

MAR 14 2003
ENVIRONMENTAL PROTECTION

HOUSE FILE 559
BY HOGG

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

A BILL FOR

1 An Act relating to the tonnage fees for construction and
2 demolition waste, creating a dilapidated building trust fund,
3 and making appropriations.

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

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HF 559

1 Section 1. Section 455B.310, subsection 5, Code 2003, is
2 amended to read as follows:

3 5. Solid waste disposal facilities with special provisions
4 which limit the site to disposal of ~~construction-and~~
5 ~~demolition-waste~~, landscape waste, coal combustion waste,
6 cement kiln dust, foundry sand, and solid waste materials
7 approved by the department for lining or capping, or for
8 construction berms, dikes, or roads in a sanitary disposal
9 project or sanitary landfill are exempt from the tonnage fees
10 imposed under this section. However, solid waste disposal
11 facilities under this subsection are subject to the fees
12 imposed pursuant to section 455B.105, subsection 11, paragraph
13 "a". Notwithstanding the provisions of section 455B.105,
14 subsection 11, paragraph "b", the fees collected pursuant to
15 this subsection shall be deposited in the solid waste account
16 as established in section 455E.11, subsection 2, paragraph
17 "a", to be used by the department for the regulation of these
18 solid waste disposal facilities.

19 Sec. 2. NEW SECTION. 455D.22 DILAPIDATED BUILDING TRUST
20 FUND.

21 1. A dilapidated building trust fund is created in the
22 state treasury under the control of the department of natural
23 resources. Moneys in the fund shall consist of moneys
24 received by the department pursuant to section 455E.11,
25 subsection 2, paragraph "a", subparagraph (1), subparagraph
26 subdivision (bb), and any moneys appropriated by the general
27 assembly and any other moneys available to and obtained or
28 accepted by the department for placement in the fund. Moneys
29 in the fund are not subject to section 8.33. Notwithstanding
30 section 12C.7, interest or earnings on moneys in the fund
31 shall be credited to the fund.

32 2. Moneys in the fund are appropriated to the department
33 for purposes of providing financial assistance in the form of
34 grants, loans, forgivable loans, and other forms of assistance
35 to persons for purposes of projects related to renovation of

1 dilapidated buildings or the demolition and materials recovery
2 of dilapidated buildings.

3 Sec. 3. Section 455E.11, subsection 2, paragraph a,
4 subparagraph (1), Code 2003, is amended by adding the
5 following new subparagraph subdivision after subparagraph
6 subdivision (b):

7 NEW SUBPARAGRAPH SUBDIVISION. (bb) Five hundred thousand
8 dollars to the department to be deposited in the dilapidated
9 building trust fund established in section 455D.22.

10 Sec. 4. PILOT PROJECT. The department of natural
11 resources shall establish a mobile demolition debris
12 processing system pilot project to demonstrate viability of
13 materials recovery from demolition waste associated with the
14 demolition of dilapidated buildings.

15 EXPLANATION

16 This bill relates to the tonnage fees for construction and
17 demolition waste and creates a dilapidated building trust
18 fund.

19 Currently, solid waste disposal facilities with special
20 provisions which limit the site to disposal of construction
21 and demolition waste, landscape waste, coal combustion waste,
22 cement kiln dust, foundry sand, and solid waste materials
23 approved by the department for lining or capping, or for
24 construction berms, dikes, or roads in a sanitary disposal
25 project or sanitary landfill are exempt from the tonnage fees.
26 The bill removes the disposal of construction and demolition
27 waste from this exemption.

28 The bill creates a dilapidated building trust fund under
29 the control of the department of natural resources. The bill
30 provides that \$500,000 of collected tonnage fees each year
31 shall be deposited in the trust fund. The bill provides that
32 moneys in the fund are appropriated to the department for
33 purposes of providing financial assistance in the form of
34 grants, loans, forgivable loans, and other forms of assistance
35 to persons for purposes of projects related to renovation of

1 dilapidated buildings or the demolition and materials recovery
2 of dilapidated buildings.

3 The bill requires the department of natural resources to
4 establish a mobile demolition debris processing system pilot
5 project to demonstrate viability of materials recovery from
6 demolition waste associated with the demolition of dilapidated
7 buildings.

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