

Senate File 135 - Introduced

SENATE FILE _____
BY BOLKCOM

(COMPANION TO LSB 2089HH
BY REICHERT)

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

A BILL FOR

1 An Act relating to the membership and administration of the Iowa
2 propane education and research council, increasing an
3 assessment, and providing an effective date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2089SS 83
6 rn/nh/5

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1 1 Section 1. Section 101C.2, subsection 8, Code 2009, is
1 2 amended by striking the subsection.
1 3 Sec. 2. Section 101C.3, subsections 1 and 4, Code 2009,
1 4 are amended to read as follows:
1 5 1. The Iowa propane education and research council is
1 6 established. ~~Members of the council shall be appointed by the~~
~~1 7 governor from a list of nominees submitted by qualified~~
~~1 8 propane industry organizations within thirty days after May~~
~~1 9 24, 2007, and by December 15 of each year thereafter.~~ The
1 10 council shall consist of ten voting members, nine of whom
1 11 represent retail propane marketers and one of whom shall be a
~~1 12 public member the administrator of the division of community~~
1 13 action agencies of the department of human rights. Members of
1 14 the council other than the administrator shall be appointed by
1 15 the fire marshal from a list of nominees submitted by
1 16 qualified propane industry organizations by December 15 of
1 17 each year. ~~Qualified propane industry organizations shall~~
~~1 18 together nominate all members of the council.~~ A vacancy in
1 19 the unfinished term of a council member shall be filled for
1 20 the remainder of the term in the same manner as the original
1 21 appointment was made. Other than the ~~public member~~
1 22 administrator, council members shall be full-time employees or
1 23 owners of a propane industry business or representatives of an
1 24 agricultural cooperative actively engaged in the propane
1 25 industry. An employee of a qualified propane industry
1 26 organization shall not serve as a member of the council. An
1 27 officer of the board of directors of a qualified propane
1 28 industry organization or propane industry trade association
1 29 shall not serve concurrently as a member of the council. The
1 30 fire marshal or a designee may serve as an ex officio,
1 31 nonvoting member of the council.
1 32 4. A council member, ~~other than the public member~~, shall
1 33 not receive compensation for the council member's service and
1 34 shall not be reimbursed for expenses relating to the council
1 35 member's service. ~~The public member shall receive a per diem~~
~~2 1 as specified in section 7E.6 and shall be reimbursed for~~
~~2 2 actual expenses incurred in performing official duties of the~~
~~2 3 council not to exceed forty days per year.~~ A member of the
2 4 council shall not be a salaried employee of the council or of
2 5 any organization or agency which receives funds from the
2 6 council.
2 7 Sec. 3. Section 101C.4, subsection 1, Code 2009, is
2 8 amended to read as follows:
2 9 1. The council and its activities shall be funded by an
2 10 annual assessment. Upon establishment of the council and each
2 11 year thereafter the annual assessment shall be made at a rate
2 12 of ~~one-tenth~~ two-tenths of one cent on each gallon of odorized
2 13 propane sold. One-half of the assessment shall be used for
2 14 energy efficiency programs dedicated to weatherization.

2 15 acquisition and installation of energy-efficient customer
2 16 appliances, and energy efficiency education.

2 17 Sec. 4. Section 101C.14, Code 2009, is repealed.

2 18 Sec. 5. EFFECTIVE DATE. The section of this Act amending
2 19 section 101C.4, subsection 1, takes effect January 1, 2010.

2 20 EXPLANATION

2 21 This bill modifies the membership of the Iowa propane
2 22 education and research council. Current law provides for nine
2 23 members of the council representing retail propane marketers,
2 24 and one "public member" of the council who represents a
2 25 significant user of propane, a public safety official, a state
2 26 regulatory official, or another group knowledgeable about
2 27 propane. The bill deletes references to a public member,
2 28 instead providing that the tenth member shall be the
2 29 administrator of the division of community action agencies of
2 30 the department of human rights. The bill makes conforming
2 31 changes elsewhere in Code chapter 101C.

2 32 The bill also provides for an increase in the annual
2 33 assessment imposed pursuant to Code section 101C.4 to fund the
2 34 expenses and activities of the council from the current rate
2 35 of one-tenth of 1 cent to two-tenths of 1 cent on each gallon
3 1 of odorized propane sold. The bill directs that one-half of
3 2 the assessment shall be used for energy efficiency programs
3 3 dedicated to weatherization, acquisition and installation of
3 4 energy-efficient customer appliances, and energy efficiency
3 5 education. The bill provides that the assessment increases
3 6 and the dedication of a portion of the assessments
3 7 specifically to energy efficiency programs take effect January
3 8 1, 2010.

3 9 The bill additionally repeals a future repeal date for the
3 10 Code chapter of December 31, 2014.

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