

Ag. H/S, Pass per 3599 4/23

MAR 11 1975

Place On Calendar

HOUSE FILE

451

By COMMITTEE ON AGRICULTURE

Passed House, Date 4-2-75 (837) Passed Senate, Date 4-25-75 (1128)

Vote: Ayes 96 Nays 0 Vote: Ayes 35 Nays 0

Approved 5-15-75

Motion to reconsider filed 4-2-75 (844); prevailed 4-3

*Passed House 4-3-75 (876)
92-0*

A BILL FOR

1 An Act relating to gasoline receptacles, repealing provisions
2 relating to illuminating oil, and having the effect of
3 imposing a penalty for violations.

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

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*Passed House as amended by Senate
5-2-75
(1510)
83-0*

1 Section 1. Chapter two hundred fourteen A (214A), Code
2 1975, is amended by adding the following new section:

3 NEW SECTION. GASOLINE RECEPTACLES. A person shall not
4 place gasoline or any other petroleum product for public use
5 having a flash point below 100° Fahrenheit into any can, cask,
6 barrel or other similar receptacle having a capacity in excess
7 of one pint unless the same is painted bright red and is
8 plainly marked with the word "gasoline" or with the warning
9 "flammable--keep fire away" in contrasting letters of a height
10 equal to at least one-tenth of the smallest dimension of such
11 container. Gasoline or other petroleum products having a
12 flash point below 100° Fahrenheit shall not be placed in
13 bottles. This section shall not apply to vehicle cargo or
14 supply tanks nor to underground storage nor to storage tanks
15 from which such liquids are withdrawn for manufacturing or
16 agricultural purposes, or are loaded into vehicle cargo tanks,
17 but all outlet faucets or valves from such excepted containers
18 shall be painted bright red and suitably tagged to indicate
19 the nature of the product to be withdrawn from such containers.

20 Sec. 2. Chapter two hundred eight (208), Code 1975, is
21 repealed.

22 EXPLANATION

23 This bill repeals chapter 208 of the Code relating to the
24 licensing, collection of fees and testing of illuminating
25 oil because it is considered obsolete. The provision of
26 chapter 208 relating to the identification of receptacles
27 containing gasoline is retained. Section 1 is added to chapter
28 214A of the Code. Section 214A.11 provides that a violation
29 of chapter 214A shall be a nonindictable misdemeanor.

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LSB 1177
rl/cw/4

H-3417

- 1 Amend House File 451, page 1, line 18, by
- 2 striking the words "painted bright red and".

H-3417 FILED, ADOPTED (870) BY LONERGAN of Boone
APRIL 3, 1975

S-3599

- 1 Amend House File 451 as amended and passed
- 2 by the House, page 1, by inserting in line 13 after
- 3 the word "bottles" the words "and plastic containers".

S-3599 FILED - *withdrawn 4/28* BY COMMITTEE ON AGRICULTURE
APRIL 23, 1975 (*1127*) KARL NOLIN, CHAIRMAN

HOUSE FILE 451

S-3630

- 1 Amend House File 451 as amended and passed by the
- 2 House, page 1, by inserting in line 13 after the word
- 3 "bottles" the words "and plastic containers except
- 4 those bottles and plastic containers which are approved
- 5 by the state fire marshal and which are conspicuously
- 6 posted with such approval.

S-3630 FILED AND ADOPTED (*1127*) BY DALE L. TIEDEN
APRIL 25, 1975

Senate Amendment to House File 451

H-3706

- 1 Amend House File 451 as amended and passed by the
- 2 House, page 1, by inserting in line 13 after the word
- 3 "bottles" the words "and plastic containers except
- 4 those bottles and plastic containers which are approved
- 5 by the state fire marshal and which are conspicuously
- 6 posted with such approval.

H-3706 RECEIVED FROM THE SENATE
APRIL 30, 1975

House concurred 5/2 (1510)

HOUSE FILE 451

AN ACT

RELATING TO GASOLINE RECEPTACLES, REPEALING PROVISIONS
RELATING TO ILLUMINATING OIL, AND HAVING THE EFFECT
OF IMPOSING A PENALTY FOR VIOLATIONS.

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

Section 1. Chapter two hundred fourteen A (214A), Code
1975, is amended by adding the following new section:

NEW SECTION. GASOLINE RECEPTACLES. A person shall not
place gasoline or any other petroleum product for public use
having a flash point below 100° Fahrenheit into any can, cask,
barrel or other similar receptacle having a capacity in excess
of one pint unless the same is painted bright red and is
plainly marked with the word "gasoline" or with the warning
"flammable--keep fire away" in contrasting letters of a height
equal to at least one-tenth of the smallest dimension of such
container. Gasoline or other petroleum products having a
flash point below 100° Fahrenheit shall not be placed in
bottles and plastic containers except those bottles and plastic
containers which are approved by the state fire marshal and
which are conspicuously posted with such approval. This
section shall not apply to vehicle cargo or supply tanks nor
to underground storage nor to storage tanks from which such
liquids are withdrawn for manufacturing or agricultural
purposes, or are loaded into vehicle cargo tanks, but all
outlet faucets or valves from such excepted containers shall
be suitably tagged to indicate the nature of the product to
be withdrawn from such containers.

Sec. 2. Chapter two hundred eight (208), Code 1975, is
repealed.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 451, Sixty-sixth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved 5/15, 1975

ROBERT D. RAY
Governor