

Use Approp. No Pass 4/16

FILED APR 07 1992

SENATE FILE 2361
BY COMMITTEE ON APPROPRIATIONS
Approved
(SUCCESSOR TO SSB 2288)

Passed Senate, Date 4/9/92 (p.1313) Passed House, Date 4/21/92 (p.1261)
Vote: Ayes 46 Nays 0 Vote: Ayes 96 Nays 0

Repassed Senate 4/21/92 (p.1526) Approved April 29, 1992 (p.1724)
50-0

Motion to reconsider (p.1535) prevails
Repassed Senate 4/21/92 (p.1535)
aye 41, Nay 0

A BILL FOR

- 1 An Act relating to and making appropriations of petroleum
- 2 overcharge funds.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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SF 2361

1 Section 1. There is appropriated from those funds
2 designated within the energy conservation trust created in
3 section 93.11, for disbursement under section 93.11 to the
4 following named agencies for the fiscal year beginning July 1,
5 1992, and ending June 30, 1993, the following amounts, or so
6 much thereof as is necessary, to be used for the purposes
7 designated:

8 1. To the division of community action agencies of the
9 department of human rights for qualifying energy conservation
10 programs for low-income persons, including but not limited to
11 energy weatherization projects, which target the highest
12 energy users, and including administrative costs, to be
13 expended first from the available balances in the
14 Warner/Imperial fund and in the office of hearings and appeals
15 second-stage settlement fund and then from the Exxon fund for
16 a total appropriation not to exceed:
17 \$ 3,000,000

18 2. To the department of natural resources for the
19 following purposes:

20 a. Reimbursement for costs incurred by the department of
21 natural resources for carrying out the general provisions
22 section of the groundwater protection Act pursuant to section
23 455E.8, from the Stripper Well fund:
24 \$ 770,000

25 b. For the state energy conservation program, and the
26 energy extension service for purposes of maintaining their
27 fiscal year 1989 funding levels, from the Exxon fund:
28 \$ 238,200

29 c. For development costs of the local government energy
30 bank program, from the Exxon fund:
31 \$ 200,000

32 Sec. 2. There is appropriated an amount up to 5 percent,
33 but not to exceed \$300,000, of the allowable petroleum
34 overcharge money appropriated for the fiscal year beginning
35 July 1, 1992, to be used for administration of the petroleum

1 overcharge programs.

2 Sec. 3. 1986 Iowa Acts, chapter 1249, section 4,
3 unnumbered paragraph 1, as amended by 1987 Iowa Acts, chapter
4 230, section 8; 1988 Iowa Acts, chapter 1281, section 6; 1989
5 Iowa Acts, chapter 312, section 6; 1990 Iowa Acts, chapter
6 1265, section 3; and 1991 Iowa Acts, chapter 270, section 3,
7 is amended to read as follows:

8 There is appropriated from the funds available in the
9 energy conservation trust, established in section 93.11, for
10 the fiscal period beginning July 1, 1986, and ending June 30,
11 ~~1992~~ 1993, to the department of natural resources for
12 disbursement under section 93.11, the following amounts, or so
13 much thereof as is necessary, to be used for the purposes
14 designated consistent with the expressed legislative intent of
15 this Act:

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EXPLANATION

17 Section 1 of this bill appropriates moneys from the oil
18 overcharge funds to the department of natural resources and
19 the department of human rights for the purposes designated for
20 the fiscal year beginning July 1, 1992.

21 Section 2 allows for up to 5 percent, not to exceed
22 \$300,000, to be spent from eligible oil overcharge funds for
23 administration of those programs authorized in this bill.

24 Section 3 extends the appropriations, originally made for
25 1986-1987 fiscal year, from the energy conservation trust to
26 the department of natural resources for another year.

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SENATE FILE 2361

H-5960

- 1 Amend Senate File 2361 as follows:
 2 1. Page 2, by inserting after line 1 the follow-
 3 ing:
 4 "Sec. ____ . Section 364.23, Code Supplement 1991,
 5 is amended to read as follows:
 6 364.23 ENERGY EFFICIENT LIGHTING REQUIRED.
 7 All city-owned exterior flood lighting, including
 8 but not limited to street and security lighting but
 9 not including era or period lighting which has a
 10 minimum efficiency rating of fifty-eight lumens per
 11 watt and not including stadium or ball park lighting,
 12 shall be replaced, when worn-out, exclusively with
 13 high pressure sodium lighting or lighting with
 14 equivalent or better energy efficiency as approved in
 15 rules adopted by the utilities board within the
 16 utilities division of the department of commerce. In
 17 lieu of the requirements established for replacement
 18 lighting under this section, stadium or ball park
 19 lighting shall be replaced, when worn out, with the
 20 most energy-efficient lighting available at the time
 21 of replacement which may include metal halide, high-
 22 pressure sodium, or other light sources which may be
 23 developed."
 24 2. Title page, line 1, by striking the word "and"
 25 and inserting the following: "energy conservation
 26 including".
 27 3. By renumbering as necessary.

By VAN MAANEN of Mahaska

H-5960 FILED APRIL 17, 1992

Adopted 4/21 (p. 1661)

SENATE FILE 2361

H-5972

- 1 Amend Senate File 2361, as passed by the Senate, as
 2 follows:
 3 1. Page 2, by inserting after line 15 the
 4 following:
 5 "Sec. ____ . CONTINUATION OF ENERGY CONSERVATION
 6 PROGRAMS -- FUNDING RECOMMENDATIONS.
 7 The commission on community action agencies in
 8 cooperation with the energy fund disbursement council
 9 shall submit a report to the general assembly by
 10 January 15, 1993, which provides recommendations,
 11 following depletion of the funds provided through
 12 disbursement of the energy conservation trust, for the
 13 continued funding of the energy conservation programs
 14 for low-income persons."
 15 2. By renumbering as necessary.

By DVORSKY of Johnson
JESSE of Jasper

H-5972 FILED APRIL 20, 1992

Adopted 4/21 (p. 1661)

HOUSE AMENDMENT TO
SENATE FILE 2361

S-5774

1 Amend Senate File 2361 as follows:

2 1. Page 2, by inserting after line 1 the follow-
3 ing:4 "Sec. ____ . Section 364.23, Code Supplement 1991,
5 is amended to read as follows:

6 364.23 ENERGY EFFICIENT LIGHTING REQUIRED.

7 All city-owned exterior flood lighting, including
8 but not limited to street and security lighting but
9 not including era or period lighting which has a
10 minimum efficiency rating of fifty-eight lumens per
11 watt and not including stadium or ball park lighting,
12 shall be replaced, when worn-out, exclusively with
13 high pressure sodium lighting or lighting with
14 equivalent or better energy efficiency as approved in
15 rules adopted by the utilities board within the
16 utilities division of the department of commerce. In
17 lieu of the requirements established for replacement
18 lighting under this section, stadium or ball park
19 lighting shall be replaced, when worn out, with the
20 most energy-efficient lighting available at the time
21 of replacement which may include metal halide, high-
22 pressure sodium, or other light sources which may be
23 developed."

24 2. Page 2, by inserting after line 15 the
25 following:26 "Sec. ____ . CONTINUATION OF ENERGY CONSERVATION
27 PROGRAMS -- FUNDING RECOMMENDATIONS.

28 The commission on community action agencies in
29 cooperation with the energy fund disbursement council
30 shall submit a report to the general assembly by
31 January 15, 1993, which provides recommendations,
32 following depletion of the funds provided through
33 disbursement of the energy conservation trust, for the
34 continued funding of the energy conservation programs
35 for low-income persons."

36 3. Title page, line 1, by striking the word "and"
37 and inserting the following: "energy conservation
38 including".39 4. By renumbering, relettering, or redesignating
40 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5774 FILED APRIL 21, 1992

CONCURRED, RECONSIDERED & ADOPTED

(p. 1522)

(p. 1534)

(p. 1535)

SENATE FILE 2361

S-5776

1 Amend the House amendment, S-5774, to Senate File
2 2361 as follows:

3 1. Page 1, by striking lines 2 through 23.

By RALPH ROSENBERG

S-5776 FILED APRIL 21, 1992

ADOPTED, RECONSIDERED & WITHDRAWN

(p. 1526)

(p. 1525)

(p. 1535)

BOSWELL, CH.
HUSAK
TIEDEN

SSB 2288
APPROPRIATIONS
— Now —

SENATE FILE 2361
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL,
BY CHAIRPERSON BOSWELL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations of petroleum
2 overcharge funds.

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

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1 Section 1. There is appropriated from those funds
2 designated within the energy conservation trust created in
3 section 93.11, for disbursement under section 93.11 to the
4 following named agencies for the fiscal year beginning July 1,
5 1992, and ending June 30, 1993, the following amounts, or so
6 much thereof as is necessary, to be used for the purposes
7 designated:

8 1. To the division of community action agencies of the
9 department of human rights for qualifying energy conservation
10 programs for low-income persons, including but not limited to
11 energy weatherization projects, which target the highest
12 energy users, and including administrative costs, to be
13 expended first from the available balances in the
14 Warner/Imperial fund and in the office of hearings and appeals
15 second-stage settlement fund and then from the Exxon fund for
16 a total appropriation not to exceed:

17 \$ 3,000,000

18 2. To the department of natural resources for the
19 following purposes:

20 a. Reimbursement for costs incurred by the department of
21 natural resources for carrying out the general provisions
22 section of the groundwater protection Act pursuant to section
23 455E.8, from the Stripper Well fund:

24 \$ 770,000

25 b. For the state energy conservation program, and the
26 energy extension service for purposes of maintaining their
27 fiscal year 1989 funding levels, from the Exxon fund:

28 \$ 238,200

29 c. For development costs of the local government energy
30 bank program, from the Exxon fund:

31 \$ 200,000

32 Sec. 2. There is appropriated an amount up to 5 percent,
33 but not to exceed \$300,000, of the allowable petroleum
34 overcharge money appropriated for the fiscal year beginning
35 July 1, 1992, to be used for administration of the petroleum

1 overcharge programs.

2 Sec. 3. 1986 Iowa Acts, chapter 1249, section 4,
3 unnumbered paragraph 1, as amended by 1987 Iowa Acts, chapter
4 230, section 8; 1988 Iowa Acts, chapter 1281, section 6; 1989
5 Iowa Acts, chapter 312, section 6; 1990 Iowa Acts, chapter
6 1265, section 3; and 1991 Iowa Acts, chapter 270, section 3,
7 is amended to read as follows:

8 There is appropriated from the funds available in the
9 energy conservation trust, established in section 93.11, for
10 the fiscal period beginning July 1, 1986, and ending June 30,
11 ~~1992~~ 1993, to the department of natural resources for
12 disbursement under section 93.11, the following amounts, or so
13 much thereof as is necessary, to be used for the purposes
14 designated consistent with the expressed legislative intent of
15 this Act:

16 EXPLANATION

17 Section 1 of this bill appropriates moneys from the oil
18 overcharge funds to the department of natural resources and
19 the department of human rights for the purposes designated for
20 the fiscal year beginning July 1, 1992.

21 Section 2 allows for up to 5 percent, not to exceed
22 \$300,000, to be spent from eligible oil overcharge funds for
23 administration of those programs authorized in this bill.

24 Section 3 extends the appropriations, originally made for
25 1986-1987 fiscal year, from the energy conservation trust to
26 the department of natural resources for another year.

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1992, and ending June 30, 1993, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To the division of community action agencies of the department of human rights for qualifying energy conservation programs for low-income persons, including but not limited to energy weatherization projects, which target the highest energy users, and including administrative costs, to be expended first from the available balances in the Warner/Imperial fund and in the office of hearings and appeals second-stage settlement fund and then from the Exxon fund for a total appropriation not to exceed:

..... \$ 3,000,000

2. To the department of natural resources for the following purposes:

a. Reimbursement for costs incurred by the department of natural resources for carrying out the general provisions section of the groundwater protection Act pursuant to section 455E.8, from the Stripper Well fund:

..... \$ 770,000

b. For the state energy conservation program, and the energy extension service for purposes of maintaining their fiscal year 1989 funding levels, from the Exxon fund:

..... \$ 238,200

c. For development costs of the local government energy bank program, from the Exxon fund:

..... \$ 200,000

Sec. 2. There is appropriated an amount up to 5 percent, but not to exceed \$300,000, of the allowable petroleum overcharge money appropriated for the fiscal year beginning July 1, 1992, to be used for administration of the petroleum overcharge programs.

Sec. 3. Section 364.23, Code Supplement 1991, is amended to read as follows:

364.23 ENERGY EFFICIENT LIGHTING REQUIRED.

SENATE FILE 2361

AN ACT

RELATING TO ENERGY CONSERVATION INCLUDING MAKING APPROPRIATIONS OF PETROLEUM OVERCHARGE FUNDS.

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

Section 1. There is appropriated from those funds designated within the energy conservation trust created in section 93.11, for disbursement under section 93.11 to the following named agencies for the fiscal year beginning July 1,

All city-owned exterior flood lighting, including but not limited to street and security lighting but not including era or period lighting which has a minimum efficiency rating of fifty-eight lumens per watt and not including stadium or ball park lighting, shall be replaced, when worn-out, exclusively with high pressure sodium lighting or lighting with equivalent or better energy efficiency as approved in rules adopted by the utilities board within the utilities division of the department of commerce. In lieu of the requirements established for replacement lighting under this section, stadium or ball park lighting shall be replaced, when worn-out, with the most energy-efficient lighting available at the time of replacement which may include metal halide, high-pressure sodium, or other light sources which may be developed.

Sec. 4. 1986 Iowa Acts, chapter 1249, section 4, unnumbered paragraph 1, as amended by 1987 Iowa Acts, chapter 230, section 8; 1988 Iowa Acts, chapter 1281, section 6; 1989 Iowa Acts, chapter 312, section 6; 1990 Iowa Acts, chapter 1265, section 3; and 1991 Iowa Acts, chapter 270, section 3, is amended to read as follows:

There is appropriated from the funds available in the energy conservation trust, established in section 93.11, for the fiscal period beginning July 1, 1986, and ending June 30, ~~1992 1993~~, to the department of natural resources for disbursement under section 93.11, the following amounts, or so much thereof as is necessary, to be used for the purposes designated consistent with the expressed legislative intent of this Act:

Sec. 5. CONTINUATION OF ENERGY CONSERVATION PROGRAMS -- FUNDING RECOMMENDATIONS.

The commission on community action agencies in cooperation with the energy fund disbursement council shall submit a report to the general assembly by January 15, 1993, which provides recommendations, following depletion of the funds

provided through disbursement of the energy conservation trust, for the continued funding of the energy conservation programs for low-income persons.

MICHAEL E. GRONSTAL
President of the Senate

ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2361, Seventy-fourth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 29, 1992

TERRY E. BRANSTAD
Governor