

SENATE FILE 182 *Emergency 2/7 approved 3/17/77*

Energy *3/1*
Burroughs, Chairperson
Glenn
Bisemus

FILED MAR 9 1977

SENATE FILE 182

BY BURROUGHS

File Energy 3/21 Do pass 4/25 (p. 1635)
Referred 1/9/78
Do pass 5/28 2/21
(p. 214)

Senate File 182
Energy
Binneboese, chair
Hullinger
Lindeen
Pellett
Svoboda

Passed Senate, Date 3-22-77 (p. 122) Passed House, Date 5-12-77 (p. 266)

Vote: Ayes 42 Nays 3 Vote: Ayes 63 Nays 29

Approved June 27, 1978

Referred Senate 5/23 5-13-75 (p. 164)

A BILL FOR

1 An Act relating to the sale in this state of gas appliances
2 equipped with a pilot light and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 Section 1. NEW SECTION. DEFINITIONS. As used in this
2 Act, unless the context otherwise requires:

3 1. "Commission" means the Iowa state commerce commission.

4 2. "Gas appliance" means any new residential furnace,
5 air conditioner, heater, refrigerator, stove, range,
6 dishwasher, dryer, decorative fireplace log or other similar
7 device, except a water heater, which uses a gaseous fuel for
8 operation and is automatically ignited.

9 3. "Intermittent ignition device" means an ignition device
10 which is actuated only when the gas appliance is in operation.

11 4. "Pilot light" means a gas operated device that remains
12 continually operated or lighted in order to ignite a gas
13 appliance to begin normal operation.

14 Sec. 2. NEW SECTION. PILOT LIGHTS PROHIBITED. New gas
15 appliances equipped with pilot lights shall not be sold or
16 installed in this state commencing twenty-four months after
17 the commission has certified an intermittent ignition device
18 for the gas appliance as provided in section three (3) of
19 this Act. The commission may determine that an intermittent
20 ignition device is not feasible for a particular gas appliance
21 or that the use of a pilot light on a particular gas appliance
22 is necessary for public health and safety.

23 Sec. 3. NEW SECTION. SPECIFICATIONS DEVELOPED. The
24 commission shall not later than July 1, 1978, develop the
25 specifications for certification of intermittent ignition
26 devices for at least three gas appliances. The commission
27 shall appoint a task force composed of affected consumer and
28 industry representatives to assist in developing the
29 specifications. The specifications shall not significantly
30 affect the price of a gas appliance compared to the price
31 of similar electrical appliances. The specifications shall
32 have as an objective the conservation of energy resources,
33 shall include provisions necessary for the public health and
34 safety and shall consider initial costs to the consumer,
35 including installation and maintenance costs. The commission

1 shall certify all intermittent ignition devices which meet
2 the specifications.

3 Sec. 4. NEW SECTION. NOTIFICATION OF MANUFACTURERS.

4 Within ninety days after an intermittent ignition device has
5 been certified by the commission, the commission shall notify
6 all gas appliance manufacturers doing business in the state
7 concerning the prohibition of pilot lights for the particular
8 gas appliance for which the intermittent ignition device was
9 certified. The commission shall inform the manufacturers
10 of the actions necessary to comply with this Act.

11 Sec. 5. NEW SECTION. SEAL OF CERTIFICATION. The

12 commission shall create a seal of certification and shall
13 distribute the seal to every manufacturer who complies with
14 this Act. The seal shall be affixed to every new appliance
15 sold in the state for which an intermittent ignition device
16 has been certified.

17 Sec. 6. NEW SECTION. PENALTY. Persons convicted of
18 violating the provisions of section, two (2) of this Act shall
19 be guilty of a simple misdemeanor. Each continuing day of
20 violation shall constitute a separate offense.

21 Sec. 7. This Act is effective January 1, 1978.

22 EXPLANATION

23 This bill prohibits the sale in this state of gas appliances
24 equipped with pilot lights for which an intermittent ignition
25 device has been certified by the state commerce commission.
26 The commission may determine that a pilot light on a particular
27 gas appliance is necessary for the public health and safety.

28 Because of a two-year waiting period imposed after
29 specifications for certification are developed the sale of
30 an appliance equipped with a pilot light for which a device
31 has been certified would not be prohibited until July 1, 1980.
32 Persons convicted of selling a gas appliance in this state
33 which does not comply with this Act would be guilty of a
34 simple misdemeanor.

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HOUSE AMENDMENT TO SENATE FILE 182

S-5933

- 1 Amend Senate File 182 as passed by the Senate as
- 2 follows:
- 3 1. Page 1, line 4, by striking the words
- 4 "residential furnace" and inserting in lieu thereof
- 5 the words "residential or commercial furnace that
- 6 has an input capacity of not more than two hundred
- 7 thousand British thermal units per hour".
- 8 2. Page 1, by striking lines 5 through 7 and
- 9 inserting in lieu thereof the words "air conditioner,
- 10 range or dryer which uses a gaseous fuel for".
- 11 3. Page 1, line 22, by inserting after the word
- 12 "safety." the words "The provisions of this section
- 13 shall not apply to the sale and installation of a
- 14 gas appliance in a residence that does not have a
- 15 one hundred twenty volt power supply."
- 16 4. Page 1, line 24, by striking the numerals
- 17 "1978" and inserting in lieu thereof the numerals
- 18 "1979".
- 19 5. Page 1, line 33, by striking the words "shall
- 20 include" and inserting in lieu thereof the words
- 21 "which objectives shall be secondary only to".
- 22 6. Page 1, line 33, by striking the words "the
- 23 public health and" and inserting in lieu thereof the
- 24 word "public":-
- 25 7. Page 1, line 34, by striking the word "safety"
- 26 and inserting in lieu thereof the word "safety,".
- 27 8. Page 2, line 2, by inserting after the word
- 28 "specifications." the words "In lieu of using
- 29 specifications developed under this section
- 30 specifically for this state, the commission may, if
- 31 it deems such action to be in the public interest,
- 32 adopt appropriate national specifications developed
- 33 by a trade association or other recognized national
- 34 group."
- 35 9. Page 2, lines 13 and 14, by striking the words
- 36 "distribute the seal to every manufacturer who complies
- 37 with this Act" and inserting in lieu thereof the words
- 38 "distribute the seals to every manufacturer,
- 39 distributor and dealer who requests them".
- 40 10. Page 2, line 15, by inserting after the word
- 41 "sold" the words "at retail".
- 42 11. Page 2, line 16, by inserting after the word
- 43 "certified." the words "In lieu of using a seal
- 44 developed under this section the commission may, if
- 45 it deems such action to be in the public interest,
- 46 authorize use of the seal of an appropriate trade
- 47 association or other recognized national group."
- 48 12. Page 2, line 19, by striking the words "Each
- 49 continuing day of".
- 50 13. Page 2, by striking line 20.

1 14. Page 2, line 21, by striking the numerals
2 "1978" and inserting in lieu thereof the numerals
3 "1979".

4 15. Page 2, by inserting before line 21 the
5 following:

6 "Sec. ____ . NEW SECTION. DECORATIVE GAS LAMPS.

7 1. Commencing January 1, 1979 a person shall not
8 sell or offer for sale in his state a decorative gas
9 lamp manufactured after December 31, 1978.

10 2. As used in this section "decorative gas lamp"
11 means a device installed for the purpose of producing
12 illumination by burning natural, mixed or liquid
13 petroleum gas and utilizing either a mantle or an
14 open flame, but does not include portable camp lanterns
15 or gas lamps.

16 3. Persons convicted of violating this section
17 shall be guilty of a simple misdemeanor."

18 16. Amend the title, line 1, by inserting after
19 the word "of" the words "decorative gas lamps and".

20 17. Amend the title, line 2, by striking the words
21 "a penalty" and inserting in lieu thereof the word
22 "penalties".

S-5933 FILED
MAY 12, 1978

RECEIVED FROM THE HOUSE

James W. ... 5/12/78 (p. 1224)

H-5943

1 Amend Senate File 182 as passed by the Senate
2 as follows:

3 1. Page 2, by inserting before line 21 the
4 following:

5 "Sec. ____ . NEW SECTION. DECORATIVE GAS LAMPS.

6 1. Commencing January 1, 1979 a person shall not sell
7 or offer for sale in this state a decorative gas lamp
8 manufactured after December 31, 1978.

9 2. As used in this section "decorative gas lamp"
10 means a device installed for the purpose of producing
11 illumination by burning natural, mixed or liquid
12 petroleum gas and utilizing either a mantle or an
13 open flame, but does not include portable camp lanterns
14 or gas lamps.

15 3. Persons convicted of violating this section shall
16 be guilty of a simple misdemeanor."

17 2. Amend the title, line 1, by inserting after
18 the word "of" the words "decorative gas lamps and".

19 3. Amend the title, line 2, by striking the words
20 "a penalty" and inserting in lieu thereof the word
21 "penalties".

H-5943 FILED *Adopted* BY
APRIL 6, 1978 *5/12*
(H. 2007)

O'HALLORAN of Black Hawk
HOWELL of Floyd
WELDEN of Hardin
BINNEBOESE of Plymouth
DAGGETT of Taylor
DANKER of Pottawattamie
DOYLE of Woodbury
EVANS of Grundy
GRIFFEE of Chickasaw
HINKHOUSE of Cedar
HULLINGER of Decatur
LINDEEN of Henry
MIDDLESWART of Warren
NORLAND of Worth
PELTON of Clinton
PERKINS of Greene
SVOBODA of Iowa
VARLEY of Adair
HOFFMANN of Muscatine

SENATE FILE 182

H-5408

- 1 Amend Senate File 182 as passed by the Senate as
2 follows:
3 1. Page 1, by striking lines 5 through 7 and
4 inserting in lieu thereof the words "air conditioner,
5 range or dryer which uses a gaseous fuel for".
6 2. Page 1, line 24, by striking the numerals
7 "1978" and inserting in lieu thereof the numerals
8 "1979".
9 3. Page 1, line 33, by striking the words "shall
10 include" and inserting in lieu thereof the words
11 "which objectives shall be secondary only to".
12 4. Page 1, line 33, by striking the words "the
13 public health and" and inserting in lieu thereof the
14 word "public".
15 5. Page 1, line 34, by striking the word "safety"
16 and inserting in lieu thereof the word "safety,".
17 6. Page 2, line 19, by striking the words "Each
18 continuing day of".
19 7. Page 2, by striking line 20.
20 8. Page 2, line 21, by striking the numerals
21 "1978" and inserting in lieu thereof the numerals
22 "1979".

H-5408 FILED *Adopted* BY COMMITTEE ON ENERGY
FEBRUARY 22, 1978 *4/25/78* O'HALLORAN of Black Hawk, Chair
also p. 2000

SENATE FILE 182

H-5554

- 1 Amend the Committee on Energy amendment, H-5408,
2 to Senate File 182 as follows:
3 1. Page 1, by inserting after line 2 the following:
4 "____. Page 1, line 4, by striking the words
5 "residential furnace" and inserting in lieu thereof
6 the words "residential or commercial furnace that
7 has an input capacity of not more than two hundred
8 thousand British thermal units per hour".
9 2. Page 1, line 22, by inserting after the word
10 "safety." the words "The provisions of this section
11 shall not apply to the sale and installation of a
12 gas appliance in a residence that does not have a
13 one hundred twenty volt power supply."

H-5554 FILED *Adopted* BY DOYLE of Woodbury
MARCH 6, 1978 *4/25/78* EVANS of Grundy

SENATE FILE 182

H-6328

1 Amend Senate File 182 as follows:
2 1. Page 2, line 2, by inserting after the word
3 "specifications." the words "In lieu of using
4 specifications developed under this section
5 specifically for this state, the commission may, if
6 it deems such action to be in the public interest,
7 adopt appropriate national specifications developed
8 by a trade association or other recognized national
9 group."

H-6328 FILED *Adopted* BY BINNEBOESE of Plymouth
APRIL 25, 1978 *4/25/78* EVANS of Grundy
HULLINGER of Decatur
LINDEEN of Henry
SVOBODA of Iowa

SENATE FILE 182

H-6329

1 Amend Senate File 182 as follows:
2 1. Page 2, lines 13 and 14, by striking the
3 words "distribute the seal to every manufacturer who
4 complies with this Act" and inserting in lieu thereof
5 the words "distribute the seals to every manufacturer,
6 distributor and dealer who requests them".
7 2. Page 2, line 15, by inserting after the word
8 "sold" the words "at retail".
9 3. Page 2, line 16, by inserting after the word
10 "certified." the words "In lieu of using a seal
11 developed under this section the commission may, if
12 it deems such action to be in the public interest,
13 authorize use of the seal of an appropriate trade
14 association or other recognized national group."

H-6329 FILED *Adopted* BY BINNEBOESE of Plymouth
APRIL 25, 1978 *4/25/78* EVANS of Grundy
HULLINGER of Decatur
LINDEEN of Henry
SVOBODA of Iowa

SENATE FILE 182

AN ACT

RELATING TO THE SALE IN THIS STATE OF DECORATIVE GAS LAMPS
AND GAS APPLIANCES EQUIPPED WITH A PILOT LIGHT AND
PROVIDING PENALTIES.

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

Section 1. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. "Commission" means the Iowa state commerce commission.
2. "Gas appliance" means any new residential or commercial furnace that has an input capacity of not more than two hundred thousand British thermal units per hour, air conditioner, range or dryer which uses a gaseous fuel for operation and is automatically ignited.
3. "Intermittent ignition device" means an ignition device which is actuated only when the gas appliance is in operation.
4. "Pilot light" means a gas operated device that remains continually operated or lighted in order to ignite a gas appliance to begin normal operation.

Sec. 2. NEW SECTION. PILOT LIGHTS PROHIBITED. New gas appliances equipped with pilot lights shall not be sold or installed in this state commencing twenty-four months after the commission has certified an intermittent ignition device for the gas appliance as provided in section three (3) of this Act. The commission may determine that an intermittent ignition device is not feasible for a particular gas appliance or that the use of a pilot light on a particular gas appliance is necessary for public health and safety. The provisions of this section shall not apply to the sale and installation of a gas appliance in a residence that does not have a one hundred twenty volt power supply.

Sec. 3. NEW SECTION. SPECIFICATIONS DEVELOPED. The

commission shall not later than July 1, 1979, develop the specifications for certification of intermittent ignition devices for at least three gas appliances. The commission shall appoint a task force composed of affected consumer and industry representatives to assist in developing the specifications. The specifications shall not significantly affect the price of a gas appliance compared to the price of similar electrical appliances. The specifications shall have as an objective the conservation of energy resources, which objectives shall be secondary only to provisions necessary for public safety, and shall consider initial costs to the consumer, including installation and maintenance costs. The commission shall certify all intermittent ignition devices which meet the specifications. In lieu of using specifications developed under this section specifically for this state, the commission may, if it deems such action to be in the public interest, adopt appropriate national specifications developed by a trade association or other recognized national group.

Sec. 4. NEW SECTION. NOTIFICATION OF MANUFACTURERS. Within ninety days after an intermittent ignition device has been certified by the commission, the commission shall notify all gas appliance manufacturers doing business in the state concerning the prohibition of pilot lights for the particular gas appliance for which the intermittent ignition device was certified. The commission shall inform the manufacturers of the actions necessary to comply with this Act.

Sec. 5. NEW SECTION. SEAL OF CERTIFICATION. The commission shall create a seal of certification and shall distribute the seals to every manufacturer, distributor and dealer who requests them. The seal shall be affixed to every new appliance sold at retail in the state for which an intermittent ignition device has been certified. In lieu of using a seal developed under this section the commission may, if it deems such action to be in the public interest,

authorize use of the seal of an appropriate trade association or other recognized national group.

Sec. 6. NEW SECTION. PENALTY. Persons convicted of violating the provisions of section two (2) of this Act shall be guilty of a simple misdemeanor.

Sec. 7. NEW SECTION. DECORATIVE GAS LAMPS.

1. Commencing January 1, 1979 a person shall not sell or offer for sale in this state a decorative gas lamp manufactured after December 31, 1978.

2. As used in this section "decorative gas lamp" means a device installed for the purpose of producing illumination by burning natural, mixed or liquid petroleum gas and utilizing either a mantle or an open flame, but does not include portable camp lanterns or gas lamps.

3. Persons convicted of violating this section shall be guilty of a simple misdemeanor.

Sec. 8. This Act is effective January 1, 1979.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 182, Sixty-seventh General Assembly.

KEVIN P. LIGHT
Acting Secretary of the Senate

Approved June 27, 1978

ROBERT D. RAY
Governor