

House File 2215

S-5080

1 Amend House File 2215, as passed by the House, as follows:

2 1. Page 1, after line 5 by inserting:

3 <Sec. _____. Section 455B.392, subsection 5, Code 2026, is
4 amended to read as follows:

5 5. Money collected by the department pursuant to this
6 section, except for moneys collected under subsection 5A, shall
7 be deposited in the hazardous waste remedial fund created in
8 section 455B.423. Moneys shall be used in the manner permitted
9 for the fund. Moneys collected by a state agency other than
10 the department of natural resources pursuant to **this section**
11 are appropriated to that agency for purposes of reimbursing
12 costs of the agency for emergency response activities described
13 in **subsection 1**. Moneys collected by a political subdivision
14 pursuant to **this section** shall be retained by the political
15 subdivision and shall be used for purposes of reimbursing costs
16 of the political subdivision for emergency response activities
17 described in **subsection 1**.

18 Sec. _____. Section 455B.392, Code 2026, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 5A. In addition to liabilities imposed
21 by this section, there shall be imposed on a person liable
22 for costs or damages under subsection 1 a fine of ten percent
23 of the total amount of costs and damages. Moneys collected
24 pursuant to this subsection shall be deposited into the natural
25 resources account created in section 461.32. Moneys shall be
26 used in a manner permitted for the account.>

27 2. Page 1, after line 17 by inserting:

28 <Sec. _____. Section 461.32, subsection 1, Code 2026, is
29 amended to read as follows:

30 1. A natural resources account is created in the trust
31 fund. ~~Twenty-three~~ In addition to any moneys deposited in the
32 account pursuant to section 455B.392, twenty-three percent of
33 the moneys credited to the trust fund shall be allocated to the
34 account.>

35 3. Title page, line 2, after <resources,> by inserting

1 <fines for hazardous conditions caused by a person having
2 control over a hazardous substance,>
3 4. Title page, line 5, by striking <revolvers> and inserting
4 <revolvers, providing penalties, and making appropriations>
5 5. By renumbering as necessary.

JANICE WEINER