

Senate File 12 - Introduced

SENATE FILE 12
BY BOLKCOM

A BILL FOR

1 An Act relating to open burning of residential waste in certain
2 areas of the state and providing penalties.

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

1 Section 1. Section 455B.133, Code 2011, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 11. *a.* Adopt rules to prohibit the open
4 burning of residential waste within any of the following areas:

5 (1) Beginning January 1, 2012, any city with a population
6 of two thousand five hundred or more and any area within one
7 quarter mile of any city with a population of two thousand five
8 hundred or more.

9 (2) Beginning January 1, 2013, any city with a population
10 of one thousand or more and any area within one quarter mile of
11 any city with a population of one thousand or more.

12 (3) Beginning January 1, 2014, any city with a population
13 of five hundred or more and any area within one quarter mile of
14 any city with a population of five hundred or more.

15 (4) Beginning January 1, 2015, any city in the state and any
16 area within one quarter mile of any city in the state.

17 *b.* The population of a city as described in this subsection
18 shall be based on the most recent federal decennial census.

19 EXPLANATION

20 This bill relates to open burning of residential waste in
21 certain areas of the state.

22 The bill requires the environmental protection commission
23 to adopt administrative rules prohibiting the open burning of
24 residential waste in cities and in areas within one quarter
25 mile of cities. The prohibition begins on January 1, 2012,
26 in cities with a population of 2,500 or more; on January 1,
27 2013, in cities with a population of 1,000 or more; on January
28 1, 2014, in cities with a population of 500 or more; and on
29 January 1, 2015, in all cities in the state.

30 Criminal penalties provided in Code section 455B.146A are
31 applicable to violations of the provisions of the bill.