

MAR 25 1987

Place On Calendar

HOUSE FILE 641
BY COMMITTEE ON ENERGY
AND ENVIRONMENTAL PROTECTION

(Formerly House File 307)-
Substituted for S.F. 337 4/16/87

Passed House, Date 3-30-87 (p. 952) Passed Senate, Date 4-13-87 (p. 1265)

Vote: Ayes 91 Nays 0 Vote: Ayes 50 Nays 0

Approved April 23, 1987 (p. 1655)

A BILL FOR

1 An Act relating to the wastewater treatment facility and making
2 variances granted subject to the review of the environmental
3 protection commission.

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

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HF 641

1 Section 1. Section 455B.181, Code 1987, is amended to read
2 as follows:

3 455B.181 VARIANCES AND EXEMPTIONS.

4 The director may, after public notice and hearing, grant
5 exemptions from a maximum contaminant level or treatment
6 technique, or both. The director may also grant a variance
7 from drinking water standards for public water supply systems
8 when the characteristics of the raw water sources, which are
9 available to a system, cannot meet the requirements with
10 respect to maximum contaminant level of the standards despite
11 application of the best treatment techniques which are
12 generally available and if the director determines that the
13 variance will not result in an unreasonable risk to the public
14 health. A schedule of compliance may be prescribed by the
15 director, at the time the variance or exemption is granted.
16 The director shall also require the interim measures to
17 minimize the contaminant levels of systems subject to the
18 variance or exemption as may reasonably be implemented. The
19 director may also issue variances from other rules of the
20 department if necessary and appropriate. The director shall
21 submit variances granted regarding a wastewater treatment
22 facility to the commission for the commission's review within
23 thirty days of the granting of a variance. The denial of a
24 variance or exemption may be appealed to the department
25 commission.

26 EXPLANATION

27 This bill requires that decisions made by the director of
28 the department of natural resources regarding wastewater
29 treatment facility variances be reviewed by the environmental
30 protection commission following the issuance of a variance.
31 The denial of a variance or exemption may be appealed to the
32 commission.

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variance or exemption may be appealed to the department commission.

AN ACT

RELATING TO THE WASTEWATER TREATMENT FACILITY AND MAKING
VARIANCES GRANTED SUBJECT TO THE REVIEW OF THE ENVIRONMENTAL
PROTECTION COMMISSION.

DONALD D. AVENSON
Speaker of the House

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JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 641, Seventy-second General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

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TERRY E. BRANSTAD
Governor

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