

demonstrating that required retained fees were returned in a timely manner to other planning areas under the agreement. The return shall be submitted concurrently with the return required under subsection 7.

Sec. 6. Section 455B.310, subsection 7, Code 2005, is amended to read as follows:

7. Fees imposed by this section shall be paid to the department on a quarterly basis with payment due by no more than ninety days following the quarter during which the fees were collected. The payment shall be accompanied by a return which shall identify the amount of fees to be allocated to the landfill alternative financial assistance program, the amount of fees, in terms of cents per ton, retained for meeting waste reduction and recycling goals under section 455D.3, and additional fees imposed for failure to meet the twenty-five percent waste reduction and recycling goal under section 455D.3. Sanitary landfills serving more than one planning area shall submit separate reports for each planning area.

Approved April 15, 2005

CHAPTER 32

INTERSTATE NATURAL GAS PIPELINES

H.F. 581

AN ACT relating to interstate natural gas pipelines including requirements regarding construction, operation, and maintenance, applicable penalties and resultant damages, and easements.

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

Section 1. Section 306A.3, unnumbered paragraph 2, Code 2005, is amended to read as follows:

The department shall adopt rules, pursuant to chapter 17A, embodying a utility accommodation policy which imposes reasonable restrictions on placements occurring on or after the effective date of the rules, on primary road rights-of-way. The rules may require utilities to give notice to the department prior to installation of a utility system on a primary road right-of-way and obtain prior permission from the department for the proposed installation. The rules shall recognize emergency situations and the need for immediate installation of service extensions subject to the standards adopted by the department and the utilities board. The rules shall be no less stringent than the standards adopted by the utilities board pursuant to chapters 478, 479, 479A, and 479B. This paragraph shall not be construed as granting the department authority which has been expressly granted to the utilities board to determine the route of utility installations. If the department requires a utility company permit, the department shall be required to act upon the permit application within thirty days of its filing. In cases of federal-aid highway projects on nonprimary highways, the local authority with jurisdiction over the highway and the department shall comply with all federal regulations and statutes regarding utility accommodation.

Sec. 2. Section 479A.1, Code 2005, is amended to read as follows:

479A.1 PURPOSE.

It is the purpose of the general assembly in enacting this law to confer upon the utilities

board the power and authority to implement certain controls over the transportation of natural gas to protect landowners and tenants from environmental or economic damages which may result from the construction, operation, or maintenance of a pipeline within the state. It is also the purpose of the general assembly in enacting this law to provide for the board to act as an agent for the federal government in determining pipeline company compliance with the standards of the federal government for pipelines within the boundaries of the state.

Sec. 3. Sections 479A.3, 479A.5, 479A.6, 479A.8, 479A.10, 479A.12 through 479A.17, and 479A.19 through 479A.28, Code 2005, are repealed.

Approved April 15, 2005

CHAPTER 33

HOUSEHOLD HAZARDOUS WASTE — COLLECTION, TRANSPORTATION, AND DISPOSAL

H.F. 602

AN ACT relating to the collection, transportation, and disposal of household hazardous waste.

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

Section 1. Section 455F.8A, Code 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 3. A private agency which provides for the collection and disposal of household hazardous waste as part of an approved comprehensive plan pursuant to section 455B.306 shall be eligible for reimbursement moneys pursuant to section 455E.11, subsection 2, paragraph "a", subparagraph (2), subparagraph subdivision (e).

Sec. 2. Section 455E.11, subsection 2, paragraph a, subparagraph (2), subparagraph subdivision (d), Code 2005, is amended to read as follows:

(d) ~~Nine~~ For the fiscal year beginning July 1, 2005, ~~nine~~ and one-half percent to the department to establish permanent household hazardous waste collection sites so that both urban and rural populations are served and so that collection services are available to the public on a regular basis. Beginning July 1, 2006, six and one-quarter percent to the department to establish permanent household hazardous waste collection sites so that both urban and rural populations are served and so that collection services are available to the public on a regular basis. Beginning July 1, 2007, three percent to the department to establish permanent household hazardous waste collection sites so that both urban and rural populations are served and so that collection services are available to the public on a regular basis. Any moneys collected pursuant to this subparagraph subdivision that remain unexpended at the end of a fiscal year for establishment of permanent household hazardous waste collection sites shall be used for purposes of subparagraph subdivision (e).

Sec. 3. Section 455E.11, subsection 2, paragraph a, subparagraph (2), subparagraph subdivision (e), Code 2005, is amended to read as follows:

(e) ~~Three~~ For the fiscal year beginning July 1, 2005, ~~three~~ percent to the department for pay-