

FEB 22 2006  
COMMERCE, REGULATION & LABOR

HOUSE FILE 2486  
BY FALLON

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act providing for the establishment of a lead abatement  
2 program administered by the Iowa department of public health,  
3 and making an appropriation.

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

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HF 2486

1 Section 1. Section 135.105, Code 2005, is amended by  
2 adding the following new subsection:

3 NEW SUBSECTION. 3. Administer the lead abatement program  
4 pursuant to section 135.105D.

5 Sec. 2. NEW SECTION. 135.105D LEAD ABATEMENT PROGRAM --  
6 FUND ESTABLISHED -- APPROPRIATION.

7 1. The department shall establish and administer a lead  
8 abatement program. The purpose of the program shall be to  
9 provide funding for lead abatement projects and efforts which  
10 involve the direct removal of lead-based paint from  
11 residential dwellings. Funds appropriated pursuant to  
12 subsection 2 shall be allocated by the department on a fifty  
13 percent urban, fifty percent rural geographic basis, with  
14 funds targeted toward areas determined by the department to  
15 represent the highest density of residential lead paint  
16 concentration within urban and rural areas across the state.  
17 The department shall by rule establish selection criteria for  
18 the awarding of funds, standards regarding evaluation of  
19 potential recipients of lead abatement funding and relative  
20 density of residential lead paint concentrations, and  
21 procedures for coordination with certified lead inspectors and  
22 abaters regarding lead abatement efforts.

23 2. A lead abatement program fund is created in the state  
24 treasury under the control of the department. There is  
25 appropriated annually from the general fund of the state to  
26 the lead abatement program fund one million dollars, or so  
27 much thereof as is necessary, for administering the lead  
28 abatement program. Notwithstanding section 8.33, any balance  
29 in the fund on June 30 of each fiscal year shall not revert to  
30 the general fund of the state, but shall remain available in  
31 subsequent fiscal years. Notwithstanding section 12C.7,  
32 subsection 2, interest or earnings on moneys deposited in the  
33 fund shall be credited to the fund.

34 3. Funds appropriated pursuant to this section shall  
35 supplement, and not supplant, any other federal or state funds

1 received by the department for lead abatement efforts, and  
2 shall not be allocated by the department for lead poisoning  
3 education efforts or for the childhood lead poisoning  
4 prevention program established in section 135.103. The  
5 department shall submit a report to the general assembly by  
6 January 1 annually regarding utilization of the appropriated  
7 funds and the results of the program.

8 EXPLANATION

9 This bill establishes a lead abatement program to be  
10 administered by the Iowa department of public health. The  
11 objective of the program is to provide funding for the direct  
12 removal of lead-based paint from residential dwellings. The  
13 bill directs the department to allocate appropriated funds on  
14 a 50 percent urban, 50 percent rural basis, to areas  
15 determined by the department to represent the highest density  
16 of residential lead paint concentration. The bill provides  
17 that the department shall by rule establish selection criteria  
18 for the awarding of funds, standards for evaluation of  
19 potential recipients of lead abatement funding and density  
20 levels, and procedures for coordination with certified lead  
21 inspectors and abaters regarding lead abatement efforts.

22 The bill establishes a lead abatement program fund in the  
23 office of the treasurer of state, under the control of the  
24 department, and annually appropriates from the general fund of  
25 the state to the program \$1 million for the use of the  
26 department in administering the lead abatement program. The  
27 bill includes nonreversionary language and provides that  
28 interest or earnings on moneys deposited in the fund shall be  
29 credited to the fund. The bill states that the appropriated  
30 funds are intended to supplement, not supplant, any other  
31 federal or state funds received for lead abatement efforts,  
32 and that they shall not be allocated for lead poisoning  
33 education efforts or the childhood lead poisoning prevention  
34 program established in Code section 135.103. The department  
35 is required to submit an annual report by January 1 regarding

1 utilization of the appropriated funds and program results.

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