

Senate Study Bill 3168 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED UNDERGROUND
STORAGE TANK FUND BOARD
BILL)

A BILL FOR

- 1 An Act relating to the Iowa comprehensive petroleum underground
- 2 storage tank fund.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 455G.9, subsection 7, Code 2009, is
2 amended to read as follows:

3 7. *Expenses of cleanup not required.* When an owner or
4 operator who is eligible for benefits under this chapter is
5 allowed by the department of natural resources to monitor in
6 place, the expenses incurred for cleanup beyond the level
7 required by the department of natural resources ~~are not~~ may
8 be covered under any of the accounts established under the fund
9 only if approved by the board as cost-effective relative to the
10 department accepted monitoring plan. ~~The~~ Any cleanup expenses
11 incurred for work completed beyond what is ~~required~~ approved
12 pursuant to this subsection is the responsibility of the person
13 contracting for the excess cleanup.

14 Sec. 2. REPEAL. 1989 Iowa Acts, chapter 131, section 63,
15 as amended by 2009 Iowa Acts, chapter 184, section 39, is
16 repealed.

17 EXPLANATION

18 This bill relates to the Iowa comprehensive petroleum
19 underground storage tank fund.

20 Currently, for eligible owners and operators of petroleum
21 underground storage tanks who are allowed to monitor in place,
22 expenses incurred for cleanup beyond the level required by
23 the department of natural resources are not covered under
24 any of the accounts established under the Iowa comprehensive
25 petroleum underground storage tank fund. The bill allows
26 such owners and operators to receive moneys from the accounts
27 if the Iowa comprehensive petroleum underground storage tank
28 fund board determines the expenses are cost-effective relative
29 to the monitoring plan accepted by the department of natural
30 resources.

31 Currently, Code sections 455G.6 and 455G.7, relating to
32 the powers and duties of the Iowa comprehensive petroleum
33 underground storage tank fund board and the establishment by
34 the Iowa finance authority of certain capital reserve funds to
35 secure bonds issued for the fund, are repealed with certain

S.F. _____ H.F. _____

1 exceptions, effective July 1, 2010. The bill eliminates the
2 future repeal.