

Senate File 338 - Introduced

SENATE FILE 338
BY COMMITTEE ON NATURAL
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 1101)

A BILL FOR

1 An Act relating to duties of the department of natural resources
2 related to air quality including reporting requirements,
3 certifications, data gathering, and rules references.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 455B.104, subsection 4, Code 2025, is
2 amended to read as follows:

3 4. By December 31 of each year, the department shall submit
4 a report to the governor and the general assembly regarding
5 the greenhouse gas emissions in the state ~~during the previous~~
6 ~~calendar year and forecasting trends in such emissions that~~
7 occurred during the two calendar years prior to the current
8 calendar year. ~~The first submission by the department shall~~
9 ~~be filed by December 31, 2011, for the calendar year beginning~~
10 ~~January 1, 2010.~~ If completed, the publication of an annual
11 statewide greenhouse gas inventory for the state by the
12 United States environmental protection agency shall satisfy this
13 requirement.

14 Sec. 2. Section 455B.133B, subsection 5, paragraph a, Code
15 2025, is amended to read as follows:

16 a. The air emission fee account shall include all fees
17 established by the commission to be imposed and collected by the
18 department for emission fees for regulated pollutants submitted
19 by major sources as defined in section 502 of the federal Clean
20 Air Act Amendments of 1990, 42 U.S.C. §7661, and as defined ~~in~~
21 ~~567 IAC ch. 22~~ by the commission by rule pursuant to section
22 455B.133.

23 Sec. 3. Section 455B.133B, subsection 6, paragraph a, Code
24 2025, is amended to read as follows:

25 a. The operating permit application fee account shall include
26 all fees established by the commission to be imposed and
27 collected by the department for accepting applications for
28 operating permits submitted by major sources as defined in
29 section 502 of the federal Clean Air Act Amendments of 1990, 42
30 U.S.C. §7661, and as defined ~~in 567 IAC ch. 22~~ by the commission
31 by rule pursuant to section 455B.133.

32 Sec. 4. Section 455B.304, subsection 12, Code 2025, is
33 amended by striking the subsection.

34 Sec. 5. REPEAL. Section 455B.152, Code 2025, is repealed.

35

EXPLANATION

1 The inclusion of this explanation does not constitute agreement with
2 the explanation's substance by the members of the general assembly.

3 This bill relates to duties of the department of natural
4 resources (DNR) related to air quality.

5 Under current law, DNR is required to submit a report to the
6 governor and general assembly yearly by December 31 regarding
7 greenhouse gas emissions in the state during the previous
8 calendar year. Pursuant to the Consolidated Appropriations
9 Act of 2008, the United States environmental protection agency
10 (EPA) has started conducting annual statewide greenhouse gas
11 inventories. These inventories cover the year prior to the
12 previous year. The bill changes the time frame covered by the
13 report to include emissions that occurred two calendar years
14 prior to the current calendar year to align with EPA's schedule
15 and allows the EPA inventory, if completed, to fulfill the
16 reporting requirement.

17 As a result of administrative code realignment, rules relating
18 to emission fees and operating permits previously in 567 IAC
19 ch. 22 were moved to 567 IAC ch. 24. The bill removes specified
20 rule references to conform to the Iowa administrative code
21 change.

22 The bill removes a provision requiring the environmental
23 protection commission to adopt rules for the certification of
24 solid waste incinerator operators.

25 Under current law, DNR is required to create a greenhouse
26 gas inventory by gathering data and reporting information from
27 producers of greenhouse gases regarding their emissions and
28 coordinate this data collection with EPA. Additionally, DNR is
29 required to establish a voluntary greenhouse gas registry. The
30 bill repeals these requirements. Federal regulations provide
31 requirements for greenhouse gas reporting and a voluntary
32 greenhouse gas registry.