

3/4/97 Approved

FILED MAR 4 1997

REPRINTED

SENATE FILE 285
BY COMMITTEE ON NATURAL
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 98)

Passed Senate, Date 3/24/97 (p. 750) Passed House, ^(p. 155A) Date 4/24/97
Vote: Ayes 49 Nays 0 Vote: Ayes 95 Nays 2
Approved May 26, 1997

A BILL FOR

1 An Act relating to household hazardous materials and retail
2 labeling requirements.

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

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S.F. 285

DELETED

1 Section 1. Section 455F.1, subsection 1, Code 1997, is
2 amended to read as follows:

3 4. "Household hazardous material" means a product used for
4 residential purposes and designated by rule of the department
5 of natural resources and may include any hazardous substance
6 as defined in section 455B.411, subsection 2; and any
7 hazardous waste as defined in section 455B.411, subsection 3;
8 and shall include but is not limited to the following
9 materials: motor oils, motor oil filters, gasoline and diesel
10 additives, degreasers, waxes, polishes, pure solvents, paints,
11 with the exception of latex-based paints, lacquers, thinners,
12 caustic household cleaners, spot and stain remover with
13 petroleum base, and petroleum-based fertilizers. However,
14 "household hazardous material" does not include noncaustic
15 household cleaners, laundry detergents or soaps, dishwashing
16 compounds, chlorine bleach, personal care products, personal
17 care soaps, cosmetics, and medications.

18 Sec. 2. Section 455F.3, Code 1997, is repealed.

19 EXPLANATION

20 This bill amends Code section 455F.1 by changing solvents
21 to pure solvents in the definition of household hazardous
22 materials. The bill amends Code section 455F.1 by adding
23 noncaustic household cleaners to the list of materials which
24 are not considered household hazardous materials.

25 The bill also repeals Code section 455F.3 relating to a
26 labeling requirement for household hazardous materials.

27 Currently, that Code section requires the following:

28 1. A retailer is required to affix a label near a display
29 area of a household hazardous material, in most cases adjacent
30 to price information for the material.

31 2. The department of natural resources shall develop and
32 distribute a list of household hazardous products to be
33 utilized in the labeling of display areas.

34 3. A person found in violation of the section is guilty of
35 a simple misdemeanor.

S-3183

1 Amend Senate File 285 as follows:

2 1. Page 1, by striking lines 10 through 11 and
3 inserting the following: "additives, degreasers,
4 waxes, polishes, pure solvents, paints, with the
5 exception of latex-based paints, lacquers, thinners,".

6 2. Page 1, by striking line 13 and inserting the
7 following: "petroleum base, and petroleum-based
8 fertilizers, and paints with the exception of latex-
9 based paints. However,".

10 3. Page 1, by inserting after line 17 the
11 following:

12 "Sec. ____ . Section 455F.8B, subsection 2, Code
13 1997, is amended by striking the subsection.

14 Sec. ____ . Section 455F.9, Code 1997, is amended to
15 read as follows:

16 455F.9 EDUCATION PROGRAM.

17 In addition to the "Toxic Cleanup Days" program the
18 department shall implement a public information and
19 education program regarding the use and disposal of
20 household hazardous materials. The program shall
21 provide appropriate information concerning the
22 reduction in use of the materials, including the
23 purchase of smaller quantities, and selection of
24 alternative products, and hazards associated with the
25 use of unregistered and unregulated alternative
26 products. The department shall cooperate with
27 existing educational institutions, the household
28 product industry, distributors, wholesalers, and
29 retailers, and other agencies of government and shall
30 enlist the support of service organizations, whenever
31 possible, in promoting and conducting the programs in
32 order to effectuate the household hazardous materials
33 policy of the state."

34 4. Page 1, line 18, by inserting after the word
35 "repealed" the following: "on January 1, 1998".

36 5. By renumbering as necessary.

By ROBERT DVORSKY

S-3183 FILED MARCH 19, 1997

Adapted 3/24/97 (p. 750)

*Substituted for
HF 695 4-24-97
(P. 1538)*

SENATE FILE 285
BY COMMITTEE ON NATURAL
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 98)

(AS AMENDED AND PASSED BY THE SENATE MARCH 24, 1997)

~~_____~~ - New Language by the Senate

Passed Senate, Date ^(P. 750) 3/24/97 Passed House, Date 4-24-97 ^(P. 1539)
Vote: Ayes 49 Nays 0 Vote: Ayes 95 Nays 2
Approved May 26, 1997

A BILL FOR

1 An Act relating to household hazardous materials and retail
2 labeling requirements.

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

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SF 285

1 Section 1. Section 455F.1, subsection 4, Code 1997, is
2 amended to read as follows:

3 4. "Household hazardous material" means a product used for
4 residential purposes and designated by rule of the department
5 of natural resources and may include any hazardous substance
6 as defined in section 455B.411, subsection 2; and any
7 hazardous waste as defined in section 455D.411, subsection 3;
8 and shall include but is not limited to the following
9 materials: motor oils, motor oil filters, gasoline and oil
10 additives, degreasers, waxes, polishes, paint solvents, paint
11 strippers, insecticides, herbicides, antifreeze, antifogging
12 cosmetic household cleaners, spot and stain removers, oil
13 petroleum base, and petroleum-based varnishes and finishes
14 with the exception of latex-based paints. However, "household
15 hazardous material" does not include paint, household
16 cleaners, laundry detergents or soaps, dishwashing compounds,
17 chlorine bleach, personal care products, personal care soaps,
18 cosmetics, and medications.

19 Sec. 2. Section 455F.8B, subsection 2, Code 1997, is
20 amended by striking the subsection.

21 Sec. 3. Section 455F.9, Code 1997, is amended to read as
22 follows:

23 455F.9 EDUCATION PROGRAM.

24 In addition to the "Toxic Cleanup Days" program the
25 department shall implement a public information and education
26 program regarding the use and disposal of household hazardous
27 materials. The program shall provide appropriate information
28 concerning the reduction in use of the materials, including
29 the purchase of smaller quantities, and selection of
30 alternative products, and hazards associated with the use of
31 unregistered and unregulated alternative products. The
32 department shall cooperate with existing educational
33 institutions, the household product industry, distributors,
34 wholesalers, and retailers, and other agencies of government
35 and shall enlist the support of service organizations,

1 whenever possible, in promoting and conducting the programs in
2 order to effectuate the household hazardous materials policy
3 of the state.

4 Sec. 4. Section 455F.3, Code 1997, is repealed on January
5 1, 1998.

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Rehberg, Chair
DeLukey
Angelo

Sponsored By
(SF) 285

SSB 98
Natural Resources
& Environment

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
NATURAL RESOURCES AND
ENVIRONMENT BILL BY
CHAIRPERSON BARTZ)

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

A BILL FOR

1 An Act relating to household hazardous materials and retail
2 labeling requirements.

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

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1 Section 1. Section 455F.1, subsection 4, Code 1997, is
2 amended to read as follows:

3 4. "Household hazardous material" means a product used for
4 residential purposes and designated by rule of the department
5 of natural resources and may include any hazardous substance
6 as defined in section 455B.411, subsection 2; and any
7 hazardous waste as defined in section 455B.411, subsection 3;
8 and shall include but is not limited to the following
9 materials: motor oils, motor oil filters, gasoline and diesel
10 additives, degreasers, ~~waxes, polishes,~~ pure solvents, paints,
11 with the exception of latex-based paints, lacquers, thinners,
12 ~~caustic-household-cleaners, spot-and-stain-remover-with~~
13 ~~petroleum-base,~~ and petroleum-based fertilizers. However,
14 "household hazardous material" does not include laundry
15 detergents or soaps, dishwashing compounds, chlorine bleach,
16 personal care products, personal care soaps, cosmetics, and
17 medications.

18 Sec. 2. Section 455F.3, Code 1997, is repealed.

19 EXPLANATION

20 This bill amends Code section 455F.1 by removing waxes,
21 polishes, caustic household cleaners, and spot and stain
22 removers with a petroleum base from the definition of
23 household hazardous materials. As a result, these materials
24 are not included under the various labeling, permitting,
25 collection, and education provisions of Code chapter 455F.
26 The bill also changes solvents to pure solvents in the
27 definition.

28 The bill also repeals Code section 455F.3 relating to a
29 labeling requirement for household hazardous materials.

30 Currently, that Code section requires the following:

31 1. A retailer is required to affix a label near a display
32 area of a household hazardous material, in most cases adjacent
33 to price information for the material.

34 2. The department of natural resources shall develop and
35 distribute a list of household hazardous products to be

SSB 98

S.F. _____ H.F. _____

1 utilized in the labeling of display areas.

2 3. A person found in violation of the section is guilty of
3 a simple misdemeanor.

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SENATE FILE 285

AN ACT

RELATING TO HOUSEHOLD HAZARDOUS MATERIALS AND RETAIL LABELING REQUIREMENTS.

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

Section 1. Section 455F.1, subsection 4, Code 1997, is amended to read as follows:

4. "Household hazardous material" means a product used for residential purposes and designated by rule of the department of natural resources and may include any hazardous substance as defined in section 455B.411, subsection 2; and any hazardous waste as defined in section 455B.411, subsection 3; and shall include but is not limited to the following materials: motor oils, motor oil filters, gasoline and diesel additives, degreasers, waxes, polishes, pure solvents, paints, with the exception of latex-based paints, lacquers, thinners, caustic household cleaners, spot and stain remover with petroleum base, and petroleum-based fertilizers, and paints with the exception of latex-based paints. However, "household hazardous material" does not include noncaustic household cleaners, laundry detergents or soaps, dishwashing compounds, chlorine bleach, personal care products, personal care soaps, cosmetics, and medications.

Sec. 2. Section 455F.8B, subsection 2, Code 1997, is amended by striking the subsection.

Sec. 3. Section 455F.9, Code 1997, is amended to read as follows:

455F.9 EDUCATION PROGRAM.

In addition to the "Toxic Cleanup Days" program the department shall implement a public information and education program regarding the use and disposal of household hazardous materials. The program shall provide appropriate information concerning the reduction in use of the materials, including the purchase of smaller quantities, and selection of

alternative products, and hazards associated with the use of unregistered and unregulated alternative products. The department shall cooperate with existing educational institutions, the household product industry, distributors, wholesalers, and retailers, and other agencies of government and shall enlist the support of service organizations, whenever possible, in promoting and conducting the programs in order to effectuate the household hazardous materials policy of the state.

Sec. 4. Section 455F.3, Code 1997, is repealed on January 1, 1998.

MARY E. KRAMER
President of the Senate

RON J. CORRETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 285, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Approved May 26, 1997

SF 285

TERRY E. BRANSTAD
Governor