

Rep. Gipp, chrm.  
Klerame  
Shoatz

HSB 671  
ENVIRONMENTAL PROTECTION

SENATE/HOUSE FILE SF/HF  
BY (PROPOSED DEPARTMENT OF  
NATURAL RESOURCES BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to funding for purposes of waste tire management  
2 and collection of other hazardous materials.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 321.52A, subsection 2, Code 1999, is  
2 amended to read as follows:

3 2. ~~For the fiscal year beginning July 1, 1996, the~~  
4 ~~treasurer of state shall deposit one million five hundred~~  
5 ~~thousand dollars of moneys received under subsection 1 in the~~  
6 ~~waste tire management fund created in section 455D.11C, and~~  
7 ~~deposit the remainder in the general fund of the state. For~~  
8 ~~the fiscal year beginning July 1, 1997, the treasurer of state~~  
9 ~~shall deposit two million five hundred thousand dollars of~~  
10 ~~moneys received under subsection 1 in the waste tire~~  
11 ~~management fund, and deposit the remainder in the general fund~~  
12 ~~of the state. For the fiscal year beginning July 1, 1998, and~~  
13 ~~the fiscal year beginning July 1, 1999, the treasurer of state~~  
14 ~~shall deposit three million five hundred thousand dollars of~~  
15 ~~moneys received under subsection 1 in the waste tire~~  
16 ~~management fund, and deposit the remainder in the general fund~~  
17 ~~of the state. For the fiscal year beginning July 1, 2000, the~~  
18 ~~treasurer of state shall deposit two three million five~~  
19 ~~hundred thousand dollars of the moneys received under~~  
20 ~~subsection 1 in the waste tire management fund, and one~~  
21 ~~million dollars in the road-use-tax-fund general fund of the~~  
22 ~~state, with the remainder deposited in the general fund of the~~  
23 ~~state road use tax fund. For the fiscal year beginning July~~  
24 ~~1, 2001, the treasurer of state shall deposit one two million~~  
25 ~~five hundred thousand dollars of moneys received under~~  
26 ~~subsection 1 in the waste tire management fund, and three two~~  
27 ~~million dollars in the road-use-tax-fund general fund of the~~  
28 ~~state, with the remainder deposited in the general fund of the~~  
29 ~~state road use tax fund. For the fiscal year beginning July~~  
30 ~~1, 2002, and each subsequent fiscal year, the treasurer of~~  
31 ~~state shall deposit the entire amount of moneys received under~~  
32 ~~subsection 1 in the road use tax fund.~~

33 Sec. 2. Section 455D.11C, subsection 2, paragraph a, Code  
34 1999, is amended to read as follows:

35 a. Fifty One hundred seventy-five thousand dollars shall

1 be allocated each fiscal year to the department to administer  
2 the waste tire management fund by providing monitoring of  
3 waste tire storage and processing sites. This amount shall be  
4 allocated to the department each fiscal year before other  
5 moneys from the waste tire management fund are awarded  
6 pursuant to this subsection.

7 Sec. 3. Section 455E.11, subsection 2, paragraph a,  
8 subparagraph (2), subparagraph subdivision (f), Code 1999, is  
9 amended to read as follows:

10 (f) Eight and one-half percent to the department to  
11 provide additional toxic cleanup days or other efforts of the  
12 department to support permanent household hazardous material  
13 collection systems and special events for household hazardous  
14 material collection, and for the natural resource geographic  
15 information system required under section 455E.8, subsection  
16 6. Departmental rules adopted for implementation of toxic  
17 cleanup days shall provide sufficient flexibility to respond  
18 to the household hazardous material collection needs of both  
19 small and large communities.

20 EXPLANATION

21 This bill amends Code section 321.52A to increase, by \$1  
22 million for the fiscal years beginning July 1, 2000, and July  
23 1, 2001, the amount of moneys deposited in the waste tire  
24 management fund. The bill amends Code section 321.52A to  
25 reverse the order of deposits into the road use tax fund and  
26 the general fund of the state, respectively, for the fiscal  
27 years beginning July 1, 2000, and July 1, 2001, and, for the  
28 fiscal year beginning July 1, 2001, sets the amount deposited  
29 in the general fund of the state at \$2 million.

30 The bill amends Code section 455D.11C to increase the  
31 allocation in the waste tire management fund from \$50,000 to  
32 \$175,000 for purposes of administering the waste tire  
33 management fund.

34 The bill amends Code section 455E.11 to allow for funding  
35 of efforts to support permanent household hazardous material

1 collection systems.

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THOMAS J. VILSACK, GOVERNOR  
SALLY J. PEDERSON, LT. GOVERNOR

PAUL W. JOHNSON, DIRECTOR

Memorandum

To: General Assembly

From: Paul W. Johnson, Director *Paul W. Johnson*  
Iowa Department of Natural Resources

Date: January 28, 2000

Re: Waste Tire and Household Hazardous Material Management

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The attached bill includes two requests. The first is to amend 321.52A by increasing the allocation for the waste tire management fund by \$1 million annually for the funds' last two fiscal years of 2001 and 2002, and Amend 455D.11C(2)a by increasing the administrative allocation to the DNR from \$50,000 to \$175,000. The one million increase to the waste tire management fund would provide adequate funding to address cleanup of a large nuisance tire stockpile in Ft. Dodge, which was not a compliance issue at the time that initial funding allocations were made for the tire fund. This change would not require a new funding source, but rather, would reallocate a portion of moneys currently collected from vehicle license fees that would be directed to the road use tax fund. This reallocation of funds would allow the department to clean up all known waste tire stockpiles by 2002. The increase of \$125,000 for the administration of the fund would allow for adequate administrative overview of the fund and allow for proper field inspections by field office staff.

The second part of the bill amends 455E.11 by allowing the department to expand the allowable uses of funding for Toxic Cleanup Days and the Geographic Information System, to include efforts to support permanent collection centers and other collection activities. Allowing the expansion of the use of these funds for Regional Collection Centers (RCC) and other hazardous material collection activities will allow the department to properly address the state's concerns regarding hazardous wastes generated by households and conditionally exempt small quantity businesses. RCC's are permanent hazardous material collection facilities, which provide households and conditionally exempt small quantity generator businesses with a method to properly and safely dispose of the most hazardous materials found in our homes and businesses.

RCC's are more cost effective than the one day Toxic Cleanup Day collection events periodically hosted by county applicants, provide greater accessibility for safely managing hazardous materials on a permanent ongoing basis, and serve the business community as well as urban and rural households. Toxic Cleanup Days are limited to households only. It is a goal for RCC services to be available across Iowa. The proposed change is a recommendation of the Household Hazardous Materials Advisory Committee. This committee consists of agencies, associations and retailers impacted by household hazardous materials sales, collection for proper disposal and public education.

Substituted for By SF 2326  
3/28/00

FEB 25 2000

P. 1022

Place On Calendar

HOUSE FILE **2457**

BY COMMITTEE ON ENVIRONMENTAL PROTECTION

(SUCCESSOR TO HSB 671)

**WITHDRAWN**

3-28-00 (P. 1022)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to funding of certain household hazardous  
2 material collection efforts and events.

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

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*HF 2457*

1 Section 1. Section 455E.11, subsection 2, paragraph a,  
2 subparagraph (2), subparagraph subdivision (f), Code 1999, is  
3 amended to read as follows:

4 (f) Eight and one-half percent to the department to  
5 provide additional toxic cleanup days or other efforts of the  
6 department to support permanent household hazardous material  
7 collection systems and special events for household hazardous  
8 material collection, and for the natural resource geographic  
9 information system required under section 455E.8, subsection  
10 6. Departmental rules adopted for implementation of toxic  
11 cleanup days shall provide sufficient flexibility to respond  
12 to the household hazardous material collection needs of both  
13 small and large communities. Repayments of moneys from the  
14 Iowa business loan program for waste reduction and recycling  
15 pursuant to section 455B.310, subsection 2, paragraph "b",  
16 Code 1993, and discontinued pursuant to 1993 Iowa Acts,  
17 chapter 176, section 45, shall be placed into this account to  
18 support household hazardous materials programs of the  
19 department.

20 EXPLANATION

21 This bill amends Code section 455E.11 to allow for funding  
22 of efforts to support permanent household hazardous material  
23 collection systems and special events for household hazardous  
24 material collection.

25 The bill provides that repayments of moneys from the Iowa  
26 business loan program for waste reduction and recycling shall  
27 be placed into the solid waste account of the groundwater  
28 protection fund to support household hazardous materials  
29 programs of the department.

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## HOUSE FILE 2457

H-8174

1 Amend House File 2457 as follows:

2 1. Page 1, by inserting before line 1 the  
3 following:

4 "Section 1. Section 455B.482, Code 1999, is  
5 amended by adding the following new subsection:  
6 NEW SUBSECTION. 16. "White goods" means a major  
7 household appliance including a refrigerator, stove,  
8 oven, deep freeze freezer, dishwasher, clothes washer,  
9 clothes dryer, and microwave oven.

10 Sec. \_\_\_\_\_. Section 455B.484, Code 1999, is amended  
11 by adding the following new subsection:

12 NEW SUBSECTION. 15. Develop and administer the  
13 white goods cleanup day program established in section  
14 455B.489.

15 Sec. \_\_\_\_\_. NEW SECTION. 455B.489 WHITE GOODS  
16 CLEANUP PROGRAM.

17 The waste management assistance division shall  
18 conduct programs to collect and dispose of white  
19 goods. The program shall be known as "white goods  
20 cleanup days". The waste management assistance  
21 division shall promote and conduct the program and  
22 shall, by contracting with an approved unit of local  
23 government, private organization or business, or  
24 person, collect and properly dispose of white goods.  
25 A unit of local government, private organization or  
26 business, or person desiring to contract with the  
27 waste management assistance division to collect and  
28 dispose of white goods shall apply to the division for  
29 approval. In order to be approved, the applicant must  
30 be in compliance with all applicable state and federal  
31 laws and administrative rules. The waste management  
32 assistance division shall establish maximum amounts of  
33 white goods which may be accepted from a person during  
34 the white goods cleanup days program. Amounts  
35 accepted from a person above the maximum shall be  
36 limited by the waste management assistance division  
37 and may be subject to a fee set by the division, but  
38 the division shall not assess a fee for amounts  
39 accepted below the maximum amount. The waste  
40 management assistance division shall designate the  
41 times and dates for the collection of white goods. In  
42 order to achieve the maximum benefit from the program,  
43 the waste management assistance division shall offer  
44 white goods cleanup days on a statewide basis and  
45 provide at least one white goods cleanup day in each  
46 departmental region. White goods cleanup days shall  
47 be offered in both rural and urban areas to provide a  
48 comparison of response levels and to test the  
49 viability of multicounty white goods cleanup days.  
50 The waste management assistance division shall prepare

H-8174

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Page 2

1 an annual report citing the results and costs of the  
2 program for submittal to the general assembly."

3 2. Page 1, by inserting after line 19 the  
4 following:

5 "Sec. \_\_\_\_ . Section 455E.11, subsection 2,  
6 paragraph c, unnumbered paragraph 1, Code 1999, is  
7 amended to read as follows:

8 A household hazardous waste account. The moneys  
9 collected pursuant to section 455F.7 and moneys  
10 collected pursuant to section 29C.8A which are  
11 designated for deposit, shall be deposited in the  
12 household hazardous waste account. Two thousand  
13 dollars is appropriated annually to the Iowa  
14 department of public health to carry out departmental  
15 duties under section 135.11, subsections 20 and 21,  
16 and section 139.35. The remainder of the account  
17 shall be used to fund toxic cleanup days, white goods  
18 cleanup days, and the efforts of the department to  
19 support a collection system for household hazardous  
20 materials and white goods, including public education  
21 pograms, training, and consultation of local  
22 governments in the establishment and operation of  
23 permanent collection systems, and the management of  
24 collection sites, education programs, and other  
25 activities pursuant to chapter 455F, including the  
26 administration of the household hazardous materials  
27 permit program by the department of revenue and  
28 finance."

29 3. Title page, line 1, by inserting after the  
30 words "An Act" the following: "establishing and  
31 funding a white goods cleanup program and".

32 4. By renumbering as necessary.

By THOMAS of Clayton

H-8174 FILED MARCH 6, 2000

*W/d*  
*3/28/00*  
*(P. 1022)*