



CHESTER J. CULVER  
GOVERNOR

**OFFICE OF THE GOVERNOR**

PATTY JUDGE  
LT. GOVERNOR

May 9, 2007

The Honorable Michael Mauro  
Secretary of State  
State Capitol Building  
LOCAL

Dear Mr. Secretary:

I hereby transmit:

**Senate File 265**, an Act relating to asbestos removal and encapsulation regulations as enforced by the labor commissioner.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver".

Chester J. Culver  
Governor

CJC:bdj

cc: Secretary of the Senate  
Chief Clerk of the House





SENATE FILE 265

AN ACT

RELATING TO ASBESTOS REMOVAL AND ENCAPSULATION REGULATIONS AS ENFORCED BY THE LABOR COMMISSIONER.

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

Section 1. Section 88B.1, subsection 1, Code 2007, is amended to read as follows:

1. "Asbestos project" means an activity involving the removal or encapsulation of asbestos and affecting a building or structure. "Asbestos project" includes the preparation of the project site and all activities through the transportation of the asbestos-containing materials off the premises. "Asbestos project" includes the removal or encapsulation of building materials containing asbestos from the site of a building or structure renovation, demolition, or collapse.

Sec. 2. Section 88B.11, Code 2007, is amended to read as follows:

88B.11 BIDS FOR GOVERNMENTAL PROJECTS.

A state agency or political subdivision shall not accept a bid in connection with any asbestos project from a business entity that does not hold a permit from the division at the time the bid is submitted, unless the business entity provides the state agency or political subdivision with written proof that ensures that the business entity has contracted to have the asbestos removal or encapsulation performed by a licensed asbestos contractor.

Sec. 3. NEW SECTION. 88B.2 JURISDICTION OF OTHER AGENCIES.

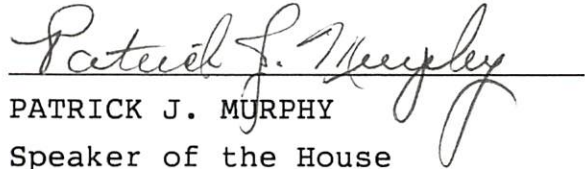
This chapter shall not be construed to prevent the department of natural resources from implementing and

enforcing the federal national emission standard for asbestos under 40 C.F.R. pt. 61, subpt. M, and other relevant provisions of environmental law.



JOHN P. KIBBIE

President of the Senate



PATRICK J. MURPHY

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 265, Eighty-second General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 9<sup>th</sup>, 2007



CHESTER J. CULVER

Governor