

MAR 4 2005
Place On Calendar

HOUSE FILE 588
BY COMMITTEE ON ENVIRONMENTAL
PROTECTION

(SUCCESSOR TO HSB 181)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to reimbursement to owners of aboveground
2 petroleum storage tanks for costs associated with the upgrade
3 or permanent closure of aboveground petroleum storage tanks.

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

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HF 588

1 Section 1. Section 455G.23, subsection 2, paragraphs d and
2 e, Code 2005, are amended to read as follows:

3 d. Upgrade expenses must be incurred after January 1,
4 2004, and not later than ~~February 18~~ December 31, 2005.

5 Upgrade activities are limited to the installation or
6 improvement of equipment or systems required to comply with 40
7 C.F.R. § 112, specifically:

- 8 (1) Secondary containment.
- 9 (2) Corrosion protection.
- 10 (3) Loss prevention.
- 11 (4) Security.
- 12 (5) Drainage.
- 13 (6) Removal of noncompliant tanks.

14 e. Permanent closure activities, including tank system
15 removal, decommission, and disposal, must occur after January
16 1, 2004, and not later than ~~February 18~~ December 31, 2005,
17 unless the owner is a party to an agreement entered into
18 pursuant to subsection 3 and the tanks meet one of the
19 following criteria:

- 20 (1) All tanks are empty by ~~February 18~~ December 31, 2005.
- 21 (2) All tanks containing petroleum on or after ~~February 18~~
22 December 31, 2005, meet the requirements of 40 C.F.R. § 112 et
23 seq. and any applicable provisions of chapter 101 and the
24 administrative rules adopted pursuant to chapter 101.

25 EXPLANATION

26 This bill relates to reimbursement to owners of aboveground
27 petroleum storage tanks for costs associated with the upgrade
28 or permanent closure of aboveground petroleum storage tanks.

29 Currently, a tank owner may receive reimbursement if the
30 tank site was registered with the state fire marshal by
31 January 1, 2004, the tank contains petroleum, and certain
32 other time-sensitive criteria are met. The time-sensitive
33 criteria include that upgrade expenses must be incurred by
34 February 18, 2005, permanent closure activities must occur by
35 February 18, 2005, tanks must be empty by February 18, 2005,

1 and tanks must meet certain federal and state requirements by
2 February 18, 2005. The bill changes the February 18, 2005,
3 date to December 31, 2005, in each case.

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Steve Olson, Ch.
Horbach
Shultz

HSB 181
ENVIRONMENTAL PROTECTION

31- OSPS

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
ENVIRONMENTAL PROTECTION
BILL BY CHAIRPERSON GREINER)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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