

FILED APR 24 1991

SENATE FILE 542
BY COMMITTED ON APPROPRIATIONS

Passed Senate, Date 4/30/91 (p.1553) Passed House, Date 5/3/91 (P.2079)
Vote: Ayes 50 Nays 6 Vote: Ayes 100 Nays 0
Approved June 7, 1991

A BILL FOR

1 An Act relating to and making appropriations from the energy
2 conservation trust for weatherization purposes.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 542

S-3644

- 1 Amend Senate File 542 as follows:
- 2 1. Page 2, line 9, by striking the figure
- 3 "3,300,000" and inserting the following: "3,200,000".
- 4 2. Page 2, line 11, by striking the figure
- 5 "\$200,000" and inserting the following: "\$300,000".

By LEONARD L. BOSWELL

S-3644 FILED APRIL 30, 1991
ADOPTED (p.1553)

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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, to the energy and geological resources division
4 of the department of natural resources for the fiscal year
5 beginning July 1, 1991, and ending June 30, 1992, the
6 following amounts, or so much thereof as is necessary, for
7 disbursement under section 93.11 to the following agencies for
8 the purposes designated:

9 1. To the department of natural resources for the
10 following purposes:

11 a. For the energy-related elements of the state
12 groundwater protection program from the Stripper well fund:
13 \$ 2,360,000

14 b. For the state energy conservation program and for the
15 energy extension service program, from the Exxon fund:
16 \$ 238,200

17 2. To the department of agriculture and land stewardship
18 for the continuation of not less than 5 model farm
19 demonstration project areas, in geographically distinct
20 portions of the state. The projects shall be located in
21 southeast, south-central, southwest, northwest, and north-
22 central portions of the state. The projects shall be designed
23 to enhance the profitability and decrease the environmental
24 impacts of row crop production, and to develop on-farm
25 demonstration and education programs involving farms
26 concentrated in a project area, such as the Big Spring
27 demonstration project does in northeast Iowa. An advisory
28 group shall assist the soil conservation division of the
29 department of agriculture and land stewardship in the project
30 design and implementation, with representation consisting of
31 the energy and geological resources division of the department
32 of natural resources and the cooperative extension service.

33 From the Exxon fund:
34 \$ 600,000

35 3. To the division of community action agencies of the

1 department of human rights for qualifying energy conservation
2 programs for low-income persons, including but not limited to
3 energy weatherization projects, which target the highest
4 energy users, and including administrative costs, to be
5 expended first from the balance of the Warner/Imperial fund,
6 and the office of hearings and appeals second-stage settlement
7 fund, and supplemented by the Exxon fund for a total
8 appropriation not to exceed:

* 9 \$ 3,300,000

10 Sec. 2. There is appropriated an amount up to 5 percent,
* 11 but not to exceed \$200,000, of the allowable petroleum
12 overcharge money appropriated in this Act for the fiscal year
13 beginning July 1, 1991, and ending June 30, 1992, to be used
14 for administration of the petroleum overcharge programs.

15 Sec. 3. Section 403A.11, Code 1991, is amended by adding
16 the following new unnumbered paragraphs:

17 NEW UNNUMBERED PARAGRAPH. All dwellings which are part of
18 housing projects and which are proposed to be rented to low-
19 income families or the elderly through the programs of the
20 United States department of housing and urban development
21 shall have ceiling insulation having an R value of 38 in the
22 attic, floor insulation having an R value of 20, or perimeter
23 wall insulation having an R value of 10 beneath all habitable
24 heated areas or over unheated spaces. In addition, basement
25 walls shall have insulation with an R value of 6 to their full
26 height, with insulation in the box sill having an R value of
27 20. As used in this section, "R value" means resistance to
28 heat flow.

29 NEW UNNUMBERED PARAGRAPH. The insulation requirements of
30 this section are effective for all dwellings, the construction
31 of which begins on or after July 1, 1991. For dwellings
32 existing or under construction prior to July 1, 1991, the
33 dwelling must comply with the insulation requirements of this
34 section by June 30, 1996.

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EXPLANATION

1 This bill makes appropriations from the various petroleum
2 overcharge funds to the department of natural resources, the
3 department of agriculture and land stewardship, and the
4 division of community action agencies of the department of
5 human rights.

6 This bill also requires newly constructed housing projects
7 rented to low-income or elderly families through the
8 department of housing and urban development's rental
9 assistance program to meet certain minimum insulation
10 requirements. The bill provides that existing housing
11 projects or those under construction prior to July 1, 1991,
12 must comply with the minimum insulation requirements by June
13 30, 1996.

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SENATE FILE 542
BY COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE APRIL 30, 1991)

 - New Language by the Senate

as amended by clause
Passed Senate, Date 5/3/91 (p. 1670) Passed House, Date 5/3/91 (p. 2077)
Vote: Ayes 42 Nays 0 Vote: Ayes 100 Nays 0

Approved June 7, 1991
Repassed House as further amended 5/8/91 (p. 2180)
96-1

A BILL FOR

1 An Act relating to and making appropriations from the energy
3991 2 conservation trust for weatherization purposes.

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

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S.F. 542

1 Section 1. There is appropriated from those funds
2 designated within the energy conservation trust created in
3 section 93.11, to the energy and geological resources division
4 of the department of natural resources for the fiscal year
5 beginning July 1, 1991, and ending June 30, 1992, the
6 following amounts, or so much thereof as is necessary, for
7 disbursement under section 93.11 to the following agencies for
8 the purposes designated:

9 1. To the department of natural resources for the
10 following purposes:

11 a. For the energy-related elements of the state
12 groundwater protection program from the Stripper well fund:
13 \$ 2,360,000

14 b. For the state energy conservation program and for the
15 energy extension service program, from the Exxon fund:
16 \$ 238,200

17 2. To the department of agriculture and land stewardship
18 for the continuation of not less than 5 model farm
19 demonstration project areas, in geographically distinct
20 portions of the state. The projects shall be located in
21 southeast, south-central, southwest, northwest, and north-
22 central portions of the state. The projects shall be designed
23 to enhance the profitability and decrease the environmental
24 impacts of row crop production, and to develop on-farm
25 demonstration and education programs involving farms
26 concentrated in a project area, such as the Big Spring
27 demonstration project does in northeast Iowa. An advisory
28 group shall assist the soil conservation division of the
29 department of agriculture and land stewardship in the project
30 design and implementation, with representation consisting of
31 the energy and geological resources division of the department
32 of natural resources and the cooperative extension service.

33 From the Exxon fund:
34 \$ 600,000

35 3. To the division of community action agencies of the

1 department of human rights for qualifying energy conservation
2 programs for low-income persons, including but not limited to
3 energy weatherization projects, which target the highest
4 energy users, and including administrative costs, to be
5 expended first from the balance of the Warner/Imperial fund,
6 and the office of hearings and appeals second-stage settlement
7 fund, and supplemented by the Exxon fund for a total
8 appropriation not to exceed:

9 \$ 3,200,000

10 Sec. 2. There is appropriated an amount up to 5 percent,
11 but not to exceed \$300,000, of the allowable petroleum
12 overcharge money appropriated in this Act for the fiscal year
13 beginning July 1, 1991, and ending June 30, 1992, to be used
14 for administration of the petroleum overcharge programs.

3971,

15 Sec. 3. Section 403A.11, Code 1991, is amended by adding
16 the following new unnumbered paragraphs:

17 NEW UNNUMBERED PARAGRAPH. All dwellings which are part of
18 housing projects and which are proposed to be rented to low-
19 income families or the elderly through the programs of the
20 United States department of housing and urban development
21 shall have ceiling insulation having an R value of 38 in the
22 attic, floor insulation having an R value of 20, or perimeter
23 wall insulation having an R value of 10 beneath all habitable
24 heated areas or over unheated spaces. In addition, basement
25 walls shall have insulation with an R value of 6 to their full
26 height, with insulation in the box sill having an R value of
27 20. As used in this section, "R value" means resistance to
28 heat flow.

29 NEW UNNUMBERED PARAGRAPH. The insulation requirements of
30 this section are effective for all dwellings, the construction
31 of which begins on or after July 1, 1991. For dwellings
32 existing or under construction prior to July 1, 1991, the
33 dwelling must comply with the insulation requirements of this
34 section by June 30, 1996.

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H-4033

1 Amend Senate File 542 as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 2, line 5, by inserting after the words
4 "from the" the following: "available".

5 2. Page 2, line 7, by striking the words "and
6 supplemented by" and inserting the following: "with
7 the balance from".

8 3. Page 2, line 9, by striking the figure
9 "3,200,000" and inserting the following: "3,000,000".

10 4. Page 2, by inserting after line 14, the
11 following:

12 "Sec. _____. 1986 Iowa Acts, chapter 1249, section
13 4, unnumbered paragraph 1, as amended by 1987 Iowa
14 Acts, chapter 230, section 8; 1988 Iowa Acts, chapter
15 1281, section 6; 1989 Iowa Acts, chapter 312, section
16 6; and 1990 Iowa Acts, chapter 1265, section 3, is
17 amended to read as follows:

18 There is appropriated from the funds available in
19 the energy conservation trust, established in section
20 93.11, for the fiscal period beginning July 1, 1986,
21 and ending June 30, ~~1991~~ 1992, to the department of
22 natural resources for disbursement under section
23 93.11, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated
25 consistent with the expressed legislative intent of
26 this Act:"

27 5. Page 2, by inserting before line 15, the
28 following:

29 "Sec. 100. CONDITIONAL APPROPRIATION. If Senate
30 File 508 is enacted by the Seventy-fourth General
31 Assembly, 1991 Session, and following the initial
32 appropriation of \$150,000 to the department of natural
33 resources from the energy research and development
34 fund, the remaining moneys shall be used and are
35 appropriated for the purposes designated pursuant to
36 section 601K.102."

37 6. Page 2, by striking lines 15 through 34.

38 7. Page 2, by inserting after line 34, the
39 following:

40 "Sec. 101. Section 601K.102, subsection 2,
41 paragraph b, Code 1991, is amended to read as follows:

42 b. Moneys credited to the fund under section
43 ~~556-18~~ 93.11.

44 Sec. 102. CONDITIONAL EFFECTIVE DATE. Section 100
45 and 101 of this Act are effective only if Senate File
46 508 is enacted by the Seventy-fourth General Assembly,
47 1991 Session."

48 8. Title page, line 2, by striking the words "for
49 weatherization purposes" and inserting the following:
50 ", and providing an effective date".

-1-

H-4033

Page 2

1 9. By renumbering as necessary.

By COMMITTEE ON APPROPRIATIONS
JOCHUM of Dubuque, Chairperson

H-4033 FILED MAY 2, 1991

Adopted 5/3/91 (p 2079)

SENATE FILE 542

H-3991

- 1 Amend Senate File 542 as passed by the Senate as
2 follows:
3 1. Page 2, by inserting after line 14, the
4 following:
5 "Sec. 100. CONDITIONAL APPROPRIATION. If Senate
6 File 508 is enacted by the Seventy-fourth General
7 Assembly, 1991 Session, and following the initial
8 appropriation of \$150,000 to the department of natural
9 resources from the energy research and development
10 fund, the remaining moneys shall be used and are
11 appropriated for the purposes designated pursuant to
12 section 601K.102."
13 2. Page 2, by inserting after line 34, the
14 following:
15 "Sec. 101. Section 601K.102, subsection 2,
16 paragraph b, Code 1991, is amended to read as follows:
17 b. Moneys credited to the fund under section
18 ~~556-18~~ 93.14.
19 Sec. 102. CONDITIONAL EFFECTIVE DATE. Section 100
20 and 101 of this Act are effective only if Senate File
21 508 is enacted by the Seventy-fourth General Assembly,
22 1991 Session."
23 3. Title page, line 2, by inserting after the
24 word "purposes" the following: ", and providing an
25 effective date".
26 4. By renumbering as necessary.

By SHEARER of Louisa

H-3991 FILED MAY 1, 1991

w/k 5/3/91

HOUSE AMENDMENT TO
SENATE FILE 542

S-3708

- 1 Amend Senate File 542 as amended, passed, and
2 reprinted by the Senate, as follows:
- 3 1. Page 2, line 5, by inserting after the words
4 "from the" the following: "available".
- 5 2. Page 2, line 7, by striking the words "and
6 supplemented by" and inserting the following: "with
7 the balance from".
- 8 3. Page 2, line 9, by striking the figure
9 "3,200,000" and inserting the following: "3,000,000".
- 10 4. Page 2, by inserting after line 14, the
11 following:
12 "Sec. _____. 1986 Iowa Acts, chapter 1249, section
13 4, unnumbered paragraph 1, as amended by 1987 Iowa
14 Acts, chapter 230, section 8; 1988 Iowa Acts, chapter
15 1281, section 5; 1989 Iowa Acts, chapter 312, section
16 6; and 1990 Iowa Acts, chapter 1265, section 3, is
17 amended to read as follows:
18 There is appropriated from the funds available in
19 the energy conservation trust, established in section
20 93.11, for the fiscal period beginning July 1, 1986,
21 and ending June 30, ~~1991~~ 1992, to the department of
22 natural resources for disbursement under section
23 93.11, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated
25 consistent with the expressed legislative intent of
26 this Act:"
- 27 5. Page 2, by inserting before line 15, the
28 following:
29 "Sec. 100. CONDITIONAL APPROPRIATION. If Senate
30 File 508 is enacted by the Seventy-fourth General
31 Assembly, 1991 Session, and following the initial
32 appropriation of \$150,000 to the department of natural
33 resources from the energy research and development
34 fund, the remaining moneys shall be used and are
35 appropriated for the purposes designated pursuant to
36 section 601K.102."
- 37 6. Page 2, by striking lines 15 through 34.
- 38 7. Page 2, by inserting after line 34, the
39 following:
40 "Sec. 101. Section 601K.102, subsection 2,
41 paragraph b, Code 1991, is amended to read as follows:
42 b. Moneys credited to the fund under section
43 556-~~78~~ 93.11.
- 44 Sec. 102. CONDITIONAL EFFECTIVE DATE. Section 100
45 and 101 of this Act are effective only if Senate File
46 508 is enacted by the Seventy-fourth General Assembly,
47 1991 Session."
- 48 8. Title page, line 2, by striking the words "for
49 weatherization purposes" and inserting the following:
50 ", and providing an effective date".

S-3708

Page 2

1 9. By renumbering as necessary.

RECEIVED FROM THE HOUSE

S-3708 FILED MAY 3, 1991

CONCURRED AS AMENDED (p. 1676)

SENATE FILE 542

S-3715

1 Amend the House amendment, S-3708, to Senate File
2 542, as amended, passed, and reprinted by the Senate
3 as follows:

4 1. Page 1, by striking line 37.

5 2. Page 1, by striking lines 48 through 50.

By LEONARD L. BOSWELL

S-3715 FILED MAY 3, 1991

ADOPTED (p. 1676)

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 542
H-4056

- 1 Amend the House amendment, S-3708, to Senate File
2 542, as amended, passed, and reprinted by the Senate
3 as follows:
4 1. Page 1, by striking line 37.
5 2. Page 1, by striking lines 48 through 50.

RECEIVED FROM THE SENATE

H-4056 FILED MAY 6, 1991

House Concurrent 5/8/91 (p. 2180)

SENATE FILE 542

AN ACT

RELATING TO AND MAKING APPROPRIATIONS FROM THE ENERGY CONSERVATION TRUST FOR WEATHERIZATION PURPOSES.

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, to the energy and geological resources division of the department of natural resources for the fiscal year beginning July 1, 1991, and ending June 30, 1992, the following amounts, or so much thereof as is necessary, for disbursement under section 93.11 to the following agencies for the purposes designated:

- 1. To the department of natural resources for the following purposes:
 - a. For the energy-related elements of the state groundwater protection program from the Stripper well fund:
 - \$ 2,360,000
 - b. For the state energy conservation program and for the energy extension service program, from the Exxon fund:
 - \$ 238,200
- 2. To the department of agriculture and land stewardship for the continuation of not less than 5 model farm demonstration project areas, in geographically distinct portions of the state. The projects shall be located in southeast, south-central, southwest, northwest, and north-central portions of the state. The projects shall be designed to enhance the profitability and decrease the environmental

impacts of row crop production, and to develop on-farm demonstration and education programs involving farms concentrated in a project area, such as the Big Spring demonstration project does in northeast Iowa. An advisory group shall assist the soil conservation division of the department of agriculture and land stewardship in the project design and implementation, with representation consisting of the energy and geological resources division of the department of natural resources and the cooperative extension service.

From the Exxon fund:
..... \$ 600,000

3. 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 balance of the Warner/Imperial fund, and the office of hearings and appeals second-stage settlement fund, with the balance from the Exxon fund for a total appropriation not to exceed:

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

Sec. 2. There is appropriated an amount up to 5 percent, but not to exceed \$300,000, of the allowable petroleum overcharge money appropriated in this Act for the fiscal year beginning July 1, 1991, and ending June 30, 1992, to be used for administration of the petroleum overcharge programs.

Sec. 3. 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; and 1990 Iowa Acts, chapter 1265, 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, 1991 1992, 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. 4. CONDITIONAL APPROPRIATION. If Senate File 508 is enacted by the Seventy-fourth General Assembly, 1991 Session, and following the initial appropriation of \$150,000 to the department of natural resources from the energy research and development fund, the remaining moneys shall be used and are appropriated for the purposes designated pursuant to section 601K.102.

Sec. 5. Section 403A.11, Code 1991, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH. All dwellings which are part of housing projects and which are proposed to be rented to low-income families or the elderly through the programs of the United States department of housing and urban development shall have ceiling insulation having an R value of 38 in the attic, floor insulation having an R value of 20, or perimeter wall insulation having an R value of 10 beneath all habitable heated areas or over unheated spaces. In addition, basement walls shall have insulation with an R value of 6 to their full height, with insulation in the box sill having an R value of 20. As used in this section, "R value" means resistance to heat flow.

NEW UNNUMBERED PARAGRAPH. The insulation requirements of this section are effective for all dwellings, the construction of which begins on or after July 1, 1991. For dwellings existing or under construction prior to July 1, 1991, the dwelling must comply with the insulation requirements of this section by June 30, 1996.

Sec. 6. Section 601K.102, subsection 2, paragraph b, Code 1991, is amended to read as follows:

b. Moneys credited to the fund under section 556:10 93.11.

Sec. 7. CONDITIONAL EFFECTIVE DATE. Sections 4 and 6 of this Act are effective only if Senate File 508 is enacted by the Seventy-fourth General Assembly, 1991 Session.

JOE C. WELSH
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 542, Seventy-fourth General Assembly.

Approved _____, 1991

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor