

Reprinted

MAR 19 1991

HOUSE FILE 547
BY PLASIER

ENERGY AND ENVIRONMENTAL PROTECTION
Amend (3313) to Be Law 3/22 (p 787)

Passed House, Date 3/25/91 (p 439) Passed Senate, Date 3/30/92
Vote: Ayes 96 Nays 0 Vote: Ayes 47 Nays 1
Approved May 19, 1992

A BILL FOR

1 An Act relating to the inclusion of certain types of refuse-
2 derived fuel in the calculation of the waste reduction goal
3 requirement of a city or county.

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

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HOUSE FILE 547

H-3313

- 1 Amend House File 547 as follows:
- 2 1. By striking page 1, line 28 through page 2,
- 3 line 5 and inserting the following:
- 4 "2. The rules adopted by the commission under
- 5 subsection 1 shall provide that only fuel derived from
- 6 paper and paperboard products which are not recyclable
- 7 due to contamination, including contamination from
- 8 blood or egg, which occurred at the time of the use of
- 9 the product for its originally intended purpose, or
- 10 products which are not recyclable due to composition
- 11 of the product, such as wax-coated cardboard, are
- 12 included in the calculation."
- 13 2. By renumbering as necessary.

By COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION
OSTERBERG of Linn, Chairperson

H-3313 FILED MARCH 22, 1991

Adopted 3/25 (p 439)

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1 Section 1. Section 455B.306, Code 1991, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 2A. A city or county required to file
4 with the director a comprehensive plan detailing the method by
5 which the city or county will comply with the requirements of
6 section 455B.302 to establish and implement a comprehensive
7 solid waste reduction program for its residents and which
8 seeks approval of the inclusion of refuse-derived fuel as a
9 component of its percentage of waste reduction, shall file an
10 annual report with the director regarding the percentage of
11 reduction attributable to refuse-derived fuel and the
12 justification for such inclusion. The director shall approve
13 or reject the inclusion. The percentage of reduction
14 attributable to refuse-derived fuel and allowable for
15 inclusion shall not exceed fifty percent and only those
16 products established as allowable pursuant to section 455D.20
17 shall be included in the calculation of the waste reduction
18 goal.

19 Sec. 2. NEW SECTION. 455D.20 REFUSE-DERIVED FUEL --
20 CALCULATION AS PORTION OF WASTE REDUCTION GOAL.

21 1. The commission shall adopt rules which provide for the
22 inclusion of reduction attributable to refuse-derived fuel in
23 the calculation of a city or county in meeting the waste
24 reduction goal of the state. No more than fifty percent of
25 the waste reduction requirement of a city or county shall be
26 met through inclusion of reduction attributable to refuse-
27 derived fuel in the calculation.

28 2. The rules adopted by the commission under subsection 1
29 shall provide that only the following types of refuse-derived
30 fuel are included in the calculation:

31 a. Fuel derived from paper and paperboard products which
32 are not recyclable due to contamination, including
33 contamination from blood or egg, which occurred at the time of
34 the use of the product for its originally intended purpose, or
35 products which are not recyclable due to composition of the

HOUSE FILE 547
BY PLASIER

(As Amended and Passed by the House March 28, 1991)

Passed House, Date 4/16/92 (p. 1576) Passed Senate, Date 3/30/92 (p. 1065)
Vote: Ayes 95 Nays 0 Vote: Ayes 47 Nays 1
Approved May 19, 1992
Repassed Senate 4/21/92 (p. 1530)
aye 50, nay 0

A BILL FOR

1 An Act relating to the inclusion of certain types of refuse-
2 derived fuel in the calculation of the waste reduction goal
3 requirement of a city or county.

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

HOUSE FILE 547

S-5131

- 1 Amend House File 547 as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 i. Page 1, by inserting after line 18, the
- 4 following:
- 5 "Sec. ____ . Section 455D.3, Code 1991, is amended
- 6 by adding the following new unnumbered paragraph:
- 7 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
- 8 455D.1, subsection 6, facilities which employ
- 9 combustion of solid waste with energy recovery and
- 10 refuse-derived fuel, which are included in an approved
- 11 comprehensive plan, and which were in operation prior
- 12 to July 1, 1989, may include these processes in the
- 13 definition of recycling for the purpose of meeting the
- 14 state goal."
- 15 2. By renumbering as necessary.

By ENVIRONMENT AND ENERGY UTILITIES
COMMITTEE

RALPH ROSENBERG, Chairperson

S-5131 FILED MARCH 4, 1992

Accepted 3/30/92

1 Section 1. Section 455B.306, Code 1991, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 2A. A city or county required to file
4 with the director a comprehensive plan detailing the method by
5 which the city or county will comply with the requirements of
6 section 455B.302 to establish and implement a comprehensive
7 solid waste reduction program for its residents and which
8 seeks approval of the inclusion of refuse-derived fuel as a
9 component of its percentage of waste reduction, shall file an
10 annual report with the director regarding the percentage of
11 reduction attributable to refuse-derived fuel and the
12 justification for such inclusion. The director shall approve
13 or reject the inclusion. The percentage of reduction
14 attributable to refuse-derived fuel and allowable for
15 inclusion shall not exceed fifty percent and only those
16 products established as allowable pursuant to section 455D.20
17 shall be included in the calculation of the waste reduction
18 goal.

5/31 > 19 Sec. 2. NEW SECTION. 455D.20 REFUSE-DERIVED FUEL --
20 CALCULATION AS PORTION OF WASTE REDUCTION GOAL.

21 1. The commission shall adopt rules which provide for the
22 inclusion of reduction attributable to refuse-derived fuel in
23 the calculation of a city or county in meeting the waste
24 reduction goal of the state. No more than fifty percent of
25 the waste reduction requirement of a city or county shall be
26 met through inclusion of reduction attributable to refuse-
27 derived fuel in the calculation.

28 2. The rules adopted by the commission under subsection 1
29 shall provide that only fuel derived from paper and paperboard
30 products which are not recyclable due to contamination,
31 including contamination from blood or egg, which occurred at
32 the time of the use of the product for its originally intended
33 purpose, or products which are not recyclable due to
34 composition of the product, such as wax-coated cardboard, are
35 included in the calculation.

SENATE AMENDMENT TO HOUSE FILE 547

H-5649

1 Amend House File 547 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by inserting after line 18, the
4 following:

5 "Sec. ____ . Section 455D.3, Code 1991, is amended
6 by adding the following new unnumbered paragraph:
7 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
8 455D.1, subsection 6, facilities which employ
9 combustion of solid waste with energy recovery and
10 refuse-derived fuel, which are included in an approved
11 comprehensive plan, and which were in operation prior
12 to July 1, 1989, may include these processes in the
13 definition of recycling for the purpose of meeting the
14 state goal."

15 2. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-5649 FILED APRIL 1, 1992

Concurred in as amended 4/16 (p.1576)

HOUSE FILE 547

H-5940

1 Amend the Senate amendment, H-5649, to House File
2 547, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, line 14, by inserting after the word
5 "goal" the following: "if at least thirty-five
6 percent of the waste reduction goal, required to be
7 met by July 1, 2000, pursuant to section 455D.3, is
8 met through volume reduction at the source and
9 recycling and reuse, as established pursuant to
10 section 455B.301A, subsection 1, paragraphs "a" and
11 "b".

By SHOULTZ of Black Hawk
OSTERBERG of Linn

BERNAU of Story
HAMMOND of Story

H-5940 FILED APRIL 16, 1992

ADOPTED (p.1576)

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 547

S-5735

1 Amend the Senate amendment, H-5649, to House File
2 547, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, line 14, by inserting after the word
5 "goal" the following: "if at least thirty-five
6 percent of the waste reduction goal, required to be
7 met by July 1, 2000, pursuant to section 455D.3, is
8 met through volume reduction at the source and
9 recycling and reuse, as established pursuant to
10 section 455B.301A, subsection 1, paragraphs "a" and
11 "b"."

RECEIVED FROM THE HOUSE

S-5735 FILED APRIL 17, 1992

Senate concurred 4/21 (p. 1530)

HOUSE FILE 547

AN ACT

RELATING TO THE INCLUSION OF CERTAIN TYPES OF REFUSE-DERIVED
FUEL IN THE CALCULATION OF THE WASTE REDUCTION GOAL RE-
QUIREMENT OF A CITY OR COUNTY.

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

Section 1. Section 455B.306, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. A city or county required to file with the director a comprehensive plan detailing the method by which the city or county will comply with the requirements of section 455B.302 to establish and implement a comprehensive solid waste reduction program for its residents and which seeks approval of the inclusion of refuse-derived fuel as a component of its percentage of waste reduction, shall file an annual report with the director regarding the percentage of

reduction attributable to refuse-derived fuel and the justification for such inclusion. The director shall approve or reject the inclusion. The percentage of reduction attributable to refuse-derived fuel and allowable for inclusion shall not exceed fifty percent and only those products established as allowable pursuant to section 455D.20 shall be included in the calculation of the waste reduction goal.

Sec. 2. Section 455D.3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding section 455D.1, subsection 6, facilities which employ combustion of solid waste with energy recovery and refuse-derived fuel, which are included in an approved comprehensive plan, and which were in operation prior to July 1, 1989, may include these processes in the definition of recycling for the purpose of meeting the state goal if at least thirty-five percent of the waste reduction goal, required to be met by July 1, 2000, pursuant to section 455D.3, is met through volume reduction at the source and recycling and reuse, as established pursuant to section 455B.301A, subsection 1, paragraphs "a" and "b".

Sec. 3. NEW SECTION. 455D.20 REFUSE-DERIVED FUEL --
CALCULATION AS PORTION OF WASTE REDUCTION GOAL.

1. The commission shall adopt rules which provide for the inclusion of reduction attributable to refuse-derived fuel in the calculation of a city or county in meeting the waste reduction goal of the state. No more than fifty percent of the waste reduction requirement of a city or county shall be met through inclusion of reduction attributable to refuse-derived fuel in the calculation.

2. The rules adopted by the commission under subsection 1 shall provide that only fuel derived from paper and paperboard products which are not recyclable due to contamination, including contamination from blood or egg, which occurred at the time of the use of the product for its originally intended

purpose, or products which are not recyclable due to composition of the product, such as wax-coated cardboard, are included in the calculation.

ROBERT C. ARNOULD
Speaker of the House

MICHAEL E. GRONSTAL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 547, Seventy-fourth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved May 19, 1992

TERRY E. BRANSTAD
Governor