

1995 Regular Session  
Of The  
**Seventy-Sixth General Assembly**  
Of The  
State Of Iowa

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**CHAPTER 1**  
STATE FLAG REQUIREMENTS  
H.F. 3

AN ACT relating to the state banner.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 1B.1, Code 1995, is amended to read as follows:

1B.1 SPECIFICATIONS OF STATE ~~BANNER~~ FLAG.

The banner designed by the Iowa society of the Daughters of the American Revolution and presented to the state, ~~which banner is hereby adopted as the state flag for use on all occasions where a state flag may be fittingly displayed. The design~~ consists of three vertical stripes of blue, white, and red, the blue stripe being nearest the staff and the white stripe being in the center, ~~and upon~~. On the central white stripe being is depicted a spreading eagle bearing in its beak blue streamers on which is inscribed, ~~in white letters~~, the state motto, "Our liberties we prize and our rights we will maintain" ~~and in white letters~~, with the word "Iowa" in red letters below ~~such the streamers, as such design now appears on the banner in the office of the governor of the state of Iowa, is hereby adopted as a distinctive state banner, for use on all occasions where a distinctive state symbol in the way of a banner may be fittingly displayed.~~

Sec. 2. Section 1B.2, Code 1995, is amended to read as follows:

1B.2 USE OF STATE ~~BANNER~~ FLAG.

~~Such The design may shall~~ be used as a distinctive the state banner flag and may ~~as such~~ be displayed on all proper occasions where the state is officially represented ~~as distinct from other states~~, either at home or abroad, or wherever it may be proper to distinguish the citizens of Iowa from the citizens of other states, ~~such display. When displayed with the national emblem, the state flag shall~~ in all cases ~~to be~~ subservient to and ~~along with the display of the national emblem and, when displayed with the latter, to be~~ placed beneath the stars and stripes.

Sec. 3. Section 1B.3, Code 1995, is amended to read as follows:

1B.3 FLAGS ON PUBLIC BUILDINGS.

It shall be the duty of any board of public officers charged with providing supplies for a public building in the state to provide a suitable state flag and it shall be the duty of the custodians custodian of all that public buildings of the state building to raise ~~over such building the flag flags~~ of the United States of America and the state of Iowa, upon each secular day when weather conditions are favorable, ~~and it shall be the duty of any board of public officers charged with the duty of providing for the supplies of any such public building to provide, in connection with other supplies for any such building of the state, a suitable flag for the purposes herein provided.~~

Sec. 4. Section 280.5, Code 1995, is amended to read as follows:

280.5 DISPLAY OF UNITED STATES FLAG AND IOWA STATE BANNER FLAG.

The board of directors of each public school district and the authorities in charge of each nonpublic school shall provide and maintain a suitable flagstaff on each school site under its control, and the United States flag and the Iowa state banner flag shall be raised on all school days when weather conditions are suitable.

Approved February 13, 1995

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## CHAPTER 2

### AIR CONTAMINANTS – PERMITS – MORATORIUM REGARDING GRAIN STORAGE FACILITY REQUIREMENTS

S.F. 37

**AN ACT** relating to the control of emissions from grain storage facilities, by imposing a moratorium upon the department of natural resources, providing for the issuance of a single permit, and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 455B.133, subsection 8, Code 1995, is amended by adding the following new paragraph:

**NEW PARAGRAPH.** c. Adopt rules for the issuance of a single general permit, after notice and opportunity for a public hearing. The single general permit shall cover numerous sources to the extent that the sources are representative of a class of facilities which can be identified and conditioned by a single permit.

Sec. 2. **MORATORIUM – GRAIN STORAGE FACILITIES – CLEAN AIR OPERATING PERMIT REQUIREMENTS.**

1. Notwithstanding section 455B.133, a moratorium is established during which the department of natural resources shall not require persons to complete or submit to the department any form, application, or information relating to the control of emissions of dust or other particulate matter in, on, or around facilities used for the storage of grain, to the extent that the form, application, or information is related to the administration or enforcement of the clean air operating permit program as may be delegated to the state pursuant to 42 U.S.C. § 7661a through 7661d.

2. The moratorium shall expire on the date that the state is delegated authority by the United States to administer and enforce the clean air operating permit program as provided by 42 U.S.C. § 7661a through 7661d.

3. During the moratorium period, the department shall adopt forms and procedures as required pursuant to chapter 17A, which ensure that persons involved in the storage of grain may conveniently, simply, and inexpensively comply with the program requirements administered and enforced by the department. The department shall also conduct a state-wide education project in order to assist persons involved in the storage of grain in complying with the requirements, including completing and submitting to the department any necessary form, application, or information. The department shall cooperate with the agribusiness association of Iowa in carrying out this subsection.

A permit shall not be required for the operation of a grain elevator for one hundred twenty days following the expiration of the moratorium or the date that departmental