

Senate File 230 - Introduced

SENATE FILE _____
BY SEYMOUR

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

A BILL FOR

1 An Act relating to rules applicable to sanitary disposal
2 projects.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2056XS 83
5 tm/nh/8

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1 1 Section 1. Section 455B.304, subsection 8, Code 2009, is
1 2 amended to read as follows:
1 3 8. a. The commission shall adopt rules which establish
1 4 closure, postclosure, leachate control and treatment, and
1 5 financial assurance standards and requirements and which
1 6 establish minimum levels of financial responsibility for
1 7 sanitary disposal projects. The commission shall not adopt
1 8 rules pursuant to this subsection that are more restrictive
1 9 than corresponding federal regulations.

1 10 b. The commission shall adopt rules allowing a sanitary
1 11 disposal project that ceased receiving solid waste on or
1 12 before October 1, 2007, to remain closed and conduct
1 13 postclosure activities pursuant to rules adopted by the
1 14 commission and in effect and applicable at the time the
1 15 sanitary disposal project closed.

1 16 c. The commission shall adopt rules allowing a cell or
1 17 phase of a sanitary disposal project designed and permitted in
1 18 accordance with rules adopted by the commission and in effect
1 19 and applicable at the time of permitting to be exempt from any
1 20 redesign or reconstruction of such cell or phase which would
1 21 be required due to an amendment of the rules unless the
1 22 commission determines that the cell or phase of the sanitary
1 23 disposal project is causing confirmed and ongoing
1 24 contamination which exceeds a statewide standard for
1 25 groundwater as provided in 576 IAC 137.5.

1 26 EXPLANATION

1 27 This bill relates to rules applicable to sanitary disposal
1 28 projects.

1 29 The bill provides that the environmental protection
1 30 commission shall not adopt rules that are more restrictive
1 31 than corresponding federal regulations.

1 32 The bill provides that the commission shall adopt rules
1 33 allowing a sanitary disposal project that ceased receiving
1 34 solid waste on or before October 1, 2007, to remain closed and
1 35 conduct postclosure activities pursuant to rules adopted by
2 1 the commission and in effect and applicable at the time the
2 2 sanitary disposal project closed.

2 3 The bill provides that the commission shall adopt rules
2 4 allowing a cell or phase of a sanitary disposal project
2 5 designed and permitted in accordance with rules adopted by the
2 6 commission and in effect and applicable at the time of
2 7 permitting to be exempt from any redesign or reconstruction of
2 8 such cell or phase which would be required due to an amendment
2 9 of the rules unless the sanitary disposal project is causing
2 10 confirmed and ongoing contamination.

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2 12 tm/nh/8.1