

JAN 15 2003

HOUSE FILE 27
BY J.K. VAN FOSSEN

ENVIRONMENTAL PROTECTION

(COMPANION TO LSB 1540SS
BY SIEVERS)

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

A BILL FOR

1 An Act relating to the installation of certain aboveground
2 petroleum storage tanks.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22

HF 27

1 Section 1. Section 101.12, Code 2003, is amended to read
2 as follows:

3 101.12 ABOVEGROUND PETROLEUM TANKS AUTHORIZED.

4 Rules of the state fire marshal permitting installation of
5 aboveground petroleum storage tanks for retail motor vehicle
6 fuel outlets shall be in substantial compliance with the
7 applicable standards of the national fire protection
8 association, and shall be subject to the approval of the
9 governing body of the local governmental subdivision with
10 jurisdiction over the site of the outlet. The state fire
11 marshal shall deem installation of an aboveground petroleum
12 storage tank with a capacity greater than or a storage use
13 other than that given in the applicable standards of the
14 national fire protection association to be in substantial
15 compliance if a professional engineer licensed in the state
16 provides written certification that the standards of the
17 national fire protection association other than tank capacity
18 or storage use have been substantially met. The installation
19 shall be subject to the approval of the governing body of the
20 local governmental subdivision with jurisdiction over the
21 site.

22 EXPLANATION

23 This bill relates to the installation of certain
24 aboveground petroleum storage tanks.

25 The bill provides that the state fire marshal shall deem
26 installation of an aboveground petroleum storage tank with a
27 capacity greater than or a storage use other than that given
28 in the applicable standards of the national fire protection
29 association to be in substantial compliance if a professional
30 engineer licensed in the state provides written certification
31 that the standards of the national fire protection association
32 other than tank capacity or storage use have been
33 substantially met. The installation shall be subject to the
34 approval of the governing body of the local governmental
35 subdivision with jurisdiction over the site.