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SENATE FILE 1666  
BY COURTNEY

NAT. RES. & ENVIRONMENT

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

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

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

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SF 1666  
NAT. RES. & ENVIRONMENT

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 eligibility for reimbursement of costs  
27 associated with the upgrade or permanent closure of  
28 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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