUBSECTION.** 2A. The period of individual assignment or detail may be terminated if the receiving agency offers a permanent appointment to the employee and both the sending and receiving agencies agree.

Sec. 2. Section 28D.6, subsection 2, Code 1991, is amended to read as follows:

2. Appointments of persons so assigned may be made without regard to the laws or regulations governing the selection of employees of the receiving agency. However, if a permanent appointment made by a receiving agency pursuant to section 28D.3, subsection 2A, is subject to chapter 400, section 400.7 shall govern the appointment.

Approved April 15, 1992