

House File 123 - Introduced

HOUSE FILE 123

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PEARSON, GARRETT, THOMAS,
COWNIE, and BALTIMORE

A BILL FOR

1 An Act relating to certain fees associated with solid waste.

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

1 Section 1. Section 455B.105, subsection 11, Code 2011, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *d.* Any fee schedule adopted by the
4 commission regarding the regulation of division IV, part 1 of
5 this chapter shall not include fees that exceed the actual,
6 identifiable amount necessary for such regulatory activities.

7 Sec. 2. Section 455B.304, Code 2011, is amended by adding
8 the following new subsection:

9 NEW SUBSECTION. 20. The commission shall adopt rules
10 prohibiting a planning area from imposing a fee on the disposal
11 of solid waste, including construction and demolition waste, at
12 a sanitary landfill outside the planning area when the solid
13 waste is being hauled by the person who generated the solid
14 waste inside the planning area and the solid waste does not
15 exceed one ton at the time of disposal.

16 EXPLANATION

17 This bill relates to certain fees associated with solid
18 waste.

19 The bill prohibits the environmental protection commission,
20 when adopting a fee schedule regarding the regulation of
21 certain solid waste-related Code sections, from adopting fees
22 that exceed the actual identifiable amount necessary for such
23 regulatory activities.

24 The bill requires the environmental protection commission
25 to adopt rules prohibiting a planning area from imposing a fee
26 on the disposal of solid waste at a sanitary landfill outside
27 the planning area when the solid waste is being hauled by the
28 person who generated the solid waste inside the planning area
29 and the solid waste does not exceed one ton at the time of
30 disposal.