

S. 3/20/01 Small Business
S. 4/13/01 Do Pass

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Place On Calendar

HOUSE FILE 612
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HF 414)

Passed House, Date ^(p.783) 3/20/01 Passed Senate, Date _____
Vote: Ayes 80 Nays 18 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to highway improvement assistance from the
2 revitalize Iowa's sound economy fund for brownfield sites.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 012

1 Section 1. NEW SECTION. 15.296 BROWNFIELD SITE
2 DETERMINATION -- RISE FUNDS ELIGIBILITY.

3 The department, in consultation with the brownfield
4 redevelopment advisory council, at the request of an applicant
5 for revitalize Iowa's sound economy fund financing, shall
6 determine whether the site for which the applicant has applied
7 for revitalize Iowa's sound economy fund financing under
8 chapter 315 meets the definition of a brownfield site in
9 section 15.291. The department shall notify the state
10 transportation commission of its determination under this
11 section. The department, in consultation with the state
12 department of transportation, shall adopt rules for the
13 administration of this section.

14 Sec. 2. Section 315.1, Code 2001, is amended by adding the
15 following new subsections:

16 NEW SUBSECTION. 0A. "Brownfield site" means a site for
17 which brownfield redevelopment program assistance has been
18 awarded under section 15.292 or that meets the definition of a
19 brownfield site in section 15.291, as determined by the
20 department of economic development under section 15.296.

21 NEW SUBSECTION. 3. "Improving or maintaining highway
22 access" includes new highway construction as well as the
23 paving, resurfacing, or reconstruction of an existing highway
24 when the project being developed is a brownfield site.

25 Sec. 3. Section 315.11, subsection 2, Code 2001, is
26 amended by adding the following new paragraph:

27 NEW PARAGRAPH. h. A project that would result in the
28 development and use of a parcel of land that is a brownfield
29 site.

30 Sec. 4. Section 315.11, Code 2001, is amended by adding
31 the following new subsection:

32 NEW SUBSECTION. 8. In assessing applications for local
33 development projects, the department shall do all of the
34 following:

35 a. Evaluate the development potential of a proposed

1 project involving a parcel of land that is a brownfield site
2 in such a manner that considers the long-range potential for
3 future job growth.

4 b. Establish an additional rating factor for proposed
5 projects that involve the development of parcels of land that
6 are brownfield sites.

7 EXPLANATION

8 This bill amends several provisions in Code chapter 315
9 relating to the revitalize Iowa's sound economy (RISE) fund.
10 The bill defines "improving or maintaining highway access", as
11 used in the Code chapter for purposes of determining
12 appropriate uses of the fund, as including new highway
13 construction as well as the paving, resurfacing, or
14 reconstruction of an existing highway when the project being
15 developed is a brownfield site.

16 The bill adds a factor to the list of factors to be given
17 special consideration by the state department of
18 transportation in ranking applications for RISE funds. The
19 factor added by the bill is a project's proposed development
20 and use of a parcel of land that is a brownfield site. The
21 bill also provides that, in the consideration of applications
22 for local development project RISE funds, applications for
23 projects involving the development of parcels of land that
24 meet the definition of a brownfield site under Code section
25 15.291 shall have the development potential of the project
26 evaluated in such a manner that considers the long-range
27 potential for future job growth and shall be awarded points
28 for an additional rating factor.

29 The bill also creates new Code section 15.296 directing the
30 department of economic development, in consultation with the
31 brownfield redevelopment advisory council, to determine
32 whether the site for which an applicant has applied for RISE
33 financing meets the definition of a brownfield site in Code
34 section 15.291. The department of economic development is to
35 make the determination at the request of the applicant for

1 RISE financing and is to notify the state transportation
2 commission of its determination.

3 Code section 15.291 currently defines a "brownfield site"
4 as an abandoned, idled, or underutilized industrial or
5 commercial facility where expansion or redevelopment is
6 complicated by real or perceived environmental contamination.
7 A brownfield site includes property contiguous with the
8 property on which the individual or commercial facility is
9 located. A brownfield site does not include property which
10 has been placed or is proposed to be included on the national
11 priorities list established pursuant to the federal
12 Comprehensive Environmental Response, Compensation, and
13 Liability Act.

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