

UNFILED

FILED MAR 15 '01

SENATE FILE 465
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SF 9)

Passed Senate, Date ^(R843) 3-27-01 Passed House, Date 4-12-01 (P.1170)
Vote: Ayes 49 Nays 0 Vote: Ayes 96 Nays 0
Approved April 19, 2001

A BILL FOR

1 An Act creating a fund for the use of the state department of
2 transportation to purchase soydiesel fuel for use in its
3 vehicles and providing an effective date.

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

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SF 465

1 Section 1. NEW SECTION. 307.20 BIODIESEL FUEL REVOLVING
2 FUND.

3 1. A biodiesel fuel revolving fund is created in the state
4 treasury. The biodiesel fuel revolving fund shall be
5 administered by the department and shall consist of moneys
6 received from the sale of EPAct credits banked by the
7 department on the effective date of this Act, moneys received
8 from the sale of EPAct credits received by the department for
9 the use of biodiesel fuel, moneys appropriated by the general
10 assembly, and any other moneys obtained or accepted by the
11 department for deposit in the fund. Moneys in the fund are
12 appropriated to and shall be used by the department for the
13 purchase of biodiesel fuel for use in department vehicles.
14 The department shall submit an annual report not later than
15 January 31 to the members of the general assembly and the
16 legislative fiscal bureau, of the expenditures made from the
17 fund during the preceding fiscal year. Section 8.33 does not
18 apply to any moneys in the fund and, notwithstanding section
19 12C.7, subsection 2, earnings or interest on moneys deposited
20 in the fund shall be credited to the fund.

21 2. A department motor vehicle operating on biodiesel fuel
22 shall be affixed with a brightly visible sticker that notifies
23 the traveling public that the motor vehicle uses biodiesel
24 fuel.

25 3. For purposes of this section the following definitions
26 apply:

27 a. "Biodiesel fuel" means soydiesel fuel as defined in
28 section 159A.2.

29 b. "EPAct credit" means a credit issued pursuant to the
30 federal Energy Policy Act of 1992 (EPAct), 42 U.S.C. § 13401
31 et seq.

32 Sec. 2. 2000 Iowa Acts, chapter 1018, sections 2 and 3,
33 are repealed.

34 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
35 immediate importance, takes effect upon enactment.

EXPLANATION

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This bill creates a biodiesel fuel revolving fund, to be administered by the state department of transportation. The fund is to consist of moneys received from the sale of EPAct credits by the department, moneys appropriated by the general assembly, and any other moneys designated for such use. Moneys in the fund shall not revert and shall bear interest which shall be credited to the fund.

The bill requires a department motor vehicle operating on biodiesel fuel to be affixed with a sticker notifying the traveling public that the vehicle uses biodiesel fuel. The bill defines "biodiesel fuel", for purposes of the bill, as "soydiesel fuel" as defined in Code section 159A.2. The bill also defines "EPAct credit" as a credit issued pursuant to the federal Energy Policy Act of 1992.

The bill also strikes provisions enacted in 2000 that direct the state department of transportation to conduct an ongoing biodiesel fuel pilot project beginning September 1, 2000. The project was to be conducted at two of the department's field garages for as long as the department had sufficient funding for the project. The project was contingent upon an appropriation to the department for fiscal year 2000-2001 for the purchase of biodiesel fuel for the project.

The bill takes effect upon enactment.

SENATE FILE 465

S-3238

1 Amend Senate File 465 as follows:

2 1. Page 1, lines 7 through 9, by striking the
3 words "moneys received from the sale of EPAct credits
4 received by the department for the use of biodiesel
5 fuel,".

6 2. Page 1, line 30, by striking the words and
7 figures "of 1992 (EPAct), 42 U.S.C. § 13401" and
8 inserting the following: "(EPAct), 42 U.S.C. §
9 13201".

By MIKE SEXTON

Adopted 3/27/01 (P84B)

S-3238 FILED MARCH 26, 2001

#-3/27/01 Transportation
H-3/27/01 Rereferred To: Agriculture
H. Do Pass

SENATE FILE 465
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SF 9)

(AS AMENDED AND PASSED BY THE SENATE MARCH 27, 2001)

- New Language by the Senate

* - Language Stricken by the Senate

Passed Senate, Date _____ Passed House, Date 4-12-01 (p. 1170)
Vote: Ayes _____ Nays _____ Vote: Ayes 96 Nays 0
Approved April 19, 2001

A BILL FOR

1 An Act creating a fund for the use of the state department of
2 transportation to purchase soydiesel fuel for use in its
3 vehicles and providing an effective date.

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

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S.F. 465

1 Section 1. NEW SECTION. 307.20 BIODIESEL FUEL REVOLVING
2 FUND.

3 1. A biodiesel fuel revolving fund is created in the state
4 treasury. The biodiesel fuel revolving fund shall be
5 administered by the department and shall consist of moneys
6 received from the sale of EPAct credits banked by the
*7 department on the effective date of this Act, moneys
8 appropriated by the general assembly, and any other moneys
9 obtained or accepted by the department for deposit in the
10 fund. Moneys in the fund are appropriated to and shall be
11 used by the department for the purchase of biodiesel fuel for
12 use in department vehicles. The department shall submit an
13 annual report not later than January 31 to the members of the
14 general assembly and the legislative fiscal bureau, of the
15 expenditures made from the fund during the preceding fiscal
16 year. Section 8.33 does not apply to any moneys in the fund
17 and, notwithstanding section 12C.7, subsection 2, earnings or
18 interest on moneys deposited in the fund shall be credited to
19 the fund.

20 2. A department motor vehicle operating on biodiesel fuel
21 shall be affixed with a brightly visible sticker that notifies
22 the traveling public that the motor vehicle uses biodiesel
23 fuel.

24 3. For purposes of this section the following definitions
25 apply:

26 a. "Biodiesel fuel" means soydiesel fuel as defined in
27 section 159A.2.

28 b. "EPAct credit" means a credit issued pursuant to the
29 federal Energy Policy Act (EPAct), 42 U.S.C. § 13201 et seq.

30 Sec. 2. 2000 Iowa Acts, chapter 1018, sections 2 and 3,
31 are repealed.

32 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
33 immediate importance, takes effect upon enactment.

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SENATE FILE 465

AN ACT

CREATING A FUND FOR THE USE OF THE STATE DEPARTMENT OF
TRANSPORTATION TO PURCHASE SOYDIESEL FUEL FOR USE IN ITS
VEHICLES AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. NEW SECTION. 307.20 BIODIESEL FUEL REVOLVING
FUND.

1. A biodiesel fuel revolving fund is created in the state treasury. The biodiesel fuel revolving fund shall be administered by the department and shall consist of moneys received from the sale of E Pact credits banked by the department on the effective date of this Act, moneys appropriated by the general assembly, and any other moneys obtained or accepted by the department for deposit in the fund. Moneys in the fund are appropriated to and shall be used by the department for the purchase of biodiesel fuel for use in department vehicles. The department shall submit an annual report not later than January 31 to the members of the general assembly and the legislative fiscal bureau, of the expenditures made from the fund during the preceding fiscal year. Section 8.33 does not apply to any moneys in the fund and, notwithstanding section 12C.7, subsection 2, earnings or interest on moneys deposited in the fund shall be credited to the fund.

2. A department motor vehicle operating on biodiesel fuel shall be affixed with a brightly visible sticker that notifies the traveling public that the motor vehicle uses biodiesel fuel.

3. For purposes of this section the following definitions apply:

a. "Biodiesel fuel" means soydiesel fuel as defined in section 159A.2.

b. "E Pact credit" means a credit issued pursuant to the federal Energy Policy Act (E Pact), 42 U.S.C. § 13201 et seq.

Sec. 2. 2000 Iowa Acts, chapter 1018, sections 2 and 3, are repealed.

Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

MARY E. KRAMER

President of the Senate

BRENT SIEGRIST

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 465, Seventy-ninth General Assembly.

MICHAEL E. MARSHALL

Secretary of the Senate

Approved April 19, 2001

THOMAS J. VILSACK

Governor