

House Amendment to
Senate File 407

S-3242

1 Amend Senate File 407, as passed by the Senate, as
2 follows:

3 1. Page 2, after line 23 by inserting:
4 <Sec. _____. Section 455B.191, Code 2011, is amended
5 by adding the following new subsection:

6 NEW SUBSECTION. 8. Any civil penalty collected by
7 the state or a county relating to the construction of
8 semipublic sewage disposal systems shall be deposited
9 in the unsewered community revolving loan fund created
10 pursuant to section 16.141.>

11 2. Page 2, before line 24 by inserting:
12 <Sec. _____. Section 455B.199B, subsection 2, Code
13 2011, is amended to read as follows:

14 2. The department shall find that a regulated
15 entity and the affected community are a disadvantaged
16 community by ~~using~~ evaluating all of the following
17 eriteria:

18 a. The ability of the regulated entity and the
19 affected community to pay for a project based on the
20 ratio of the total annual project costs per household
21 to median household income.

22 ~~b. Median household income in the community as~~
23 ~~a percentage of statewide household income and the~~
24 ~~unemployment rate of the county in which the community~~
25 ~~is located.~~

26 ~~b. Annual water and sewer rates as a percentage of~~
27 ~~median household income.~~

28 ~~c. Families below the poverty level in the~~
29 ~~community as a percentage of the statewide number of~~
30 ~~families below the poverty level.~~

31 ~~d. Per capita~~ The outstanding debt of the system as
32 ~~a percentage of median household income and the bond~~
33 ~~rating of the community.~~

34 ~~e. Cost effectiveness calculated by determining~~
35 ~~construction costs per user.~~

36 Sec. _____. Section 455B.199B, Code 2011, is amended
37 by adding the following new subsections:

38 NEW SUBSECTION. 2A. The department shall find that
39 an unsewered community is a disadvantaged community by
40 evaluating all of the following:

41 a. The ability of the community to pay for a
42 project based on the ratio of the total annual project
43 costs per household to median household income.

44 b. The unemployment rate in the county where the
45 community is located.

46 c. The median household income of the community.

47 NEW SUBSECTION. 2B. The department shall not
48 consider a regulated entity, affected community, or
49 unsewered community a disadvantaged community if the
50 ratio of compliance costs to median household income

1 is below one percent.

2 NEW SUBSECTION. 3A. The department shall not
3 require installation of a wastewater treatment system
4 by an unsewered community if the department determines
5 that such installation would create substantial and
6 widespread economic and social impact.>

7 3. Title page, line 1, by striking <delegating to
8 counties> and inserting <relating to counties and other
9 regulated entities and>

10 4. Title page, by striking line 3 and inserting
11 <the inspection and construction of certain sewage
12 disposal systems and>

13 5. By renumbering as necessary.