

# Senate File 485 - Introduced

SENATE FILE \_\_\_\_\_  
BY COMMITTEE ON NATURAL  
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SF 153)

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

## A BILL FOR

1 An Act requiring consideration of greenhouse gas emissions in  
2 issuing specified air quality permits.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2223SV 82  
5 rn/gg/14

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1 1 Section 1. Section 455B.131, Code 2007, is amended by  
1 2 adding the following new subsection:  
1 3 NEW SUBSECTION. 6A. "Greenhouse gas" means carbon  
1 4 dioxide, methane, nitrous oxide, hydrofluorocarbons,  
1 5 perfluorocarbons, and sulfur hexafluoride.  
1 6 Sec. 2. Section 455B.134, subsection 3, paragraph d, Code  
1 7 2007, is amended to read as follows:  
1 8 d. (1) All applications for conditional permits for  
1 9 electric power generating facilities shall be subject to such  
1 10 notice and opportunity for public participation as may be  
1 11 consistent with chapter 476A or any agreement pursuant thereto  
1 12 under chapter 28E. The applicant or intervenor may appeal to  
1 13 the commission from the denial of a conditional permit or any  
1 14 of its conditions. For the purposes of chapter 476A, the  
1 15 issuance or denial of a conditional permit by the director or  
1 16 by the commission upon appeal shall be a determination that  
1 17 the electric power generating facility does or does not meet  
1 18 the permit and licensing requirements of the commission. The  
1 19 issuance of a conditional permit shall not relieve the  
1 20 applicant of the responsibility to submit final and detailed  
1 21 construction plans and drawings and an application for a  
1 22 construction permit for control equipment that will meet the  
1 23 emission limitations established in the conditional permit.  
1 24 (2) In evaluating applications for conditional permits for  
1 25 electric power generating facilities the director or the  
1 26 commission shall, in addition to other applicable factors,  
1 27 quantify the potential to emit greenhouse gas emissions due to  
1 28 the proposed project.

1 29 Sec. 3. Section 455B.134, subsection 3, Code 2007, is  
1 30 amended by adding the following new paragraph:  
1 31 NEW PARAGRAPH. g. All applications for construction  
1 32 permits or prevention of significant deterioration permits  
1 33 shall quantify the potential to emit greenhouse gas emissions  
1 34 due to the proposed project.

### EXPLANATION

2 1 This bill requires the environmental protection commission  
2 2 and the director of the department of natural resources to  
2 3 quantify the potential for emission of greenhouse gases by  
2 4 applicants for conditional permits for electric power  
2 5 generating facilities, and for applications for construction  
2 6 permits or prevention of significant deterioration permits, in  
2 7 determining whether to grant such permits for a proposed  
2 8 project. The bill defines a "greenhouse gas" as carbon  
2 9 dioxide, methane, nitrous oxide, hydrofluorocarbons,  
2 10 perfluorocarbons, and sulfur hexafluoride.  
2 11 LSB 2223SV 82  
2 12 rn:nh/gg/14