

**SUMMARY OF LEGISLATION ENACTED IN THE YEAR 1990  
BY THE SECOND REGULAR SESSION OF THE SEVENTY-THIRD  
GENERAL ASSEMBLY AND SIGNED BY THE GOVERNOR**

Prepared by the Iowa Legislative Service Bureau

**PURPOSE**

This summary of legislation enacted by the 1990 General Assembly has been prepared for the use of legislators and other interested persons. The summary of each legislative enactment has been assigned to a major subject category. It is believed that the purpose of this compilation — that of providing interested persons with quick reference to legislation enacted in specific areas and generally informing persons of the contents and effective date of the legislation — will be served by this publication.

**HOW TO FIND A SUMMARY**

If you know the original file number of a particular bill, you may refer to the chart on the pages immediately following to locate the category in which the summary will be found. Otherwise, each subject category begins with a table of contents listing the file number and the chapter title from the 1990 Iowa Acts and a listing of related legislation directing the reader to the category in which the summary is located and briefly explaining how the category at hand is related.

**EFFECTIVE DATE**

The effective date of the legislative enactments is July 1, 1990, unless otherwise specified in an individual summary.

**VETOED BILLS**

The bills which were vetoed by the Governor in their entirety are included and noted in this summary. The items vetoed by the Governor are specified in their particular summary.

**INFORMATION IN THE APPENDICES**

The appendices contain the following information:

1. A list of the sections of the Code of Iowa, 1990 Senate and House Files, and Session Laws that were amended or repealed during the 1990 Session.
2. A table of Senate and House Files indicating the chapter numbers assigned the 1990 Acts of the Seventy-third General Assembly.

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## LOCATION OF SUMMARIES BY FILE NUMBER SENATE FILES

Number	Major Subject	Number	Major Subject
SF 18	Courts & Judicial Proceedings	SF 2221	Health & Safety
SF 57	Natural Resources & Outdoor Rec.	SF 2227	Local Government
SF 81	Business, Banking & Insurance	SF 2232	State Government
SF 148	Criminal Justice	SF 2235	Transportation
SF 182	Courts & Judicial Proceedings	SF 2240	Gaming
SF 199	Human Services	SF 2244	Local Government
SF 205	Health & Safety	SF 2245	Transportation
SF 255	Business, Banking & Insurance	SF 2248	Health & Safety
SF 280	Taxation	SF 2249	Labor & Employment
SF 332	Business, Banking & Insurance	SF 2252	Economic Development
SF 368	State Government	SF 2257	Health & Safety
SF 385	Labor & Employment	SF 2261	Business, Banking & Insurance
SF 390	Agriculture	SF 2262	Health & Safety
SF 460	Courts & Judicial Proceedings	SF 2263	Local Government
SF 514	Taxation	SF 2268	State Government
SF 2003	Transportation	SF 2271	Business, Banking & Insurance
SF 2011	Health & Safety	SF 2274	State Government
SF 2015	Criminal Justice	SF 2277	Transportation
SF 2048	Natural Resources & Outdoor Rec.	SF 2280	Appropriations
SF 2049	Health & Safety	SF 2290	Natural Resources & Outdoor Rec.
SF 2052	Agriculture	SF 2291	Business, Banking & Insurance
SF 2057	Gaming	SF 2296	Courts & Judicial Proceedings
SF 2059	Taxation	SF 2304	Taxation
SF 2080	Agriculture	SF 2306	Education
SF 2082	Human Services	SF 2309	Alcohol Reg. & Substance Abuse
SF 2093	Alcohol Reg. & Substance Abuse	SF 2311	State Government
SF 2094	State Government	SF 2315	Agriculture
SF 2097	Health & Safety	SF 2317	Agriculture
SF 2100	Business, Banking & Insurance	SF 2319	Transportation
SF 2113	Environmental Protection	SF 2322	Education
SF 2114	Taxation	SF 2324	Education
SF 2115	Taxation	SF 2326	Education
SF 2137	Natural Resources & Outdoor Rec.	SF 2327	Appropriations
SF 2139	Courts & Judicial Proceedings	SF 2328	Appropriations
SF 2153	Appropriations	SF 2329	Transportation
SF 2155	Labor & Employment	SF 2334	Agriculture
SF 2156	Criminal Justice	SF 2340	State Government
SF 2158	Environmental Protection	SF 2343	Health & Safety
SF 2159	Labor & Employment	SF 2349	Natural Resources & Outdoor Rec.
SF 2163	Local Government	SF 2350	Business, Banking & Insurance
SF 2164	State Government	SF 2363	Agriculture
SF 2165	Local Government	SF 2364	Appropriations
SF 2169	Labor & Employment	SF 2365	Appropriations
SF 2173	Courts & Judicial Proceedings	SF 2366	Local Government
SF 2181	Environmental Protection	SF 2369	State Government
SF 2186	Economic Development	SF 2372	State Government
SF 2187	Labor & Employment	SF 2379	Agriculture
SF 2197	Criminal Justice	SF 2385	Economic Development
SF 2201	Human Services	SF 2388	Human Services
SF 2212	Appropriations	SF 2393	Environmental Protection

## SENATE FILES — Continued

<b>Number</b>	<b>Major Subject</b>	<b>Number</b>	<b>Major Subject</b>
SF 2395	Business, Banking & Insurance	SF 2421	Appropriations
SF 2402	Appropriations	SF 2422	Appropriations
SF 2403	Energy & Public Utilities	SF 2423	Appropriations
SF 2406	Taxation	SF 2425	Human Services
SF 2407	Taxation	SF 2426	State Government
SF 2408	Appropriations	SF 2427	Appropriations
SF 2410	Appropriations	SF 2428	Appropriations
SF 2411	Taxation	SF 2429	Human Services
SF 2412	Business, Banking & Insurance	SF 2430	Education
SF 2418	Criminal Justice	SF 2432	Labor & Employment
SF 2415	Taxation	SF 2433	Appropriations
SF 2416	Taxation	SF 2435	Appropriations
SF 2420	Appropriations	SF 2436	State Government

## SENATE RESOLUTIONS

<b>Number</b>	<b>Major Subject</b>
SCR 133	Education
SJR 2002	Business, Banking & Insurance
SJR 2003	Human Services

## LOCATION OF SUMMARIES BY FILE NUMBER

### HOUSE FILES

Number	Major Subject	Number	Major Subject
HF 121	State Government	HF 2199	Environmental Protection
HF 178	Health & Safety	HF 2201	State Government
HF 209	Health & Safety	HF 2212	State Government
HF 252	Local Government	HF 2213	Business, Banking & Insurance
HF 324	Human Services	HF 2233	Health & Safety
HF 366	Local Government	HF 2235	Health & Safety
HF 489	Courts & Judicial Proceedings	HF 2236	Agriculture
HF 512	Human Services	HF 2238	Energy & Public Utilities
HF 534	Agriculture	HF 2250	Agriculture
HF 656	Environmental Protection	HF 2268	Courts & Judicial Proceedings
HF 658	Business, Banking & Insurance	HF 2270	State Government
HF 664	Transportation	HF 2271	Education
HF 677	Business, Banking & Insurance	HF 2279	Natural Resources & Outdoor Rec.
HF 685	Business, Banking & Insurance	HF 2287	Labor & Employment
HF 705	Economic Development	HF 2294	Human Services
HF 724	Local Government	HF 2296	Natural Resources & Outdoor Rec.
HF 730	Business, Banking & Insurance	HF 2304	Courts & Judicial Proceedings
HF 737	State Government	HF 2307	Local Government
HF 2001	State Government	HF 2308	Health & Safety
HF 2009	State Government	HF 2309	Criminal Justice
HF 2016	Health & Safety	HF 2312	State Government
HF 2044	Education	HF 2313	State Government
HF 2045	Courts & Judicial Proceedings	HF 2314	Taxation
HF 2057	Local Government	HF 2320	Business, Banking & Insurance
HF 2068	Education	HF 2321	Criminal Justice
HF 2092	Business, Banking & Insurance	HF 2322	Local Government
HF 2103	Health & Safety	HF 2324	Local Government
HF 2104	Health & Safety	HF 2329	State Government
HF 2105	Health & Safety	HF 2338	Transportation
HF 2109	Criminal Justice	HF 2339	State Government
HF 2113	Courts & Judicial Proceedings	HF 2341	Local Government
HF 2114	Natural Resources & Outdoor Rec.	HF 2343	Labor & Employment
HF 2115	Environmental Protection	HF 2346	Labor & Employment
HF 2118	Transportation	HF 2355	Natural Resources & Outdoor Rec.
HF 2119	Transportation	HF 2357	Education
HF 2120	Agriculture	HF 2364	Courts & Judicial Proceedings
HF 2131	Local Government	HF 2368	Human Services
HF 2132	Education	HF 2369	Business, Banking & Insurance
HF 2142	Local Government	HF 2371	Appropriations
HF 2143	Local Government	HF 2372	Health & Safety
HF 2153	Courts & Judicial Proceedings	HF 2377	Business, Banking & Insurance
HF 2154	Local Government	HF 2381	Business, Banking & Insurance
HF 2156	State Government	HF 2393	Transportation
HF 2160	Criminal Justice	HF 2401	Environmental Protection
HF 2165	Business, Banking & Insurance	HF 2404	Agriculture
HF 2166	Local Government	HF 2405	Labor & Employment
HF 2170	Environmental Protection	HF 2407	Taxation
HF 2177	Human Services	HF 2412	Environmental Protection
HF 2178	Health & Safety	HF 2416	Education
HF 2188	Alcohol Reg. & Substance Abuse	HF 2418	Appropriations

## HOUSE FILES — Continued

<b>Number</b>	<b>Major Subject</b>	<b>Number</b>	<b>Major Subject</b>
HF 2421	Human Services	HF 2500	Natural Resources & Outdoor Rec.
HF 2423	Courts & Judicial Proceedings	HF 2502	Bonding & Debt Finance
HF 2425	Courts & Judicial Proceedings	HF 2504	Human Services
HF 2430	Human Services	HF 2508	Human Services
HF 2431	Business, Banking & Insurance	HF 2512	Energy & Public Utilities
HF 2436	Business, Banking & Insurance	HF 2514	Appropriations
HF 2437	Human Services	HF 2516	Business, Banking & Insurance
HF 2440	Education	HF 2517	Human Services
HF 2450	Local Government	HF 2518	Health & Safety
HF 2451	Business, Banking & Insurance	HF 2522	Natural Resources & Outdoor Rec.
HF 2453	Business, Banking & Insurance	HF 2531	Environmental Protection
HF 2454	Gaming	HF 2534	Environmental Protection
HF 2455	Business, Banking & Insurance	HF 2536	State Government
HF 2457	Transportation	HF 2537	Business, Banking & Insurance
HF 2458	Criminal Justice	HF 2540	Taxation
HF 2459	Education	HF 2543	State Government
HF 2460	Labor & Employment	HF 2546	Human Services
HF 2461	Transportation	HF 2548	Appropriations
HF 2465	Transportation	HF 2549	Taxation
HF 2468	Criminal Justice	HF 2551	Taxation
HF 2471	Courts & Judicial Proceedings	HF 2552	Environmental Protection
HF 2475	Business, Banking & Insurance	HF 2554	Taxation
HF 2476	Business, Banking & Insurance	HF 2557	Local Government
HF 2482	Economic Development	HF 2559	Taxation
HF 2485	Economic Development	HF 2560	Local Government
HF 2486	Health & Safety	HF 2562	Health & Safety
HF 2488	Business, Banking & Insurance	HF 2564	Appropriations
HF 2489	Health & Safety	HF 2567	Appropriations
HF 2495	Local Government	HF 2568	Criminal Justice
HF 2496	Business, Banking & Insurance	HF 2569	Appropriations
HF 2498	Human Services		

## HOUSE RESOLUTION

<b>Number</b>	<b>Major Subject</b>
HCR 112	Education

## AGRICULTURE

- SENATE FILE 390 — Real Property Mortgagors' Rights
- SENATE FILE 2052 — Foreclosure Moratorium
- SENATE FILE 2080 — Purple Loosestrife Regulation
- SENATE FILE 2315 — Swine Pseudorabies Control
- SENATE FILE 2317 — Water Use Permits
- SENATE FILE 2334 — Agricultural Equipment Dealers and Suppliers
- SENATE FILE 2363 — Approval of Commercial Weighing and Measuring Devices and Services
- SENATE FILE 2379 — Earthen Waste Slurry Storage Basins
- HOUSE FILE 534 — Commercial Feed
- HOUSE FILE 2120 — Poultry Associations Aid Repealed
- HOUSE FILE 2236 — Private Activity Bond Allocation to First-time Farmers
- HOUSE FILE 2250 — Regulation of Beekeeping
- HOUSE FILE 2404 — Farm Mediation Service

### RELATED LEGISLATION

- SENATE FILE 2113 — Pesticide Ingredient Statement  
*SEE ENVIRONMENTAL PROTECTION.* This Act provides requirements relating to reporting of inert ingredients in pesticides.
- SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources  
*SEE APPROPRIATIONS.* This Act changes the name of the fund to which lottery revenues, after payment of prizes and expenses, are transferred from the Iowa Plan Fund for Economic Development to the Committing the Lottery to Environment, Agriculture, and Natural Resources (CLEAN) Fund and provides for appropriations from the CLEAN Fund for the next 10 fiscal years.
- SENATE FILE 2163 — Agricultural Extension Councils  
*SEE LOCAL GOVERNMENT.* This Act changes the composition and method of selection of county agricultural extension councils.
- SENATE FILE 2240 — Racing Dog Adoption  
*SEE GAMING.* This Act establishes a racing dog adoption program which replaces a racing dog adoption program enacted in 1989. The Department of Agriculture and Land Stewardship no longer oversees the program which had been administered by persons under contract with the Department to provide adoption services.
- SENATE FILE 2262 — Veterinary Medicine License  
*SEE HEALTH AND SAFETY.* This Act relates to provisions for veterinary medicine licensing.
- SENATE FILE 2319 — Farm Railway Crossings  
*SEE TRANSPORTATION.* This Act restricts the construction and maintenance of private farm railway crossings to persons owning farmland on both sides of a railway crossing and requires that the crossing be used solely for farming or agricultural purposes.
- SENATE FILE 2327 — Economic Development Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations for several agricultural programs.

- SENATE FILE 2329** — Motor Vehicle Licensing and Registration  
*SEE TRANSPORTATION.* This Act was commonly referred to as the commercial driver's license bill and includes certain exceptions relating to agricultural purposes.
- SENATE FILE 2364** — Appropriations and Other Provisions Relating to Agriculture and Natural Resources  
*SEE APPROPRIATIONS.* This Act appropriates funds to the Department of Agriculture and Land Stewardship and contains other provisions relating to agriculture.
- SENATE FILE 2385** — Value-added Agricultural Products and Processes Financial Assistance  
*SEE ECONOMIC DEVELOPMENT.* This Act provides that the Department of Economic Development may establish a Value-added Agricultural Products and Processes Financial Assistance Program to foster the development of new innovative products, practices, and processes related to agriculture through specialized financial or technical assistance to facilitate the acquisition of capital.
- SENATE FILE 2423** — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes funding for research relating to the "mysterious pig disease" and establishes a program to retrain workers who are displaced due to the closing of certain hog slaughtering operations.
- HOUSE FILE 656** — Soybean-based Inks and Starch-based Plastics  
*SEE ENVIRONMENTAL PROTECTION.* This Act provides requirements relating to state purchasing of products containing soybean-based inks and starch-based plastics.
- HOUSE FILE 2170** — Aquatic Applications of Pesticides  
*SEE ENVIRONMENTAL PROTECTION.* This Act prohibits the application of certain pesticides in water of certain classifications.
- HOUSE FILE 2199** — Agricultural Drainage Wells  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to time limits for reporting requirements for agricultural drainage wells.
- HOUSE FILE 2371** — Appropriations and Other Provisions Relating to Health, Human Rights, and Elder Affairs  
*SEE APPROPRIATIONS.* This Act makes appropriations to the Civil Rights Commission, the Department of Human Rights, the Department for the Blind, the Department of Elder Affairs, and the Iowa Department of Public Health for FY 1990-1991 and includes funding for surveillance and reporting of agriculture-related disease or injury which results in disability.
- HOUSE FILE 2451** — Weighing and Measuring Devices  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act provides for an update of adoption of the United States National Institute of Standards and Technology (formerly the National Bureau of Standards) specifications, tolerances, and other technical requirements for weighing and measuring devices.
- HOUSE FILE 2548** — Center for Agricultural Health and Safety  
*SEE HEALTH AND SAFETY.* This Act requires the State Board of Regents to establish a Center for Agricultural Health and Safety located at the University of Iowa, as a joint venture by the University of Iowa and Iowa State University of Science and Technology.
- HOUSE FILE 2567** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$600,000 to the Department of Agriculture and Land Stewardship for model farm demonstration projects.



## AGRICULTURE

### **SENATE FILE 390 — Real Property Mortgagors' Rights**

BY COMMITTEE ON AGRICULTURE. This Act provides for the redemption and repurchase of agricultural land. In the mid 1980's, the General Assembly enacted a number of statutes relating to agricultural finance. In 1985, a statute was enacted requiring a state bank to offer the prior owner of agricultural land the opportunity to repurchase the land on the same terms the bank proposed to dispose of the land to another purchaser. In 1986, a statute enacted provisions granting separate redemption rights to a homestead on agricultural land based on the homestead's fair market value. In 1987, the fair market redemption statute was expanded and the time for redemption was increased. However, its application varied depending on the type of mortgagee. The statute also provided an opportunity for prior owners of homesteads to repurchase their homesteads according to detailed procedures absent in the 1985 Act. Again, the repurchase provision applied differently between creditors. In 1988, the Iowa Supreme Court held that all mortgagees were subject to the same redemption and repurchase period (2 years for redemption and 1 year for repurchase).

The Act reconciles the various redemption and repurchase schemes. The Act creates no distinctions in the rights and obligations of creditors. The separate redemption provision for homesteads on agricultural land is not significantly amended, except that redemption applies to all creditors for a 1 year period. Provisions in the 1985 and 1987 Acts creating an opportunity to repurchase homesteads and agricultural land are combined. The Act creates a single scheme governing repurchase of all agricultural land, modeled on the homestead repurchase provision in the 1987 Act. Under the 1987 Act, notice of repurchase rights is triggered by issuance of the sheriff's deed. This Act requires any grantee purchasing land from a sheriff's sale to notify the prior owner of repurchase rights not later than when the sheriff's deed is recorded. The grantee must record the deed within 1 year and 60 days from the date of the sheriff's sale. Under the 1987 Act, an offer to repurchase a homestead must be made within 1 year from the date that the sheriff's deed is issued. This Act does not contain the time limitation. It provides that the obligation to offer an opportunity to repurchase is triggered by recording the sheriff's sale. Provisions regarding contents of the notice, procedures for providing notice, and procedures for repurchase of the agricultural land by the prior owner parallel provisions in the 1987 Act.

The Act takes effect on May 6, 1990. The Act applies retroactively to foreclosure actions for which a sheriff's sale had not been held by the effective date of the Act. In addition, provisions amending the 1985 Act apply to all foreclosure actions filed on or after March 30, 1990.

### **SENATE FILE 2052 — Foreclosure Moratorium**

BY COMMITTEE ON AGRICULTURE. This Act extends by 1 year the Governor's declaration of economic emergency applicable to mortgage foreclosures, from March 30, 1990, to March 30, 1991. The owner of real estate used for farming or for operating a small business may be granted a continuance by a court from foreclosure actions due to the owner's inability to pay. The Act takes effect March 30, 1990.

### **SENATE FILE 2080 — Purple Loosestrife Regulation**

BY COMMITTEE ON AGRICULTURE. In 1989, the General Assembly prohibited the sale, offer for sale, or distribution of purple loosestrife (*lythrum salicaria*). This Act provides that purple loosestrife (*lythrum virgatum*) is not subject to the same prohibition, if the plant is used for ornamental gardens, and if the plant is sterile according to a list published by the State Weed Commissioner.

### **SENATE FILE 2315 — Swine Pseudorabies Control**

BY COMMITTEE ON AGRICULTURE. In 1989, the Iowa General Assembly enacted provisions rewriting the law relating to the control of pseudorabies, a contagious disease principally affecting swine. Regulation under the law is performed by the Department of Agriculture and Land Stewardship on a geographic basis in "program areas" designated by the state upon consent by pork producers voting in participating counties. The law also creates a number of categories of swine herds eligible to remain in program areas.

This Act provides additional requirements in administering program areas. When a majority of herds within a program area have been tested, certain requirements apply. All herds within the area must be tested within 12 months, restrictions are placed on the movement of untested herds, and swine moved into a program area must be reported to and inspected by the Department. The Act removes reporting requirements in program areas having a noninfection rate of at least 90 percent. The Department is required to establish pilot projects

upon recommendation of an advisory committee. The Act creates a new class of swine herd subject to regulation, referred to as a "qualified differentiable negative herd." A herd may be certified as a qualified differentiable negative herd if 100 percent of the breeding swine have reacted negatively to a test. The herd must be free from infection for 30 days prior to testing. At least 90 percent of the swine must have been on the premises as a part of the herd for at least 60 days prior to testing, or swine in the herd must have been moved directly from another safe herd. To remain certified, the herd must be periodically retested, and be protected from new swine entering into the herd. A swine herd classified as a qualified differentiable negative herd is permitted to remain in a program area.

The Act provides that the Secretary of Agriculture must disapprove vaccines against pseudorabies for use in the state unless the vaccines can be differentiable from the disease according to diagnostic procedures.

**SENATE FILE 2317 — Water Use Permits**

BY COMMITTEE ON AGRICULTURE. This Act provides that an application for a permit or renewal of a permit to divert, store, or withdraw water for a regulated use, which includes a use of more than 25,000 gallons per day, must be approved or denied by the Department of Natural Resources within 90 days from the date that the Department receives the request. The Act provides that a permit shall be renewed or not renewed by the Department within 30 days from the date that the Department receives an application to renew the permit.

**SENATE FILE 2334 — Agricultural Equipment Dealers and Suppliers**

BY COMMITTEE ON AGRICULTURE. This Act regulates business relationships between suppliers and dealers of agricultural equipment. Prior to this enactment, Chapter 322D had regulated farm equipment and motorcycle dealership agreements. The Act replaces the Chapter's authority over franchise relationships based on agreements executed or renewed on or after July 1, 1990, or agreements without any expiration date. Prior law still governs motorcycle dealerships and agricultural dealership franchise agreements executed before July 1, 1990, which expire on a date certain.

The Act creates a new chapter. The new chapter restricts the termination by a supplier of a dealership agreement, by requiring that good cause exist for the termination. The new chapter provides notice requirements for termination. It also provides requirements relating to the repurchase and repossession of equipment by suppliers following termination of the dealership agreement. Upon termination of a franchise, the amount that a supplier is required to pay a dealer or credit the dealer's account for repair parts is increased from 85 to 90 percent of the net price of the repair parts. The Act specifies rights and obligations for dealers and suppliers. It places restrictions on supplier practices, and provides for supplier liability, and remedies available to the dealer.

**SENATE FILE 2363 — Approval of Commercial Weighing and Measuring Devices and Services**

BY COMMITTEE ON AGRICULTURE. This Act relates to commercial weighing and measuring devices, including livestock scales and pit type scales. The installation of the scales must be approved by the Department of Agriculture and Land Stewardship based upon recommendations by the United States National Institute of Standards and Technology. A livestock scale or pit type scale must be installed with a clearance of not less than 4 feet from the finished floor line of the scale to the bottom of the "I" beam of the scale bridge. Livestock must not be weighed on any scale other than a livestock or pit type scale. The Institute was formerly known as the National Bureau of Standards.

The Act changes this reference throughout the Code. The Act takes effect March 26, 1990. The provision relating to requirements for scales applies to scales installed on or after July 1, 1990.

**SENATE FILE 2379 — Earthen Waste Slurry Storage Basins**

BY COMMITTEE ON AGRICULTURE. This Act further restricts construction of certain waste storage impoundments near residences. The Act amends a provision requiring that an anaerobic lagoon used in connection with an animal feeding operation be located a minimum distance from a residence other than the residence of the owner of the feeding operation, unless a written waiver is recorded in the office of the County Recorder. This Act provides that the same requirements apply to earthen waste slurry storage basins. An "earthen waste slurry storage basin" is defined as an uncovered and exclusively earthen cavity which receives waste discharge from a confinement feeding operation on a regular basis if accumulated wastes from the basin are completely removed at least twice each year.

The Act applies to earthen waste slurry storage basins constructed on or after July 1, 1990.

**HOUSE FILE 534 — Commercial Feed**

BY COMMITTEE ON AGRICULTURE. This Act amends Chapter 198, formerly referred to as the "Iowa Commercial Feed Law of 1974" and renamed under the Act as the "Iowa Commercial Feed Law." It replaces registration requirements with license requirements for manufacturers and distributors of commercial feed. Labeling requirements are amended to require a statement of medication used in a drug-containing product. A commercial feed is deemed to be adulterated if it contains unsafe animal drugs.

The Act increases from 12 to 16 cents per ton the inspection fee paid on commercial feed by the first distributor. The Act changes eligibility to escape liability for the fee. The fee is not required if a qualified buyer is responsible for the fee. The Act removes the exception applied to commercial feed used as an ingredient for the manufacture of a registered commercial feed. The Act imposes a minimum semiannual fee of \$20 and removes the minimum inspection fee of \$10. Registration is required for dog or cat food distributed in packages of 10 pounds or less. There is an annual registration fee of \$50 imposed in lieu of the per ton rate. The Act increases the amount of the penalty from \$5 to \$60 for a delinquency in filing a statement used to calculate the inspection fee.

The Act decreases the amount of money, from \$350,000 to \$150,000, allowed to accumulate in the Commercial Feed Fund before the Secretary of Agriculture is required to decrease the per ton fee. The Secretary is also required to report a detailed accounting of all sources of revenue and dispositions of funds utilized by the Fund. Copies of the report must be delivered to the Agriculture Committee in the Senate and the House of Representatives each year.

**HOUSE FILE 2120 — Poultry Associations Aid Repealed**

BY COMMITTEE ON AGRICULTURE. This Act repeals Chapter 184 of the Iowa Code, relating to the organization, support, and functions of poultry associations, including provisions regarding certification of and state aid to the associations.

**HOUSE FILE 2236 — Private Activity Bond Allocation to First-time Farmers**

BY COMMITTEE ON AGRICULTURE. This Act amends Section 7C.4A which sets a state ceiling for allocation of private activity bonds as provided in Section 141 of the Internal Revenue Code. The Act provides that the annual amount allocated to qualified small issue bonds issued for first-time farms is increased from 5 to 12 percent of the state ceiling. The Act takes effect March 5, 1990.

**HOUSE FILE 2250 — Regulation of Beekeeping**

BY COMMITTEE ON AGRICULTURE. This Act amends provisions relating to the state's apiary law, by the Department of Agriculture and Land Stewardship, including the movement of a colony of bees into the state. It authorizes the examination of bees suspected of being African in origin. Before a colony or a used appliance with combs for housing bees is moved into this state, an entry permit must be obtained from the Department, and a certificate of inspection from the state of origin must be issued. In addition, information relating to the location of the apiary in the state must be registered with the Department.

A person violating the Act's requirements commits a simple misdemeanor. Each day a colony, used appliance, or combs moved in this state in violation of the Act remain in the state constitutes a separate violation. The Department may also declare that the violation constitutes a nuisance. Upon conviction of a violation, a person must forfeit all interest in the illegally moved property and the Department may immediately destroy the property. The Act increases from \$.50 to \$1 the entry fee required to be paid by a nonresident moving a colony into the state.

**HOUSE FILE 2404 — Farm Mediation Service**

BY COMMITTEE ON AGRICULTURE. In 1986, the General Assembly required creditors and debtors engaged in agricultural production to participate in mediation before enforcing a debt through legal action. This Act reorganizes statutory provisions relating to mediation, amends mediation provisions, expands mediation as a dispute resolution mechanism beyond creditor-debtor relations, and extends the sunset clause for mediation provisions.

The name of the position within the Attorney General's office designated to select a farm mediation organization is changed from the Farm Crisis Program Coordinator to the Farm Assistance Program Coordinator. Provisions relating to the Coordinator, and confidentiality, rules and forms, liability of the organization (the Farm Mediation Service) are transferred from Chapter 654A to Chapter 13. Chapter 654A retains provisions relating to creditor and debtor mediation. The Act provides that the organization may provide mediation services in addition to services provided by statute.

The Act creates a new chapter, tentatively numbered 654B, providing for mediation in disputes arising between a person who is a farm resident and another person, and which arise from a claim eligible to be resolved in a civil proceeding, if the claim relates to the performance of a person who is party to a contract for the care and feeding of livestock or to a person's action which is alleged to be a nuisance.

The new chapter contains provisions similar to those for creditor-debtor mediation under Chapter 654A. A person desiring to initiate a dispute regarding a contract or nuisance must file a request for mediation. A mediation meeting is mandatory, unless waived by parties to the dispute. A mediation meeting must be held within 21 days of the issuance of a mediation meeting notice. A party to a dispute cannot proceed with a civil claim regarding the dispute until obtaining a mediation release. A mediator may call mediation meetings up to 42 days after the organization received a mediation request. The Act provides for issuance of a mediation release. It provides for an extension of deadlines if all parties agree.

A court may determine that mediation should not proceed under Chapter 654B if a time delay would cause irreparable harm or the dispute involves a claim which is brought as a class action suit. The Act provides for judicial review of decisions made by the organization under either chapter. Judicial review must be brought in equity and is limited to whether the decision by the administrative head of the organization represents an abuse of discretion.

The Act extends the effective date for repeal of provisions relating to farm mediation and legal assistance until July 1, 1993.

The Act takes effect April 4, 1990.

## ALCOHOL REGULATION AND SUBSTANCE ABUSE

- SENATE FILE 2093 — Vetoed by the Governor
- SENATE FILE 2309 — Veterans Organizations Class "A" Liquor Control Licenses
- HOUSE FILE 2188 — Alcoholic Beverage Licenses and Permits

## RELATED LEGISLATION

- SENATE FILE 2057 — Gambling and Liquor Control  
*SEE GAMING.* This Act authorizes the sale and serving of alcoholic beverages at pari-mutuel racetracks, and the sale of alcoholic beverages on common carriers such as aircraft and watercraft is authorized on Sunday under a separate license; also, if a watercraft is an excursion gambling boat, a separate class "D" license is required for each excursion gambling boat.
- SENATE FILE 2328 — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender  
*SEE APPROPRIATIONS.* This Act provides appropriations for the following administrative or regulatory bodies of state government: Department of Commerce, including the Divisions of Professional Licensing and Regulation, Alcoholic Beverages, Banking, Credit Union, Savings and Loan, Insurance, and Utilities; and the State Racing and Gaming Commission.
- SENATE FILE 2329 — Motor Vehicle Licensing and Registration  
*SEE TRANSPORTATION.* This Act was commonly referred to as the commercial driver's license bill and includes restrictions and provisions relating to operating a motor vehicle under the influence.
- SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act contains various provisions relating to controlled substances and alcohol including crimes, programs, and services.
- SENATE FILE 2423 — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes a requirement for Regents' universities and community colleges to adopt policies relating to the use of controlled substances.
- SENATE FILE 2432 — Drug Testing  
*SEE LABOR AND EMPLOYMENT.* This Act relates to restrictions on employee drug testing.
- HOUSE FILE 2518 — Professional Licensure  
*SEE HEALTH AND SAFETY.* This Act provides that the Board of Medical Examiners may, upon finding probable cause, compel a physician to submit to alcohol or drug screening, and that failure to submit to the screening constitutes admission to the allegations made by the Board.
- HOUSE FILE 2564 — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement  
*SEE APPROPRIATIONS.* This Act makes appropriations for substance abuse treatment, prevention, education, and enforcement programs, as well as establishing 2 councils to assist in efforts to successfully combat substance abuse and related problems.

**ALCOHOL REGULATION AND SUBSTANCE ABUSE****SENATE FILE 2093 — Vetoed by the Governor**

BY COMMITTEE ON STATE GOVERNMENT. This bill would have provided for a reduction in the wholesale markup of certain alcoholic liquors sold by the Division of Alcoholic Beverages of the Department of Commerce. The 2 top selling products by case in 1.75 liter containers of whiskey, gin, and vodka were to be sold to class "E" licensees at a markup of 40 percent and the 2 top selling products by case in 750 milliliter containers of all other remaining categories of liquor were to be sold at the same markup. A liquor company could not have more than 1 product selected in a category and each product selected was to have sold at least 2,000 cases for the year ending January 31, 1990. The Division was directed to study the results of the markup reduction on the volume of sales of the selected products compared to other competitive products and compared to sales for the same period of the preceding year. The wholesale price reductions were to expire on June 30, 1991.

**SENATE FILE 2309 — Veterans Organizations Class "A" Liquor Control Licenses**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides a veterans organization an option of obtaining a class "A" liquor license to sell alcoholic beverages on the premises not more than 1 day in a week or not more than a total of 52 days in a year.

**HOUSE FILE 2188 — Alcoholic Beverage Licenses and Permits**

BY FEY. This Act authorizes cities and counties to define "licensed premise" for the purpose of allocating space for holders of liquor control licenses and beer permits at festivals, fairs, or celebrations which are sponsored or authorized by the local authorities. The Act also provides for a 5-day license or permit which may be issued in lieu of the current 14-day license or permit. Fourteen-day wine permits are stricken from the permit options.

## APPROPRIATIONS

- SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources
- SENATE FILE 2212 — Departmental Supplemental Appropriations
- SENATE FILE 2280 — Appropriations and Provisions Relating to State Executive Agencies and National Organizations
- SENATE FILE 2327 — Economic Development Appropriations and Other Provisions
- SENATE FILE 2328 — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender
- SENATE FILE 2364 — Appropriations and Other Provisions Relating to Agriculture and Natural Resources
- SENATE FILE 2365 — Appropriations and Amendments Relating to Medical Assistance
- SENATE FILE 2402 — Appropriations and Provisions Relating to Public Defense, Public Safety, Transportation, and Enforcement
- SENATE FILE 2408 — Corrections, Courts, and Justice Department Appropriations and Provisions
- SENATE FILE 2420 — Vetoed by the Governor
- SENATE FILE 2421 — Vetoed by the Governor
- SENATE FILE 2422 — Compensation for Public Officials and Employees
- SENATE FILE 2423 — Appropriations and Other Provisions Relating to Educational and Cultural Programs
- SENATE FILE 2427 — Budgeting and Financial Procedures of State Agencies
- SENATE FILE 2428 — Federal Block Grant Appropriations
- SENATE FILE 2433 — Iowa Plan Fund Appropriations and Provisions
- SENATE FILE 2435 — Human Services Appropriations and Other Provisions
- HOUSE FILE 2371 — Appropriations and Other Provisions Relating to Health, Human Rights, and Elder Affairs
- HOUSE FILE 2418 — Vetoed by the Governor
- HOUSE FILE 2514 — Vetoed by the Governor
- HOUSE FILE 2548 — Center for Agricultural Health and Safety
- HOUSE FILE 2564 — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement
- HOUSE FILE 2567 — Appropriations for Energy Conservation and Environmental Protection
- HOUSE FILE 2569 — State Government Appropriations and Other Provisions

### RELATED LEGISLATION

- SENATE FILE 2410 — Higher Education Coordination, Administration, Standards, and Funding *SEE EDUCATION*. This Act represents most of the substantive, permanent, Code changes made in the area of higher education and includes various funding provisions.
- H.C.R. 112 — Vetoed by the Governor *SEE EDUCATION*. This Resolution would have provided authority for the State Board of Regents to issue up to \$18,898,000 in revenue bonds to finance fire and life safety deficiency corrections and deferred maintenance at the 3 universities under the State Board of Regents.

- HOUSE FILE 2482** — Entrepreneurship Task Force  
*SEE ECONOMIC DEVELOPMENT.* This Act appropriates \$25,000 to the Department of Economic Development for the expenses of the Entrepreneurship Task Force created in the Act.
- HOUSE FILE 2554** — Financial Measures Related to Property Taxes  
*SEE TAXATION.* This Act increases appropriations for mobile home, property, family farm, and reimbursement for rent tax credits. This Act also establishes a Special Mental Health Services Fund and appropriates funds to reimburse counties for mental health services.



**APPROPRIATIONS****SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources**

BY COMMITTEE ON APPROPRIATIONS. This Act changes the name of the fund to which lottery revenues, after payment of prizes and expenses, are transferred from the Iowa Plan Fund for Economic Development to the Committing the Lottery to Environment, Agriculture, and Natural Resources (CLEAN) Fund and provides for appropriations from the CLEAN fund for the next 10 fiscal years. The Act, prior to the Governor's item vetoes, did the following:

1. Generally appropriated for each year of the 10-year period on a percentage basis from the 5 accounts (after the item veto, only 2 accounts remain) to which the State Treasurer allocated the moneys in the CLEAN fund as follows:

a. To the Iowa Resources Enhancement and Protection (REAP) Fund, 62.5 percent but not more than \$25,000,000.

b. To an Environmental Protection Account, 18 percent (the allocation to and appropriations from this account were item vetoed).

c. To a Soil Conservation Account, 6 percent.

d. To an Energy Efficiency Account, 8 percent (the allocation to and appropriations from this account were item vetoed).

e. To an Annual Appropriations Account, 5.5 percent (the allocation to and appropriations from this account were item vetoed).

The moneys allocated to the accounts were appropriated each fiscal year by a specified percent of the account and not by dollar amounts. The Annual Appropriations Account was intended to be appropriated funding each fiscal year by the General Assembly for environmentally related programs and purposes.

2. Reduced the REAP General Fund standing appropriation by the amount appropriated from the Lottery for REAP beginning with the fiscal year beginning July 1, 1990. For the next 10 fiscal years the standing appropriation was increased to \$30 million.

3. Permitted a county to finance, through general obligation bonds, the construction, reconstruction, improvement, repair, and equipping of water systems operated by a rural water district. A city which had not entered into a Chapter 28E agreement with a rural water district was not required to pay the county's debt service tax levy on the general obligation bond if the rural water district revenues were not sufficient to pay the principal and interest on the bond.

4. For the fiscal year beginning July 1, 1990, all moneys from appropriations made from the Iowa Plan Fund accounts to the Department of Economic Development (DED) for which appropriations were made for FY 1991 in S.F. 2327 (the DED appropriations bill), were transferred to the General Fund for the purposes of the same programs in S.F. 2327. Required all unencumbered or unobligated moneys remaining in the Iowa Plan Fund accounts at the end of the fiscal year beginning July 1, 1991, to revert to the CLEAN fund, with the exception of the Community Economic Betterment Account.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision restricting manufacturers or distributors, by July 1, 1992, from offering for sale or promotional purposes, a package, packaging component, or product in a package in the state which includes any number of heavy metals which exceed the concentration level to be established by the Department of Natural Resources (DNR). The Environmental Protection Commission would have been required to report to the General Assembly on the effectiveness of the heavy metal restrictions 42 months after May 8, 1990.

2. A provision establishing an Environmental Advertising Board to do the following:

a. Monitor the development of national standards relating to claims of environmental benefit made for products, and seek to assist in their development.

b. Seek to host a national and regional forum on the issue.

- c. Educate the public.
  - d. Gather information on products sold in the state.
  - e. Develop standards and a program using logos to promote the environmental benefit of certain products.
3. A provision to hire an Iowa Seed Crop Curator and to establish an advisory committee to conduct a study to identify crop and native plant seed stocks for the purposes of preserving threatened plant genetic resources with a report of the study to be submitted to the General Assembly by January 1, 1992. A provision establishing a grant program to assist in the collection, cataloging, and maintenance of the crop and seed stocks.
  4. A provision to establish a State and Local Government Waste Management Program to manage wastes generated by state and local governments, emphasizing hazardous and toxic waste minimization and recycling.
  5. A provision to establish a Rural Community 2000 Bond Security Account in the Iowa Finance Authority (IFA) to provide bonding leverage for housing and infrastructure under the Rural Community 2000 Program.
  6. A provision to require the sales tax from lottery revenue to be deposited in a Rural Community 2000 Bond Security Account rather than the General Fund, beginning in the fiscal year beginning July 1, 1991. This provision was projected to reduce the General Fund Revenue Account by \$6.8 million.

**SENATE FILE 2212 — Departmental Supplemental Appropriations**

BY COMMITTEE ON APPROPRIATIONS. This Act made supplemental appropriations of \$15,936,487 for the fiscal year ending June 30, 1990, and made appropriations for that same fiscal year of \$2,487,500 for a net appropriation amount of \$13,448,987. The Governor's item vetoes reduced this amount by \$2,158,800.

Some of the appropriations made in this Act include:

1. About \$6,250,000 to the Department of Human Services to supplement previous appropriations for medical assistance, foster care, Juvenile Home at Toledo, and the Iowa Veteran's Home at Marshalltown.
2. An appropriation of \$2,300,000 to the Department of General Services with \$600,000 for the computer lease-purchase and \$1,700,000 for capitol restoration.
3. An appropriation of \$200,000 to the Department of Corrections for the lease-purchase of additional prison facilities with a total project cost of \$17,500,000.
4. An appropriation of \$400,000 to the Department of Public Safety for riverboat gambling activities.
5. An appropriation of \$900,000 to the Judicial Department for the purchase of computer hardware and software for the child support system.

The Act takes effect March 26, 1990.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$1,000,000 to the Department of Human Services for reimbursement to nursing facilities. The rates were to be adjusted to the 74th percentile of facility costs based on March 31, 1990, cost reports.
2. An appropriation of \$849,000 for the remodeling of administrative office and consolidation of certain operations in the Fifth Judicial District Department of Correctional Services.
3. An appropriation of \$25,000 to the Department of Public Safety to implement the accreditation for law enforcement agencies.
4. An appropriation of \$220,000 to the Department of Public Safety for a new office facility as a law enforcement headquarters for the Department.
5. An appropriation of \$44,800 to partially fund information specialists and accounting section positions at the Department of Agriculture and Land Stewardship.
6. An appropriation of \$20,000 to the Department of Education for the Lift-up Program in the Fifth Judicial District Department of Correctional Services.
7. An appropriation of \$375,000 from the Alcoholic Beverages Revolving Fund to the Alcoholic Beverages Division of the Department of Commerce for the purchase of a new computer.

8. Language which required that any funds not spent for enhanced mental health, mental retardation, developmental disabilities (MH/MR/DD) services did not revert but were to be deposited in the State Supplementation of federal Social Services Block Grant Fund, after county expenditures for candidate services are reimbursed.

**SENATE FILE 2280 — Appropriations and Provisions Relating to State Executive Agencies and National Organizations**

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to various state agencies and certain elected state officers including the Secretary of State, the Executive Council, the Office of Governor, the Office of Lieutenant Governor, and the Treasurer of State; for membership to the National Governors' Conference, membership to the National Conference of State Legislatures, membership to the Council of State Governments, and membership to the Commission on Uniform State Laws; to the Department of General Services, the Capitol Planning Commission, the Department of Personnel, the Department of Revenue and Finance, the Department of Management, and the Office of State-Federal Relations.

The Act directs the Administrative Rules Coordinator to require that agencies include a reference to the statute which rules are intended to implement. The Act also provides that the Administrative Rules Coordinator assigns an ARC number (administrative rules identification number) to each rulemaking document submitted by state agencies.

The Act also makes additional appropriations to the State Communications Network, appropriates moneys collected from boxing and wrestling matches, and amends 1990 Iowa Acts, H.F. 685, which authorizes interstate banking and amends the United Community Bank Office limitations to permit merger of affiliates.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Provisions establishing a new information and filing system within the Office of Secretary of State including the imposition of additional fees.
2. Procedures for reducing and eliminating service contracts and related personnel costs before initiating layoffs.
3. Procedures for review by the Legislative Fiscal Bureau of intradepartmental fund transfers within the Department of General Services.
4. Provisions directing the Department of General Services to pursue utility rate reductions for the State Capitol Complex.
5. Authorization to transfer funds from the Revolving Fund of the Division of Insurance to fund the temporary physical moving of the Division and remodeling of office space within the Lucas State Office Building for the Division of Insurance by the Department of General Services.
6. Limitations on the Department of Management to allocate funds appropriated among salaries, support, and miscellaneous purposes.
7. Authorization for the Board of Optometry to employ legal counsel outside the Office of Attorney General.
8. Authorization for an unlimited appropriation for postage for voter registration forms.
9. Expansion of the number of state employees eligible for special IPERS retirement under correctional officer special protective occupational retirement provisions.

**SENATE FILE 2327 — Economic Development Appropriations and Other Provisions**

BY COMMITTEE ON APPROPRIATIONS. This Act makes General Fund appropriations of \$44,353,245 and other state fund appropriations of \$2,535,650 to the Departments of Economic Development, Human Services, and Public Health, the Iowa Finance Authority, the three Regents' Institutions, the International Network on Trade (INTERNET), the Wallace Technology Transfer Foundation, and the Office of the Treasurer of State for the fiscal year beginning July 1, 1990.

Purposes for which the appropriations to the Department of Economic Development are made, which include a number of programs and purposes that had previously been funded from lottery revenues, are the following: general administration, tourism operations and advertising, national marketing operations and advertising, Film Office, international trade operations and offices, Agricultural Product Advisory Council, Export Trade Activities Program, Partner State Program, domestic marketing programs, Federal Procurement Office, Community Progress, Mississippi River Parkway Commission, Community Development Block Grant, Iowa Work

Force Investment Program, Community Economic Betterment Program, Iowa Product Development Corporation, Business Development Finance Corporations, Microenterprise Development Revolving Fund, Councils of Governments, Main Street/Rural Main Street Program, Economic Development Training Program, Rural Enterprise Fund, Welcome Center Program, Satellite Center Program (now called Regional Economic Development Center Program as a result of enactment of H.F. 705) program, primary research and computer center operations, Job Training Program, productivity enhancement, Labor Management Councils, youth work force programs, Small Business New Jobs Training Program, small business innovation research, and Technology Innovation Centers.

The Act also appropriated funds to the Iowa Finance Authority's Housing Assistance Program, to the Rural Community 2000 Program, to finance rural economic development, for the Value-added Agricultural Financing Program, for the Research and Development Consortia and research parks, for the World Food Prize, and for the Small Business Advocate's operations, which office was created in the Act.

The Act also establishes the Microenterprise Development Program, making rural water districts and rural water systems eligible for traditional infrastructure funding under the Rural Community 2000 Program, and creates a Homelessness Advisory Committee to advise the Iowa Finance Authority in coordinating programs that provide for the homeless.

The Act rewrites the provision of S.F. 2366 that required the 7 counties currently not served by a Council of Government to form a new or join an existing Council of Government within 6 months of July 1, 1990, by authorizing those 7 counties to form a new or join an existing Council of Government but not mandating that they do so or that they do so within that 6-month period.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. The intent language requiring trade delegations led by the Governor, or an Executive Council member, to include bipartisan representation of the Executive Council.
2. The intent language requiring encumbered or obligated funds appropriated from previous years to the Satellite Centers to be reallocated to the Centers for FY 1991.
3. The intent language relating to program structure for the new Value-added Agricultural Financing Program. A separate Act, S.F. 2385, creates the Program for which the appropriation is made. The language between the 2 versions was in conflict.
4. The intent language permitting the Agricultural Products Advisory Council to expend funds to employ a consultant to assist in the development and implementation of a program and plan for the promotion of agricultural products.
5. The intent language requiring the Treasurer of State to reallocate funds to the Technical Assistance Centers from funds appropriated to the World Food Prize Foundation if the total amount has not been allocated by the end of the fiscal year.
6. To the Special Events Fund, \$50,000.
7. The intent language relating to the new Small Business Advocate requiring state agencies to issue a notice of license and permit applications, to designate a business assistance officer to work with the Advocate, and to collect certain regulatory information.
8. The intent language committing future year receipts from the Iowa Community Development Loan Fund for the E911 Financing Program.

House File 2569 repealed the provisions of S.F. 2327 that created the Small Business Advocate and transferred the funds and full-time equivalent positions for the Advocate to the Department of Economic Development for general administration and the Small Business Program of the Domestic Marketing Program.

**SENATE FILE 2328 — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender**

BY COMMITTEE ON APPROPRIATIONS. This Act provides appropriations for the following administrative or regulatory bodies of state government: Auditor of State; Campaign Finance Disclosure Commission; Department of Employment Services; Department of Inspections and Appeals, including the Foster Care Review Board, Employment Appeal Board, and Legal Services Corporation of Iowa; State Public Defender; Public Employment Relations Board; Department of Commerce, including the Divisions of Professional Licensing and Regulation, Alcoholic Beverages, Banking, Credit Union, Savings and Loan, Insurance, and Utilities; and the State Racing and Gaming Commission.

Major new initiatives include the following: The budget for the Division of Savings and Loans is substantially reduced from FY 1989-1990, as the Division is now responsible for significantly fewer state-chartered savings and loans. A large percentage of state-chartered savings and loan associations have converted to federal charters, reducing the demand for state regulators. A contingent appropriation is made to the Racing and Gaming Commission for the regulation of excursion boat gambling licensees, tied to the number of licenses actually issued. The Employment Appeal Board is to be reimbursed by the Labor Services Division of the Department of Employment Services for all costs associated with hearings conducted under Chapter 91C, relating to contractor registration; moneys are appropriated to expand the Foster Care Registry statewide and to expand the Foster Care Review System into the Eighth Judicial District. Amendments were made to several professional regulation chapters providing for the deposit of licensing fees into the Professional Licensing Revolving Fund, which is the source of funding for the Professional Licensing Division.

Statutory changes include the following: The repayment of audit expenses by state departments and agencies is codified reflecting the current accounting practice of showing and incurring audit expenses in the agency being audited, rather than in the Auditor of State's budget. The Director of the Department of Employment Services is granted the authority to direct the administrative and compliance functions and to control the docket of the Division of Industrial Services. The Division of Industrial Services is responsible for reviewing contested workers' compensation cases.

The position of Assistant Industrial Commissioner is codified to reflect current practice. The Act alters the limitation upon political activity by a Deputy Industrial Commissioner, a quasi-judicial position equivalent to other agencies' administrative law judges. Deputy Industrial Commissioners are now permitted to engage in political activity. The previous prohibition remains upon the Industrial Commissioner and any Chief Deputy Industrial Commissioner who is directly responsible for policy and management.

Horse and dog track licensees are authorized to allow betting on more combinations, subject to the rules of the State Racing and Gaming Commission. The finances relating to the deposit of state revenues from racetracks is altered to direct the income directly to the State Racing and Gaming Commission rather than the Treasurer of State. Income to the Commission is to be spent according to statutory priorities, including regulatory efforts and other items. Any remainder is then to be transferred to the General Fund.

The effective date of amendments requiring the Alcoholic Beverages Division of the Department of Commerce to accept liquor bottles for deposit refunds was delayed from July 1, 1990, to July 1, 1991. The change in effective dates takes effect April 5, 1990.

The automatic repeal on May 1, 1990, of Section 477.9A, regarding liability for deregulated telecommunication services, originally enacted in 1989, is repealed effective April 30, 1990.

The Administrative Contribution Surcharge Fund is extended through July 1, 1994. It had been set to expire July 1, 1990, as well as the mandatory contributions by employers based upon wages paid. The change in the sunset or automatic repeal takes effect June 30, 1990.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A pilot program of informal mediation processes for workers' compensation cases for the Department of Employment Services, Division of Industrial Services.
2. An appropriation provided to the Legal Services Corporation of Iowa by transferring moneys from the indigent defense appropriation.
3. Provisional authority for the Division of Insurance to expend moneys in connection with the administration of S.F. 2449, regarding workers' compensation administrative law duties, was item vetoed because S.F. 2449 was vetoed, making the authority unnecessary.
4. A provision separating the Racing and Gaming Commission from the Department of Inspections and Appeals, and establishing the Commission as a separate department of state government.

**SENATE FILE 2364 — Appropriations and Other Provisions Relating to Agriculture and Natural Resources BY COMMITTEE ON APPROPRIATIONS.** This Act appropriates funds to the Department of Agriculture and Land Stewardship. The appropriation to the Administrative Division is increased by approximately 2.1 percent and \$35,000 is allocated to the State 4-H Foundation. Moneys are transferred from several funds to support the Administrative Division, including the Fertilizer Fund, the Dairy Trade Practice Fund, and the Commercial Feed Fund.

Moneys appropriated to support the Farm Commodity Division are decreased by approximately 18 percent from the previous fiscal year.

The Regulatory Division's appropriation is reduced by 3.8 percent and \$3,342 is allocated to purchase equipment used to detect sulfamethazine contamination.

Moneys appropriated to support the Laboratory Division are increased by 3.8 percent. The funded amount is supplemented by transfers from the Commercial Feed Fund, the Pesticide Fund, and the Fertilizer Fund.

The amount appropriated to support administration of the Soil Conservation Division is increased by 7.0 percent with \$350,000 allocated for additional soil conservation technicians for field offices. There is no change in support to provide financial incentives for soil conservation practices and requirements regarding the expenditure of moneys for financial incentives. Moneys for financial incentives revert to the General Fund on September 30, 1994.

Unclaimed pari-mutuel winnings are appropriated from available funds under Section 99D.13 for the administration of the Horse and Dog Breeders Program and \$250,000 from the General Fund is appropriated to support the Pseudorabies Eradication Program. Unexpended moneys from the FY 1989-1990 appropriation to eradicate multiflora rose remains available in fiscal year 1991. There is no change in the amount appropriated to support the Farmers' Market Program and \$250,000 is allocated to continue support for pilot Lamb and Wool Management Education Projects.

Iowa State Fair Authority.

An appropriation of \$300,000 is provided to support capital projects for major maintenance improvements at the Iowa State Fairgrounds.

Department of Natural Resources.

The amount appropriated to support the Office of Director is increased by 48 percent. The amount to support the Administrative Services Division is increased by 24 percent. The amount to support the Coordination and Information Division is decreased by 2 percent. The amount to support the Energy and Geological Resources Division is increased by 4 percent. The amount to support the Environmental Protection Division is decreased by 3 percent. The amount to support the Forests and Forestry Division is increased by 9 percent. The amount to support the Parks and Preserves Division is increased by 4 percent. The Waste Management Authority and the Fish and Wildlife Division do not receive General Fund moneys.

The amount appropriated to reimburse federal agencies for cooperative contracts remains the same as the previous year's amount. The amount appropriated from the General Fund to support the Green Thumb Program is increased by 13 percent.

Money is appropriated from the State Fish and Game Protection Fund to the Division of Fish and Game for specific purposes, including for administrative support, the Law Enforcement Bureau, the Fisheries Bureau, the Wildlife Bureau, and for Division management. Snowmobile fees and vessel registration fees deposited in the Fund are appropriated to the Division for purposes of enforcing snowmobile laws, navigation laws, and promoting water safety.

Moneys from the Marine Fuel Tax Fund are appropriated to the Department for purposes of maintaining and developing boating facilities and access to public water, and for deposit in the State Fish and Game Protection Fund for administration and enforcement of navigation laws and promoting boat safety.

The Department must conduct a public hearing in Pocahontas County regarding the possible restoration of Lizard Lake.

An appropriation of \$130,000 from uncommitted fees deposited in the Solid Waste Account of the Groundwater Protection Fund is provided to the University of Northern Iowa to study the feasibility of thermoreclamation of foundry sand.

Other Provisions.

The Natural Resource Commission is required to establish a priority list of watersheds above publicly owned lakes which are of highest importance based on soil loss limits. The Department is required to establish by rule prices of plant material grown at state nurseries. The Department is also required to promote sound land management practices. The Department is prohibited from requiring the installation or use of certain equipment to control the emission of dust or other particulate matter.

The State's suspension of authority over portions of the federal Resource Conservation and Recovery Act is extended until June 30, 1994.

Corrections are made to provisions regarding the deposit of civil fines paid for violation of certain environmental protection laws in order to correspond to current law.

A prohibition against the sale, purchase, or use of a pesticide containing daminozide applies only to enhancing or improving a product produced to be consumed.

A public sanitary landfill is exempt from requirements relating to installation of a leachate control system and the establishment and continuation of a postclosure account, if the landfill closes by July 1, 1992, and no contamination is revealed by monitoring.

A person acting in conjunction with an institution of higher education may conduct research relating to waste management on a trial basis before a permit is required by the Department on Natural Resources.

A portion of moneys from the Solid Waste Account of the Groundwater Protection Fund is redistributed. The amount dedicated to support economic management of solid waste and hazardous substances at the University of Northern Iowa is increased from 14 to 20 cents and \$8,000 continues to be appropriated to the Iowa Department of Public Health. Remaining moneys continue to be divided to support groundwater monitoring and the development of guidelines for groundwater monitoring at sanitary disposal projects. The allocation formerly used for abatement and cleanup of environmental threats resulting from sanitary landfills is now dedicated to support the Waste Management Authority.

The amount of cost-sharing moneys eligible to be approved in soil and water conservation districts for conservation practices is reduced from 75 percent to 50 percent of the cost of establishing a conservation practice.

Several provisions take effect April 5, 1990, including corrective provisions regarding the deposit of civil fines for environmental violations, the appropriation supporting a study of thermoreclamation of foundry sand, the amended prohibition against daminozide, and the provision allowing waste management study in conjunction with an institution of higher education.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Moneys appropriated to the Department of Agriculture and Land Stewardship that were to be used for the following: to support an assistant attorney general position, to support a planter position to perform pesticide case reviews, and to assist in promoting, marketing, and selling agricultural products.

2. Authority for the Department of Agriculture and Land Stewardship to use increased revenues from potential fee increases in the Fertilizer Fund and Pesticide Fund.

3. A requirement for the Department of Agriculture and Land Stewardship and the Department of Natural Resources to notify the Agriculture and Natural Resources Appropriations Subcommittee about transfers of moneys, including those made between line-item appropriations.

4. An appropriation to the Department of Natural Resources to support an environmental specialist to develop preserves management plans.

5. A requirement for the Department of Natural Resources to reduce expenditures for capital projects before instituting personnel cuts to avoid creating a deficit in the Fish and Game Protection Fund.

6. Moneys appropriated to Jones County to repair a lowhead dam, and a provision removing authority from the county to use moneys from the Resource Enhancement and Protection Fund for the dam repair.

7. A requirement for the Department of Natural Resources to provide the Legislative Fiscal Bureau with monthly internal budgets.

**SENATE FILE 2365 — Appropriations and Amendments Relating to Medical Assistance**

**BY COMMITTEE ON APPROPRIATIONS.** This Act provides statutory provisions and related appropriations expanding health care coverage under the Medical Assistance Program and providing other health care services to benefit elderly persons.

Approximately \$1,000,000 is appropriated to increase the statutory minimum amount of the community spouse resource allowance under the Medical Assistance Program from the federally required minimum of \$12,000 to \$24,000. As a result, if an individual eligible for the Medical Assistance Program is institutionalized, the person's spouse remaining in the community will be able to retain at least \$24,000 of resources before provisions

requiring division of resources apply. The amount was not specified under previous law, so the minimum amount required under federal law applied.

Sixty thousand dollars is appropriated to increase the resource allowance to \$10,000 per household for the Supplemental Security Income (SSI) related Medically Needy coverage group of the Medical Assistance Program. The increase permits the Department of Human Services to apply consistent eligibility criteria; previously the resource limit was \$5,000 for a single person and \$7,500 for two or more persons.

The Department of Human Services is authorized to adopt administrative rules in accordance with emergency provisions to implement the Act. The Act takes effect October 1, 1990.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$1,350,000 and related statutory provisions to extend Medical Assistance coverage by expanding eligibility for SSI to persons whose income is no more than 100 percent of the federal poverty level.
2. An appropriation of \$20,000 to the Department of Human Services to develop a pharmaceutical assistance program and requirements to establish a task force to guide the development.
3. An appropriation of \$150,000 to the Iowa Department of Public Health to expand the Homemaker-Home Health Aide Program.

**SENATE FILE 2402 — Appropriations and Provisions Relating to Public Defense, Public Safety, Transportation, and Enforcement**

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates moneys to the Iowa Law Enforcement Academy, the Department of Public Defense, the Department of Public Safety, and the State Department of Transportation for the fiscal year beginning July 1, 1990, and ending June 30, 1991.

In addition to the general administrative appropriations to the various agencies, this Act conditions appropriations to the Military Division of the Department of Public Safety on a \$60,000 appropriation to establish a maintenance detachment in Clarke County and appropriates moneys to the Department of Public Safety for the continued purchase of the Automated Fingerprint Information System (AFIS) and terminals.

Rail and water moneys appropriated to the State Department of Transportation are conditioned upon use of a portion of the money to conduct a demonstration study to assess the economic and technical feasibility of establishing an intermodal transportation facility at or near a location on the Mississippi River.

The State Department of Transportation is appropriated nonreverting moneys for scenic route development and implementation. Public or private entities who donate land to be used as scenic routes by the Department are given preference in project selection if the land is accepted by the State Department of Transportation.

The Act makes an appropriation to the State Department of Transportation for the addition of 6 full-time employees for parcel acquisition.

This Act reduces the per capita allowance to each unit of the National Guard from \$10 to \$5 and requires that the allowance be spent for morale purposes and for the welfare of the troops. The Act also provides that not more than one-half of the costs of providing tests, examinations, and minimum basic training by the Law Enforcement Academy can be charged to law enforcement officer candidates.

Moneys in the Secondary Road Fund, the Farm-to-Market Road Fund, and the Federal Aid Secondary Road Fund are distributed to counties based upon a formula of 70 percent of needs and 30 percent of area. Former law distributed the Secondary Road Fund and the Farm-to-Market Road Fund based on 60 percent needs and 40 percent area and the Federal Aid Secondary Road Fund moneys were distributed 100 percent based on area. The Act guarantees a hold harmless base year amount which is phased out over a 4-year to 8-year period.

This Act strikes a requirement that the State Department of Transportation transfer jurisdiction of a road to a city or county when the construction, reconstruction, or improvement to the network of commercial and industrial highways results in a change in the function of the road. Jurisdictional transfers are now allowed only if the governmental bodies enter into an agreement to transfer the jurisdiction.

Individuals residing in areas of a county which are included in an Integrated Roadside Vegetation Management Plan must obtain a permit from the county board of supervisors for the spraying, mowing, and burning of roadsides.



This Act repeals the Abstract Fee Fund and provides that all moneys collected for abstracts are credited to the General Fund.

A handicapped person who owns a motor vehicle which has been issued radio operator registration plates may apply to the State Department of Transportation for a handicapped identification sticker to be affixed to the plates. In addition, a motor carrier of property must display the certification number as issued by the State Department of Transportation on any advertising.

The Act provides \$25,000 to be used by Tama County for an additional deputy sheriff to provide law enforcement on the Sac and Fox Indian Settlement and provides that the state is not held liable for the performance or nonperformance of law enforcement duties.

Finally, the Act provides for underground storage tank cleanup assistance, increases authorized disbursement for retroactive claims to the remedial account by \$2,000,000, and expands the categories of persons eligible for retroactive assistance. An application deadline of September 1, 1990, is imposed upon newly eligible applicants. The underground storage tank provisions take effect May 7, 1990.

House File 2569 amended this Act by increasing the percentage contribution by the state to the Peace Officers' Retirement, Accident, and Disability System from 16 percent to 18 percent.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Funding to replace inefficient and outdated sanitary and maintenance equipment at the Iowa Law Enforcement Academy.
2. Funding to purchase DNA laboratory equipment and a status report detailing the expenditures.
3. Funding for administrative functions to implement accreditation for law enforcement agencies.
4. Funding to lease-purchase a building and equipment for vehicle theft operations.
5. Funding for planning and site selection of a new Fort Dodge Highway Patrol Post.
6. A provision prohibiting transfer of moneys from the appropriation for the production of motor vehicle licenses.
7. Funding improvements and programs to increase passenger traffic at the Burlington, Clinton, Fort Dodge, Ottumwa, and Waterloo airports.
8. Funding to complete the North Shore Drive at Clear Lake.
9. A provision stating that moneys appropriated for a new program or function cannot be transferred to another purchase.
10. The regulator of travel in the left-hand lane of uphill traffic lanes.
11. A State Department of Transportation directive to contract with other states to initiate a lawsuit to prevent the impoundment of the states' portions of the federal gas tax.
12. A provision for special independent legal counsel to defend the state against suits arising from Road Use Tax Fund appropriations.

**SENATE FILE 2408 - Corrections, Courts, and Justice Department Appropriations and Provisions**  
BY COMMITTEE ON APPROPRIATIONS. This Act appropriates moneys to the Department of Justice, Board of Parole, Department of Corrections, including correctional facilities and the Judicial District Department of Correctional Services within the Department of Corrections, and the Judicial Department.

Funding for the Department of Justice is increased for most line items and \$540,000 is appropriated to the Department for victim assistance grants, formerly administered by the Department of Public Safety.

Funding for the Board of Parole is increased, and the Board is directed to implement as necessary, the findings and recommendations made by the consultants reviewing the corrections system in conjunction with the General Assembly's Corrections System Review Task Force established by 1988 Iowa Acts, Chapter 1271.

Funding for the Department of Corrections is increased for most line items. Certain amounts representing new money for programs within the judicial districts are appropriated as separate line items. House File 2569 amended this Act by eliminating \$90,000 in new funding for job development grants appropriated to the Eighth Judicial

District Department of Correctional Services. The District Department of Correctional Services is also to work with the chief judge in each judicial district to develop a plan to divert low-risk offenders to the least restrictive sanction available. This plan is to be implemented by October 1, 1990. The District Department of Correctional Services and the Department of Corrections are also to develop plans to reduce revocation rates to prison, and to increase early releases under the Intensive Supervision Program. These plans are intended to assist in efforts to control prison populations.

Moneys appropriated to the Judicial Department include \$1,500,000 for the Iowa Court Information System.

The Judicial Department is also required to amend its current budgeting process and budget and to track expenditures by specific organization codes. The Department of Corrections, Judicial District Departments of Correctional Services, Board of Parole, and the Judicial Department are directed to develop an automated data system for use in the sharing of information between these Departments.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Provisions requiring the Department of Corrections to employ the additional correctional officers for the Anamosa Correctional Facility by July 1, 1990.
2. A provision requiring the Department of Corrections to employ an Education Director and clerk to administer a centralized education program for institutions.
3. A provision requiring the Department of Human Services to enter into a cooperative agreement by May 1, 1990, with the Judicial Department for reimbursement and incentive payments to the Judicial Department for activities eligible for federal financial participation.
4. The provisions which funded and added staff for field services in specified community-based correction districts and a tactical unit in the Fifth Judicial District.
5. An appropriation of \$90,000 for a personal development program which was funded in S.F. 2212.
6. An appropriation of \$200,000 for a pilot project to study revocation rates to prison.
7. Funding for a pilot program of mandatory mediation of contested issues of child custody and for a pilot program establishing a family court which were not enacted by the General Assembly. House File 2569 contained similar provisions but the Governor item vetoed an appropriation for the mediation project and for the Supreme Court to study the feasibility of establishing a family court. While funds for the family court study were eliminated, the requirement to conduct the study remains.

**SENATE FILE 2420 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This bill would have legalized and validated certain interdepartmental and intradepartmental transfers of funds which were made after the end of the fiscal year for which the appropriations were made, rather than during the fiscal year as authorized in Section 8.39, as found and declared by the General Assembly in the bill. The bill also would have abolished the authority of the executive branch to make interdepartmental transfers of funds and restricted intradepartmental transfers of funds to transfers during the fiscal year which did not exceed 2 percent of the single appropriation line item from which the funds were transferred, or \$100,000, whichever is less. This restriction on intradepartmental transfers, however, would not have applied to line-item appropriations to the Department of Human Services for medical assistance, Aid to Families with Dependent Children (ADC), foster care, and State Supplementary Assistance (SSA), if the proposed intradepartmental transfer was first reported to the Legislative Fiscal Committee and the Committee had met and had an opportunity to comment on the proposed transfer.

**SENATE FILE 2421 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This bill, which was vetoed on April 3, 1990, contained Human Services appropriations and other provisions. It was the second of 3 substantially similar bills. The first bill, H.F. 2514, was vetoed on March 7, 1990. The major difference between the 3 bills involves the amount of reimbursement increases paid to various service providers. Please refer to S.F. 2435, which was enacted, for a full summary of the final action relating to Human Services appropriations.

**SENATE FILE 2422 — Compensation for Public Officials and Employees**

BY COMMITTEE ON APPROPRIATIONS. This Act increases compensation and benefits for elected officials in the executive branch, judges, department heads, faculty, and certain other state and public employees. The elected officials in the executive branch will receive salary increases ranging from about 6 percent for the Governor

and Attorney General to about 8 percent for the Secretary of Agriculture, Auditor of State, Treasurer of State, and Secretary of State. Faculty at the state universities will receive up to a 5 percent increase at the discretion of the State Board of Regents. Bargaining and nonbargaining employees will receive a 5 percent increase for FY 1990-1991. The Act appropriates funds to implement benefits contained in the bargaining agreements. The Act increases, beginning January 1, 1991, the salary of the presiding officer of the Senate and the majority and minority leaders of each house to the salary amount to be paid to the Speaker of the House beginning January 1, 1991.

In addition, the Act provides that the President Pro Tempore and Speaker Pro Tempore will receive \$1,000 more in salary than the ordinary members of the General Assembly beginning January 1, 1991.

The Act provides that the Lieutenant Governor is to be paid at an annual rate of \$26,700 for the 6 months beginning July 1, 1990, and at an annual rate of \$60,000 when the Lieutenant Governor ceases to be President of the Senate.

The Act also permits a county, when holding an election on the question of imposition of a local option sales tax, to set a specific date, which is stated on the ballot, for the repeal of the tax.

The Act also increases the per diem of members of a number of statutory boards, councils, and commissions from \$40 to \$50.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A provision that would have exempted the Iowa Finance Authority from the pre-audit and central accounting systems of the Department of Revenue and Finance.
2. A provision placing the Executive Director of the Board of Educational Examiners in salary range 4.

**SENATE FILE 2423 — Appropriations and Other Provisions Relating to Educational and Cultural Programs** BY COMMITTEE ON APPROPRIATIONS. This Act is the second of 2 education appropriations bills for the fiscal year beginning July 1, 1990. The first education appropriations bill, H.F. 2418, which was substantially similar to S.F. 2423, was vetoed on March 14, 1990, and the General Assembly failed to override that veto. This Act contains virtually all of the programs that were contained in H.F. 2418, but the amounts appropriated to the programs have generally been reduced. This Act makes appropriations to the Department of Cultural Affairs, the Department of Education, the College Aid Commission, the State Board of Regents, the Iowa Department of Public Health, and the Department of Elder Affairs.

No more than 10 percent of the new moneys appropriated for the Iowa Arts Council can be used for administrative purposes. The Library Division is to adopt rules relating to the copying of library materials and defraying the expenses of copying including charging fees for nonresident persons.

Interest earned on the Permanent School Fund that is not matched by private contributions for the First in the Nation in Education Foundation or the National Center for Gifted and Talented Education is credited as payment on moneys loaned to the Historical Division from the Permanent School Fund. The Historical Division is also to solicit voluntary contributions on behalf of the Division, at the entrance and other locations throughout the State Historical Building and collect entrance fees for the Montauk Governor's Mansion for purposes of raising funds for making payments to the Permanent School Fund.

The Act also requires Department of Cultural Affairs to establish cultural grant programs for cities, certain nonprofit community organizations, and major multidisciplinary cultural organizations to enhance or create cultural programs, events, or attractions in Iowa.

The Act contains several new student aid programs and funds some programs that were enacted, but not funded, by the General Assembly in the 1989 Session. The new programs created in the Act are the Iowa Grant Program, the Access to Education Program, the Displaced Workers Program, the Graduate Nursing Program, and the Osteopathic Grant Program. Programs that were enacted in 1989, that had not previously received funding but that are now funded, are the Work for College Program, the Physician's Loan Repayment Program, and the Elder Law Program.

Student aid programs that receive increases in the standing limited appropriations are the Work-Study Program, the Tuition Grant Program, the Vocational-Technical Tuition Grant Program, and the Stafford Loan Program. Programs that are to be funded from the student aid moneys appropriated to the College Aid Commission are the Education Savings Program, the Teacher Loan Payment Program, the Occupational Therapists

Loan Program, the Nursing Loan Program, the Work for College Program, the Graduate Student Financial Assistance Program, and the Iowa Grant Program. The National Guard Loan Repayment Program also receives funding. As was the case in 1989, the Iowa Minority Academic Grants for Economic Success (IMAGES) Program moneys for the state universities are appropriated directly to the 3 institutions. The moneys for the IMAGES Program at the private colleges and universities are included in the moneys appropriated to the College Aid Commission for the Tuition Grant Program.

The grant program for students at the Osteopathic College is designed to phase in and replace the Osteopathic Subvention Program, which is being phased out over a 4-year period.

The Department of Education is required to contract for a summer residence program for gifted and talented elementary and secondary school students, to support law-related education centers, to provide funds for the employment resources center under the Fifth Judicial District's Department of Correctional Services, and to study the impact of student weighting on the appropriateness of student placement for special education.

Of the moneys appropriated for the school food service, \$25,000 is allocated for the development of guidelines for school lunch and breakfast programs and to plan a nutrition pilot project. The nutrition pilot project is the subject of another enactment, S.F. 2326.

The moneys available for nonpublic school pupil textbooks is increased by 200 percent over the amount appropriated for FY 1989-1990 and the amount allowed per pupil is doubled from \$10 to \$20.

The provisions that traditionally contain the funding for the merged area schools are altered to reflect inclusion of moneys for equipment purchases and increased funding for the colleges over the FY 1989-1990 funding level.

All 3 state universities receive budget increases over funding levels for FY 1989-1990. The moneys appropriated to each university for salary annualization, inflation, utility and debt service, and enhancing undergraduate education are in separate line items this year. The Statewide Tumor Registry located at the University of Iowa receives funding in the provisions appropriating moneys to that university. The Comprehensive Agricultural Research Program receives separate funding under the appropriations to Iowa State University, as does the Fire Service Institute. Both the Teacher Education Center and the Center for Early Development, located at the University of Northern Iowa, receive separate funding under that university's funding provisions. Two graduate centers, the Siouxland Tristate Graduate Center and the Quad-Cities Graduate Studies Center, receive funding under the State Board of Regents' funding provisions. Money is appropriated to study the possibility of creating another graduate center in Council Bluffs. Of the moneys received by the College of Veterinary Medicine at Iowa State University, \$25,000 from the Livestock Disease Research Fund, established pursuant to Section 267.8, is to be used for research into the causes of and available treatment for an unknown swine reproductive and neonatal disease, generally known as "mysterious pig disease."

The Penal Institution Education Program is authorized to develop a tracking system of educational achievements of inmates of penal institutions. The Career Information System of Iowa must ensure that the educational information provided to students include, but not be limited to, information relating to the likelihood of employment in Iowa in the students' career choice areas. The appropriation to the Department of Education for vocational education aid to secondary schools, for expenditures made during FY 1990-1991, is not effective until July 1, 1991.

The College Aid Commission's administration moneys are required to conduct a study of the cosmetology and chiropractic programs available to Iowans at both private and public postsecondary institutions. The study is to include the number of students attending the programs, the type of financial aid that is available to the students, a description of the accreditation standards which are required to be met by each program, a listing of those areas in which programs have failed to meet accreditation standards, the number of students placed within 1 year of graduation in professions for which they have been trained, and the number of students who have continued in the professions for which they have been trained 5 years after graduation from a professional program.

Merged Area VII (Hawkeye Tech) is to receive moneys for use as state matching funds for federal funds applied for prior to June 5, 1989, from the State Communications Network Fund, and the provision takes effect May 8, 1990. The Department of Personnel is to evaluate the classifications of persons employed in the Division of Area Schools in the Department of Education to ensure that those classifications and pay scales are designed to attract persons with the appropriate qualifications in the field of higher education.

School districts which have engaged in whole grade sharing, and which wish to include sixth grade as one of the grades in the agreement but which have failed to meet the deadlines for the signing of agreements, may amend the existing contracts to include that grade, provided that the addition of the sixth grade to the current agreement is signed by July 1, 1990.

An area education agency which has fewer than 3.5 public school pupils per square mile is eligible to receive funds from the moneys appropriated for that purpose.

The Department of Education is to conduct a survey of the academic, cocurricular, and extracurricular fees charged to students as a requirement for enrollment in the schools, or participation in activities, of the district and report its findings by July 1, 1990.

Provisions which specify the vocational education requirements for students in grades 9 through 12 are amended to exclude nonpublic schools. The school media and guidance provisions are amended, as they apply to accredited nonpublic schools, to require the Department to apply the requirements on a system basis, rather than an individual school basis. The requirement that school districts maintain a multicultural, nonsexist approach in the teaching of the educational program is expanded to include schools other than public schools.

The county quotas for indigent patients, who are treated at the University Hospitals and Clinics as a result of being civilly committed, may be increased if the Governor finds that the increase is necessary due to a regional or statewide economic emergency.

The State Board of Education is to adopt rules which require that each area school, which establishes a new jobs training project or projects and receives funds as a result of the project or projects, is to establish a separate account for those funds and report annually to the General Assembly regarding disbursements from the account.

The school standards relating to articulated sequential elementary-secondary guidance programs and media services for pupils in grades kindergarten through 12 are amended to provide for a waiver of the standards during the school year beginning July 1, 1991.

The Department of Education is to create an Ambassador to Education position within the Department. The Ambassador to Education will be the person who is selected as the Teacher of the Year by the Governor.

The Displaced Workers Financial Aid Program is created to retrain those persons who are displaced as a result of the closing of certain hog slaughtering operations. Workers eligible to receive money under the program are to have been employed in an operation which closed between January 1, 1989, and December 31, 1990, and which employed 500 or more workers at any time during the 6-month period immediately preceding the date on which the plant closed.

Both the State Board of Regents' universities and the community colleges are required to adopt policies relating to the use of controlled substances by students and employees on property owned or leased by those institutions or in conjunction with activities sponsored by those institutions. The policy is to include a clear statement of sanctions for violation of the policy and information about available drug or alcohol counseling and rehabilitation programs.

Computer sales by an institution under the control of the State Board of Regents are now considered retail sales under Chapter 422, Division IV, and are subject to the appropriate taxation under that division.

The provisions relating to the commencement of a school year are altered to permit school to start during the calendar week preceding September 1, if September 1 falls on a Sunday.

Of the moneys appropriated for at-risk programs in elementary schools, \$75,000 is allocated for use by school districts which have an actual student population of 10,000 or less and have an actual non-English speaking student population which represents greater than 5 percent of the total actual student population. Of the at-risk moneys allocated for the Child Development Coordinating Council, only 3.33 percent may be used for administrative costs.

The payment of funds to area education agencies for children at Eldora and Toledo, and at certain other facilities, is revised to provide for current year funding based upon projected costs of services. Actual cost adjustments will be reflected in the first payments to the area education agencies receiving funds for the children.

The following provisions take effect May 8, 1990:

1. Nonreversion language for the State Communications Fund.

2. Change in the filing deadline for a 1-year exception to the open enrollment law.
3. Nonreversion language relating to last year's appropriation to the State Board of Regents for operating funds deficiencies.
4. A date change in a Department of Education student fees study.
5. Allocation of moneys to Merged Area VII for telecommunication matching funds from nonreversionary funds in 1989.
6. A Grant of authority to the appropriated Narrowcast System Advisory Committee to disallow grant requests which are inconsistent with the telecommunications plan.
7. The program and allocation of funds for the Displaced Workers Financial Aid Program and related programs.
8. Extension of recalculation of state aid provisions for the Okoboji school district.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. An authorization permitting the Arts Division of the Department of Cultural Affairs to retain funds in FY 1991-1992 allocated for use as matching funds for federal grant moneys in the appropriation for FY 1990-1991.
2. Additional aid to the Department of Cultural Affairs for the Regional Library System.
3. Two provisions relating to special programs and projects to be administered by the Department of Education. Both the new moneys and the retention of unused moneys, previously appropriated for special programs and projects, were item vetoed.
4. Language in the penal education appropriation which would have required the development of an individualized education program for each inmate.
5. Language providing for salary increases for professional employees at the community colleges, other than administrators, faculty, and hourly staff during the first 3 quarters of FY 1990-1991 and for all professional employees during the remaining quarter of FY 1989-1990.
6. Appropriation of moneys for professional development programs at the community colleges.
7. A provision prohibiting the State Board of Regents from seeking reimbursements from the universities to assist in the funding of the Board office.
8. Appropriations to the State University of Iowa and to the University of Northern Iowa for the Center for Simulation and Design and the Leadership for Teacher Education Program.
9. A provision requiring that the Schools for the Deaf and Blind pay for the transfer and education of students who have been sexually or physically abused at those facilities.
10. A provision requiring the State Board of Regents to issue bonds to finance energy-saving projects at institutions governed by the Board.
11. A provision allocating moneys from the Educational Excellence Fund to the Department of Education for purposes of creating a consortium to conduct an independent evaluation of Phase III.
12. Appropriations to the School Budget Review Committee to assist school districts affected by the amendments contained in S.F. 2306 to the open enrollment law.
13. Three studies to be conducted by the Department of Education. One study was of the costs associated with an extended school year for special education; another was a study of and recommendations for an administrator's excellence program; the third was a review of definitions of autism and attention deficit disorders and the creation of new categories for persons with those disorders.
14. A provision requiring the Department of Personnel to reassess the classifications and pay plans for persons employed in the Area Schools Division of the Department of Education.
15. A provision allocating funds from the Community Economic Betterment Account for financial counseling, the dislocated worker center in Merged Area X, and the Displaced Workers Financial Aid Program.

**SENATE FILE 2427 — Budgeting and Financial Procedures of State Agencies**

BY COMMITTEE ON APPROPRIATIONS. This Act codifies standard appropriation bill language relating to the duties and powers of state agencies with regard to state budgeting procedures. The Act defines "full-time equivalent position" for budgeting purposes, and authorizes the Department of Inspections and Appeals and the Auditor of State to charge other state agencies for certain services provided. The Department of Human Services is required to mail vendor warrants for the Department of Corrections. The Department of Corrections is required to notify the Legislative Fiscal Bureau of quarterly expenditures and any revisions in allocations to the state or community-based correctional facilities, and to submit other budgetary and correctional reports to the Legislative Fiscal Bureau.

The administration of the Juvenile Victim Restitution Program is transferred from the Criminal and Juvenile Justice Planning Agency to the Judicial Department.

The Utilities, Insurance, Banking, Credit Union, Savings and Loan Association, Alcoholic Beverages, and Professional Licensing and Regulation Divisions within the Department of Commerce are required to make quarterly payments to the Department for administrative services provided to the Divisions by the Department. The Insurance, Banking, Credit Union, and Savings and Loan Association Divisions within the Department of Commerce and the Office of Consumer Advocate within the Department of Justice are authorized to expend funds in excess of their appropriations if necessary for the completion of examinations or investigations, with the approval of the Department of Management, if the expenses are collected from the entity examined or investigated.

The Department of Commerce is required to transfer 60 percent of nonexamination revenues to the General Fund and 40 percent to the Insurance Revolving Fund beginning July 1, 1991.

**SENATE FILE 2428 — Federal Block Grant Appropriations**

BY COMMITTEE ON APPROPRIATIONS. The first portion of this Act appropriates funding received from various federal block grants to state agencies for the federal fiscal year which begins October 1, 1990. The Act establishes a mechanism to be used if more or less federal funding is received than estimated, or if block grants are consolidated. This portion of the Act appropriates the Maternal and Child Health Services Block Grant to the Iowa Department of Public Health; the Preventive Health and Health Services Block Grant to the Iowa Department of Public Health; the Community Services Block Grant to the Division of Community Action Agencies of the Department of Human Rights; the Community Development Block Grant to the Department of Economic Development; the Education Block Grant to the Department of Education; the Low-Income Home Energy Assistance Block Grant to the Division of Community Action Agencies of the Department of Human Rights; the Social Services Block Grant to the Department of Human Services; and the Mental Health Services for the Homeless Block Grant to the Division of Mental Health, Mental Retardation, and Developmental Disabilities of the Department of Human Services. A percentage of the block grants is designated for administrative costs of the state agencies and provision is made for auditing of the funds utilized.

The second portion of the Act encourages all agencies of the state to apply for available federal and nonstate funds if the funds will enable the agency to fulfill its duties and responsibilities. This portion of the Act appropriates any federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, to the following departments, establishments of government, and the Judicial Department to be used for the purposes set forth in the grants, receipts, or conditions accompanying the receipt of the funds, unless otherwise provided by law: the Department of Justice, the Office of the Auditor of State, the Department for the Blind, the Campaign Finance Disclosure Commission, the Iowa Civil Rights Commission, the College Aid Commission, the Department of Commerce, the Department of Corrections, the Department of Cultural Affairs, the Department of Economic Development, the Department of Education, the Department of Elder Affairs, the Department of Employment Services, the Executive Council, the Department of General Services, the Office of the Governor, the Office of the Lieutenant Governor, the Department of Human Rights, the Department of Human Services, the Department of Inspections and Appeals, the Judicial Department, the Iowa Law Enforcement Academy, the Department of Management, the Department of Natural Resources, the Board of Parole, the Department of Personnel, the Department of Public Defense, the Public Employment Relations Board, the State Board of Regents, the Department of Revenue and Finance, the Office of Secretary of State, the Iowa State Fair Authority, the Office of Federal-State Relations, the State Department of Transportation, and the Office of Treasurer of State. This portion of the Act also appropriates from federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, to the Iowa Department of Public Health or to the Department of Public Safety, the amounts specified in the Act, to be used as set forth in the grants, receipts, or conditions accompanying the receipt of the funds for the purposes designated by the Act.

The Act requires all agencies of the state designated in the Act to report to the Department of Management and the Legislative Fiscal Bureau the receipt of federal and other nonstate grants, receipts, and funds for fiscal year 1990, no later than November 15, 1990. The Act also requires that all departments and establishments of government and the Judicial Department transmit to the Department of Management and the Legislative Fiscal Bureau, estimates of their receipts and expenditure requirements from federal or other nonstate grants, receipts, and funds for the ensuing fiscal year. All departments and establishments of government and the Judicial Department are also required to report any changes in the receipt of federal or other nonstate grants, receipts, and funds from the funding levels on which appropriations for the current or ensuing fiscal year were or are based, to the Department of Management and the Legislative Fiscal Bureau.

**SENATE FILE 2433 — Iowa Plan Fund Appropriations and Provisions**

BY COMMITTEE ON APPROPRIATIONS. This Act originally provided that the moneys in the Surplus Account of the Iowa Plan Fund in excess of the amount needed to fund the appropriations made from the Surplus Account for the fiscal years beginning July 1, 1988, and July 1, 1989, were to be reallocated for the fiscal year beginning July 1, 1989, to the Community Economic Betterment Account, Jobs Now Account, and the Education and Agriculture Research and Development Account as provided in Section 99E.32 for the fiscal year beginning July 1, 1989. The Act increased the amount appropriated to certain programs and allows certain programs under the Education and Agriculture Research and Development Account to receive their appropriations sooner in the fiscal year than normally. However, as a result of the Governor's item vetoes, excess moneys in the Surplus Account will not be reallocated to all the other accounts but certain programs in the Agriculture Research and Development Account will still receive their money sooner.

The Act appropriates from the Surplus Account for the fiscal year beginning July 1, 1989, to the Department of Public Defense for construction of a State Area Readiness Command (STARC) Armory at Camp Dodge and to the Terrace Hill Commission.

The Act allows the boards of directors of the International Network on Trade (INTERNET) Corporation and the Wallace Technology Transfer Foundation to set up their own funds for deposit of moneys received by them and specifies which state employee benefit programs and employee requirements and restrictions apply to the Corporation's and Foundation's directors and employees.

The Act takes effect May 7, 1990.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A \$250,000 appropriation for a facility for persons with head injuries to be located in Ankeny.
2. Appropriations from the Surplus Account for the fiscal year beginning July 1, 1989, to the Department of Public Defense for a disaster recovery program, the Iowa Civil Rights Commission, Prosecuting Attorneys Training Coordinator, Department of Agriculture and Land Stewardship, Iowa Department of Public Health, Iowa State Fair Board, and the Agriculture Extension Service.
3. Provisions that created a Disaster Recovery Program and those provisions that would have authorized the Iowa Finance Authority to issue bonds to finance low-interest loans under the Program for persons and political subdivisions which suffered an uninsured or underinsured property casualty from a disaster which is not otherwise eligible for federal or state disaster assistance. Moneys appropriated to the Disaster Recovery Fund would have been used to leverage other public and private funds, including disaster recovery loan repayments. The Iowa Finance Authority would have issued bonds or notes to be secured by the disaster recovery loan repayments, other income, and property pledged by the beneficiaries. Eligibility for assistance would have required a disaster recovery action order recommended by the Disaster Services Division of the Department of Public Defense and approved by the Governor.

**SENATE FILE 2435 — Human Services Appropriations and Other Provisions**

BY COMMITTEE ON APPROPRIATIONS. This Act relates to human services, makes appropriations to the Department of Human Services, contains retroactively applicable provisions, and provides an effective date. Two other bills, H.F. 2514 and S.F. 2421, which contained substantially similar provisions, were vetoed by the Governor.

The Aid to Families with Dependent Children (ADC) appropriation provides a 4 percent increase in the amount of benefit payments to recipients. The Department is directed to apply for a federal waiver to operate the Self-Employment Investment Demonstration Project (SEID) as a statewide program and must select counties to operate the project if the waiver application is denied. The Department is also directed to work with the federal government to exempt income obtained from a pregnancy prevention program in determining eligibility for ADC.



The amount of the differential reimbursement rate paid to hospitals providing a disproportionate share of care to Medical Assistance recipients is increased to 250 percent of the amount paid in FY 1989-1990. Of funds appropriated in S.F. 2423 to the University of Iowa Hospitals and Clinics for treatment of indigent patients, \$1,134,000 is to be transferred to the Department of Human Services for use in funding the Medical Assistance Program. The Hospitals and Clinics must receive at least the same amount in disproportionate share reimbursement as is transferred.

A provision relating to medical contracts requiring the continuation of a contract for drug utilization review of Medical Assistance recipients was amended by H.F. 2569. The amendment would have provided an additional \$140,000 to continue the review as a state-only program rather than a federal-state program; however, the Governor item vetoed the amendment so the program continues with federal-state funding.

The Department is required to increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security and social security increases are increased due to an increase in the cost of living.

Appropriations for child day care resource and referral programs and start-up grants that were originally part of the 2 substantially similar vetoed bills were made part of H.F. 2546 which was subsequently enacted. This Act contains funding for protective and state child care assistance. The method of allocating funds for these 2 programs is revised to allocate the moneys to the Department's 8 districts rather than counties and permits the districts and the Department to transfer unused funds to counties and districts with greater needs. The formula is based on maintaining past funding levels and concentration of children who are below a certain level of poverty. The appropriation for transitional child care assistance to families who are leaving the ADC program due to employment is reduced for several reasons, including the establishment of the program as a state-federal program when it previously received limited federal financial participation.

The Family Development and Self-Sufficiency Grant Program is continued for a second year with an appropriation of \$925,000. The program is intended to provide intensive efforts to assist long-term ADC families in order to reduce their participation in ADC.

The appropriation for the state-federal Job Opportunities and Basic Skills (JOBS) Program, providing work and training activities for welfare recipients through contracts with the Departments of Economic Development and Employment Services, and Job Training Partnership Act (JTPA) Program, includes \$10,000 for the Department of Human Services to implement the Family-Friends Program in 2 districts. This program provides mentors for ADC recipients.

Due to new federal requirements, the number of employees authorized for the Child Support Recovery Unit is increased by 71 positions. Specific target areas include enforcement of medical support requirements and of nonpublic assistance cases.

Foster care reform initiatives of recent years are continued. Among the programs continued or expanded are enhanced funding of services to family foster care homes to avert placement in group care facilities (\$1,000,000); to group care facilities to avert placement in more costly, less appropriate, or out-of-state programs (\$3,010,053); to Decategorization Program counties for programs to reduce placements in state institutions; and authorization for the Department to develop supplemental per diem or performance-based contracts with group care providers to avert placements out-of-state or in state institutions; and authorization to purchase special services to demonstrate whether the services can prevent out-of-home shelter care.

The Department must review the need to develop day treatment alternatives within the child welfare system and identify the potential for and fiscal effect of reimbursing the provision of the alternatives under the Medical Assistance Program. The Department may use funds appropriated for Medical Assistance to pay the nonfederal share of costs for day treatment services provided in a psychiatric medical institution for children (PMIC) which are reimbursed under Medical Assistance.

The Department must establish a Family Foster Care Advisory Committee to assist in examining practices relating to family foster care. In consultation with the Committee, the Department must take appropriate action to implement program initiatives to recruit foster families from families who are ADC recipients.

The Department must seek outside funding support to continue support of foster care youth and their families who wish to pursue a postsecondary education when the youth become 18 years of age and are ineligible for foster care. In other requirements, the Department must make efforts to establish special programs and support for foster families accepting infants with chemical addictions.

The demonstration projects in Scott and Polk Counties to decategorize funding for troubled and delinquent youth are continued and Dubuque and Pottawattamie Counties may be added in FY 1990-1991. Legal requirements for the Foster Home Insurance Fund are amended to permit the Department to purchase liability insurance for licensed foster parents in lieu of paying claims against the Fund if purchase of private insurance can provide comparable coverage.

Funding provided for a number of improvements in the child protective system during FY 1989-1990 is continued for FY 1990-1991.

Funding is continued for family preservation and reunification projects that provide intensive services to families receiving foster care or who are involved with the juvenile justice system and are in danger of being separated. Funding is provided to increase state aid to county or multicounty juvenile homes which coordinates with a new law enacted in H.F. 2517 which provides that the state will provide for at least 10 percent of the costs for the homes.

Funding for adolescent pregnancy prevention projects is increased to fund various programs. Funding is also increased for child abuse prevention grants.

Appropriations are made to supplement federal moneys provided to counties from the Social Services Block Grant and for juvenile justice expenditures. The Iowa Veterans Home, State Hospital-Schools, and State Mental Health Institutes are also funded. Up to \$850,000 is specially designated to phase in new residential treatment programs for adolescents who are substance abusers and to develop secure beds for juveniles placed at the State Mental Health Institute at Cherokee.

The appropriation for the State Mental Health and Mental Retardation Services Fund includes allocations of \$30,000 for counseling for veterans with delayed stress syndrome and \$130,000 to increase grants under the special allocation portion of the Fund. County reporting to obtain the grants will be augmented by the provisions to increase state financial support of mental health funding for FY 1991-1992 contained in H.F. 2554. New state funding of \$975,000 is provided for mental health services in FY 1990-1991 including \$550,000 for supplemental per diems to community-based residential care facilities for clients placed from or averted from placement in state institutions, and \$200,000 for construction and start-up costs to develop community living arrangements for homeless and mentally ill persons. The Department and the Iowa Finance Authority are to develop methods to implement financing for intermediate care facilities for the mentally retarded (ICFMR) and residential care facilities for the mentally retarded (RCFMR). The financing provisions are related to facility development bonding provisions for these types of services contained in H.F. 2517.

The funding amount for the Family Support Subsidy Program, providing grants to families with children with disabilities in order to care for the children at home, is increased from \$400,000 to \$590,000. The Department must study the effect of establishing an eligibility spend-down provision for the program which is similar to provisions for other public assistance programs and must provide recommendations to address family needs for the spend-down provision. An additional \$55,000 is provided in a separate appropriation for a similar "special needs grant program" and the moneys may be administered by a nonprofit agency. Regular reports on coordination between the programs must be provided to the Legislative Fiscal Bureau.

Enhanced mental health, mental retardation, and developmental disabilities services, providing moneys to the State Candidate Services Fund for services provided under the Medical Assistance Program, receives an appropriation for the third consecutive year. The nonfederal share of costs is split between the state and counties, so the appropriation of \$2,630,000 represents the state share. The Governor item vetoed language relating to providing rehabilitation services, stating that federal approval for funding the services is not anticipated.

The appropriation for field operations contains a requirement that the Department must work with counties which wish to develop a funding plan for persons with chronic mental illness, mental retardation, and developmental disabilities who are ineligible to receive case management paid for under the Medical Assistance Program. If a funding plan is developed, the Department may utilize state funds designated for service management to implement the plan and any additional staff related to the plan are not subject to the FTE limit authorized for field operations.

The Act provides significant direction related to hiring and work loads for field operations, some of which was item vetoed and is listed at the end of this summary. A definition for the term "critical position vacancy" is provided and the Department may exceed its authorized FTE limit when a critical position vacancy exists or when a position has a caseload factor greater than 120 percent of the budgeted caseload factor. The Department must report monthly to the Joint Human Services Appropriations Subcommittee and the Legislative Fiscal Bureau with information regarding caseload factors and its actions regarding the factors.

In other requirements related to field operations, the Department must assign 2 FTE's to expand early preventive screening, diagnosis, and treatment (EPSDT) outreach efforts and educational efforts with providers of services to pregnant women and children, and it is requested to assign Medical Assistance eligibility workers to process applications in at least 3 additional high volume health care sites.

Among requirements related to the appropriation for general administration of the Department, 1 FTE must be filled by a homeless programs coordinator, and experienced staff must be assigned to develop home and community-based waivers for services provided under the Medical Assistance Program, seek additional waivers to provide Medical Assistance to persons with disabilities, work with executive and legislative task forces to explore opportunities for state participation in federal demonstration programs for low-income children, and report to the Governor and the General Assembly. The experienced staff must cooperate with various state departments in proposing actions to simplify and integrate information exchange among various programs serving health and nutrition needs of low-income women and children, must participate in an interagency work group to examine the feasibility of establishing an office of disability prevention (see S.J.R. 2003), and may contract for services to secure medical support payments from third parties and track these payments.

Medical Assistance, State Supplementary Assistance, and social service providers receive increases in their reimbursement rates as follows: most medical providers, an average of 4.0 percent; specific medical providers including hospitals, skilled nursing facilities, home health programs, durable medical products, and pharmaceutical products, between 5.0 and 8.6 percent; home health agencies, hospice services, and acute care mental hospitals, the current federal Medicare audited costs; nursing homes, the 74th percentile of all facility costs; social service providers, 6.0 percent; and family foster care providers, 9.0 percent. On October 1, 1990, when due to federal Nursing Home Reform requirements, the classifications of "skilled nursing facility" and "intermediate care facility" are combined into one classification known as "nursing facility", qualified facilities are provided with a per diem reimbursement adjustment to assist in meeting the reform requirements. ICFMR's with less than 16 beds are to be reimbursed at 95 percent of their authorized reimbursement rate for a resident's allowed leave days. When the resident of a residential care program is admitted to a State Mental Health Institute (MHI) for a short-term stay, the program continues to be reimbursed for the resident.

The Department must develop methodologies to reimburse the actual costs for providers of the services paid for by appropriations for foster care, state supplementary assistance, and the Social Services Block Grant. A report on the methodologies and cost estimates are to be made to the Governor and the General Assembly by October 1, 1991. See the item veto list in this summary for a portion of this provision which was item vetoed.

The Department may use Gamblers' Assistance moneys to reimburse the program's advisory committee members for actual and necessary expenses related to their attendance at meetings.

The following requirements are established relating to persons with disabilities:

1. Modification of staffing structures at state institutions consistent with accreditation requirements and the staffing study commissioned by the Legislative Council and completed during the 1990 Session. If it is determined that human resource specialist positions should be established at the institutions, the Department of Personnel (DOP) shall establish the positions and the necessary funds and authorized FTE's are to be transferred to DOP.

2. The Department shall identify issues, including evaluation of incentives and disincentives for use of state institutions versus community facilities, requiring legislative action regarding impact on counties due to variations in per diem rates charged at state institutions and community facilities around the state. Specified components and persons must be identified and at least 2 alternative action plans must be identified to address the issues and a proposal to equalize the rates charged for each service at the State MHI and the State Hospital-Schools must be included in the report to be submitted by October 1, 1990, to the chairpersons and ranking members of the Joint Human Services Appropriations Subcommittee and the Fiscal Committee of the Legislative Council.

3. A Friends-Sponsorship Program is to be established at the State Hospital-Schools and State MHI for residents and employees. Employee participation is subject to the federal Fair Labor Standards Act.

Certain provisions relate to the establishment of children's programs in community settings; however, the Act provides that similar provisions in H.F. 2517 prevail in the event that the provisions conflict (see summary of H.F. 2517 in the Human Services section).

The Iowa Lottery Board and the State Gaming and Racing Commission must cooperate with the Gamblers' Assistance Program in developing procedures to incorporate information regarding the program and its toll-free telephone number in printed materials distributed by licensees of the Board and Commission. The Board

and Commission may also require the information to be conspicuously posted. The Gamblers' Assistance Fund, which receives the first 0.5 percent of gross lottery revenues, is revised to designate the first \$750,000 for Gamblers' Assistance Programs and for FY 1990-1991 the next \$250,000 will be used for juvenile justice expenditures. The Governor item vetoed a formula designating funds for other programs.

An exception to the law requiring health facilities to obtain a certificate of need, i.e. residential care facilities, which was to have expired June 30, 1990, is made permanent.

Law providing for county liability for the costs of foster care when state appropriations are insufficient is repealed and various statutory revisions are provided to coordinate with the repeal.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. In the appropriation for Medical Assistance:

a. A provision requiring Medical Assistance reimbursement of ambulance transportation provided to Medical Assistance recipients when it is determined that the transportation is medically necessary. This requirement was part of the FY 1989-1990 Human Services appropriations bill.

b. A provision requiring reimbursement of the costs of transportation connected with the health of a resident of a nursing home reimbursed under Medical Assistance.

c. A provision ensuring that newly constructed nursing home beds have up to 1 year before Medical Assistance rules providing for reimbursement based upon an occupancy rate of 80 percent of facility capacity are applied, and a related retroactive applicability provision.

d. A provision authorizing the Department to use up to \$20,000 to contract for a workshop on health care issues.

e. A provision establishing a differential per diem reimbursement rate paid to psychiatric medical institutions for children for short-term treatment or diagnostic services provided within a segregated unit of the institution.

2. In the foster care appropriation:

a. A provision authorizing the expenditure of up to \$350,000 for reimbursements to decategorization counties for programs to reduce the counties' placements of juveniles in state institutions.

b. A provision providing for nonreversion of moneys deposited in the Foster Home Insurance Fund.

c. A provision directing the transfer of federal funds received under the federal Social Security Act, Title IV-E, in excess of \$3,081,000 to be used for various foster care purposes.

d. An authorization to use \$30,000 to contract for a study of the effectiveness of needs-based and therapeutic family foster care and enhanced residential care.

e. A provision allocating up to \$200,000 to develop a therapeutic foster care program, in accordance with specified standards, in at least 1 district of the state.

3. A requirement to hold a statewide conference on the issue of providing reasonable efforts relating to child protection.

4. An appropriation of \$176,000 for costs relating to the purchase and implementation of an automated clinical information system at the Iowa Veterans Home.

5. In appropriations for mental health services:

a. An allocation of \$150,000 to provide supplemental per diems for community living arrangements to provide for persons who are mentally ill and homeless.

b. An allocation of \$75,000 to contract to provide technical assistance to counties and service providers to plan and implement community-based services for persons with mental retardation, mental illness, or a developmental disability (MR/MI/DD). The vetoed provision also would have established a 13-member technical assistance panel consisting of various interest groups to determine the types of technical assistance needed.

c. A provision directing the Department to adopt rules to take effect July 1, 1991, providing for reimbursement under State Supplementary Assistance to pay for supervised apartment living arrangements and cooperative housing for persons with MR/MI/DD.

d. A provision including "rehabilitation services" as a candidate service reimbursed under Medical Assistance. The veto message stated that efforts to obtain federal approval of this service for inclusion under Medical Assistance have been unsuccessful.

e. A provision stating that moneys appropriated to the State Candidate Services Fund do not revert to the State General Fund but are transferred to the State Community Mental Health and Mental Retardation Services Fund and used in addition to funds appropriated to that Fund in FY 1990-1991.

f. A provision stating that moneys appropriated for the State Hospital-Schools and Mental Health Institutes (MHI) are not subject to transfer after January 1, 1991, except to the State Candidate Services Fund.

g. A provision directing the transfer of \$30,000 of funds appropriated for general administration to the Governor's Planning Council for Developmental Disabilities for use in contracting to continue operating a computerized information and referral project.

6. Provisions relating to field operations and staffing:

a. A provision requiring quarterly reporting and hiring when the vacancy factor in field operations exceeds 5 percent. Another portion would have required the Directors of the Departments of Human Services, Personnel, and Management to develop and implement changes in policies and procedures to improve the hiring process to fill positions and maintain the budgeted caseweight factors for staff.

b. An authorization for the Director of Human Services to exceed the FTE limit when caseweight numbers exceed the budgeted amount or when a critical position vacancy exists.

c. An allocation of \$100,000 for the Department of Human Services to work with the Department of Personnel in studying caseweight factors.

7. To general administration of the Department:

a. An allocation of \$75,000 and authorization of 4 FTE's to computerize manuals to assist income maintenance workers and others to improve client services.

b. An allocation of \$50,000 for staff and support costs related to the development of children's programs in community settings required by the Act and H.F. 2517.

c. A requirement for the Department to seek additional funds through supplemental appropriation if certain contingencies exist relating to federal funding and staffing factors.

d. A requirement to develop a proposal, in consultation with members of the Joint Human Services Appropriations Subcommittee, to reduce the number of the Department's district offices from 8 to not more than 5.

8. Provisions relating to reimbursement of providers:

a. A 2 percent increase effective January 1, 1991, in reimbursements paid to residential care facilities and social service providers and the related appropriation line items, if the balance in the State General Fund for FY 1989-1990 is \$100,000,000 or more.

b. Language stating the intent of the General Assembly to reimburse providers for the actual cost of services, beginning in FY 1993-1994 and requiring a phase-in toward full reimbursement and that the Governor include the cost of the phase-in in proposed budgets.

9. a. Intent language prohibiting the reversion of moneys deposited in the Gamblers' Assistance Fund was item vetoed; however, a similar statutory provision was enacted.

b. A statutory formula directing that when the Gamblers' Assistance Fund receives moneys in excess of \$750,000 in a fiscal year the remaining moneys are designated to be expended in the following priority order: for the Gamblers' Assistance Program, 10 percent; for child abuse prevention grants, 30 percent; and for the Family Support Subsidy Program, 60 percent.

10. A provision requiring the Department of General Services, Information Services Division, to monitor the utilization of the central data processing unit maintained by the Division in order to assess the financial impact of computerizing functions within the Department of Human Services. The provisions also would have required quarterly reporting to the Fiscal Committee of the Legislative Council and the Legislative Fiscal Bureau.

**HOUSE FILE 2371 — Appropriations and Other Provisions Relating to Health, Human Rights, and Elder Affairs**

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to the Civil Rights Commission, the Department of Human Rights, the Department for the Blind, the Department of Elder Affairs, and the Iowa Department of Public Health for FY 1990-1991.

The Act provides that of the moneys appropriated to the Health Planning Division of the Iowa Department of Public Health, \$187,000 is to be used for the Office of Rural Health; of the moneys appropriated to the Disease Prevention Division, \$100,000 is to be used for chlamydia testing, \$15,000 is to be used for surveillance and reporting of agriculture-related disease or injury which results in disability, and \$10,000 is to be used to establish an Acquired Immune Deficiency Syndrome Services Task Force; of the moneys appropriated to the Family and Community Health Division, \$450,000 is to be used for the Physician Care for Children Program. Prior law provided that the charitable organization (the Caring Foundation) which was awarded the state grant to implement the Physician Care for Children Program is to provide a match, in advance, of each state dollar in the amount of \$2 for the fiscal year beginning July 1, 1989, \$3 for the fiscal year beginning July 1, 1990, and \$4 for the fiscal year beginning July 1, 1991. However, the Act strikes these provisions for state funding and for a required match for the fiscal year beginning July 1, 1990, and thereafter.

The Act also directs the Iowa Department of Public Health to establish common intake procedures for maternal and child health services.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$400,000 to fund recreational and educational activities through the Department of Human Rights.
2. An appropriation of \$100,000 for an Elder Law Program provided through the Department of Elder Affairs.
3. An appropriation of \$300,000 to fund the Physician Care for Pregnant Women Program.

**HOUSE FILE 2418 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This bill, which was vetoed on March 14, 1990, made appropriations and contained other provisions relating to educational programs. It was the first of 2 substantially similar bills. Please refer to S.F. 2418 for a full summary of the appropriations and provisions which were enacted.

**HOUSE FILE 2514 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This bill, which was vetoed on March 17, 1990, contained Human Services appropriations and other provisions. It was the first of 3 substantially similar bills. The second bill, S.F. 2421, was vetoed on April 3, 1990. The major difference between the 3 bills involves the amount of the reimbursement increases paid to various service providers. Please refer to S.F. 2435, which was enacted, for a full summary of the final action relating to Human Services appropriations.

**HOUSE FILE 2548 — Center for Agricultural Health and Safety**

BY COMMITTEE ON APPROPRIATIONS. This Act requires the State Board of Regents to establish a Center for Agricultural Health and Safety located at the University of Iowa, as a joint venture by the University of Iowa and Iowa State University of Science and Technology. The purpose of the Center is to establish farm health and safety programs designed to reduce the incidence of disabilities resulting from disease or injury suffered by persons engaged in agriculture. The Act provides for the management of the programs. It also provides for the employment of a director, and powers of the Center. The Center is required to submit an annual report of its activities to the Governor and the General Assembly. The Act also requires cooperation between the Center, the Office of Rural Health of the Iowa Department of Public Health, the Center for Health Effects of Environmental Contamination of the University of Iowa, and the Department of Agriculture and Land Stewardship. The Director of the Center and the head of the Office of Rural Health are required to consult with and inform the Advisory Committee of the Office of Rural Health. Continuing agricultural health and safety pilot programs established as part of the College of Medicine of the University of Iowa shall be integrated under the administration of the Center.

**HOUSE FILE 2564 — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement**

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations for substance abuse treatment, prevention, education, and enforcement programs, as well as establishing 2 councils to assist in efforts to successfully combat substance abuse and related problems.

The Act appropriates \$2,835,000 to various agencies and programs including \$80,000 to the Youth 2000 Coordinating Council, \$5,000 for continuation of the University of Iowa study concerning expanded use of the drug Ritalin, \$1,162,208 for program grants allocated through the Division of Substance Abuse of the Iowa Department of Public Health (these moneys are to be allocated in a manner that will effectively reduce, if not eliminate, the waiting period which now exists at publicly funded substance abuse treatment centers for individuals awaiting assessment, outpatient treatment, entry into a halfway house, and residential treatment), \$250,000 for after-care services for persons completing substance abuse treatment, \$200,000 for substance abuse prevention programs, \$50,000 for the newly created Council on Chemically Exposed Infants, \$250,000 for the newly created Addiction Treatment Effectiveness Advisory Council, \$12,500 to establish a drug abuse warning network and an Iowa drug abuse monitoring system, \$56,292 for 4 full-time lab technicians for the State Criminalistic Laboratory, \$28,000 for additional law enforcement officers to assist in initiation of Project D.A.R.E (Drug Abuse Resistance Education) within local communities, \$150,000 for additional full-time special agents within the Division of Narcotics, \$125,000 for the purchase of illegal substances in drug enforcement efforts, \$59,000 for the Iowa Substance Abuse Information Center in Cedar Rapids, and \$135,000 for an additional judgeship in judicial election district 8b (this district includes the state penitentiary).

The Act also redistributes \$300,000 appropriated from lottery revenues during the 1989 Session. Of the appropriations made, several are conditioned upon the moneys being used to obtain matching federal funds. Moneys received through federal programs related to drug abuse prevention, education, and enforcement efforts are also appropriated in this Act. Intent language is included with the federal moneys being appropriated directing the agencies receiving the moneys to use them for specific purposes to the extent permitted by federal guidelines and requirements connected with those moneys.

The Addiction Treatment Effectiveness Advisory Council is established to recommend policy and rules changes to provide for the effective regulation and assessment of substance abuse treatment providers in the state and to perform other related duties. All providers are required to report to the Iowa Department of Public Health and a system of evaluation is established based upon the reports. A range of sanctions is provided for providers not meeting minimum standards.

Health practitioners are given discretionary authority to perform tests for the purpose of determining the presence of certain substances in certain situations and are required to report positive test results to the Department of Human Services. A positive test result cannot be used in any criminal prosecution of the natural mother of the child, and does not represent grounds for a determination of child abuse. However, upon receipt of the report of the test result, the Department must begin a child abuse investigation and the report constitutes probable cause for purposes of entering the home of the infant in furtherance of the investigation.

The Council on Chemically Exposed Infants is established for the purpose of developing policies to reduce the likelihood that infants will be born chemically exposed, and to assist those who are born chemically exposed to grow and develop in a safe environment.

The Act also redistributes the criminal surcharge and amends the membership of the Victim Assistance Board established in Section 912.2A, by adding an additional full-time law enforcement officer and a person representing the elderly.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$22,000 for grants to community colleges for courses designed for first-time domestic abuse offenders.
2. An appropriation of \$125,000 for a demonstration project to provide outreach services to infants born with addiction problems, mothers with substance abuse problems, and women of childbearing age.
3. An appropriation of \$250,000 for an Addiction Treatment Effectiveness Advisory Council and the provisions establishing the Council.
4. An appropriation of \$125,000 for a program of identification, treatment, and education of students in grades K-3 in the Waterloo Community School District.

**HOUSE FILE 2567 — Appropriations for Energy Conservation and Environmental Protection**

BY COMMITTEE ON APPROPRIATIONS. This Act provides for the appropriation of moneys from the various petroleum overcharge funds to the Department of Natural Resources, the Department of Agriculture and Land Stewardship, the Division of Community Action Agencies of the Department of Human Rights, the Department of Economic Development, and the State Department of Transportation. The date for expenditure of funds originally appropriated in the 1986 Iowa Acts is extended to June 30, 1991. Moneys are allocated as follows:

1. To the Department of Natural Resources:
  - a. For the Groundwater Protection Fund, \$2,700,000.
  - b. For the State Energy Conservation Program and for the Energy Extension Service Program, \$238,200.
2. To the Department of Agriculture and Land Stewardship for model farm demonstration projects, \$600,000.
3. To the Division of Community Action Agencies of the Department of Human Rights for energy conservation projects for low-income persons, \$3,000,000.
4. To the Department of Economic Development for the energy-related activities of the Amorphous Semiconductor Project at Iowa State University, \$300,000.
5. To the State Department of Transportation for a demonstration study related to the establishment of an intermodal transportation facility at or near a location on the Mississippi River, \$25,000.
6. To the Energy and Geological Resources Division of the Department of Natural Resources for administration of the petroleum overcharge moneys, up to 5 percent but not more than \$300,000 of the moneys.

**HOUSE FILE 2569 — State Government Appropriations and Other Provisions**

BY COMMITTEE ON APPROPRIATIONS. This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, and provides various effective dates.

A portion of the Act relates to drought assistance; see the listing at the end of this summary for drought assistance provisions item vetoed by the Governor. The Department of Natural Resources is charged with implementing a statewide water conservation education program. The State Department of Transportation is ordered to cease spraying of pesticides along roadsides until at least January 1, 1991, unless the spraying is to control noxious weeds.

The Department of Human Services is provided a supplemental appropriation of \$3,920,000 for the Medical Assistance Program in FY 1989-1990. This funding is available on May 8, 1990, and is in addition to supplemental funding for this purpose contained in S.F. 2212. By January 2, 1991, the Department is required to complete studies of the characteristics of Aid to Families with Dependent Children (ADC) recipients and a study of the standard of need for ADC payment amounts. The studies were originally contained in the 1989 Human Services budget bill and were originally to be completed by June 30, 1990.

An appropriation of \$1,028,000 is provided for an annual payment for lease-purchase expenditures related to the construction of expansion in prison capacity provided in S.F. 2212, the supplemental appropriations Act. An appropriation in S.F. 2408, the justice system appropriation Act, contingent on enactment of a bill which failed to pass, relating to a family court and child custody mediation, is stricken; however, other provisions relating to family court and mediation are contained in this Act.

Nonprofit corporations whose facilities or indebtedness are supported in whole or in part with property tax revenue and which are licensed to conduct pari-mutuel wagering are made subject to the state open records law. Advertising and marketing budgets of the nonprofit corporations, except for the portion of the budgets relating to the salaries and benefits of the advertising and marketing employees, are included in the open records requirements. This provision takes effect September 1, 1991.

Of the \$41,300,000 authorized by the General Assembly in the 1990 Session for bonding by Regents' institutions for capital expenditures, up to \$15,000,000 must be used to issue capital appreciation bonds for the Iowa College Super Savings Plan.

A number of provisions deal with dropout prevention; some were item vetoed and are listed at the end of this summary. The Department of Education is to prepare a plan and a report for ensuring that all Iowa children will be able to satisfy the requirements for high school graduation. The plan and report are to assess the dropout problem in Iowa, survey existing programs and dropout prevention methods, and develop various strategies and proposals for improving existing systems or creating new methods and strategies and proposals to deal with Iowa's dropouts. Several methods are required to be investigated. One of the methods relates to using alternative means for satisfying graduation requirements. Also included are plans for use of competency-based outcome methods and measures, a requirement that schools provide information to students who drop out of school on options for pursuing education at a later date, the development of basic materials and information for schools to present to students who leave school, a requirement that students notify their school district of residence when the student discontinues school, the use of a tracking component for students who have dropped out, the provision of treatment and counseling for students who drop out, the development of pilot projects,



and the use of other education institutions for assisting students who drop out. The plan and report are to be accompanied by a cost estimate for the Department's findings, and are to be submitted to the General Assembly by January 15, 1993.

Each school district is to adopt an alternative options education program by January 15, 1995, for students who are at risk of dropping out or who have already dropped out. The programs may include the use of sharing agreements with contiguous districts or utilize a program offered through the community college which serves the area in which the school is located. The area education agencies are required to assist school districts in the development of the alternative options education programs. The alternative options education programs are not subject to the minimum hours of instruction requirement which is contained in the rules adopted by the State Board of Education for educational programs.

The economic development appropriations Act, S.F. 2327, is amended by repealing the provisions in that Act that establish the Small Business Advocate and make reference to the Advocate and transfers the funds appropriated and the full-time equivalent positions provided for purposes of the Small Business Advocate to the Department of Economic Development for its general administration and for its small business program.

The education appropriations Act, S.F. 2423, is amended by reducing an appropriation to the State Board of Regents for the State University of Iowa for agricultural health and safety programs by \$105,000, from \$355,000 to \$250,000.

Several statutory provisions concerning court proceedings are amended. The Act requires that in certain court proceedings where a guardian ad litem is appointed involving placement of a patient from a State Hospital-School or from a State Mental Health Institute, adult abuse, termination of parental rights, probate involving an incompetent spouse, and probate involving an absent person, the guardian ad litem must be a practicing attorney. The Act also would have required that the same guardian ad litem be appointed in different proceedings involving a juvenile; however, this provision was item vetoed. The Act provides that the court may order the Department of Human Services to assign the same caseworker in a juvenile delinquency proceeding as the court had previously assigned in a child in need of assistance matter. The Act further adds court-appointed special advocates to the list of persons having access to certain juvenile records. The Act also eliminates some restrictions concerning the assignment of senior judges. The Act allows the State Supreme Court to assign senior judges to temporary duties on higher courts than they had served prior to retirement, except that a senior judge cannot be assigned to judicial duties on the State Supreme Court unless the senior judge had served on the State Supreme Court prior to retirement.

The Act directs the State Supreme Court to conduct a feasibility study concerning the establishment of a family court system (funding to perform the study was item vetoed). The Act requires the State Supreme Court to submit a report of its findings and conclusions to a legislative interim study committee. The Act also requests that the Legislative Council establish an interim study committee to consider the feasibility of the implementation of a family court system.

The Act requests that the State Supreme Court review the feasibility of implementing an expanded continuing legal education requirement for judges and attorneys practicing in the family law area.

The Iowa Peace Institute is appropriated \$35,000 to conduct a study of the feasibility of establishing an international museum.

A 1989 enactment appropriating \$33,940,000 to the State Board of Regents in FY 1989-1990 for various capital projects is amended by reducing the appropriation for that fiscal year by \$28,369,405 and reappropriating the amount in the 1990-1991, 1991-1992, and 1992-1993 fiscal years. Within the funding amounts authorized, the State Board of Regents may determine which projects are funded in a fiscal year. Unobligated or unencumbered funds do not revert to the General Fund but remain available for the purposes designated until September 30, 1993.

In addition to funds appropriated in S.F. 2402, the transportation appropriations Act, for the state contribution to the Peace Officers' Retirement, Accident, and Disability System, moneys are appropriated to the Department of Public Safety to increase the amount of the state contribution from 16 to 18 percent. The amount appropriated is approximately \$85,000 and is to be used to provide the increase for the Division of Criminal Investigation, the Bureaus of Identification, Liquor Law Enforcement, and Riverboat Gambling Enforcement, the Division of Narcotics, the Fire Marshal's Office, and the pari-mutuel law enforcement agents. Approximately \$280,000 is appropriated to provide a similar increase in the retirement system for the Division of Highway Safety and Uniformed Force.

A Special Olympics Fund is established in the Office of the Treasurer of State which will consist of moneys appropriated to the Fund by the General Assembly. The funds are to be expended at the request of the Honorary Chairperson of the Iowa Special Olympics and \$5,000 is appropriated to the Fund for FY 1990-1991.

An income tax deduction is provided for pensions received from certain federal and state sources by a person disabled, 55 years of age or older, or a surviving spouse of an individual who would have qualified, up to a maximum each tax year of \$2,500 for a person who files a separate state income tax return, and \$5,000 for a husband and wife who file a joint state income tax return. The provision is retroactive to January 1, 1990, for tax years beginning on or after that date and is repealed effective January 1, 1991, for tax years beginning on or after that date.

The state pensions covered are those received under the Peace Officers' Retirement, Accident and Disability System under Chapter 97A, the Iowa Public Employees' Retirement System under Chapter 97B, the Pension and Annuity Retirement System for public school teachers under Chapter 294, the Disabled and Retired Fire Fighters and Police Officers System under Chapter 410, the Iowa Police Officers and Fire Fighters Retirement System under Chapter 411, and the Judicial Retirement System under Chapter 602, Article 9.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. The Department of Agriculture and Land Stewardship would have been appropriated \$50,000 for administration of the hay hotline, for climatological services, and for laboratory analysis, testing, and sampling of agricultural products for aflatoxin contamination. The Department would have been charged to administer an effective program for detecting aflatoxin in milk. Test results below an established response level were to be disclosed only by persons authorized by the Department. One hundred fifty thousand dollars was to be appropriated to Iowa State University of Science and Technology to provide a central clearinghouse in each county for drought-related information, and to administer a rural concern drought hotline, to implement a forage testing program, and to develop a library of drought samples. The Department of Agriculture and Land Stewardship, the Department of Natural Resources, and Iowa State University of Science and Technology could not have expended moneys or implemented provisions until at least 15 counties were subject to a proclamation of a disaster emergency issued by the Governor due to a drought.

2. The Drug Utilization Review Program for review of services and products provided under the Medical Assistance Program would have been appropriated \$140,000 in addition to the same amount provided in the appropriation for medical contracts in S.F. 2435. The appropriation was intended to replace federal funds that would be unavailable, as this provision would have required that the program be continued as a state-only contract.

3. Appropriations over a 2-year period would have been provided to establish a child day care program available to children of state employees officed at the Capitol Complex with \$600,000 made available in FY 1990-1991 and \$1,100,000 in FY 1991-1992. The funds would not have been subject to reversion until the purposes for which they were provided was completed. The Legislative Council would have been requested to appoint a Capitol Complex Child Day Care Steering Committee to provide direction to the Department of General Services in developing program plans, operating procedures, and related decisions. In its decision making, the Committee was to have used a consultant report on this subject to be commissioned by the Legislative Council and to be presented during the 1990 Session. The program was intended to serve 150 children.

4. An appropriation of \$50,000 to fund in part the cost of building a memorial honoring fallen fire fighters.

5. A priority list of contingency reductions in appropriations for FY 1990-1991, provided the actual revenues collected in that fiscal year were less than the amount agreed to by the March 13, 1990, Revenue Estimating Conference and it was determined that the estimated budget resources were insufficient to pay in full all appropriations for the fiscal year. The Governor was to have reduced expenditures in accordance with the priority list before ordering uniform reductions in expenditures as required by law.

6. A priority list of contingency appropriations for FY 1989-1990, provided the anticipated ending balance for that fiscal year was certified by the Director of the Department of Management to exceed \$132,200,000, or was sufficient to assure an ending balance for FY 1990-1991 of \$30,000,000. The list included funding for the Generally Accepted Accounting Principles (GAAP) implementation schedule enacted in 1986 and for various capital projects.

7. A provision also item vetoed in S.F. 2408, the justice system appropriation Act, allocating \$90,000 relating to a contract for job training and employability assessment that was stricken and rewritten.

8. Additional funding to have been provided for summer programs for profoundly multiply handicapped children who would benefit from additional instructional programming. The additional funding would have been provided by adding a .10 weighting for each full-time equivalent child for each week of instruction, up to an additional weighting of .60. If the programs and services had included special education support services, the district would have been required to contract with the applicable area education agency for those services. Transportation costs for children receiving services could have been paid from the funding provided for the program.

9. Provisions dealing with dropout prevention:

a. A provision that would have required the Director of the Department of Education to develop model guidelines for district in-service training programs for truancy officers and to direct area education agencies to assist local districts in the provision of the in-service programs.

b. A provision which would have required the Department to include recommendations relating to the development of individualized education plans for students in the dropout plan and report required in the Act.

c. A study, which was to have been done by the Department of Education, relating to the expected impact of an increase in the maximum compulsory attendance age. Also contained in the study language were provisions which related to the development of an "at-risk student" definition for high school and middle school students, the development of program materials for those students, the modification of educational standards, the development of alternative teaching methods, and the development of alternative options for graduation.

10. An appropriation of \$50,000 to the Department of Economic Development would have provided for grants to a city to develop a proposed public river front park, wetlands, and recreational area for various specified public purposes. Specific criteria for use in selecting the grantee were included.

11. Family court and mediation proceedings:

a. An appropriation of \$136,000 and specific direction for developing a pilot program for mediation of child custody and visitation issues in marriage dissolution cases would have been provided to the Judicial Department.

b. An additional appropriation of \$70,000 would have been provided to the Department to conduct the family court feasibility study which is still required by the Act.

c. A provision that would have repealed the pilot program concerning mediation of child custody and visitation issues in dissolution cases that was established in 1989 Iowa Acts, Chapter 165, and that would have created a new pilot program, to have been conducted in Linn County. The Act would have appropriated \$136,000 to be used for implementation of the pilot program.

12. A provision that would have required that guardian ad litem appointed for juvenile proceedings must be practicing attorneys.

## BONDING AND DEBT FINANCE

HOUSE FILE 2502 — Authorization of Hotel and Motel Tax Bonds

### RELATED LEGISLATION

- S.C.R. 133 — Ten-year Building Program  
*SEE EDUCATION.* This Resolution provides authority for the State Board of Regents to issue up to \$41,300,000 in revenue bonds to finance construction, capital appreciation, and fire and life safety deficiency corrections at the 3 state universities.
- SENATE FILE 2115 — Income Tax Exemption for Agricultural Development Authority Bonds and Notes  
*SEE TAXATION.* This Act exempts from state income taxation interest on obligations issued by the Agricultural Development Authority for its Beginning Farmer Loan Program.
- SENATE FILE 2212 — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$200,000 for FY 1989-1990 to the Department of Corrections for the lease-purchase of additional prison facilities with a total project cost of \$17,500,000.
- SENATE FILE 2227 — County and Joint County and City Special Assessment Districts  
*SEE LOCAL GOVERNMENT.* This Act authorizes a county or, with agreement, a county and a city to create a special assessment district and issue special assessment bonds for public improvements.
- SENATE FILE 2327 — Economic Development Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes provisions relating to the Iowa Finance Authority's responsibilities in housing and programs for homelessness.
- SENATE FILE 2410 — Higher Education Coordination, Administration, Standards, and Funding  
*SEE EDUCATION.* This Act includes bonding provisions to finance dormitory construction at community colleges.
- SENATE FILE 2430 — Higher Education Amendments  
*SEE EDUCATION.* This Act amends S.F. 2410, as enacted by the 1990 General Assembly, and includes technical changes in the language which relates to the ability of a community college to use the bonding authority of the Iowa Finance Authority to build dormitories.
- SENATE FILE 2433 — Iowa Plan Fund Appropriations and Provisions  
*SEE APPROPRIATIONS.* This Act includes item-vetoed provisions that would have created a Disaster Recovery Program and that would have authorized the Iowa Finance Authority to issue bonds to finance low-interest loans under the Program for persons and political subdivisions which suffered an uninsured or underinsured property casualty from a disaster which is not otherwise eligible for federal or state disaster assistance.
- SENATE FILE 2437 — Vetoed by the Governor  
*SEE STATE GOVERNMENT.* This bill would have created a Health and Safety Capital Improvement Fund in the Office of State Treasurer and would have authorized bonding for the Fund.
- H.C.R. 112 — Vetoed by the Governor  
*SEE EDUCATION.* This Resolution would have provided authority for the State Board of Regents to issue up to \$18,898,000 in revenue bonds to finance fire and life safety deficiency corrections and deferred maintenance at the 3 universities under the State Board of Regents.

- HOUSE FILE 2512** — Financing E911 Telephone Service  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act includes authority for the Iowa Finance Authority to issue bonds or notes secured by certain designated revenues or sources, including surcharge revenues, to finance local E911 programs' nonrecurring and recurring expenses.
- HOUSE FILE 2552** — Petroleum Storage Tanks  
*SEE ENVIRONMENTAL PROTECTION.* This Act generally amends the Underground Storage Tank Act, H.F. 447, enacted by the 1989 Session of the General Assembly, and includes provisions relating to the bonding to capitalize programs for financial assistance.

**BONDING AND DEBT FINANCE****HOUSE FILE 2502 — Authorization of Hotel and Motel Tax Bonds**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act authorizes a city or a county acting on behalf of territory in the county outside the boundaries of a city to issue bonds under the hotel and motel tax law in lieu of approval by an election. However, the Act also provides a procedure for an election on the question of issuing bonds if a petition is signed by 8 percent of the qualified voters of the city or the territory outside a city. If an election is called by petition, the question of issuing bonds must receive a majority of the votes cast in order to be approved.

This Act takes effect March 19, 1990.

**BUSINESS, BANKING AND INSURANCE**

<b>S.J.R.</b>	<b>2002</b>	— Banking Laws Suspension
<b>SENATE FILE</b>	<b>81</b>	— Motor Vehicle Service Trade Practices
<b>SENATE FILE</b>	<b>255</b>	— Line-of-Credit Mortgages
<b>SENATE FILE</b>	<b>332</b>	— Legal Expense Insurance
<b>SENATE FILE</b>	<b>2100</b>	— Fraternal Benefit Societies
<b>SENATE FILE</b>	<b>2261</b>	— Filing of Financing Statements
<b>SENATE FILE</b>	<b>2271</b>	— Bank Merger or Consolidation Plans
<b>SENATE FILE</b>	<b>2291</b>	— Finance Charge on Extension or Renewal of a Retail Vehicle Installment Contract
<b>SENATE FILE</b>	<b>2350</b>	— Institutional Funds Management
<b>SENATE FILE</b>	<b>2395</b>	— Trade Secrets
<b>SENATE FILE</b>	<b>2412</b>	— Charitable Organization Regulation
<b>HOUSE FILE</b>	<b>658</b>	— Savings and Loan Associations
<b>HOUSE FILE</b>	<b>677</b>	— Credit Agreements
<b>HOUSE FILE</b>	<b>685</b>	— Interstate Banking and Community Reinvestment
<b>HOUSE FILE</b>	<b>730</b>	— Real Estate Licensees Insurance Requirement
<b>HOUSE FILE</b>	<b>2092</b>	— Debt Management Services Fee
<b>HOUSE FILE</b>	<b>2165</b>	— Motor Vehicle Dealer's Bond
<b>HOUSE FILE</b>	<b>2213</b>	— Federal Agencies Regulating Banks
<b>HOUSE FILE</b>	<b>2320</b>	— Insurance Regulation
<b>HOUSE FILE</b>	<b>2369</b>	— Real Property Inspection Reports
<b>HOUSE FILE</b>	<b>2377</b>	— Commodity Code
<b>HOUSE FILE</b>	<b>2381</b>	— Mutual Insurance Company Conversions
<b>HOUSE FILE</b>	<b>2431</b>	— Preexisting Conditions, Coverage Under Comprehensive Health Insurance Association Policies
<b>HOUSE FILE</b>	<b>2436</b>	— Prescription Drug Insurance Restriction
<b>HOUSE FILE</b>	<b>2451</b>	— Weighing and Measuring Devices
<b>HOUSE FILE</b>	<b>2453</b>	— Motor Vehicle Arbitration
<b>HOUSE FILE</b>	<b>2455</b>	— Nonprofit Corporation Procedures
<b>HOUSE FILE</b>	<b>2475</b>	— Dishonored Instrument Surcharge
<b>HOUSE FILE</b>	<b>2476</b>	— Prohibited Credit Practices Based on Familial Status
<b>HOUSE FILE</b>	<b>2488</b>	— Corporation Law and Notarial Acts
<b>HOUSE FILE</b>	<b>2496</b>	— Group Health Benefits Insurance Disclosure
<b>HOUSE FILE</b>	<b>2516</b>	— Motor Vehicle Services Contracts
<b>HOUSE FILE</b>	<b>2537</b>	— Funeral and Cemetery Services and Merchandise

## RELATED LEGISLATION

- SENATE FILE 390 — Real Property Mortgagors' Rights  
*SEE AGRICULTURE.* This Act reconciles various provisions for the redemption and repurchase of agricultural land.
- SENATE FILE 2011 — Minimum Plumbing Facilities  
*SEE HEALTH AND SAFETY.* This Act requires places of assembly for public use to conform to standards for minimum numbers of toilets and urinals according to a place's capacity to hold people.
- SENATE FILE 2052 — Foreclosure Moratorium  
*SEE AGRICULTURE.* This extends by 1 year the Governor's declaration of economic emergency applicable to mortgage foreclosures, from March 30, 1990, to March 30, 1991.
- SENATE FILE 2248 — Hearing Aid Advertising  
*SEE HEALTH AND SAFETY.* This Act provides that the Board of Examiners for Licensing and Regulation of Hearing Aid Dealers may revoke or suspend a license or temporary permit for failure to place certain qualifying words in an advertisement.
- SENATE FILE 2274 — Targeted Small Business Procurement Goals  
*SEE STATE GOVERNMENT.* This Act alters the Targeted Small Business Set-aside Program, relating to government purchasing from businesses in the state owned by women and minorities, into a goal oriented program in an attempt to conform with the United States Supreme Court decision in *City of Richmond v. J. A. Croson Co.*
- SENATE FILE 2280 — Appropriations and Provisions Relating to State Executive Agencies and National Organizations  
*SEE APPROPRIATIONS.* This Act includes an amendment to 1990 Iowa Acts, H.F. 685, which authorizes interstate banking and amends the United Community Bank Office limitations to permit merger of affiliates.
- SENATE FILE 2328 — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender  
*SEE APPROPRIATIONS.* This Act provides appropriations for the following administrative or regulatory bodies of state government: Auditor of State; Department of Inspections and Appeals, including the Foster Care Review Board; Department of Commerce, including the Divisions of Professional Licensing and Regulation, Alcoholic Beverages, Banking, Credit Union, Savings and Loan, Insurance, and Utilities; and the State Racing and Gaming Commission.
- SENATE FILE 2329 — Motor Vehicle Licensing and Regulation  
*SEE TRANSPORTATION.* This Act was commonly referred to as the Commercial Driver's License Bill and contains numerous provisions relating to commercial driver's licenses and licenses in general.
- SENATE FILE 2334 — Agricultural Equipment Dealers and Suppliers  
*SEE AGRICULTURE.* This Act regulates business relationships between suppliers and dealers of agricultural equipment.
- SENATE FILE 2403 — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides a comprehensive reform of utility rate market incentives by introducing rewards for selling less energy due to energy efficiency measures by utilities and utility customers.
- SENATE FILE 2411 — Seed Capital Tax Credit, and Expedited Registration of Small Issues of Securities  
*SEE TAXATION.* This Act creates an income tax credit for an investment in new issues of shares or equity interests by a qualified corporation or a qualified seed capital fund.



- HOUSE FILE 209** — Smoking in Public Places  
*SEE HEALTH AND SAFETY.* This Act relates to prohibitions of smoking in public places.
- HOUSE FILE 534** — Commercial Feed  
*SEE AGRICULTURE.* This Act amends Chapter 198, formerly referred to as the "Iowa Commercial Feed Law of 1974" and renamed under the Act as the "Iowa Commercial Feed Law."
- HOUSE FILE 2236** — Private Activity Bond Allocation to First-time Farmers  
*SEE AGRICULTURE.* This Act amends Section 7C.4A which sets a state ceiling for allocation of private activity bonds as provided in Section 141 of the Internal Revenue Code.
- HOUSE FILE 2343** — Employment Agency Fee  
*SEE LABOR AND EMPLOYMENT.* This Act increases the allowable amount of the fee which may be charged by an employment agency from 8 to 15 percent.
- HOUSE FILE 2393** — Carrier Liability Limits  
*SEE TRANSPORTATION.* This Act requires that an intrastate regular route motor carrier of passengers or a charter carrier operating a motor vehicle with a seating capacity of 16 or more persons have minimum liability coverage of \$300,000 for 1 person per accident, \$2,000,000 for more than 1 person per accident, and \$10,000 for property damage per accident.
- HOUSE FILE 2404** — Farm Mediation Service  
*SEE AGRICULTURE.* This Act relates to the Farm Mediation Service and reorganizes statutory provisions relating to mediation, amends mediation provisions, expands mediation as a dispute resolution mechanism beyond creditor-debtor relations, and extends the sunset clause for mediation provisions.
- HOUSE FILE 2405** — Employee Access to Personnel Files  
*SEE LABOR AND EMPLOYMENT.* This Act provides conditions and other requirements relating to employee access to their own personnel files.
- HOUSE FILE 2461** — Odometer Statements  
*SEE TRANSPORTATION.* This Act requires that before a certificate of title is issued for motor vehicles less than 10 model years old which are equipped with an odometer by the manufacturer, an odometer statement must be made by the transferor and furnished with the application for title and includes related provisions for dealers.
- HOUSE FILE 2552** — Petroleum Storage Tanks  
*SEE ENVIRONMENTAL PROTECTION.* This Act generally amends the Underground Storage Tank Act, H.F. 447, enacted by the 1989 Session of the General Assembly and includes provisions relating to insurance and insurance financing, transfer of property, and regulation.

## BUSINESS, BANKING AND INSURANCE

### **SENATE JOINT RESOLUTION 2002 — Banking Laws Suspension**

BY COMMITTEE ON COMMERCE. This Joint Resolution empowers the Superintendent of Banking to temporarily suspend state banking laws in Chapter 524 which would otherwise restrict a state or national bank in the state or a bank holding company operating a bank in the state from acquiring certain savings and loan associations. The savings and loan associations subject to acquisition outside of normal restrictions are those regulated by the federal Resolution Trust Corporation (RTC), created pursuant to the federal Financial Institutions Reform, Recovery, and Enforcement Act (FIREA) of 1989 also known as the Savings and Loan Association Bailout Act.

Certain federal regulatory agencies have ruled they are authorized under FIREA to preempt state banking laws which would inhibit or interfere with federal efforts to dispose of savings associations by reducing the number of eligible buyers or the price to be realized by the RTC.

The Joint Resolution responds to the federal preemption authority by empowering the Superintendent of Banking to suspend only those state banking laws which could be subject to federal preemption until July 1, 1991. The Joint Resolution provides that all state banking laws will be fully enforced after the suspension period; however, acquisitions of eligible savings and loan associations during the suspension period will not be considered in violation of state law with respect to the limitations imposed by the state banking laws.

The Joint Resolution takes effect March 8, 1990, and the suspension expires July 1, 1991. Since the RTC's authorization extends through 1993, the General Assembly may consider extension of the suspension during the next legislative session.

### **SENATE FILE 81 — Motor Vehicle Service Trade Practices**

BY PALMER. This Act requires automotive service or repair suppliers to provide certain notices to consumers and follow certain required trade practices. The Act defines "consumer" as a person contracting for services for a motor vehicle used primarily for farm or personal use (as opposed to business use). This definition parallels requirements contained in the federal Magnuson-Moss Warranty Act. Consumers are given the legal right to request and receive an oral or written estimate of services or repairs to be performed on the consumer's motor vehicle if the repairs are expected to exceed \$50. The minimum content and form of an estimate in compliance with the Act's requirement are detailed. The use of aftermarket crash parts may only be used after specific disclosure and permission. "Aftermarket crash parts" are exterior body panels and parts, other than glass, not manufactured or supplied by the original manufacturer or importer of a motor vehicle. An estimate based on the use of aftermarket crash parts must contain a disclosure. Aftermarket crash parts sold in the state after January 1, 1991, must have affixed or inscribed on the part the logo or name of its manufacturer. Other specific required trade practices are detailed including, disclosure requirements and prohibition of specific deceptive practices. A supplier's failure to comply with the Act's requirements is made a deceptive trade act or practice subject to the penalties contained in Section 714.16 for consumer frauds.

### **SENATE FILE 255 — Line-of-Credit Mortgages**

BY COMMITTEE ON JUDICIARY. This Act provides that line-of-credit loans secured by mortgages, such as home equity line-of-credit loans, maintain priority over subsequently recorded mortgages or other liens even though the balance of the line of credit is paid to zero. A line-of-credit loan secured by a mortgage thus retains its original time of priority no matter what the actual balance currently is or may have been at the time of a competing creditor's transaction.

### **SENATE FILE 332 — Legal Expense Insurance**

BY COMMITTEE ON COMMERCE. This Act subjects legal expense insurance to regulation under the authority of the Commissioner of Insurance. Legal insurance is a contract which promises to provide specified legal services or reimbursements for legal expenses in exchange for a specified premium. Excluded from regulation as legal expense insurance are several traditional forms of legal service contracts, including a lawyer's retainer contract, a plan providing limited benefits on simple legal matters on an informal basis, such as is typically included in certain union contracts, legal services provided through an agency of the state or federal government, and legal services incidental to other forms of insurance such as automobile insurance which includes the cost of defending an action. The Act imposes comprehensive regulation for legal expense insurance, and requires an insurer offering legal expense insurance to follow certain procedures and meet certain requirements as a condition of offering to sell or selling this insurance. The conditions include approval of the policy and rates by the Commissioner of Insurance.

**SENATE FILE 2100 — Fraternal Benefit Societies**

BY HUSAK, RUNNING, TIEDEN, AND VANDE HOEF. This Act replaces Chapter 512, governing fraternal benefit societies, with a new Chapter 512B. The new Chapter adopts, in substance, the 1983 Model Fraternal Code adopted by the National Fraternal Congress of America (NFCA). Fraternal benefit societies offer benefits in the form of insurance to a limited class of members and related persons and are subject to regulation by the Commissioner of Insurance. Fraternal benefit societies are based on a unique form of corporate organization. Issues of structure, membership, benefits, and regulation are all covered under the new Chapter 512B. The Act takes effect January 1, 1991.

**SENATE FILE 2261 — Filing of Financing Statements**

BY COMMITTEE ON STATE GOVERNMENT. This Act authorizes the electronic filing of Uniform Commercial Code financing statements with the Secretary of State. A copy of any signature required by Section 554.9402, governing the form of financing statements, is permitted in place of the previously required original signature. An electronic copy by its nature would not contain an original signature. The Secretary of State is to adopt rules governing the electronic filing of a financing statement.

**SENATE FILE 2271 — Bank Merger or Consolidation Plans**

BY COMMITTEE ON COMMERCE. This Act specifies in greater detail than prior law the required contents of a bank plan of merger or consolidation, which, as under prior law, is required to be filed with and approved by the Superintendent of Banking as a condition of the merger or consolidation.

**SENATE FILE 2291 — Finance Charge on Extension or Renewal of a Retail Vehicle Installment Contract**

BY COMMITTEE ON COMMERCE. This Act permits the holder of a retail installment contract for the purchase of a motor vehicle to renew or extend the loan at the request of the buyer if the finance charge does not exceed the interest rate on the original contract. Under prior law, the interest rate on extensions or renewals was governed under separate provisions from those applying to the original motor vehicle retail installment contract.

**SENATE FILE 2350 — Institutional Funds Management**

BY COMMITTEE ON JUDICIARY. This Act deals with a uniform Act known as the "Uniform Management of Institutional Funds Act" that has been adopted by approximately 30 other states. The Act regulates the investment and expenditure authority of endowment funds provided to nonprofit entities that are organized and operated exclusively for educational, religious, charitable, or other benevolent purposes.

**SENATE FILE 2395 — Trade Secrets**

BY COMMITTEE ON JUDICIARY. This Act provides for the protection of trade secrets. It is based upon a model Act, the Uniform Trade Secrets Act, drafted by the National Conference of Commissioners on Uniform State Laws. It provides a cause of action by the owner of a trade secret against a person misappropriating the secret. The Act provides for injunctive relief and damages, including exemplary damages and the payment of attorney fees. It also provides that a court may act to preserve the secrecy of a trade secret during legal proceedings. The Act includes a 3-year statute of limitations.

**SENATE FILE 2412 — Charitable Organization Regulation**

BY COMMITTEE ON WAYS AND MEANS. This Act relates to the regulation of charitable organizations and professional commercial fund-raisers. Specifically, the Act requires professional commercial fund-raisers to register with the Attorney General and requires charitable organizations request.

The Act also prohibits charitable organizations from soliciting contributions claiming that a portion or all of the contributions received will be given to another charitable organization without first obtaining permission from the other charitable organization. The Act provides for a registration fee and penalties.

**HOUSE FILE 658 — Savings and Loan Associations**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act makes several changes to the regulation of state chartered savings and loan associations. Many of the changes are technical in character to conform with federal regulatory practice or to more clearly define original intent. For instance the definition of "residential real estate" is relocated within Chapter 534 to clearly state an investment limitation, and reports filed with federal regulatory authorities must also be filed with the state Savings and Loan Division.

Substantive changes include: requiring each savings and loan to adopt formal lending policies and only make loans which satisfy those internal policies; requiring a savings and loan to report certain actions taken to avoid a loss; authorizing investment in real estate secured bonds; restricting total investment in any one mutual fund; expanding investment authority for certain types of commercial paper and corporate securities; prohibiting the use of certain names, signage, or logos which might imply that a savings and loan association is a commercial bank; authorizing certain mergers and dissolutions; and other changes.

The Act also legally requires that certain regulatory actions taken by the Superintendent of Savings and Loan Associations are not subject to the contested case provisions of Chapter 17A, the Administrative Procedures Act, including action to assume the management of a failing or failed association. This requirement parallels a recent Iowa Supreme Court decision holding that similar authority of the Superintendent of Banking is not subject to Chapter 17A contested case requirements.

#### **HOUSE FILE 677 — Credit Agreements**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act displaces principles of common law relating to the enforcement in contract law of credit agreements or modifications of such agreements. The Act provides that a credit agreement is not enforceable unless the agreement is in writing and signed by the party against whom enforcement is sought. A modification to the credit agreement which occurs after the person asserting such modification has been notified in writing that oral or written modifications are unenforceable and should not be relied upon, unless otherwise expressly agreed by the parties in writing, is not enforceable unless a writing exists containing the material terms of the modification and is signed by the party against whom enforcement is sought. Also, to be enforceable, any modification must be conspicuous. The Act does not apply to a credit agreement made primarily for a personal, family, or household purpose where the credit extended is \$20,000 or less. The Act is effective January 1, 1991, and applies to credit agreements and modifications of credit agreements on or after January 1, 1991.

#### **HOUSE FILE 685 — Interstate Banking and Community Reinvestment**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act permits, effective January 1, 1991, an out-of-state bank holding company located within the midwestern region to own or control an Iowa bank or bank holding company. A bank holding company is considered to be located in the state in which the operations of its banks are "principally conducted", as defined by federal law. The midwestern region includes the states of Illinois, Iowa, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin (Iowa and the contiguous or bordering states). Under prior law an out-of-state bank holding company could not own directly, or indirectly, an Iowa bank or bank holding company.

The Act modifies the community reinvestment reporting requirements to more closely conform with federal law and conditions the deposit of public funds in a financial institution upon the approval of a committee composed of the Superintendent of Banking, the Auditor of State or a designee, and the Treasurer of State.

The Act alters the aggregate deposit limitations to count within the deposit base, deposits held in savings and loan associations and savings banks (thrifts). A single bank holding company is prohibited from controlling through acquisitions more than 10 percent of the total time and demand deposits of all banks, savings and loan associations, and savings banks in this state. Additionally, a bank holding company is not permitted to acquire a bank or other bank holding company if following the acquisition, all banks owned or controlled by out-of-state bank holding companies would control more than 35 percent of the total time and demand deposits in the state.

The Act specifies a detailed application and approval process under the authority of the Superintendent of Banking as a condition to an out-of-state bank holding company acquiring an Iowa bank or bank holding company. Reciprocity is not required, but currently every state but Nebraska within the midwestern region would permit an Iowa bank holding company to acquire a bank. Nebraska has some limited authority for emergency acquisitions of troubled banks and savings and loans, by an out-of-state bank holding company, under both state and federal law. An Iowa bank may preclude its acquisition by an out-of-state bank holding company by adopting an irrevocable resolution before January 1, 1991, exempting the bank for a specified period of time. The Act imposes developmental loan requirements upon regional bank holding company owned Iowa banks. Similarly, regional bank holding company owned banks are required to offer basic services accounts to certain low income persons. Penalties are provided for violations of acquisition agreements or conditions, but divestment as a remedy or penalty is only required if, because of an acquisition, the out-of-state bank holding company ceases to be located within the midwestern region. The Act originally provided for fines of up to \$5,000 per violation and \$250,000 per year. House File 685 was later amended by S.F. 2280 to reduce authorized maximum fines to \$500 per violation and \$10,000 per year. An advisory council is created to review the effectiveness and enforceability of the Act. Special severability provisions are included to control the effect of any judicial finding that all or part of the Act is unconstitutional.

Other changes to this original Interstate Banking Act included in S.F. 2280 are as follows: Change in the definition of "acquire"; a new definition of a "bank conducting a banking business in this state"; adopted the Federal Bank Holding Company Act's definition of "control"; explicitly reserved certain rights which preexisted H.F. 685; altered the community benefits test; terms of the compliance contract; and limitations on insurance activities by regional bankholding companies; and imposes restrictions upon foreign banks or bank holding companies acquiring an Iowa bank or bankholding company. Finally the Division of Banking was appropriated \$50,000 to implement the Act.

The Interstate Bank Act takes effect January 1, 1991.

**HOUSE FILE 730 — Real Estate Licensees Insurance Requirement**

BY COMMITTEE ON STATE GOVERNMENT. This Act requires the Real Estate Commission to adopt rules requiring as a condition of licensure that real estate licensees carry errors and omissions insurance. The Commission is directed to contract with an insurance provider for a group policy to be made available to all licensees without right of cancellation by the insurer. The contract would be solicited by competitive, sealed bid. A licensee would have the option of obtaining insurance independently if the coverage complies with the minimum requirements established by the Commission.

The Act also requires the Real Estate Commission to adopt rules requiring that each broker or salesperson in a real estate transaction disclose in writing the broker's or salesperson's agency relationship with the buyer or seller in the transaction.

The Act takes effect March 30, 1990, for rulemaking, administrative procedures, and competitive bidding procedures. All other provisions take effect July 1, 1991.

**HOUSE FILE 2092 — Debt Management Services Fee**

BY TEAFORD AND HARPER. This Act increases the fee which a licensed debt management service is permitted to charge from 12.5 percent to 15 percent of any payment made by the debtor and distributed to creditors by the service under contract. The Act also permits creditors to contribute a portion of this fee. Prior law required the entire fee to be paid by the debtor.

**HOUSE FILE 2165 — Motor Vehicle Dealer's Bond**

BY COMMITTEE ON TRANSPORTATION. This Act provides for indemnification from a motor vehicle dealer's surety bond, if a motor vehicle purchaser suffers loss or damage caused by the dealer's failure to comply with Iowa odometer requirements, regardless of whether the vehicle was purchased directly from the dealer. In addition, the Act increases the amount of the motor vehicle dealer's surety bond from \$25,000 to \$35,000.

**HOUSE FILE 2213 — Federal Agencies Regulating Banks**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act conforms terminology contained in the banking laws of Chapter 524 to current federal usage based upon the financial institutions regulatory and guarantee reforms contained in the Financial Institutions Reform, Recovery and Enforcement Act (FIREA) of 1989, otherwise known as the Savings and Loan Bailout Act. For example, the Federal Deposit Insurance Corporation (FDIC) previously insured banks exclusively. Under FIREA, certain savings and loans are also insurable under FDIC rather than the superseded Federal Savings and Loan Insurance Corporation (FSLIC) or the related Resolution Trust Corporation (RTC), but banks and savings and loans are insured under separate funds within the FDIC. Where appropriate, references to the FDIC are limited by restricting the references to the bank insurance fund of the FDIC. Similarly, the Office of Thrift Supervision has superseded the regulatory role of the former Home Loan Bank Board.

**HOUSE FILE 2320 — Insurance Regulation**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act amends the regulation of various types of insurers, insurance, annuity contracts, and other subjects within the jurisdiction of the Commissioner of Insurance.

School districts' and merged area schools' authority to contract indebtedness for insurance in excess of spending authorized under the tax levy limitation is limited. An employee benefit plan which includes a specific or aggregate excess loss coverage or a program that self-insures only a per-employee or per-family deductible for each year and which transfers the risk remaining beyond this deductible is defined to be an insurance program, and not self-insurance. The Act further prohibits a school district from contracting indebtedness, issuing general obligation bonds, or entering into an insurance agreement obligating the district to make payments beyond its

current year to fund an employee benefit plan. An employee benefit plan is considered to be an anticipated annual expense and not the type of sudden casualty or insurance policy or program for which the tax levy exemption may have been originally authorized. A school district may, however, apply to the state's School Budget Review Committee for relief if necessitated by the expenses in the school district's employee benefit insurance program. The provisions relating to schools' authority takes effect May 2, 1990.

The Act permits the Commissioner of Insurance to impose by rule any fees necessary to administer laws assigned to the Division of Insurance for enforcement. It defines the status of examination records for public access purposes. It amends the procedures for conversion of mutual life insurance companies and policies into stock companies and increases the required capital and surplus requirements for a stock life insurance company.

The Act alters the Life and Health Insurance Guaranty Association chapter to permit the Association to provide assistance to an impaired foreign or alien insurer to prevent insolvency. Prior law required the Association to wait until the insurer became insolvent before coverage could be provided. Other amendments affect the calculation of assessments which support the Association. The Association secures the payment of policies of a member company which becomes insolvent by assessing other member companies. The structure of the Association is intended to provide consumer protection while creating a positive incentive for member insurers to demand effective regulation to avoid insolvencies.

The Act imposes a minimum surplus requirement of \$50,000 upon county mutual insurance associations. Under prior law, no minimum surplus requirement applied to county mutuals. Similarly, a new minimum surplus requirement of \$100,000 is imposed upon state mutual insurance associations. Conforming changes are made to other surplus requirements to comply with a change enacted in 1989 increasing the minimum surplus requirement to \$2,000,000 for all insurers other than county and state mutuals. Additionally, the capital and surplus requirement for new companies in the state is increased to \$2,500,000.

Restrictions on the percentage of the surplus amount subject to a single risk without adequate reinsurance are imposed upon state mutual insurance associations.

Limitations upon loans to an insurance company's officers or employees are imposed upon certain sources of funds for these loans.

The Act revises cancellation and nonrenewal notice provisions to provide parallel procedures for all types of noncommercial casualty insurance other than workers' compensation.

A major change substitutes revisions recommended by the National Association of Insurance Commissioners (NAIC) for the current insurance rate-filing procedures in fire and casualty lines. The revisions reflect the Insurance Service Organization's (ISO) change in policy, discontinuing the practice of filing final rates on behalf of member insurers. The ISO is an advisory organization through which insurers share statistical information for ratemaking purposes. Insurers have a specific limited exemption under federal and most state antitrust statutes to permit sharing statistical information. This Act requires individual insurers to file rates for prior approval by the Commissioner of Insurance and requires each insurer to document the source of those rates. The Act retains rating organizations for workers' compensation insurance, pending the NAIC's review of and recommendations concerning the more specialized workers' compensation market. The repeal of current law relating to the filing of advisory rates, Sections 515A.1 through 515A.19, takes effect July 1, 1992.

Other technical changes in insurance regulatory authority, procedures, and requirements for insurers are included in the Act.

A special applicability limitation exempts insurers currently authorized to do business in Iowa from some of the new capital and surplus requirements. Together with a section on statutory construction, the special applicability limitation takes effect May 2, 1990.

#### **HOUSE FILE 2369 — Real Property Inspection Reports**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act creates a real property inspection report for use by mortgage lenders in determining whether a parcel of real property which is being collateralized is materially impaired. This report is exempt from the provisions of Chapter 114 and the rules adopted under that Chapter relating to land surveyors and survey requirements. The report is to include a clear and prominent statement to the buyer that the report is not a property survey or an engineering document and that the report is primarily for the use of the mortgage lender and should not be relied upon to determine the placement of boundary lines. This report is not to be filed or recorded with the County Recorder.

**HOUSE FILE 2377 — Commodity Code**

BY SCHRADER. This Act adopts a new Chapter 502A incorporating the Model State Commodity Code as recommended by the North American Securities Administrators Association (NASAA), minus the licensing subchapter contained in the NASAA model. The Act regulates the commodities industry in an analogous fashion to the existing state regulation of the securities industry by mandating certain minimum standards of conduct and disclosure, and authorizing the administrator of the Securities Bureau of the Insurance Division of the Department of Commerce to investigate violations and impose civil remedies, sanctions, and penalties. Additionally, the Act authorizes criminal prosecutions and penalties for certain violations. Several groups already self-regulated or regulated under other state or federal laws are exempted from the scope of coverage of the new Chapter 502A. In effect the Act will make it easier to establish long-arm personal jurisdiction over commodities brokers and dealers who fail to comply. Remedies in these cases will now include immediate administrative remedies, including cease and desist orders.

**HOUSE FILE 2381 — Mutual Insurance Company Conversions**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act authorizes and specifies the procedures for the conversion of a mutual property and casualty insurance company into a stock company. A conversion is subject to the approval of the plan of conversion by both the mutual policyholders and the Commissioner of Insurance in addition to other conditions and procedural requirements.

**HOUSE FILE 2431 — Preexisting Conditions, Coverage Under Comprehensive Health Insurance Association Policies**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act, for purposes of the Iowa Comprehensive Health Association, further defines "involuntary termination" of insurance coverage to include termination of insurance coverage when a conversion policy is not available or where benefits under a state or federal law providing for continuation of coverage upon termination of employment will cease or have ceased. The Iowa Comprehensive Health Association admits applicants for state-subsidized health insurance upon certain terms and conditions. The Association permits applicants to be covered retroactively to the date of involuntary termination of a prior insurance policy provided application is made to the Association within 30 days following the involuntary termination. The change in the meaning of "involuntary termination" permits a person who continued group coverage under a former employer's policy pursuant to the federal Comprehensive Omnibus Budget Reconciliation Act (COBRA) to obtain coverage for preexisting conditions under the state sponsored Association policy under the same terms as prior COBRA benefits, after the expiration of the COBRA benefits. The Act further permits dual coverage during any waiting period for Association coverage of preexisting conditions.

**HOUSE FILE 2436 — Prescription Drug Insurance Restriction**

BY COMMITTEE ON HUMAN RESOURCES. This Act prohibits a group health insurer or other third-party health benefits payor from imposing certain conditions on providing prescription drug coverage under a health insurance policy. A covered person cannot be required to obtain prescription drugs from a mail order pharmacy if a pharmacy selected by the covered person agrees to the same terms and conditions as those provided by the mail order pharmacy.

**HOUSE FILE 2451 — Weighing and Measuring Devices**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for an update of adoption of the United States National Institute of Standards and Technology, (formerly the National Bureau of Standards), specifications, tolerances, and other technical requirements for weighing and measuring devices. All commercial weighing and measuring devices which are currently inspected and licensed by the Department of Agriculture and Land Stewardship are grouped into classes according to the United States National Institute of Standards and Technology Handbook 44. Separate annual inspection and license fees levied pursuant to Chapters 214 (public scales and motor vehicle fuel pumps), 215 (inspections of weights and measures), and 215A (moisture measuring devices) that are currently being paid by the owners of the devices are combined into one annual fee. Liquid petroleum gas is defined, and the accuracy tolerance for liquid petroleum gas meters is decreased from the present 2 percent to 1 percent.

**HOUSE FILE 2453 — Motor Vehicle Arbitration**

BY COMMITTEE ON TRANSPORTATION. This Act prohibits a manufacturer, distributor, or importer of motor vehicles or an agent or representative of the manufacturer, distributor, or importer from requiring that a motor vehicle dealer submit to arbitration before a controversy arises. A motor vehicle dealer can voluntarily agree

to arbitration after a controversy arises. Iowa law must be applied to resolve the controversy pursuant to a voluntary arbitration agreement. A party may appeal an arbitration decision to the district court if the arbitrator did not apply Iowa law to resolve the conflict.

**HOUSE FILE 2455 — Nonprofit Corporation Procedures**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for the execution and filing of cooperative association documents required to be filed with the Secretary of State. The Act removes requirements relating to acknowledgment or verification of documents. It provides for execution of documents by certain persons authorized to act on behalf of the association. Execution is accomplished by the person signing the person's name next to the person's printed name. The Act also provides for the correction of errors in documents already filed, and provides the time when corrected documents are deemed to have been filed.

The Act makes procedural changes to the nonprofit corporation law, Chapter 504A, which parallel the procedures established for for-profit corporations under Chapter 490, the New Iowa Model Business Corporation Act, enacted in 1989. Procedures affected by the Act include: change of registered corporate agent, form and content of corporate documents filed with the Secretary of State, correction of previously filed documents, and related procedures. Conforming amendments to other sections are also included. Additionally, the Act requires Chapter 504 nonprofit corporations to convert to Chapter 504A corporations on or before July 1, 1992.

**HOUSE FILE 2475 — Dishonored Instrument Surcharge**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act increases from \$10 to \$15 the surcharge which the holder of a dishonored financial instrument may assess against the maker. This means that a merchant or bank left holding a bad check may now charge \$15 to the person who wrote the bad check or other dishonored instrument. This surcharge permitted under Section 554.3507, subsection 5 of the Uniform Commercial Code, is not the same as bank service charges or similar fees which may be permitted under Chapter 524, 533, or 534. It is possible that a person who writes a bad check may be liable for both the surcharge and bank service charges.

**HOUSE FILE 2476 — Prohibited Credit Practices Based on Familial Status**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act extends the same protections to familial status as already granted age, color, creed, national origin, race, religion, marital status, sex, and physical disability in connection with consumer credit transactions, extensions of credit by state chartered financial institutions, and offers of credit life or health and accident insurance. The Act makes it an unfair or discriminatory practice for a creditor to refuse to enter into a consumer credit transaction or impose more onerous terms or conditions upon the loan because of the consumer's familial status. Loans by financial institutions or sale of credit life or health and accident insurance are also subject to the prohibition upon discrimination based upon familial status. A person aggrieved by an unfair or discriminatory credit practice may seek relief through the Civil Rights Commission, and may receive any or all of the remedies permitted, including the award of damages.

**HOUSE FILE 2488 — Corporation Law and Notarial Acts**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act makes technical corrections to prior law to reflect the enactment of the New Iowa Model Business Corporation Act, Chapter 490 in the 1989 Session. References to the prior for-profit corporation provisions, Chapter 496A, are revised to reference the appropriate sections of Chapter 490. Certain corporate shares under Chapter 490 are characterized as issued, but not outstanding shares, in order to resolve questions regarding treasury stock which have been raised since the passage of Chapter 490. Additionally, new substantive provisions are included regulating the form and treatment by Iowa courts of notarial acts in sister states, under federal law, and in foreign jurisdictions.

**HOUSE FILE 2496 — Group Health Benefits Insurance Disclosure**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act requires a group health benefits insurer to disclose aggregate claims experience and costs to the group policyholder, contract holder, or sponsor of the group health benefit plan (typically the employer of the group), upon request, provided the group has 100 or more persons. This will permit the group sponsors to compare costs to actual benefits received, and compare existing policies to alternatives offered to the group by other insurers. The information is to be disclosed in the aggregate to prevent disclosure of any confidential information regarding any individual insured or covered person. For purposes of this Act, a group health benefits insurer also includes a health maintenance organization or Blue Cross/Blue Shield, in addition to a conventional health insurance company.



**HOUSE FILE 2516 — Motor Vehicle Services Contracts**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act substantially modifies Chapter 321I, originally enacted by the 1989 Session of the General Assembly. Chapter 321I regulates motor vehicle service contracts which are typically sold in conjunction with the sale or lease of new or used motor vehicles, often in the form of extended warranties.

The Act more specifically defines the motor vehicle service contracts which are subject to regulation to limit the scope to light trucks and passenger vehicles and to exclude maintenance agreements for scheduled repair and maintenance services for leased vehicles. Service contracts issued by the manufacturer or importer of a new motor vehicle are also exempt from regulation. Motor vehicle service contracts are subject to regulation by the Commissioner of Insurance and an issuer is required to insure the service contract through an authorized insurer.

The Act specifies in greater detail the reinsurance requirements for these contracts. The Act also alters the annual filing requirements and imposes a filing fee. The Act mandates the minimum information which must be included in a motor vehicle service contract. Unfair or deceptive trade practices are defined and prohibited, and violations are subject to the same penalties and remedies as provided for unfair trade practices in Section 714.16. Issuers of motor vehicle service contracts are required to maintain accurate accounts, books, and records and the Act provides for the examination of these records by the Commissioner of Insurance. The Commissioner is authorized to conduct audits, investigations, examinations, and to take other administrative actions to enforce Chapter 321I.

**HOUSE FILE 2537 — Funeral and Cemetery Services and Merchandise**

BY COMMITTEE ON SMALL BUSINESS AND COMMERCE. This Act alters the provisions regulating the sale of prearranged funeral contracts, by adding additional administrative powers for the Commissioner of Insurance to conduct investigations and to enforce the law. The Act alters the requirements for trust accounts securing prearranged funeral contracts and adds new disclosure requirements for these contracts. The Act authorizes the suspension or revocation of a permit or the issuance of cease and desist orders in certain circumstances. Additionally, a regulatory fund is created within the Division of Insurance to fund audits and investigations. Finally, a new chapter is created to regulate cemetery sales with essentially identical substantive provisions to those governing prearranged or preneed funeral sales in Chapter 523A as amended by this Act. The regulation of cemetery plot sales is also placed under the jurisdiction of the Commissioner of Insurance.

## COURTS AND JUDICIAL PROCEEDINGS

- SENATE FILE 18 — Time for Charging Sexual Abuse of a Child
- SENATE FILE 182 — Civil Rights Commission's Release to Commence Action
- SENATE FILE 460 — Obtaining Depositions in Other Jurisdictions
- SENATE FILE 2139 — Postconviction Judgment Appeals
- SENATE FILE 2173 — Witness Competency
- SENATE FILE 2296 — Vetoed by the Governor
- HOUSE FILE 489 — Vetoed by the Governor
- HOUSE FILE 2045 — Additional District Judge for Penitentiary's District
- HOUSE FILE 2113 — Name Change Petitions — Birth Certificate Requirement
- HOUSE FILE 2153 — Report to Court After Admission of an Individual Involuntarily Committed to a Treatment Facility
- HOUSE FILE 2268 — Sexual Abuse, Sexual Assault, and Sexual Harrassment — Procedures
- HOUSE FILE 2304 — Notice of Execution Sales
- HOUSE FILE 2364 — Penalty for Failure to Acknowledge Satisfaction of Judgment
- HOUSE FILE 2423 — Affidavit of Surviving Spouse to Change Title to Real Property
- HOUSE FILE 2425 — Estate Claims, Voluntary Conservatorships, and Voluntary Trusts
- HOUSE FILE 2471 — Small Claims Court Jurisdiction Over Executions and Garnishments

## RELATED LEGISLATION

- SENATE FILE 332 — Legal Expense Insurance  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act subjects legal expense insurance to regulation under the authority of the Commissioner of Insurance.
- SENATE FILE 390 — Real Property Mortgagor's Rights  
*SEE AGRICULTURE.* This Act reconciles various provisions for the redemption and repurchase of agricultural land.
- SENATE FILE 2137 — Disposal of Forfeited Weapons  
*SEE NATURAL RESOURCES.* This Act provides for transfer of forfeited weapons from the Department of Natural Resources to the Department of Public Safety.
- SENATE FILE 2212 — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$900,000 for FY 1989-1990 to the Judicial Department for the purchase of computer hardware and software for the child support system.
- SENATE FILE 2388 — Spousal Support Debts  
*SEE HUMAN SERVICES.* This Act includes judicial proceedings relating to the administrative establishment, determination, and collection of certain spousal support debts.
- SENATE FILE 2395 — Trade Secrets  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act provides for the protection of trade secrets.
- SENATE FILE 2408 — Corrections, Courts, and Justice Department Appropriations and Provisions  
*SEE APPROPRIATIONS.* This Act contains funding for the courts, including specific programs.

- SENATE FILE 2413** — Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act contains various provisions providing judicial authority, responsibilities, and various penalties relating to offenses involving alcohol and controlled substances.
- SENATE FILE 2425** — Emergency Care of Children  
*SEE HUMAN SERVICES.* This Act provides for the care of children in accordance with court-established procedures when a legally responsible adult is unavailable to provide the care.
- SENATE FILE 2427** — Budgetary and Financial Procedures of State Agencies  
*SEE APPROPRIATIONS.* This Act includes a provision transferring the administration of the Juvenile Victim Restitution Program from the Criminal and Juvenile Justice Planning Agency to the Judicial Department.
- SENATE FILE 2429** — Support of Dependents and Medical Support  
*SEE HUMAN SERVICES.* This Act relates to the responsibilities for the receipt and disbursement of support payments, satisfaction of a support order by direct payment to the person who is to receive the payment, medical support for children receiving child support, modification of child support orders, child support enforcement, determination of paternity, and establishment of past child support obligations, and establishes an advisory committee.
- SENATE FILE 2432** — Drug Testing  
*SEE LABOR AND EMPLOYMENT.* This Act relates to exceptions to restrictions on employee drug testing.
- HOUSE FILE 512** — Support Obligations Paid from Garnisheed Money  
*SEE HUMAN SERVICES.* This Act provides that a support order must be paid first out of any garnisheed funds.
- HOUSE FILE 2104** — Name of Father on Birth Certificate  
*SEE HEALTH AND SAFETY.* This Act provides that the Iowa Department of Public Health is responsible for entering the name of the father on the certificate of birth after a court of competent jurisdiction has made a determination of paternity.
- HOUSE FILE 2404** — Farm Mediation Service  
*SEE AGRICULTURE.* This Act relates to the Farm Mediation Service and reorganizes statutory provisions relating to mediation, amends mediation provisions, expands mediation as a dispute resolution mechanism beyond creditor-debtor relations, and extends the sunset clause for mediation provisions.
- HOUSE FILE 2437** — Immediate Income Withholding of Child Support Payments  
*SEE HUMAN SERVICES.* This Act authorizes, by court order, the immediate withholding of an obligor's income to provide child support payments without regard to the obligor's record of past support payments.
- HOUSE FILE 2450** — Parking Violations  
*SEE LOCAL GOVERNMENT.* This Act requires that a city pay court costs of \$2 for certain parking violations, allows for an increased fine of up to \$10 for delinquent overtime and parking meter violations, and adds a fee for filing and docketing a complaint or information or a uniform citation and complaint for various parking violations.
- HOUSE FILE 2476** — Prohibited Credit Practices Based on Familial Status  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act extends the same protections to familial status as already granted age, color, creed, national origin, race, religion, marital status, sex, and physical disability in connection with consumer credit transactions, extensions of credit by state chartered financial institutions, and offers of credit life or health and accident insurance.
- HOUSE FILE 2488** — Corporation Law and Notarial Acts  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act makes technical corrections to prior law to reflect the enactment of the New Iowa Model Business Corporation Act, Chapter 490 in the 1989 Session.

- HOUSE FILE 2508** — Chronic Substance Abuse  
*SEE HUMAN SERVICES.* This Act defines chronic substance abuser and provides treatment, voluntary and involuntary, for an abuser.
- HOUSE FILE 2569** — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, including amendments to court proceedings for the appointment of guardian ad litem and study of a family court system.

## COURTS AND JUDICIAL PROCEEDINGS

### **SENATE FILE 18 — Time for Charging Sexual Abuse of a Child**

BY CORNING. This Act provides that an information or indictment for sexual abuse committed on or with a child under the age of 12 (previously 10) years of age must be found not later than 6 months after the child attains 18 years of age.

### **SENATE FILE 182 — Civil Rights Commission's Release to Commence Action**

BY COMMITTEE ON JUDICIARY. This Act prohibits complainants in civil rights cases from commencing actions for relief in district court if the complaint was closed as an administrative closure by the Civil Rights Commission and 2 years have elapsed since the closure. The Act allows a party access to case files in cases when the Commission has issued a release to commence a court action.

### **SENATE FILE 460 — Obtaining Depositions in Other Jurisdictions**

BY COMMITTEE ON JUDICIARY. This Act provides that a court in this state may petition a court in another state or country to issue a subpoena or other appropriate order to compel the deposition of a witness located in the other state or country.

### **SENATE FILE 2139 — Postconviction Judgment Appeals**

BY COMMITTEE ON JUDICIARY. This Act requires that applicants appealing a prison disciplinary decision to the Iowa Supreme Court must do so by a writ of certiorari.

### **SENATE FILE 2173 — Witness Competency**

BY SZYMONIAK. This Act conforms rule 601 of the Iowa Rules of Evidence, relating to competency, to the corresponding federal rule and provides that unless a statute or rule provides otherwise, every person is competent to be a witness.

### **SENATE FILE 2296 — Vetoed by the Governor**

BY LLOYD-JONES. This bill would have substantially altered the Informal Dispute Resolution Program. Under current law, the Program is administered in the Office of Prosecuting Attorneys Training Coordinator of the Department of Justice. The bill would have relieved that office of its informal dispute resolution duties, and provided for the establishment of the Iowa Council for Dispute Resolution, an independent, nonprofit, quasi-public corporate body.

Members of the Council would have served 3-year terms, and would have been appointed by approved dispute resolution centers, the Chief Justice of the Supreme Court, the Governor, the Legislative Council, the Public Employment Relations Board, the Drake University Dispute Resolution Resource Center, the Iowa County Attorneys Association, and the Iowa State Bar Association. Members of the Council would have served without compensation, except for expenses.

The chief administrative officer of the Council would have been its Executive Director. The Council would also have elected an Executive Committee, which included the Council's officers.

The Council would have had numerous duties relating to the dispute resolution process. As is the case under current law, the Council, through its Executive Director, would have approved certain dispute resolution centers to receive state grants. The bill specified that approved centers would have been able to accept disputes involving state agencies. The bill specified that centers receiving state funds would establish a sliding scale of fees, based upon ability to pay. The bill established an endowment fund in the Office of Treasurer of State for use by the Council and authorized the use of certain moneys outside the endowment fund.

### **HOUSE FILE 489 — Vetoed by the Governor**

BY DODERER. This bill would have overridden the Iowa Supreme Court decision in *Harden v. State*, 434 N.W. 2d 881 (1989), where the Court stated that the statute of limitations did not toll under the State Tort Claims Act for a minor or incompetent because of the lack of any specific provision providing for the tolling. The bill would have been retroactive and would have allowed a claim, barred as of July 1, 1990, solely because the statute of limitations had not tolled, to be submitted to the State Appeal Board within 1 year of July 1, 1990.

### **HOUSE FILE 2045 — Additional District Judge for Penitentiary's District**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that the judicial election district in which the Iowa State Penitentiary is located is entitled to one additional judgeship. The total of permissible judgeships is increased from 100 to 101. (Funding for this judgeship is provided in H.F. 2564.)

**HOUSE FILE 2113 — Name Change Petitions — Birth Certificate Requirement**

BY COMMITTEE ON HUMAN RESOURCES. This Act requires all individuals seeking name changes to attach to the name change petition a certified copy of the birth certificate for each person seeking a name change.

**HOUSE FILE 2153 — Report to Court After Admission of an Individual Involuntarily Committed to a Treatment Facility**

BY ROSENBERG. This Act requires an involuntary commitment proceeding to be reviewed by the court, for a determination of whether a respondent should be discharged, if the chief medical officer or administrator of a hospital or facility fails to make the required 15-day report on a respondent's condition and also fails to ask for an extension of time to report to the court. A chief medical officer or administrator of a hospital or facility who fails to file the required report, and does not ask for an extension of time to file the report, is guilty of contempt and is to be punished according to the provisions of Chapter 665, providing for contempt of court.

The Act also clarifies that the court is to enter an order with respect to a respondent's care, treatment, and placement when a 15-day report is received by the court from the chief medical officer or administrator of a hospital or facility.

**HOUSE FILE 2268 — Sexual Abuse, Sexual Assault, and Sexual Harassment — Procedures**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that in a civil action for damages resulting from an act of sexual abuse, sexual assault, or sexual harassment, any party seeking discovery of information concerning the plaintiff's sexual conduct must establish specific facts showing good cause and that the information to be discovered is relevant to the action and that it is reasonably calculated to lead to the discovery of admissible evidence. The Act also provides that an action for damages resulting from sexual abuse which occurred when the injured person was a child, but not discovered until after the injured person is of the age of majority, must be brought within 4 years of the time of discovery, by the person, of the injury and the causal relationship between the injury and the act of sexual abuse. The Act is applicable to all actions filed on or after July 1, 1990.

**HOUSE FILE 2304 — Notice of Execution Sales**

BY PONCY. This Act provides that notice by publication concerning a sale under execution is to be made at least 4 weeks before the date of sale if the sale involves real estate, and at least 3 weeks before the date of sale if the sale involves personal property. The second notice by publication is to occur at a later time, but prior to the date of sale in either case.

**HOUSE FILE 2364 — Penalty for Failure to Acknowledge Satisfaction of Judgment**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act increases the penalty to be assessed against a party who fails to file a release and satisfaction within 30 days when a judgment is paid in full. The penalty increases from \$50 to \$100 plus reasonable attorney fees incurred by the party aggrieved.

**HOUSE FILE 2423 — Affidavit of Surviving Spouse to Change Title to Real Property**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that title to real estate may be established by an affidavit of a surviving spouse when a decedent, who died on or after January 1, 1988, owned real estate which was held in joint tenancy with a right of survivorship solely with the surviving spouse. The form of the affidavit is provided.

**HOUSE FILE 2425 — Estate Claims, Voluntary Conservatorships, and Voluntary Trusts**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that an action based upon the failure to give notice by mail to heirs of a decedent or to persons known to possess a claim in any estate in which a personal representative was discharged prior to July 1, 1989, is not to be maintained in any court unless commenced prior to July 1, 1991. The Act provides that only petitions for appointment of a conservator executed on or after July 1, 1989, need advise the proposed ward of the conservator's powers. The Act also provides that a voluntary trust is not invalid, merged, or terminated if the trustor is also trustee or a cotrustee, and a beneficiary during the trustor's lifetime.

**HOUSE FILE 2471 — Small Claims Court Jurisdiction Over Executions and Garnishments**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act allows small claims magistrates to process motions and orders relating to wage garnishments and other executions where the value of the property or money involved is \$2,000 or less. The Act is applicable to all such actions filed on or after July 1, 1990.

## CRIMINAL JUSTICE AND CORRECTIONS

- SENATE FILE 148 — Injury to or Interference with a Police Service Dog
- SENATE FILE 2015 — Reserve Peace Officer Training
- SENATE FILE 2156 — Peace Officer Status for Federal Law Enforcement Officers
- SENATE FILE 2197 — Protection of Individual Rights
- SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions
- HOUSE FILE 2109 — Criminal History Data Definition
- HOUSE FILE 2160 — Mandatory Domestic Abuse Arrests
- HOUSE FILE 2309 — Controlled Substances
- HOUSE FILE 2321 — Firearms Regulation
- HOUSE FILE 2458 — Restitution for Interference with Traffic-control Devices
- HOUSE FILE 2468 — Criminal and Juvenile Justice Planning
- HOUSE FILE 2568 — Oakdale Prison Construction Contracts

## RELATED LEGISLATION

- SENATE FILE 2186 — Fraudulent Practice in Procuring Economic Development Assistance  
*SEE ECONOMIC DEVELOPMENT.* This Act makes it a fraudulent practice to knowingly engage in deception by making a false statement in writing in order to obtain economic development assistance from a governmental entity.
- SENATE FILE 2212 — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$200,000 for FY 1989-1990 to the Department of Corrections for the lease-purchase of additional prison facilities with a total project cost of \$17,500,000.
- SENATE FILE 2290 — Ownership and Theft of Fish in a Private Hatchery  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act specifically provides that fish within a private fish hatchery are private property and that the theft of the fish is punishable under Section 714.2, the theft statute.
- SENATE FILE 2402 — Appropriations and Provisions Relating to Public Defense, Public Safety, Transportation, and Enforcement  
*SEE APPROPRIATIONS.* This Act includes an appropriation for the continued purchase of the Automated State Fingerprint Information System (AFIS).
- SENATE FILE 2408 — Corrections, Courts, and Justice Department Appropriations and Provisions  
*SEE APPROPRIATIONS.* This Act appropriates moneys to the criminal justice system.
- SENATE FILE 2423 — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes requirements related to the tracking of the educational achievements of inmates of penal institutions.
- HOUSE FILE 2103 — Missing Person Definition  
*SEE HEALTH AND SAFETY.* This Act makes a technical correction amending the definition of missing person, as used in Section 694.1, to conform with the definition of endangered person in the new operations manual of the National Crime Information Center.
- HOUSE FILE 2119 — Failure to Obey School Bus Warning Devices — Procedures  
*SEE TRANSPORTATION.* This Act extends the time periods for delivery of reports of violations of failing to obey school bus warning devices from 24 to 72 hours after the violation has occurred and contains related provisions concerning investigations.

- HOUSE FILE 2355** — Hunting Law Violations  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act provides for civil penalties and license revocations for hunting violations.
- HOUSE FILE 2372** — Anabolic Steroids  
*SEE HEALTH AND SAFETY.* This Act amends the Iowa Drug, Device, and Cosmetic Act by prohibiting the distribution of anabolic steroids to minors unless necessary for the treatment of disease. The offense is an aggravated misdemeanor.
- HOUSE FILE 2517** — Juvenile Care, Treatment, and Corrections  
*SEE HUMAN SERVICES.* This Act relates to the care and treatment of juveniles, youthful adult offenders, and other persons by establishing certain dispositional requirements concerning the state juvenile institutions and their administration and requiring the establishment of a youthful offenders program within the Department of Corrections.
- HOUSE FILE 2564** — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement  
*SEE APPROPRIATIONS.* This Act makes appropriations for substance abuse treatment, prevention, education, and enforcement programs, as well as establishing 2 councils to assist in efforts to successfully combat substance abuse and related problems; in addition, the Act contains provisions relating to the state programs for victims' assistance.
- HOUSE FILE 2569** — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, including expenditures related to providing additional prison capacity through construction.



**CRIMINAL JUSTICE AND CORRECTIONS****SENATE FILE 148 — Injury to or Interference with a Police Service Dog**

BY GRONSTAL. This Act provides criminal penalties for a person who interferes with, physically harms, or kills a police service dog. This Act provides an exemption for a peace officer or veterinarian who terminates the life of a police service dog in order to relieve the dog of pain or suffering, or to a person who justifiably acts in defense of self or another.

**SENATE FILE 2015 — Reserve Peace Officer Training**

BY GETTINGS, HUTCHINS, AND HULTMAN. This Act increases the amount of training that reserve peace officers are required to complete from 30 hours within 1 year of their appointment to 150 hours within 4 years of their appointment. In addition, if the reserve officer is to carry a weapon, the reserve officer must complete the same number of hours in weapons training as are required of regular peace officers. Under the new curricula, 30 hours are devoted to general law enforcement training as prescribed by the Iowa Law Enforcement Academy Council, and 30 hours to field training. The remaining 90 hours of training will be selected by the appointing authority from the approved basic training curriculum established by the Iowa Law Enforcement Academy for use in training regular peace officers. Incumbent reserve peace officers have 4 years to satisfy the new training requirements and training received previously will apply toward the new basic requirements.

**SENATE FILE 2156 — Peace Officer Status for Federal Law Enforcement Officers**

BY WELSH. This Act extends to federal law enforcement officers the same authority and immunity from lawsuits given to any peace officer of this state when making an arrest if the federal officer has reasonable grounds for believing an indictable offense has been committed and the person to be arrested committed the offense, or when the federal officer is rendering assistance to a peace officer of this state.

**SENATE FILE 2197 — Protection of Individual Rights**

BY RUNNING. This Act prohibits violations of a person's rights based upon the person's sexual orientation, age, or disability. Malicious or intentional intimidation or interference with another person because of the person's race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, or disability is an aggravated misdemeanor. The fact that a person committed a felony or misdemeanor, or attempted to commit a felony because of the characteristics of the victim enumerated above, must be considered an aggravating circumstance in imposing sentence and fine. Evidence of the fact includes, but is not limited to, the burning of crosses and other symbols, and a rebuttable presumption of the fact arises where such an act is shown to have been committed. Victims of these violations are granted civil remedies. If a finding that a discriminatory or unfair practice prohibited under Chapter 601A, relating to civil rights and the Civil Rights Commission, has occurred, the remedies provided under that chapter are the exclusive remedies available to the victim. The Act does not establish a new category of civil rights.

**SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions**

BY HUTCHINS. This Act amends provisions relating to the courts and judicial proceedings, criminal acts, and disposition of certain offenders.

The Act provides that criminal offenders performing unpaid community service or providing services under a Chapter 28E agreement where the Department of Corrections is a party, are to be considered employees of the state. Permitted coverage and benefits for the offenders is also provided for pursuant to workers' compensation provisions.

Parental notification by law enforcement officials concerning persons under age 18 found to be in possession of alcohol or controlled substances is provided for and penalties related to distribution of drugs which currently apply to offenses which occur within 1,000 feet of a school, are expanded to also include offenses which occur in or on the real property comprising a public park.

The Act establishes reporting requirements for manufacturers of certain precursor substances (substances which may be used as a precursor in the illegal production of a controlled substance) as designated by the Board of Pharmacy Examiners.

The definition of a "child in need of assistance" is amended to include an unmarried child who is imminently likely to be sexually abused by the child's parent, guardian, custodian, or other member of the household in which the child resides.

The juvenile court is given jurisdiction over offenses involving possession of alcohol by persons under age 18. These offenses were previously excluded from that jurisdiction. The court is directed to determine whether a child alleged to have committed a second delinquent act or second violation excluded from the jurisdiction of the juvenile court regularly abuses alcohol or another controlled substance, and to advise appropriate juvenile authorities concerning the disposition of the offender. The juvenile court may order an offender and the offender's custodial parent or parents to participate in an educational program if the program would be in the best interests of the offender.

Authority is provided to remove a person from the home of a child upon a finding that the person committed physical abuse against the child.

The Department of Corrections is to provide suitable reading space for inmates so that visitors are not able to view the reading material or space. A definition of "suitable reading materials" is provided.

The Department of Corrections is to develop standardized assessment criteria for the assignment of offenders to a facility pursuant to Chapter 321J, operating a motor vehicle while under the influence, unless initial medical treatment is necessary or there is insufficient space to accommodate the person. The intent is to divert certain offenders from initially being assigned to the Iowa Medical Classification Facility at Oakdale.

Persons serving mandatory minimum sentences of 1 year or more, and who are approved for work release, are to serve the final 6 months of the mandatory minimum sentence performing physical labor in plain view of the public unless the work is beyond the inmate's physical ability, or would endanger the inmate's life or health.

A minimum term of confinement for a second or subsequent offense under Chapter 321J is to be served on consecutive days unless the court finds that the service would be an undue hardship on the person, or finds that jail space is not available and is not reasonably expected to become available within 4 months after sentencing.

Continued probation and posttreatment services are provided for persons completing 6 months' probation or failing to complete additional services or treatment as ordered by the court, including a course for drinking drivers.

Surrender of the registration certificate and registration plates of vehicles registered to the defendant for a third or subsequent violation of Chapter 321J is required effective July 1, 1991. A defendant or owner may apply for new registration plates which must bear a special series of numbers or letters readily identifiable to law enforcement officials.

The Act provides for the taxation of certain controlled substances possessed, distributed, or offered for sale by a dealer. These sections take effect September 1, 1990.

The tax credit provided to small businesses for hiring certain offenders is extended to all businesses.

Magistrates are given jurisdiction over violations involving supply of alcoholic beverages to persons 18 years of age.

The Act provides that a person commits a class "C" felony (previously class "D") if the person causes the death of another under Section 707.6A, homicide by vehicle, and provides that a person commits an aggravated misdemeanor for causing serious injury unintentionally with a motor vehicle.

Provisions defining and providing penalties for participating in criminal gang activity are included.

A person committing a felony under Chapter 204, controlled substances, is presumed to be ineligible for bail unless the court finds that the release of the person will not result in the person failing to appear and will not jeopardize the personal safety of any other person.

A short form presentence investigation for serious misdemeanors is created.

The court is granted authority to require certain offenders to submit to and complete a substance abuse evaluation, if the court determines that there is reason to believe that the defendant regularly abuses alcohol or other controlled substances and may be in need of treatment. The court may order the defendant to complete any treatment indicated to be appropriate by a substance abuse evaluation.

The Board of Parole is authorized to establish as a condition of a person's parole or work release that the person perform a specified number of hours of unpaid community service. The Board is also directed to develop and implement a plan for the purpose of early release of property offenders where the offenders can be released without detriment to the community or to the person.

Parole and probation officers are authorized to discharge certain offenders from parole and probation upon finding that the purposes of parole or probation have been fulfilled. The district director is to be notified of a proposed discharge and must approve the discharge. Prior to discharge from probation, the sentencing court may on its own motion, or upon the request of the prosecuting attorney must, order a hearing to review the discharge. A parole or probation officer acting in compliance with the provisions regarding the discharges is not personally liable, either civilly or criminally.

Priority for payments under a plan of restitution is provided.

A victim of an act committed outside the state is eligible for compensation under the Crime Victim Compensation Program. Reasonable allowable charges for medical care under the Program are increased by \$500 to a total of \$10,500, and reasonable charges for mental health care not to exceed \$1,500 are allowed as a part of that total.

The Department of Public Safety is to study the feasibility of implementing a pilot program for determining the extent of drug and alcohol use and abuse among persons arrested for felony offenses. The Department is also to develop a plan for the implementation of alternative drug testing programs for law enforcement, parole, and probation officers. The plan is to be submitted to the General Assembly by January 15, 1991.

#### **HOUSE FILE 2109 — Criminal History Data Definition**

BY TEAFORD. This Act expands the coverage of Section 692.17 concerning criminal history data that cannot be kept in a computer data storage system. Prior to enactment of this Act, arrest and disposition data concerning a person could not be included in a computer data storage system after acquittal or dismissal of the charges when the information was being maintained by the Department of Public Safety or the Department's Division of Criminal Investigation or Bureau of Investigation. The Act expands the coverage of Section 692.17 to include information maintained by any criminal justice agency, including local agencies.

#### **HOUSE FILE 2160 — Mandatory Domestic Abuse Arrests**

BY VANDE HOEF. This Act specifically provides that the mandatory arrest provisions in domestic abuse situations do not apply where more than 1 person is involved in physical aggression, but only 1 person is the primary physical aggressor. The Act provides that persons acting with justification under Section 704.3, relating to justified force in defense of self or another, are not subject to mandatory arrest.

#### **HOUSE FILE 2309 — Controlled Substances**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act adds carfentanil to the opiates listed in schedule II of Iowa's Uniform Controlled Substances Act, and also adds nabilone, a synthetic derivative of chemicals found in marijuana, to the schedule II list of hallucinogenic substances, in order to conform Iowa law with the federal Uniform Controlled Substances Act. The Act also makes several technical corrections to the Iowa statute.

#### **HOUSE FILE 2321 — Firearms Regulation**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act prohibits political subdivisions of the state from enacting ordinances relating to the regulation of firearms that are more restrictive than state law. In addition, the Act increases the penalty for committing a crime or intending to commit a crime with a concealed dangerous weapon or to interfere with an official act of a peace officer or firefighter while armed with a firearm. An additional identification will be required by the county sheriff after July 1, 1991, and a criminal background check will be made before a permit to acquire or carry a firearm is issued. The Act also requires persons to store loaded firearms in a secure location or lock box, and the sale of manual or power-driven trigger-activating devices for firearms is prohibited. Also, the penalty for selling, giving, or otherwise transferring firearms or offensive weapons to felons or other persons prohibited by law from possessing these weapons is increased to a class "D" felony.

The Act takes effect April 5, 1990.

#### **HOUSE FILE 2458 — Restitution for Interference with Traffic-control Devices**

BY COMMITTEE ON TRANSPORTATION. This Act requires that a person who is convicted of willfully and intentionally interfering with a traffic device, sign, or signal make restitution to the affected jurisdiction for the costs to repair or replace the traffic device, sign, or signal.

**HOUSE FILE 2468 — Criminal and Juvenile Justice Planning**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act expands the membership of the Criminal and Juvenile Justice Planning Advisory Council from 13 to 22. Terms of Council members which expire April 30, 1990, are extended until July 1, 1990, when expansion of the Council takes effect. The Division of Criminal and Juvenile Justice Planning of the Department of Human Rights is directed to establish and maintain an Iowa Correctional Policy Project for the purpose of conducting analyses of major correctional issues affecting the criminal and juvenile justice system. The Division is also authorized to form subcommittees for the purpose of addressing major correctional issues, and must establish a subcommittee to address issues specifically affecting the juvenile justice system.

**HOUSE FILE 2568 — Oakdale Prison Construction Contracts**

BY ARNOULD AND VAN MAANEN. This Act authorizes the Department of Corrections to consider 2 prison construction projects at the Oakdale corrections campus, authorized by the 1989 and 1990 Sessions of the General Assembly, as one project for the purposes of bidding, negotiating, and entering into the construction contracts for the projects.

## ECONOMIC DEVELOPMENT

- SENATE FILE 2186 — Fraudulent Practice in Procuring Economic Development Assistance
- SENATE FILE 2252 — Iowa Logo Authorization — Immunity from Liability
- SENATE FILE 2385 — Value-added Agricultural Products and Processes Financial Assistance
- HOUSE FILE 705 — Economic Development Network
- HOUSE FILE 2482 — Entrepreneurship Task Force
- HOUSE FILE 2485 — Arts and Culture Challenge Grant Foundation

### RELATED LEGISLATION

- SENATE FILE 280 — Property Tax Exemption for Certain Buildings  
*SEE TAXATION.* This Act provides a real property tax exemption for speculative shell buildings authorized by local ordinance and owned by a community development organization.
- SENATE FILE 2274 — Targeted Small Business Procurement Goals  
*SEE STATE GOVERNMENT.* This Act alters the Targeted Small Business Set-aside Program, relating to government purchasing from businesses in the state owned by women and minorities, into a goal oriented program in an attempt to conform with the United States Supreme Court decision in City of Richmond v. J. A. Croson Co.
- SENATE FILE 2277 — Highway Signs for Tourists  
*SEE TRANSPORTATION.* This Act relates to tourist-oriented directional signs and authorizes the State Department of Transportation to adopt rules for the signs to conform with federal national standards for tourist-oriented directional signs.
- SENATE FILE 2327 — Economic Development Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act makes appropriations to the Department of Economic Development and contains provisions for various programs.
- SENATE FILE 2366 — Councils of Governments  
*SEE LOCAL GOVERNMENT.* This Act statutorily creates boundaries for local councils of governments and requires a council of governments to coordinate regional planning and development duties through a work program.
- SENATE FILE 2411 — Seed Capital Tax Credit, and Expedited Registration of Small Issues of Securities  
*SEE TAXATION.* This Act creates an income tax credit for an investment in new issues of shares or equity interests by a qualified corporation or a qualified seed capital fund.
- HOUSE FILE 2531 — Limits on State Financial Assistance for Economic Development  
*SEE ENVIRONMENTAL PROTECTION.* This Act provides that before a state agency may provide state grants, loans, or other financial assistance for economic development to or on behalf of a business, the business must make a report detailing the circumstances of its violations, if any, of federal or state environmental protection laws within the last 5 years.
- HOUSE FILE 2567 — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$300,000 to the Department of Economic Development for the energy-related activities of the Amorphous Semiconductor Project at Iowa State University.
- HOUSE FILE 2569 — State Government Appropriations and other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, including amendments to repeal the Small Business Advocate and transfer funds to the Small Business Program of the Department of Economic Development.

## ECONOMIC DEVELOPMENT

### **SENATE FILE 2186 — Fraudulent Practice in Procuring Economic Development Assistance**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act makes it a fraudulent practice in the first degree to knowingly engage in deception by making a false statement in writing for the purpose of obtaining economic development assistance from a state agency or political subdivision of the state. A fraudulent practice in the first degree is a class "C" felony punishable by up to 10 years in jail and a fine of up to \$10,000.

### **SENATE FILE 2252 — Iowa Logo Authorization — Immunity from Liability**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act provides that in authorizing the use of a label or logo the state, a state agency, or state official or employee is immune from a civil suit for damages. The Act also provides that the authorization of the use of a trademark or logo is not an express or implied guarantee or warranty.

### **SENATE FILE 2385 — Value-added Agricultural Products and Processes Financial Assistance**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act provides that the Department of Economic Development may establish a Value-added Agricultural Products and Processes Financial Assistance Program to foster the development of new innovative products, practices, and processes related to agriculture through specialized financial or technical assistance to facilitate the acquisition of capital. A person may receive assistance for developing processes not commonly available in this state, for innovative or diversified products, or for innovative processing, packaging, marketing, or management practices. Under the program, eligible persons may be granted financial assistance upon review of the person's application by the Agricultural Products and Advisory Council.

The Act also provides that the Department may establish a Value-added Agricultural Products and Processes Financial Assistance Fund. The Fund is a revolving fund from which moneys may be used to support purposes of the program.

### **HOUSE FILE 705 — Economic Development Network**

BY COMMITTEE ON ECONOMIC DEVELOPMENT. This Act establishes the Iowa Economic Development Network to create and stimulate economic opportunity through planning, technical assistance, and support to entrepreneurs and existing business in the state. The Network is established in the Department of Economic Development, the Director of which is responsible for establishing a Primary Center for Economic Development Programs and Services, a statewide system of Regional Economic Development Centers, and Regional Coordinating Councils to coordinate the regional delivery of economic development programs and services.

The duties of the Network are to coordinate the delivery of economic and community development programs with other local, regional, state, and federal programs; provide leadership and support for local economic and community development planning efforts; provide information and data; provide coordination and assistance in the operation of the Regional Centers; and establish a professional development training and education curriculum for Regional Centers.

The Act creates the Regional Coordinating Councils and establishes their duties which include contracting with the Department of Economic Development to create the Regional Centers, and adopting a multiyear regional business assistance work plan to implement the purposes of the Network.

The Primary Center has the responsibility to implement a comprehensive statewide economic development planning process and provide leadership, coordination, and support to regional and local economic and community development planning efforts, to implement activities of the Network, and to establish a database of products and services available from Iowa businesses to provide businesses with a source for locating buyers for and suppliers of their products. The Regional Centers have the responsibility of creating and stimulating economic development by assisting and supporting entrepreneurs and business in the region, maintaining ongoing communications with other business assistance providers in the region, and providing the regional link for the database and information systems of the Network and Primary Center.

The Act also establishes within the Department of Economic Development a Community Builder Program to encourage a city, cluster of cities, county or group of counties, or unincorporated areas to implement planning efforts for community, business, and economic development.

The Act repeals statutory provisions creating the Primary Research and Marketing Center and the Satellite Centers, since these duties and responsibilities are included in those of the Primary Center and Regional Centers.

**HOUSE FILE 2482 — Entrepreneurship Task Force**

BY COMMITTEE ON ECONOMIC DEVELOPMENT. This Act establishes an Entrepreneurship Task Force to study how to encourage, promote, and support entrepreneurship in the state. Twenty-five members are to be appointed from the executive and legislative branches of government, from higher education, and from private business with the remaining members to be appointed by the Governor. One member will serve as chairperson. The Task Force must submit a report with recommendations or a request for further study to the Department of Economic Development, the Governor, and the General Assembly, by January 15, 1991. The members' appointments terminate December 31, 1991.

The Act also appropriates \$25,000 to the Department of Economic Development for the expenses of the Entrepreneurship Task Force.

**HOUSE FILE 2485 — Arts and Culture Challenge Grant Foundation**

BY COMMITTEE ON ECONOMIC DEVELOPMENT. This Act establishes the Iowa Arts and Culture Challenge Grant Foundation, an independent nonprofit corporation, whose administrative functions are performed by the Arts Division of the Department of Cultural Affairs. State funds appropriated to the Foundation must be matched from money from other sources before the state funds may be expended. The Foundation's funds are to be used to award grants to public and private organizations or persons to develop, encourage, and enhance arts and cultural programs.

## EDUCATION

- SENATE FILE 2306 — Open Enrollment
- SENATE FILE 2322 — Children's Participation in Extracurricular Activities
- SENATE FILE 2324 — Medical Assistance Reimbursements to Area Education Agencies
- SENATE FILE 2326 — Nutrition Guidelines for Schools
- SENATE FILE 2410 — Higher Education Coordination, Administration, Standards, and Funding
- SENATE FILE 2430 — Higher Education Amendments
- S.C.R. 133 — Ten-year Building Program
- HOUSE FILE 2044 — Disposition and Acquisition of School Property
- HOUSE FILE 2068 — School Finance Technical Amendments
- HOUSE FILE 2132 — Effective Date of Appropriations for Programs for At-risk Children
- HOUSE FILE 2271 — Phase III Teacher Pay Plans
- HOUSE FILE 2357 — School Reorganization Incentives
- HOUSE FILE 2416 — Corporal Punishment Rules
- HOUSE FILE 2440 — Board of Educational Examiners' Powers and Duties
- HOUSE FILE 2459 — Personnel Rights Under School Sharing Agreements
- H.C.R. 112 — Vetoed by the Governor

## RELATED LEGISLATION

- SENATE FILE 2059 — Workers' Compensation Self-insurance Agreement by Area Schools  
*SEE TAXATION.* This Act provides that a self-insured program established by merged area schools for the payment of workers' compensation benefits is exempt from insurance premium or payments taxation.
- SENATE FILE 2159 — Labor Laws  
*SEE LABOR AND EMPLOYMENT.* This Act includes a provision allowing schools which use their own employees to remove or encapsulate asbestos to be exempt from the permit requirements of Chapter 88B, however, health and safety requirements still apply.
- SENATE FILE 2201 — Family Support Subsidy Program  
*SEE HUMAN SERVICES.* This Act changes the eligibility criteria for the Family Support Subsidy Program, to include children with certain disabilities who have not been weighted by a school district, or who otherwise meet the definition of developmental disability under the federal Developmental Disabilities Act.
- SENATE FILE 2232 — Limits on Indemnification for Special Exhibit Items  
*SEE STATE GOVERNMENT.* This Act increases the authorized amount of indemnity which the Iowa Arts Council may extend to both a single art exhibition and the total amount of indemnification authorized at any one time.
- SENATE FILE 2274 — Targeted Small Business Procurement Goals  
*SEE STATE GOVERNMENT.* This Act alters the Targeted Small Business Set-aside Program, relating to government purchasing from businesses in the state owned by women and minorities, into a goal oriented program which includes merged area schools, area education agencies, and school districts.



- SENATE FILE 2403** — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides a comprehensive reform of utility rate market incentives by introducing rewards for selling less energy because of energy efficiency by both utilities and utility customers and includes requirements for school district and Regents' institution fleet automotive purchases to meet more stringent energy efficiency standards.
- SENATE FILE 2422** — Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act provides for compensation of certain state employees including a provision for faculty at the state universities to receive up to a 5 percent increase at the discretion of the State Board of Regents.
- SENATE FILE 2423** — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes appropriations to the Department of Education, the College Aid Commission, and the State Board of Regents and provides for a variety of substantive provisions and programs related to these appropriations.
- HOUSE FILE 2057** — Prohibited Interests in Public Contracts — Exceptions  
*SEE LOCAL GOVERNMENT.* This Act prohibits a school board director from having an interest in a school corporation contract unless the benefit to the director does not exceed \$1,500 or the contract was competitively bid, in writing, and publicly invited and opened.
- HOUSE FILE 2119** — Failure to Obey School Bus Warning Devices — Procedures  
*SEE TRANSPORTATION.* This Act extends the time periods for delivery of reports of violations of failing to obey school bus warning devices from 24 to 72 hours after the violation has occurred and includes related provisions.
- HOUSE FILE 2320** — Insurance Regulation  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends the regulation of various types of insurers, insurance, annuity contracts, and other subjects within the jurisdiction of the Commissioner of Insurance.
- HOUSE FILE 2329** — Election Laws  
*SEE STATE GOVERNMENT.* This Act makes numerous technical and other changes in the laws governing elections and election procedures, including certain procedures relating to schools.
- HOUSE FILE 2548** — Center for Agricultural Health and Safety  
*SEE HEALTH AND SAFETY.* This Act requires the State Board of Regents to establish a Center for Agricultural Health and Safety located at the University of Iowa as a joint venture by the University of Iowa and Iowa State University of Science and Technology.
- HOUSE FILE 2569** — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, including funds for dropout prevention, the Iowa College Super Savers Plan, and changes to capital appropriations under the authority of the State Board of Regents.

## EDUCATION

### **SENATE FILE 2306 -- Open Enrollment**

BY COMMITTEE ON EDUCATION. This Act provides legislative intent language to the effect that the open enrollment provisions contained in Section 282.18 are to be construed liberally to permit a wide variety of educational choices for children and to maximize ability to use those choices. The formal date for a parent to make notification regarding a change in enrollment has been changed from November 1 to October 30, and the early, informal notification date has been eliminated. The Act also provides good cause exceptions to the formal notification date, where there is a change in a child's residence or where there is a change in the status of the child's resident district. The deadlines for action on a request to participate in open enrollment are altered for both the resident and receiving districts.

The law relating to the enrollment 5 and 10 percent enrollment loss caps is altered to clarify that the enrollment loss figures are to be derived from a comparison between the year in which open enrollment is requested and the 1988-1989 school year enrollment figures. If a parent misses the open enrollment request deadline and files under the good cause provisions, but fails in the opinion of the district to show good cause, the parent may appeal the denial of a request to open enroll to either the Director of the Department of Education or to the State Board of Education under Chapter 290, but not to both.

An open enrollment student is to be counted in the student's district of residence for purposes of receipt of state aid. If a child who is using open enrollment to attend school in a receiving district moves, the original resident district must pay the balance of the year's costs, and the new district of residence will be responsible for payments in succeeding years. If a child moves and wishes to use open enrollment to remain in the child's former district of residence, and the child is not using any other provision for open enrollment, the parent or guardian shall be permitted to have the child attend school in the child's former district of residence without any interruption in the child's educational program. If the option to remain in the former district of residence is utilized, the child's new district of residence is not required to pay the child's former district of residence until the child's first full year of enrollment in the new district.

The Act contains a provision to permit a school district to apply to the School Budget Review Committee for funds to pay for a student's tuition amount, if a student was not included in the district's enrollment count from the preceding year. Moneys were appropriated to the School Budget Review Committee for this purpose in S.F. 2423. The Department and the State Board of Education will now set the eligibility standards relating to qualifications necessary to obtain reimbursement for transportation costs incurred as a result of the use of open enrollment. The athletics ineligibility provisions now apply to students who will be in grades 10 through 12. A student who was suspended or expelled will now be able to participate in open enrollment under certain conditions. Laboratory schools will now be covered by, not exempted from, the open enrollment provisions of Section 282.18.

A temporary exemption for certain students who wish to participate in open enrollment but would be foreclosed from participation due to limitations in the good cause provisions and the desegregation provisions is created. The temporary exemption also exempts certain students from the athletics eligibility restrictions.

The provisions relating to coaching extracurricular contracts have been altered to provide that those contracts may be continued only 1 additional year, after employee termination of the contract, if the district cannot find a replacement person. The State Board of Education and the Board of Educational Examiners are to conduct a joint study relating to extracurricular coaching contracts.

The open enrollment changes take effect April 18, 1990, and are applicable retroactively to June 5, 1989. The changes relating to coaching contracts take effect July 1, 1993.

### **SENATE FILE 2322 -- Children's Participation in Extracurricular Activities**

BY COMMITTEE ON EDUCATION. This Act permits certain children, who do not meet the ordinary residence requirements, to participate in extracurricular interscholastic contests or competitions which are sponsored or administered by an accredited school or a public school district. The children who are granted this exception to the ordinary residence requirements are children who are adopted or placed under foster or shelter care, who are living with 1 parent as a result of a change in the child's parents' marital relationship, who are foreign exchange students, who are placed in a juvenile correctional facility, who are wards of the state or the court, or who are participants in a substance abuse or mental health program. Prior law had given the school or school district the discretion to permit or deny immediate participation of these children in interscholastic contests or competitions.

**SENATE FILE 2324 — Medical Assistance Reimbursements to Area Education Agencies**

BY COMMITTEE ON EDUCATION. This Act provides for an increase in reimbursement of area education agency administrative costs relating to special education services reimbursed under the Medical Assistance Program. Section 281.15 requires area education agencies to fund special education services to eligible persons under the Medical Assistance Program. The law establishing this requirement, in 1988 Iowa Acts, Chapter 1155, Section 2, limited the administrative costs which may be recovered by area education agencies to a maximum of 5 percent of the amount of federal funds recovered under the Medical Assistance Program. The Act permits area education agencies to recover their administrative costs up to a maximum of 12 percent of the federal funds recovered.

**SENATE FILE 2326 — Nutrition Guidelines for Schools**

BY COMMITTEE ON EDUCATION. This Act requires the Department of Education to establish a 6-month pilot project to develop and maintain nutrition guidelines. The guidelines developed through the pilot project are to be consistent with the recommended dietary guidelines established by the National Research Council, and the United States Department of Agriculture for school lunches and breakfasts, and are to be in addition to the federal child nutrition program regulations. The National Research Council is the research arm of the National Academy of Sciences and is the body with which the federal government contracts for purposes of establishing recommended dietary guidelines. The federal child nutrition program regulations are also the current Iowa regulations for Iowa school lunches and breakfasts.

The Act also requires that if dietary guidelines for children are published by the United States Department of Agriculture and the Department of Health and Human Services, the guidelines for the pilot project are to conform with those guidelines. The Department of Education is to determine the feasibility of extending the nutrition guidelines, which are developed through the pilot project, to other schools and school districts. The Department is to submit a report to the General Assembly by January 1, 1991, which outlines and describes the proposed pilot project and includes the proposed pilot project guidelines. The Department is also to submit a report and recommendations at the end of the pilot project that relate to any modification of the pilot project guidelines and the feasibility of extending the guidelines to other schools and school districts.

The Department is to provide educational resources and technical assistance to schools relating to the implementation of nutritional guidelines in the schools. The provisions of Chapter 283A, relating to school lunches and funding of school lunch programs, are amended to require compliance with departmental nutritional guidelines by schools receiving funds for school lunch programs.

**SENATE FILE 2410 — Higher Education Coordination, Administration, Standards, and Funding**

BY COMMITTEE ON EDUCATION. This Act, which was amended by S.F. 2430, represents most of the substantive, permanent, Code changes made in the area of higher education. The Act makes substantial changes in the provisions under which the community college system operates; provides for changes in the governance of the community colleges; creates a Higher Education Strategic Council; adds provisions to Chapter 280A, relating to area vocational schools and community colleges, for the creation of quality instructional centers, staff development programs, program and administrative sharing, community college mergers, dormitory bonding; and creates several new student aid programs.

Changes are made in the governance structures affecting the education system. In accordance with the recommendations of the General Assembly's Higher Education Task Force, a Higher Education Strategic Planning Council is created to develop comprehensive strategic plans for higher education in the state. The Council is comprised of 7 members appointed by the Governor and subject to Senate confirmation. The members include a public member, 2 members nominated by the State Board of Regents, 2 members nominated by the Association of Independent Colleges and Universities, 1 member nominated by the Community Colleges Presidents Association, and 1 member nominated by the Community Colleges Trustees Association. The Council is responsible for developing strategic plans which address issues relating to higher education, the missions of the various education sectors, and the future direction of postsecondary education in Iowa. The Council is directed to conduct a study of the meaning of the term "quality" in education. The Council does not have a personal staff, but may contract with consultants for assistance in developing strategic plans. The plans and activities of the Council are to be reported to the Governor and the General Assembly on an annual basis.

The other governance change is in the structure of the State Board of Education. The membership of the Board is altered to include another member with experience in or knowledge of the community college system. The changeover will require the addition of 1 member until the next 3 members' terms expire. At that time, only

2 of the 3 vacant positions will be filled. A change back to a 9-member State Board will take place in 1992. A Community College Council is created to advise the State Board on matters affecting the community college system. The membership of the Council includes the 3 members of the State Board who have knowledge and experience relating to community colleges.

Terminology changes are effected from the use of the terms "merged area school," "area community college," and "area vocational-technical school" to the term "community college." In Chapter 286A, relating to community college funding, the term "area school" will continue to be used to avoid difficulties in the calculation of base and budget years. Along with the name change, there are corresponding changes in the definitions of the term "community college" in order to include vocational-technical schools in the definition of the term. However, the name change does not elevate a vocational-technical school to what is now area community college status. The approval mechanism currently used to permit a school that does not offer courses in the arts and sciences to offer those courses is continued but is transferred to another section. The instructor workload provisions for the arts and sciences are continued, although also transferred to another section.

The merged area remains as the political body for a community college and the board of directors still constitutes the governing structure for the community colleges.

Among significant changes for the community college system are the changes in community college accreditation and standards. Currently, the community colleges are accredited by the North Central Association of Colleges and Secondary Schools and are also subject to a joint approval mechanism, which includes input from the Department of Education and the State Board of Regents. While the community colleges will continue to be subject to accreditation by North Central, effective July 1, 1993, the Act replaces the joint approval mechanism with a standards and accreditation process that is to be developed by the Department of Education. The accreditation process is similar to that used for the K through 12 system and will involve the use of accreditation teams and Department and community college personnel. The biggest difference between this accreditation process and the K through 12 accreditation process is that this new process is designed to accredit programs, not schools.

Some of the additional features in the Act include language relating to the development of quality instructional centers and program and administrative sharing. The purpose of the quality instructional centers is to allow for the development of "centers of excellence" for programs that may be too expensive, are capital intensive, or are so highly specialized as to render it impractical to offer the programs at each community college. An approval process, which permits the identification of and assists in the funding of quality instructional centers, is to be developed through the Department and State Board of Education. The actual approval process remains under the rulemaking authority of the State Board.

The encouragement of program and administrative sharing is also included in the Act. While the development of an actual approval process, as it is with the identification of quality instructional centers, remains under the control of the Department and State Board of Education, community colleges are authorized to engage in sharing funded by the Act to enhance interinstitutional cooperation, increase student access to programs, and enhance educational program offerings throughout the state. Provisions for the funding of voluntary community college mergers are also contained in the Act.

The funding source for quality instructional centers, program and administrative sharing, and college mergers is the Community College Excellence 2000 Account in Chapter 286A. Funding of the account will begin in fiscal year 1992. In the first year, the fund will receive \$1,200,000. Beginning in fiscal year 1993, the account will be funded by a formula which will, by fiscal year 1995, produce funding for the account in an amount which equals 7.5 percent of the state general aid to community colleges.

One of the other features of the Act that relates to the community college system is the initiation of a formalized staff development program for faculty and staff beginning in fiscal year 1992-1993. The program resembles Phase III for instructional personnel in the K through 12 system in that each college is to develop its own plan for staff development and each plan is subject to approval through the Department of Education. It is different in that the funding mechanism is through a separate account which receives moneys under a formulaic computation, there is no allowable growth mechanism, and after the first year unexpended or unencumbered funds will revert to the state treasury. Plans developed by the board of directors of a community college are to be submitted annually, except that multiple-year plans may be submitted with annual amendments for extensive programs. The plans must include a description of the types of activities to be conducted, a description of the process to be used to involve faculty and staff in the planning and implementation of the described activities, and a description of the assessment mechanism to be used to determine whether staff development activities have resulted in measurable improvement in the quality, effectiveness, and performance of community college staff.

The Act contains provisions relating to dormitory bonding. A community college wishing to build a dormitory may finance the construction through either of two means — by issuing the bonds and undertaking the project itself, or by utilizing the Iowa Finance Authority for purposes of bond issuance for the undertaking of the project through private means. The bonds are to be self-liquidating and the projects which are the bases for the issuance of the bonds are to be reported to the State Board of Education, which is defined as the State Board for Community Colleges, to the General Assembly, and to the Governor. If the bonds are issued by a community college, the State Board may reject the bonding proposal. The bonds which are issued by a community college may only be issued if the project in question is designed for special programs, for special needs of special students, and to meet needs for which privately owned housing is not available.

The changes in the community college system state aid formula which are contained in the Act, as amended by S.F. 2430, are significant. The foundation level, which forms the basis for the funding calculations for all of the cost centers, is to be increased beginning in fiscal year 1991-1992, until, in 1997, when the foundation level reaches 70 percent. The number of hours used to calculate the student services function cost, in fiscal year 1991-1992, will be increased by 25 percent of the noneligible contact hours. In succeeding fiscal years the 1992 figure will continue to be used to calculate the student services function cost. A sliding scale for calculation of contact hours for programs of 25 hours or less which is to be used in the calculation of the funding of the vocational-technical preparatory cost centers, is created and will take effect in fiscal year 1991-1992. A cost center for the calculation of equipment costs is created and takes effect July 1, 1991. The creation of the cost center coordinates with moneys for the purchase of equipment included in the community college appropriations contained in S.F. 2423. A remedial cost center was created in the Act, but was deleted in S.F. 2430, and replaced with language stating that it is the intent of the General Assembly to create the center by fiscal year 1992-1993.

A Graduate Student Financial Assistance Program is created and funds for the program are appropriated, in S.F. 2423. The program is designed to assist in assuring that current and future needs for teaching faculty in Iowa are met.

The community colleges are added to the Iowa Minority Grants for Economic Success (IMAGES) Program, however, funds are not made available to fund the addition of the community colleges to the program. Vocational-technical courses are added to the menu of courses under the postsecondary enrollment options provisions of the Code, and the amount to be allocated to a community college from the district of enrollment is increased to \$250 from \$200. The definition of "eligible pupil" is also amended to include nonpublic school students in the group of students who may enroll in postsecondary courses under the Act.

Both the community colleges and Regents' institutions are required to develop and maintain standards relating to oral English competence and teaching competency for instructors. The Regents are also required to develop a policy and adopt rules relating to the establishment of tuition rates which provide a predictable basis for assessing and anticipating changes in tuition rates.

Provisions relating to apprenticeship programs operated or contracted for by community colleges and other entities are included in the Act to assist in compliance with federal regulations. The Act also requires a number of studies. The studies include review of postsecondary enrollment options funding, a study of state job and career information programs, an assessment of the child care needs at the community colleges, and a review of practitioner licensing standards for instructional personnel at community colleges.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. The State Board of Regents' reimbursement from Regents' institutions language contained in Section 25 of the Act.
2. A study to explore the creation of an Iowa "Electronic University" to be conducted by the Higher Education Strategic Planning Council, contained in Section 118 of the Act.

#### SENATE FILE 2430 — Higher Education Amendments

BY HUTCHINS AND HULTMAN. This Act makes changes in S.F. 2410, as enacted by the 1990 General Assembly. The provisions relating to the Higher Education Strategic Planning Council are changed to remove the ex officio nonvoting members; to remove the member of the State Board for Community Colleges; to change the members who were to be members of the State Board of Regents and of the Association of Independent Colleges and Universities to members selected by those 2 groups; to add 2 members who are to be selected

by the Associations for Community College Presidents and Trustees; and to add a public member. The standards to be developed by the State Board of Education have been altered to remove the specific program classifications and to add general language relating to the development of standards by the State Board. The Act makes technical changes in the bonding language which relates to the ability of a community college to use the bonding authority of the Iowa Finance Authority to build dormitories. The remedial education cost center is eliminated. The Act also makes changes in the community college funding formula, such as changing multipliers used in the calculation of various cost center funding and of the various function cost. The number of noneligible contact hours which will be used in the calculation of the student services function cost has been adjusted to 25 percent of the noneligible contact hours. The funding formula for the Community College Excellence 2000 Account has been changed and adjusted downward.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Provisions which struck language from 7 studies which were established in S.F. 2410. The effect of the item veto is to reinstate the language which made the studies contingent upon appropriation of funds to the various departments for conducting the studies.

2. A provision requiring the Higher Education Strategic Planning Council to conduct a study of the feasibility of an electronic university.

3. A provision requiring the Higher Education Strategic Planning Council to conduct a study of quality of instruction, including an assessment of student learning.

**SENATE CONCURRENT RESOLUTION 133 — Ten-year Building Program**

BY COMMITTEE ON APPROPRIATIONS. This Resolution provides authority for the State Board of Regents to issue up to \$41,300,000 in revenue bonds to finance up to \$6,000,000 in fire and life safety deficiency corrections at the 3 state universities, followed by \$24,000,000 for construction of an academic building at the University of Iowa, \$6,600,000 for Sweeney Hall remodeling at Iowa State University, and \$4,700,000 for Seerley Hall remodeling at the University of Northern Iowa. (House File 2569 provides that \$15,000,000 of the bonds must be issued as capital appreciation bonds.)

**HOUSE FILE 2044 — Disposition and Acquisition of School Property**

BY COMMITTEE ON EDUCATION. This Act clarifies that the sale, lease, or disposition of student-constructed buildings and the property on which student-constructed buildings are located is not subject to the prerequisites that apply to the sale of other property that belongs to a school district. Other school district property is subject to a public hearing requirement, if the appraised value exceeds \$25,000, and is subject to advertisement, reversion, tax, and bidding requirements.

**HOUSE FILE 2068 — School Finance Technical Amendments**

BY COMMITTEE ON EDUCATION. This Act makes technical changes to the school finance formula enacted during the 1989 legislative session. The new formula takes effect July 1, 1991. The Act provides that the budget adjustment required by the formula is an adjustment to a school district's regular program district cost, not to its budget. References to the general term "district cost" are made more specific so that they refer either to combined district cost or regular program district cost and other inaccurate references are corrected. The mathematical calculations used for determining the regular program state cost per pupil and regular program district cost per pupil are made more specific. An inaccurate addition of livestock tax credit moneys and personal property tax replacement moneys for the calculation of regular program state cost per pupil is deleted. The calculation for regular program district cost is changed so that a district's budget enrollment is used instead of its weighted enrollment although weighted enrollment is still used for calculating special education support services district cost. The listing of levies included in the Schoolhouse Fund is corrected to include the recreational levy. The applicability dates for a special election to approve the raising of the enrichment amount are corrected. Language is added to allow school districts to anticipate the collection of the schoolhouse tax by loan agreement for levies approved prior to July 1, 1991.

**HOUSE FILE 2132 — Effective Date of Appropriations for Programs for At-risk Children**

BY COMMITTEE ON EDUCATION. This Act changes the effective date of Section 279.51 which establishes programs and makes appropriations to the programs for at-risk children, from July 1, 1990, to March 19, 1990. The effective dates of the appropriations made in Section 279.51 are not affected by this change. The Act takes effect March 19, 1990.

**HOUSE FILE 2271 — Phase III Teacher Pay Plans**

BY COMMITTEE ON EDUCATION. This Act expands the kinds of plans which are eligible to receive allowable growth moneys under the Educational Excellence Program contained in Chapter 294A to include comprehensive school transformation programs. A comprehensive school transformation program is defined as a plan which includes, but is not limited to, providing salary increases to teachers who implement site-based decision making, building-based goal-oriented compensation mechanisms, or approved innovative educational programs; and includes teachers who direct accountability for student achievement, accountability for organizational success, and who work to expand community or business relationships. The date for submission of Phase III plans to the Department of Education is changed from July 1 for school districts and not later than September 1 for area education agencies, to March 15 for both school districts and area education agencies.

**HOUSE FILE 2357 — School Reorganization Incentives**

BY ADAMS. This Act provides that the various monetary incentives provided under the present state school aid formula to school districts that reorganize will apply to school districts that initiate a vote of the board of directors concerning the reorganization prior to November 30, 1990. Under prior law, in order for the monetary incentives to apply, the school district would have had to approve a reorganization prior to July 1, 1989.

**HOUSE FILE 2416 — Corporal Punishment Rules**

BY COMMITTEE ON EDUCATION. This Act provides that certain specified actions involving physical contact with a student do not constitute corporal punishment. The Act also requires the Department of Education to adopt rules relating to implementation of the corporal punishment law in two chapters of the Iowa Administrative Code by September 1, 1990. The rules shall be adopted in 281 I.A.C. ch. 102, as well as in a separate chapter, entitled "Corporal Punishment Ban."

**HOUSE FILE 2440 — Board of Educational Examiners' Powers and Duties**

BY COMMITTEE ON EDUCATION. This Act makes numerous technical and several substantive changes in provisions which relate to the duties of the Board of Educational Examiners. The Board is included in the list of permissible recipients of information from the child abuse registry and criminal history data. The Board is also given the responsibility of denying or revoking a practitioner's license based upon criminal convictions or founded cases of child abuse, if the Board finds that revoking or denying a license is warranted or appropriate under the circumstances.

Professional development programs offered by area education agencies are excepted from those programs which are regulated by the Board of Educational Examiners. Professional development programs are generally controlled by the State Board of Education or the State Board of Regents. Prior law relating to nontraditional preparation options for licensing persons who do not meet all requirements for licensure is amended to require that the Board of Educational Examiners adopt rules providing for nontraditional preparation options for persons who hold a bachelor's degree from an accredited college or university but do not meet other requirements for regular licensure.

The Board of Educational Examiners is to set the salary of the Board's Executive Director within the range established for the position by the General Assembly. The Board must adopt rules for professional development programs for licensed school administrators requiring each licensed or certificated administrator to complete a professional development program every 5 years, before their license can be renewed. The Board must keep a list of qualified administrative law judges to hear matters relating to termination of administrators' contracts by school boards.

Prior law is reinstated providing the same personal liability protections to student teachers under Section 613A.8, as are afforded to officers and employees of a school district. The term "coaching license" is changed to the term "coaching authorization." Authority to establish the licensing or endorsement standards for early childhood and early elementary school, and which was under the authority of the State Board of Education is transferred to the authority of the Board of Educational Examiners. The Interstate Teacher Licensing Compact is amended to replace input by the State Board of Education and with input by the Board of Educational Examiners.

**HOUSE FILE 2459 — Personnel Rights Under School Sharing Agreements**

BY COMMITTEE ON EDUCATION. This Act provides that where school districts enter into sharing agreements which include the sharing of personnel, the districts' agreements must provide that any professional positions under the agreement must be offered to qualified persons, employed by the districts before the agreements are signed, and before the positions may be offered to persons who are not employed by the

districts. However, if the professional position is an administrative position, or the professional position under the agreement is first offered to a person who held the position before the signing of the agreement, the districts may offer the position to a person not previously employed by the districts.

The Act also provides that where a special education pooling agreement is entered into between an area education agency and a public school district under Section 273.5, and the agreement is terminated, the public school district is to assume the contractual obligations for any teachers assigned to the district under the pooling agreement. Where the contractual obligations are assumed by a public school district, the teachers affected are entitled to retain all leaves, benefits, and seniority rights which are or would have been accumulated under the agreement which exists between the public school district and the district's collective bargaining unit, in a manner which is consistent with the teacher's education and experience.

**HOUSE CONCURRENT RESOLUTION 112 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This Resolution would have provided authority for the State Board of Regents to issue up to \$18,898,000 in revenue bonds to finance fire and life safety deficiency corrections and deferred maintenance at the 3 universities under the State Board of Regents. The proceeds from the bonds were to have been used for projects approved by the Legislative Capital Projects Committee of the Legislative Council and projects to correct conditions where there is risk to loss of life or injury or conditions hazardous to the health of persons.



**ENERGY AND PUBLIC UTILITIES**

- SENATE FILE 2403** — Energy Efficiency
- HOUSE FILE 2238** — Public Utility Rates Automatic Adjustment
- HOUSE FILE 2512** — Financing E911 Telephone Service

**RELATED LEGISLATION**

- SENATE FILE 2011** — Minimum Plumbing Facilities  
*SEE HEALTH AND SAFETY.* This Act relates to requirements for minimum numbers of urinals and toilets in places of public assembly and requires the toilets to be water efficient, using 3 gallons or less per flush.
- HOUSE FILE 2294** — Affordable Heating Program  
*SEE HUMAN SERVICES.* This Act establishes an Iowa Affordable Heating Program to assist low-income persons to pay natural gas, electricity, or deliverable heating fuel costs.
- HOUSE FILE 2567** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes appropriations for several energy conservation programs.

## ENERGY AND PUBLIC UTILITIES

### SENATE FILE 2403 — Energy Efficiency

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act was originally initiated by the Energy Efficiency Interim Study Committee conducted by the General Assembly during the 1989-1990 Interim. It provides a comprehensive reform of utility rate market incentives by introducing rewards for selling less energy because of energy efficiency by both utilities and utility customers. The Act alters state government's management practices to emphasize energy efficiency and uses state government as a model for the private sector. For instance, each state agency's budget is now required to show energy expenses as a line item. Governmental fleet automotive purchases are required to meet more stringent energy efficiency standards and the fleet purchase standards are extended to local government political subdivisions, including cities, school districts, community colleges, and institutions under the control of the State Board of Regents. Contracts for public improvements or construction of a public building are required to include a life cycle cost analysis including development of a commercially feasible lowest life cycle cost proposal which meets the design program's space and use requirements. Life cycle cost increases due to design compromises will then have a base to be judged against.

A new energy efficiency rating system is authorized to permit real estate renters and purchasers to compare the energy costs of alternative buildings. The rating system is to be developed by the Department of Natural Resources, with various categories of buildings being included on a phased-in basis. The first group subject to the rating system will be new residential buildings as of July 1, 1992. The actual rating system will be instituted by rules developed in cooperation with a voluntary working group.

Alternative fuels research grants are authorized, subject to the availability of funding. Various studies are authorized relating to energy efficiency in particular departments' fields of expertise, including a State Department of Transportation study of mechanisms to encourage more carpooling and vanpooling by state employees.

The Iowa Energy Center is established at Iowa State University, and is to focus research on energy efficiency to decrease Iowa's dependence on imported fuels and reliance on energy production from nonrenewable, resource-depleting fuels. Together with the Center for Global Warming at the University of Iowa, the Iowa Energy Center will be funded by mandatory contributions by utilities under the utilities' approved energy efficiency programs.

A comprehensive utility reform package includes a variety of changes to each of the major segments of the utility industry: the rate-regulated investor-owned utilities, municipal utilities, and rural electric cooperatives. All 3 segments are required to submit energy efficiency plans to the State Utilities Board for approval. All 3 segments are required to contribute .10 percent of their total gross operating revenues from intrastate activities to finance the operations of the Iowa Energy Center and the Center for Global Warming. For rate-regulated gas and electric utilities, a special limited contested case proceeding will be conducted to review the utilities' energy efficiency plans filed with the State Utilities Board. Each plan is required to contain certain elements. An energy efficiency plan must be designed to expend annually, at a minimum, the following designated percentage of the utility's gross operating revenues derived from intrastate operations: for electric rate-regulated utilities, 2 percent and for gas rate-regulated utilities, 1.5 percent. The size of power plants subject to prior site review and approval by the State Utilities Board is reduced from 100 megawatts to 25 megawatts of generating capacity. Changes are made to the mandatory purchase of power from alternate energy production facilities.

The intended effect of the utility reforms is to encourage utilities to use energy efficiency as an alternative to constructing more generating capacity, in part by rewarding energy efficiency and in part by more closely regulating the construction of generating capacity and conditioning approval of the construction upon satisfactory energy efficiency performance. The filing of energy efficiency plans will require municipal utilities and rural electric cooperatives which are not subject to all of the mandatory aspects required of rate-regulated utilities to review the potential benefits of energy efficiency while providing their customers with data necessary to judge their performance.

### HOUSE FILE 2238 — Public Utility Rates Automatic Adjustment

BY ROSENBERG. This Act strikes a requirement that automatic adjustments in the rates and charges for public utility service be zero balanced at least once every 12 months and the requirement that the charges collected by the automatic adjustment be incorporated in the utility's other rates at that time.

**HOUSE FILE 2512 - Financing E911 Telephone Service**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act increases the maximum permitted Enhanced 911 emergency telephone service (E911) local option surcharge from \$.25 to \$1.00 per month, per telephone line. Enhanced 911 emergency telephone service displays the caller's location and other information on the dispatcher's computer screen, permitting a response even if the person dialing 911 is unable to talk. Not all areas in the state are currently serviced by E911 service. The local option E911 surcharge is intended to provide a financing mechanism to permit the extension of service to areas not now covered. The increase in the authorized surcharge substantially increases the number of counties which could fully fund E911 service based on surcharge income. The surcharge is subject to approval by local referendum within a proposed E911 service area. E911 service areas which have already held a referendum providing for a maximum surcharge of \$.25 under prior law are permitted to increase the surcharge after conducting a new referendum.

The Act also authorizes the Iowa Finance Authority to issue bonds or notes secured by certain designated revenues or sources, including surcharge revenues, to finance local E911 programs' nonrecurring and recurring expenses. The state-assisted financing is intended to help local service areas overcome the relatively high start-up costs of installing and initiating E911 service. The intent of reducing the costs of financing is to increase the area within the state for which E911 is financially feasible or viable.

The Act takes effect April 4, 1990.

## ENVIRONMENTAL PROTECTION

- SENATE FILE 2113 — Pesticide Ingredient Statement
- SENATE FILE 2158 — Shared Petroleum Facilities
- SENATE FILE 2181 — Penalty for Failure to Pay Solid Waste Tonnage Fee
- SENATE FILE 2393 — Vetoed by the Governor
- HOUSE FILE 656 — Soybean-based Inks and Starch-based Plastics
- HOUSE FILE 2115 — Commercial Cleaning of Private Sewage Disposal Facilities
- HOUSE FILE 2170 — Aquatic Applications of Pesticides
- HOUSE FILE 2199 — Agricultural Drainage Wells
- HOUSE FILE 2401 — Notification of Hazardous Conditions to Water Supply System Operators
- HOUSE FILE 2412 — Environmental Infractions
- HOUSE FILE 2531 — Limits on State Financial Assistance for Economic Development
- HOUSE FILE 2534 — Solid Waste Disposal
- HOUSE FILE 2552 — Petroleum Storage Tanks

## RELATED LEGISLATION

- SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources  
*SEE APPROPRIATIONS.* This Act changes the name of the fund to which lottery revenues, after payment of prizes and expenses, are transferred from the Iowa Plan Fund for Economic Development to the Committing the Lottery to Environment, Agriculture, and Natural Resources (CLEAN) Fund and provides for appropriations from the CLEAN fund for the next 10 fiscal years.
- SENATE FILE 2159 — Labor Laws  
*SEE LABOR AND EMPLOYMENT.* This Act includes provisions relating to workers' compensation for volunteers involved in responses to hazardous waste incidents.
- SENATE FILE 2379 — Earthen Waste Slurry Storage Basins  
*SEE AGRICULTURE.* This Act further restricts construction of certain waste storage impoundments near residences. The Act amends a provision requiring that an anaerobic lagoon used in connection with an animal feeding operation be located a minimum distance from a residence other than the residence of the owner of the feeding operation, unless a written waiver is recorded in the office of the County Recorder.
- SENATE FILE 2402 — Appropriations and Provisions Relating to Public Defense, Public Safety, Transportation, and Enforcement  
*SEE APPROPRIATIONS.* This Act includes an appropriation for underground storage tank cleanup assistance and contains provisions relating to Integrated Roadside Vegetation Management Plans.
- HOUSE FILE 2495 — Storm Water Drainage Systems  
*SEE LOCAL GOVERNMENT.* This Act defines city utility to include storm water drainage systems which has the effect of authorizing individual cities, or 2 or more cities by agreement, to create storm water drainage systems using the procedures provided for sanitary sewage systems.
- HOUSE FILE 2567 — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$2,700,000 to the Department of Natural Resources for the Groundwater Protection Fund.

## ENVIRONMENTAL PROTECTION

### **SENATE FILE 2113 — Pesticide Ingredient Statement**

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act provides for the reporting of inert ingredients contained in pesticides distributed, sold, offered for sale, or transported within this state. Prior law provided for the registration of these pesticides. In addition, a registrant is required to file with the Department of Agriculture and Land Stewardship, an ingredient statement listing information regarding active ingredients and the percentage by weight of inert ingredients.

This Act requires filing of an inert ingredient statement containing the common name of each inert ingredient listed in rank order according to weight. A copy of the ingredient statement, including the inert ingredient statement, must be furnished upon request to the Department of Natural Resources or to the Center for Health Effects of Environmental Contamination. The Act provides for confidentiality of information relating to reported inert ingredients. Public disclosure of research, monitoring, or data relating to an inert ingredient is not prohibited, if the disclosure does not link the inert ingredient to a particular brand of pesticide.

The Act requires a registrant to report to the Department of Agriculture and Land Stewardship information relating to inert ingredients contained in pesticides distributed, sold, or offered for sale by the registrant beginning in 1985.

A person violating a provision of the Act is guilty of a serious misdemeanor.

### **SENATE FILE 2158 — Shared Petroleum Facilities**

BY GETTINGS. This Act permits a public agency or political subdivision of the state to jointly own, operate, or share the use of petroleum storage facilities with one or more other public agencies or political subdivisions. Under prior law, a rule of the State Fire Marshal governing aboveground fuel storage tanks required that the tank be used by a single agency or political subdivision. The Act facilitates local and state responses to the October 26, 1990, deadline for reporting existing petroleum underground storage tank contamination in order to remain eligible for state financial assistance. The Act permits cooperation to reduce the number of petroleum tank sites, and thus reduce the risk of environmental damage and financial loss.

### **SENATE FILE 2181 — Penalty for Failure to Pay Solid Waste Tonnage Fee**

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act alters the penalty for failure to pay the solid waste tonnage fee. Prior law applied a penalty of 15 percent of the amount of the fee due, with no reference to how late the fee payment was received. The Act provides that the solid waste tonnage fee late payment penalty is equal to 2 percent of the fee due for each month that the fee is overdue.

### **SENATE FILE 2393 — Vetoed by the Governor**

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This bill would have increased the permissible maximum civil penalty for each violation of a municipal ordinance regulating industrial waste water pretreatment standards to \$1,000 for each day a violation existed or continued. The bill duplicated H.F. 2412, also passed in the 1990 Session, which provides essentially identical authority to municipalities.

### **HOUSE FILE 656 — Soybean-based Inks and Starch-based Plastics**

BY COMMITTEE ON AGRICULTURE. This Act continues efforts by the General Assembly to increase the level of purchases by state government of office products which contain grain-based materials. The Act applies to purchases made by the Department of General Services, the State Board of Regents, the State Department of Transportation, and the Commission for the Blind.

The percentage of purchases of soybean-based inks used for newsprint printing services must increase by July 1, 1991, to 100 percent of the total purchases of inks used for newsprint printing services. By July 1, 1991, a minimum of 25 percent of the purchases of other inks which are used internally or contracted for by an agency must be soybean-based to the extent formulations for the inks are available. The percentage of purchases, to the extent the formulations are available, must increase by July 1, 1992, to 50 percent of the total purchases, and must increase by July 1, 1993, to 100 percent of the total purchases.

The agencies are required to report to the General Assembly, information relating to soybean-based inks and starch-based garbage can liners regularly purchased by the agencies. The Department of Natural Resources is charged to review procurement specifications to eliminate discrimination against the procurement of products

manufactured with starch-based plastic and soybean-based ink purchases. The State Department of Transportation is no longer required to purchase starch-based plastic garbage can liners if the liners are recycled by a facility approved by the Environmental Protection Commission.

**HOUSE FILE 2115 — Commercial Cleaning of Private Sewage Disposal Facilities**

BY PELLET AND HARBOR. This Act requires the Department of Natural Resources to adopt standards relating to the commercial cleaning of private sewage disposal facilities and the disposal of waste from the facilities. The Department is exclusively responsible for licensing persons engaged in the commercial cleaning of facilities and disposal of waste from the facilities. County boards of health must enforce standards and license requirements. The license or license renewal fee is \$25. Persons violating standards or license requirements are subject to a civil penalty which cannot exceed \$25 for each day the offense continues. The total civil penalty cannot exceed \$500 per year.

The Act takes effect on March 1, 1991, and provides that persons issued a license by a county board of health before the effective date are not subject to licensure requirements until March 1, 1992, unless the county license expires earlier.

**HOUSE FILE 2170 — Aquatic Applications of Pesticides**

BY GRUHN AND OSTERBERG. This Act prohibits the application of a pesticide to any water of the state classified by the Department of Natural Resources as a class "A" or class "C" water. The prohibition does not apply to the application of a pesticide by a certified applicator who is trained in aquatic pesticide applications and who has received a permit for the applications from the Department. Existing penalties established for violation of general water quality provisions or permits, rules, standards, or orders issued pursuant to the general water quality provisions are applicable to a violation of this Act.

**HOUSE FILE 2199 — Agricultural Drainage Wells**

BY COMMITTEE ON AGRICULTURE. This Act extends the time limit for owners of agricultural land to comply with requirements relating to agricultural drainage wells in Section 159.29. It delays the development of certain plans proposing alternatives to the use of agricultural drainage wells until July 1, 1994. The date for registering agricultural drainage wells is changed to September 30, 1988, to conform with existing law. The time is also extended for the Department of Agriculture and Land Stewardship to initiate a program to eliminate chemical contamination caused by agricultural drainage wells. The Act requires that notice by a county board of supervisors of an approved emergency repair to an agricultural drainage well be submitted to the Department of Natural Resources rather than the Department of Agriculture and Land Stewardship. The Act takes effect March 3, 1990.

**HOUSE FILE 2401 — Notification of Hazardous Conditions to Water Supply System Operators**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act modifies the notification requirements relating to hazardous spills to include an obligation to notify any possibly affected public or private water supply systems of the occurrence of a hazardous condition. Under prior law, a person responsible for hazardous substances was required to notify either the Department of Natural Resources (DNR), or the local police or sheriff. The Act requires the responsible person to notify both the DNR and local authorities. When the local police or sheriff's office is notified it must then notify the DNR. The DNR is then required to notify any public or private water supply system which may be affected.

**HOUSE FILE 2412 — Environmental Infractions**

BY OLLIE, STUELAND, BEATTY, JOHNSON, ROSENBERG, EDDIE, TRENT, PLASIER, AND OSTERBERG. This Act provides that a city may enact an ordinance classified as a "municipal infraction" for purposes of protecting the quality of the city's air and water resources.

An industry violating a municipal infraction arising from noncompliance with a pretreatment standard or requirement for water quality which is part of federal law is subject to a civil penalty of not more than \$1,000 for each day a violation exists or continues.

A city may classify a municipal infraction, other than a violation arising from noncompliance with a pretreatment standard or requirement, as an environmental violation if the infraction is a violation of environmental protection requirements set forth under Chapter 455B of the Iowa Code or established by a city in consultation with the Department of Natural Resources.

Certain circumstances excuse the commission of an environmental violation. The Act does not apply to the discharge of airborne residue from grain created by the handling, drying, or storing of grain, unless the discharge is due to industrial production or manufacturing of grain products. The discharge from industrial production or manufacturing of grain products is excused, if the discharge occurs from September 15 to January 15. A person is not subject to a civil penalty if the discharge is limited, it results from the installation or maintenance of a pollution control device, and the city receives timely notice. The city must also agree to participate in informal negotiations with an offender before sanctions may be enforced.

The amount of a civil penalty for an environmental violation cannot exceed \$100 or \$200 for a repeat offense.

**HOUSE FILE 2531 — Limits on State Financial Assistance for Economic Development**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act provides that before a state agency may provide state grants, loans, or other financial assistance for economic development to or on behalf of a business, the business must make a report detailing the circumstances of its violations, if any, of federal or state environmental protection laws within the last 5 years. The agency must take the report into consideration before allowing the assistance. If the business generates solid or hazardous waste, the business must conduct either in-house audits or have the Iowa Waste Reduction Center or Waste Management Authority do the audits of the disposal of the waste. The business must have waste management plans to reduce the amount and to safely dispose of the waste.

**HOUSE FILE 2534 — Solid Waste Disposal**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act provides for review and approval by city councils or county boards of supervisors of proposals for the establishment of sanitary landfills and infectious waste incinerators by a city, county, or private agency planning to operate a sanitary landfill or an infectious waste incinerator, with the exception of a private agency disposing of waste which the agency generates on property owned by the agency as of January 1, 1990. The Act provides for publication of written notice of the proposal, for the holding of at least one public hearing regarding the proposal following receipt of the request for siting approval, for appeal of the decision of a city council or county board of supervisors to the Environmental Protection Commission or the Commission's designee, and for judicial review.

The Act prohibits the deposit of radioactive materials, as defined as of January 1, 1990, in a sanitary landfill; provides for an extension in the period of time allowed a local community in developing a collection system for yard waste; establishes a 1-year moratorium on the granting of permits for the construction or operation of commercial infectious waste incinerators, with the exception of hospitals which accept no more than 66 percent of their waste from other infectious waste generators; and requires the Department of Natural Resources to provide a report on the implementation of the rules regarding the on-farm disposal of dead animals to the Administrative Rules Review Committee of the Legislative Council at the October 1991 meeting. The moratorium is retroactively applicable to January 1, 1990, and provisions for appeal and judicial review relative to a siting proposal decision are repealed effective June 30, 1991.

**HOUSE FILE 2552 — Petroleum Storage Tanks**

BY COMMITTEE ON APPROPRIATIONS. This Act generally amends the Underground Storage Tank Act, H.F. 447, enacted by the 1989 Session of the General Assembly.

The authorization for aboveground petroleum tanks in retail motor vehicle outlets is revised to permit use of these tanks anywhere the model rules of the National Fire Protection Association would allow. The local government with jurisdiction over a proposed aboveground tank site must also approve the installation.

The scope of the aboveground storage tank registration requirements is limited to petroleum tanks not otherwise regulated by the federal government or State Department of Transportation. Under prior law, aboveground tanks containing any regulated substance were required to be registered. Questions concerning intent to register tanker trucks and trailers are answered with a specific exclusion for these mobile tanks. Tanker trucks and trailers are regulated by the federal government or State Department of Transportation.

A variety of amendments concerning the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board (UST Board) are included: a definition of "third-party liability" to parallel federal law; additional limitations on state or Fund liability; a reduction in the required notice to change the cost factor of the environmental protection charge; restrictions on the definition of a "responsible owner" to parallel federally defined liability; and an extension from October 26, 1991, to October 26, 1992, for an operator to complete required improvements to a clean site to qualify immediately for insurance despite noncompliance with underwriting standards.

The Act also revises the funding mechanism for storage tank financial assistance by depositing the environmental protection charge on petroleum diminution into the Road Use Tax Fund, and exchanging the environmental protection charge revenues for an equivalent \$12,000,000 in motor vehicle use tax revenues out of the constitutionally unrestricted portion of the Road Use Tax Fund. This change is intended to remove any remaining constitutional cloud on the funding mechanism to facilitate a bond issue to capitalize the UST Program.

Eligibility for certain underground storage tank (UST) financial assistance programs is changed. The retroactive eligibility is expanded to permit compensation of persons who cleaned up tanks prior to July 1, 1987; or after May 5, 1989, but who are no longer engaged in the business for which the tank was operated. Prior law authorized \$6,000,000 for retroactive benefits. In related action, S.F. 2402, the Transportation Appropriation Act, increased the authorized level of retroactive benefits to \$8,000,000. As of January 31, 1990, qualified claims amounted to approximately \$4,500,000. The Transportation Appropriation Act provides for distributing the entire \$8,000,000 now authorized according to a hierarchy of preference.

To further increase assistance targeted specifically for small business, the maximum net worth for loan guaranteed net worth is increased from \$200,000 to \$400,000, and the value of the contaminated site for calculating net worth is to be the fair market precorrective action value.

The Act adopts the federal definition of "responsible owner or operator" to provide a limit on liability. If an owner or operator has a net worth of under \$15,000, the owner or operator will not be held liable as a financially responsible person. An owner or operator does not cease to be a responsible owner or operator simply by quit claiming the contaminated property. "Responsible owner or operator" as used by the federal laws pertaining to UST's does not connote negligence or fault, but rather financial responsibility, regardless of negligence. Mere ownership or operation incurs strict liability for any release of petroleum from the UST.

The Act sets out the form and substance of insurance to be offered to tank installers pursuant to an existing authorization to issue the insurance.

An insurance premium discount of 8 percent is offered tank owners who accept waste oil from the general public under certain conditions.

The Act authorizes cost containment mechanisms exercisable by the Fund Administrator to control expenses payable from the Fund or by tank owners and operators. Contracts involving expenses compensable from the Fund are made invalid unless and until a contract is approved by the Administrator. Under the contract terms of the insurance program, the Administrator has similar authority to adjust claims by controlling unreasonable charges by contractors or consultants. The Act provides similar authority to the Administrator intended to limit expenses incurred by tank owners and operators, and prevent price gouging, in connection with the Remedial Account.

The Administrator is further authorized to enter into contracts with a supplier of goods or services, if the contract involves a compensable item, to provide the item at a fixed cost, gross maximum price, or other term or condition reasonably intended to obtain the lowest cost for tank owners and operators and the Fund. Again, the Administrator is provided the cost containment authority under the insurance contract's terms, but the prior statute did not authorize cost containment authority for the Remedial Account.

The Environmental Protection Commission is required to adopt rules providing for the land application of soils resulting from the remediation of UST releases. The land application of sludges or soils accomplished in compliance with these rules is not required to be reported in a groundwater hazard statement as the disposal of solid waste or hazardous waste. The soil is to be cleaned by aeration. Any free petroleum is to be recovered by pumps at the site. The contaminated soil is then to be spread in a very thin layer, and periodically churned until the remaining traces of petroleum evaporate.

The Act authorizes an additional class of unaffiliated inspectors to conduct inspections of tank installations to assure compliance and environmentally safe installations.

The Act addresses problems which property owners have encountered in transferring property on which a tank was situated which meets current environmental safety standards. An environmental cloud on title may persist because of the possibility that the standards requiring environmental remedial action may change in the future, subjecting a new owner to liability despite a previously completed cleanup or closure of a tank in conformance with then current Department of Natural Resources (DNR) rules. The Act requires the DNR to issue a certificate of satisfactory completion of a remediation action. The certificate may be recorded to evidence completion of a remediation in the chain of title. A person issued a certificate is not required to perform further



remediation solely because action standards are changed at a later date. The certificate does not prevent the DNR from ordering remediation of a new petroleum release. To further address the problem, the UST Board in consultation with the Attorney General and the DNR is to assess state and federal laws regarding liability for site remediation and third-party liability in connection with UST's. Based on this assessment, the Board is to identify whether it is desirable and appropriate to further define limits to liability among parties involved in the purchase or transfer of property which has been subject to a remediation action or tank closure consistent with environmental standards at the time of the action or tank closure.

The Act takes effect May 2, 1990.

**GAMING**

- SENATE FILE 2057** — Gambling and Liquor Control
- SENATE FILE 2240** — Racing Dog Adoption
- HOUSE FILE 2454** — Gambling Devices

**RELATED LEGISLATION**

- SENATE FILE 2212** — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$400,000 for FY 1989-1990 to the Department of Public Safety for riverboat gambling activities.
- SENATE FILE 2328** — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender  
*SEE APPROPRIATIONS.* This Act provides appropriations for the following regulatory bodies of state government: Department of Commerce and the State Racing and Gaming Commission.
- SENATE FILE 2435** — Human Services Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to human services, makes appropriations to the Department of Human Services, including moneys from the Gamblers' Assistance Fund.
- HOUSE FILE 2569** — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, and includes requirements for open records for nonprofit corporations supported by property taxation and licensed for pari-mutuel wagering.

## GAMING

### **SENATE FILE 2057 — Gambling and Liquor Control**

BY KINLEY. This Act removes the limit of 10 simultaneous telecast races for pari-mutuel wagering purposes per calendar year, but requires that the simultaneous telecast races can be televised at a racetrack only on a day when there is live racing at the racetrack. The Act also provides that nonprofit corporations whose facilities or indebtedness are supported in whole or in part with property tax revenue and which are licensed to conduct pari-mutuel wagering pursuant to Chapter 99D are subject to the requirements of the open meetings law under Chapter 21 while the nonprofit corporations are conducting business related to the pari-mutuel wagering racetrack. The sale and serving of alcoholic beverages at pari-mutuel racetracks is specifically authorized and the sale of alcoholic beverages on common carriers such as aircraft and watercraft is authorized on Sunday under a separate license. Also, if a watercraft is an excursion gambling boat, a separate class "D" license is required for each excursion gambling boat.

This Act takes effect April 19, 1990.

### **SENATE FILE 2240 — Racing Dog Adoption**

BY COMMITTEE ON AGRICULTURE. This Act establishes a racing dog adoption program which replaces a racing dog adoption program enacted in 1989. The Department of Agriculture and Land Stewardship no longer oversees the program which had been administered by persons under contract with the Department to provide adoption services. Under the Act, tracks licensed to race dogs maintain the adoption program and are responsible for advertising dogs available for adoption. A dog must be examined by a veterinarian and sterilized before adoption, unless the ownership of the dog is transferred to a governmental agency or nonprofit organization. Dogs cannot be transferred for purposes of racing, breeding, hunting, or experimentation. A person violating the provisions of the Act commits a simple misdemeanor.

### **HOUSE FILE 2454 — Gambling Devices**

BY COMMITTEE ON STATE GOVERNMENT. This Act permits the manufacture, distribution, and possession for manufacture or distribution of all gambling devices if their use is licensed under Chapter 99B or 99E, pertaining to games of skill or chance, raffles, and the lottery, or if the manufacture or distribution is for sale out of state to another jurisdiction where the gambling devices are legal.

## HEALTH AND SAFETY

- SENATE FILE 205 — Respiratory Care Practitioners
- SENATE FILE 2011 — Minimum Plumbing Facilities
- SENATE FILE 2049 — Blood Center Licensure
- SENATE FILE 2097 — Mediation by Dental Examiners Board
- SENATE FILE 2221 — Licensing of Health Care Facilities
- SENATE FILE 2248 — Hearing Aid Advertising
- SENATE FILE 2257 — List of Certified Ophthalmic Dispensers — Requirement Deleted
- SENATE FILE 2262 — Veterinary Medicine License
- SENATE FILE 2343 — Hospital Clinical Privileges
- HOUSE FILE 178 — Inspections and Appeals Department Authority
- HOUSE FILE 209 — Smoking in Public Places
- HOUSE FILE 2016 — Age of Amateur Boxers
- HOUSE FILE 2103 — Missing Person Definition
- HOUSE FILE 2104 — Name of Father on Birth Certificate
- HOUSE FILE 2105 — Access to Vital Statistics Records
- HOUSE FILE 2178 — Substitute Medical Decision-making Boards
- HOUSE FILE 2233 — Exception to Fire Extinguisher Requirements for Open Parking Garages
- HOUSE FILE 2235 — Community Action Agencies Commission
- HOUSE FILE 2308 — Freestanding Hospice Facilities
- HOUSE FILE 2372 — Anabolic Steroids
- HOUSE FILE 2486 — Tanning Facilities
- HOUSE FILE 2489 — Health Care Facilities
- HOUSE FILE 2518 — Professional Licensure
- HOUSE FILE 2562 — Flashing White Lights on Motor Vehicles

## RELATED LEGISLATION

- SENATE FILE 2197 — Protection of Individual Rights  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act prohibits violations of a person's rights based upon the person's sexual orientation, age, or disability.
- SENATE FILE 2263 — Hospital Depreciation Fund  
*SEE LOCAL GOVERNMENT.* This Act provides that certain public hospitals, organized under Chapter 347A or merged area hospitals, may establish depreciation funds to separate capital costs from operating and maintenance costs.
- SENATE FILE 2326 — Nutrition Guidelines for Schools  
*SEE EDUCATION.* This Act requires the Department of Education to establish a 6-month pilot project to develop and maintain nutrition guidelines and contains related provisions.
- SENATE FILE 2365 — Appropriations and Amendments Relating to Medical Assistance  
*SEE APPROPRIATIONS.* This Act provides statutory provisions and related appropriations expanding health care coverage under the Medical Assistance Program and providing other health care services to benefit elderly persons.

- SENATE FILE 2407** — Taxation of Health Maintenance Organizations on Medical Assistance Payments  
*SEE TAXATION.* This Act provides that payments made under a reimbursement plan for Medicare or other plan administered by the federal government or State Medical Assistance Programs are not considered premiums subject to premium taxation.
- SENATE FILE 2413** — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act establishes reporting requirements for manufacturers of certain precursor substances (substances which may be used as a precursor in the illegal production of a controlled substance) as designated by the Board of Pharmacy Examiners.
- SENATE FILE 2423** — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act makes appropriations for various educational purposes and includes programs for health-related professions and funding to care for indigent patients at the University of Iowa Hospitals and Clinics.
- HOUSE FILE 2113** — Name Change Petitions — Birth Certificate Requirement  
*SEE HUMAN SERVICES.* This Act requires all individuals seeking name changes to attach to the name change petition a certified copy of the birth certificate for each person seeking a name change.
- HOUSE FILE 2320** — Insurance Regulation  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends the regulation of various types of insurers, insurance, annuity contracts, and other subjects within the jurisdiction of the Commissioner of Insurance.
- HOUSE FILE 2368** — Civil Penalty for Noncompliance by Health Care Facilities  
*SEE HUMAN SERVICES.* This Act requires the Department of Human Services to assess civil penalties to health care facilities which do not comply with federal Social Security Act requirements.
- HOUSE FILE 2371** — Appropriations and Other Provisions Relating to Health, Human Rights, and Elder Affairs  
*SEE APPROPRIATIONS.* This Act makes appropriations to the Civil Rights Commission, the Department of Human Rights, the Department for the Blind, the Department of Elder Affairs, and the Iowa Department of Public Health for FY 1990-1991 and includes provisions relating to specific programs administered by those agencies.
- HOUSE FILE 2430** — Disclosure of Mental Health Information  
*SEE HUMAN SERVICES.* This Act provides for the disclosure of limited mental health information to family members of a person with chronic mental illness to assist in care and monitoring of the person.
- HOUSE FILE 2431** — Preexisting Conditions, Coverage Under Comprehensive Health Insurance Association Policies  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act contains provisions relating to insurance coverage available to persons with high risk health conditions.
- HOUSE FILE 2496** — Group Health Benefits Insurance Disclosure  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act requires a group health benefits insurer to disclose aggregate claims experience and costs to the group policyholder, contract holder, or sponsor of the group health benefit plan.
- HOUSE FILE 2498** — Child Foster Care Licensing  
*SEE HUMAN SERVICES.* This Act provides modifications to child foster care licensing requirements to an agency already accredited by the Joint Commission on the Accreditation of Health Care Organizations or the Council on Accreditation of Services for Families and Children.

**HOUSE FILE 2564** — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement  
*SEE APPROPRIATIONS.* This Act makes appropriations for substance abuse treatment, prevention, education, and enforcement programs, as well as establishing 2 councils to assist in efforts to successfully combat substance abuse and related problems; in addition, the Act includes provisions relating to substance abuse treatment providers and other health practitioners.

## HEALTH AND SAFETY

### **SENATE FILE 205 — Respiratory Care Practitioners**

BY DIELEMAN. This Act revises provisions relating to the credentialing and regulation of respiratory care practitioners. The Act changes the terminology so that a respiratory care practitioner (respiratory therapist or respiratory therapy technician) is "licensed" rather than "registered" or "certified." A person who has not completed a training program, passed a national or state examination, and met other requirements for licensing may not claim to be a respiratory care practitioner.

The Act does not prohibit an unlicensed person engaging in acts constituting the practice of respiratory care, as long as the person does not claim to be a respiratory care practitioner. However, after July 1, 1991, an unlicensed person performing respiratory care must provide to the Iowa Department of Public Health evidence of compliance with the same continuing education requirements as licensees. Exemptions are provided for persons licensed in other health professions, emergency medical personnel, and persons whose function is limited to the home delivery and connection of oxygen tanks or to the delivery, setup, testing, or demonstration of other respiratory care equipment in the home upon the order of a licensed physician.

The Act makes applicable to the licensing of respiratory care practitioners the requirements of Chapter 258A, relating to continuing education and disciplinary and other procedures with respect to professional and occupational licensing. Existing requirements for respiratory care practitioners to submit evidence of continuing education are deferred from July 1, 1988, to July 1, 1991.

### **SENATE FILE 2011 — Minimum Plumbing Facilities**

BY HANNON. This Act requires places of assembly for public use, including but not limited to theaters, auditoriums, and convention halls, and restaurants, pubs, and lounges, constructed on or after January 1, 1991, to conform to the standards for minimum plumbing facilities as provided in the Uniform Plumbing Code. Specifically, places of assembly with a capacity of 1-100 persons are required to have 1 toilet and 1 urinal for males, and 3 toilets for females; for a capacity of 101-200 persons, 2 toilets and 2 urinals for males and 6 toilets for females; and for a capacity of 201-400 persons, 3 toilets and 4 urinals for males and 8 toilets for females, etc. Restaurants, pubs, and lounges with a capacity of 1-50 persons must have 1 toilet and 1 urinal for males and 1 toilet for females; for a capacity of 51-150 persons, 2 toilets and 1 urinal for males and 2 toilets for females; and for a capacity of 151-300 persons, 3 toilets and 2 urinals for males and 4 toilets for females, etc. The Act also requires toilets installed pursuant to the Act to be water efficient, using 3 gallons or less of water per flush. The Act also requires the State Building Code Commissioner to adopt rules to enforce the Act and provides for administrative review and appeal of any ruling of the Commissioner.

### **SENATE FILE 2049 — Blood Center Licensure**

BY HUTCHINS. This Act prohibits a person from establishing, conducting, managing, or operating a blood collection, blood processing, or plasmapheresis center without obtaining a license from the Iowa Department of Public Health. Licensure requirements include proper registration with the United States Food and Drug Administration and compliance with all applicable federal regulations. A blood collection, blood processing, or plasmapheresis center is also required to submit to the Department, on an ongoing basis, recent proficiency testing results and on-site inspection reports required for licensure, registration, or accreditation by various national or federal organizations or agencies. The Department is required to provide technical assistance to blood collection, blood processing, and plasmapheresis centers to ensure compliance with federal, national organization, or agency standards. The Department is authorized to assess an annual licensing fee of no more than \$100. The provisions of the Act are repealed effective July 1, 1991.

### **SENATE FILE 2097 — Mediation by Dental Examiners Board**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the Board of Dental Examiners is authorized to provide for mediation of disputes between dentistry or dental hygiene licensees and their patients when specifically recommended by the Board and also has the power to provide for restitution to patients. The Act also provides that subsequent to an investigation by the Board, the Board may appoint a disinterested third party to mediate disputes between licensees and patients. Mediation of a dispute does not preclude the Board from taking disciplinary action against the affected licensee.

**SENATE FILE 2221 - Licensing of Health Care Facilities**

BY RUNNING. This Act requires the Department of Inspections and Appeals to adopt rules establishing a special license classification for an intermediate care facility, skilled nursing facility, or nursing facility or a special unit within the facility providing care to persons who suffer from chronic confusion or a dementing illness. The Department is authorized to adopt emergency rules to implement the special license classification. The Act takes effect March 19, 1990.

**SENATE FILE 2248 - Hearing Aid Advertising**

BY COMMITTEE ON HUMAN RESOURCES. This Act provides that the Board of Examiners for the Licensing and Regulation of Hearing Aid Dealers may revoke or suspend a license or temporary permit, permanently or for a fixed period, for failure to place certain qualifying words in an advertisement, if the title of the business which is advertising does not include the words, "hearing aid." The qualifying words are not required in the advertisement if the title of the business which includes the words "hearing aid" appears in the advertisement and if the advertisement includes the words "hearing test," "hearing evaluation," "free hearing test," "free hearing evaluation," "hearing measurement," or "free hearing measurement."

**SENATE FILE 2257 - List of Certified Ophthalmic Dispensers - Requirement Deleted**

BY COMMITTEE ON HUMAN RESOURCES. This Act removes a provision in law requiring the Iowa Department of Public Health to distribute lists of certified ophthalmic dispensers to physicians, surgeons, osteopathic physicians, osteopathic physicians and surgeons, and optometrists licensed to practice in Iowa.

**SENATE FILE 2262 - Veterinary Medicine License**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for the granting of a restricted license, to perform a restricted range of activities, specified by the Board of Veterinary Medicine, to an applicant for a license to practice veterinary medicine. This Act also strikes the former law for reciprocal licensure for the practice of veterinary medicine, and replaces the provisions with provisions for licensure by endorsement. Licensure by endorsement includes issuance of a license to practice veterinary medicine in the state without a written examination or without a written or oral examination if certain criteria are met.

**SENATE FILE 2343 - Hospital Clinical Privileges**

BY COMMITTEE ON HUMAN RESOURCES. This Act requires the Iowa Department of Public Health to adopt rules prohibiting a hospital from denying clinical privileges to certain licensed health practitioners solely by reason of the school or institution in which the practitioner received medical schooling or postgraduate training, if the medical schooling or postgraduate training was accredited by an organization recognized by the Council on Postsecondary Accreditation or an accrediting group recognized by the United States Department of Education.

**HOUSE FILE 178 - Inspections and Appeals Department Authority**

BY COMMITTEE ON HUMAN RESOURCES. This Act amends provisions relating to the licensing, rulemaking, and enforcement authority of the Department of Inspections and Appeals with respect to health and human resources matters. Many of the changes are technical or clarifying in nature and will not change present practice.

Chapter 10A is amended to specify that the Investigations Division of the Department of Inspections and Appeals has authority for collections as well as investigations relative to the liquidation of overpayment debts owed to the Department of Human Services. Collection methods must be approved by the Department of Human Services.

Chapter 135B is amended to provide that rules for the licensing of hospitals are adopted by the Department of Inspections and Appeals with the advice and approval of the Hospital Licensing Board and the approval of the State Board of Health. Provisions governing confidentiality of hospital licensing information are revised.

Chapter 135C is revised to provide that the Department of Inspections and Appeals, with the approval of the State Board of Health, adopts and enforces rules setting minimum standards for health care facilities.

Chapter 147 is amended to specify that the Iowa Department of Public Health may request investigations by the Department of Inspections and Appeals in connection with professional licensure. Inspections are to be conducted by personnel of the Department of Inspections and Appeals, except in the case of the medical, pharmacy, nursing, and dental examiners.

Changes are made in Chapters 170, 170A, and 170B, relating to food establishments and sanitation, to remove references to the Iowa Department of Public Health and clarify the rulemaking authority of the Department of Inspections and Appeals. Exceptions to the retail food store sanitation code and the food service sanitation ordinance are revised. Authorization is given for retention of fees collected by a municipal corporation when



the municipal corporation is the licensing and inspection agency for food establishments. The licensing exemption for certain nonprofit organizations serving food is narrowed so that only those who serve once per week or less are exempt.

Chapter 191A, relating to food and beverage vending machines, is amended to provide for adoption of the food and beverage vending machine ordinance with specified exceptions. Certain references incorporating provisions of other chapters are replaced with provisions specific to Chapter 191A.

Revisions are made in several chapters to specify duties for the Department of Inspections and Appeals with respect to certain types of facilities (juvenile homes, maternity hospitals, private child-placing agencies, child foster care facilities, and child day care facilities) and programs (food stamps, medical assistance, and state supplementary assistance) under the Department of Human Services.

The Act specifies that certain human services hearings are conducted by the Department of Inspections and Appeals, with decisions of Inspections and Appeals hearing officers subject to review by the Department of Human Services.

**HOUSE FILE 209 — Smoking in Public Places**

BY HAMMOND, OSTERBERG, AND HOLVECK. This Act provides that the definition of a "public place," for the purpose of smoking prohibitions, includes all restaurants with a seating capacity greater than 50 persons. The Act also provides for the equitable implementation of smoking prohibitions throughout the state with the provisions of state law superseding any local law or regulation which is inconsistent with or conflicts with state law. The civil penalty for smoking in a prohibited area or for not posting required signs designating smoking and nonsmoking areas is increased from \$10 to \$25, and the complainant is not charged a filing fee. The Act also requires the Department of Inspections and Appeals to inspect facilities, which the Department currently inspects, for compliance with the smoking prohibitions.

**HOUSE FILE 2016 — Age of Amateur Boxers**

BY CONNORS. This Act raises the maximum age of amateur boxing participants from the present limit of 30 years to 38 years, bringing Iowa law into conformance with U.S.A. Amateur Boxing Federation rules, and the rules for international amateur competition.

The Act takes effect February 9, 1990.

**HOUSE FILE 2103 — Missing Person Definition**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act makes a technical correction amending the definition of missing person, as used in Section 694.1, to conform with the definition of endangered person in the new operations manual of the National Crime Information Center.

**HOUSE FILE 2104 — Name of Father on Birth Certificate**

BY COMMITTEE ON HUMAN RESOURCES. This Act provides that the Iowa Department of Public Health is responsible for entering the name of the father on the certificate of birth once a court of competent jurisdiction has made a determination of paternity.

**HOUSE FILE 2105 — Access to Vital Statistics Records**

BY COMMITTEE ON HUMAN RESOURCES. This Act permits inspection and copying of certain vital statistics records. The records must be at least 75 years of age and be housed with the State Archivist.

**HOUSE FILE 2178 — Substitute Medical Decision-making Boards**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to state and local substitute medical decision-making boards which make medical decisions for a patient when no other decision maker is available. The names of the boards are changed from emergency medical boards to substitute medical decision-making boards. The Iowa Department of Public Health is granted authority to adopt administrative rules relating to the membership and operation of local substitute medical decision-making boards.

**HOUSE FILE 2233 — Exception to Fire Extinguisher Requirements for Open Parking Garages**

BY COMMITTEE ON STATE GOVERNMENT. This Act exempts open parking garage structures which are in compliance with rules adopted by the State Fire Marshal from the requirements to install automatic fire extinguishing systems.

**HOUSE FILE 2235 — Community Action Agencies Commission**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for the filing of an annual report with the Governor and the General Assembly regarding community action programs conducted within the state by the Administrator of the Division of Community Action Agencies of the Department of Human Rights.

The Act creates a 9-member Commission on Community Action Agencies made up of  $\frac{1}{3}$  elected officials,  $\frac{1}{3}$  persons with incomes below federal poverty levels, and  $\frac{1}{3}$  from other major interest groups. The Commission's duties are to adopt rules, supervise collection of data, and recommend legislation to the Governor and General Assembly relating to community action agencies and programs and the services provided by each.

The Act also sets out the membership requirements for community action agency boards.

The Act also amends H.F. 2294, enacted in the 1990 Session, by repealing those provisions creating the Affordable Heating Program Advisory Council on July 1, 1992.

**HOUSE FILE 2308 — Freestanding Hospice Facilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act exempts freestanding hospice facilities which operate hospice programs in accordance with federal standards from state licensure and regulation requirements applied to hospitals and health care facilities.

**HOUSE FILE 2372 — Anabolic Steroids**

BY SIEGRIST. This Act amends the Iowa Drug, Device, and Cosmetic Act by prohibiting the distribution of anabolic steroids to minors unless necessary for the treatment of disease. The offense is an aggravated misdemeanor. The Act further provides that the Board of Pharmacy Examiners may expand the definition of anabolic steroids by administrative rules.

**HOUSE FILE 2486 — Tanning Facilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act prohibits a tanning facility from operating without a current valid permit to operate, issued by the Iowa Department of Public Health. The Act also requires a tanning facility to post certain warning signs that describe the hazards associated with the use of tanning devices. The Department is directed to establish requirements for the operation of tanning facilities, adopt rules for the implementation and enforcement of the provisions of the Act, and establish and collect fees to defray the costs of administering the program established by the Act. The Act authorizes the Director of the Department or the Director's designee to inspect a tanning facility at all reasonable times to determine if the provisions of the Act are being violated, and provides for relief, relative to a violation of the Act, in the form of a restraining order or an injunction. A person who operates a tanning device or tanning facility in violation of the Act, or any rule adopted pursuant to the Act, commits a simple misdemeanor.

**HOUSE FILE 2489 — Health Care Facilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to health care facilities by providing additional categories of health care facilities, eliminating the intermediate care facility and skilled nursing facility categories, and providing additional definitions, a penalty, and coordinating changes.

The Act establishes new definitions for "nursing facility" and "intermediate care facility for the mentally retarded."

The definition of health care facility is amended by striking the references to intermediate care facility and skilled nursing facility and adding references to intermediate care facility for the mentally ill and intermediate care facility for the mentally retarded. The definition of intermediate care facility for the mentally ill is amended to coordinate with the striking of the intermediate care facility definition. The section containing requirements for the nature of care required to be provided in a health care facility is stricken and rewritten to coordinate with the amended definition of health care facility.

The Department of Inspections and Appeals is granted authority related to citations applied to a health care facility in place of the Iowa Department of Public Health. The Department of Inspections and Appeals is granted authority to levy an administrative penalty of not less than \$1,000 and not more than \$2,000 when a person notifies a health care facility of the time and date of a survey or on-site inspection of the facility. A similar provision enacted in the 1989 Session, limited to a survey or inspection in response to a complaint, is stricken. The repeal of the similar provision in the event a federal penalty is provided for the same action is repealed.

Coordinating amendments are provided in various Code sections to change references to an intermediate care facility and a skilled nursing facility to nursing facility. The Act takes effect October 1, 1990.

**HOUSE FILE 2518 — Professional Licensure**

BY COMMITTEE ON STATE GOVERNMENT. This Act changes several provisions relating to the licensing and discipline of persons in certain licensed health-related practice professions (medicine and surgery, podiatry, osteopathy, osteopathic medicine and surgery, practice as a physician assistant, psychology, chiropractic, nursing, dentistry, dental hygiene, optometry, speech pathology, audiology, pharmacy, physical therapy, occupational therapy, cosmetology, barbering, mortuary science, social work, or dietetics). Specifically, the Act provides that the Iowa Department of Public Health may refuse to grant a license to practice a profession to a person upon any grounds for which a license may be revoked or suspended, requires that a licensee display the license in the primary place of practice, requires a licensee to notify the Department upon a change of the licensee's place of practice, and provides that an examining board may require that a recent photograph of an applicant for a licensure examination be attached to the application.

The Act also provides that applications for licensure and related fees from persons wanting to practice medicine and surgery, psychology, chiropractic, dentistry, osteopathy, or osteopathic medicine and surgery must be submitted to the chairperson, executive director, or secretary of the proper examining board.

The Act requires the chairperson, executive director, or secretary of an examining board to keep a record of the proceedings of the board and removes a requirement that the board submit certain information to the Department upon licensure of a professional.

The Act also provides that if the Board of Medical Examiners conducts an investigation based on a complaint received or upon its own motion, a hospital, pursuant to subpoena, must make available information and documents requested by the Board, specifically including reports or descriptions of any complaints or incidents concerning an individual who is the subject of the Board's investigation, even though the information and documents are also kept for, are the subject of, or are being used in peer review by the hospital. However, the deliberations, testimony, decisions, conclusions, findings, recommendations, evaluations, work product, or opinions of a peer review committee or its members and those portions of any documents or records containing or revealing information relating to a peer review committee are not subject to the Board's request for information, subpoena, or other legal compulsion. All information and documents received by the Board from a hospital under this portion of the Act are confidential.

The Act also adds licensed osteopaths to the list of those professionals exempt from licensure requirements as speech pathologists or audiologists; changes a reference to the educational "council" to the educational "commission" for foreign medical graduates in relation to licensure for the practice of medicine and surgery; provides that to obtain a license to practice medicine or surgery a person must successfully complete 1 year of internship or resident training in an approved hospital; requires that a graduate of a medical school, who is serving only as a resident physician and who is not otherwise licensed to practice medicine or surgery in Iowa, obtain a resident physician's license from the Board; provides that the Board, after due notice and hearing, may issue an order to discipline a person licensed to practice medicine or surgery for certain grounds and may include a civil penalty up to \$10,000; provides that the Board of Medical Examiners may, upon finding probable cause, compel a physician to submit to alcohol or drug screening within a time specified by the Board and that failure to submit to alcohol or drug screening constitutes an admission to the allegations made against the physician by the Board; provides that the Board may issue an order to discipline a physician or surgeon for willful or repeated violation of a rule, regulation, or order of the Board, or for violation of an informal settlement between the licensee and the Board; provides that the Board may provide notice of a disciplinary hearing of a licensee by restricted certified mail; and provides a reference to the grounds for revocation of a physician's or surgeon's license in law regarding the authority of licensing boards.

**HOUSE FILE 2562 — Flashing White Lights on Motor Vehicles**

BY ARNOULD AND VAN MAANEN. This Act allows advanced or basic emergency medical care providers who are members of an ambulance, rescue, or first responder service to operate flashing white lights on their privately owned motor vehicles. The members may only illuminate the white lights in conjunction with hazard lights, when en route to the scene of a fire or in response to an emergency in the line of duty requiring the services of the member, when transporting a person requiring emergency care, or when at the scene of an emergency. The use of the white light is for identification purposes only. To obtain the authority to use white flashing lights on a privately owned vehicle, it is necessary to receive a certificate of authorization issued in accordance with rules adopted by the Iowa Department of Public Health. To be certified, an individual must be a member in good standing with an ambulance, rescue, or first responder service and must be recommended by the head of that program.

## HUMAN SERVICES

- S.J.R. 2003 — Disability Prevention Programs
- SENATE FILE 199 — Child and Family Day Care
- SENATE FILE 2082 — Mental Illness, Mental Retardation and Developmental Disabilities Law Continued
- SENATE FILE 2201 — Family Support Subsidy Program
- SENATE FILE 2388 — Spousal Support Debts
- SENATE FILE 2425 — Emergency Care of Children
- SENATE FILE 2429 — Support of Dependents and Medical Support
- HOUSE FILE 324 — Confidentiality of County General Relief Records
- HOUSE FILE 512 — Support Obligations Paid from Garnisheed Money
- HOUSE FILE 2177 — State Hospital-Schools Training Programs and Employee Records
- HOUSE FILE 2294 — Affordable Heating Program
- HOUSE FILE 2368 — Civil Penalty for Noncompliance by Health Care Facilities
- HOUSE FILE 2421 — Release of Information Relating to an Absent Parent by Child Support Recovery Unit
- HOUSE FILE 2430 — Disclosure of Mental Health Information
- HOUSE FILE 2437 — Immediate Income Withholding of Child Support Payments
- HOUSE FILE 2498 — Child Foster Care Licensing
- HOUSE FILE 2504 — Personnel of Child Care Facilities
- HOUSE FILE 2508 — Chronic Substance Abuse
- HOUSE FILE 2517 — Juvenile Care, Treatment, and Corrections
- HOUSE FILE 2546 — Child Day Care Regulation and Financing

## RELATED LEGISLATION

- SENATE FILE 18 — Time for Charging Sexual Abuse of a Child  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act provides that an information or indictment for sexual abuse committed on or with a child under the age of 12 (previously 10) years of age must be found no later than 6 months after the child attains 18 years of age.
- SENATE FILE 57 — Handicapped Persons' Use of Crossbow  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act authorizes the use of a crossbow in hunting by handicapped persons under the same conditions as hunting with a bow and arrow.
- SENATE FILE 514 — Vetoed by the Governor  
*SEE TAXATION.* This bill would have exempted from sales and use taxes, the sale of tangible property and services to juvenile shelter facilities, substance abuse agencies, and other public or nonprofit agencies providing health and human services to the family, children, and the elderly.
- SENATE FILE 2212 — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of about \$6,250,000 for FY 1989-1990 to the Department of Human Services to supplement previous appropriations for medical assistance, foster care, Juvenile Home at Toledo, and the Iowa Veteran's Home at Marshalltown.

- SENATE FILE 2322** — Children's Participation in Extracurricular Activities  
*SEE EDUCATION.* This Act permits certain children who do not meet the ordinary residence requirements, including children who are in foster care, shelter care, or a juvenile correctional facility; who are wards of the state or court; or who are participants in a substance abuse or mental health program, to participate in extracurricular interscholastic contests or competitions which are sponsored or administered by an accredited school or a public school district.
- SENATE FILE 2324** — Medical Assistance Reimbursements to Area Education Agencies  
*SEE EDUCATION.* This Act provides for an increase in reimbursement of area education agency administrative costs relating to special education services reimbursed under the Medical Assistance Program.
- SENATE FILE 2327** — Economic Development Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes provisions relating to housing assistance and homelessness programs.
- SENATE FILE 2365** — Appropriations and Amendments Relating to Medical Assistance  
*SEE APPROPRIATIONS.* This Act provides statutory provisions and related appropriations expanding health care coverage under the Medical Assistance Program and providing other health care services to benefit elderly persons.
- SENATE FILE 2410** — Higher Education Coordination, Administration, Standards, and Funding  
*SEE EDUCATION.* This Act includes a requirement for assessment of child care needs at community colleges.
- SENATE FILE 2413** — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act contains provisions concerning use of alcohol and controlled substances by juveniles including parental notification, penalties relating to distribution of drugs in a public park, and providing jurisdiction to the juvenile court over offenses involving possession of alcohol by a juvenile. In addition, the Act includes provisions relating to abuse of a child and crime victim assistance.
- SENATE FILE 2423** — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes provisions relating to the care and treatment of indigent patients, educational costs of children at the State Juvenile Institutions, certain displaced workers' retraining programs, and programs for at-risk children.
- SENATE FILE 2427** — Budgetary and Financial Procedures of State Agencies  
*SEE APPROPRIATIONS.* This Act includes a provision requiring the Department of Human Services to mail vendor warrants for the Department of Corrections.
- SENATE FILE 2435** — Human Services Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to human services, makes appropriations to the Department of Human Services, contains retroactively applicable provisions, and provides an effective date.
- HOUSE FILE 178** — Inspections and Appeals Department Authority  
*SEE HEALTH AND SAFETY.* This Act amends provisions relating to licensing, rulemaking, and enforcement authority of the Department of Inspections and Appeals with respect to health and human resources matters.
- HOUSE FILE 489** — Vetoed by the Governor  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This bill would have overridden the Iowa Supreme Court decision in *Harden v. State*, 434 N.W. 2d 881 (1989), where the Court stated that the statute of limitations did not toll under the State Tort Claims Act for a minor or incompetent because of the lack of any specific provision providing for the tolling.

- HOUSE FILE 2153** — Report to Court After Admission of an Individual Involuntarily Committed to a Treatment Facility  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act requires involuntary commitment proceedings to be reviewed by the court, for a determination of whether a respondent should be discharged, if the chief medical officer or administrator of a hospital or facility fails to make the required 15-day report on a respondent's condition and also fails to ask for an extension of time to report to the court.
- HOUSE FILE 2160** — Mandatory Domestic Abuse Arrests  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act provides that mandatory arrest provisions in domestic abuse situations do not apply under certain circumstances.
- HOUSE FILE 2268** — Sexual Abuse, Sexual Assault, and Sexual Harassment — Procedures  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act relates to civil actions for damages resulting from an act of sexual abuse, sexual assault, or sexual harassment.
- HOUSE FILE 2371** — Appropriations and Other Provisions Relating to Health, Human Rights, and Elder Affairs  
*SEE APPROPRIATIONS.* This Act makes appropriations to the Civil Rights Commission, the Department of Human Rights, the Department for the Blind, the Department of Elder Affairs, and the Iowa Department of Public Health for FY 1990-1991 and includes provisions affecting maternal and child health.
- HOUSE FILE 2431** — Preexisting Conditions, Coverage Under Comprehensive Health Insurance Association Policies  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act, for purposes of the Iowa Comprehensive Health Association, further defines "involuntary termination" of insurance coverage to include termination of insurance coverage when a conversion policy is not available or where benefits under a state or federal law providing for continuation of coverage upon termination of employment will cease or have ceased.
- HOUSE FILE 2436** — Prescription Drug Insurance Restriction  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act prohibits a group health insurer or other third-party health benefits payor from imposing certain conditions on providing prescription drug coverage under a health insurance policy.
- HOUSE FILE 2440** — Board of Educational Examiners' Powers and Duties  
*SEE EDUCATION.* This Act includes the Board of Educational Examiners in the list of permissible recipients of information from the child abuse registry and criminal history data and permits the Board to deny or revoke a practitioner's license based upon criminal convictions or founded cases of child abuse.
- HOUSE FILE 2554** — Financial Measures Related to Property Taxes  
*SEE TAXATION.* This Act increases, property tax and rent constituting property taxes paid, reimbursement to the elderly and disabled, increases mobile home tax credits, expands eligibility for family farm tax credits, and beginning in FY 1991-1992 increases state participation in funding mental health care costs.
- HOUSE FILE 2564** — Appropriations and Provisions Relating to Substance Abuse Treatment, Prevention, and Enforcement  
*SEE APPROPRIATIONS.* This Act makes appropriations for substance abuse treatment, prevention, education, and enforcement programs, as well as establishing 2 councils to assist in efforts to successfully combat substance abuse and related problems; in addition, the Act includes provisions relating to chemically exposed infants and their mothers and State Victims' Assistance Programs.
- HOUSE FILE 2567** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$3,000,000 to the Division of Community Action Agencies of the Department of Human Rights for energy conservation projects for low-income persons.

- HOUSE FILE 2569** — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes a supplemental appropriation to the Department of Human Services for FY 1989-1990 and provisions for extending the time allowed for a standard of need study and other studies relating to the Aid to Dependent Children Program.

## HUMAN SERVICES

### **SENATE JOINT RESOLUTION 2003 — Disability Prevention Programs**

BY RENSINK. This Joint Resolution proposes the establishment of disability prevention activities coordination by various state agencies. The Governor's Planning Council for Developmental Disabilities must convene representatives of the Iowa Department of Public Health, Department of Human Rights, Department of Education, Department of Human Services, Department of Natural Resources, State Department of Transportation, and Department of Public Safety. The representatives must identify existing disability prevention programs and activities to make suggestions to increase coordination between existing efforts, to establish budget recommendations for coordination, and to make recommendations for a coordinated approach to prevention activities. The representatives must report to the Governor and the General Assembly concerning findings and recommendations by October 1, 1990.

### **SENATE FILE 199 — Child and Family Day Care**

BY LLOYD-JONES. This Act relates to child day care statutory definitions and requirements for family day care homes. The definition of child day care is revised to mean care, supervision, or guidance of a child for periods of less than 24 hours. The law previously contained an additional time period requirement of 2 hours or more in order for care, supervision, or guidance of a child to be defined as child day care. The definition of the term "child care center" is revised to exclude registered family day care homes and coordinates with an expansion in the number of children which may be cared for at one time by a registered family day care home. Technical corrections in internal references are made where a child day care program is referred to as a "facility."

Subject to 2 limitations, registered and unregistered family day care homes are now permitted to care for more than 6 but less than 12 children at any one time. The care cannot be provided to more than 6 children for more than 2 hours at any one time and a maximum of 6 of the total number of children present during the 2-hour period can be children who are not attending school full time on a regular basis. In determining the number of children cared for at any one time, if the person providing the care is a child's parent, guardian, relative, or custodian and the child is not attending school full time on a regular basis, then the child is counted as one of the children cared for in the home.

Before this change, no more than 6 children could be cared for in a registered family day care home at any one time. However, more than 6 children could be cared for in an unregistered family day care home at any one time if the excess number of children received care for less than a 2-hour period. In addition, if a provider was a child's parent, guardian, relative, or custodian, the child was not included in the count of children cared for in an unregistered family day care home but was included in the count of children cared for in a registered family day care home if the child was not attending school full time on a regular basis.

### **SENATE FILE 2082 — Mental Illness, Mental Retardation and Developmental Disabilities Law Continued**

BY BRUNER. This Act repeals a provision providing for the prospective repeal on July 1, 1990, of Chapter 225C, relating to mental health, mental retardation, and developmental disabilities. The Act takes effect March 19, 1990.

### **SENATE FILE 2201 — Family Support Subsidy Program**

BY DELUHERY. This Act changes the eligibility criteria for the Family Support Subsidy Program, to include children with certain disabilities who have not been weighted by a school district, or who otherwise meet the definition of developmental disability under the federal Developmental Disabilities Act. Under the prior law, only children who had been weighted within each school district as requiring full-time, self-contained special education placement with little integration into a regular classroom, and children requiring special education who were severely handicapped or had multiple handicaps, were eligible family members. The Act provides that children with certain disabilities who have not been weighted within a public school district are still eligible for the Family Support Subsidy Program, as long as an educational determination has been made that the child has an educational handicap or special health care needs, or otherwise meets the federal definition of developmental disability.



The Act also states that the sole purpose of the Program is to keep families together by defraying some of the special costs of caring for a family member at home. Under the prior law, additional purposes of the Program included reducing the capacity of state facilities, facilitating the return of family members to their homes from out-of-home placements, and preventing or delaying out-of-home placements.

In addition, the Act alters Section 225C.37, concerning program specifications rules. Under the prior law, the parent or legal guardian of a family member who was a resident of or being considered for placement in a State Hospital-School serving mentally retarded individuals or persons with developmental disabilities, a child foster care group or family home, or a State Mental Health Institute could apply for the program. Under the Act, the parent or legal guardian of a family member with a developmental disability, or a family member who by educational determination has a moderate, severe, or profound educational handicap or special health care needs, may apply for the Program.

**SENATE FILE 2388 — Spousal Support Debts**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to administrative procedures for the establishment, determination, and collection of certain spousal support debts created due to the receipt of Medical Assistance by an institutionalized spouse, under certain circumstances. The Act creates a new Code chapter tentatively numbered Chapter 249B.

Under circumstances involving assignments of support rights to the Department of Human Services or involving inability to execute an assignment or a hardship situation, a spousal support debt is created against the community spouse of an individual who resides in a hospital or health care facility when Medical Assistance is provided on behalf of the individual. The spousal support debt is owed to the Department of Human Services. Certain income and resources of the community spouse are exempt from the spousal support debt.

Procedures for notice, service of notice, conferences, filing of objections, requests for a district court hearing, and judgment orders are provided. Authority is granted to the district court for ex parte review and approval of the Department's administrative orders.

Interest accrues on spousal support debts in the same manner as judgments and decrees of the court. The Department can waive the interest. The court may order a guarantee to be provided to secure payment of the support debt and may order the guarantee to be forfeited.

**SENATE FILE 2425 — Emergency Care of Children**

BY HUTCHINS AND HULTMAN. This Act relates to the care of children when a legally responsible adult is unavailable to provide the care. The Act establishes information procedures relating to emergency removal of a child without a court order and provides for temporary placement of a child under certain circumstances. In accordance with court-established procedures, a peace officer or physician who removes or retains custody of a child must immediately orally inform the court of an emergency removal of a child and provide written documentation of the oral information within 24 hours. Similar provisions apply to the Department of Human Services or Juvenile Probation Department when the child's parent or person responsible for the child is located or when information is received which could affect the court's decision regarding the child's return.

A placement procedure is established for situations in which a child is without adult supervision because the person responsible for the care of the child is unable to care for the child because the person has been arrested and detained or has been unexpectedly incapacitated. If a peace officer is unable to locate an adult person who is legally responsible for the child, the peace officer must attempt to place the child with a relative or other person who is known to the child and may request assistance from the Department of Human Services in making the placement. The person with whom the child is placed may give consent for emergency medical treatment of the child. The placement may not exceed a period of 24 hours and is terminated when a person who is legally responsible for the child takes custody of the child. If a person legally responsible for the care of the child cannot be located within 24 hours or an appropriate placement is unavailable, the provisions of Section 232.79, relating to emergency removal of a child, apply.

**SENATE FILE 2429 — Support of Dependents and Medical Support**

BY HUTCHINS AND HULTMAN. This Act relates to the responsibilities for the receipt and disbursement of support payments, satisfaction of a support order by direct payment to the person who is to receive the payment, medical support for children receiving child support, modification of child support orders, child support enforcement, determination of paternity, and establishment of past child support obligations, and establishes an advisory committee.

The Act relates to responsibilities for the receipt and disbursement of support payments by providing that the Collection Services Center of the Department of Human Services and the Clerk of the District Court are established as the official entities responsible for the receipt and disbursement of support payments. An exception to requirements for payments to the Center or the clerks is provided in addition to those in prior law, permitting support payments made to persons other than the center or clerks to satisfy support obligations if a sworn affidavit is submitted by the person entitled to receive the payment to the court as proof of payment. The Department of Human Services and the Judicial Department are directed to establish a schedule to transfer to the Clerk of the District Court responsibilities for orders which are not being enforced by the Child Support Recovery Unit, and the transfer must be completed by June 30, 1991. Various forms of notice relating to the transfer of responsibilities are required to be provided to the support obligor and the obligee.

Existing law relating to support payment processing is stricken and rewritten in accordance with the division of responsibilities provided in the Act. If enforcement services are being provided by the Child Support Recovery Unit relating to a support order and the payment method involves deductions from various revenues available to the obligor, utilizes an electronic transfer payment, or involves any other mode of payment, the Collection Services Center disburses the payment. However, if enforcement services are not being provided by the Child Support Recovery Unit, the Clerk of the District Court receives and disburses the payment.

Procedures are provided for transfer of disbursement responsibilities to the Collection Services Center when the Child Support Recovery Unit begins providing enforcement services relating to an order being processed by the Clerk of the District Court. Notice requirements relating to the transfer of responsibilities in this situation are provided.

The Act also requires a person who is required to provide support for a child by a court order or an administrative order to also provide medical support for the child through a health benefit plan or monetary payment. A person providing medical support for a child may also be required by a court order or an administrative order to provide medical support for a parent or guardian of the child.

The Act contains provisions to bring state law into compliance with the statute of limitations requirements concerning paternity actions set forth in section 111 of the federal Family Support Act of 1988 which requires a number of state actions related to child support. Thus, the Act permits paternity actions involving persons who were minors as of August 16, 1984, even though a paternity action was previously brought and dismissed due to a statute of limitations of less than 18 years then in effect. However, the actions must be brought within 1 year of when the person reaches age 18, or by July 2, 1992, whichever is later. The Act further specifies that past support may be awarded in the judgment of the court in a paternity action. The Act applies to actions brought under either Chapter 252A, the Uniform Support of Dependents Law, or Chapter 675, relating to paternity of children and obligation for support.

The Act also provides for modification of child support orders when services are provided by the Child Support Recovery Unit by authorizing the Unit to review the amount of a support award in accordance with state and federal law at the request of either parent who is subject to the order or upon its own initiation. The Act also provides that the Unit may appear on behalf of the state for the purpose of facilitating modification of support awards.

In addition, the Act provides that, in cases of child support ordered pursuant to a divorce proceeding, a substantial change in circumstances authorizing a court to modify child support orders exists when the order for child support deviates from established guidelines for a reason other than that stated in the original order, unless the provisions of the guidelines themselves have changed since the entry or subsequent modification of the original order.

Subject to several conditions, this Act also allows a court, when determining whether a substantial change in circumstances exists in order to modify support orders made pursuant to a divorce proceeding, to consider changes in technology related to determination of paternity. For orders entered before July 1, 1990, the petition to modify must be filed by July 1, 1991, provided that the child is less than 19 years of age at the time the petition is filed. For orders entered on or after July 1, 1990, a petition to modify must be filed within 5 years of the date of entry of the divorce decree or the order establishing paternity, provided that the child is less than 19 years of age at the time the petition is filed. The person requesting the modification is required to pay the cost of testing related to the determination of paternity under these provisions. The Act provides that any modification of child support or child support awards brought pursuant to these provisions or any other chapter of the Code can be made retroactive only to the date on which notice of the pending modification petition is served on the opposing party. A determination of paternity made pursuant to these provisions may be used as a legal basis for other actions.

The Act also directs the Department of Human Services to establish a Child Support Enforcement Program Advisory Committee to assist the Department in reviewing issues related to the implementation of the federal Family Support Act of 1988 and methods of improving service.

**HOUSE FILE 324 — Confidentiality of County General Relief Records**

BY TRENT. This Act provides that applications, investigation reports, and case records of county general relief recipients are confidential, subject to use and inspection by auditors and other persons whose official duties relate to administration of the general relief program or as authorized by the district court. Examination of an individual's applications, reports, and records may also be authorized by a signed release from the individual.

**HOUSE FILE 512 — Support Obligations Paid from Garnisheed Money**

BY CARPENTER. This Act provides that in any order for garnishment, any amount garnished for a support order shall be first paid out of the garnisheed funds, after subtracting applicable fees related to issuance of the specific garnishment, prior to other payments being made.

**HOUSE FILE 2177 — State Hospital-Schools Training Programs and Employee Records**

BY COMMITTEE ON HUMAN RESOURCES. This Act exempts goods and services offered to the public as part of a client training program operated by a State Hospital-School (SHS) under the control of the Department of Human Services from the provision of the Code prohibiting state agencies from competing with private enterprise in the sale or production of goods or services on the following conditions:

1. Any off-campus vocational or employment training program developed or operated by the Department for clients of a SHS is a supported vocational training or employment program offered by a community-based provider of services or other employer in the community.

2. If a resident of a SHS is to participate in an employment or training program which pays a wage in compliance with federal law, the SHS must develop a community placement plan for the resident which identifies the services and supports the resident needs in order to be discharged from the SHS and to live and work in the community.

3. The SHS must make reasonable efforts to implement the plan, including referring the resident to community-based providers of services. If a provider cannot accept a resident referred by the SHS, the provider must indicate in writing to the SHS the provider's reasons for its inability to accept the resident and describe what is needed to accept the resident.

4. A resident who cannot be placed with a community-based provider may be placed by the SHS in an on-campus or off-campus program, so long as the SHS first seeks an off-campus program offered by a community-based provider who serves the county in which the SHS is based or counties contiguous to the county, provided that the resident will not be required to travel more than 30 minutes one way to obtain services.

5. If a resident cannot be placed with a community-based provider as described in paragraph 4, the SHS must offer the resident an on-campus program, operated in compliance with the federal Fair Labor Standards Act. The SHS must seek, at least twice annually, an off-campus, community-based option for each resident in an on-campus program. The SHS cannot place a resident in an off-campus program when the cost to the SHS would be greater than the provider's actual cost as determined by the Department's purchase of service rules, or when the cost of services would not be reimbursed under the Medical Assistance Program.

6. The price of any goods and services offered to a person other than a state agency or political subdivision must be at least sufficient to cover the cost of any materials and supplies used in the program and to cover client wages.

7. This Act does not prohibit a SHS from providing a service a resident needs for compliance with accreditation standards for intermediate care facilities for the mentally ill.

The Act also deletes a requirement to maintain daily records of time worked by institutional staff of the Department.

**HOUSE FILE 2294 — Affordable Heating Program**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act establishes an Iowa Affordable Heating Program within the Division of Community Action Agencies of the Department of Human Rights. The purpose of the program is to assist low-income persons in the payment of natural gas, electricity,

or deliverable heating fuel costs when the person's income falls below the level necessary to maintain essential service. Eligibility in the program is based on a formula prescribed by the Act. An Affordable Heating Program Advisory Council is created to provide guidance in the development and administration of the program. Implementation of the program is contingent upon the availability of programmatic and administrative funding.

**HOUSE FILE 2368 — Civil Penalty for Noncompliance by Health Care Facilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act requires the Department of Human Services to adopt rules which apply civil penalties to certain health care facilities. A health care facility which receives reimbursement under the Medical Assistance Program which does not comply with certain provisions of the federal Social Security Act is subject to a civil penalty not to exceed the amount applied to health care facilities under Chapter 135C. If a health care facility is assessed a penalty under this statute, the facility cannot be assessed a penalty under Chapter 135C, relating to licensing of health care facilities, for the same violation. Any moneys collected must be applied to the protection of the health or property of residents of health care facilities found by the state or by the federal Health Care Financing Administration to be out of compliance. The Act provides purposes to which the collected penalty moneys may be applied.

**HOUSE FILE 2421 — Release of Information Relating to an Absent Parent by Child Support Recovery Unit**  
BY COMMITTEE ON HUMAN RESOURCES. This Act permits the Child Support Recovery Unit of the Department of Human Services to release information relating to an absent parent to certain persons and to another unit of the Department under certain conditions.

Unless prohibited by federal regulation, information relating to the location of an absent parent is available to the resident parent, guardian, attorney, or agent of a child who is not receiving assistance under the federal Social Security Act, Title IV.

Unless prohibited by federal statute or regulation, the release of information relating to an absent parent is also permitted if another unit of the Department submits a written request for the information and the request is approved by the Director of Human Services.

**HOUSE FILE 2430 — Disclosure of Mental Health Information**

BY COMMITTEE ON HUMAN RESOURCES. This Act provides for the disclosure of a limited type of mental health information to the spouse, parent, adult child, or adult sibling of an individual who has chronic mental illness in order to assist in the provision of care or monitoring of treatment of the individual under certain conditions. A requester of mental health information must submit a written request for the information unless an emergency occurs. Unless the individual has been adjudged incompetent, the individual is required to be informed of the disclosure to a family member.

**HOUSE FILE 2437 — Immediate Income Withholding of Child Support Payments**

BY COMMITTEE ON HUMAN RESOURCES. This Act amends Chapter 252D, relating to delinquent child support payments and assignment of income. An obligor's income may be immediately withheld if services are being provided by the Child Support Recovery Unit of the Department of Human Services, without regard to the obligor's record of support payments made.

Specifically, the Act provides that in a support order issued or modified on or after November 1, 1990, for which services are being provided by the Child Support Recovery Unit (CSRU), the income of a support obligor is subject to withholding, on the effective date of the order, regardless of whether support payments by the obligor are in arrears. The CSRU may enter an ex parte order for immediate withholding, may directly implement immediate withholding, or may directly implement immediate withholding if authorizing language is contained in the court order. The income of the obligor is subject to immediate withholding unless one of the parties shows and the court or CSRU finds there is good cause not to require immediate withholding or a written agreement is reached between both parties which provides for an alternative arrangement. If support payments have been assigned to the Department of Human Services, the Department is considered a party to the support order, and a written agreement to waive immediate withholding is void unless approved by the CSRU. Any existing agreement is void at the time an assignment of support is made to the state. The Act requires that notice of immediate income withholding be included in orders for support entered after November 1, 1990, but states that the Act itself is sufficient notice for implementation of withholding without any further notice. The Act also requires notice of a withholding order to be sent to the employer, trustee, or other payor by certified mail and provides that the assignment of income is binding on an existing or future employer, trustee, or other payor 10 days after receipt of the notice.

The Act provides procedures for contesting a withholding order due to a mistake of fact (an error in the amount of current or overdue support or the identity of the alleged obligor) or because the conditions for exception of withholding described above existed at the time of implementation of withholding. Upon the filing of a motion to contest a withholding order by a party, the clerk of the district court will schedule a hearing within 7 days and notify the parties as to the motion and the hearing. The payor will continue to withhold and transmit the amount required until notice is received that a motion to stop the order for withholding has been granted. The Act provides that income withholding has priority over a garnishment or assignment for a purpose other than support of the dependents in the court order being enforced. The Act provides that the CSRU or the district court may modify the withholding order by ex parte order if current child support has been terminated, or may revoke the order upon the termination of parental rights, emancipation, death or majority of the child, or upon change of custody. The Act allows the payor to deduct \$2.00 or less from each payment of the employee obligor's wages as reimbursement for the payor's costs relating to the withholding. The Act provides that an employer who willfully discharges an employee or refuses to hire a person because of entry of a withholding order is guilty of a simple misdemeanor. The Act does not exclude the use of civil or criminal remedies, other than those provided in the Act, for enforcement of support obligations.

The Act designates the CSRU as the state entity to administer income withholding on cases subject to Title IV-D of the federal Social Security Act. The clerks of the district court will administer cases not subject to Title IV-D. The Act provides a serious misdemeanor penalty for a person who knowingly makes a false statement or representation of a material fact, or knowingly fails to disclose a material fact in order to secure income withholding or assignment against another person and to receive support payments or additional payments. The Act also directs the Code Editor to codify the Act in three subchapter divisions.

**HOUSE FILE 2498 — Child Foster Care Licensing**

BY COMMITTEE ON HUMAN RESOURCES. This Act provides certain modifications to child foster care licensing requirements applied to an agency which has been accredited by the Joint Commission on the Accreditation of Health Care Organizations or by the Council on Accreditation of Services for Families and Children. The Department of Human Services is directed to adopt administrative rules modifying the state licensing standards applied to the agency to avoid duplicating standards applied through accreditation.

**HOUSE FILE 2504 — Personnel of Child Care Facilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to criminal and child abuse record checks concerning facilities providing care to children.

Child abuse information may be released to an administrator of a licensed foster care facility if the information concerns a person employed or being considered for employment by the facility. Child abuse information may be released to the superintendent of the Iowa Braille and Sight-saving School, the superintendent of the School for the Deaf, or an administrator of a licensed or registered child day care facility, if the information concerns a person employed by or living in the school or child day care facility. Information may also be released to a child protection agency in another state if the agency is conducting a records check of a person providing care to a child in the other state or to the legally authorized protection and advocacy agency in this state, or if the person identified in the information as a victim or a perpetrator of abuse resides in or receives services from a facility or agency because the person is diagnosed as having a developmental disability or a mental illness.

Unfounded child abuse information must be expunged from the child abuse registry when it is determined by a preponderance of the evidence to be unfounded. Under previous law, the expungement would take place 6 months after the receipt of the initial report of abuse.

When an employee or a prospective employee of a licensed substance abuse program, psychiatric medical institution for children, licensed foster care facility, or child day care facility has been found to have committed a crime or child abuse, the Department of Human Services is required to notify the employer that an evaluation will be conducted to determine whether the crime or abuse warrants prohibition of employment. The evaluation is conducted in accordance with procedures adopted by the Department for this purpose. The employer also performs the evaluation with the Department if it concerns an employee; however, the Department retains authority to determine whether prohibition of employment is warranted. The evaluation is required to consider the likelihood that the person will commit the crime or founded abuse again, in addition to other criteria. The statutory provisions for each of the facilities under former law were stricken and are rewritten to provide a consistent set of procedures.

**HOUSE FILE 2508 — Chronic Substance Abuse**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act adds the definition of chronic substance abuser to Chapter 125, relating to chemical substance abuse, which provides that a person must be a danger to the person's self or others and lack sufficient judgment to make responsible treatment decisions as the result of the habitual use of chemical substances to be considered a chronic substance abuser. The Act adds a definition of substance abuse which includes the use of chemical substances by persons suffering from chemical dependency, persons who are incapacitated by a chemical substance, are substance abusers, or are chronic substance abusers. The Act also changes the definition of chemical substance to mean alcohol, wine, spirits, beer, and controlled substances as that term is defined in the Uniform Controlled Substances Chapter.

At a civil commitment hearing for substance abuse, a judge may now immediately order a person into outpatient treatment as a treatment option. The Act also makes numerous technical changes to add the terms chronic substance abuser and chronic substance abuse to the provisions which relate to the terms substance abuse and substance abusers, which previously provided the standard for both voluntary and involuntary commitment.

**HOUSE FILE 2517 — Juvenile Care, Treatment, and Corrections**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act relates to the care and treatment of juveniles, youthful adult offenders, and other persons by establishing certain dispositional requirements concerning the state juvenile institutions and their administration, providing for financing and funding of certain facilities serving juveniles and other persons, establishing a youthful offenders program in the Department of Corrections, and providing various effective dates.

A limitation on the number of beds which may be licensed as a psychiatric medical institution for children under Chapter 135H is expanded by 70 beds for applicants which have operated a facility for at least 3 years providing psychiatric services exclusively to children or adolescents. A proposed facility must meet or exceed requirements for licensing as a comprehensive residential foster care facility.

The Director of Human Services is charged with supervisory responsibility over the superintendents of the state juvenile institutions in place of the Administrator of the Division of Child and Family Services, Department of Human Services to accommodate an internal reorganization of administrative responsibilities within the Department. The Act contains various coordinating changes for this purpose.

The Iowa Finance Authority may issue bonds and notes and make loans to nonprofit corporations for the purpose of financing the acquisition or construction of residential housing or treatment facilities serving juveniles or handicapped or disabled persons. In the authorization to issue the bonds or notes, the Authority may provide that the related principal and interest are limited obligations payable solely out of the revenues derived from the debt obligation, collateral, or other security furnished on behalf of the nonprofit corporation, and the principal or interest does not constitute an indebtedness of the Authority or a charge against the Authority's general credit or general fund.

The bonding provisions are related to statutory and planning provisions to establish residential programs for children who are currently placed in the State Training School, the Iowa Juvenile Home, and out-of-state facilities. The Department of Human Services may establish supplemental per diem or performance-based contracts which include payment of costs for principal and interest of the bonds and notes issued by the Iowa Finance Authority. The Department of Human Services and the Supreme Court, in consultation with a planning group of legislators and various expert public members, are directed to develop a plan for the types of residential programs which should be developed. The Department of Human Services must implement the plan by issuing a request for proposals by July 1, 1990, to establish by October 1, 1991, 120 new residential slots in community settings. The Department must work with the Iowa Finance Authority to ensure the slots are developed at the lowest possible cost.

The planning group is also to develop a plan for the state juvenile justice system and perform other specified tasks and submit a report containing recommendations to the Governor and the General Assembly by December 1, 1991. As part of its responsibilities, the planning group must seek public-private partnerships for modernizing programs and facilities at the State Juvenile Institutions, develop potential placement and program criteria for the Iowa Juvenile Home based upon the elimination of placements of children found to be in need of assistance (CHINA's), and develop a plan to convert all or part of the State Training School at Eldora to a statewide diagnosis and evaluation center. In addition the plan must include provisions for establishing regional secure treatment facilities for juveniles. This requirement coordinates with a statutory provision converting the State Training School to these purposes effective January 1, 1992.

Significant portions of the Act relate to the State Training School and the Iowa Juvenile Home and to court proceedings for commitment to these facilities. Beginning October 1, 1991, a court order committing a child to the State Training School can only be entered if a child is at least 12 years of age and the placement is in the best interests of the child, or is necessary for the protection of the child and the child has committed an act which is a forcible felony as defined in Chapter 702 or if any 3 of the following 4 conditions exist:

1. The child is at least 15 years of age.
2. The court finds the placement to be in the best interests of the child or necessary to the protection of the public and the child has committed an act which is a crime against a person and which would be an aggravated misdemeanor or a felony if the act were committed by an adult.
3. The child has previously been found to have committed a delinquent act.
4. The child has previously been placed in a treatment facility outside the child's home.

Similar temporary transfer procedures applicable to both the State Training School and the Iowa Juvenile Home are established. Upon receiving an application from the Director of the Department of Human Services, the court must enter an order to temporarily transfer a child from the respective facility to an alternative placement site if the court determines that there is insufficient time to file a motion and hold a hearing for a substitute dispositional order, that immediate removal of the child is necessary to safeguard the child's emotional or physical health, and that reasonable attempts to notify the child's parents, guardian ad litem, and attorney have been made. If there is insufficient time to provide notice in accordance with rules of juvenile procedure and the conditions above exist, the court may enter an ex parte order for the temporary transfer. Within 3 days of the child's transfer the Director must file a motion for a substitute dispositional order and the court must hold a hearing for the order within 14 days of the child's transfer. If the court finds during the hearing that the removal of the child from the state juvenile institution is necessary, the court must grant the Director's motion for the substitute dispositional order to place the child in an alternative placement site.

State financial aid to county or multicounty juvenile homes is required to be at least 10 and not more than 50 percent of the total establishment and operating costs of a home. Under former law, there was a 50 percent maximum amount for state aid but no minimum amount.

Provisions of Chapter 242, relating to the State Training School, concerning its official designation, administration, superintendent, and education and training functions are stricken and rewritten to emphasize that the School's purpose is to provide a positive living experience for older juveniles who require secure custody for an extended period of time and that programs must focus upon appropriate developmental skills to prepare the juveniles for productive living.

The Judicial Department, in consultation with the Department of Human Services, must develop population guidelines for the number of children placed at the State Training School and the Iowa Juvenile Home at any one time. Within the population guidelines, the Judicial Department must allocate to each judicial district the number of children which may be placed at the 2 facilities from the district and must develop procedures to manage the number of children placed at the facilities within the population guidelines. These provision must be implemented by January 1, 1991.

Effective July 1, 1992, a youthful offenders program is established within the Department of Corrections to provide for the control, treatment, and rehabilitation of offenders who are 18 to 21 years of age. The Department is to work with a task force consisting of various state agencies, the courts, and other groups to develop a proposal for the program. Various program components are specified and the proposal must be submitted to the Governor and the General Assembly by January 2, 1991.

#### **HOUSE FILE 2546 — Child Day Care Regulation and Financing**

BY COMMITTEE ON WAYS AND MEANS. This Act relates to child day care and the state child and dependent care tax credit, makes an appropriation, and provides a retroactive applicability date.

A person who has been convicted of a crime against a person or a person with a record of founded child abuse may be restrained by temporary or permanent injunction from providing child day care. The Department of Human Services may conduct child abuse registry checks and the Department of Public Safety may release criminal record information relating to unregistered child day care providers.

A statewide grant program for child day care resource and referral services is established and placed under the authority of the Department of Human Services. The services are to be delivered by nonprofit or public agencies which are regionally located, based upon the distribution of the child population in the state.

The Department is required to provide oversight and to annually evaluate each resource and referral agency, to provide technical assistance to child day care facilities in meeting their insurance coverage needs at a reasonable cost, and to provide opportunities to facilities for group purchasing of equipment and supplies. Agencies are encouraged to operate in a public-private partnership and to organize assistance to family and group day care homes according to certain priorities. The Act provides a listing of services which may be provided by the resource and referral agencies.

The Department is granted emergency rulemaking authority to implement the grant programs. Appropriations are provided for funding of the statewide grant program and for child day care start-up grants. If unanticipated federal moneys are received which may be used for the purposes of the appropriations, the federal moneys must be used before state moneys are used.

The Department of Human Services is directed to assess the supply of persons in the state who are educated in child development and early childhood education. The College Aid Commission is directed to use the assessment to develop a proposal regarding the establishment of a loan repayment program for persons who are obtaining degrees in child development and early childhood education. The Department of Human Services is to submit a report of the findings, including the Commission's proposal, to the General Assembly by December 1, 1990.

The state child and dependent care tax credit is made refundable and revised to provide a larger credit to low-income taxpayers and is retroactively applicable to tax years beginning on or after January 1, 1990.

The child and dependent care tax credit is included with other credits for withholding purposes. The state child and dependent care tax credit, and its refundability, is included in notification provisions for the earned income tax credit contained in income tax or instruction booklets.



## LABOR AND EMPLOYMENT

- SENATE FILE 385 — Vetoed by the Governor
- SENATE FILE 2155 — Workers' Compensation Options for Officials
- SENATE FILE 2159 — Labor Laws
- SENATE FILE 2169 — Wage Deductions, and Non-English Speaking Employee Services
- SENATE FILE 2187 — Workers' Compensation Second Injury Fund Limits
- SENATE FILE 2249 — Vetoed by the Governor
- SENATE FILE 2432 — Drug Testing
- HOUSE FILE 2287 — Employer Disclosure of Unemployment Compensation Experience Record
- HOUSE FILE 2343 — Employment Agency Fee
- HOUSE FILE 2346 — Vetoed by the Governor
- HOUSE FILE 2405 — Employee Access to Personnel Files
- HOUSE FILE 2460 — Public Employment Relations Board and Employee Organization Duties

## RELATED LEGISLATION

- SENATE FILE 2059 — Workers' Compensation Self-insurance Agreement by Area Schools  
*SEE TAXATION.* This Act provides that a self-insured program established by merged area schools for payment of workers' compensation benefits is exempt from insurance premium or payments taxation.
- SENATE FILE 2328 — Appropriations and Other Provisions Relating to State Regulatory Agencies and the Public Defender  
*SEE APPROPRIATIONS.* This Act provides appropriations for the following administrative or regulatory bodies of state government: Department of Employment Services, Employment Appeal Board, and Public Employment Relations Board.
- SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act includes provisions establishing that criminal offenders performing community service or services for a cooperative governmental agreement are considered employees of the state for coverage pursuant to workers' compensation provisions.
- SENATE FILE 2423 — Appropriations and Other Provisions Relating to Educational and Cultural Programs  
*SEE APPROPRIATIONS.* This Act includes a provision establishing a program to retrain workers displaced by the closing of certain hog slaughtering operations.
- HOUSE FILE 121 — Vetoed by the Governor  
*SEE STATE GOVERNMENT.* This bill would have made available to state employees up to 12 weeks of paid or unpaid parental leave within a 2-year period for the birth of a child or for the adoption of a child who is less than 8 years of age or for the adoption of a child of any age who has special needs.
- HOUSE FILE 2177 — State Hospital-Schools Training Programs and Employee Records  
*SEE HUMAN SERVICES.* This Act exempts goods and services offered to the public from client training programs operated by a state hospital-school from state laws prohibiting competition with private enterprise if certain conditions are met, and deletes a requirement for keeping daily records of time worked by the state hospital-school staff.

- HOUSE FILE 2201** — State Construction Bidder Disclosure  
*SEE STATE GOVERNMENT.* This Act requires bidders on certain state construction contracts to disclose the names and certain contract costs of subcontractors who will work on the project being bid.
- HOUSE FILE 2320** — Insurance Regulation  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends the regulation of various types of insurers, insurance, annuity contracts, and other subjects within the jurisdiction of the Commissioner of Insurance.
- HOUSE FILE 2459** — Personnel Rights Under School Sharing Agreements  
*SEE EDUCATION.* This Act provides that where school districts enter into sharing agreements which include the sharing of personnel, the districts' agreements must provide that any professional positions under the agreement must be offered to qualified persons, employed by the districts before the agreements are signed, and before the positions may be offered to persons who are not employed by the districts.
- HOUSE FILE 2504** — Personnel of Child Care Facilities  
*SEE HUMAN SERVICES.* This Act authorizes release of criminal and child abuse record information to licensed foster care facilities, a child protection agency of another state, or a legally authorized protection and advocacy agency.

## LABOR AND EMPLOYMENT

### **SENATE FILE 385 — Vetoed by the Governor**

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This bill was intended to expand the scope of negotiations for purposes of public employment collective bargaining to include matters of discipline and dismissal.

### **SENATE FILE 2155 — Workers' Compensation Options for Officials**

BY SZYMONIAK AND MILLER. This Act provides a method for the computation of workers' compensation to be allowed an elected or appointed official whereby the official may choose either of the following payment options: 1) payment based upon the official's weekly earnings as an elected or appointed official, or 2) payment based on an amount equal to 140 percent of the statewide average weekly wage.

### **SENATE FILE 2159 — Labor Laws**

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This Act amends provisions regulating occupational safety and health, amusement ride and boiler inspections, asbestos removal and encapsulation, the Division of Labor Services, wage payment collection, and construction contractors, and provides a penalty.

Specifically, the Act provides that volunteers involved in responses to hazardous waste incidences are included in the definition of "employee" in the Iowa Occupational Safety and Health Act and requires workers' compensation coverage of the volunteer.

The Act expands the definition of "concession booth" for safety inspection purposes to include a booth used at only 1 fair or carnival for more than 7 consecutive days.

The Act allows schools, along with business entities, which use their own employees to remove or encapsulate asbestos to be exempt from the permit requirements of Chapter 88B. However, schools would not be exempted from the requirements relating to training of school employees regarding the health and safety aspects of asbestos removal and encapsulation.

The Act also requires the Labor Commissioner to establish rules for issuance and revocation of special inspector commissions for boilers and unfired steam pressure vessels and deletes a provision of the Code relating to boilers used on tourist railroads and trains.

The Act allows the Labor Commissioner to assess a civil penalty against an owner who operates a facility after a safety order has been issued for violation of Chapter 89 relating to boilers and unfired steam pressure vessels. The penalty may not exceed \$500.

The Act also separates a related but distinct Code provision from another Code provision allowing deductions to be taken by employers from workers' wages for lost or stolen property which is specifically assigned to and receipt acknowledged in writing by the worker.

The Act authorizes the Labor Commissioner to recover expenses for the benefit of an aggrieved worker under the Wage Payment Collection Act and also allows the Commissioner to request reasonable and necessary attorneys' fees.

The Act allows contractors who are not required to carry workers' compensation insurance to show compliance with the workers' compensation statute by providing a statement that they are not required to carry workers' compensation coverage.

The Act removes a requirement that a contractor must state a principal place of business within the state on a registration application, allowing the contractor to state his or her principal place of business inside or outside the state on the application.

The Act provides for a registration fee for contractors, not to exceed \$25 every 2 years; provides a procedure for revocation of a contractor's registration by the Labor Commissioner; and requires the Labor Commissioner to adopt rules reasonably necessary to phase in the system of contractor registration. The Act prohibits the issuance of documents required for construction of buildings to contractors who fail to register as required.

The Act also repeals a Code provision requiring the Division of Labor Services to retain certain documents for a period of 2 years.

**SENATE FILE 2169 — Wage Deductions, and Non-English Speaking Employee Services**

BY STURGEON. This Act prohibits certain employers from taking certain deductions from employees' wages, requires employers to provide certain services for non-English speaking employees, requires certain practices upon recruitment of employees from out-of-state locations, and provides penalties for violation of recruitment practice requirements.

Specifically, an employer cannot deduct from an employee's paycheck costs of certain personal protective equipment or costs of more than \$20 for an employee's relocation to the place of employment.

An employer who employs for hourly wages 100 or more persons, 10 percent of which are non-English speaking and speak the same non-English language, must provide an interpreter available at the worksite for each shift during which the non-English speaking employees are employed, and must provide a person whose primary responsibility is to serve as a referral agent to community services for these employees.

An employer as described above who recruits non-English speaking residents of other states more than 500 miles from the place of employment must have on file a written statement signed by the employer and the employee which provides certain relevant information regarding the position of employment. If the employee resigns within 4 weeks of the employee's first day of work and requests transportation to return to the location from which he or she was recruited, the employer must provide the transportation at no cost to the employee.

An employer who violates the requirements related to recruitment is subject to a civil penalty of up to \$1,000, and may be ordered to pay punitive damages upon repeated violation of these requirements. A corporate officer of an employer who repeatedly violates these requirements commits a serious misdemeanor.

The Commissioner of the Division of Labor Services of the Department of Employment Services is given authority to adopt rules to implement and enforce this Act, and also may inspect certain employment records and interview an employer, owner, operator, agent, or employee.

The provisions of this Act are considered minimum standards and are not subject to negotiation in collective bargaining.

**SENATE FILE 2187 — Workers' Compensation Second Injury Fund Limits**

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This Act increases the maximum authorized balance of the Workers' Compensation Second Injury Fund from \$500,000 to \$1,000,000. Contributions to the Fund are generally required to be made by employers and their insurers when a workers' compensation death benefit is paid. Under the Act, a contribution is required if the balance of the Second Injury Fund is less than \$500,000. The assessment threshold under prior law was \$300,000. If the Fund balance exceeds \$1,000,000, contributions are not required.

The Second Injury Fund is intended to assume the future workers' compensation losses of employees who had preexisting injuries or disabilities to the extent a second injury is exacerbated by the prior condition and to encourage the hiring of persons with preexisting disabilities by removing the financial threat to an employer that a prospective employee with a disability may cost more in workers' compensation benefits in the future than an employee with no disability. The increases in authorized balance and the assessment threshold are intended to maintain the financial soundness of the Fund.

**SENATE FILE 2249 — Vetoed by the Governor**

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This bill originated in the recommendations of the Workers' Compensation Interim Study Committee conducted by the General Assembly during the 1989-1990 Interim to address problems with the state's workers' compensation system, especially the backlog of contested cases under the jurisdiction of the Industrial Commissioner.

The bill would have permitted third-party payors such as a worker's health insurance company to participate in the workers' compensation contested case procedures established by the bill. The Industrial Commissioner would have been authorized to order benefits to be paid by a party pending final outcome, with later reimbursement with interest if it was determined that a party ordered to pay benefits was not responsible. Various other provisions were included to resolve disputes between third-party payors and employers or employers' workers' compensation insurers involving disputes which could leave an injured employee with no benefits being paid. To avoid conflicting interpretation of insurance policies or contracts, insurance contract construction would have been delegated to the Commissioner of Insurance for resolution by letter ruling as a question of law.

The bill also would have prevented a health care provider from suing an employee while a contested case was pending before the Industrial Commissioner to determine liability for the cost of the medical care.

The bill would have made an employer responsible for medical expenses incurred if the expenses were incurred under the employer's choice of care provider, even if it was later determined that the injury was not work related. The employer or the employer's workers' compensation carrier would have retained a right of subrogation against the employee's third-party payor health insurer.

The bill would have provided for interest on late payment of medical benefits. Current law provides only for interest on late payment of weekly benefits. Additionally, new penalties would have been authorized for delay in commencement or termination of weekly compensation or medical benefits without reasonable or probable cause or excuse. The formula for calculating minimum weekly benefit amounts for permanent partial disability and permanent total disability would have been altered by the bill.

The bill would have proposed creating an expedited hearing process for certain contested workers' compensation cases when an employer is not currently paying for medical benefits. Other procedural changes included the establishment of a deadline for initial hearing within 6 months of the filing of the contested case petition. The new initial hearing deadline was to be made effective July 1, 1991, to apply to all petitions filed on or after that date.

The bill would have further relieved unions of any liability for simple negligence in failure to inspect any place of employment which the bargaining unit represented.

The bill also would have instructed the Industrial Commissioner and the Commissioner of Insurance to cooperate in the compilation of certain data to evaluate the performance of the workers' compensation system. The Legislative Council would have been asked to consider the establishment of an interim study committee to further investigate workers' compensation reform, including the following issues: compensation for work-related death, injury, hearing loss, and other disabilities; the procedures for adjudicating claims and delivery of medical and other services to claimants to further reduce the backlog of cases; and to assure fair and speedy claim resolution and benefit delivery, at a reasonable cost for both employers and employees.

#### **SENATE FILE 2432 — Drug Testing**

BY HUTCHINS AND HULTMAN. This Act provides that the restrictions on drug testing of employees or applicants for employment do not apply where the tests are required by federal regulations adopted as of July 1, 1990. The exemption granted is of no effect, however, upon a finding by a court of competent jurisdiction that the particular regulation is unconstitutional or otherwise invalid.

#### **HOUSE FILE 2287 — Employer Disclosure of Unemployment Compensation Experience Record**

BY OLLIE. This Act requires a predecessor employer, prior to selling or transferring all or part of the predecessor employer's business to a successor employer, to disclose to the successor employer the predecessor employer's experience record of charges of unemployment benefits payments and any layoffs or incidences since the last record that would affect the experience record. A predecessor employer who violates this requirement is liable to the successor employer for actual damages and attorney fees. This Act also requires the Division of Job Service of the Department of Employment Services to include notice of the requirement of disclosure in the Division's quarterly notification to each employer of benefits charged to the employer's account.

#### **HOUSE FILE 2343 — Employment Agency Fee**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act prohibits an employment agency from charging a client, for the procurement of a position of employment, a fee exceeding 15 percent of the annual gross earnings of the position. Previously, an employment agency was limited to charging no more than 8 percent of the annual gross earnings of a procured position.

#### **HOUSE FILE 2346 — Vetoed by the Governor**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This bill would have changed the minimum amount of wages required in an individual's base period for eligibility for unemployment benefits, commonly referred to as the attachment-to-the-work-force requirement. The bill would have eliminated the current base-period earnings requirement of 1.25 times the highest earnings quarter. The bill would have required that in order to be eligible for unemployment benefits, an individual must have been paid wages for insured work in 2 calendar quarters of the individual's base period in amounts totaling at least 3.5 percent and 1.75 percent, respectively, of the statewide average weekly wage, multiplied by 52.

**HOUSE FILE 2405 — Employee Access to Personnel Files**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act permits public and private employees to have access to and obtain a copy of their own personnel files maintained by their employers. An employee's access to the employee's personnel file is limited to all of the following: (1) The employer and employee must agree on the time the employee will view the file, and a representative of the employer may be present during the viewing; (2) An employee may not have access to employment references written on behalf of the employee; and (3) An employer may charge a fee for each copy made by the employer for an employee of an item in the employee's personnel file, except that the total amount charged for all copies cannot exceed \$5.

**HOUSE FILE 2460 — Public Employment Relations Board and Employee Organization Duties**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act confers upon the Public Employment Relations Board exclusive original jurisdiction over all claims that an employee organization representing public employees has breached its duty of fair representation, altering the previous situation where the Board and the district courts share concurrent jurisdiction over such claims. The Act also specifies that the Board, as a remedy for violation of the Collective Bargaining Chapter, may reinstate employees with or without back pay and benefits. The Act also brings state law concerning the duty of a certified employee organization into conformity with law which exists in the private sector by codifying the standard for judging claims of unfair representation which has been developed by the National Labor Relations Board and the federal courts.

## LOCAL GOVERNMENT

- SENATE FILE 2163 — Agricultural Extension Councils
- SENATE FILE 2165 — Deposits of Public Moneys
- SENATE FILE 2227 — County and Joint County and City Special Assessment Districts
- SENATE FILE 2244 — Handicapped Parking
- SENATE FILE 2263 — Hospital Depreciation Fund
- SENATE FILE 2366 — Councils of Governments
- HOUSE FILE 252 — Candidate Leaves of Absence for Deputy Sheriffs
- HOUSE FILE 366 — County Assessments for Abatement of Hazards
- HOUSE FILE 724 — Land Surveys and Plats
- HOUSE FILE 2057 — Prohibited Interests in Public Contracts — Exceptions
- HOUSE FILE 2131 — Local Housing Authorities and Sweat Equity Housing Cooperatives
- HOUSE FILE 2142 — City Street Construction Reports and Funds
- HOUSE FILE 2143 — Snow Route Parking Violations
- HOUSE FILE 2154 — Local Civil Rights Agencies and Commissions
- HOUSE FILE 2166 — Marijuana Eradication
- HOUSE FILE 2307 — City Council Member Serving as Volunteer Fire Chief
- HOUSE FILE 2322 — County Recorders' Fees
- HOUSE FILE 2324 — Disposition of Documents by County Recorders
- HOUSE FILE 2341 — Airport Zoning
- HOUSE FILE 2450 — Parking Violations
- HOUSE FILE 2495 — Storm Water Drainage Systems
- HOUSE FILE 2557 — Tenant Responsibility for Water Services
- HOUSE FILE 2560 — Community Clusters

## RELATED LEGISLATION

- SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources  
*SEE APPROPRIATIONS.* This Act includes authorization for a county to finance, through general obligation bonds, the construction, reconstruction, improvement, repair, and equipping of water systems operated by a rural water district.
- SENATE FILE 2158 — Shared Petroleum Facilities  
*SEE ENVIRONMENTAL PROTECTION.* This Act permits a public agency or political subdivision of the state to jointly own, operate, or share the use of petroleum storage facilities with one or more other public agencies or political subdivisions.
- SENATE FILE 2274 — Targeted Small Business Procurement Goals  
*SEE STATE GOVERNMENT.* This Act alters the Targeted Small Business Set-aside Program, relating to government purchasing from businesses in the state owned by women and minorities, into a goal oriented program in an attempt to conform with the United State Supreme Court decision in City of Richmond v. J. A. Croson Co.

- SENATE FILE 2327** -- Economic Development Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes a rewrite of the provision of S.F. 2366 that required the 7 counties currently not served by a Council of Government to form a new or join an existing Council of Government within 6 months of July 1, 1990, by authorizing those 7 counties to form a new or join an existing Council of Government but not mandating that they do so or that they do so within that 6-month period.
- SENATE FILE 2393** -- Vetoed by the Governor  
*SEE ENVIRONMENTAL PROTECTION.* This bill would have increased the permissible maximum civil penalty for each violation of a municipal ordinance regulating industrial waste water pretreatment standards to \$1,000 for each day a violation existed or continued.
- SENATE FILE 2403** -- Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides for government practices relating to energy efficiency, including requirements concerning public improvements and fleet automotive purchases.
- SENATE FILE 2415** -- Fire District Tax Levy and Reserve Account  
*SEE TAXATION.* This Act authorizes a benefited fire district the same taxing authority as exercised by township fire departments and allows a reserve account to be set up for equipment purchases.
- SENATE FILE 2416** -- Delinquent Tax Liens  
*SEE TAXATION.* This Act provides that a real property tax lien transfers with the tax sale certificate and expires with the certificate and requires the County Board of Supervisors to abate or refund property taxes paid to certain nonprofit historical entities for the fiscal year beginning July 1, 1989.
- SENATE FILE 2422** -- Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act includes a provision permitting a county, when holding an election on the question of imposition of a local option sales tax, to set a specific date, which is stated on the ballot, for the repeal of the tax.
- HOUSE FILE 324** -- Confidentiality of County General Relief Records  
*SEE HUMAN SERVICES.* This Act provides for the confidentiality of records relating to county general relief.
- HOUSE FILE 737** -- Public Improvement Contract Procedures  
*SEE STATE GOVERNMENT.* This Act requires public corporations to retain from each monthly payment under a contract for the construction of public improvements not more than 5 percent of that amount which is determined to be due according to the estimate of the architect or engineer.
- HOUSE FILE 2001** -- Voting Booth Requirements  
*SEE STATE GOVERNMENT.* This Act deletes certain statutory provisions establishing dimensions and other specific construction features for voting booths.
- HOUSE FILE 2188** -- Alcoholic Beverage Licenses and Permits  
*SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.* This Act authorizes cities and counties to define "licensed premise" for the purpose of allocating space for holders of liquor control licenses and beer permits at festivals, fairs, or celebrations which are sponsored or authorized by the local authorities.
- HOUSE FILE 2199** -- Agricultural Drainage Wells  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to time limits for reporting requirements for agricultural drainage wells including notice by a County Board of Supervisors of approved emergency repair.
- HOUSE FILE 2314** -- Partial Payment of Real Property and Mobile Home Taxes  
*SEE TAXATION.* This Act authorizes the County Treasurer to accept partial payments of current fiscal real property taxes and mobile home taxes.



- HOUSE FILE 2321** -- Firearms Regulation  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act prohibits political subdivisions from enacting ordinances relating to the regulation of firearms that are more restrictive than state law.
- HOUSE FILE 2329** -- Election Laws  
*SEE STATE GOVERNMENT.* This Act makes numerous technical and other changes in the laws governing elections and election procedures.
- HOUSE FILE 2401** -- Notification of Hazardous Conditions to Water Supply System Operators  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to requirements to notify the Department of Natural Resources and local authorities of hazardous spills which may affect water supply systems.
- HOUSE FILE 2412** -- Environmental Infractions  
*SEE ENVIRONMENTAL PROTECTION.* This Act authorizes cities to enact certain ordinances for purposes of protecting the quality of the city's air and water resources.
- HOUSE FILE 2458** -- Restitution for Interference with Traffic-control Devices  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act requires that a person who is convicted of willfully and intentionally interfering with a traffic device, sign, or signal make restitution to the affected jurisdiction for the costs to repair or replace the traffic device, sign, or signal.
- HOUSE FILE 2502** -- Authorization of Hotel and Motel Tax Bonds  
*SEE BONDING AND DEBT FINANCE.* This Act provides authority and conditions relating to issuance of hotel and motel tax bonds by cities and counties for areas outside the boundaries of a city.
- HOUSE FILE 2512** -- Financing E911 Telephone Service  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act increases the maximum permitted Enhanced 911 emergency telephone service (E911) local option surcharge from \$.25 to \$1.00 per month, per telephone line.
- HOUSE FILE 2534** -- Solid Waste Disposal  
*SEE ENVIRONMENTAL PROTECTION.* This Act provides various requirements relating to disposal of solid waste, including infectious and yard waste and the review and approval authority of local governments.
- HOUSE FILE 2543** -- Public Retirement Systems  
*SEE STATE GOVERNMENT.* This Act makes changes in the laws governing the Iowa Public Employees' Retirement System (IPERS, Chapter 97B), the Public Safety Peace Officers' Retirement System (Chapter 97A), and city fire and police retirement systems (Chapter 411), and establishes guiding goals for future changes in public retirement systems.
- HOUSE FILE 2554** -- Financial Measures Related to Property Taxes  
*SEE TAXATION.* This Act establishes a special Mental Health Services Board and appropriates funds in FY 1991-1992 to reimburse counties for mental health services.

## LOCAL GOVERNMENT

### **SENATE FILE 2163 — Agricultural Extension Councils**

BY COMMITTEE ON STATE GOVERNMENT. This Act changes the composition and method of selection of county agricultural extension councils, the governing bodies of county agricultural extension districts. The Act reduces the size of each council to 9 members, elected at large by the qualified electors of the extension district.

Council members will no longer be selected to represent each township in the county. Members will be elected biennially at the time of the general election rather than at an annual township election meeting. Terms will be 4 years rather than 2 years. A gender-balanced nominating committee must be appointed in each county to nominate candidates for election to membership on the council. The nominating committee must consider geographic distribution in selecting nominees. Persons may also be nominated by petition. All nominees must file nominating petitions signed by 25 qualified electors of the district.

The terms of all members of existing extension councils expire on December 31, 1990. Existing extension councils are responsible for transition arrangements and must perform duties with respect to preparations for the election to be held in November 1990. Staggered terms are established by providing that the 5 candidates receiving the largest number of votes are elected to initial terms of 4 years while the next 4 are elected to initial terms of 2 years.

### **SENATE FILE 2165 — Deposits of Public Moneys**

BY COMMITTEE ON STATE GOVERNMENT. This Act abolishes the duty of the Treasurer of State to approve an increase in the maximum deposit limit of a local government in a depository institution.

### **SENATE FILE 2227 — County and Joint County and City Special Assessment Districts**

BY SZYMONIAK. This Act authorizes a county, alone, or by Chapter 28E agreement with a city or another county to create special assessment districts within areas of the county outside cities or within a city by agreement, to construct and repair public improvements benefiting the special assessment districts and assess the costs of the public improvements to the property within the special assessment districts benefited by the improvements. The county or city may issue special assessment bonds in the same manner as cities under Chapter 384, Division IV. The Act also authorizes the establishment and collection of rates and charges to benefited property to pay the cost of operation and maintenance of the public improvements. This Act takes effect March 30, 1990.

### **SENATE FILE 2244 — Handicapped Parking**

BY COMMITTEE ON TRANSPORTATION. This Act authorizes issuance of handicapped registration plates to the owner of a motor vehicle who is the parent or guardian of a handicapped child.

It also authorizes the issuance of permanent handicapped identification hanging devices effective January 1, 1991, to organizations with transportation programs for the handicapped or elderly and to persons in the business of transporting the handicapped or elderly.

The Act authorizes cities and counties to provide by ordinance for a simple notice of a \$25 fine for improper use of a handicapped identification device.

The Act allows a physician or chiropractor licensed in a contiguous state to provide a statement acknowledging a person's handicap for purposes of receiving a handicapped identification device.

The Act adds new dimension requirements in accordance with federal regulations, which specify that each parking space designated after July 1, 1990, be at least 96 inches wide with a 60-inch walkway between vehicles. Prior law exempted metered on-street parking from compliance with the dimension requirements for handicapped parking. However, the Act strikes the metered exemption and adds a parallel on-street parking exemption.

The Act requires that a person providing a nonresidential parking area must have the specified number of handicapped parking spaces and reduces the number of required spaces to not less than 2 percent of the total parking spaces in each parking facility. A parking facility which has 10 or more spaces must designate at least 1 parking space as a handicapped parking space. A nonresidential parking facility in which construction has been completed on or after July 1, 1991, which provides parking to the general public must have an increased number of parking spaces. A person providing off-street public parking facilities must review the utilization of the handicapped parking spaces for a 1-month period every 12 months. If the average occupancy rate of the handicapped

parking spaces is greater than 60 percent during normal business hours, then the person must provide additional parking spaces. An individual who possesses a permanent handicapped identification device may request a handicapped parking space in the parking facility of a person providing off-street nonresidential parking as a lessor.

This Act also changes the number of handicapped spaces required in cities which provide on-street parking within a business district. A city must define and establish a business district by ordinance and designate not less than 2 percent of the total parking spaces within the business district as handicapped parking spaces. An individual possessing a permanent handicapped identification device may petition the city to review the utilization and location of existing handicapped parking spaces for a 1-month period but not more than once every 12 months. If the average occupancy rate exceeds 60 percent during normal business hours, the city must provide additional handicapped parking spaces.

The state and each political subdivision may establish a handicapped parking review committee to review individual complaints and to review the location and numbers of handicapped parking spaces.

Finally, the Act adds a scheduled fine of \$25 for improper use of a handicapped identification device.

**SENATE FILE 2263 — Hospital Depreciation Fund**

BY COMMITTEE ON STATE GOVERNMENT. This Act authorizes a board of trustees of certain public hospitals organized under Chapter 347A or of merged area hospitals, in which capital costs are payable from revenue bonds, to establish a separate fund for depreciation. These hospitals are now permitted to fund depreciation in addition to expenditures for operating and maintenance before certifying to the county board of supervisors that revenues are insufficient to pay for expenditures. If the hospital certifies that revenues are deficient, the board of supervisors must provide for the amount of the deficiency from county funds or from a property tax levy.

**SENATE FILE 2366 — Councils of Governments**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act statutorily establishes local councils of governments and requires a council of governments to coordinate regional planning and development duties through a work program. Each council of governments will coordinate planning services and technical assistance in their own area and will prepare a regional community development plan. The Act provides for one representative of the councils of governments to serve on the advisory council established by the Department of Economic Development.

The Act allows a council of governments to enter into a Chapter 28E agreement.

The Act originally provided that the 7 counties currently not served by a council of governments will be required to form or join a new council of governments or be placed in an existing council of governments within 6 months of the effective date of the Act. This provision of the Act was rewritten by S.F. 2327 so that these 7 counties are not required to form or join but may form or join a new or existing council of governments and no time limit is specified for forming or joining a council of governments.

**HOUSE FILE 252 — Candidate Leaves of Absence for Deputy Sheriffs**

BY SPEAR. This Act provides that chief deputy sheriffs and second deputy sheriffs, who are currently exempt from the provisions concerning classified civil service positions, are subject to the requirements of Section 341A.18 with respect to civil service officers and employees who become candidates for a partisan elective office. The Act provides that the civil service officers and employees, including deputy sheriffs, may use any accumulated paid leave time during the period in which the person is required to be on leave during the election process. The Act also provides that a leave of absence is required during the 30-day period prior to both the primary election and the general election, until the person is eliminated as a candidate or wins the election. The county is to continue to provide health benefits coverage, and may provide other fringe benefits to any officer or employee subject to civil service, or to any chief deputy sheriff or second deputy sheriff during any leave of absence required pursuant to this Act.

**HOUSE FILE 366 — County Assessments for Abatement of Hazards**

BY BUHR, CONNORS, JESSE, HOLVECK, CARPENTER, SHOULTZ, BISIGNANO, RENAUD, AND SHERZAN. This Act authorizes a county to require the abatement of a nuisance, removal of dead or diseased trees, repair or dismantling of a dangerous building, numbering of buildings, the connection to public drainage systems, and cutting or destruction of weeds and brush, and authorizes special assessments as provided by city law to pay for the required actions.

**HOUSE FILE 724 — Land Surveys and Plats**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act creates 2 new chapters relating to land surveying and platting. Chapter 114A establishes uniform standards and guidelines for the practice of land surveying in Iowa. The Act also establishes standards and procedures for preparing, recording, and indexing United States public land survey corner certificates, and providing access to public land corner location information.

Chapter 409A establishes requirements and procedures for plats of survey, acquisition plats, subdivision plats, and auditor's plats. It requires that a governing body apply reasonable standards for the review and approval of subdivision plats and give consideration to the comprehensive plan, to the possible burden on public improvements, and to a balance of interests between the proprietor, future purchasers, and the public interest.

The Act repeals Chapter 355, relating to land surveys, and Chapter 409, concerning plats. Sections 441.65 through 441.71, relating to platting for assessment and taxation purposes, are also repealed.

**HOUSE FILE 2057 — Prohibited Interests in Public Contracts — Exceptions**

BY VAN MAANEN. This Act allows an official or employee of a private regulatory agency to sell goods or services, under limited circumstances, to individuals, associations, or corporations who are subject to the regulatory authority of the agency. The Act permits interests in public contracts which benefit an officer or employee of a county or city, if the benefits do not exceed \$1,500 in a fiscal year and allows a county officer or employee to have an interest in a county contract if the contract is competitively bid, in writing, and publicly invited and opened. Finally, the Act prohibits a school board director from having an interest in a school corporation contract unless the benefit to the director does not exceed \$1,500 or the contract was competitively bid, in writing, and publicly invited and opened.

**HOUSE FILE 2131 — Local Housing Authorities and Sweat Equity Housing Cooperatives**

BY BROWN AND JESSE. This Act authorizes local housing authorities to organize sweat equity housing cooperative associations under Chapter 499A, the Municipal Housing Act. A sweat equity cooperative association is organized differently than a standard housing cooperative. A sweat equity cooperative association is owned according to the following formula: 25 percent is initially owned by qualified low-income partners and 75 percent is initially owned by an advisory board. The partners are the primary source of labor. The association, under guidance from a board of directors, must acquire existing housing or small business building stock in need of rehabilitation and establish a rehabilitation plan. The Iowa Finance Authority may provide support to the association. Upon completion, the association becomes wholly owned by the partners.

**HOUSE FILE 2142 — City Street Construction Reports and Funds**

BY COMMITTEE ON TRANSPORTATION. This Act requires cities with populations of 5,000 or more who receive road use tax funds to submit a comprehensive program of street construction and reconstruction to the State Department of Transportation on May 1 of each fiscal year. Previously, the report was required to be submitted by December 1 of each year. The Act eliminates the requirement that cities include a statement of progress made toward completion of each project contained in the program and eliminates the street construction and reconstruction report required of cities with populations of less than 5,000 and greater than 1,000. Finally, for all cities receiving road use tax funds, the Act extends the time period for delivery of the annual report showing all street receipts and expenditures in a fiscal year, from September 10 to September 30. If a city fails to deliver the report by September 30, the Treasurer of State must withhold funds allocated to the city until the city complies. If the city does not comply by December 31, following the date the report was required, the funds will be withheld until the city complies and will revert to the street construction fund of the cities.

The Act takes effect March 30, 1990.

**HOUSE FILE 2143 — Snow Route Parking Violations**

BY COMMITTEE ON TRANSPORTATION. This Act allows local authorities to impose up to a \$25 fine for snow route parking violations by a simple notice of fine. Fines collected upon a simple notice of fine are not subject to other costs or charges and are retained by the city or county.

**HOUSE FILE 2154 — Local Civil Rights Agencies and Commissions**

BY HATCH. This Act requires a city of 29,000 population or greater to maintain a local civil rights agency or commission consistent with rules adopted by the Iowa Civil Rights Commission. A city required to maintain this local agency or commission must provide adequate funding in order to effect cooperative undertakings with

the Iowa Civil Rights Commission to effectuate the purposes of the Iowa Civil Rights Act. The Iowa Civil Rights Commission is authorized to reimburse a local agency or commission for expenses incurred in furtherance of the agency's or commission's duties if funds are appropriated by the General Assembly for this purpose.

This Act applies only to an agency or commission of local government in existence on July 1, 1990.

**HOUSE FILE 2166 — Marijuana Eradication**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act requires all public officers responsible for the care of public highways to report the unlawful growth of marijuana to the county board of supervisors or weed commissioner. The Act requires the weed commissioner to notify the Department of Public Safety of the location of marijuana plants found growing on public or private property. The Act further adds to the duties of the Department of Public Safety, by requiring the Department to identify and eradicate marijuana plants found growing on public or private property when growing marijuana plants are reported to the Department. The Act further requires the Department of Public Safety to adopt rules governing the identification and eradication of marijuana plants in cooperation with local law enforcement officials.

**HOUSE FILE 2307 — City Council Member Serving as Volunteer Fire Chief**

BY PETERSON OF CARROLL. This Act provides that a city council member may serve as chief of the volunteer fire department during the term for which the member is elected, if the fire department serves an area with a population of no more than 2,000 persons and if there is no person who is not a city council member available to hold the position of chief of the volunteer fire department.

**HOUSE FILE 2322 — County Recorders' Fees**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act changes the procedure for issuing a transcript of an instrument affecting real estate in a county by removing a requirement that the Clerk of the District Court certify to the signature of the County Recorder and the Recorder's official character when a transcript of a real estate instrument is obtained from the County Recorder. The Act also changes a Code reference relating to the fee for recording and indexing name changes. The Act also imposes a recording and indexing fee of \$5 per page for certain instruments which are currently filed without fee.

**HOUSE FILE 2324 — Disposition of Documents by County Recorders**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that documents and records filed with the County Recorder may be returned to the sender or may be disposed of by the Recorder if the sender does not want the record or document. The Act also provides similar procedures to dispose of records or documents filed with the Recorder before July 1, 1990.

**HOUSE FILE 2341 — Airport Zoning**

BY CHAPMAN. This Act allows a city or county to enact zoning regulations that permit the removal or lowering of trees and structures from air navigation areas to conform to the Federal Aviation Administration's grant assurance provisions.

**HOUSE FILE 2450 — Parking Violations**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act requires that a city pay court costs of \$2 for a parking violation which is more than 9 months old and which is dismissed by the city prior to January 1, 1991. The Act also allows for an increased fine of up to \$10 for overtime and parking meter violations that are not paid within 30 days if authorized by local ordinance and adds a fee for filing and docketing a complaint or information or a uniform citation and complaint for various parking violations. This Act requires a court cost fee of \$8 for each information and complaint and for each uniform citation and complaint for parking meter and overtime parking violations which is denied. Former law required court costs of \$8 per appearance, regardless of the number of parking violations considered at the court appearance.

**HOUSE FILE 2495 — Storm Water Drainage Systems**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act defines city utility to include storm water drainage systems which has the effect of authorizing individual cities, or 2 or more cities by agreement, to create storm water drainage systems using the procedures provided for sanitary sewage systems. A city council may impose charges to pay for the construction and operation of the system based on a formula of benefits to the property and provide for special assessments. The Act also provides for a special election on the issuance of revenue bonds for a storm water drainage project, which may be called by a petition of 3 percent of the qualified electors

of a city if the project costs and city population meet certain criteria. Another exception is provided if a city is required by the federal Environmental Protection Agency to file an application for a storm water sewer discharge or storm water drainage system under the federal Clean Water Act of 1987.

**HOUSE FILE 2557 – Tenant Responsibility for Water Services**

BY ARNOULD AND VAN MAANEN. This Act provides an exemption from a lien for residential rental property when the tenant is directly responsible for payment of the water service charge. The landlord must provide written notice to the water utility and a deposit of the usual cost of 90 days of water service must be paid. The Act also provides that when a utility gives a delinquency notice to the tenant, the landlord who requests notification shall also be notified. A utility is also required to give a property owner of record 10 days' written notice of a lien being filed if a request for notice has been filed.

**HOUSE FILE 2560 – Community Clusters**

BY COMMITTEE ON WAYS AND MEANS. This Act authorizes 2 or more cities, counties, and special taxing districts to enter into a Chapter 28E agreement to form community clusters for the joint exercise of powers to make more efficient use of their resources by providing for joint functions, services, facilities, development of infrastructure, and for revenue sharing and to foster economic development. However, before the governmental units making up the community cluster can share revenues from ad valorem taxes on property, each unit's electors must approve the revenue sharing agreement.

## NATURAL RESOURCES AND OUTDOOR RECREATION

- SENATE FILE 57 — Handicapped Persons' Use of Crossbow
- SENATE FILE 2048 — Use of Firearms Near a Feedlot
- SENATE FILE 2137 — Disposal of Forfeited Weapons
- SENATE FILE 2290 — Ownership and Theft of Fish in a Private Hatchery
- SENATE FILE 2349 — Scheduled Fines
- HOUSE FILE 2114 — Hunting Licenses
- HOUSE FILE 2279 — Credit Card Payment of Natural Resources Department Charges
- HOUSE FILE 2296 — Regulation of Dams
- HOUSE FILE 2355 — Hunting Law Violations
- HOUSE FILE 2500 — Wildlife Conservation Laws and Penalties
- HOUSE FILE 2522 — Hunting and Fishing

## RELATED LEGISLATION

- SENATE FILE 2080 — Purple Loosestrife Regulation  
*SEE AGRICULTURE.* This Act provides that the sale of purple loosestrife (*lythrum virgatum*) is not prohibited, if the plant is used for ornamental gardens, and if the plant is sterile according to a list published by the State Weed Commissioner.
- SENATE FILE 2153 — Financial Provisions — Appropriation of Lottery Revenues — Environment, Agriculture, and Natural Resources  
*SEE APPROPRIATIONS.* This Act changes the name of the fund to which lottery revenues, after payment of prizes and expenses, are transferred from the Iowa Plan Fund for Economic Development to the Committing the Lottery to Environment, Agriculture, and Natural Resources (CLEAN) Fund and provides for appropriations from the CLEAN Fund for the next 10 fiscal years.
- SENATE FILE 2317 — Water Use Permits  
*SEE AGRICULTURE.* This Act relates to permits for water use requiring approval by the Department of Natural Resources.
- SENATE FILE 2364 — Appropriations and Other Provisions Relating to Agriculture and Natural Resources  
*SEE APPROPRIATIONS.* This Act appropriates funds to the Department of Natural Resources and includes provisions relating to natural resources.
- HOUSE FILE 2115 — Commercial Cleaning of Private Sewage Disposal Facilities  
*SEE ENVIRONMENTAL PROTECTION.* This Act requires the Department of Natural Resources to adopt rules for licensing persons engaged in commercial cleaning of private sewage disposal facilities and provides penalties and for enforcement by other units of government.
- HOUSE FILE 2170 — Aquatic Applications of Pesticides  
*SEE ENVIRONMENTAL PROTECTION.* This Act prohibits the application of certain pesticides in water of certain classifications.
- HOUSE FILE 2401 — Notification of Hazardous Conditions to Water Supply System Operators  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to requirements to notify the Department of Natural Resources and local authorities of hazardous spills which may affect water supply systems.
- HOUSE FILE 2407 — Wetlands Protection, Tax Exemption, and Mediation  
*SEE TAXATION.* This Act provides a property tax exemption and regulatory protections to protected wetlands certified by the Department of Natural Resources.

- HOUSE FILE 2465** — Railway Tracks Removal from Crossings  
*SEE TRANSPORTATION.* This Act provides that upon abandonment of a railway line, or upon interim use of railroad rights-of-way to establish trails, if the tracks adjacent to a crossing have been removed but the tracks in the crossing have not been removed, the jurisdiction having authority over the road may remove the tracks from the crossing. However, the Act does not reduce the obligations or liability of a railway corporation to remove the tracks from the crossing.



## NATURAL RESOURCES AND OUTDOOR RECREATION

### **SENATE FILE 57 — Handicapped Persons' Use of Crossbow**

BY COMMITTEE ON NATURAL RESOURCES. This Act authorizes the Natural Resource Commission of the Department of Natural Resources to adopt rules permitting handicapped persons to use a crossbow for hunting in lieu of a bow and arrow.

### **SENATE FILE 2048 — Use of Firearms Near a Feedlot**

BY SCOTT. This Act prohibits the discharge of firearms within 200 feet of a feedlot, where livestock are present, without consent of the owner or tenant.

### **SENATE FILE 2137 — Disposal of Forfeited Weapons**

BY COMMITTEE ON JUDICIARY. This Act provides that the Director of the Department of Natural Resources may transfer certain forfeited legal weapons to the Department of Public Safety for sale at public auction. However, rifles and shotguns must be retained by the Department of Natural Resources for disposal according to its own rules.

### **SENATE FILE 2290 — Ownership and Theft of Fish in a Private Hatchery**

BY COMMITTEE ON JUDICIARY. This Act specifically provides that fish within a private fish hatchery are private property, and that the theft of the fish is punishable under Section 714.2, the theft statute.

### **SENATE FILE 2349 — Scheduled Fines**

BY COMMITTEE ON NATURAL RESOURCES. This Act provides scheduled fines for violations of most provisions of Chapters 109, 109A, 109B, 110, 111, and 321G. These Chapters relate to game and fish laws, parks, and regulations for snowmobiles and all-terrain vehicles. The scheduled violations and fines will be used in lieu of procedures used for other simple misdemeanor prosecutions and provide some uniformity in the amount of fines, court costs, and surcharges imposed. The Act also requires a violator to give sufficient proof that a valid snowmobile or all-terrain vehicle registration has been obtained when a fine is paid for operating without a valid registration. Also, a court appearance will be required when an animal is taken illegally and civil damages are assessed along with criminal penalties.

### **HOUSE FILE 2114 — Hunting Licenses**

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act increases the number of nonresident wild turkey and deer licenses which may be issued each year and removes restrictions as to hunting zones and minimum populations required for a biological balance related to hunting within the zones. The Act also provides for the use of revenue from the nonresident licenses to employ additional conservation officers. A reciprocity provision relating to deer and wild turkey licenses is repealed. The Act takes effect February 9, 1990.

### **HOUSE FILE 2279 — Credit Card Payment of Natural Resources Department Charges**

BY LYKAM. This Act permits the Department of Natural Resources (DNR) to accept payments by credit card of any fees, interest, penalties, subscriptions, or other payments due or collected by the DNR. The 1989 Session of the General Assembly generally authorized payments to state governmental entities by credit card, but required that specific statutory authorization be made to each agency or department in order to exercise the general authority.

### **HOUSE FILE 2296 — Regulation of Dams**

BY STUELAND. This Act relates to the regulation and operation of dams under Chapter 469. The Act repeals a number of provisions in the Chapter relating to permits required to erect, construct, maintain, or operate dams on navigable or meandered streams or to erect, construct, use, or maintain dams for industrial or manufacturing purposes. Under the Act, the permits must be obtained from the Department of Natural Resources pursuant to Section 455B.275. That Section has traditionally regulated dams on flood plains and floodways. The Act also repeals a provision providing that the state may take possession of a dam by receivership proceedings if the dam is acquired or controlled in violation of anticompetition or price-fixing laws. A similar provision is added in Chapter 469A regulating hydroelectric generating plants.

**HOUSE FILE 2355 — Hunting Law Violations**

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act increases the civil penalty for illegally taking an elk, antelope, buffalo, or moose from \$1,000 to \$2,500, and directs the court to revoke the hunting license. A hunting license cannot be issued to the violator for the succeeding 2 calendar years.

**HOUSE FILE 2500 — Wildlife Conservation Laws and Penalties**

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act requires the reporting of hunting accidents with a firearm which result in personal injury or property damage of more than \$100 and provides for the suspension of a hunting, fishing, or trapping permit until any assessed civil damages are totally paid by a violator. The Department of Natural Resources is directed to establish, by rule, a point system for the suspension or revocation of licenses and permits based on the seriousness of violations of game, fish, and related laws. The Act also provides for the establishment of a repeat offender program and recordkeeping system.

**HOUSE FILE 2522 — Hunting and Fishing**

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act allows military personnel on active duty who are legal residents of this state to hunt and fish without a license if the person's duty station is outside this state and if the person carries valid leave papers. The military personnel must also contact a conservation officer to obtain a deer or wild turkey tag before transporting the animal. The Act also allows a lifetime hunting and fishing combined license to be purchased for \$30 by disabled veterans or former prisoners of war. The Natural Resource Commission may also negotiate fishing reciprocity agreements with other states. The Act takes effect January 1, 1991.

## STATE GOVERNMENT

- SENATE FILE 368 — Federal Jurisdiction
- SENATE FILE 2094 — Auditor of State's Rulemaking Authority for Fees
- SENATE FILE 2164 — Distribution to Libraries of State Salary Report
- SENATE FILE 2232 — Limits on Indemnification for Special Exhibit Items
- SENATE FILE 2268 — Affirmative Action Plans and Reports
- SENATE FILE 2274 — Targeted Small Business Procurement Goals
- SENATE FILE 2311 — Unclaimed Fees
- SENATE FILE 2340 — Disposition of Unclaimed Property
- SENATE FILE 2369 — Historical Resource Development
- SENATE FILE 2372 — Senatorial Elections After Redistricting
- SENATE FILE 2426 — Compensation, Powers, and Duties of Lieutenant Governor and General Assembly Members
- SENATE FILE 2436 — Vetoed by the Governor
- HOUSE FILE 121 — Vetoed by the Governor
- HOUSE FILE 737 — Public Improvement Contract Procedures
- HOUSE FILE 2001 — Voting Booth Requirements
- HOUSE FILE 2009 — Vetoed by the Governor
- HOUSE FILE 2156 — State Group Insurance Plan Membership by General Assembly Members and Part-time Employees
- HOUSE FILE 2201 — State Construction Bidder Disclosure
- HOUSE FILE 2212 — Boundary Commission Continued
- HOUSE FILE 2270 — Human Rights Department and Latino Affairs Division
- HOUSE FILE 2312 — Nonsubstantive Corrections
- HOUSE FILE 2313 — Substantive Code Corrections
- HOUSE FILE 2329 — Election Laws
- HOUSE FILE 2339 — Fees for Iowa Management Training System Courses
- HOUSE FILE 2536 — Proprietary Schools Regulation
- HOUSE FILE 2543 — Public Retirement Systems

## RELATED LEGISLATION

- SENATE FILE 2165 — Deposits of Public Moneys  
*SEE LOCAL GOVERNMENT.* This Act abolishes the duty of the Treasurer of State to approve an increase in the maximum deposit limit of a local government in a depository institution.
- SENATE FILE 2212 — Departmental Supplemental Appropriations  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$2,300,000 for FY 1989-1990 to the Department of General Services with \$600,000 for computer lease-purchase and \$1,700,000 for capitol restoration.

- SENATE FILE 2252** — Iowa Logo Authorization — Immunity from Liability  
*SEE ECONOMIC DEVELOPMENT.* This Act provides that in authorizing the use of a label or logo the state, a state agency, or state official or employee is immune from a civil suit for damages and also provides that the authorization of the use of a trademark or logo is not an express or implied guarantee or warranty.
- SENATE FILE 2261** — Filing of Financing Statements  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act authorizes the electronic filing of Uniform Commercial Code financing statements with the Secretary of State.
- SENATE FILE 2280** — Appropriations and Provisions Relating to State Executive Agencies and National Organizations  
*SEE APPROPRIATIONS.* This Act includes provisions requiring that state agencies include a reference to the statute which the rules are intended to implement and directs the Administrative Rules Coordinator to assign an identification number to each rulemaking document submitted by state agencies.
- SENATE FILE 2403** — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act includes provisions to alter state government's management practices to emphasize energy efficiency and uses state government as a model for the private sector.
- SENATE FILE 2412** — Charitable Organization Regulation  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act relates to the regulation of charitable organizations and professional commercial fund-raisers.
- SENATE FILE 2422** — Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act increases compensation and benefits for elected officials in the executive branch, judges, department heads, faculty, and certain other state and public employees.
- SENATE FILE 2427** — Budgeting and Financial Procedures of State Agencies  
*SEE APPROPRIATIONS.* This Act codifies appropriation bill language relating to the duties and powers of state agencies with regard to state budgeting procedures.
- S.J.R. 2003** — Disability Prevention Programs  
*SEE HUMAN SERVICES.* This Joint Resolution proposes the establishment of disability prevention activities coordination by various state agencies.
- HOUSE FILE 178** — Inspections and Appeals Department Authority  
*SEE HEALTH AND SAFETY.* This Act amends provisions relating to licensing, rulemaking, and enforcement authority of the Department of Inspections and Appeals with respect to health and human resources matters.
- HOUSE FILE 656** — Soybean-based Inks and Starch-based Plastics  
*SEE ENVIRONMENTAL PROTECTION.* This Act provides requirements relating to state purchasing of products containing soybean-based inks and starch-based plastics.
- HOUSE FILE 658** — Savings and Loan Associations  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act makes several changes to the regulation of state chartered savings and loan associations.
- HOUSE FILE 730** — Real Estate Licensees Insurance Requirement  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act directs the Real Estate Commission to adopt rules requiring, as a condition of licensure, that real estate licensees carry errors and omissions insurance.
- HOUSE FILE 2105** — Access to Vital Statistics Records  
*SEE HEALTH AND SAFETY.* This Act permits inspection and copying of certain vital statistics records. The records must be at least 75 years of age and be housed with the State Archivist.

- HOUSE FILE 2131 — Local Housing Authorities and Sweat Equity Housing Cooperatives  
*SEE LOCAL GOVERNMENT.* This Act authorizes local housing authorities to organize sweat equity housing cooperative associations under Chapter 499A, the Municipal Housing Act.
- HOUSE FILE 2154 — Local Civil Rights Agencies and Commissions  
*SEE LOCAL GOVERNMENT.* This Act requires a city of 29,000 population or greater to maintain a local civil rights agency or commission consistent with rules adopted by the Iowa Civil Rights Commission.
- HOUSE FILE 2166 — Marijuana Eradication  
*SEE LOCAL GOVERNMENT.* The Act adds to the duties of the Department of Public Safety, by requiring the Department to identify and eradicate marijuana plants found growing on public or private property when growing marijuana plants are reported to the Department.
- HOUSE FILE 2235 — Community Action Agencies Commission  
*SEE HEALTH AND SAFETY.* This Act relates to the Division of Community Action Agencies of the Department of Human Rights, including the establishment of a Commission on Community Agencies.
- HOUSE FILE 2296 — Regulation of Dams  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act relates to regulation of dams and provides for the state to take possession of a dam under certain circumstances.
- HOUSE FILE 2377 — Commodity Code  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act adopts a new Chapter 502A incorporating the Model State Commodity Code as recommended by the North American Securities Administrators Association (NASAA).
- HOUSE FILE 2455 — Nonprofit Corporation Procedures  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act provides for the execution and filing of cooperative association documents required to be filed with the Secretary of State.
- HOUSE FILE 2569 — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act relates to and makes appropriations to finance state government, its regulatory functions, and its obligations, including funding for drought assistance, state water conservation education, special olympics, and the Iowa Peace Institute.

## STATE GOVERNMENT

### **SENATE FILE 368 — Federal Jurisdiction**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides a procedure for the Governor to accept federal offers to cede or retrocede, in whole or in part, exclusive federal jurisdiction over lands, except Indian lands, in federal enclaves in Iowa. Relinquishment of exclusive federal jurisdiction enables enforcement of state and local laws on lands within federal enclaves. The executive order of the Governor accepting jurisdiction must be filed in the office of the Secretary of State and in the office of the County Recorder of the county where the lands are located.

### **SENATE FILE 2094 — Auditor of State's Rulemaking Authority for Fees**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides rulemaking authority to the Auditor of State to establish a fee schedule for certain services. The Auditor of State must adopt rules establishing a fee schedule for providing advice and counsel to public entities and certified public accountants concerning audit and examination matters and for establishing a filing fee for examinations of governmental subdivisions. Under prior law, the fee schedule had to be approved by the Executive Council and there was no rulemaking procedure.

### **SENATE FILE 2164 — Distribution to Libraries of State Salary Report**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the publication and distribution of state employees' salaries is delayed from September 1 of each year to November 1. The State Library is provided 6 copies and each depository of the State Library is provided 1 copy without charge.

### **SENATE FILE 2232 — Limits on Indemnification for Special Exhibit Items**

BY COMMITTEE ON STATE GOVERNMENT. This Act increases the authorized amount of indemnity which the Iowa Arts Council may extend to both a single art exhibition and the total amount of indemnification authorized at any one time. Prior law provided that the exhibitor be responsible for the first \$25,000 of any loss. This Act reduces that deductible to \$2,000, an amount which most exhibitors are willing to self-insure. Based on the escalating value of art, the maximum indemnification permitted for a single art exhibit is raised by the Act from \$2,000,000 to \$5,000,000. Similarly, the aggregate coverage of all exhibits indemnified at any one time plus losses paid is increased from \$5,000,000 to \$10,000,000.

### **SENATE FILE 2268 — Affirmative Action Plans and Reports**

BY COMMITTEE ON STATE GOVERNMENT. This Act changes the deadlines for submitting state agency affirmative action plans and annual reports to the Department of Personnel from December 31 to July 31 of each year. In addition, the Act changes the deadline for the Department of Personnel's report on the condition of affirmative action programs from January 31 to August 31 of each year. The Act does not take effect until February 1, 1991, and contains an implementation section, thus requiring state agencies to file their plans and reports by December 31, 1990, and then not again until July 31, 1992. In addition, the Department of Personnel will be required to submit a report on the condition of affirmative action programs to the Department of Management by January 31, 1991, and then not again until August 31, 1992.

### **SENATE FILE 2274 — Targeted Small Business Procurement Goals**

BY HUTCHINS AND HULTMAN. This Act alters the Targeted Small Business Set-aside Program, relating to government purchasing from businesses in the state owned by women and minorities, into a goal oriented program in an attempt to conform with the United States Supreme Court decision in *City of Richmond v. J. A. Croson Co.* The prior law contained a mandatory 2 percent set-aside required to be purchased from targeted small business with a 10 percent goal. The Act converts the program to a 10 percent goal. The goal program is extended to merged area schools, area education agencies, and school districts. The requirements for becoming a certified targeted small business are expanded. The business must now be located in Iowa, operated for profit, must have 20 or fewer full-time employees, and must have an annual average gross income of less than \$3,000,000 in addition to being owned, operated, and actively managed by one or more women or minority persons. The Act imposes new penalties for fraudulent practices in obtaining certification as a targeted small business or in the award of a targeted small business procurement contract under the revised goal program. Financial assistance mechanisms authorized to assist targeted small businesses are expanded to permit revolving loans and loans secured by accounts receivable. Prior provisions permitting the waiver of bond requirements on public projects are expanded by including in addition to lack of experience, 2 new bases for assistance: lack of net worth and lack of capital.

**SENATE FILE 2311 — Unclaimed Fees**

BY COMMITTEE ON STATE GOVERNMENT. This Act resolves a conflict between Section 12.11 and the later adopted Uniform Disposition of Unclaimed Property Act by repealing Section 12.11. Section 12.11, prior to its repeal, required that various officers, boards, and commissions of state government transfer unclaimed fees to the Treasurer of State twice annually, once in January and once in July.

**SENATE FILE 2340 — Disposition of Unclaimed Property**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for the recovery of unclaimed intangible personal property located outside the state, but issued by a state, a political subdivision, or a person organized under the laws of this state. Recovery includes income earned on the property. The property is presumed to be abandoned and subject to recovery if the owner has not made a claim on the property, has not communicated with the temporary custodian of the property, and cannot be notified. The temporary custodian of the property may be an entity residing or organized outside the state, and includes other governments. The Act does not apply to recovery of property subject to another provision of Chapter 556, governing recovery of the property through another procedure.

**SENATE FILE 2369 — Historical Resource Development**

BY COMMITTEE ON STATE GOVERNMENT. This Act makes several changes to the Historic Resource Development Program. The Act expressly states that the Program is the responsibility of the Historical Division of the Department of Cultural Affairs. The Act changes some references from the Department to the Division.

The Act further specifies that one of the purposes of the Program is to encourage and support the cultural health and development of the state. The Act provides that agencies of certified local governments may participate in the Program.

The Act states that grants and loans are available for the acquisition, development, preservation, and conservation of all historical resources, rather than only historical properties. The Act further provides that Program funds may be expended for the purpose of professional training and educational programs.

The Act modifies the restrictions on allocations for the Program. Under prior law, the Program could not allocate less than 20 percent nor more than 50 percent of the funds to any single category of purposes; the Act establishes new categories of projects eligible for funds, consisting of museums, documentary collections, and historic preservations. The Act then requires that not less than 20 percent nor more than 60 percent of the Program's funds shall be allocated to a single category.

The Act makes additional changes to restrictions on grants and loans under the Program. Previously, grants could not be given to or received by state agencies. Under the Act, state agencies may be given grants under the Program, so long as the grants do not exceed 20 percent of all grants awarded. The Act permits grant and loan funds to be used to support publications and salaries and benefits for employees of recipients, which was not permitted under prior law. The Act applies the limitation concerning grants to recipients within a single county to both grants and loans. Under prior law, not more than \$100,000 or 20 percent of the annual appropriation, whichever was more, could be granted to a recipient within a single county. The Act applies this restriction to grants and loans combined. The Act makes additional modifications concerning restrictions on funds.

The Act provides that the Division may contract with in-state lending institutions to administer Program loans, and states that these institutions may have the right of final approval on such loans, subject to the Division's administrative rules. Thus, when the Division contracts with these lending institutions, the loans are not subject to review and recommendation by the State Historical Society Board of Trustees. All other loans and grants in the Program are subject to the Board's review and recommendation.

The Act changes the restriction under prior law which prohibited funds from being expended by employing individuals or businesses out of state. The Act provides that the Division may award grants or loans to be used for goods or services outside the state, if the recipient demonstrates that it is neither feasible nor prudent to obtain the goods or services within the state.

The Act alters the limitation on funds that may be used for the Program. Under prior law, the Department could use 10 percent of its annual appropriation, but no more than \$75,000, for administration of the Program. The Act provides that the Division, rather than the Department, may use 10 percent of its appropriation, but no more than \$75,000, for administration of the Program.

The Act provides that no single lending institution can hold more than \$500,000 worth of outstanding Program loans.

The Act also deletes the Department's authority to sue or be sued in carrying out the Program.

**SENATE FILE 2372 — Senatorial Elections After Redistricting**

BY COMMITTEE ON STATE GOVERNMENT. This Act updates current references in the Code relating to the redistricting process for the election of senators in conformity with Article III, Section 6 of the Constitution of the State of Iowa so that the Code references relate to the 1991 redistricting process. In addition, the Act requires that a senator who resides in an odd-numbered senatorial district under a plan on March 13, 1992, must reside in either the plan's senatorial district which includes the place of residence of the state senator on the date of the senator's last election to the Senate, or an odd-numbered senatorial district which is contiguous to such district, for the senator to complete the senator's term and not be required to face an election to the Senate until 1994.

**SENATE FILE 2426 — Compensation, Powers, and Duties of Lieutenant Governor and General Assembly Members**

BY HUTCHINS AND HULTMAN. This Act relates to the person who acts as the President of the Senate by providing for the term of office of the President of the Senate; providing authorization for the compensation of the Lieutenant Governor in the executive branch provisions; removing the Lieutenant Governor from membership on the Legislative Council; making the President of the Senate, the Speaker Pro Tempore, and two additional minority party members Legislative Council members; and making changes in the manner of appointment of Senate members of certain boards, commissions, agencies, councils, associations, and statutory committees. The Act takes effect January 14, 1991.

**SENATE FILE 2436 — Vetoed by the Governor**

BY COMMITTEE ON APPROPRIATIONS. This bill created a Health and Safety Capital Improvement Fund in the Office of State Treasurer. The Fund was to receive .5 percent of all annual appropriations for operations to carry out health and safety capital improvement projects within state buildings during a fiscal year. The Fund did not receive any funds from grants-in-aid, standing appropriations, capital appropriations, and appropriations made to an institution under the jurisdiction of the State Board of Regents. The Legislative Capital Projects Committee was to make recommendations to the Department of Management concerning projects which should be carried out. Bonding was authorized with approval of the Governor to expedite capital projects, but the annual transfer to the Fund was the only source of revenue to amortize the bonds and interest payments. The Fund and capital program were to be in effect for 20 years.

**HOUSE FILE 121 — Vetoed by the Governor**

BY PETERSON OF CARROLL. This bill would have made available to state employees up to 12 weeks of paid or unpaid parental leave within a 2-year period for the birth of a child or for the adoption of child who is less than 8 years of age or for the adoption of a child of any age who has special needs. Additional unpaid leave would have been granted to an employee with the approval of the employee's supervisor. The bill would not have applied to an employee who is covered by a collective bargaining agreement providing a parental leave which is equal to or greater than the parental leave provided in the bill.

Several conditions would have applied to the parental leave. To be eligible for parental leave, an employee must have notified the employee's supervisor at least 30 days before the employee intended the parental leave to begin. However, if an employee took a disability leave related to pregnancy, the parental leave would commence immediately following the completion of the disability leave and the 12 weeks of parental leave would include the period of disability leave. The employee could have used a combination of accrued paid leave and unpaid leave but would have been entitled to retain at least 10 days of accrued sick leave and 5 days of vacation leave during a parental leave. Sick and vacation leave would not accrue during unpaid parental leave. If both parents were state employees and qualified for parental leave, unpaid parental leave would only have been available to 1 parent.

According to the bill, health insurance or benefits coverage would have been available to the employee during a period of unpaid parental leave. The employee would prepay both the employee and employer costs for the coverage and might elect to pay through payroll deduction. Upon the employee's returning to work, the amount of the employer portion of the coverage costs would have been refunded to the employee.

At the end of the parental leave, the employee would have been entitled to return to the position held prior to the leave, if available; to a position with an equivalent pay grade for which the employee is qualified; or to another position in accordance with applicable collective bargaining contract provisions and administrative rules.

The bill was to take effect July 1, 1991.



**HOUSE FILE 737 — Public Improvement Contract Procedures**

BY COMMITTEE ON TRANSPORTATION. This Act requires public corporations to retain from each monthly payment under a contract for the construction of public improvements not more than 5 percent of that amount which is determined to be due according to the estimate of the architect or engineer. Current law requires retention of 5 percent of that amount which is determined to be due. This Act, however, allows State Board of Regents' institutions to make payments without retention until 95 percent of the contract amount has been paid on a contract where a bond is required under Section 573.2 of the Code.

The Act also requires interest to be paid on the retained funds at the time of final payment. However, school corporations, counties, and cities, are exempt from this requirement.

**HOUSE FILE 2001 — Voting Booth Requirements**

BY BISIGNANO. This Act deletes certain statutory provisions establishing dimensions and other specific construction features for voting booths. The Act explicitly states that the State Board of Examiners for Voting Machines and Electronic Voting Systems has the authority to approve voting booths and to determine whether the booths meet secrecy requirements. A provision is added requiring at least one voting booth in each precinct to be accessible to handicapped persons.

As a result of another enactment (H.F. 2329, Sections 44 and 45), the effective date of this Act is May 3, 1990. The Act is retroactively applicable to voting booths and electronic voting systems approved by the Board of Examiners for Voting Machines and Electronic Voting Systems and furnished before that date.

**HOUSE FILE 2009 — Vetoed by the Governor**

BY FULLER. This bill would have amended the election laws to specify that an elector must have resided in the county for 10 days immediately preceding the election in order to qualify to vote in the election.

The bill would have provided a procedure for special late registration whereby an eligible elector could register in person at the office of the County Auditor, on any day or at another location designated by the Auditor, after the official close of registration in the elector's precinct, including on election day. The County Auditor was to have provided to the precinct a separate listing of those eligible electors who had registered under the special late registration procedures. If time were too short for inclusion in the separate listing, the elector could have obtained an affidavit, notarized by the County Auditor or the Auditor's designee, for presentation at the precinct polling place on election day as proof that the elector was registered to vote. The elector then could have cast a ballot and precinct election officials need not have required that the person vote by special ballot.

The bill would have required the County Auditor to use a random sampling procedure, under rules adopted by the Secretary of State, for immediate verification of special late registrations. Those not in the sample must have been verified as soon as practicable thereafter. Notification must have been given to the Secretary of State and the County Attorney if the verification process had not produced satisfactory proof of the person's eligibility to vote.

The bill also would have changed the crime of improper voting from a serious misdemeanor to an aggravated misdemeanor.

**HOUSE FILE 2156 — State Group Insurance Plan Membership by General Assembly Members and Part-time Employees**

BY COMMITTEE ON RULES AND ADMINISTRATION. This Act provides that, for the purposes of membership in the state group insurance plan, a member of the General Assembly has the status of a "new hire", full-time state employee following each election of that member in a general or special election, in place of the current provision which provides the status when the member is initially eligible. The Act also provides that the surviving spouse of a former member of the General Assembly, who had elected to continue membership in the state health or medical group insurance plan, may continue membership if the surviving spouse requests continuation, in writing, of the finance officer within 31 days after the death of the former member.

The Act also provides that a part-time employee of the General Assembly, who elects to continue membership in the state group insurance plan during the interim period, must authorize payment of the total annual premium through direct payment of the monthly premium for the plan selected to the state group insurance plan provider. A part-time employee of the General Assembly who elects membership in a state life insurance plan must authorize payment of the premium through a total of 2 payments to the Department of Personnel on dates prescribed by the Department. The Act applies to part-time employees who elected membership in a state group insurance plan on or after January 1, 1990.

The Act also deletes the requirement of payment of administrative costs associated with membership in the state group insurance plan for members of the General Assembly and for part-time employees of the General Assembly.

The Act takes effect March 30, 1990.

**HOUSE FILE 2201 — State Construction Bidder Disclosure**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act requires bidders on certain state construction contracts to disclose the names and certain contract costs of subcontractors who will work on the project being bid. This Act also requires the State Department of Transportation to adopt rules establishing affirmative action requirements to encourage and increase participation of disadvantaged individuals in business enterprise in all federal aid projects made available by and through the Department.

**HOUSE FILE 2212 — Boundary Commission Continued**

BY PAVICH, ROYER, AND PETERS. This Act extends the repeal date of Section 2.91, which establishes the Iowa Boundary Commission, from July 1, 1990, to July 1, 1993.

**HOUSE FILE 2270 — Human Rights Department and Latino Affairs Division**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for the change of the title of the Department of Human Rights Coordinator to the Department of Human Rights Director and redefines the duties of the Director. The Act redefines the title of the Human Rights Council as the Human Rights Administrative-Coordinating Council, redefines the composition of the Council, and amends the duties of the Council. The Act also provides for the renaming of the Commission of Spanish-speaking People of the Department of Human Rights as the Commission of Latino Affairs, and provides for conforming changes throughout the Code.

**HOUSE FILE 2312 — Nonsubstantive Corrections**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act makes Code changes and corrections which are considered to be nonsubstantive and noncontroversial, in addition to style changes.

**HOUSE FILE 2313 — Substantive Code Corrections**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act adopts miscellaneous Code corrections of a substantive nature which adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, and remove ambiguities.

**HOUSE FILE 2329 — Election Laws**

BY COMMITTEE ON STATE GOVERNMENT. This Act makes numerous technical and other changes in the laws governing elections and election procedures. The Act restricts the holding of special elections in conjunction with other elections, extends the deadline for voter registration by mail, repeals provisions relating to mobile deputy registrars, prohibits completing any portion of the voter registration form of another person without the person's consent, provides that write-in votes cast on an electronic voting system must be accompanied by a mark in the corresponding space, allows the use of an absentee ballot when the elector expects to be unable to go to the polls on election day, revises provisions relating to the filling of vacancies in elective county offices, and requires schools to provide the County Auditor with lists of students attaining voting age.

The Act also makes changes relating to candidates' statements regarding campaign finance disclosure obligations, officers with whom the names of certain nominees are filed, the deadline for certain filings, ballots in judicial elections, dates for the canvassing of votes at the county level, notice requirements for special elections, the use of separate ballots under certain circumstances, ballot rotation, ballot arrangement to facilitate voting for the Governor and Lieutenant Governor as a team, handling of returned registration receipts, observers at ballot issue elections, persons eligible to serve as poll watchers, procedures for preserving the secrecy of absentee and special ballots during the counting process, tabulation of absentee ballots where voting machines are used, resolution of tie votes, submission of county conservation board questions at primary elections, signatures required to submit a question to the voters of a school district, the date of the organizational meeting of school boards, petitions for township division, filing dates for petitions for the office of Soil and Water District Commissioner, and election duties of township clerks.

The Act amends H.F. 2001 by making it effective May 3, 1990.

**HOUSE FILE 2339 — Fees for Iowa Management Training System Courses**

BY COMMITTEE ON STATE GOVERNMENT. This Act relates to costs associated with the Iowa Management Training Revolving Fund. Costs associated with salaries of employees of the Department of Personnel are not to be included in fees established for the Iowa Management Training System.

**HOUSE FILE 2536 — Proprietary Schools Regulation**

BY COMMITTEE ON STATE GOVERNMENT. This Act requires all entities, except cosmetology and barber schools licensed under Section 157.8 or 158.7, maintaining or conducting any course of instruction for profit, or soliciting the sale of those courses, to file a \$50,000 corporate surety bond with the Director of the Department of Education. Pursuant to changes enacted during the 1989 Legislative Session, the surety bond could have been lower, based upon the total annual tuition collected. The Act does not change this law regarding licensed cosmetology and barber schools.

This Act also requires all proprietary schools, rather than just those located within the state, to provide the disclosures required in Section 714.25. The Act expands those entitled to disclosure of information under Section 714.25 to include the College Aid Commission, the Board of Cosmetology, the Board of Cosmetology Examiners, and the Board of Barber Examiners, where appropriate.

The Act also changes refund policies relating to a course of instruction for profit, by increasing the amount of tuition that must be refunded in some circumstances, and changing the circumstances relating to when a refund is required. The Act requires refunds under Section 714.23 to be paid to the appropriate agency within 30 days of the student's termination, deletes a requirement in prior law prohibiting a person offering a course of instruction from admitting a student to replace a student for which a refund was received, and prohibits charging a monetary penalty for terminating a course of instruction other than a reduction in tuition refund as authorized under Section 714.23. A violation of Section 714.23 is a simple misdemeanor.

**HOUSE FILE 2543 — Public Retirement Systems**

BY COMMITTEE ON STATE GOVERNMENT. This Act makes changes in the laws governing the Iowa Public Employees' Retirement System (IPERS, Chapter 97B), the Public Safety Peace Officers' Retirement System (Chapter 97A), and city fire and police retirement systems (Chapter 411), and establishes guiding goals for future changes in public retirement systems.

The Act includes a number of significant changes in the Iowa Public Employees' Retirement System (IPERS):

1. Provides increased retirement benefits for future retirees. A member retiring on or after July 1, 1990, will receive 52 percent of the 3-year average covered wage, adjusted to the member's years of service. (Currently the benefit is 50 percent of the 3-year average.) If the costs can be absorbed within current contribution rates, the percentage will be increased to 54 percent for members retiring between July 1, 1991, and June 30, 1992; 56 percent for members retiring between July 1, 1993, and June 30, 1994; 58 percent for members retiring between July 1, 1993, and June 30, 1994; and 60 percent for members retiring on or after July 1, 1994. Sixty percent is the maximum benefit amount. The benefit increases apply to IPERS members retiring from protection occupations as well as to those retiring from other covered employment. Full benefits are paid for 30 or more years of service.

2. Increases the covered wage by \$3,000 per year (rather than by \$2,000 per year as in prior law) and provides a "cap" of \$55,000 (rather than \$40,000 as in prior law). The covered wage for calendar year 1990 is \$28,000. If costs can be absorbed within current contribution rates, the covered wage for calendar year 1991 will be increased to \$31,000; for 1992, to \$34,000; for 1993, to \$37,000; for 1994, to \$40,000; for 1995, to \$43,000; and so on to the maximum of \$55,000. If the system is not able to absorb the costs of both the benefit increases and the covered wage increases, priority will be given to the benefit increases.

3. Provides a 5 percent increase in the retirement dividend (bonus) for pre-1976 and 1976-1982 retirees and adds a 2 percent retirement dividend (bonus) for 1982-1986 retirees. The bonuses are effective for 1990 and 1991.

4. Allows unrestricted buy-backs, effective January 1, 1991. A member may buy back any period of membership service for which a refund was taken. (Under prior law, buy-backs were permitted for unvested members for membership service between 1953 and 1973. Vested members were not permitted to buy back.) The total years of service, including prior service, need only be sufficient to give the member vested status. (Under prior law the total had to equal or exceed 15 years.)

5. Revises provisions governing buy-ins from other public retirement systems. The "buy-in" provision is made applicable to membership service in other public retirement systems in this state (including TIAA-CREF) and service in the federal government as well as to public employment in other states. It is no longer limited to nonvested service. However, the cost of the buy-in will be computed on the basis of the member's most recent IPERS covered wages rather than the wage level for the period of service in the other system.

6. Effective July 1, 1990, eliminates the requirement that a member must have completed at least 30 years of service in order to be eligible for early retirement under the "Rule of 92".

7. Provides that commencing July 1, 1994, IPERS members employed by community colleges may elect prospective alternative coverage under TIAA-CREF or a similar alternative retirement system approved by the board of directors, in lieu of continuing coverage under IPERS. Withdrawals from existing IPERS accounts will not be permitted. Also beginning July 1, 1994, all new community college employees will have the opportunity to choose between IPERS and the alternative coverage.

Effective July 1, 1990, any new community college employee who is already a member of an alternative retirement system may elect to continue under that system in lieu of coverage under IPERS.

8. Designates State Department of Transportation enforcement officers as members of a protection occupation eligible for retirement at age 55 with 25 years of service.

9. Revises provisions relating to the designation of employees of the Iowa Department of Corrections as members of a protection occupation eligible for retirement at age 55 with 25 years of service. Included are correctional officers, correctional supervisors, and other employees of the Department whose primary purpose is, through ongoing direct inmate contact, to enforce and maintain discipline, safety, and security within a correctional facility. An addition contained in another Act was item vetoed (see S.F. 2280 in the appropriation section) which would have covered employees whose primary purpose is to provide security within a correctional facility, whether or not there is ongoing direct inmate contact.

10. Provides that the daily expense allowance to a member of the General Assembly during the legislative session constitutes wages for IPERS purposes, excluding the portion which exceeds the maximum established by law for members from Polk County.

11. Allows part-time local elective officials to choose whether or not to be covered under IPERS.

12. Provides that the Board of Regents may permit its employees to elect coverage under TIAA-CREF or another alternative retirement system in lieu of IPERS.

13. Specifies that in computing years of prior service (which is service before July 4, 1953, under the abolished system), service of less than a full quarter must be rounded up to a full quarter. For teachers, a full year of service must be granted if the member had 3 quarters of prior service and a contract for the following school year.

14. Effective January 1, 1991, increases the amount of wages which can be earned after return to covered employment without affecting the retirement allowance. The current limit of \$6,120 is increased to \$6,840 per calendar year. The limit is completely removed for covered employment consisting of holding an elective office.

15. Amends provisions relating to disability retirement by reducing the penalty for members who retire from IPERS prior to age 55 because of disability, and by specifying that for IPERS purposes the receipt of railroad retirement disability benefits is treated the same as receipt of federal Social Security disability benefits.

16. The Act revises the veterans' credit by allowing purchase in 1-year increments (up to 4 years) and computing the cost on the basis of the member's most recent IPERS covered wages, at the applicable contribution rates in effect.

17. The Act directs a study of the feasibility of initiating an optional, supplemental "defined contribution" retirement plan which would be available to all IPERS members in addition to the basic IPERS coverage.

The Act also includes numerous benefit and contribution changes under the Public Safety Peace Officers' Retirement System and city fire and police retirement systems (Chapters 97A and 411), effective July 1, 1990:

1. Reduces the vesting requirement from 15 years to 4 years.

2. Provides increased service retirement allowances for future retirees. Members retiring between July 1, 1990, and June 30, 1992 with at least 22 years of service, will receive 54 percent of their average final compensation. The percentage will be increased to 56 percent for those retiring between July 1, 1992, and June 30, 1993;

to 58 percent for those retiring between July 1, 1993, and June 30, 1994; and to 60 percent for those retiring on or after July 1, 1994. (Under prior law the retirement allowance was 50 percent of average final compensation with at least 22 years of service.)

In addition to the percents listed, the service retirement allowance is increased by a portion of a percent for each year of service over 22 years up to 30 years if the member is less than 55 years of age during those years of service. A member retiring between July 1, 1990 and June 30, 1991, will receive .3 percent for each year. A member retiring on or after July 1, 1991, will receive .6 percent for each year.

3. Reduces the accidental disability retirement allowance from 66 $\frac{2}{3}$  percent to 60 percent of average final compensation.

4. Increases the ordinary disability retirement allowance paid to surviving spouses if the member died before July 1, 1986. The allowance will be 40 percent of the average final compensation of the member (the same as the prior retirement allowance available to surviving spouses).

5. Provides that surviving spouses who remarried before July 1, 1988, are eligible for surviving spouse benefits.

6. Revises the "escalator" provisions for members who retired before July 1, 1990, under the service retirement by increasing the escalator percent from 25 percent to 30 percent.

7. Adds a provision for a service retirement optional allowance. At the time of retirement, the member (with the spouse's written acknowledgement if the member is married), in lieu of the benefit specified for the member and the member's beneficiary, may determine a specified portion of the member's retirement allowance to continue to a beneficiary after the member's death. The retirement allowance will be calculated on the basis of the actuarial equivalent of the benefits otherwise payable to the member and the member's beneficiary.

8. Increases the employee contribution rates by adding 1 percent per year until reaching 9.1 percent. Under prior law the rate was 3.1 percent. Thus the rate will be 4.1 percent between July 1, 1990, and June 30, 1991; 5.1 percent between July 1, 1991, and June 30, 1992; 6.1 percent between July 1, 1992, and June 30, 1993; 7.1 percent between July 1, 1993, and June 30, 1994; 8.1 percent between July 1, 1994, and June 30, 1995; and 9.1 percent between July 1, 1995, and June 30, 1996. On and after July 1, 1996, the rate will be 9.1 percent or 40 percent of the costs, whichever is greater.

However, if benefit improvements are enacted in 1991 or thereafter, the employee contribution rate will be increased to pay the additional cost up to 11.3 percent. The cost of benefit increases above 11.3 percent will be paid 40 percent by the employee and 60 percent by the employer.

In lieu of the employee contribution rates specified above, members 45 years of age and older must pay additional amounts according to a scale established in the law. For example, a member 49 years of age or older on July 1, 1990, must immediately pay at the 9.1 percent rate. A member 48 years of age but not yet 49 must pay 8.1 percent from July 1, 1990 through June 30, 1991, and 9.1 percent thereafter. A member 47 years of age but not yet 48 must pay 7.1 percent from July 1, 1990, through June 30, 1991; 8.1 percent from July 1, 1991 through June 30, 1992; and 9.1 percent thereafter.

9. Provides that the employer contribution rate must be not less than 17 percent. Beginning July 1, 1996, the employer contribution rate may exceed 17 percent if the actuarial report requires a higher rate for the employer to pay 60 percent of the costs of the system. House File 2569 provides that the employer contribution amount for FY 1990-1991 for the Peace Officers' Retirement System is 18 percent.

10. Permits members to withdraw employee contributions. Upon termination of service other than by death or disability, a member may withdraw the member's contributions and the interest earned on those contributions and forfeit any claim to retirement benefits.

11. Directs the Legislative Council to employ an actuarial consultant to study possible courses of action with respect to retirement provisions for public safety peace officers, firefighters, and police officers. The study is to include the question of IPERS and social security coverage for members and new hires; establishment of a rating system for the degree of disability; benefit enhancements; equity among systems; and the availability of options for members and beneficiaries.

The Act includes major structural changes whereby existing city fire and police retirement systems will be unified into a statewide system effective January 1, 1992. The Board of Trustees for the statewide system will include 9 voting members (4 firefighters and police officers, 4 city treasurers, and 1 public member) and 4 non-voting legislative members. The Board will begin meeting in 1990 and will have responsibility for planning and

carrying out the transition from individual city systems to the unified statewide system and directing the administration of the new system.

As part of the transition, cities must transfer from their fire and police retirement funds amounts sufficient to cover the accrued liabilities of their terminated systems as determined by the actuary of the statewide system. One city system cannot be required to subsidize any portion of another system's unfunded liabilities. Cities may be required to pay additional amounts above the normal contribution rate to ensure sufficient financial support for the statewide system.

The Act provides that members of the city fire and police retirement systems and members of the Public Safety Peace Officers' Retirement System must be given the opportunity to vote in a referendum on the question of requiring federal Social Security coverage for all newly hired members. The referendum must be held before January 1, 1991. If the vote is in favor of Social Security coverage, all newly hired members will be members of the Iowa Public Employees' Retirement System (IPERS) with the same benefits as county sheriffs and deputy sheriffs and will have Social Security coverage.

## TAXATION

- SENATE FILE 280 — Property Tax Exemption for Certain Buildings
- SENATE FILE 514 — Vetoed by the Governor
- SENATE FILE 2059 — Workers' Compensation Self-insurance Agreement by Area Schools
- SENATE FILE 2114 — Income Tax
- SENATE FILE 2115 — Income Tax Exemption for Agricultural Development Authority Bonds and Notes
- SENATE FILE 2304 — Penalty and Interest on Taxes
- SENATE FILE 2406 — Sales and Use Tax Processing Exemption's Applicability to Carbon Dioxide
- SENATE FILE 2407 — Taxation of Health Maintenance Organizations on Medical Assistance Payments
- SENATE FILE 2411 — Seed Capital Tax Credit, and Expedited Registration of Small Issues of Securities
- SENATE FILE 2415 — Fire District Tax Levy and Reserve Account
- SENATE FILE 2416 — Delinquent Tax Liens
- HOUSE FILE 2314 — Partial Payment of Real Property and Mobile Home Taxes
- HOUSE FILE 2407 — Wetlands Protection, Tax Exemption, and Mediation
- HOUSE FILE 2540 — Historic Property Tax Exemption
- HOUSE FILE 2549 — Homestead Credit
- HOUSE FILE 2551 — State Taxes
- HOUSE FILE 2554 — Financial Measures Related to Property Taxes
- HOUSE FILE 2559 — Assessment Appeals

## RELATED LEGISLATION

- SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act provides for taxation of certain controlled substances and extends a tax credit provided to small businesses to all businesses.
- HOUSE FILE 366 — County Assessments for Abatement of Hazards  
*SEE LOCAL GOVERNMENT.* This Act authorizes county special assessments as provided by city law to pay for the abatement of hazards and nuisances.
- HOUSE FILE 2546 — Child Day Care Regulation and Financing  
*SEE HUMAN SERVICES.* This Act relates to child day care, provides a state child and dependent care tax credit, authorizes a state grant program for child day care resource and referral services, and provides protection against day care providers with certain criminal records or persons with founded child abuse records.
- HOUSE FILE 2560 — Community Clusters  
*SEE LOCAL GOVERNMENT.* This Act authorizes 2 or more cities, counties, and special taxing districts to enter into a Chapter 28E agreement to form community clusters for the joint exercise of powers to make more efficient use of their resources by providing for joint functions, services, facilities, development of infrastructure, and for revenue sharing and to foster economic development.
- HOUSE FILE 2569 — State Government Appropriations and Other Provisions  
*SEE APPROPRIATIONS.* This Act includes an income tax deduction for pensions received from certain federal and state sources by persons specified in the Act.

## TAXATION

### **SENATE FILE 280 — Property Tax Exemption for Certain Buildings**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act provides an exemption from real property taxes for speculative shell buildings, if authorized by ordinance of the city council or board of supervisors, which are owned by a community development organization which has constructed or renovated the building for the purpose of attracting new or existing business and industry to locate its manufacturing, processing, or warehousing activities in that building. The property tax exemption ceases once the speculative shell building is sold or leased.

### **SENATE FILE 514 — Vetoed by the Governor**

BY COMMITTEE ON WAYS AND MEANS. The bill would have exempted from the sales and use taxes the sales of tangible property and the providing of services to juvenile shelter facilities licensed by the Department of Human Services, substance abuse agencies under contract with the Iowa Department of Public Health, and agencies under contract with the Department of Human Services to provide family-centered, home-based, and family preservation services. The bill also would have exempted from the sales and use taxes the sales of equipment and supplies to nonprofit child health clinics, maternal health clinics, well-elderly clinics, family planning clinics, area agencies on aging, and Medicare certified hospice programs which receive federal funds.

### **SENATE FILE 2059 — Workers' Compensation Self-insurance Agreement by Area Schools**

BY KIBBIE. This Act provides that a self-insured program established by merged area schools for the payment of workers' compensation benefits is exempt from insurance premium or payments taxation. The Act also provides that such a self-insured program is not an insurance program and is not subject to regulation under Iowa's insurance statutes.

### **SENATE FILE 2114 — Income Tax**

BY COMMITTEE ON WAYS AND MEANS. This Act, for state tax purposes:

1. Updates references to the federal Internal Revenue Code, thus continuing the state's use of federal tax provisions for determining state individual income, corporate income, and franchise taxes for tax years beginning on or after January 1, 1989.
2. Makes permanent the individual and corporate income tax credits for increasing research activities in the state which credit is being eliminated for federal tax purposes for tax years beginning on or after January 1, 1991.
3. Increases the earned income tax credit for individuals from 5 percent to 6.5 percent of the federal earned income tax credit received for tax years beginning on or after January 1, 1991.
4. Limits the amount of corporate net operating loss that is the result of corporate equity reduction interest losses that may be carried back or carried forward to that allowed for federal tax purposes beginning with tax years beginning on or after January 1, 1989.

### **SENATE FILE 2115 — Income Tax Exemption for Agricultural Development Authority Bonds and Notes**

BY COMMITTEE ON WAYS AND MEANS. This Act provides that interest on obligations issued by the Agricultural Development Authority for its Beginning Farmer Loan Program is exempt from state income tax, notwithstanding the fact that the obligations are exempt from federal income taxes. Current law makes these obligations exempt from state income tax only to the extent that the interest is included in federal taxable income. The Act is retroactively effective for tax years beginning on or after January 1, 1989.

### **SENATE FILE 2304 — Penalty and Interest on Taxes**

BY COMMITTEE ON WAYS AND MEANS. This Act increases the interest rate on delinquent taxes to 2 percentage points greater than the average prime rate for the 12-month period which ends September 30 for the previous calendar year. The same rate of interest will be paid on overpayments of tax.

The Act also establishes a section in Chapter 421 which sets forth the penalties for all taxes.

The penalties created by the Act are as follows:

1. A 10 percent penalty for failure to timely file a return or deposit form.
2. A 5 percent penalty for failure to timely pay the tax due with a return or deposit form.



3. A 5 percent penalty for a deficiency found on audit.

4. A 75 percent penalty for willful failure to file a return or deposit form or for willfully filing a false return or deposit form with the intent to evade the tax.

There are circumstances set forth under which the penalty will not be assessed.

The Act applies to tax years beginning on or after January 1, 1991, or to deaths occurring on or after January 1, 1991.

The Act also waives penalty provisions for financial institutions for tax years beginning in the 1985 and 1986 calendar years to the extent the institution did not include in state income certain accrued interest because the institution used the cash receipts and disbursement method of accounting for those tax years for federal tax purposes. The institutions must file amended returns by July 1, 1990, in order to receive the waiver.

**SENATE FILE 2406 — Sales and Use Tax Processing Exemption's Applicability to Carbon Dioxide**  
BY COMMITTEE ON WAYS AND MEANS. This Act provides that the sale of carbon dioxide to, or the use of carbon dioxide by, manufacturers of food products is exempt from Iowa sales or use tax. The Act is applicable retroactively to July 1, 1985.

**SENATE FILE 2407 — Taxation of Health Maintenance Organizations on Medical Assistance Payments**  
BY COMMITTEE ON WAYS AND MEANS. This Act provides that payments made under a reimbursement plan for Medicare or other medical benefits under a program administered by the federal government or under the state Medical Assistance Program are not to be considered premiums subject to premium taxation.

**SENATE FILE 2411 — Seed Capital Tax Credit, and Expedited Registration of Small Issues of Securities**  
BY COMMITTEE ON WAYS AND MEANS. This Act creates an income tax credit for an investment in new issues of shares or equity interests by a qualified corporation or a qualified seed capital fund. The credit is 10 percent of a taxpayer's qualified investment and may be credited to the tax liabilities of the following 5 tax years.

A qualified corporation or seed capital fund must meet several requirements in order to qualify for the tax credit.

The Act authorizes an expedited securities registration by filing system for certain securities issued by qualified small issuers. This expedited registration system is intended to reduce the cost of obtaining equity capital while maintaining regulatory oversight of the securities market.

The seed capital tax credit for personal income tax, the expedited registration by filing for small issuers, and a new unnumbered paragraph added to Section 502.611 to aid statutory construction, take effect April 26, 1990.

The seed capital tax credit for corporate filers is given a delayed effective date of July 1, 1991, and applies to all investments made after that date through January 1, 1994, when the credit is repealed.

The seed capital tax credit for personal filers is repealed effective January 1, 1993.

**SENATE FILE 2415 — Fire District Tax Levy and Reserve Account**  
BY COMMITTEE ON WAYS AND MEANS. This Act authorizes a benefited fire district to exercise the same taxing authority exercised by township fire departments. If the original rate of 40 and 1/2 cents per \$1,000 of assessed valuation is insufficient, an additional 20 and 1/4 cents per \$1,000 of assessed valuation may be levied. Also, of the 2 levies authorized, 10 cents per \$1,000 of assessed valuation may be credited to a reserve account to purchase or replace fire fighting equipment.

**SENATE FILE 2416 — Delinquent Tax Liens**  
BY COMMITTEE ON WAYS AND MEANS. This Act provides that a real property tax lien transfers with the tax sale certificate and expires when the tax sale certificate expires. The Act eliminates a requirement that a mortgagee, vendor, lessor, or other person with an interest of record in real property must file a request for notice of the expiration of the right of redemption of real property sold for property tax purposes before the notice will be sent to those persons.

The Act also requires a county board of supervisors to abate property taxes due and payable or refund those taxes, if paid, of a nonprofit entity formed for historical purposes that would have been exempt from those property taxes payable in the fiscal year beginning July 1, 1989, but for the fact that the entity failed to apply for the exemption. This provision is repealed August 15, 1990.

The Act takes effect April 27, 1990.

**HOUSE FILE 2314 — Partial Payment of Real Property and Mobile Home Taxes**

BY COMMITTEE ON LOCAL GOVERNMENT. The Act authorizes the County Treasurer to accept partial payments of current fiscal year real property taxes and mobile home taxes as an alternative to the semiannual or annual payments. The County Treasurer is to establish the minimum payment amount. Upon receipt of this payment amount, the Treasurer deposits the money into a separate taxpayer account. The amount in the account is to be used to pay the semiannual payments as each becomes due. If the moneys in the taxpayer's account are insufficient to pay the semiannual payments when due, then the taxes become delinquent and the penalty, interest, and collection provisions apply the same as if only semiannual payments were being accepted by the County Treasurer.

The Act takes effect for property taxes and mobile home taxes payable on or after July 1, 1991.

**HOUSE FILE 2407 — Wetlands Protection, Tax Exemption, and Mediation**

BY COMMITTEE ON WAYS AND MEANS. This Act provides a property tax exemption for protected wetlands certified by the Department of Natural Resources. Prior to this Act, the law provided for a property tax exemption for wetlands greater than 2 acres, subject to the discretion of the county Board of Supervisors, with a maximum cumulative acreage in each county of 3,000 acres or 1 percent of the acres assessed as agricultural land, whichever is greater.

The Act also directs the Department of Natural Resources to inventory the wetlands and marshes of each county and give a preliminary designation to those wetlands and marshes which constitute protected wetlands. When the preliminary inventory is complete, notice of the list of protected wetlands and a map shall be published in an official newspaper in the county. An interested person may file a petition protesting the designation of a particular wetland or requesting another wetland to be included or may request mediation with the Farm Mediation Service of that designation. Procedures for a hearing on mediation and appeal are provided.

The Act provides that a protected wetland is not to be drained without a permit from the Department of Natural Resources. The Department may not issue a permit to drain unless the wetland to be drained is replaced by one of equal or greater value or unless the wetland in question does not meet the criteria for continued designation as a protected wetland.

A civil penalty of not more than \$500 per day may be assessed for failure to obtain a permit to drain a protected wetland. The civil penalty applies from the fourth day after written notice of the violation.

The Act provides that the assessed value of the land designated as a protected wetland is equal to the average value of the land where the wetland is located and which is owned by the person receiving the exemption. The assessing authority may submit a claim for reimbursement for the tax revenue lost each year from the exemption which shall be paid by the Department of Natural Resources based upon either the assessed value set by the assessing authority or the assessed value as determined by the Department.

The Act also strikes a provision of a Code section enacted by H.F. 2404 in the 1990 Session that would have prevented the Department of Natural Resources from receiving a farm mediation release if the farm resident has not waived mediation and has not participated in at least 1 farm mediation meeting.

**HOUSE FILE 2540 — Historic Property Tax Exemption**

BY COMMITTEE ON WAYS AND MEANS. This Act provides a tax exemption for the increased value of historic property because of improvements to the historic property. The improvement must be a substantial rehabilitation and the improvement must have begun on or after July 1, 1990. The exemption is allowed for 4 years and the taxpayer is entitled to the exemption beginning in the first year for which the improvements are assessed for taxation. Following the 4-year exemption period, the additional assessed value is phased in over a 4-year period.

The Act takes effect for assessment years beginning on or after January 1, 1991.

**HOUSE FILE 2549 — Homestead Credit**

BY COMMITTEE ON WAYS AND MEANS. This Act provides that a claim for homestead credit shall be allowed in successive years without further filing as long as the person has occupied the homestead for at least 6 months in each calendar year in which the fiscal year for which the credits allowed begins.

The Act applies retroactively to January 1, 1990, for claims filed or on file after that date.

**HOUSE FILE 2551 — State Taxes**

BY COMMITTEE ON WAYS AND MEANS. This Act amends a number of provisions of Iowa tax law relating to taxes administered by the Department of Revenue and Finance as follows:

1. Concerning tobacco taxes, the license fee required of tobacco product distributors is raised from \$25 to \$100.
2. Concerning special fuel taxes, dealers may provide consumers who are exempt with exemption certificates if the form is as prescribed by the Director of Revenue and Finance.
3. Concerning auditing, valuation of assets, and collection of delinquent taxes, the Director of Revenue and Finance may apply to the district court or judicial magistrate for administrative search warrants if necessary to audit a person's books and records, inspect and value assets, or enforce collection of taxes through distress warrants.
4. Concerning the payment of taxes, penalties, interest, and fees, the Director of Revenue and Finance may accept payment by credit card, if all charges in connection with the use of the card for the payments are borne by the taxpayer. The Director may enter into an agreement with the Treasurer of State to implement this payment plan. The Act provides that beginning January 1, 1991, a person contesting an assessment of tax by the Department of Revenue and Finance does not have to pay the amount of the assessment prior to the commencement of the contested case. The Act also waives penalty provisions for financial institutions for tax years beginning in the 1985 and 1986 calendar years to the extent the institution did not include in state income certain accrued interest because the institution used the cash receipts and disbursement method of accounting for these tax years for federal tax purposes. The institutions must file amended returns by July 1, 1990, in order to receive the waiver (Note: This provision was also enacted by S.F. 2304, Section 6).
5. Concerning hotel and motel and local option taxes, and consumer use tax, corporate officers' and partners' personal liability applies to hotel and motel and local option taxes, and to consumer use tax. The Act also extends the exemption to successor liability to hotel and motel and local option taxes, and consumer use tax.
6. Concerning the collection of delinquent taxes, the Act extends the period that a lien is valid for taxes unpaid on or payable on or after January 1, 1990, from 10 years after the due date to 10 years after an assessment is issued. Previously, there were 3 distinct situations where the liability could be discovered or perfected after the lien would have expired under law prior to the enactment of this Act: (a) if a taxpayer has not filed returns for many years, the Department may not discover a liability for taxes within 10 years after the date the taxes became due and payable; (b) many large corporations, because of the time involved in litigation, do not resolve their controversies with the Internal Revenue Service within 10 years after the taxes became due and payable; and (c) often a taxpayer has protested an assessment where an identical issue is being litigated and action on the protest is held in abeyance pending the outcome of the litigation which may take many years. Without providing for these exceptions, a tax liability may not be discovered or perfected until after 10 years, and there would be no statutory authority to collect the unpaid tax unless the applicable provisions of this Act were enacted.
7. Concerning income tax, the Act specifically provides that an income tax certificate of acquittance from the Department is not required if all of the property of the estate is held in joint tenancy by husband and wife alone because the income from this joint property is chargeable to the surviving spouse individually and not to the estate. This provision is retroactive to January 1, 1988, for estates of persons dying on or after that date. The Act also allows the Department to make disclosure of confidential tax information to other states if those states limit the disclosure of such information as strictly as Iowa does.
8. Concerning sales tax, a definition is created of "property purchased for resale in connection with the performance of a service." The Act subjects pay television, rather than only cable television, to the sales and use taxes and also provides sales and use tax exemptions for sales made to regional transit systems, retroactively to July 1, 1985; sales made to nonprofit private museums if used for educational, scientific, historic preservation, or aesthetic purposes; sales of electric energy, gas, or communication services to another state or political subdivision of another state if that state provides a similar exemption; and sales of advertising materials and related items that are to be sent outside the state. The Act allows nonprofit private museums to receive a refund of the sales or use taxes paid by a contractor for materials used in the construction or improvements to nonprofit private museums.
9. Concerning inheritance tax, the inheritance tax lien law is amended to specifically provide that there is no lien on the surviving spouse's share of the estate. Previous to this enactment, Section 450.7 provided that the inheritance tax lien was on the entire estate. The share of the surviving spouse has been tax exempt since

January 1, 1988. The Act also allows liabilities of an estate which exceed the amount of property subject to the payment of the liabilities to be deducted from other property in the estate whether or not the liability is legally enforceable against the estate.

10. Concerning franchise tax, a requirement is eliminated that franchise tax payments must accompany franchise tax returns at the time of filing and a provision is repealed, retroactive to January 1, 1990, for tax years beginning on or after that date, that united community banks, which are formed by the merger of 2 or more banks that are affiliated to each other and that have been in existence for at least 5 years, would pay the state franchise tax in the same manner and on the same basis as if the merger had not occurred.

#### **HOUSE FILE 2554 — Financial Measures Related to Property Taxes**

**BY COMMITTEE ON APPROPRIATIONS.** This Act increases the amount of mobile home tax credit, property tax credit, and reimbursement for rent constituting property taxes paid for the elderly and disabled by making eligible those with incomes of \$14,000 or less and increasing the rate schedule. In addition, the Act provides for a circuit breaker for those owners and renters with incomes of \$14,000 or less who are 18 years of age or older and who do not qualify for the elderly and disabled property tax credit and reimbursement for rent constituting property taxes paid. The rate schedule for the circuit breaker is 50 percent of the schedule used for the elderly and disabled. The Act creates a family farm tax credit to which \$10,000,000 is appropriated annually.

The Act provides that the family farm tax credit is available to certain individual, partnership, or corporate owners who are actively engaged in farming and is patterned after the agriculture land tax credit. "Actively engaged in farming" means receiving or the right to receive all of the production from more than 1/2 of the tract and materially participating in the production of the crops of the farm operations. If the \$10,000,000 is insufficient to pay all of the credits, then each credit will receive a pro rata amount. The Act imposes a penalty of 25 percent of the credit plus interest for fraudulent misrepresentation that the owner is entitled to the credit.

The Act also creates a Special Mental Health Services Fund to reimburse counties for expenditures for mental health services with an appropriation to that Fund for the fiscal year beginning July 1, 1991, of \$10,500,000. The Fund is allocated among the counties on a per capita basis and encourages the involvement of each county in providing case management services, community-based services, and support services to assist persons with chronic mental illness.

In regard to county expenditures for mental health, the Act provides that if the General Assembly in the 1991 or 1992 Session does not enact legislation to implement a funding formula for state participation in funding of mental health services beginning in the fiscal year beginning July 1, 1992, the amount of expenditures of counties for those services is frozen at the level of the expenditures made in the fiscal year beginning July 1, 1991. Beginning with the fiscal year beginning July 1, 1992, any excess expenditures would be paid for by the state. To assist in providing for the costs of mental health services, the Act requests the Legislative Council to establish a 1990 Interim Study Committee to develop a funding formula for state participation that ties responsibility for funding the services to administrative control and oversight of the services, and that ensures financial incentives in the formula are directed toward providing care and services to persons in communities and community settings and appropriate services are available to all persons across the state. As part of the mental health costs picture, the Act directs the Department of Management, the Mental Health and Mental Retardation Commission, and the County Finance Committee to cooperate in revising the county chart of accounts to structure an accounting system for use beginning with the fiscal year beginning July 1, 1991, that will provide for the consistent and accurate accounting of expenditures for mental health.

The Act authorizes the City Finance and County Finance Committees to meet at the request of a majority of the Committee.

For homestead tax credits allowed for property taxes payable in fiscal years beginning on or after July 1, 1991, the Act allows a shareholder of a family farm corporation to claim as a homestead the residence occupied by the shareholder which is owned by that corporation. Also, the Act increases the amount of homestead tax credit allowed certain disabled veterans to the amount of tax imposed on the first \$25,000 (previously \$10,000). This provision is effective for property taxes payable in fiscal years beginning on or after July 1, 1993.

The Act takes effect January 1, 1991, for claims for the mobile home and elderly and disabled property tax credit and family farm tax credit for credits payable beginning July 1, 1991. The claims for the elderly and disabled reimbursement of rent constituting property taxes paid takes effect January 1, 1992, for claims filed on or after that date.

**HOUSE FILE 2559 — Assessment Appeals**

BY COMMITTEE ON WAYS AND MEANS. Prior to the enactment of this Act, the law required that a property owner seeking to appeal a decision of a local board of review as to a property tax assessment must serve personal notice upon the chairperson or presiding officer of the Board of Review within 20 days after adjournment of the board or May 31, whichever is later. If notice cannot be served within that time frame, the property owner's right to appeal expires. The Act provides that the appeals shall be taken by filing of written notice of appeal with the Clerk of the appropriate District Court, which preserves the rights of appeal, and then personal service must be made on the chairperson, presiding officer, or clerk of the Board of Review.

The Act also provides for the reinstatement of appeals that were pending or filed after January 1, 1988, and which were dismissed as a result of the inability to serve notice on the chairperson or presiding officer of the Board of Review within the time frame required under Section 441.38. In order for such appeals to be reinstated, a filing of notice of appeal must be made by June 30, 1991, or provided for in this Act for an original filing of notice of appeal.

The Act takes effect April 24, 1990.

## TRANSPORTATION

- SENATE FILE 2003 — Credit and Refund of Vehicle Registration Fees
- SENATE FILE 2235 — Vehicle Certificate of Title Reassignment Reciprocity
- SENATE FILE 2245 — Bridge Beam Construction Contracts
- SENATE FILE 2277 — Highway Signs for Tourists
- SENATE FILE 2319 — Farm Railway Crossings
- SENATE FILE 2329 — Motor Vehicle Licensing and Regulation
- HOUSE FILE 664 — Fine for Vehicle Size and Weight Violations
- HOUSE FILE 2118 — Accident Report Copies
- HOUSE FILE 2119 — Failure to Obey School Bus Warning Devices — Procedures
- HOUSE FILE 2338 — Purple Heart Registration Plates
- HOUSE FILE 2393 — Carrier Liability Limits
- HOUSE FILE 2457 — Aircraft Registration and Special Certification
- HOUSE FILE 2461 — Odometer Statements
- HOUSE FILE 2465 — Railway Tracks Removal from Crossings

## RELATED LEGISLATION

- SENATE FILE 81 — Motor Vehicle Service Trade Practices  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act requires automotive service or repair suppliers to provide certain notices to consumers and follow certain required trade practices.
- SENATE FILE 2244 — Handicapped Parking  
*SEE LOCAL GOVERNMENT.* This Act provides for the issuance of handicapped registration plates, the allotment of handicapped parking spaces, and the imposition of fines for the misuse of handicapped registrations or parking spaces.
- SENATE FILE 2402 — Appropriations and Provisions Relating to Public Defense, Public Safety, Transportation, and Enforcement  
*SEE APPROPRIATIONS.* This Act includes provisions amending the allocation of moneys from various state road funds and other provisions affecting transportation.
- SENATE FILE 2403 — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act includes a provision requiring the State Department of Transportation to study mechanisms to encourage more carpooling by state employees.
- SENATE FILE 2413 — Juvenile and Adult Offenders and Offenses, Including Related Tax Provisions  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act includes provisions requiring the surrender of the registration and plates of a vehicle registered to a defendant for a third or subsequent violation of the law regarding operating a motor vehicle while intoxicated and provides for the issuance of special plates.
- HOUSE FILE 737 — Public Improvement Contract Procedures  
*SEE STATE GOVERNMENT.* This Act requires public corporations to retain from each monthly payment under a contract for the construction of public improvements not more than 5 percent of that amount which is determined to be due according to the estimate of the architect or engineer.

- HOUSE FILE 2142** — City Street Construction Reports and Funds  
*SEE LOCAL GOVERNMENT.* This Act requires cities with populations of 5,000 or more who receive road use tax funds to submit a comprehensive program of street construction and reconstruction to the State Department of Transportation on May 1 of each fiscal year and contains related provisions.
- HOUSE FILE 2143** — Snow Route Parking Violations  
*SEE LOCAL GOVERNMENT.* This Act allows local authorities to impose up to a \$25 fine for snow route parking violations by a simple notice of fine.
- HOUSE FILE 2165** — Motor Vehicle Dealer's Bond  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act provides for indemnification from a motor vehicle dealer's surety bond, if a motor vehicle purchaser suffers loss or damage caused by the dealer's failure to comply with Iowa odometer requirements.
- HOUSE FILE 2201** — State Construction Bidder Disclosure  
*SEE STATE GOVERNMENT.* This Act requires bidders on certain state construction contracts to disclose the names and certain contract costs of subcontractors who will work on the project being bid and includes certain requirements of the State Department of Transportation related to affirmative action.
- HOUSE FILE 2341** — Airport Zoning  
*SEE LOCAL GOVERNMENT.* This Act allows a city or county to enact zoning regulations that permit the removal or lowering of trees and structures from air navigation areas.
- HOUSE FILE 2453** — Motor Vehicle Arbitration  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act prohibits a manufacturer, distributor, or importer of motor vehicles or an agent or representative of the manufacturer, distributor, or importer from requiring that a motor vehicle dealer submit to arbitration before a controversy arises.
- HOUSE FILE 2458** — Restitution for Interference with Traffic-control Devices  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act requires that a person who is convicted of willfully and intentionally interfering with a traffic device, sign, or signal make restitution to the affected jurisdiction for the costs to repair or replace the traffic device, sign, or signal.
- HOUSE FILE 2516** — Motor Vehicle Services Contracts  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act substantially modifies Chapter 321I regulating motor vehicle service contracts.
- HOUSE FILE 2562** — Flashing White Lights on Motor Vehicles  
*SEE HEALTH AND SAFETY.* This Act allows advanced or basic emergency medical care providers who are members of an ambulance, rescue, or first responder service to operate flashing white lights on their privately owned motor vehicles.
- HOUSE FILE 2567** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act includes an appropriation of \$25,000 to the State Department of Transportation for a demonstration study related to the establishment of an intermodal transportation facility at or near a location on the Mississippi River.

## TRANSPORTATION

### **SENATE FILE 2003 — Credit and Refund of Vehicle Registration Fees**

BY SZYMONIAK. This Act expands the number of motor vehicles for which refunds of unexpired registration fees will be paid, but increases the amount of the minimum refund necessary before a refund may be made. Under prior law a refund was not paid for a refund amount under \$5. Under this Act the refund will not be paid for a refund amount under \$10. Generally under prior law refunds of registration fees were not allowed unless a replacement vehicle was registered. Under this Act the owner is entitled to a refund if no replacement vehicle is purchased and is entitled to a credit or a credit and a refund if a replacement vehicle is registered. In cases where a replacement vehicle is not purchased within 30 days following the date of a vehicle's sale or junking, the owner may apply to the State Department of Transportation for a refund of the sold or junked vehicle's registration fee, subject to the \$10 minimum requirement. If a replacement vehicle is purchased within the 30-day period, the person may apply for a credit to be applied to the replacement vehicle's registration fee. If the replacement vehicle's registration fee is less than the amount of the unexpired registration fee of the sold, traded, or junked vehicle, the owner is entitled to apply to the State Department of Transportation for a refund of the excess amount, subject to the \$10 minimum requirement. Refunds are not allowed unless the owner makes claim for the refund within 6 months of the date of the vehicle's sale, trade, or junking.

### **SENATE FILE 2235 — Vehicle Certificate of Title Reassignment Reciprocity**

BY KINLEY. This Act allows certificates of title to be reassigned by a dealer licensed in this state or in another state if the state in which the dealer is licensed permits Iowa licensed dealers to similarly reassign certificates of title. The Act also exempts licensed Iowa dealers from the requirement of obtaining new certificates of title and registrations for foreign registered vehicles if the state in which the vehicle is registered allows Iowa dealers to reassign that state's certificates of title. The Act takes effect March 30, 1990.

### **SENATE FILE 2245 — Bridge Beam Construction Contracts**

BY COMMITTEE ON TRANSPORTATION. This Act authorizes the State Department of Transportation to contract for specialized construction work for beam straightening, replacement, and repair on bridges, without advertising for bids if the work is of a specialized type in which fewer than 5 contractors engage, the Department solicits bids from all available contractors engaged in the specialized type of work, and the work can be done for less than \$40,000.

### **SENATE FILE 2277 — Highway Signs for Tourists**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act relates to tourist-oriented directional signs and authorizes the State Department of Transportation to adopt rules for the signs to conform with federal national standards for tourist-oriented directional signs.

The Act also sets out certain criteria to be included in the rules for tourist-oriented directional signs. These criteria include setting a fee schedule to cover direct and indirect costs, including replacement costs, of sign creation, maintenance, and related administrative costs; eligibility requirements for signage; distance requirements of signs from eligible business, activities, and sites; trailblazing to facilities not on the crossroads; and masking or removing of signs during the off seasons for the businesses, activities, and sites.

The Act establishes a tourist signing committee to assist the Department consisting of the Directors or their designees of the Departments of Economic Development, Agriculture and Land Stewardship, Natural Resources, Cultural Affairs, and Transportation; the Chairperson or the Chairperson's designee of the Iowa Travel Council; and a member of the Outdoor Advertising Association of Iowa.

The Act also directs the State Department of Transportation to place and maintain directional signs upon primary highways which provide information about historic sites which are located on land owned or managed by a state agency. To the extent possible, the location of the historic site must be noted on the transportation maps of the state published under the direction of the Department which are available to the public.

### **SENATE FILE 2319 — Farm Railway Crossings**

BY COMMITTEE ON TRANSPORTATION. This Act restricts the construction and maintenance of private farm railway crossings to persons owning farmland on both sides of a railway crossing and requires that the crossing be used solely for farming or agricultural purposes. Prior law allowed for the construction and maintenance of private railway crossings on any land and did not limit the use of the crossing to agricultural or farming purposes.



**SENATE FILE 2329 - Motor Vehicle Licensing and Regulation**

BY COMMITTEE ON TRANSPORTATION. This Act was commonly referred to as the commercial driver's license bill. The Act has greater ramifications than the creation of the commercial driver's license, as it amends virtually every section in the Iowa Code dealing with the various types of driver's licenses which existed prior to the Act's enactment.

With regard to commercial driver's licensing, the Act creates the commercial driver's license category and provides 4 different classifications of commercial driver's licenses: A, B, C, and M. Classes A and B are for operation of vehicles with either a gross combination weight rating or gross vehicle weight rating of 26,001 or more pounds. Class C is for all other types of motor vehicles except motorcycles, and the Class M license is for motorcycles.

Perhaps the most restrictive measures with regard to the use of commercial driver's licenses is the creation of the concept of a "lifetime disqualification" from the operation of a commercial motor vehicle for a single conviction during the operator's life. A person is disqualified from operating a commercial motor vehicle for life upon a conviction that the person used a commercial motor vehicle in the commission of an aggravated misdemeanor or felony involving the manufacturing, distributing, or dispensing of a controlled substance. A person is disqualified from operating a commercial motor vehicle for life (subject to a reduction to a 10-year disqualification according to federal rules) if convicted or found to have committed 2 or more of the following acts any time during the person's lifetime: operating a commercial motor vehicle while under the influence of an alcoholic beverage, drug, or controlled substance; operating a commercial motor vehicle with a blood alcohol concentration of 0.04 or more; refusal to submit to chemical testing when required under Iowa law; failure to stop and render aid at the scene of an accident involving the person's vehicle; or an aggravated misdemeanor or felony involving the use of a commercial motor vehicle. The first time a person commits any of these acts subjects the person to a 1-year disqualification. A person is disqualified from operating a commercial motor vehicle for committing 2 or more of the following offenses within a 3-year period while operating a commercial motor vehicle: speeding 15 miles per hour or more over the legal speed limit, reckless driving, any traffic violation (other than parking or weight violations) which arise in connection with a fatal traffic accident, operating a commercial motor vehicle when not issued a license valid for the vehicle, operating a commercial motor vehicle when disqualified, operating a commercial motor vehicle without having immediate possession of a license valid for the vehicle's operation, improper lane changes, and following another motor vehicle too closely. The period of disqualification for these offenses is 60 days for 2 offenses and 120 days for 3 offenses within any 3-year period. With regard to all of these disqualification provisions, the offenses must have occurred on or after July 1, 1990.

The Act also prohibits a person from operating a commercial motor vehicle in violation of an out-of-service order. The 24-hour out-of-service order is issued for persons having any quantity of alcohol in their blood regardless of how low the blood alcohol content might be.

The Act requires a person to possess a commercial driver's license in order to operate a commercial motor vehicle. A commercial motor vehicle is defined as being a motor vehicle or combination of vehicles used to transport passengers or property if any of the following apply: the combination of vehicles has a gross combination weight rating of 26,001 or more pounds and the towed vehicle has a gross vehicle weight rating of 10,001 or more pounds; the motor vehicle has a gross vehicle weight rating of 26,001 or more pounds; the motor vehicle is designed to transport 16 or more persons (or is of a size and design to transport 16 or more persons but is redesigned or modified to transport less than 16 handicapped persons); or the motor vehicle is used in the transportation of hazardous material of a type or quantity requiring vehicle placarding. The following operators are exempt from the commercial driver's license requirements: a farmer or a person working for a farmer while operating a special truck within 150 air miles of the farmer's farm to transport agricultural products, farm machinery, or farm supplies to or from the farm; a firefighter while operating a fire vehicle for a volunteer or paid fire organization under conditions necessary to preserve life or property or to execute related governmental functions; military personnel while on active duty and operating equipment owned or operated by the United States Department of Defense; a person while operating a motor home solely for personal or family use; and a person operating a motor vehicle with a gross vehicle weight rating of less than 26,001 pounds towing a travel trailer or fifth-wheel travel trailer solely for personal or family use. The Act also allows the State Department of Transportation to exempt suppliers of agricultural inputs or their employees while delivering these products to their customers if allowed by federal law or regulations.

Before the State Department of Transportation may issue, renew, or upgrade a commercial driver's license, the applicant must certify that the applicant meets the applicable qualifications and has committed no offense which either alone or with previous actions or offenses could result in commercial driver's license disqualification and must successfully pass a driving skills test and, in some cases, a knowledge test, as required by departmental rule. However, an applicant may substitute for a driving skills test the applicant's operating record and either the previous passage of a driving skills test or previous driving experience if all of the following conditions exist: the applicant is currently licensed to operate a commercial motor vehicle; during the 2 years immediately preceding application the applicant has not held commercial driver's licenses from more than 1 state simultaneously, the applicant has committed no offenses which are disqualifying offenses, the applicant has not committed a traffic violation (other than parking) arising in connection with a traffic accident, no record of an accident exists for which the applicant was convicted of a moving traffic violation, and the applicant has not had any motor vehicle license suspended, revoked, or canceled; the applicant certifies and provides evidence that the applicant is employed in a job requiring operation of a commercial motor vehicle; and the applicant has either previously passed a driving skills test given in Iowa representative of the class of motor vehicle the applicant will operate or has operated during the 2-year period immediately preceding the application a motor vehicle representative of the class of motor vehicle the applicant will operate.

The Act contains many provisions other than those which relate to commercial motor vehicles. With regard to chauffeur's licenses, the Act retains the issuance of a driver's license valid for the operation as a chauffeur which is called a Class D driver's license, but does not require its issuance if the operator has a commercial driver's license for the vehicle's operation. The Act raises the minimum weight of a motor truck for which a chauffeur's license is required. Under current law, a chauffeur's license is required for the operation of a motor truck which is required to be registered at a weight classification exceeding 5 tons. Under the Act, a Class D driver's license is not required unless the motor truck has a gross vehicle weight rating exceeding 16,000 pounds. As far as transitional provisions relating to persons who currently have valid chauffeur's licenses, the Act provides that a chauffeur's license issued in the state is valid according to the terms and limitations of the license until the earlier of the expiration date on the license or April 1, 1992. A person who has been issued a valid chauffeur's license in the state which expires on or after July 1, 1990, and before July 1, 1991, may renew the license and be issued a special Class D driver's license which shall be valid according to the terms and limitations of the chauffeur's license previously issued to the person; however, the license is not valid for the operation of a commercial motor vehicle after April 1, 1992. If the person's chauffeur's license expires between July 1, 1990, and April 1, 1992, the holder may apply for a new driver's license and, if qualified, be issued a commercial driver's license valid only until the expiration date appearing on the surrendered chauffeur's license upon payment of a \$1 replacement fee together with the fees for any commercial driver's license endorsements obtained. Additionally, if application is made within 1 year preceding the chauffeur's license expiration date and upon payment of required fees, the applicant may be issued a commercial driver's license valid for a 2-year or 4-year period beginning on the expiration date on the surrendered chauffeur's license. The Act raises the minimum age for chauffeur's operation of a school bus from 16 to 18 years.

With regard to other types of motor vehicle licenses, for the first time a driver's license will actually be called a driver's license under the Iowa Code (previously the license was an operator's license, chauffeur's license, or any other number of variety of licenses). Also a single-license concept has been adopted. Previously, a person could have simultaneously been issued several types of motor vehicle license; now generally only 1 license will be issued which will contain on it information necessary to ascertain if it is valid for various types of vehicle operation. In order to coordinate the expiration dates of the various licenses and permits into one license, the expiration date of instruction permits is shortened to correspond with the expiration date of the issued license.

A student is no longer required to have a vehicle registered in another state to be exempt from the requirement of obtaining an Iowa driver's license. Now the student will be deemed not to be a resident for purposes of licensing if the person is attending a college or university in this state and the student has a domicile in another state and has a valid motor vehicle license issued by the state of domicile.

With regard to tests conducted in conjunction with the issuance of a motor vehicle license, the State Department of Transportation is required to make every effort to accommodate a functionally illiterate applicant when taking a knowledge test. A vision test administered by the Department is not required if the applicant files with the Department a vision report which shows that the applicant's visual acuity level meets or exceeds those required by the Department. The vision report must be signed by a licensed vision specialist and is only valid if the visual acuity level of the applicant has been measured by the specialist within 30 days before the application for the new or renewed motor vehicle license. The Department is also required to advise an applicant, other than an applicant for a commercial driver's license, that the applicant may request a number other than a social security number for the applicant's motor vehicle license number.

Under the Act, a person who has their motor vehicle license suspended due to the person's being physically or mentally incapable of safely operating a motor vehicle may be issued a nonoperator's identification card without being charged a fee. Also, if the person has their driver's license reinstated, the license must be issued without fee.

A person who has the period of validity of the person's motor vehicle license extended due to the military service exemption may file an application with the State Department of Transportation to have the person's record of issuance of the motor vehicle license retained in the Department's record system during the period for which the motor vehicle license remains valid. If a person has had the record of issuance removed from the Department's records, the person may have their record reentered by the Department upon request accompanied by a letter from the person's commanding officer verifying the military service.

A person whose motor vehicle license has been suspended or revoked solely for violations of Chapter 321J (operating while intoxicated) or who has been determined to be a habitual offender solely for violations of Chapter 321J and who is not eligible for a temporary restricted license under Chapter 321J may petition the court for an order to the Department to issue a temporary restricted license, notwithstanding the habitual violator provisions.

Regarding proportional registration, a fleet owner, on a renewal registration, may pay a fee equal to  $\frac{1}{2}$  of the applicable fee and post a surety bond, certificate of deposit, or letter of credit, equal to  $\frac{1}{2}$  of the applicable fee at the time of the first installment. Payment of the first installment entitles the owner to the issuance of full-year credentials. The second installment is to be paid by July 15. If not paid by July 15, the Department must file a claim against the security for payment of fees and penalties due and the owner is not entitled to elect the installment payment option for the following year. Excess surety moneys received must be refunded minus a \$50 administrative fee.

Finally, the Legislative Council is authorized to implement an interim study in the 1991 Interim to evaluate the implementation of the Act and to recommend necessary legislative changes.

**HOUSE FILE 664 — Fine for Vehicle Size and Weight Violations**

BY COMMITTEE ON TRANSPORTATION. This Act alters the fine for a first conviction on certain violations regarding motor vehicles of excessive size or weight from an amount of not less than \$100 to the amount of \$100.

**HOUSE FILE 2118 — Accident Report Copies**

BY COMMITTEE ON TRANSPORTATION. This Act allows the driver of a vehicle involved in an accident, who is required to file an accident report with the State Department of Transportation, to receive a copy of that confidential accident report and provides the Attorney General access to confidential motor vehicle accident reports filed by law enforcement officers.

**HOUSE FILE 2119 — Failure to Obey School Bus Warning Devices — Procedures**

BY COMMITTEE ON TRANSPORTATION. This Act extends the time periods for delivery of reports of violations of failing to obey school bus warning devices from 24 to 72 hours after the violation has occurred. The Act similarly extends the time period for a peace officer to investigate the reported violation and contact the owner from 48 hours after receipt of the report of the violation to 7 days after receipt. The officer is required to initiate the investigation within 7 days. Prior law required the investigation to be completed within 7 days.

The Act also allows the peace officer to serve the driver with a uniform traffic citation for the violation by certified mail rather than personal service.

**HOUSE FILE 2338 — Purple Heart Registration Plates**

BY COMMITTEE ON TRANSPORTATION. This Act provides that the owner of a motor vehicle subject to registration can order purple heart registration plates if the person was awarded a purple heart medal by the United States government for wounds received in military or naval combat against an armed enemy of the United States. The plates include a representation of the purple heart medal and ribbon centered on the left side of the plate and the words "Combat Wounded" centered on the bottom of the plate.

**HOUSE FILE 2393 — Carrier Liability Limits**

BY COMMITTEE ON TRANSPORTATION. This Act requires that an intrastate regular route motor carrier of passengers or a charter carrier operating a motor vehicle with a seating capacity of 16 or more persons have minimum liability coverage of \$300,000 for 1 person per accident, \$2,000,000 for more than 1 person per accident, and \$10,000 for property damage per accident.

The Act also updates various references to the United States Code and the Code of Federal Regulations in sections relating to minimum liability limits for motor carriers.

**HOUSE FILE 2457 — Aircraft Registration and Special Certification**

BY COMMITTEE ON TRANSPORTATION. This Act raises the registration fees for aircraft operated in scheduled interstate airline operations and requires registration for aircraft owned by an aviation business located at a publicly owned airport and providing a minimum level of services to the public. Hot air balloons are exempted from registration and fee requirements. The Act strikes duplicate special certificate provisions and requires a manufacturer, transporter, or dealer to pay an initial special certificate fee of \$100 with a \$10 additional fee for each aircraft in inventory and establishes procedures for additions to or removals from inventory. Finally, the Act changes the accrual time for delinquent registration penalties.

**HOUSE FILE 2461 — Odometer Statements**

BY COMMITTEE ON TRANSPORTATION. This Act requires that before a certificate of title is issued for motor vehicles less than 10 model years old which are equipped with an odometer by the manufacturer, an odometer statement must be made by the transferor and furnished with the application for title. In addition, the Act requires that if the true mileage is known, the new certificate of title must state the word "actual"; if the odometer reading is not the true mileage or if the true mileage is unknown, the words "not actual" must be stated; and if the odometer reading is greater than the odometer can count, the words "exceeds the mechanical limits" must be stated on the certificate.

The Act strikes the exemption, from Section 321.71, subsection 7, of motor vehicles transferred by operation of law under Section 321.47 and changes a reference from gross vehicle weight to gross vehicle weight rating.

The Act requires a licensed motor vehicle dealer to possess an odometer statement or certificate of title issued in the name of the dealer for used motor vehicles in inventory acquired after the tenth model year prior to the current registration year. A new motor vehicle transferred on a manufacturer's statement of origin ownership document requires an odometer statement only if the motor vehicle is transferred at retail. Finally, the Act authorizes the State Department of Transportation to adopt rules in compliance with the federal Truth in Mileage Act of 1986.

**HOUSE FILE 2465 — Railway Tracks Removal from Crossings**

BY COMMITTEE ON TRANSPORTATION. This Act provides that upon abandonment of a railway line, or upon interim use of railroad rights-of-way to establish trails, if the tracks adjacent to a crossing have been removed but the tracks in the crossing have not been removed, the jurisdiction having authority over the road may remove the tracks from the crossing. However, the Act does not reduce the obligations or liability of a railway corporation to remove the tracks from the crossing.

**SECTIONS AMENDED, ADDED, OR REPEALED**  
**1990 Regular Session of the Seventy-third General Assembly**

CODE SECTION		BILL NUMBER	
1.17	New section	SF 368.1	J
2.7	Section amended	SF 2426.1	01-14-91
2.10	Subsections 1 & 3 amended	SF 2422.19	01-01-91
2.10S	Unnumb. par. 1 & subsecs. 5 & 6 amended	SF 2426.2	01-14-91
2.12	Unnumb. paragraphs 1-3 amended	SF 2426.3	01-14-91
2.13	Section amended	SF 2426.4	01-14-91
2.35	Unnumbered paragraph 1 amended	SF 2426.5	01-14-91
2.40S	Subsection 1, paragraph d amended	HF 2156.1	01-01-90, R
2.40S	Subsection 2 amended	HF 2156.2	01-01-90, R
2.41	Section amended	SF 2426.6	01-14-91
2.47AS	Subsection 1, new paragraph f	SF 2436.2	Veto
2.47AS	Subsection 2, paragraph a amended	HF 2312.1	J
2.91	Subsection 1 amended	SF 2426.7	01-14-91
3.1	Subsection 1 amended	HF 2312.2	J
7.8	New unnumbered paragraph	SF 2426.8	01-14-91
7.17	Section amended	SF 2280.28	J
7C.4A	Subsection 4 amended	HF 2236.1	E
7C.7	Section amended	SF 2410.122	J
7E.5S	Subsection 1, paragraph t amended	HF 2270.1	J
8.6S	Subsection 5 stricken	SF 2280.29	J
8.6S	Subsection 13 amended	HF 2312.3	J
8.6S	Subsection 14, unnumb. par. 1 amended	HF 2312.4	J
8.7	New section	SF 2436.1	Veto
8.22S	Subsection 1, unnumb. paragraph 2 amended	HF 2312.5	J
8.23	Section amended	SF 2403.1	J
8.23	New unnumbered paragraph	SF 2428.53	J
8.36A	New section	SF 2427.1	J
8.39	Subsection 1 amended	SF 2420.2	Veto
8.39	Subsection 2 stricken	SF 2420.3	Veto
8.39	Subsection 3 amended	SF 2420.4	Veto
8.44	New unnumbered paragraph	SF 2428.54	J
10A.107	New section	SF 2427.2	J
10A.402	Subsection 5 amended	HF 178.1	J
11.6S	Subsections 8 & 10 amended	SF 2094.1	J
11.21A	New section	SF 2328.24	J
11.21A	New section	SF 2427.3	J
12.11	Section repealed	SF 2311.1	J
12.30	Subsection 1, paragraph a amended	SF 2430.29	J
12.39	Section amended	HF 2312.6	J
12.44	Unnumbered paragraph 1 amended	SF 2274.1	J
12.61S	Subsection 2, unnumb. paragraph 3 amended	SF 2153.1	J
13.7	Section amended	SF 2280.30	Veto
13.11	New section	HF 2404.3	E

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SECTIONS AMENDED, ADDED, OR REPEALED

<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
13.12	New section	HF 2404.4	E
13.13	New section	HF 2404.5	E
13.14	New section	HF 2404.6	E
13.20	Section amended	HF 2404.7	E
13.25	New section	HF 2404.8	E
13.31S	New subsection 5	SF 2413.1	J
15.102	Subsection 5 amended	SF 2274.2	J
15.103	Section amended	SF 2410.121	J
15.103	Unnumbered paragraph 1 amended	SF 2426.9	01-14-91
15.108S	Subsection 1, pars. f & g stricken	SF 2153.2	J
15.108S	Subsection 2, paragraph b amended	SF 2252.1	J
15.108S	Subsec. 3, par. a, subpar. (2) stricken	HF 705.1	J
15.108S	Subsection 7, paragraphs a & b stricken	SF 2327.18*	Repealed
15.108S	Subsection 7, paragraph c amended	SF 2274.3	J
15.108S	Ss. 7, par. c, sbpars. (1),(2),(4) amend	SF 2327.19*	Repealed
15.108S	Subsection 7, paragraph d stricken	SF 2327.20*	Repealed
15.108S	Subsection 7, paragraph e amended	SF 2327.21*	Repealed
15.108S	Subsection 7, paragraph f stricken	SF 2327.22*	Repealed
15.109	New subsection 3	SF 2403.2	J
15.112	New section	SF 2327.23	J
15.247S	Subsection 2 amended	SF 2274.4	J
15.248	New section	SF 2327.24	J
15.251S	Subsection 2 amended	SF 2153.3	J
15.262	Subsection 2 & 6 amended	HF 2488.1	J
15.264	Subsection 3 stricken	HF 705.2	J
15.264	Subsection 8, paragraph c amended	SF 2274.5	J
15.284S	Section amended	SF 2327.25	J
15.284S	Subsection 4 amended	SF 2433.1	E
15.287S	Section amended	HF 2312.7	J
15.288S	New unnumbered paragraph	SF 2327.26	J
15.301	New section	HF 705.3	J
15.302	New section	HF 705.4	J
15.303	New section	HF 705.5	J
15.304	New section	HF 705.6	J
15.305	New section	HF 705.7	J
15.306	New section	HF 705.8	J
15.307	New section	HF 705.9	J
15.308	New section	HF 705.10	J
15A.1	New subsection 3	HF 2531.1	J
17.4	Section amended	SF 2410.122	J
17A.2	New subsection 11	SF 2280.31	J
17A.4	Subsection 1, paragraph a amended	SF 2280.32	J
17A.5S	Subsection 1 amended	SF 2280.33	J
17A.6S	New subsections 7 & 8	SF 2280.34	J
17A.34	New section	SF 2327.27	Veto
18.6S	New subsection 14	HF 2201.1	J
18.12S	Subsection 15 amended	HF 2312.8	J

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18.18S	Subsection 1 amended	HF 656.1	J
18.29	Section amended	SF 2410.1	J
18.75	Subsection 8 amended	SF 2164.1	J
18.115S	Subsection 4, unnumb. paragraph 2 amended	SF 2403.3	J
18.115S	Subsection 4-new paragraphs a & b	SF 2403.4	J
18.136S	New subsection 4A	SF 2280.35	J
18.136S	Subsection 7-new unnumbered paragraph	HF 2418.30	Veto
18.136S	Subsection 7-new unnumbered paragraph	SF 2423.34	E
18.137S	Unnumbered paragraph 1 amended	SF 2280.36	E
18A.1	Subsection 1 amended	SF 2426.10	01-14-91
18A.2	Subsection 2 amended	SF 2426.11	01-14-91
18B.4S	Section amended	SF 2433.2	E
18B.6S	Unnumbered paragraph 1 amended	HF 2312.9	J
18B.11S	Unnumbered paragraphs 1, 3, & 4 amended	SF 2433.3	E
19A.9	Subsec 1, unnumb par 1, & subsec 2 amended	SF 2423.35	Veto
19A.12	Subsection 2 amended	HF 2339.1	J
19B.4	Subsection 1 amended	SF 2268.1	02-01-91, A
19B.5	Subsections 1 & 2 amended	SF 2268.2	02-01-91, A
19B.11	Section amended	SF 2410.121	J
20.1	Subsection 2 amended	HF 2460.1	J
20.1	New subsection 2A	HF 2460.2	J
20.9	Unnumbered paragraph 1 amended	SF 385.1	Veto
20.17S	Subsection 1 amended	HF 2460.3	J
21.2S	Subsection 1-new paragraph f #	HF 2569.701	09-01-91
21.2S	Subsection 1-new paragraph f #	SF 2057.1	E
21.11	New section	SF 2057.2	E
22.1	Unnumbered paragraphs 1 & 2 amended	HF 2569.702	09-01-91
22.7	New subsection 26	HF 324.1	J
22.7S	New subsection 27	HF 2569.703	09-01-91
23A.2	Subsection 10-new paragraph 1	HF 2177.1	J
25A.2S	Subsection 3 amended	SF 2413.2	J
25A.13	Section amended	HF 489.1	Veto
28.101	Section repealed	HF 705.11	J
28.107	Unnumbered paragraph 1 amended	HF 2488.2	J
28.108	Subsection 2 amended	HF 2488.3	J
28.111	New section	SF 2335.2	J
28.112	New section	SF 2335.3	J
28.120	New subsection 7	SF 2327.28	J, IV
28.153S	Section amended	SF 2433.4	E
28.154S	Section amended	HF 2312.10	J
28.154S	Ss. 1, par. a, sbpars. (5)&(6) amended	SF 2327.29	J
28.154S	Subsec. 1, par. b, unnumb. par. 2 amended	SF 2426.12	01-14-91
28.156S	Subsection 3, paragraph g stricken	SF 2433.5	E
28.161	New section	SF 2433.6	E
28.162	New section	SF 2327.30*	Repealed
28.163	New section	SF 2327.31*	Repealed
28.164	New section	SF 2327.32*	Repealed

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CODE SECTION		BILL NUMBER	
28.165	New section	SF 2327.33*	Repealed
28.166	New section	SF 2327.34*	Repealed
28.167	New section	SF 2327.35*	Repealed
28.168	New section	SF 2327.36	Veto
28.169	New section	SF 2327.37	Veto
28.171	New section	SF 2186.1	J
28B.4	Section amended	SF 2422.22	J
28E.35	New section	HF 2560.1	J
28E.36	New section	HF 2560.2	J
28E.37	New section	HF 2560.3	J
28E.38	New section	HF 2560.4	J
28E.39	New section	HF 2560.5	J
29A.33	Section amended	SF 2402.24	J
29C.8A	Subsection 1 amended	SF 2364.21	E
29C.100	New section	SF 2433.7	Veto
29C.101	New section	SF 2433.8	Veto
29C.102	New section	SF 2433.9	Veto
29C.103	New section	SF 2433.10	Veto
38.2	Subsection 2 amended	SF 2426.13	01-14 91
39.2	Subsections 1 & 2 amended	HF 2329.1	J
39.21	New subsection 4	SF 2163.8	E
42.4	Subsection 8 amended	SF 2372.1	J
42.5	Subsection 1, paragraph d amended	SF 2422.23	J
43.18	Unnumbered paragraph 3 amended	HF 2329.2	J
43.49	Unnumbered paragraph 1 amended	HF 2329.3	J
43.67S	Unnumbered paragraph 3 amended	HF 2329.4	J
43.78S	Subsection 4 amended	HF 2329.5	J
43.115	Unnumbered paragraph 1 amended	HF 2329.6	J
44.3	Subsection 2, unnumb. paragraph 5 amended	HF 2329.7	J
44.4S	Section amended	HF 2329.8	J
45.3S	Unnumbered paragraph 6 amended	HF 2329.9	J
46.22	Section amended	HF 2329.10	J
46.24	Unnumbered paragraph 1 amended	HF 2329.11	J
47.4	Subsection 1, paragraph e rewritten	HF 2009.1	Veto
47.6S	Subsection 1, unnumb. paragraph 2 amended	HF 2329.12	J
48.3	Section amended	HF 2009.2	Veto
48.3	Section amended	HF 2329.13	J
48.3	New unnumbered paragraph	SF 2280.37	Veto
48.9	Section amended	HF 2329.14	J
48.11	Unnumbered paragraph 1 amended	HF 2009.3	Veto
48.11	Unnumbered paragraph 2 amended	HF 2329.15	J
48.19	New section	HF 2009.4*	Veto
48.19	(Nullity)	HF 2329.42	---
48.23	New section	HF 2329.16	J
48.27	Section repealed	HF 2329.43	J
49.7S	Section amended	HF 2313.1	J
49.25	Subsection 3 rewritten	HF 2001.1**	E, R

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49.30	Section rewritten	HF 2329.17	J
49.31S	New subsection 6	HF 2329.18	J
49.33	Section amended	HF 2329.19	J
49.42	Section rewritten	HF 2329.20	J
49.77	New subsection 6	HF 2009.5	Veto
49.80	Subsection 3 stricken	HF 2329.21	J
49.99	Unnumbered paragraph 1 amended	HF 2329.22	J
49.104	Subsection 6 amended	HF 2329.23	J
49.107S	Subsection 8 rewritten	HF 2329.24	J
50.21	Unnumbered paragraph 1 amended	HF 2329.25	J
50.24S	Unnumbered paragraph 1 amended	HF 2329.26	J
50.46	Section amended	HF 2329.27	J
52.26	Subsection 1 amended	HF 2001.2**	E, R
53.1	New subsection 3	HF 2329.28	J
53.17	Subsection 2 amended	HF 2329.29	J
53.23	New subsection 5-subsections renumbered	HF 2329.30	J
53.24	Section amended	HF 2329.31	J
56.6S	Subsection 3, paragraph i stricken	HF 2313.2	J
56.9	Subsection 3 amended	SF 2422.24	J
56.31	New section	HF 2313.3	J
62.18	Section amended	HF 2329.32	J
67.12	Section amended	SF 2422.25	J
68B.4	Section amended	HF 2057.1	J
68E.10	Unnumbered paragraph 2 amended	SF 2422.26	J
68E.10	Unnumbered paragraph 3 amended	SF 2426.14	01-14-91
69.14AS	Subsection 2 rewritten	HF 2329.33	J
72.5	New section	SF 2403.5	J
73.16	Subsections 1 & 2 amended	SF 2274.6	J
73.17	Section amended	SF 2274.7	J
73.18	Section amended	SF 2274.8	J
73.19	Section amended	SF 2274.9	J
73.20	Section amended	SF 2274.10	J
73.21	Section amended	SF 2274.11	J
77A.10A	New section	HF 2488.4	E, A
77A.10B	New section	HF 2488.5	E, A
77A.10C	New section	HF 2488.6	E, A
77A.10D	New section	HF 2488.7	E, A
77A.10E	New section	HF 2488.8	E, A
79.1A	New section	HF 121.1	Veto
80.9	Subsection 2-new paragraph g	HF 2166.1	J
80.40	New section	SF 2197.1	J
80E.6	Unnumbered paragraph 2 amended	SF 2426.15	01-14-91
80E.8	Section amended	SF 2422.27	J
80E.11B	New section	SF 2402.25	J
80D.1	Unnumbered paragraph 1 amended	SF 2015.1	J, A
80D.1A	New section	SF 2015.2	J, A
80D.3	Section rewritten	SF 2015.3	J, A

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CODE SECTION		BILL NUMBER	
80D.4	Section amended	SF 2015.4	J, A
80D.4	Section amended	SF 2410.121	J
80D.7	Section amended	SF 2015.5	J, A
84A.1	Subsection 2-new unnumbered paragraph	SF 2328.25	J
85.21	Section amended	SF 2249.1	Veto
85.27	New unnumbered paragraph	SF 2249.2	Veto
85.29A	New section	SF 2249.3	Veto
85.30	New unnumbered paragraph	SF 2249.4	Veto
85.34	Subsection 2, unnumb. paragraph 1 amended	SF 2249.5	Veto
85.34	Subsection 3, unnumb. paragraph 1 amended	SF 2249.6	Veto
85.36	New subsection 12	SF 2155.1	J, A
85.59	Unnumbered paragraphs 2, 4, & 5 amended	SF 2413.3	J
85.66	Unnumbered paragraph 1 amended	SF 2187.1	J
86.2	New unnumbered paragraph	SF 2328.26	J
86.4	Section amended	SF 2328.27	J
86.13	Unnumbered paragraph 4 amended	SF 2249.7	Veto
86.14	New subsection 3	SF 2249.8	Veto
86.17A	New section	SF 2249.9	Veto
86.18A	New section	SF 2249.10	Veto
86.36	Subsection 5 amended	HF 2488.9	J
87.4S	Unnumbered paragraph 2 amended	SF 2059.1	J
87.4S	Unnumbered paragraph 4 amended	SF 2059.2	J
88.3	Subsection 5 amended	SF 2159.1	J
88A.1	Subsection 7 amended	SF 2159.2	J
88B.2S	Section amended	SF 2159.3	J
89.7	Subsection 1 amended	SF 2159.4	J
89.7	Subsection 5 stricken	SF 2159.5	J
89.13	New section	SF 2159.6	J
90A.7	Section amended	SF 2280.38	J
90A.10	Subsection 1 amended	HF 2016.1	E
91.14	Section repealed	SF 2159.16	J
91A.5	Subsection 2, paragraph c amended	SF 2159.7	J
91A.5	Subsec. 2, new par. d-pars. relettered	SF 2159.8	J
91A.5	Subsection 2-new paragraphs e & f	SF 2169.1	J
91A.10	Subsection 2 amended	SF 2159.9	J
91B.1	New section	HF 2405.1	J
91C.2	Subsection 1 amended	SF 2159.10	J
91C.3	Subsection 1 amended	SF 2159.11	J
91C.4	Section amended	SF 2159.12	J
91C.5	New unnumbered paragraph	SF 2159.13	J
91C.6	Section amended	SF 2159.14	J
91E.1	New section	SF 2169.2	J
91E.2	New section	SF 2169.3	J
91E.3	New section	SF 2169.4	J
91E.4	New section	SF 2169.5	J
91E.5	New section	SF 2169.6	J
91E.6	New section	SF 2169.7	J

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CODE SECTION		BILL NUMBER	
93.3	New section	SF 2403.6	J
93.7S	Subsection 1, unnumb. paragraph 2 amended	SF 2403.7	J
93.7S	Subsection 4, unnumb. paragraph 1 amended	SF 2403.8	J
93.7S	Subsection 5 amended	SF 2403.9	J
93.7S	New subsection 15	SF 2403.10	J
93.11	Subsection 3 amended	SF 2426.16	01-14-91
93.13AS	New unnumbered paragraph	SF 2403.11	J
93.19	Section amended	SF 2410.120	J
93.19	Section amended	SF 2410.121	J
93.20	New unnumbered paragraphs	SF 2403.12	J
93.20	Section amended	SF 2410.120	J
93.20A	Section amended	SF 2410.120	J
93.40	New section	SF 2403.13	J
94.6	Section amended	HF 2343.1	J
96.4	Subsection 4, unnumb. paragraph 1 amended	HF 2346.1	Veto
96.5	Subsection 10 amended	SF 2328.28	J
96.7S	Subsection 12, paragraph d rewritten	SF 2328.29	06-30-90
96.7S	Subsection 2, par. b-new unnumbered par.	HF 2287.1	J
96.14	Subsection 7 amended	HF 2312.11	J
97A.4	Unnumbered paragraph 1 amended	HF 2543.1	01-01-92
97A.5	Subsection 8 amended	HF 2543.2	J
97A.6	Subsection 1, paragraph b amended	HF 2543.3	J, A
97A.6	Subsection 2 amended	HF 2543.4	J
97A.6	Subsection 6 amended	HF 2543.5	J
97A.6	Subsection 8, paragraph a amended	HF 2543.6	J, A
97A.6	Subsection 8, par. b-new unnumb. par.	HF 2543.7	J
97A.6	Subsec 14, par a, subpars (1)-(3) amended	HF 2543.8	J
97A.6	New subsection 15	HF 2543.9	J
97A.6A	New section	HF 2543.10	J
97A.8	Subsection 1, paragraphs b, c & f amended	HF 2543.11	J
97A.8	Subsection 1-new paragraph h	HF 2543.12	J
97A.15	Subsection 2, paragraph g amended	HF 2543.13	J, A
97A.16	New section	HF 2543.14	J
97B.8	Unnumbered paragraph 2 amended	SF 2426.17	01-14-91
97B.15	Section amended	HF 2543.15	J
97B.41	Subsec. 1, par. a, unnumb. par. 2 amended	HF 2543.16	01-14-91
97B.41	Subsec. 1, par. b, subpar. (9) rewritten	HF 2543.17	J
97B.41	Subsec. 1, par. b-new subpars (10) & (11)	HF 2543.18	J
97B.41	Subsec. 3, par. b, subpar. (1) rewritten	HF 2543.19	J
97B.41	Subsec. 3, par. b, new subparagraph (15)	HF 2543.20	J
97B.41	Subsection 10 amended	HF 2543.21	J
97B.41	Subsection 15 amended	HF 2543.22	J, A
97B.41	Subsection 21 stricken	HF 2543.23	J
97B.42	New unnumbered paragraphs	HF 2543.24	J
97B.43	Unnumbered paragraph 3 amended	HF 2543.25	J
97B.48	Subsection 1 amended	HF 2543.26	J
97B.48	Subsection 3 amended	HF 2543.27	J

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97B.49	Subsection 5 amended	HF 2543.28	J
97B.49	Subsection 13, paragraphs a & b amended	HF 2543.29	J
97B.49	Subsection 13, paragraph c amended	HF 2543.30	J
97B.49	Subsection 13-new par. d, pars relettered	HF 2543.31	J
97B.49	Subsection 15 amended	HF 2543.32	J
97B.49	Subsection 16, pars. a, b & c amended	HF 2543.33	J
97B.49	Subsec. 16, par. d, subpar. (3) amended	HF 2543.34	J
97B.49	Subsec. 16, par. d-new subparagraph (7)	HF 2543.35	J
97B.49	Subsection 16, par. d-new subpar. (3A)	SF 2280.39	Veto
97B.49	Subsection 16-new paragraph k	HF 2543.36	J
97B.50	Subsection 2 amended	HF 2543.37	J
97B.52	Subsection 3 amended	HF 2543.38	J
97B.53A	New section	HF 2543.39	J
97B.73	Section amended	HF 2543.40	J
97B.74	Unnumbered paragraphs 1 & 2 amended	HF 2543.41	J
97B.76	Subsection 2 amended	SF 2422.28	J
97B.76	Section transferred to Chapter 97D	HF 2543.98	J
97B.80	Section amended	IIF 2543.42	J
97D.1	New section	HF 2543.43	J
97D.2	New section	HF 2543.44	J
97D.3	New section	HF 2543.45	J
98.28	Section amended	SF 2304.1	01-01-91, A
98.44S	Subsection 4 amended	HF 2551.1	J
98.46	Subsection 3 rewritten	SF 2304.2	01-01-91, A
98A.1	Subsection 2 amended	HF 209.1	J
98A.2	Subsection 3-new unnumbered paragraph	HF 209.2	J
98A.6	New unnumbered paragraph	HF 209.3	J
99.6	Section amended	HF 2312.12	J
99.10	Section amended	HF 2312.13	J
99.11	Section amended	HF 2312.14	J
99A.10	Section amended	HF 2454.1	J
99B.1S	Subsection 18 amended	HF 2313.4	J
99B.6S	Subsection 1, unnumb. paragraph 1 amended	SF 2057.3	E
99B.6S	New subsection 9	SF 2057.4	E
99D.5S	Subsection 1 amended	SF 2328.30	Veto
99D.11S	Subsection 5 amended	SF 2328.31	E
99D.11S	Subsection 6, paragraph b amended	SF 2057.5	E
99D.13S	Subsection 2 amended	HF 2313.5	J
99D.13S	Subsection 2 amended	SF 2328.32	E
99D.15S	Section amended	SF 2328.33	E
99D.17	Section rewritten	SF 2328.34	E
99D.18	Section amended	SF 2328.35	E
99D.27S	Section rewritten	SF 2240.1	J
99E.9	Subsection 3, paragraph m amended	SF 2153.4	Veto
99E.10	Subsection 1, unnumb. paragraph 3 amended	SF 2153.6	J
99E.10	Subsection 1, paragraph a rewritten	SF 2421.40	Veto
99E.10	Subsection 1, paragraph a rewritten	SF 2435.41	J, IV

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CODE SECTION		BILL NUMBER	
99E.10	Subsection 1, paragraph b amended	SF 2153.5	Veto
99E.10	Subsection 2 stricken	SF 2153.7	J
99E.10	Subsection 3 amended	SF 2153.8	J
99E.20	Subsection 2 amended	SF 2153.9	J
99E.31S	Section amended	SF 2410.122	J
99E.32S	Section amended	SF 2410.122	J
99E.32S	Subsection 3, paragraph y amended	SF 2433.11	E
99E.32S	Subsection 4, par. b, subpar. (4) amended	SF 2433.12	E
99E.32S	Subsection 5, par. p amended	SF 2433.13	E
99E.32S	New subsection 10	SF 2433.14	E, IV
99E.34	New section	SF 2153.10	J, IV
100.19	Section amended	SF 2363.3	E
100.39	New subsection 4	HF 2233.1	J
101.5A	New section	SF 2158.1	E
101.12S	Section amended	HF 2552.1	E
101.21S	Section amended	HF 2552.2	E
101.22S	Section amended	HF 2552.3	E
101.22A	New section	HF 2552.4	E
101.23S	Section amended	HF 2552.5	E
101.24S	Subsections 1 & 2 amended	HF 2552.6	E
103A.8	Subsection 1 amended	SF 2402.26	J
103A.14	Subsection 5 amended	SF 2422.29	J
103A.20	Subsection 1-new unnumbered paragraph	SF 2159.15	J
104B.1	New section	SF 2011.1	J
108.1	New subsections 4 & 5	HF 2407.1	J
108.12	New section	HF 2407.2	J
108.13	New section	HF 2407.3	J
108.14	New section	HF 2407.4	J
109.2	Section amended	SF 2290.1	J
109.6	Section amended	SF 2349.6	J
109.18	New section	HF 2500.1	J
109.22	Unnumbered paragraph 7 stricken	SF 2349.7	J
109.38S	Subsection 1-new unnumbered paragraph	SF 57.1	J
109.64	New unnumbered paragraph	SF 2290.2	J
109.123	Section amended	SF 2048.1	J
109.130	Subsection 1 amended	HF 2355.1	J
109.133	New section	HF 2500.2	J
109.134	New section #	HF 2500.3	J
109.134	New section #	HF 2500.4	J
110.7S	Subsection 3 amended	HF 2114.1	E
110.8S	Subsection 3 amended	HF 2114.2	E
110.21	New unnumbered paragraph	HF 2355.2	J
110.24S	Subsection 9 amended	HF 2522.1	01-01-91
110.24S	New subsection 16	HF 2522.2	01-01-91
110.26	Section amended	SF 2349.8	J
110.28S	Section repealed	HF 2114.5	E
110.29S	Section repealed	HF 2114.5	E

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## SECTIONS AMENDED, ADDED, OR REPEALED

CODE SECTION		BILL NUMBER	
110.30	New section #	HF 2114.3	E
110.30	New section #	HF 2522.3	01-01-91
111.4	Unnumbered paragraph 1 amended	HF 2296.1	J
111A.2	Section amended	HF 2329.34	J
114.11	Section amended	HF 2312.15	J
114.12	Section amended	HF 2312.16	J
114.12	Section amended	SF 2328.36	J
114.20	Unnumbered paragraph 3 amended	HF 2312.17	J
114.35	New section	HF 2369.1	J
114A.1	New section	HF 724.1	J
114A.2	New section	HF 724.2	J
114A.3	New section	HF 724.3	J
114A.4	New section	HF 724.4	J
114A.5	New section	HF 724.5	J
114A.6	New section	HF 724.6	J
114A.7	New section	HF 724.7	J
114A.8	New section	HF 724.8	J
114A.9	New section	HF 724.9	J
114A.10	New section	HF 724.10	J
114A.11	New section	HF 724.11	J
114A.12	New section	HF 724.12	J
114A.13	New section	HF 724.13	J
114A.14	New section	HF 724.14	J
116.3	Subsection 3, unnumb. paragraph 1 amended	SF 2328.37	J
116.6	Section repealed	HF 2312.64	J
116.15	Section amended	HF 2312.18	J
117.14S	Section amended	HF 2312.19	J
117.14S	Section amended	SF 2328.38	J
117.27S	Subsection 3 amended	HF 2312.20	J
117.29	New subsection 9	HF 730.1	07-01-91
117.47	New section	HF 730.2	07-01-91
117.54	New section	HF 730.3	07-01-91
117A.1	Subsection 1 amended	HF 724.42	J
117B.6S	Subsec. 1, par. b & subsection 2 amended	HF 2312.21	J
117B.6S	Subsection 2 amended	SF 2328.39	J
118.2	Section amended	HF 2312.22	J
118.11	Subsec. 3 & unnumb. paragraph 2 amended	HF 2312.23	J
118.11	Unnumbered paragraph 2 amended	SF 2328.40	J
118A.4	Section amended	HF 2312.24	J
118A.14	Unnumbered paragraph 2 amended	SF 2328.41	J
118A.14	Subsec. 3 & unnumb. paragraph 2 amended	HF 2312.25	J
122.1S	Section rewritten	SF 2412.1	J
122.2S	Section rewritten	SF 2412.2	J
122.2A	New section	SF 2412.3	J
122.3S	Section rewritten	SF 2412.4	J
122.4S	Section repealed	SF 2412.6	J
122.5S	Section repealed	SF 2412.6	J

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CODE SECTION		BILL NUMBER	
122.6	Section repealed	SF 2412.5	J
122.7S	Section repealed	SF 2412.6	J
122C.1	New section	SF 2350.1	J
122C.2	New section	SF 2350.2	J
122C.3	New section	SF 2350.3	J
122C.4	New section	SF 2350.4	J
122C.5	New section	SF 2350.5	J
122C.6	New section	SF 2350.6	J
122C.7	New section	SF 2350.7	J
122C.8	New section	SF 2350.8	J
122C.9	New section	SF 2350.9	J
123.30	Subsection 3, paragraph d amended	SF 2057.6	E
123.32S	New subsection 2A	HF 2188.1	J
123.34	Section amended	HF 2188.2	J
123.34	New subsections 4 & 5	HF 2188.3	J
123.36	Subsection 2 amended	SF 2309.1	J
123.36	Subsection 6 amended	SF 2057.7	E
123.47B	New section	SF 2413.4	J
123.49S	Subsection 2, paragraph a amended	SF 2057.8	E
123.64	Section amended	HF 2312.26	J
125.2S	Subsection 2 amended	HF 2508.2	J
125.2S	New subsections 4A & 14A	HF 2508.1	J
125.9	Subsections 2 & 4 amended	HF 2508.3	J
125.10	Section amended	HF 2508.4	J
125.12	Subsections 1 & 3 amended	HF 2508.5	J
125.13S	Subsection 1, unnumbered par. 1 amended	HF 2508.6	J
125.13S	Subsection 2, paragraphs a & c amended	HF 2508.7	J
125.14A	New section	HF 2504.1	J
125.15A	New section	HF 2564.14	Veto
125.15B	New section	HF 2564.15	Veto
125.15C	New section	HF 2564.16	Veto
125.15D	New section	HF 2564.17	Veto
125.15E	New section	HF 2564.18	Veto
125.15F	New section	HF 2564.19	Veto
125.15G	New section	HF 2564.20	Veto
125.15H	New section	HF 2564.21	Veto
125.15I	New section	HF 2564.23	Veto
125.15J	New section	HF 2564.24	Veto
125.15K	New section	HF 2564.25	Veto
125.15L	New section	HF 2564.26	Veto
125.15M	New section	HF 2564.27	Veto
125.32	Unnumbered paragraph 1 amended	HF 2508.8	J
125.32A	New section	HF 2564.33	J
125.33	Subsections 1, 3, 4 amended	HF 2508.9	J
125.43	Section amended	HF 2508.10	J
125.44S	Section amended	HF 2508.11	J
125.46	Section amended	HF 2508.12	J

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CODE SECTION		BILL NUMBER	
125.75	Section amended	HF 2508.13	J
125.80	Subsections 3 & 4 amended	HF 2508.14	J
125.81	Unnumbered paragraph 1 amended	HF 2508.15	J
125.82	Subsection 4 amended	HF 2508.16	J
125.83	Section amended	HF 2153.1	J
125.83	Section amended	HF 2508.17	J
125.84	Subsections 2-4 amended	HF 2153.2	J
125.84	Subsections 2-4 amended	HF 2508.18	J
125.91	Subsection 3 amended	HF 2508.19	J
135.11S	Subsection 19 amended	HF 2371.10	J
135.13S	Subsection 1 amended	SF 2426.18	01-14-91
135.13S	Subsection 1-new unnumbered paragraph	HF 2548.1	J
135.13S	Subsection 2-new paragraph g	HF 2548.2	J
135.23	New section	SF 2049.1	J
135.28S	Section amended	HF 2178.1	J
135.29S	Section amended	HF 2178.2	J
135.62	Subsection 2, paragraph c amended	SF 2422.30	J
135.90	Transferred to new chapter	HF 178.66	J
135.91	Transferred to new chapter	HF 178.66	J
135.92	Transferred to new chapter	HF 178.66	J
135.93	Transferred to new chapter	HF 178.66	J
135.94	Transferred to new chapter	HF 178.66	J
135.95	Transferred to new chapter	HF 178.66	J
135.96	Transferred to new chapter	HF 178.66	J
135A	Chapter repealed	HF 178.65	J
135B.1	Subsection 1 amended	HF 2308.1	J
135B.1	New subsection 4	HF 178.2	J
135B.4	Section amended	HF 178.3	J
135B.5	Unnumbered paragraph 1 amended	HF 178.4	J
135B.6	Section amended	HF 178.5	J
135B.7	Unnumbered paragraph 1 amended	HF 178.6	J
135B.7	Unnumbered paragraph 2 amended	SF 2343.1	J
135B.9	Unnumbered paragraph 1 amended	HF 178.7	J
135B.10	Section amended	HF 178.8	J
135B.11	Subsections 1 and 2 amended	HF 178.9	J
135B.12	Section rewritten	HF 178.10	J
135B.13	Section amended	HF 178.11	J
135B.14	Section amended	HF 178.12	J
135B.33	Subsection 5 amended	HF 2489.1	10-01-90
135C.1	Subsections 2 & 3 stricken	HF 2489.2	10-01-90
135C.1	Subsection 4 amended	HF 2489.3	10-01-90
135C.1	Subsection 18 rewritten	HF 2489.4	10-01-90
135C.1	New subsections 20 & 21	HF 2489.5	10-01-90
135C.2S	Subsection 3, unnumb. paragraph 1 amended	HF 2489.6	10-01-90
135C.2S	Subsection 5, paragraph b rewritten	SF 2402.27	J
135C.3	Section rewritten	HF 2489.7	10-01-90
135C.6	New subsection 7	HF 2308.2	J

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CODE SECTION		BILL NUMBER	
135C.10	New subsection 10	HF 178.13	J
135C.14S	Unnumbered paragraph 1 amended	HF 178.14	J
135C.16	Subsection 1 amended	HF 178.15	J
135C.19	Subsection 2, unnumb. paragraph 1 amended	HF 178.16	J
135C.19	Subsection 3 amended	HF 178.17	J
135C.19	Subsection 3 amended	HF 2489.8	10-01-90
135C.23	Subsection 2, unnumb. paragraph 2 amended	HF 2489.9	10-01-90
135C.39S	Unnumbered paragraph 2 stricken	HF 2489.10	10-01-90
135C.45A	New Section	HF 2489.11	10-01-90
135D.22S	Subsection 2 amended	HF 2554.1	01-01-91, A
135D.24	New subsection 7	HF 2314.2	J, A
135E.1	Subsection 3 amended	HF 178.18	J
135E.1	Subsection 3 amended	HF 2489.12	10-01-90
135F.1	Subsections 1, 3, & 4 amended	SF 205.1	J
135F.2	New unnumbered paragraph	SF 205.2	J
135F.5	Unnumbered paragraph 3 amended	SF 205.3	J
135F.6	Subsections 2 & 3 amended	SF 205.4	J
135F.7	Section amended	SF 205.5	J
135F.11	Section amended	SF 205.6	J
135F.12	Section amended	SF 205.7	J
135H.6S	Subsection 5 rewritten	HF 2517.1	E
135H.6S	Subsection 6 amended	HF 2517.2	E
135H.7S	Subsection 2 rewritten	HF 2504.2	J
136C.3	Subsection 2, unnumb. paragraph 1 amended	HF 2313.6	J
136D.1	New section	HF 2486.1	J
136D.2	New section	HF 2486.2	J
136D.3	New section	HF 2486.3	J
136D.4	New section	HF 2486.4	J
136D.6	New section	HF 2486.5	J
136D.7	New section	HF 2486.6	J
136D.8	New section	HF 2486.7	J
144.13	Unnumbered paragraphs 2 & 3 amended	HF 2104.1	J
144.43	Unnumbered paragraph 2 amended	HF 2105.1	J
145.2	Unnumbered paragraph 2 amended	SF 2426.19	01-14-91
147.4	Section amended	HF 2518.1	J
147.7	Section amended	HF 2518.2	J
147.9	Section amended	HF 2518.3	J
147.29	Section amended	HF 2518.4	J
147.74	Unnumbered paragraph 7 amended	HF 2312.27	J
147.87	Section amended	HF 178.19	J
147.88	Section rewritten	HF 178.20	J
147.90	Section amended	HF 178.21	J
147.91	Subsection 2 amended	HF 178.22	J
147.102	Section amended	HF 2518.5	J
147.104	Section amended	HF 2518.6	J
147.116	Section repealed	HF 178.65	J
147.135	Subsection 3-new unnumbered paragraph	HF 2518.7	J

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CODE SECTION		BILL NUMBER	
147.152	Subsection 1 amended	HF 2518.8	J
148.3	Subsection 1, paragraph b amended	HF 2518.9	J
148.3	Subsection 3 amended	HF 2518.10	J
148.5	Section amended	HF 2518.11	J
148.6	Subsection 1, unnumb. par. 1 rewritten	HF 2518.12	J
148.6	Subsec. 1, par. h, unnumb. par. 1 amended	HF 2518.13	J
148.6	Subsection 1, paragraph i amended	HF 2518.14	J
148.7	Subsection 1 amended	HF 2518.15	J
149.4	Section amended	SF 2410.2	J
153.33	Subsection 1 amended	SF 2097.1	J
153A.7	Section amended	SF 2257.1	J
154A.24	Subsection 3-new par. s, pars. relettered	SF 2248.1	J
156.3	Section amended	SF 2410.3	J
157.7	Section rewritten	HF 178.23	J
158.6	Section rewritten	HF 178.24	J
159.6S	Subsection 9 amended	HF 2120.1	J
159.29	Subsection 2, unnumb. paragraph 1 amended	HF 2199.1	E
159.29	Subsection 2, paragraph b amended	HF 2199.2	E
159.29	Subsection 7 amended	HF 2199.3	E
159.29	Subsection 8, paragraph c amended	HF 2199.4	E
160.1A	New section	HF 2250.1	J
160.2	Section amended	HF 2250.2	J
160.5	Unnumbered paragraph 3 rewritten	HF 2250.3	J
160.14	Subsections 1 & 2 amended	HF 2250.4	J
160.14	New subsection 4	HF 2250.5	J
160.16	Section amended	HF 2250.6	J
166D.2S	Subsection 32-new paragraph f	SF 2315.1	J
166D.2S	New subsection 36A	SF 2315.2	J
166D.2S	Subsection 37 amended	SF 2315.3	J
166D.4S	Subsection 1 amended	HF 2312.28	J
166D.5S	Section amended	SF 2315.4	J
166D.7S	New subsection 4	SF 2315.5	J
166D.9S	Subsection 3, paragraph a amended	HF 2312.29	J
166D.10S	Subsection 1, new paragraph d	SF 2315.6	J
166D.10S	Subsection 3, paragraph b amended	HF 2312.30	J
166D.11S	New unnumbered paragraph	SF 2315.7	J
169.5	Subsection 4 amended	SF 2422.31	J
169.8	New unnumbered paragraph	SF 2262.1	J
169.10	Section rewritten	SF 2262.2	J
170	Chapter moved to Title VII	HF 178.66	J
170.5	Unnumbered paragraph 1 amended	HF 178.25	J
170.5	Unnumbered paragraph 4 amended	HF 178.26	J
170.8	Section amended	HF 178.27	J
170.10	Section amended	HF 178.28	J
170.12	Section repealed	HF 178.65	J
170.16	Section amended	HF 178.29	J
170.19	Section repealed	HF 178.65	J

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170.25	Section repealed	HF 178.65	J
170.26	Section repealed	HF 178.65	J
170.27	Section repealed	HF 178.65	J
170.28	Section repealed	HF 178.65	J
170.47	Section amended	HF 178.30	J
170.56	Section amended	HF 178.31	J
170A	Chapter moved to Title VII	HF 178.66	J
170A.3	Section amended	HF 178.32	J
170A.7	Section amended	HF 178.33	J
170A.8	Section amended	HF 178.34	J
170A.10	Section amended	HF 178.35	J
170B	Chapter moved to Title VII	HF 178.66	J
170B.7	Section amended	HF 178.36	J
170E.8	Section amended	HF 178.37	J
170E.9	Unnumbered paragraph 2 amended	HF 178.38	J
170E.15	Section amended	HF 178.39	J
172B.1	New subsection 6	SF 2329.1	J
172B.3S	Subsection 2, pars. b, i, & j amended	SF 2329.2	J
172B.5	Subsection 1 amended	SF 2329.3	J
173.3	Section amended	HF 2120.2	J
173.8	Section amended	SF 2422.32	J
173.12	Section amended	SF 2422.33	J
175.3	Subsection 4 amended	SF 2422.34	J
175A.3	Subsection 4 amended	SF 2422.35	J
176A.5	Section rewritten	SF 2163.1	E
176A.6	Section rewritten	SF 2163.2	E
176A.7	Section rewritten	SF 2163.3	E
176A.8	Subsections 2 & 4 amended	SF 2163.4	E
176A.8	Subsection 5 stricken	SF 2163.5	E
176A.8	Subsections 6 & 12 amended	SF 2163.6	E
176A.16	Section amended	SF 2163.7	E
183.1	Article III, par. a, subpar. 1 amended	SF 2426.20	01-14-91
184	Chapter repealed	HF 2120.3	J
185C.16S	Section amended	HF 2312.31	J
190C.1	New section	SF 2153.11	Veto
190C.2	New section	SF 2153.12	Veto
190C.3	New section	SF 2153.13	Veto
190C.4	New section	SF 2153.14	Veto
191A	Chapter moved to Title VII	HF 178.66	J
191A.1	New subsection 14	HF 178.40	J
191A.8	Section amended	HF 178.41	J
191A.9	Section repealed	HF 178.65	J
191A.10	Section rewritten	HF 178.42	J
191A.15	New section	HF 178.43	J
191A.16	New section	HF 178.44	J
192.30	Section amended	HF 2312.32	J
192.33	Section amended	HF 2312.33	J

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198.1	Section amended	HF 534.1	J
198.3	Subsection 1 rewritten	HF 534.2	J
198.3	Subsection 17 amended	HF 534.3	J
198.3	New subsection 21	HF 534.4	J
198.4	Section rewritten	HF 534.5	J
198.5	Subsection 1, paragraph d amended	HF 534.6	J
198.5	Subsection 2-new paragraph g	HF 534.7	J
198.6	Subsection 4 rewritten	HF 534.8	J
198.7	Subsection 1-new paragraph f	HF 534.9	J
198.8	Subsection 5 amended	HF 534.10	J
198.9	Subsection 1 rewritten	HF 534.11	J
198.9	Subsection 2, paragraph a amended	HF 534.12	J
198.9	Subsection 3, unnumb. paragraph 2 amended	HF 534.13	J
198.9	Subsection 3-new unnumbered paragraph	HF 534.14	J
198.10	Subsec. 1-unnumb. par. 1 & par. b amended	HF 534.15	J
198.11	Subsection 7 amended	HF 534.16	J
203B.2S	New subsection 1A	HF 2372.1	J
203B.3S	New subsection 23	HF 2372.2	J
203B.5S	Subsection 1 amended	HF 2372.3	J
203B.5S	New subsection 4	HF 2372.4	J
204.206	Subsection 3-new par. f, pars. relettered	HF 2309.1	J
204.206	Subsection 7 amended	HF 2309.2	J
204.401S	Subsec. 1, par. b, subpar. (5) amended	HF 2313.7	J
204.401A	New section	SF 2413.5	J
204.406S	Subsection 1, paragraph a amended	SF 2413.6	J
204.406S	Subsection 2, paragraph a amended	SF 2413.7	J
204.415	New section	SF 2413.8	J
204.416	New section	SF 2413.9	J
204B.1	New section	SF 2413.10	J
204B.2	New section	SF 2413.11	J
204B.3	New section	SF 2413.12	J
204B.4	New section	SF 2413.13	J
204B.5	New section	SF 2413.14	J
204B.6	New section	SF 2413.15	J
204B.7	New section	SF 2413.16	J
204B.8	New section	SF 2413.17	J
204B.9	New section	SF 2413.18	J
204B.10	New section	SF 2413.19	J
204B.11	New section	SF 2413.20	J
204B.12	New section	SF 2413.21	J
206.12	Subsection 2, paragraph c amended	SF 2113.1	J, A
206.33S	Section amended	SF 2364.24	E
210.1	Section amended	SF 2363.3	E
213.2	Section amended	SF 2363.3	E
214.1	Subsection 2 amended	HF 2451.1	J
214.2	Section rewritten	HF 2451.2	J
214.3	Section rewritten	HF 2451.3	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
214.5	Section amended	HF 2451.4	J
214A.2S	Subsection 3 rewritten	SF 2403.14	J
214A.19	New section	SF 2403.15	J
215.2	Section rewritten	HF 2451.5	J
215.3	Section amended	HF 2451.6	J
215.4	Section rewritten	HF 2451.7	J
215.14	Section rewritten	SF 2363.1	E
215.18	Section rewritten	HF 2451.8	J
215.18	Section amended	SF 2363.3	E
215.20	Section rewritten	HF 2451.9	J
215.23	Section amended	SF 2363.2	E
215.26	Subsection 1 amended	HF 2451.10	J
215.26	New subsection 5	HF 2451.11	J
215A.9	Unnumbered paragraph 1 amended	HF 2451.12	J
217.4	Section amended	SF 2422.36	J
217.8	Section amended	HF 2517.3	J
218.9	Unnumbered paragraph 2 stricken	HF 2517.4	J
218.18	Section repealed	HF 2177.2	J
218.56	New unnumbered paragraph	SF 2427.4	J
220.2	Subsection 1, paragraph c amended	SF 2422.37	J
220.2	Subsection 4 amended	SF 2422.38	J
220.3	New subsection 13A	HF 2517.5	E
220.100	Subsection 2, paragraph a amended	SF 2327.38	J
220.100	New subsection 7	SF 2327.39	J
220.142S	New subsection 8	SF 2153.15	Veto
220.155	New section	HF 2517.6	E
220.161	New section	HF 2512.5	E
220.162	New section	SF 2410.75*	J
220.163	New section	SF 2433.15	Veto
222.59	Subsection 4 amended	HF 2569.1502	J
225C.4	Subsection 1, paragraph s amended	HF 178.45	J
225C.5	Subsection 3 amended	SF 2422.39	J
225C.24	Section repealed	SF 2082.1	E
225C.35	Subsection 2 amended	SF 2201.1	J
225C.36	Section amended	SF 2201.2	J
225C.37	Unnumbered paragraph 1 amended	HF 2489.13	10-01-90
225C.37	Unnumbered paragraph 1 amended	SF 2201.3	J
226.31	Section amended	HF 2569.1503	J
227.6	Section amended	HF 178.46	J
228.2	Section amended	HF 2430.2	J
228.8	New section	HF 2430.1	J
229.13	Section amended	HF 2153.3	J
229.14	Subsections 2-4 amended	HF 2153.4	J
229.21	Subsections 3 & 4 amended	HF 2508.20	J
230.15	Unnumbered paragraph 2 amended	HF 2508.21	J
232.2S	Subsection 6, paragraph d amended	SF 2413.22	J
232.2S	Subsection 20 amended	HF 2569.1504	Veto

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CODE SECTION		BILL NUMBER	
232.8	Subsection 1, unnumb. paragraph 2 amended	SF 2413.23	J
232.8	New unnumbered paragraph	SF 2413.24	J
232.11	Subsection 3, paragraph b amended	HF 2312.34	J
232.19	New subsection 3	SF 2413.25	J
232.52	Subsec. 2, par. c, subpar. (2) amended	HF 2312.35	J
232.52	Subsection 2, paragraph e amended	HF 2517.7	10-01-91
232.52	New subsection 8	HF 2517.8	J
232.52	New subsection 8	HF 2569.1505	J
232.52A	New section	SF 2413.26	J
232.54	New subsection 6	HF 2517.9	J
232.73	Section amended	HF 2564.28	J
232.77	Section amended	HF 2564.29	J
232.79S	Subsections 2 & 4 amended	SF 2425.1	J
232.79A	New section	SF 2425.2	J
232.82	Section amended	SF 2413.27	J
232.89S	Subsection 2, unnumb. paragraph 1 amended	HF 2569.1506	J
232.89S	Subsection 4 amended	HF 2569.1507	J
232.102	Subsection 3 amended	HF 2517.10	J
232.102	New subsection 3A	HF 2517.11	J
232.103	New subsection 7	HF 2517.12	J
232.116S	Subsection 1-new paragraph 1	SF 2413.28	J
232.141S	Subsection 3, paragraph c amended	HF 2313.8	J
232.142	Subsection 5 amended	HF 178.47	J
232.142	Subsection 3 amended	HF 2517.13	J
232.147	Subsection 3, paragraph c amended	HF 2569.1508	J
232A.1	Section amended	SF 2427.5	J
232A.2	Section amended	SF 2427.6	J
232A.3	Section amended	SF 2427.7	J
232A.4	Section amended	SF 2427.8	J
234.12	New unnumbered paragraph	HF 178.48	J
234.35	Unnumbered paragraph 1 amended	SF 2421.41	Veto
234.35	Unnumbered paragraph 1 amended	SF 2435.42	J
234.35	New subsection 5	SF 2435.43	J
234.36	Section repealed	SF 2421.47	Veto
234.36	Section repealed	SF 2435.50	J
234.38	Section amended	SF 2421.42	Veto
234.38	Section amended	SF 2435.44	J
234.39S	Subsection 1 amended	SF 2435.45	J
235.3S	Subsection 8 amended	HF 178.49	J
235.5	Section amended	HF 178.50	J
235.5A	New section	HF 178.51	J
235A.15S	Subsec. 2, par. c-new subpars. (6)-(9)	HF 2504.3	J
235A.15S	Subsec. 2, par. e-new subpars. (7)&(8)	HF 2504.4	J
235A.15S	Subsec. 2, par. e-new subpar. (7)	HF 2546.1	J
235A.15S	Subsection 2, par. e-new subpar. (7)	HF 2440.1	J
235A.18S	Subsection 2, unnumb paragraph 1 amended	HF 2504.5	J
235A.18S	Subsection 3 amended	HF 2504.6	J

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235B.1	Subsection 8, paragraph a amended	HF 178.52	J
235B.1S	Subsection 8, paragraph c amended	HF 2569.1509	J
235C.1	New section	HF 2564.30	J
235C.2	New section	HF 2564.31	J
235C.3	New section	HF 2564.32	J
236.12S	Subsection 2 amended	HF 2160.1	J
236.12S	New subsection 3A	HF 2160.2	J
237.1	Subsection 3, paragraph e amended	HF 2489.14	10-01-90
237.3S	New subsection 7	HF 2498.1	J
237.7	Section amended	HF 178.53	J
237.8S	Subsection 2 rewritten	HF 2504.7	J
237.14	New section	HF 2517.14	E
237.15	Subsection 3 amended	SF 2421.43	Veto
237.15	Subsection 3 amended	SF 2435.46	J
237A.1S	Subsection 7, unnumb. par. 1 amended	SF 199.1	J
237A.1S	Subsection 8 amended	SF 199.2	J
237A.1S	Subsection 9, paragraph a amended	SF 199.3	J
237A.2	Unnumbered paragraph 4 amended	SF 199.4	J
237A.3	Subsection 1 amended	SF 199.5	J
237A.5	Subsection 2 rewritten	HF 2504.8	J
237A.8	Section amended	HF 178.54	J
237A.20	Section amended	HF 2546.2	J
237A.26	New section	HF 2546.4	J
238.19	Section amended	HF 178.55	J
238.20	Section amended	HF 178.56	J
238.21	Section amended	HF 178.57	J
239.7	Section amended	HF 178.58	J
242.1	Section amended	HF 2517.15*	J
242.1	Section rewritten	HF 2517.16	01-01-92
242.2	Section rewritten	HF 2517.17	J
242.4	Section rewritten	HF 2517.18	J
242.7	Section amended	SF 2421.44	Veto
242.7	Section amended	SF 2435.47	J
244.1	Subsection 1 amended	HF 2517.19	J
244.4	Section amended	HF 2517.20	J
246.310A	New section	SF 2413.29	J
246.320	New section	SF 2427.9	J
246.513	Subsection 1, unnumb. paragraph 1 amended	SF 2413.30	J
246.703	New unnumbered paragraph	SF 2413.31	J
246.803	Subsection 2 amended	SF 2422.40	J
246.902	New section	SF 2413.32	J
249.5	Section amended	HF 178.59	J
249.11	New unnumbered paragraph	HF 178.60	J
249A.2S	Subsection 5 amended	HF 2489.15	10-01-90
249A.3S	Subsection 1, paragraph f amended	SF 2435.48	J
249A.3S	Subsection 1, paragraph f amended	SF 2421.45	Veto
249A.3S	Subsection 1, paragraph f amended	HF 2514.39	Veto

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CODE SECTION		BILL NUMBER	
249A.3S	Subsection 2-new paragraph g	SF 2365.4	Veto
249A.3S	Subsection 2-paragraphs g & h relettered	SF 2365.5	Veto
249A.3S	New subsection 9	SF 2365.6	10-01-90
249A.4S	Subsection 10 amended	HF 178.61	J
249A.4S	Unnumbered paragraph 2 amended	HF 178.62	J
249A.4S	New subsection 13	IIF 2564.34	J
249A.4S	Subsection 8, unnumb. paragraph 1 amended	SF 2426.21	01-14-91
249A.4S	Subsection 8, unnumb. paragraph 2 amended	SF 2422.41	J
249A.7	New unnumbered paragraph	HF 178.63	J
249A.17	Section amended	SF 2421.46	Veto
249A.17	Section amended	SF 2435.49	E
249A.19	New section	HF 2368.1	J
249B.1	New section	SF 2388.1	J
249B.2	New section	SF 2388.2	J
249B.3	New section	SF 2388.3	J
249B.4	New section	SF 2388.4	J
249B.5	New section	SF 2388.5	J
249B.6	New section	SF 2388.6	J
249B.7	New section	SF 2388.7	J
249D.11	Section amended	SF 2426.22	01-14-91
249D.13	Section amended	SF 2422.42	J
252.25	New unnumbered paragraph	HF 324.2	J
252A.4	Subsection 2 amended	SF 2429.2	J
252A.5A	New section	SF 2429.3	J
252B.5	New subsection 6	SF 2429.4	J
252B.5	New subsection 7	SF 2429.5	J
252B.6	Subsection 3 rewritten	SF 2429.6	J
252B.6	Subsection 4, paragraph b stricken	SF 2429.7	J
252B.7	New subsection 4	SF 2429.8	J
252B.9S	Unnumbered paragraph 2 amended	HF 2421.1	J
252B.13	Section rewritten	SF 2429.9	J
252B.14	Section rewritten	SF 2429.10	J
252B.15	New section	SF 2429.11	J
252B.16	Section rewritten	SF 2429.12	J
252B.18	New section	SF 2429.13	J
252C.1	Subsection 2 amended	SF 2429.14	J
252C.1	New subsection 8	SF 2429.15	J
252C.3	Subsection 1, unnumb. paragraph 1 amended	SF 2429.16	J
252C.3	Subsection 1, paragraph d amended	SF 2429.17	J
252C.3	Subsec 1, par e, subpars (3) & (4) amended	SF 2429.18	J
252C.3	Subsection 1, pars. f, g, & i amended	SF 2429.19	J
252C.3	Subsection 4-new paragraph c	SF 2429.20	J
252C.3	Subsection 5 amended	SF 2429.21	J
252C.4S	Subsections 2 & 4 amended	SF 2429.22	J
252C.9	Section amended	SF 2429.23	J
252D.1	Section amended	SF 2410.120	J
252D.1	Subsection 1 amended	SF 2429.24	J

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252D.4	Section repealed	HF 2437.14	J
252D.5	Section repealed	HF 2437.14	J
252D.6	Section repealed	HF 2437.14	J
252D.7	Section repealed	HF 2437.14	J
252D.8	New section	HF 2437.1	J
252D.9	New section	HF 2437.2	J
252D.10	New section	HF 2437.3	J
252D.11	New section	HF 2437.4	J
252D.12	New section	HF 2437.5	J
252D.13	New section	HF 2437.6	J
252D.14	New section	HF 2437.7	J
252D.18	New section	HF 2437.8	J
252D.19	New section	HF 2437.9	J
252D.20	New section	HF 2437.10	J
252D.21	New section	HF 2437.11	J
252D.22	New section	HF 2437.12	J
252E.1	New section	SF 2429.25	J
252E.2	New section	SF 2429.26	J
252E.3	New section	SF 2429.27	J
252E.4	New section	SF 2429.28	J
252E.5	New section	SF 2429.29	J
252E.6	New section	SF 2429.30	J
252E.7	New section	SF 2429.31	J
252E.8	New section	SF 2429.32	J
252E.9	New section	SF 2429.33	J
252E.10	New section	SF 2429.34	J
252E.11	New section	SF 2429.35	J
252E.12	New section	SF 2429.36	J
252E.13	New section	SF 2429.37	J
252E.14	New section	SF 2429.38	J
252E.15	New section	SF 2429.39	J
252E.16	New section	SF 2429.40	J
253.12	Section repealed	HF 178.65	J
255.16	Section amended	HF 2418.31	Veto
255.16	Section amended	SF 2423.36	J
256.3	Section amended	SF 2410.4	J
256.7S	Section amended	SF 2410.122	J
256.7S	Subsection 13 stricken	HF 2440.2	J
256.7S	Subsection 15 stricken	HF 2440.3	J
256.7S	New subsections 17-21	SF 2410.5	J
256.7S	New subsection 19	SF 2423.37	J
256.9S	Section amended	SF 2410.122	J
256.9S	New subsection 39	HF 2418.32	Veto
256.9S	New subsection 39	SF 2423.38	Veto
256.9S	New subsections 39 & 40	SF 2326.1	J
256.9S	New subsections 39-41	SF 2410.6	J
256.9S	New subsections 39 & 40	HF 2569.1101	J,IV

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256.11	Subsection 4 amended	SF 2423.32	J
256.11	Subsection 5, paragraph h rewritten	SF 2423.32	J
256.11S	Unnumbered paragraph 1 amended	HF 2418.33	Veto
256.11S	Unnumbered paragraph 1 amended	SF 2423.39	J
256.11S	Subsections 9 & 9A amended	SF 2423.40	J
256.11AS	Subsections 3 & 4 amended	SF 2423.41	J
256.30B	New section	SF 2410.7	J
256.32	Subsection 2, paragraph g amended	SF 2426.23	01-14-91
256.35	New section	HF 2418.34	Veto
256.35	New section	SF 2423.42	J
256.43	New section	HF 2418.35	Veto
256.43	New section #	HF 2564.35	J
256.43	New section #	SF 2423.43	J
256.46	New Section	SF 2322.1	J
257.2S	Subsection 3 amended	HF 2068.1	J
257.7S	Subsection 1 amended	HF 2068.2	J
257.9S	Subsec.1, unnumb. par. 1 & pars a-b amended	HF 2068.3	J
257.10S	Subsection 1 amended	HF 2068.4	J
257.10S	Subsection 4-new unnumbered paragraph	SF 2423.44	J
257.10S	Subsection 6 amended	HF 2068.5	J
257.10S	Subsection 8 amended	HF 2068.6	J
257.11S	Subsection 3 amended	HF 2068.7	J
257.14S	Unnumbered paragraph 2 amended	HF 2068.8	J
257.15S	New subsection 4	HF 2569.902	Veto
257.29S	Unnumbered paragraphs 1 & 2 amended	HF 2068.9	J
257.37	New section	HF 2418.36	Veto
257.37A	New section	HF 2418.37	Veto
258.3AS	Subsection 3 amended	SF 2410.8	J
258.4S	Subsections 7 & 9 amended	SF 2410.9	J
258A.1S	Subsection 6-new paragraph aa	SF 205.8	J
258A.2	New subsection 2A	SF 2403.16	J
258A.3	Subsection 2, paragraph a amended	HF 2518.16	J
258A.3	New subsection 5	SF 2280.40	Veto
258A.4	Subsection 1, paragraph f amended	HF 2518.17	J
258A.7	Subsection 3 amended	SF 2422.43	J
260.1S	Subsection 4 amended	HF 2440.4	J
260.2S	Subsection 13 rewritten	HF 2440.5	J
260.2S	New subsection 14	HF 2440.6	J
260.5S	New unnumbered paragraph	HF 2440.7	J
260.9A	New section	HF 2440.8	J
260.14	New section	HF 2440.9	J
260.27	New section	HF 2440.10	J
260.31S	Section amended	HF 2440.11	J
260.33S	Section amended	SF 2410.120	J
260.33S	Section amended	SF 2410.121	J
260.34S	Section amended	HF 2440.12	J
260B.1	New section	SF 2410.10*	J

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260B.2	New section	SF 2410.11	J
260B.3	New section	SF 2410.12	J
261.1S	Section amended	SF 2410.121	J
261.1S	Section amended	SF 2410.122	J
261.1S	Subsection 4 amended	SF 2426.24	01-14-91
261.2S	New subsection 14	HF 2418.38	Veto
261.2S	New subsection 14	SF 2423.45	J
261.2S	Section amended	SF 2410.122	J
261.4	Section amended	SF 2422.44	J
261.5	New section	HF 2418.39	Veto
261.5	New section	SF 2423.46	E
261.6	New section	HF 2418.40	Veto
261.9S	Section amended	SF 2410.122	J
261.9S	Subsection 5-new paragraph f	HF 2418.42	Veto
261.9S	Subsection 5-new paragraph f	SF 2423.48	J
261.12S	Section amended	SF 2410.122	J
261.12S	Subsection 1, paragraph b amended	HF 2418.43	Veto
261.12S	Subsection 1, paragraph b amended	SF 2423.49	J
261.13	Section amended	HF 2068.10	J
261.17S	Section amended	SF 2410.120	J
261.17S	Subsections 2 & 3 amended	HF 2418.44	Veto
261.17S	Subsections 2 & 3 amended	SF 2423.50	J
261.19S	Section amended	HF 2418.45	Veto
261.19S	Section amended	SF 2410.122	J
261.19S	Section amended	SF 2423.51	J
261.19A	New section	HF 2418.46	Veto
261.19A	New section	SF 2423.52	J
261.25S	Section amended	SF 2410.122	J
261.25S	Subsections 1, 2, & 3 amended	HF 2418.48	Veto
261.25S	Subsections 1, 2, & 3 amended	SF 2423.54	J
261.35S	Section amended	SF 2410.122	J
261.36S	Subsection 8 amended	HF 2312.36	J
261.37S	Subsection 1 amended	HF 2312.37	J
261.38S	Section amended	SF 2410.122	J
261.39S	Unnumbered paragraph 2 amended	HF 2312.38	J
261.42S	Section amended	HF 2312.39	J
261.44S	Section amended	HF 2418.49	Veto
261.44S	Section amended	SF 2423.56	J
261.50S	New unnumbered paragraph	SF 2423.57	J
261.52	New section	SF 2410.13	J
261.71	Section amended	SF 2410.122	J
261.72S	Section amended	SF 2410.122	J
261.81AS	Section repealed	HF 2418.79	Veto
261.82S	Section amended	SF 2410.122	J
261.83	Section amended	SF 2410.121	J
261.85S	Unnumbered paragraph 1 amended	HF 2418.50	Veto
261.85S	Unnumbered paragraph 1 amended	SF 2423.58	J

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261.87S	Section amended	SF 2410.122	J
261.88S	Section amended	SF 2410.122	J
261.90S	Section amended	SF 2410.122	J
261.91S	Section amended	SF 2410.122	J
261.92	New section	SF 2423.59	J
261.93	New section	SF 2423.60	J
261.94	New section	SF 2423.61	J
261.95	New section	SF 2423.62	J
261.96	New section	SF 2423.63	J
261.97	New section	SF 2423.64	J
261.98	New section	SF 2423.65	J
261.101S	Section amended	SF 2410.14	J
261.102S	Section amended	SF 2410.122	J
261.102S	Subsections 4 & 6 amended	SF 2410.15	J
261.103S	Subsection 1 amended	SF 2410.16	J
261.104S	Unnumb. par. 1, & subsecs. 1 & 3 amended	SF 2410.17	J
261A.5	Section amended	SF 2410.122	J
261C.2	Section amended	SF 2410.18	J
261C.3	Section amended	SF 2410.19	J
261C.4	Section amended	SF 2410.20	J
261C.5	Section amended	SF 2410.21	J
261C.6	Subsection 2 amended	SF 2410.22	J
261C.9	Section amended	SF 2410.23	J
262.9S	Subsection 4 amended	HF 656.2	J
262.9S	Subsection 4-new paragraphs d-g	HF 656.3	J
262.9S	New subsections 23-26	SF 2410.24	J
262.12	Section amended	HF 2418.51	Veto
262.12	Section amended	SF 2410.25	Veto
262.12	Section amended	SF 2423.66	Veto
262.34	New unnumbered paragraph	HF 2201.2	J
262.34A	New section	HF 2418.52	Veto
262.54	New section	HF 2418.53	Veto
262.54	New section	SF 2423.67	J
262.72	New section	HF 2548.3	J
262A.6A	Subsection 1 amended	HF 2569.1001	J
263.17	New subsection 7	HF 2548.4	J
266.39	New section	SF 2403.17	J
266.47	New section	HF 2418.54	Veto
275.23AS	Subsection 3 amended	HF 2313.9	J
276.10	Section amended	SF 2410.121	J
277.4S	Unnumbered paragraph 1 amended	HF 2329.35	J
278.2S	Unnumbered paragraph 1 amended	HF 2329.36	J
279.1	Unnumbered paragraph 1 amended	HF 2329.37	J
279.7A	New section	HF 2057.2	J
279.10	Subsection 1 amended	SF 2423.68	J
279.19AS	Subsection 3, unnumb. par. 1 amended	SF 2306.3	07-01-93
279.24	Section amended	HF 2440.13	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
279.44	Section amended	SF 2410.120	J
279.50	Section amended	SF 2410.121	J
279.51S	Amended effective date	HF 2132.2	E
279.51S	Subsection 1-new unnumbered paragraph	HF 2418.55	Veto
279.51S	Subsection 1, paragraph d amended	SF 2423.69	J
279.51S	Subsection 1-new unnumbered paragraph	SF 2423.70	J
280.9A	Section amended	HF 2329.38	J
280.15	Section amended	HF 2459.1	J
280.19A	New section	HF 2569.1102	J
280.21S	Section amended	HF 2416.1	J
280A.1	Unnumbered paragraph 1 amended	SF 2410.26	J
280A.2	Section amended	SF 2410.27	J
280A.3	Section repealed	SF 2410.126	J
280A.4	Section repealed	SF 2410.126	J
280A.5	Section repealed	SF 2410.126	J
280A.6	Section repealed	SF 2410.126	J
280A.7	Section repealed	SF 2410.126	J
280A.8	Section repealed	SF 2410.126	J
280A.9	Section repealed	SF 2410.126	J
280A.10	Section repealed	SF 2410.126	J
280A.12	Section amended	SF 2410.28	J
280A.14	Section repealed	SF 2410.126	J
280A.17	Unnumbered paragraph 1 amended	SF 2410.29	J
280A.19	Section amended	SF 2410.30	J
280A.21	Section amended	SF 2410.31	J
280A.22	Subsec. 1, par. a, & subsecs. 2&3 amended	SF 2410.32	J
280A.22A	New section	SF 2410.33	J
280A.22B	New section	SF 2410.34	J
280A.23	New subsection 15	HF 2418.56	Veto
280A.23	New subsections 15 & 16	HF 2543.46	J
280A.23	Section amended	SF 2410.35	J
280A.24	Section repealed	SF 2410.126	J
280A.25	Section amended	SF 2410.36	J
280A.26	Section repealed	SF 2410.126	J
280A.27	Section amended	SF 2410.37	J
280A.28	Section amended	SF 2410.38	J
280A.31	Section amended	SF 2410.39	J
280A.32	Section amended	SF 2410.40	J
280A.33	Section repealed	SF 2410.127	06-80-93
280A.33	Section amended	SF 2410.41	J
280A.37	Section amended	SF 2410.42	J
280A.38	Section amended	SF 2410.43	J
280A.39	Unnumbered paragraph 2 amended	HF 2312.40	J
280A.39	New unnumbered paragraph	SF 2410.44	J
280A.40	Section repealed	SF 2410.126	J
280A.42	Section amended	SF 2410.45	J
280A.44	New section	HF 2418.57	Veto

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280A.44	New section	SF 2410.46	J
280A.45	New section	SF 2410.47	J
280A.46	New section	SF 2410.48	J
280A.47	New section	SF 2410.49*	J
280A.48	New section	SF 2410.50*	J
280A.49	New section	SF 2410.51	J
280A.50	New section	SF 2410.52	J
280A.51	New section	SF 2410.53	J
280A.52	New section	SF 2410.54	J
280A.53	New section	SF 2410.55	J
280A.54	New section	SF 2410.56	J
280A.55	New section	SF 2410.57	J
280A.56	New section	SF 2410.58*	J
280A.57	New section	SF 2410.59	J
280A.58	New section	SF 2410.60	J
280A.59	New section	SF 2410.61	J
280A.60	New section	SF 2410.62	J
280A.61	New section	SF 2410.63	J
280A.62	New section	SF 2410.64	J
280A.63	New section	SF 2410.65	J
280A.64	New section	SF 2410.66	J
280A.65	New section	SF 2410.67	J
280A.66	New section	SF 2410.68	J
280A.67	New section	SF 2410.69	J
280A.68	New section	SF 2410.70	J
280A.69	New section	SF 2410.71	J
280A.70	New section	SF 2410.72	J
280A.71	New section	SF 2410.76*	J
280A.72	New section	SF 2410.77*	J
280A.73	New section	SF 2410.78	J
280B.2	Subsections 1, 2, 5, 7, 8, & 9 amended	SF 2410.73	J
280B.3	Unnumbered paragraph 1 amended	SF 2410.74	J
280B.4	Section amended	SF 2410.79	J
280B.5	Subsections 2, 3, & 5 amended	SF 2410.80	J
280B.6	Subsection 5 amended	SF 2410.81	J
280B.7	Section amended	SF 2410.82	J
280B.8	New section	HF 2418.58	Veto
280C.2	Subsections 1, 2, 5, 7, 8 & 9 amended	SF 2410.83	J
280C.3	Unnumbered paragraph 1 amended	SF 2410.84	J
280C.5	Subsections 2 & 4 amended	SF 2410.85	J
280C.6	Subsection 1 amended	SF 2153.16	J
280C.6	Section amended	SF 2410.86	J
280C.7	Section amended	SF 2410.87	J
280C.8	Section amended	SF 2153.17	J
280C.8	Section amended	SF 2410.88	J
281.10	New section	HF 2569.901	Veto
282.18S	Section amended	HF 2313.10	J

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282.18S	Unnumbered pars. 1-5, 9, 13-15 amended	SF 2306.1	06-05-89, R
282.22	New section	HF 2418.61	Veto
282.26	Section amended	SF 2410.89	J
282.26	Unnumbered paragraph 2 amended	HF 2313.11	J
282.28	Section amended	HF 2418.59	Veto
282.28	Section amended	SF 2423.71	J
282.31	Subsection 1 amended	HF 2418.60	Veto
282.31	Subsection 1 amended	SF 2423.72	J
283A.1	Section amended	SF 2326.2	J
283A.2	Section amended	SF 2326.3	J
283A.5	Section amended	SF 2326.4	J
283A.10	Section amended	SF 2326.5	J
284.1	Article III, subsections 1 & 5 amended	HF 2440.14	J
284.2	Section amended	HF 2440.15	J
284.3	Section amended	HF 2440.16	J
285.11	Subsection 10 stricken	SF 2329.4	J
286A.2S	New subsection 1	SF 2410.92	J
286A.2S	Subsection 4, unnumb. paragraph 2 amended	SF 2410.93*	J
286A.2S	Subsection 6-new paragraph f	SF 2410.90*	Repealed
286A.2S	Subsection 7-new paragraph e	SF 2410.94	07-01-91
286A.3	New unnumbered paragraph	SF 2410.95*	J
286A.4	Section amended	HF 2418.62	Veto
286A.4	Section amended	SF 2410.91*	Repealed
286A.4	Section amended	SF 2410.96	J
286A.5	New unnumbered paragraph	SF 2410.97*	J
286A.6	New unnumbered paragraph	SF 2410.99*	J
286A.6	Unnumbered paragraph 3 amended	HF 2418.63	Veto
286A.6	Unnumbered paragraph 3 amended	SF 2410.98*	J
286A.7	Subsection 1-new unnumbered paragraph	SF 2410.100*	J
286A.7	Subsection 2, unnumb. paragraph 1 amended	SF 2410.101	J
286A.7	Subsection 2-new unnumbered paragraph	SF 2410.102*	J
286A.8	Unnumbered paragraph 1 amended	HF 2418.66	Veto
286A.8	Unnumbered paragraph 1 amended	SF 2410.103	J
286A.8	New unnumbered paragraph	SF 2410.104*	J
286A.8A	New section	SF 2410.105*	J
286A.11	Subsection 3 amended	SF 2410.106	J
286A.14A	New section	SF 2410.107*	J
286A.17	New section	SF 2430.30	J
286A.19	New section	SF 2410.108	J
286A.19	Section repealed	SF 2410.128	06-30-93
291.13	Section amended	HF 2068.10	07-01-91
294A.2S	Subsection 3 amended	HF 2440.17	J
294A.2S	Subsection 5, unnumb. paragraph 2 amended	HF 2440.18	J
294A.12	Unnumbered paragraph 2 amended	HF 2271.1	J
294A.14S	Unnumbered paragraphs 2, 4, 5 amended	HF 2271.2	J
294A.14S	New unnumbered paragraph	HF 2271.3	J
294A.16S	Unnumbered paragraph 1 amended	HF 2271.4	J

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CODE SECTION		BILL NUMBER	
294A.25S	New subsection 4A	HF 2418.68	Veto
294A.25S	New subsection 4A	SF 2423.73	J
296.7S	Section rewritten	HF 2320.1	E, A
296.7S	Section amended	SF 2410.121	J
297.22	Section amended	HF 2044.1	J
298.4S	Unnumbered paragraph 1 amended	HF 2312.41	J
298.18	Unnumbered paragraph 9 amended	SF 2410.109	J
298.20	Section amended	SF 2423.74	J
301.30S	Unnumbered paragraph 4 amended	HF 2418.69	Veto
301.30S	Unnumbered paragraph 4 amended	SF 2423.75	J
302.33	Section amended	HF 2312.42	J
302A.1	New section	HF 2418.70	Veto
302A.2	New section	HF 2418.71	Veto
302A.3	New section	HF 2418.72	Veto
302A.5	New section	HF 2418.73	Veto
303.1	Subsection 2-new paragraph i	HF 2485.1	J
303.2	Subsection 2-new paragraph j	SF 2369.1	J
303.2	Subsection 4-new paragraph d	HF 2485.2	J
303.16S	Subsections 1 & 2 amended	SF 2369.2	J
303.16S	Subsection 3, paragraph a amended	SF 2369.3	J
303.16S	Subsection 4 amended	SF 2369.4	J
303.16S	New subsection 4A	SF 2369.5	J
303.16S	Subsection 5 amended	SF 2369.6	J
303.16S	Subsection 7 amended	SF 2369.7	J
303.16S	Subsection 8 amended	SF 2369.8	J
303.18	Unnumbered paragraph 2 amended	HF 2418.74	Veto
303.18	Unnumbered paragraph 2 amended	SF 2423.76	J
303.77	Section amended	SF 2410.121	J
303.79	New subsection 11	SF 2280.41	J
303.87	New subsection 3	HF 2485.3	J
303.89	New section	HF 2418.75	Veto
303.89	New section #	HF 2485.4	J
303.89	New section #	SF 2423.77	J
303.90	New section	HF 2485.5	J
304A.28	Section amended	SF 2232.1	J
306.6	Subsection 2, unnumb. paragraph 1 amended	SF 2426.25	01-14-91
306.21	Section amended	HF 724.43	J
306.42	Subsection 5 amended	HF 724.44	J
306C.11	Subsection 5, unnumb. pars. 1 & 2 amended	SF 2277.1	J
306C.11	Subsection 5, unnumb. par. 3 stricken	SF 2277.2	J
307.21S	Subsection 4 amended	HF 656.4	J
307.25	Subsection 4 amended	HF 2313.12	J
307.26	Subsection 10 amended	HF 2313.13	J
307.27	New subsections 6-9	HF 2313.14	J
307.49	New section	HF 2201.3	J
307A.2S	Section amended	SF 2410.120	J
307B.3	Subsection 8 stricken	HF 2313.15	J

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307B.6	Subsection 4 amended	SF 2422.45	J
307B.9S	Unnumbered paragraph 1 amended	HF 2312.43	J
307B.23S	Subsection 1 amended	HF 2312.44	J
307D.4S	Subsection 5, unnumb. paragraph 1 amended	SF 2426.26	01-14-91
307D.6S	Section amended	SF 2402.28	J
309.10	Unnumbered paragraph 2 amended	SF 2402.29	J
312.1S	Subsection 3 amended	HF 2552.7	E
312.2S	Subsection 8 amended	SF 2402.30	J
312.2S	Subsection 17 amended	SF 2329.5	J
312.3	Subsection 1 amended	SF 2402.31	J
312.5	Section amended	SF 2402.32	J
312.8	Unnumbered paragraph 1 amended	HF 2488.10	J
312.12	Section amended	HF 2142.1	E
312.13	New section	SF 2402.33	Veto
312.14	Section amended	HF 2142.2	E
312.15	Section amended	HF 2142.3	E
313.2AS	Subsection 1 amended	SF 2402.34	J
313.2AS	Subsection 4 stricken	SF 2402.35	J
313.4	Section amended	SF 2410.120	J
313.11	New section	SF 2245.1	J
314.15	New section	HF 2201.4	J
317.4	Section amended	HF 2166.2	J
317.13S	New unnumbered paragraph	SF 2402.36	J
317.22	Section amended	HF 2166.3	J
317.25S	Section amended	SF 2080.1	J
321.1S	Subsection 24 amended	SF 2329.6	J
321.1S	Subsection 25 amended	SF 2329.7	J
321.1S	Subsection 32 amended	SF 2329.8	J
321.1S	Subsection 42 amended	SF 2329.9	J
321.1S	Subsection 43, unnumb. par. 1 amended	SF 2329.10	J
321.1S	Subsection 44 stricken	SF 2329.11	J
321.1S	Subsection 77 amended	SF 2329.12	J
321.1S	New subsections 90 & 91 #	SF 2329.13	J
321.1S	New subsections 90 & 91 #	SF 2277.3	J
321.1S	New subsection 92	SF 2329.14	J
321.1A	Unnumbered paragraph 2 amended	SF 2329.15	J
321.12	Section amended	SF 2329.16	J
321.24S	Unnumbered paragraph 4 amended	SF 2235.1	E
321.34S	Subsection 7 amended	SF 2244.1	J
321.34S	New subsection 13	HF 2338.1	J
321.37	Unnumbered paragraph 2 stricken	HF 2313.16	J
321.46	Subsection 3, unnumb. paragraph 1 amended	SF 2003.1	01-01-91
321.46	Subsection 3, paragraph c amended	SF 2003.2	01-01-91
321.46	Subsection 3, paragraph e amended	SF 2003.3	01-01-91
321.46	Subsection 3, paragraph g rewritten	SF 2003.4	01-01-91

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321.46	Subsection 6 amended	SF 2003.5	01-01-91
321.48	Subsection 2 amended	SF 2235.2	E
321.71	Subsections 7 & 9 amended	HF 2461.1	J
321.71	New subsection 10A	HF 2461.2	J
321.96	Section amended	SF 2329.17	J
321.122	Subsection 4, unnumb pars. 2 & 3 stricken	HF 2313.17	J
321.126	Unnumbered paragraph 1 amended	SF 2003.6	01-01-91
321.126	Subsection 6, unnumb. paragraph 1 amended	SF 2003.7	01-01-91
321.126	Subsection 6, paragraph a amended	SF 2003.8	01-01-91
321.126	Subsection 6, paragraph b stricken	SF 2003.9	01-01-91
321.126	Subsection 6, paragraph c amended	SF 2003.10	01-01-91
321.126	Subsection 6-new par. d-pars. relettered	SF 2003.11	01-01-91
321.134S	Subsection 2 amended	SF 2329.18	J
321.145	Section amended	SF 2329.19	J
321.174	Section amended	SF 2329.20	J
321.175	Section repealed	SF 2329.97	J
321.176	Section amended	SF 2329.21	J
321.176A	New section	SF 2329.22	J
321.176B	New section	SF 2329.23	J
321.177	Section amended	SF 2329.24	J
321.178S	Subsection 1, unnumb. paragraph 4 amended	SF 2329.25	J
321.180S	Section amended	SF 2329.26	J
321.180A	New section	SF 2329.27	J
321.181	Section amended	SF 2329.28	J
321.182	Section rewritten	SF 2329.29	J
321.183	Section repealed	SF 2329.97	J
321.184	Subsection 1 amended	SF 2329.30	J
321.186	Section amended	SF 2329.31	J
321.186A	New section	SF 2329.32	J
321.187	Section rewritten	SF 2329.33	J
321.188	New section	SF 2329.34	J
321.189	Section rewritten	SF 2329.35	J
321.190S	Subsection 1 amended	SF 2329.36	J
321.190S	Subsection 3 rewritten	SF 2329.37	J
321.191	Section rewritten	SF 2329.38	J
321.192	Section repealed	SF 2329.97	J
321.193	Section amended	SF 2329.39	J
321.194S	Section amended	SF 2329.40	J
321.196S	Section amended	SF 2329.41	J
321.197	Section rewritten	SF 2329.42	J
321.198	Unnumbered paragraph 1 amended	SF 2329.43	J
321.198	New unnumbered paragraph	SF 2329.44	J
321.199	Section amended	SF 2329.45	J
321.201	Section amended	SF 2329.46	J
321.202	Section repealed	SF 2329.97	J
321.203	Section amended	SF 2329.47	J
321.204	Section amended	SF 2329.48	J

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CODE SECTION		BILL NUMBER	
321.205	Section amended	SF 2329.49	J
321.206	Section amended	SF 2329.50	J
321.207	Section repealed	SF 2329.97	J
321.208	Section rewritten	SF 2329.51	J
321.208A	New section	SF 2329.52	J
321.209	Unnumbered paragraph 1 amended	SF 2329.53	J
321.210S	Section rewritten	SF 2329.54	J
321.211S	Unnumbered paragraph 2 amended	SF 2329.55	J
321.211S	Unnumbered paragraph 2 amended	SF 2402.37	J
321.212	Subsection 2 amended	SF 2329.56	J
321.213S	Section amended	SF 2329.57	J
321.214	Section repealed	SF 2329.97	J
321.215	Section rewritten	SF 2329.58	J
321.216S	Section amended	SF 2329.59	J
321.218S	Section amended	SF 2329.60	J
321.220	Section amended	SF 2329.61	J
321.221	Section amended	SF 2329.62	J
321.223	Section amended	SF 2329.63	J
321.233	Unnumbered paragraph 2 stricken	SF 2329.64	J
321.234A	Section amended	SF 2329.65	J
321.236	Subsec. 1, unnumb. par. 2 & par. a amended.	HF 2143.1	J
321.236	Subsection 1, unnumb. paragraph 2 amended	HF 2450.2	J
321.236	Subsection 1, paragraph a amended	HF 2450.3	J
321.236	Subsection 1, paragraph a amended	SF 2244.2	J
321.247	Section amended	SF 2329.66	J
321.252	Unnumbered paragraph 4 amended	SF 2277.4	J
321.253A	New section	SF 2277.5	J
321.260	Unnumbered paragraph 1 amended	HF 2458.1	J
321.261	Unnumbered paragraphs 1 & 2 amended	SF 2329.67	J
321.263	Section amended	SF 2329.68	J
321.265	Section amended	SF 2329.69	J
321.271	Unnumbered paragraph 1 amended	HF 2118.1	J
321.271	Unnumbered paragraph 2 amended	HF 2118.2	J
321.372A	Section amended	HF 2119.1	J
321.375S	Section amended	SF 2329.70	J
321.376S	Section amended	SF 2329.71	J
321.423	Subsection 1, paragraph b amended	HF 2562.1	J
321.423	Subsection 1-new paragraphs c & d	HF 2562.2	J
321.423	Subsection 1-new paragraph e	HF 2562.3	J
321.423	Subsection 2-new paragraphs f & g	HF 2562.4	J
321.423	Subsection 4 amended	HF 2562.5	J
321.423	Subsection 5 amended	HF 2562.6	J
321.423	New subsection 7	HF 2562.7	J
321.428	Unnumbered paragraph 1 amended	HF 2562.8	J
321.466	Subsection 4 amended	HF 2313.18	J
321.485	Subsec. 1, par. b, subpar. (1) amended	SF 2329.72	J
321.491	Section amended	SF 2329.73	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
321.555S	Subsection 1, paragraph c amended	SF 2329.74	J
321.555S	Subsection 1, paragraph f amended	SF 2329.75	J
321.555S	Subsection 2 amended	SF 2329.76	J
321A.1	Subsections 3 & 7 amended	SF 2329.77	J
321A.3S	Subsection 1 amended	SF 2402.38	J
321A.3AS	Section repealed	SF 2402.45	J
321A.17S	New subsection 6	SF 2329.78	J
321A.35	Section repealed	SF 2329.97	J
321E.16	Section amended	HF 664.1	J
321E.16	Section amended	HF 2313.19	J
321E.26	Section amended	SF 2329.79	J
321G.9S	Subsection 6, paragraph b amended	SF 2329.80	J
321G.20S	Unnumbered paragraph 1 amended	SF 2329.81	J
321G.24S	Subsection 1 amended	SF 2329.82	J
321I.1	Subsection 1 amended	HF 2516.1	J
321I.2	Section amended	HF 2516.2	J
321I.3	Section amended	HF 2516.3	J
321I.5	Section amended	HF 2516.4	J
321I.8	Section amended	HF 2516.5	J
321I.9	New section	HF 2516.6	J
321I.10	New section	HF 2516.7	J
321I.11	New section	HF 2516.8	J
321I.12	New section	HF 2516.9	J
321I.13	New section	HF 2516.10	J
321I.14	New section	HF 2516.11	J
321I.15	New section	HF 2516.12	J
321J.1	Subsection 6 amended	SF 2329.83	J
321J.2	Subsection 2-new unnumbered paragraph	SF 2413.33	J
321J.2	Subsection 3 amended	HF 2313.20	J
321J.3	Section amended	SF 2410.120	J
321J.3	Subsection 1 amended	SF 2413.34	J
321J.4	Subsection 8 amended	SF 2329.84	J
321J.4A	New section	SF 2413.35	07-01-91
321J.6	Subsection 1, paragraph c amended	SF 2329.85	J
321J.8	New subsection 3	SF 2329.86	J
321J.10	Subsection 1, unnumb. paragraph 1 amended	HF 2313.21	J
321J.20	New subsection 4	SF 2329.87	J
321J.20	New subsection 5	SF 2329.88	J
321J.22	Section amended	SF 2410.120	J
321L.1S	New subsection 1	SF 2244.3	J
321L.1S	Subsection 3 amended	SF 2244.4	J
321L.2S	Subsection 1 amended	SF 2244.5	01-01-91
321L.2S	Subsection 3, unnumb. paragraph 2 amended	SF 2402.39	J
321L.5S	Subsections 2 & 3 amended	SF 2244.6	J
321L.5S	Subsection 4 rewritten	SF 2244.7	J
321L.5S	New subsection 6	SF 2244.8	J
322.3	New subsection 10	HF 2453.1	J

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<u>CODE SECTION</u>		<u>BILL NUMBER</u>	
322.4	Subsection 7 amended	HF 2165.1	J
322.20	Section rewritten	SF 2291.1	J
322D.7	Section amended	SF 2334.1	J
322F.1	New section	SF 2334.2	J
322F.2	New section	SF 2334.3	J
322F.3	New section	SF 2334.4	J
322F.4	New section	SF 2334.5	J
322F.5	New section	SF 2334.6	J
322F.6	New section	SF 2334.7	J
322F.7	New section	SF 2334.8	J
322F.8	New section	SF 2334.9	J
322F.9	New section	SF 2334.10	J
324.34	Unnumbered paragraph 6 amended	HF 2551.2	J
324.65S	Unnumbered paragraph 1 amended	SF 2304.3	01-01-91, A
324.65S	Unnumbered paragraph 2 amended	SF 2304.4	01-01-91, A
325.26	Unnumbered paragraph 1 amended	HF 2313.22	J
325.26	Subsection 1, paragraph d rewritten	HF 2393.1	J
325.26	Subsection 2, paragraphs a & b amended	HF 2393.2	J
325.37	New section	SF 2402.40	J
326.6	Subsection 2, paragraph d amended	SF 2329.89	01-01-92, A
327.15	Subsections 1 & 2 amended	HF 2393.3	J
327A.5	Subsections 1 & 2 amended	HF 2393.4	J
327B.6	Unnumbered paragraph 1 amended	HF 2393.5	J
327G.11	Section amended	SF 2319.1	J
327G.24	New section	HF 2465.1	J
328.21	Subsection 3 amended	HF 2457.1	J
328.21	Subsection 4 unnumb. paragraph 2 amended	HF 2457.2	J
328.21	Subsection 6 stricken	HF 2457.3	J
328.21	New subsection 9	HF 2457.4	J
328.29	Section amended	HF 2457.5	J
328.30	Section amended	HF 2457.6	J
328.31	Section rewritten	HF 2457.7	J
328.35	Subsection 1-new paragraph d	HF 2457.8	J
328.51	Section amended	HF 2457.9	J
329.10	Subsections 2 & 3 amended	HF 2341.1	J
331.101	Subsection 8 amended	HF 2313.23	J
331.209S	Subsection 5 amended	HF 2313.24	J
331.321	Subsection 2 amended	HF 724.45	J
331.342	Subsection 3 amended	HF 2057.3	J
331.342	New subsection 10	HF 2057.4	J
331.384	New section	HF 366.1	J
331.401	Subsection 1, paragraph j amended	HF 724.46	J
331.424	Subsection 1, paragraph m amended	HF 2313.25	J
331.427	Subsection 1, unnumb. paragraph 1 amended	HF 724.47	J
331.427S	Subsection 1, unnumb. paragraph 1 amended	SF 2329.90	J
331.438	New section	HF 2554.2	J, A
331.441S	Subsection 2, par. b-new subpar. (12)	SF 2153.18	J

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CODE SECTION		BILL NUMBER	
331.485	New section	SF 2227.1	E
331.486	New section	SF 2227.2	E
331.487	New section	SF 2227.3	E
331.488	New section	SF 2227.4	E
331.489	New section	SF 2227.5	E
331.490	New section	SF 2227.6	E
331.491	New section	SF 2227.7	E
331.511	Subsections 1-5 amended	HF 724.48	J
331.512S	Subsection 1, paragraph h amended	SF 2410.110	J
331.555	Subsection 4 amended	HF 2313.26	J
331.559	Subsection 5 amended	SF 2410.111	J
331.602	Subsection 19 amended	HF 724.49	J
331.602	Subsection 27 amended	HF 2488.11	J
331.602	Subsection 42 amended	HF 2322.1	J
331.606	New subsection 3	HF 2324.1	J
331.609S	Subsec. 3, par. a, subpar. (2) amended	HF 2324.2	J
331.653	Subsection 31 stricken	SF 2329.91	J
331.655	Subsection 1, paragraph n stricken	SF 2329.92	J
331.660	Section amended	SF 2402.41	J
331.756	Subsection 37 amended	HF 534.17	J
333A.3	Subsection 3 amended	HF 2554.3	J
333A.3	Subsection 2 amended	SF 2422.46	J
341A.7	Section amended	HF 252.1	J
341A.18	Unnumbered paragraph 8 amended	HF 252.2	J
347A.1	New unnumbered paragraph	SF 2263.1	J
347A.3	Section amended	SF 2263.2	J
355	Chapter repealed	HF 724.54	J
356.26	New unnumbered paragraph	SF 2413.36	J
356.37	Section repealed	HF 2312.64	J
357A.11	Subsection 7 amended	SF 2153.19	J
357A.11	New subsection 9	SF 2153.20	J
357B.3	Section amended	SF 2415.1	J
359.8S	Section amended	HF 2329.39	J
359.14	Section amended	HF 2312.45	J
359.22	Section repealed	HF 2329.43	J
362.2	Subsection 22 amended	HF 2495.1	J
362.5	Subsection 10 amended	HF 2057.5	J
362.5	Subsection 11 stricken	HF 2057.6	J
364.22S	Subsection 1 amended	SF 2393.1	Veto
364.22S	Subsection 1 amended	HF 2412.1	J
364.22S	Subsection 5, paragraph a amended	HF 2412.2	J
364.22S	Subsec. 9, par. e, unnumb. par. 3 amended	HF 2412.3	J
364.22S	Subsection 10 amended	HF 2412.4	J
364.22S	New subsection 13	HF 2412.5	J
372.13S	New subsection 10	HF 2307.1	J
376.4S	Unnumbered paragraph 5 amended	HF 2329.40	J
384.15	Subsection 2 amended	HF 2554.4	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
384.15	Subsection 7, unnumb. paragraph 1 amended	SF 2015.6	J, A
384.15	Subsection 7, paragraph b rewritten	SF 2280.42	J
384.84	Subsection 1 amended	HF 2495.2	J
384.84	Subsection 1 amended	HF 2557.1	J
384.84A	New section	HF 2495.3	J
388.2	Unnumbered paragraph 1 amended	HF 2495.4	J
405A.1	Section amended	SF 2410.120	J
409	Chapter repealed	HF 724.54	J
409.31	Section amended	SF 2363.3	E
409A.1	New section	HF 724.15	J
409A.2	New section	HF 724.16	J
409A.3	New section	HF 724.17	J
409A.4	New section	HF 724.18	J
409A.5	New section	HF 724.19	J
409A.6	New section	HF 724.20	J
409A.7	New section	HF 724.21	J
409A.8	New section	HF 724.22	J
409A.9	New section	HF 724.23	J
409A.10	New section	HF 724.24	J
409A.11	New section	HF 724.25	J
409A.12	New section	HF 724.26	J
409A.13	New section	HF 724.27	J
409A.14	New section	HF 724.28	J
409A.15	New section	HF 724.29	J
409A.16	New section	HF 724.30	J
409A.17	New section	HF 724.31	J
409A.18	New section	HF 724.32	J
409A.19	New section	HF 724.33	J
409A.20	New section	HF 724.34	J
409A.21	New section	HF 724.35	J
409A.22	New section	HF 724.36	J
409A.23	New section	HF 724.37	J
409A.24	New section	HF 724.38	J
409A.25	New section	HF 724.39	J
409A.26	New section	HF 724.40	J
409A.27	New section	HF 724.41	J
410.6	Unnumbered paragraph 2 amended	HF 2543.47	J
411.1	Subsecs. 1, 4, 5, 14, 16, 17, 18 amended	HF 2543.48	01-01-92
411.2	Section amended	HF 2543.49	01-01-92
411.3	Subsection 1 amended	HF 2543.50	01-01-92
411.4	Section amended	HF 2543.51	01-01-92
411.5	Section amended	HF 2543.52	01-01-92
411.6	Subsec 1, unnumb par 1 & par a amended	HF 2543.53	01-01-92
411.6	Subsection 1, paragraph b amended	HF 2543.54	J, A
411.6	Subsection 2 amended	HF 2543.55	J
411.6	Subsection 3 amended	HF 2543.56	01-01-92
411.6	Subsection 5, unnumb. pars. 1 & 2 amended	HF 2543.57	01-01-92

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<u>CODE SECTION</u>		<u>BILL NUMBER</u>	
411.6	Subsection 6 amended	HF 2543.58	J
411.6	Subsection 7, unnumb. par. 1 amended	HF 2543.59	01-01-92
411.6	Subsec. 7, par. a, unnumb. par. 2 amended	HF 2543.60	01-01-92
411.6	Subsection 8, paragraph a amended	HF 2543.61	J, A
411.6	Subsection 8, par. b-new unnumb. par.	HF 2543.62	J
411.6	Subsection 8, paragraph c amended	HF 2543.63	01-01-92
411.6	Subsection 9, unnumb. paragraph 1 amended	HF 2543.64	01-01-92
411.6	Subsec 12, par a, subpars (1)-(3) amended	HF 2543.65	J
411.6	New subsection 13	HF 2543.66	J
411.6A	New section	HF 2543.67	J
411.7	Section amended	HF 2543.68	01-01-92
411.8	Unnumbered paragraph 1 amended	HF 2543.69	01-01-92
411.8	Subsec 1, unnumb par 1 & par a amended	HF 2543.70	01-01-92
411.8	Subsection 1, paragraph b amended	HF 2543.71	01-01-92
411.8	Subsection 1, pars. c, d, & e amended	HF 2543.72	01-01-92
411.8	Subsection 1, paragraph f amended	HF 2543.73	J
411.8	Subsection 1, paragraph g amended	HF 2543.74	01-01-92
411.8	Subsection 1-new paragraph h	HF 2543.75	J
411.8	Subsection 2 stricken	HF 2543.76	01-01-92
411.8	Subsection 3 amended	HF 2543.77	01-01-92
411.11	Section amended	HF 2543.78	01-01-92
411.12	Section amended	HF 2543.79	01-01-92
411.13S	Section amended	HF 2543.80	01-01-92
411.14	Section amended	HF 2543.81	01-01-92
411.18	Section repealed	HF 2543.90	01-01-92
411.19	Section repealed	HF 2543.90	01-01-92
411.20	Section rewritten	HF 2543.82	01-01-92
411.21	Subsection 2, paragraph g amended	HF 2543.83	J, A
411.23	New section	HF 2543.84	J
411.35	New section	HF 2543.85	E
411.36	New section	HF 2543.86	E
411.37	New section	HF 2543.87	E
411.38	New section	HF 2543.88	E
421.7	Subsection 2 amended	SF 2304.5	01-01-91
421.8A	Section repealed	HF 2551.22	01-01-91
421.9	New subsection 3	HF 2551.3	J
421.17S	New subsection 31	HF 2551.4	J, A
421.17S	Section amended	SF 2410.122	J
421.26	Section amended	HF 2551.5	J
421.27S	New subsection 6	HF 2551.6	1985-86, R
421.27S	New subsection 6	SF 2304.6	1985-86, R
421.27S	Section rewritten	SF 2304.7	01-01-91, A
421.28	Section amended	HF 2551.7	J
421.31S	Subsections 2 & 6 amended	SF 2422.20	Veto
421A.1	New section	SF 2413.37	09-01-90
421A.2	New section	SF 2413.38	09-01-90
421A.3	New section	SF 2413.39	09-01-90

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421A.4	New section	SF 2413.40	09-01-90
421A.5	New section	SF 2413.41	09-01-90
421A.6	New section	SF 2413.42	09-01-90
421A.7	New section	SF 2413.43	09-01-90
421A.8	New section	SF 2413.44	09-01-90
421A.9	New section	SF 2413.45	09-01-90
421A.10	New section	SF 2413.46	09-01-90
421A.11	New section	SF 2413.47	09-01-90
421A.12	New section	SF 2413.48	09-01-90
421A.13	New section	SF 2413.49	09-01-90
421A.14	New section	SF 2413.50	09-01-90
421A.15	New section	SF 2413.51	09-01-90
422.3S	Subsection 5 amended	SF 2114.1	01-01-89, R
422.7S	New subsection 12A	SF 2413.52	J
422.7S	Subsection 16, unnumb. par. 1 amended	SF 2114.2	01-01-86, R
422.7S	Subsection 19 amended	SF 2115.1	01-01-89, R
422.7S	New subsection 23	HF 2569.1901	01-01-90, R
422.10	Unnumbered paragraph 1 amended	SF 2114.3	01-01-91, A
422.11D	New section	SF 2411.1	E
422.12S	Subsection 2 stricken	HF 2546.9	01-01-90, R
422.12BS	Subsection 1 amended	SF 2114.4	01-01-91, A
422.12C	New section	HF 2546.10	01-01-90, R
422.16S	Subsection 1, unnumb paragraph 1 amended	HF 2546.11	J
422.16S	Subsection 10, paragraph b amended	SF 2304.8	01-01-91, A
422.21S	Unnumbered paragraph 5 amended	HF 2546.13	J
422.25S	Subsection 2 amended	SF 2304.9	01-01-91, A
422.26	New unnumbered paragraph	HF 2551.10	J
422.26	Unnumbered paragraph 2 amended	HF 2551.8	01-01-90, R
422.26	New subsection 6-subsection renumbered	HF 2551.9	J
422.27	Subsection 1 amended	IIF 2551.11	01-01-88, R
422.33S	Subsection 5, unnumb. paragraph 1 amended	SF 2114.5	01-01-91, A
422.33S	New subsection 8	SF 2411.2	07-01-91, A
422.35S	New subsection 6A	SF 2413.53	J
422.35S	Subsection 6, unnumb. paragraph 1 amended	HF 2312.46	J
422.35S	Subsection 11-new paragraph e	SF 2114.6	01-01-89, R
422.35S	Subsection 13 amended	SF 2115.2	01-01-89, R
422.42	Subsection 3 amended	SF 2406.1	07-01-85, R
422.42	New subsection 12A	HF 2551.12	J
422.43	Subsection 2 amended	SF 2153.21	Veto
422.43	Subsection 11, unnumb. par. 1 amended	HF 2551.13	J
422.45S	Subsection 5 amended	HF 2551.14	07-01-85, R
422.45S	Subsection 7 amended	HF 2551.15	J
422.45S	Subsection 22, paragraph a amended	HF 2489.16	10-01-90
422.45S	Subsection 22-new paragraphs f-h	SF 514.1	Veto
422.45S	New subsection 43	HF 2551.16	J
422.45S	New subsection 43	SF 514.2	Veto
422.45S	New subsection 44	HF 2551.17	J

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CODE SECTION		BILL NUMBER	
422.45S	New subsection 45	HF 2551.18	J
422.58	Subsection 1 amended	SF 2304.10	01-01-91, A
422.63AS	Section repealed	HF 2551.24	01-01-90, R
422.64	Section repealed	HF 2551.23	J
422.72	Subsection 1, unnumb. paragraph 1 amended	HF 2551.19	J
422A.2	Subsection 4, paragraph f rewritten	HF 2502.1	E
422B.1S	Subsections 4 & 5 amended	SF 2422.21	J
423.4	Subsection 10 amended	HF 2313.27	J
423.18	Subsection 1 amended	SF 2304.11	01-01-91, A
423.24	Subsection 1 amended	HF 2552.8	E
424.3S	Subsection 5 amended	HF 2552.9	E
424.3S	Subsection 6 stricken	HF 2552.10	E
424.3S	Subsection 7 stricken	HF 2552.11	E
424.6S	Subsection 1-new unnumbered paragraph	HF 2552.12	E
424.7S	Subsection 4 amended	HF 2552.13	E
424.15S	Section amended	HF 2552.14	E
424.16S	Subsection 1 amended	HF 2552.15	E
424.17S	Subsection 1 amended	SF 2304.12	01-01-91, A
424.17S	Subsection 2 amended	HF 2312.47	J
425.2S	Unnumbered paragraph 2 amended	HF 2549.1	01-01-90, R
425.11S	Subsec. 1, par. a, unnumb. par. 1 amended	HF 2549.2	01-01-90, R
425.11S	Subsection 2 amended	HF 2554.5	01-01-91, A
425.15	Section amended	HF 2554.7	07-01-91, A
425.17S	Subsections 5 & 9 amended	HF 2554.6	01-01-91, A
425.23	Subsection 1 amended	HF 2554.8	01-01-91, A
425.23	Subsection 3, paragraph a amended	HF 2554.9	01-01-91, A
425A.1	New section	HF 2554.10	01-01-91, A
425A.2	New section	HF 2554.11	01-01-91, A
425A.3	New section	HF 2554.12	01-01-91, A
425A.4	New section	HF 2554.13	01-01-91, A
425A.5	New section	HF 2554.14	01-01-91, A
425A.6	New section	HF 2554.15	01-01-91, A
425A.7	New section	HF 2554.16	01-01-91, A
425A.8	New section	HF 2554.17	01-01-91, A
427.1S	Subsection 36, unnumb. pars. 1&2 amended	HF 2407.5	J
427.1S	Subsection 36, unnumb. par. 5 amended	HF 2407.6	J
427.1S	Subsection 36, paragraph a stricken	HF 2407.7	J
427.1S	Subsection 37 amended	HF 2407.8	J
427.1S	New subsection 41	SF 280.1	J
428.20S	Section amended	HF 2312.48	J
441.10S	Unnumbered paragraph 1 amended	HF 2313.28	J
441.11	Section amended	HF 2313.29	J
441.22A	New section	HF 2540.1	J, A
441.38	Section amended	HF 2559.1	E, A
441.65	Section repealed	HF 724.54	J
441.66	Section repealed	HF 724.54	J
441.67	Section repealed	HF 724.54	J

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441.68	Section repealed	HF 724.54	J
441.69	Section repealed	HF 724.54	J
441.70	Section repealed	HF 724.54	J
441.71	Section repealed	HF 724.54	J
441.72	New section	HF 724.50	J
442.2S	Subsection 1, unnumb. paragraph 3 amended	HF 2357.1	05-05-89, R
442.2S	Subsection 2, unnumb. paragraph 2 amended	HF 2357.2	05-05-89, R
442.4	Subsection 8 amended	HF 2418.76	Veto
442.4	Subsection 8 amended	SF 2423.78	E
442.9AS	Unnumbered paragraph 4 amended	HF 2357.3	05-05-89, R
442.39AS	Section amended	HF 2357.4	05-05-89, R
442A.3	Section amended	SF 2410.121	J
442A.5	Subsection 4 amended	SF 2422.47	J
445.36A	New section	HF 2314.1	07-01-91, A
446.16	Section amended	SF 2416.1	E
446.29	Section amended	SF 2416.2	E
447.4	Section amended	HF 2312.49	J
447.9S	Unnumbered paragraph 2 amended	SF 2416.3	E
450.7	Subsection 1, unnumb. paragraph 1 amended	HF 2551.20	01-01-88, R
450.12	Subsection 1, paragraph b amended	HF 2551.21	J
450.63	Section amended	SF 2304.13	01-01-91, A
452.6	Section repealed	HF 2313.47	J
452.10	Unnumbered paragraph 2 amended	HF 2313.30	J
453.3	Section repealed	SF 2165.1	J
453.6A	Section amended	HF 685.1	01-01-91
455.36A	New section	HF 2314.1	07-01-91, A
455A.4	Subsection 1, paragraph b amended	HF 2296.2	J
455A.4	New subsection 5	HF 2279.1	J
455A.6S	Subsection 6, paragraph a amended	HF 2296.3	J
455A.8S	Subsections 1 & 2 amended	HF 2313.31	J
455A.18S	Subsection 4, unnumb. paragraph 1 amended	SF 2153.22	J
455B.131	New subsection 10	SF 2379.1	J, A
455B.134	Ss 3, par e, subp (1) unnb pars 1&2 amended	SF 2379.2	J, A
455B.134	Subsec. 3, par. e, subpar (2) amcned	SF 2379.3	J, A
455B.172	Subsection 5-new unnumbered paragraph	HF 2115.1	03-01-91, A
455B.173S	Subsection 6, paragraph b amended	SF 2153.23	J
455B.186	Section amended	HF 2170.1	J
455B.265	Subsection 1 amended	SF 2317.1	J
455B.275	Subsections 1, 3, 4, 6 amended	HF 2296.4	J
455B.301	Subsection 15 amended	HF 2312.50	J
455B.304S	New unnumbered paragraphs	HF 2552.16	E
455B.304S	New unnumbered paragraph	SF 2364.25*	J
455B.304S	New unnumbered paragraph amended	SF 2153.27	J
455B.305A	New section	HF 2534.1	E
455B.305B	New section	HF 2534.2	E
455B.306S	Subsection 1 amended	SF 2153.24	J
455B.310	Subsection 6 amended	SF 2181.1	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
455B.315	New section	HF 2534.3	E
455B.386	Section amended	HF 2401.1	J
455B.397	Section amended	HF 2488.12	J
455B.430	Subsection 5 amended	HF 2488.13	J
455B.444	Unnumbered paragraph 2 amended	SF 2422.48	J
455B.500	New section	SF 2364.26	E
455B.510	New section	SF 2153.25	Veto
455D.98	Subsection 2 amended	HF 2534.4	E
455D.15S	Subsections 2 & 3 amended	SF 2153.28	Veto
455D.19	New section	SF 2153.29	J
455E.11S	Subsec. 2, par. a, subpar. (8) rewritten	SF 2364.27	J
455E.11S	Subsec 2, par b, subpar (3), subd (b) amended	SF 2153.30	J
455E.11S	Subsec. 2, par. c, unnumb. par. 1 amended	SF 2153.31	J
455E.11S	Subsec. 2, par. c, unnumb. par. 1 amended	SF 2364.28	E
455F.8	Section amended	SF 2153.32	J
455F.8A	New section	SF 2153.33	J, IV
455F.8B	New section	SF 2153.34	J
455G.2S	Subsection 13, paragraph c amended	HF 2552.17	E
455G.2S	New subsection 15	HF 2552.18	E
455G.3S	Subsection 1 amended	HF 2552.19	E
455G.6S	Subsection 4 amended	HF 2552.20	E
455G.8S	Subsection 2 amended	HF 2552.21	E
455G.9S	Subsection 1, par. a-new subpar. (8)	SF 2402.43	E
455G.9S	Subsec 1, par a, subpar (1), unpar 2 amended	HF 2552.22*	E
455G.9S	Sub 1, par a, subpar (1) unpar 2 amended	SF 2402.42	E
455G.9S	Subsec 1, par a, subpar (1)(a) stricken	HF 2552.23	E
455G.9S	Subsec 1, par a, subpar (2) amended	HF 2552.24	E
455G.9S	Subsection 1, paragraph b amended	HF 2552.25	E
455G.9S	Subsection 1-new paragraph f	HF 2552.26	E
455G.9S	Subsection 2 amended	HF 2552.27	E
455G.9S	Subsection 3 amended	HF 2552.28	E
455G.10S	Subsection 1 amended	HF 2552.29	E
455G.10S	Subsection 2 amended	HF 2552.30	E
455G.10S	New subsection 3A	HF 2552.31	E
455G.10S	Subsection 7 amended	HF 2552.32	E
455G.11S	Subsection 1-new unnumbered paragraph	HF 2552.33	E
455G.11S	Subsection 3, paragraph c amended	HF 2552.34	E
455G.11S	Subsection 3-new paragraph d	HF 2552.35	E
455G.11S	Subsection 6, unnumb. paragraph 2 amended	HF 2552.36	E
455G.11S	New subsection 6A	HF 2552.37	E
455G.11S	Subsection 7, paragraph a amended	HF 2552.38	E
455G.11S	New subsection 8	HF 2552.39	E
455G.12A	New section	HF 2552.40	E
455G.17S	Subsections 1 & 2 amended	HF 2552.41	E
467A.5S	Subsection 3 amended	HF 2329.41	J
467A.48S	Subsection 1 amended	SF 2153.35	J
467A.48S	Subsection 1 amended	SF 2364.29	J

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CODE SECTION		BILL NUMBER	
467E.1	Subsection 2, unnumb. paragraph 3 amended	SF 2426.27	01-14-91
468.327S	Section amended	HF 2488.14	J
468.506S	Subsection 4 amended	HF 2488.15	J
469.1	Section repealed	HF 2296.7	J
469.2	Section repealed	HF 2296.7	J
469.3	Section repealed	HF 2296.7	J
469.4	Section repealed	HF 2296.7	J
469.5	Section repealed	HF 2296.7	J
469.6	Section repealed	HF 2296.7	J
469.7	Section repealed	HF 2296.7	J
469.8	Section repealed	HF 2296.7	J
469.9	Section repealed	HF 2296.7	J
469.10	Section repealed	HF 2296.7	J
469.11	Section repealed	HF 2296.7	J
469.12	Section repealed	HF 2296.7	J
469.13	Section repealed	HF 2296.7	J
469.14	Section repealed	HF 2296.7	J
469.15	Section repealed	HF 2296.7	J
469.16	Section repealed	HF 2296.7	J
469.17	Section repealed	HF 2296.7	J
469.26	Section repealed	HF 2296.7	J
469.27	Section repealed	HF 2296.7	J
469.29	Section repealed	HF 2296.7	J
469.30	Section repealed	HF 2296.7	J
469A.8	New section	HF 2296.5	J
472.38	Section amended	HF 2324.3	J
473B.1	New section	SF 2366.1*	J
473B.1	Subsection 2 stricken	SF 2327.40	J
473B.2	New section	SF 2366.2	J
473B.3	New section	SF 2366.3	J
473B.4	New section	SF 2366.4	J
473B.5	New section	SF 2366.5	J
475A.6	New unnumbered paragraph	SF 2427.10	J
476.1	Unnumbered paragraph 7	SF 2403.18	J
476.1AS	Section amended	SF 2403.19	J
476.1BS	Section amended	SF 2403.20	J
476.1C	Subsection 1 amended	SF 2403.21	J
476.2	Section amended	SF 2403.22	J
476.2	Unnumbered paragraph 3 amended	HF 2312.51	J
476.6S	Subsection 11, unnumb. par. 2 stricken	HF 2238.1	J
476.6S	Subsection 15, unnumb. par. 3 stricken	SF 2403.23	J
476.6S	Subsection 15, unnumb. pars 5 & 6 stricken	SF 2403.24	J
476.6S	Subsection 16, unnumb. par. 2 stricken	SF 2403.25	J
476.6S	Subsection 17 amended	SF 2403.26	J
476.6S	New subsections 19-21	SF 2403.27	J
476.8	Unnumbered paragraph 1 amended	SF 2403.28	J
476.8A	Section repealed	HF 2312.64	J

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476.10S	Unnumbered paragraph 4 amended	SF 2403.29	J
476.10S	New unnumbered paragraph	SF 2427.11	J
476.10A	New section	SF 2403.30	J
476.33S	Subsections 1, 2, & 3 amended	HF 2312.52	J
476.42	Subsection 1-new unnumbered paragraph	SF 2403.31	J
476.42	New subsection 2A	SF 2403.32	J
476.42	Subsection 3-new unnumbered paragraph	SF 2403.33	J
476.43	Subsection 3, unnumb. par. 1 rewritten	SF 2403.34	J
476.43	Subsection 3-new paragraphs e-g	SF 2403.35	J
476.43	Subsection 4 stricken	SF 2403.36	J
476.43	Subsection 5 amended	SF 2403.37	J
476.44	Section amended	SF 2403.38	J
476.63S	Section amended	SF 2403.39	J
476.65	Subsection 1, paragraph b amended	SF 2403.40	J
476A.1	Subsection 1 amended	SF 2403.41	J
476A.2	New subsection 4	SF 2403.42	J
476A.6	Subsection 4, paragraph c amended	SF 2403.43	J
476A.6	Subsection 4, unnumb. paragraph 1 amended	SF 2403.44	J
476A.6	New subsection 4A	SF 2403.45	J
476A.6	Subsection 5 amended	SF 2403.46	J
476A.15	Section rewritten	SF 2403.47	J
477B.6S	Subsection 1, unnumb. paragraph 2 amended	HF 2512.1	E
477B.7S	Subsec. 1, par. a, unnumb. par. 1 amended	HF 2512.2	E
477B.7S	Subsection 5 rewritten	HF 2512.3	E
477B.7S	New subsection 7	HF 2512.4	E
477B.20	New section	HF 2512.6	E
477B.21	New section	HF 2512.7	E
477B.22	New section	HF 2512.8	E
490.120S	New subsection 10	HF 2488.16	J
490.122S	Subsection 3, paragraph a amended	HF 2488.17	J
490.127S	Section amended	HF 2488.18	J
490.128S	Subsection 2, paragraph e amended	HF 2488.19	J
490.401S	Subsection 2, paragraph b amended	HF 2488.20	J
490.401S	Subsection 2, paragraph c amended	HF 2488.21	J
490.401S	Subsection 5 amended	HF 2488.22	J
490.631S	Subsection 1 amended	HF 2488.23	J
490.632	New section	HF 2488.24	E, A
490.728S	Subsection 1 amended	HF 2488.25	J, A
490.832S	Section amended	HF 2488.26	J, A
490.1530S	Subsection 1 amended	HF 2488.27	J, A
490.1703S	Subsection 1, unnumb. paragraph 1 amended	HF 2312.53	J
490.1705	New section	HF 2488.28	J, A
491.3	Subsection 8 amended	HF 2488.29	J, A
491.16	Section amended	HF 2488.30	J, A
496	Chapter repealed	HF 2488.62	J
496C.2	Unnumbered paragraph 1 amended	HF 2488.31	J, A
496C.5	Section amended	HF 2488.32	J, A

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499.5	Subsection 3 amended	HF 2455.1	J
499.25	Section amended	HF 2455.2	J
499.41	Unnumbered paragraph 2 amended	HF 2455.3	J
499.42	Unnumbered paragraph 4 amended	HF 2455.4	J
499.43	Unnumbered paragraph 1 amended	HF 2455.5	J
499.44	Section rewritten	HF 2455.6	J
499.47	Subsection 3 amended	HF 2455.7	J
499.67	Unnumbered paragraph 1 amended	HF 2455.8	J
499.67	Unnumbered paragraph 2 amended	HF 2455.9	J
499A.101	New section	HF 2131.1	J
499A.102	New section	HF 2131.2	J
499A.103	New section	HF 2131.3	J
499A.104	New section	HF 2131.4	J
499A.105	New section	HF 2131.5	J
499A.106	New section	HF 2131.6	J
502.207A	New section	SF 2411.3	E
502.207B	New section	SF 2411.4	J
502.611	New unnumbered paragraph	SF 2411.5	E
502A.1	New section	HF 2377.1	J
502A.2	New section	HF 2377.2	J
502A.3	New section	HF 2377.3	J
502A.4	New section	HF 2377.4	J
502A.5	New section	HF 2377.5	J
502A.6	New section	HF 2377.6	J
502A.7	New section	HF 2377.7	J
502A.8	New section	HF 2377.8	J
502A.9	New section	HF 2377.9	J
502A.11	New section	HF 2377.10	J
502A.12	New section	HF 2377.11	J
502A.13	New section	HF 2377.12	J
502A.14	New section	HF 2377.13	J
502A.15	New section	HF 2377.14	J
502A.16	New section	HF 2377.15	J
502A.17	New section	HF 2377.16	J
502A.18	New section	HF 2377.17	J
502A.19	New section	HF 2377.18	J
502A.20	New section	HF 2377.19	J
502A.21	New section	HF 2377.20	J
502A.22	New section	HF 2377.21	J
504	Chapter repealed	HF 2455.27	J
504A.4	Subsection 14 amended	HF 2488.33	J, A
504A.6S	Subsection 5 amended	HF 2488.34	J, A
504A.9S	Subsection 5 amended	HF 2455.10	J
504A.9S	Subsection 7 stricken	HF 2455.11	J
504A.9S	Unnumbered paragraph 2 amended	HF 2455.12	J
504A.32S	New subsections 4-6	HF 2455.13	J
504A.32A	New section	HF 2455.14	J

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CODE SECTION		BILL NUMBER	
504A.36	Unnumbered paragraph 1 amended	HF 2455.15	J
504A.39	Unnumbered paragraph 2 amended	HF 2455.16	J
504A.43	Unnumbered paragraph 1 amended	HF 2455.17	J
504A.51	Unnumbered paragraph 1 amended	HF 2455.18	J
504A.69S	Unnumbered paragraph 2 amended	HF 2455.19	J
504A.73S	Subsection 5 amended	HF 2455.20	J
504A.73S	Subsection 7 stricken	HF 2455.21	J
504A.78	Unnumbered paragraph 2 amended	HF 2455.22	J
504A.87S	Subsection 1, unnumb. paragraph 1 amended	HF 2455.23	J
504A.87S	New unnumbered paragraph	HF 2455.24	J
504A.100	Subsection 3, paragraphs a & b amended	HF 2455.25	J
504A.100	New subsection 13	HF 2455.26	J
505.7	New unnumbered paragraph	SF 2427.12	07-01-91
505.7	New unnumbered paragraphs	SF 2427.13	J
505.8	Subsection 2 amended	HF 2320.2	J
507.14	Section rewritten	HF 2320.3	J
507B.4S	Subsection 11 amended	HF 2320.64	J
507C.6	Subsection 1, paragraph b amended	HF 2320.4	J
508.5	Section amended	HF 2320.5	J, A
508.9	Section amended	HF 2320.6	J, A
508B.1	Subsection 4, paragraph a amended	HF 2320.7	J
508B.2	Unnumbered paragraph 2 amended	HF 2488.35	J, A
508B.2	Unnumbered paragraph 3 amended	HF 2320.8	J
508B.3	Subsection 2, paragraph a amended	HF 2320.9	J
508B.3	Subsection 2, paragraph e amended	HF 2320.10	J
508B.3	Subsection 2, paragraph g amended	HF 2320.11	J
508B.3	Subsection 3, paragraph b amended	HF 2320.12	J
508B.3	Subsection 3, paragraph j amended	HF 2320.13	J
508B.3	Subsection 3, paragraph k amended	HF 2320.14	J
508B.5	Unnumbered paragraph 2 amended	HF 2320.15	J
508B.7	Section amended	HF 2320.16	J
508B.13	Section amended	HF 2320.17	J
508B.14	Unnumbered paragraph 2 amended	HF 2320.18	J
508C.5	Subsection 6, unnumb. paragraph 1 amended	HF 2320.19	J
508C.5	Subsection 7 amended	HF 2320.20	J
508C.8	Subsection 1, unnumb. paragraph 1 amended	HF 2320.21	J
508C.8	Subsection 2 rewritten	HF 2320.22	J
508C.9	Subsection 3, paragraph a amended	HF 2320.23	J
508C.9	Subsection 3, paragraph b amended	HF 2320.24	J
508C.9	Subsection 5, paragraph a amended	HF 2320.25	J
508C.13	Subsection 5, paragraph b amended	HF 2320.26	J
509.16	Section amended	HF 2320.27	J
509.17	Subsection 2 amended	HF 2320.28	J
509.17	Subsection 3 amended	HF 2320.29	J
509.17A	New section	HF 2320.30	J
509.19	New section	HF 2496.1	J
512	Chapter repealed	SF 2100.38	01-01-91

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512B.1	New section	SF 2100.1	01-01-91
512B.2	New section	SF 2100.2	01-01-91
512B.3	New section	SF 2100.3	01-01-91
512B.4	New section	SF 2100.4	01-01-91
512B.5	New section	SF 2100.5	01-01-91
512B.6	New section	SF 2100.6	01-01-91
512B.7	New section	SF 2100.7	01-01-91
512B.8	New section	SF 2100.8	01-01-91
512B.9	New section	SF 2100.9	01-01-91
512B.10	New section	SF 2100.10	01-01-91
512B.11	New section	SF 2100.11	01-01-91
512B.12	New section	SF 2100.12	01-01-91
512B.13	New section	SF 2100.13	01-01-91
512B.14	New section	SF 2100.14	01-01-91
512B.15	New section	SF 2100.15	01-01-91
512B.15A	New section	SF 2100.16	01-01-91
512B.16	New section	SF 2100.17	01-01-91
512B.17	New section	SF 2100.18	01-01-91
512B.18	New section	SF 2100.19	01-01-91
512B.19	New section	SF 2100.20	01-01-91
512B.20	New section	SF 2100.21	01-01-91
512B.21	New section	SF 2100.22	01-01-91
512B.22	New section	SF 2100.23	01-01-91
512B.23	New section	SF 2100.24	01-01-91
512B.24	New section	SF 2100.25	01-01-91
512B.25	New section	SF 2100.26	01-01-91
512B.26	New section	SF 2100.27	01-01-91
512B.27	New section	SF 2100.28	01-01-91
512B.28	New section	SF 2100.29	01-01-91
512B.29	New section	SF 2100.30	01-01-91
512B.30	New section	SF 2100.31	01-01-91
512B.31	New section	SF 2100.32	01-01-91
512B.32	New section	SF 2100.33	01-01-91
512B.33	New section	SF 2100.34	01-01-91
512B.34	New section	SF 2100.35	01-01-91
512B.35	New section	SF 2100.36	01-01-91
512B.36	New section	SF 2100.37	01-01-91
514.23	Subsection 1, unnumb. paragraph 1 amended	HF 2488.36	J, A
514A.3	Subsec. 1, par. m, unnumb. par. 3 amended	HF 2320.31	J
514B.31	Section amended	SF 2407.1	J
514C.5	New section	HF 2436.1	J
514D.5	Subsection 5 amended	HF 2489.17	10-01-90
514D.9	New section	HF 2320.32	J
514E.2S	Subsection 2, unnumb. paragraph 1 amended	SF 2426.28	01-14-91
514E.4	Subsection 5 amended	HF 2489.18	10-01-90
514E.7	Subsection 1 amended	HF 2431.1	J
514E.7	Subsection 5, paragraph b amended	HF 2431.2	J

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CODE SECTION		BILL NUMBER	
514E.7	Subsection 5-new unnumbered paragraph	HF 2431.3	J
514F.1S	Section amended	HF 2313.32	J
515.8	Section amended	HF 2320.33	J, A
515.10	Section amended	HF 2320.34	J, A
515.11	Section amended	HF 2320.35	J
515.12	Subsection 5 amended	HF 2320.36	J, A
515.70	New unnumbered paragraph	HF 2320.37	J
515.80	Section rewritten	HF 2320.38	J
515.81	Section amended	HF 2320.39	J
515.81C	New section	HF 2320.40	J
515.147	Section amended	HF 2320.41	J
515.148	Section amended	HF 2320.42	J
515A	Sections 1-19 repealed	HF 2320.76	07-01-92
515A.2	Section rewritten	HF 2320.43	J
515A.20	Transferred to Chapter 515F	HF 2320.77	J
515A.21	Section amended	HF 2320.65	J
515A.21	Transferred to Chapter 515F	HF 2320.77	J
515A.22	Transferred to Chapter 515F	HF 2320.77	J
515A.23	Section amended	HF 2320.66	J
515A.24	Transferred to Chapter 515F	HF 2320.77	J
515A.24	Section amended	HF 2320.67	J
515A.25	Section amended	HF 2320.68	J
515A.25	Transferred to Chapter 515F	HF 2320.77	J
515E.9	Section rewritten	HF 2320.44	J
515F.1	New section #	HF 2320.45	J
515F.1	New section #	HF 2381.1	J
515F.1	New section #	SF 332.1	J
515F.2	New section #	HF 2320.46	J
515F.2	New section #	HF 2381.2	J
515F.2	New section #	SF 332.2	J
515F.3	New section #	HF 2320.47	J
515F.3	New section #	HF 2381.3	J
515F.3	New section #	SF 332.3	J
515F.4	New section #	HF 2320.48	J
515F.4	New section #	HF 2381.4	J
515F.4	New section #	SF 332.4	J
515F.5	New section #	HF 2320.49	J
515F.5	New section #	HF 2381.5	J
515F.5	New section #	SF 332.5	J
515F.6	New section #	HF 2320.50	J
515F.6	New section #	HF 2381.6	J
515F.6	New section #	SF 332.6	J
515F.7	New section #	HF 2320.51	J
515F.7	New section #	HF 2381.7	J
515F.7	New section #	SF 332.7	J
515F.8	New section #	HF 2320.52	J
515F.8	New section #	HF 2381.8	J

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CODE SECTION		BILL NUMBER	
515F.8	New section #	SF 332.8	J
515F.9	New section #	HF 2320.53	J
515F.9	New section #	HF 2381.9	J
515F.9	New section #	SF 332.9	J
515F.10	New section #	HF 2320.54	J
515F.10	New section #	HF 2381.10	J
515F.10	New section #	SF 332.10	J
515F.11	New section #	HF 2320.55	J
515F.11	New section #	HF 2381.11	J
515F.11	New section #	SF 332.11	J
515F.12	New section #	HF 2381.12	J
515F.12	New section #	HF 2320.56	J
515F.12	New section #	SF 332.12	J
515F.13	New section #	HF 2320.57	J
515F.13	New section #	HF 2381.13	J
515F.13	New section #	SF 332.13	J
515F.14	New section #	HF 2320.58	J
515F.14	New section #	HF 2381.14	J
515F.14	New section #	SF 332.14	J
515F.15	New section #	HF 2320.59	J
515F.15	New section #	HF 2381.15	J
515F.15	New section #	SF 332.15	J
515F.16	New section #	HF 2320.60	J
515F.16	New section #	SF 332.16	J
515F.17	New section #	HF 2320.61	J
515F.17	New section #	SF 332.17	J
515F.18	New section #	HF 2320.62	J
515F.18	New section #	SF 332.18	J
515F.19	New section #	HF 2320.63	J
515F.19	New section #	SF 332.19	J
515F.20	New section	SF 332.20	J
515F.21	New section	SF 332.21	J
515F.22	New section	SF 332.22	J
515F.23	New section	SF 332.23	J
515F.24	New section	SF 332.24	J
516A.1	Unnumbered paragraph 2 amended	HF 2313.33	J
518.10	New unnumbered paragraph	HF 2320.69	J
518.25	New section	HF 2320.70	J
518A.37	New section	HF 2320.71	J
521A.1	Subsection 6, unnumb. paragraph 1 amended	HF 2320.72	J
523A.1	Unnumbered paragraphs 3 & 4 amended	HF 2537.1	J
523A.2S	Subsection 1, pars. a, f, & g amended	HF 2537.2	J
523A.2S	Subsection 4 amended	HF 2537.3	J
523A.9	Subsection 5 amended	HF 2537.4	J
523A.12	Subsection 1, paragraph a amended	HF 2537.5	J
523A.12	Subsection 1-new paragraph c	HF 2537.6	J
523A.13	Section amended	HF 2537.7	J

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CODE SECTION		BILL NUMBER	
523A.15	Section amended	HF 2537.8	J
523A.17	New section	HF 2537.9	J
523A.18	New section	HF 2537.10	J
523A.19	New section	HF 2537.11	J
523A.20	New section	HF 2537.12	J
523D.3S	Subsection 2, paragraph a amended	HF 2312.54	J
523D.6S	Subsection 2, paragraph b amended	HF 2313.34	J
523D.6S	Subsection 3, unnumb. paragraph 3 amended	HF 2312.55	J
523E.1	New section	HF 2537.13	J
523E.2	New section	HF 2537.14	J
523E.5	New section	HF 2537.15	J
523E.6	New section	HF 2537.16	J
523E.7	New section	HF 2537.17	J
523E.8	New section	HF 2537.18	J
523E.9	New section	HF 2537.19	J
523E.10	New section	HF 2537.20	J
523E.11	New section	HF 2537.21	J
523E.12	New section	HF 2537.22	J
523E.13	New section	HF 2537.23	J
523E.14	New section	HF 2537.24	J
523E.15	New section	HF 2537.25	J
523E.16	New section	HF 2537.26	J
523E.17	New section	HF 2537.27	J
523E.18	New section	HF 2537.28	J
523E.19	New section	HF 2537.29	J
523E.20	New section	HF 2537.30	J
524.103S	Subsection 5 amended	HF 2213.1	J
524.207	New unnumbered paragraphs	SF 2427.14	J
524.217S	Subsection 4 amended	HF 2213.2	J
524.303	Subsection 2 amended	HF 2488.37	J, A
524.306	Section amended	HF 2488.38	J, A
524.801	Subsection 8 amended	HF 2488.39	J, A
524.910	Subsection 2 amended	SF 390.1	E, A
524.1213S	Subsection 9 amended	SF 2280.43	E
524.1301	Subsection 1 amended	HF 2488.40	J, A
524.1305	Subsections 5 & 6 amended	HF 2488.41	J, A
524.1306	Subsection 1 amended	HF 2488.42	J, A
524.1309	Section amended	HF 2488.43	J, A
524.1310	Section amended	HF 2488.44	J, A
524.1402	Subsection 1 amended	SF 2271.1	J
524.1402	Subsection 2 amended	HF 2488.45	J, A
524.1402	Subsection 3, paragraph b amended	HF 2488.46	J, A
524.1406	Subsection 1 amended	HF 2488.47	J, A
524.1408	Section amended	HF 2488.48	J, A
524.1410	Subsection 3 amended	HF 2488.49	J, A
524.1802	Section amended	HF 685.2	01-01-91
524.1851	New section	HF 685.3*	01-01-91

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CODE SECTION		BILL NUMBER	
524.1851	Subsection 1 amended	SF 2280.50	01-01-91
524.1851	New subsections 1A & 4A	SF 2280.51	01-01-91
524.1851A	New section (added to HF 685)	SF 2280.52	01-01-91
524.1852	New section	HF 685.4*	01-01-91
524.1852	Section amended	SF 2280.53	01-01-91
524.1853	New section	HF 685.5	01-01-91
524.1854	New section	HF 685.6*	01-01-91
524.1854	Subsection 5, paragraph 1 amended	SF 2280.54	01-01-91
524.1854	Subsection 8 rewritten	SF 2280.55	01-01-91
524.1855	New section	HF 685.7	01-01-91
524.1856	New section	HF 685.8*	01-01-91
524.1856	Subsection 3 amended	SF 2280.56	01-01-91
524.1857	New section	HF 685.9	01-01-91
524.1858	New section	HF 685.10	01-01-91
524.1859	New section	HF 685.11	01-01-91
524.1860	New section	HF 685.12	01-01-91
524.1861	New section	HF 685.13*	01-01-91
524.1861	Subsection 2 amended	SF 2280.57	01-01-91
524.1862	New section (added to HF 685)	SF 2280.58*	01-01-91
524.1862	Section repealed	SF 2280.61	01-01-92
524.1902	Section amended	HF 2488.50	J, A
533.4	Subsection 27 amended	HF 2488.51	J, A
533.22	Subsection 2 amended	HF 2488.52	J, A
533.67	New unnumbered paragraphs	SF 2427.15	J
533A.9	Section amended	HF 2092.1	J
533A.11	Subsection 7 stricken	HF 2092.2	J
534.102	Subsection 23 stricken	HF 658.1	J
534.102	Subsection 26 amended	HF 2488.53	J, A
534.108	New unnumbered paragraph	HF 658.2	J
534.113	New section	HF 658.3	J
534.203	New unnumbered paragraph	HF 658.4	J
534.205	Subsection 6 amended	HF 658.5	J
534.207	Subsection 1-new unnumbered paragraph	HF 658.6	J
534.212	New unnumbered paragraph	HF 658.7	J
534.213	Subsection 1, paragraph i amended	HF 658.8	J
534.213	Subsection 1, paragraph j amended	HF 658.9	J
534.213	Subsection 1, paragraph k amended	HF 658.10	J
534.213	Subsection 1-new paragraph p	HF 658.11	J
534.302	Subsection 8 amended	HF 658.12	J
534.403	Subsection 2 amended	HF 658.13	J
534.403	Subsection 3 amended	HF 658.14	J
534.405	New unnumbered paragraph	HF 658.15	J
534.408	New subsections 8 & 9	SF 2427.16	J
534.501	Subsection 1, par. g & subsec. 4 amended	HF 2488.54	J, A
534.504	Section amended	HF 2488.55	J, A
534.507	Section amended	HF 658.16	J
534.508	Subsection 1 amended	HF 2488.56	J, A

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CODE SECTION		BILL NUMBER	
534.511	Subsection 2 amended	HF 658.17	J
534.518	New section	HF 658.18	J
534.519	New section	HF 658.19	J
534.605	Subsection 2 amended	HF 658.20	J
534.605	Subsection 4 amended	HF 2488.57	J, A
534.607	Section amended	HF 2488.58	J, A
535.17	New section	HF 677.1	01-01-91, A
537.6202S	Subsection 1, unnumb. paragraph 1 amended	HF 2312.56	J
537B.1	New section	SF 81.1	J
537B.2	New section	SF 81.2*	J
537B.2	Subsection 2 amended	HF 2516.13	J
537B.3	New section	SF 81.3	J
537B.4	New section	SF 81.4*	J
537B.4	Subsection 1, paragraph b amended	HF 2516.14	J
537B.6	New section	SF 81.5	J
543A.4S	Subsection 1 amended	SF 2422.49	J
546.9	New unnumbered paragraph	SF 2427.17	J
546.10	New subsection 5 #	SF 2328.42	J
546.10	New subsection 5 #	SF 2427.18	J
547.3S	Section amended	HF 2324.4	J
550.1	New section	SF 2395.1	J
550.2	New section	SF 2395.2	J
550.3	New section	SF 2395.3	J
550.4	New section	SF 2395.4	J
550.5	New section	SF 2395.5	J
550.6	New section	SF 2395.6	J
550.7	New section	SF 2395.7	J
550.8	New section	SF 2395.8	J
554.3507	Subsection 5 amended	HF 2475.1	J
554.8403S	Subsection 4, paragraph b amended	HF 2312.57	J
554.9402	Subsection 1 amended	SF 2261.1	J
554.9403	Subsection 5-new paragraph c	SF 2280.44	Veto
554.9405	New subsection 4	SF 2280.45	Veto
554.9406	New unnumbered paragraph	SF 2280.46	Veto
554.9501S	Subsection 6 stricken	HF 2404.28	07-01-93
556.6	Section amended	HF 2488.59	J, A
556.9A	New section	SF 2340.1	J
558.12	Section amended	HF 2322.2	J
558.42	Section amended	HF 2488.60	E, A
558.66	Section amended	HF 2423.1	J
558.69	Unnumbered paragraph 1 amended	HF 2552.42	E
566A.12	New section	HF 2537.31	J
566A.13	New section	HF 2537.32	J
568.9	Section amended	SF 2422.50	J
570A.2	Subsection 2 amended	HF 2312.58	J
570A.4	Subsection 4 amended	SF 2280.47	Veto
573.12	Subsection 1, unnumb. paragraph 1 amended	HF 737.1	J

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CODE SECTION		BILL NUMBER	
573.12	Subsection 3 amended	HF 737.2	J
573.13	Section amended	HF 737.3	J
573.14	Unnumbered paragraph 2 amended	HF 737.4	J
592.7	Section amended	HF 724.51	J
598.1	Section amended	SF 2410.120	J
598.1	Subsection 2 amended	SF 2429.41	J
598.21S	Subsection 4, par. a-new unnumbered par.	SF 2429.42	J
598.21S	Subsection 4-new paragraph c	SF 2429.43	J
598.21S	Subsection 8 amended	SF 2429.44	J
598.21S	New subsection 8A	SF 2429.45	J
598.22	Unnumbered paragraph 1 amended	SF 2429.46	J
598.22	New unnumbered paragraph	HF 2437.13	J
598.22	New unnumbered paragraph	SF 2429.47	J
598.22A	New section	SF 2429.48	07-01-85, R
600.2	Subsection 2 amended	HF 178.64	J
600A.2	Subsection 9 amended	HF 2569.1510	J
601A.4	Section amended	SF 2422.51	J
601A.9	Section amended	SF 2410.121	J
601A.10	Section amended	HF 2476.1	J
601A.16	Subsection 1, paragraph b amended	SF 182.1	J
601A.16	Subsection 2 amended	SF 182.2	J
601A.19	Section amended	HF 2154.1	J, A
601J.5S	Subsection 3, paragraph a amended	HF 2313.35	J
601K.1S	Subsection 1 amended	HF 2270.2	J
601K.2	Section amended	HF 2270.3	J
601K.3	Section amended	HF 2270.4	J
601K.4	Subsection 2 amended	HF 2270.5	J
601K.11	Section amended	HF 2270.6	J
601K.12	Section amended	HF 2270.7	J
601K.14	Section amended	HF 2270.8	J
601K.15	Subsections 1-7 amended	HF 2270.9	J
601K.33S	Subsection 4, paragraph a amended	SF 2426.29	01-14-91
601K.52	Subsection 1 amended	SF 2426.30	01-14-91
601K.54	Section amended	SF 2422.52	J
601K.91	New subsection 1, subsections renumbered	HF 2235.1	J
601K.92	Section amended	HF 2235.2	J
601K.92A	New section	HF 2235.3	J
601K.92B	New section	HF 2235.4	J
601K.94	Subsection 1, paragraphs a-c rewritten	HF 2235.5	J
601K.100	Section repealed	HF 2235.6	J
601K.103	New section (requires funding)	HF 2294.1*	J
601K.103	Section repealed	HF 2235.7	01-01-92
601K.131	Section amended	HF 2468.1	J
601K.132	Section amended	HF 2468.2	J
601K.133	New subsection 7	HF 2468.3	J
601K.136	Section amended	HF 2468.4	J
601K.137	New section	HF 2468.5	J

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CODE SECTION		BILL NUMBER	
601L.3S	Subsection 12 amended	HF 656.5	J
601L.3S	Subsection 12-new paragraphs d-g	HF 656.6	J
601L.3A	New section	HF 2201.5	J
602.1301S	Subsection 2, paragraph a amended	SF 2408.10	J
602.1513	Section amended	SF 2422.53	J
602.1612	Subsection 1 amended	HF 2569.1511	J
602.6106	Section amended	HF 2313.36	J
602.6201	Subsection 3, paragraph b amended	HF 2045.1	J
602.6201	Subsection 10 amended	HF 2045.2	J
602.6403S	Subsection 2 amended	HF 2312.59	J
602.6405	Subsection 1 amended	SF 2413.54	J
602.7203	New section	SF 2427.19	J
602.8102	Subsection 57 amended	HF 724.52	J
602.8102S	Subsection 10 amended	HF 2423.2	J
602.8102S	Subsection 68 amended	HF 2488.61	J
602.8102S	Subsection 77 stricken	HF 2322.3	J
602.8106S	Subsection 1 amended	HF 2450.4	J
602.9206	Unnumbered paragraph 1 amended	HF 2569.1512	J
602.10106	Section amended	SF 2422.54	J
607A.3	Subsection 1 amended	HF 2313.37	J
613.20	New section	SF 2249.11	Veto
614.8A	New section	HF 2268.2	J, A
622.84	Section amended	SF 460.1	J
624.37	Section amended	HF 2364.1	J
626.75	Section amended	HF 2304.1	J
631.1	New subsection 4	HF 2471.1	J, A
633.26	Section amended	HF 2313.38	J
633.230S	New unnumbered paragraph	HF 2425.1	J
633.244	Section amended	HF 2569.1513	J
633.376	Section amended	SF 2410.120	J
633.481	Section amended	HF 2322.4	J
633.514	Section amended	HF 2569.1514	J
633.591S	Section amended	HF 2425.2	J
642.24	New section	HF 512.1	J
654.2C	Section repealed	HF 2404.29	07-01-98
654.12A	Unnumbered paragraph 1 amended	SF 255.1	J
654.16	Section rewritten	SF 390.2	E, A
654.16A	New section	SF 390.3	E, A
654A	Chapter repealed	HF 2404.15	07-01-93
654A.1	Subsection 2 amended	HF 2404.9	E
654A.1	New subsections 6 & 7	HF 2404.10	E
654A.2	Section repealed	HF 2404.30	E
654A.3	Section repealed	HF 2404.30	E
654A.11S	Subsection 3 amended	HF 2404.11	E
654A.11S	Subsection 4 rewritten	HF 2404.12	E
654A.13S	Subsection 2 stricken	HF 2404.13	E
654A.13S	Subsection 3, unnumb. par. 1 stricken	HF 2404.14	E

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654A.14S	Section repealed	HF 2404.30	E
654A.15S	Section repealed	HF 2404.30	E
654A.16	New section #	HF 2404.15	E
654A.16	Section repealed	HF 2407.11	J
654A.16	New section	HF 2407.9	J
654B.1	New section	HF 2404.16	E
654B.2	New section	HF 2404.17	E
654B.3	New section	HF 2404.18	E
654B.4	New section	HF 2404.19	E
654B.5	New section	HF 2404.20	E
654B.7	New section	HF 2404.21	E
654B.8	New section	HF 2404.22*	E
654B.8	Subsection 4 amended	HF 2407.10	J
654B.9	New section	HF 2404.23	E
654B.10	New section	HF 2404.24	E
654B.11	New section	HF 2404.25	E
654B.12	New section	HF 2404.26	E
655.4	Section amended	HF 2322.5	J
655.5	Section amended	HF 2322.6	J
656.8	Section repealed	HF 2404.29	07-01-93
657.10	New section	HF 2404.27*	E
657.10	Section repealed	HF 2404.29	07-01-93
663A.9	Section amended	SF 2139.1	J
668.15S	Section amended	HF 2268.1	J, A
674.2	Unnumbered paragraph 1 amended	HF 2113.1	J
674.2	New subsection 7	HF 2113.2	J
675.25S	Section amended	SF 2429.49	J
675.33	New section	SF 2429.50	J
679.1	Subsections 2-6 amended	SF 2296.2	Veto
679.2	Section rewritten	SF 2296.3	Veto
679.2A	New section	SF 2296.4	Veto
679.2B	New section	SF 2296.5	Veto
679.4	Section amended	SF 2296.6	Veto
679.5	Section amended	SF 2296.7	Veto
679.7	Section amended	SF 2296.8	Veto
679.8	Unnumbered paragraph 1 amended	SF 2296.9	Veto
679.10	New subsections 5-8	SF 2296.10	Veto
679.11	Section amended	SF 2296.11	Veto
679.12	Unnumbered paragraph 1 amended	SF 2296.12	Veto
679.12	Unnumbered paragraph 3 amended	SF 2296.13	Veto
679.14	Section amended	SF 2296.14	Veto
679.15	New section	SF 2296.15	Veto
679B.7	Section amended	SF 2422.55	J
682.60A	New section	HF 2425.3	J
691.6	Subsection 3 amended	HF 2313.39	J
692.2S	Subsection 1, paragraph c amended	HF 2546.3	J
692.2S	Subsection 1-new paragraph i	HF 2440.19	J

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CODE SECTION		BILL NUMBER	
692.17	Section amended	HF 2109.1	J
694.1	Subsection 2 amended	HF 2103.1	J
694.1	Subsection 2 amended	HF 2313.40	J
707.6AS	Section amended	SF 2413.55	J
709.10	Section amended	SF 2413.56	J
713.3	Section amended	HF 2313.41	J
714.8	New subsection 13	SF 2274.12	J
714.16	Subsection 2, paragraph d amended	HF 724.53	J
714.16	Subsection 2-new lettered paragraphs k&l	SF 81.6	J
714.18S	Unnumb. paragraph 1 & subsec. 1 amended	HF 2536.1	J
714.18S	New subsection 4	HF 2536.2	J
714.23	Section amended	HF 2536.3	J
714.25S	Unnumbered paragraph 2 amended	HF 2536.4	J
717.6	New section	SF 148.1	J
722.5	Unnumbered paragraph 1 amended	HF 2009.6	Veto
723A.1	New section	SF 2413.57	J
723A.2	New section	SF 2413.58	J
724.5	Section amended	HF 2312.60	J
724.10	Section amended	HF 2321.1	E
724.15	Subsection 1, paragraph f amended	HF 2321.2	E
724.15	Subsection 2-new paragraphs d & e	HF 2321.3	E
724.16	Section amended	HF 2321.4	E
724.17	Section amended	HF 2321.5	E
724.21	Section amended	HF 2321.6	E
724.22	New subsection 7	HF 2321.7	E
724.26	Section amended	HF 2321.8	E
724.28	New section	HF 2321.9	E
724.29	New section	HF 2321.10	E
725.9	Subsection 5 amended	HF 2454.2	J
729.5	Section amended	SF 2197.2	J
730.5	Subsection 2 amended	HF 2313.42	J
730.5	Subsection 2 amended	SF 2432.1	J
801.4S	Subsection 11 amended	HF 2313.43	J
802.2	Section amended	SF 18.1	J
804.7A	New section	SF 2156.1	J
805.6S	Subsec. 1, par. a, unnumb. par. 1 amended	HF 2450.5	J
805.6S	Subsec. 1, par. a, unnumb. par. 1 amended	SF 2329.93	J
805.8	Subsection 5 rewritten	SF 2349.3	J
805.8	Subsection 6-new paragraphs c & d	SF 2349.4	J
805.8	Subsection 11 amended	HF 209.4	J
805.8S	Subsection 2, paragraph a amended	HF 2143.2	J
805.8S	Subsection 2, paragraph a amended	HF 2450.6	J
805.8S	Subsection 2, paragraph a amended	SF 2244.9	J
805.8S	Subsection 2, paragraph f amended	SF 2329.94	J
805.8S	Subsection 4, paragraph a amended	SF 2349.1	J
805.8S	Subsection 4-new paragraph e	SF 2349.2	J
805.9	Subsections 1 & 2 amended	SF 2329.95	J

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<u>CODE</u> <u>SECTION</u>		<u>BILL</u> <u>NUMBER</u>	
805.10S	New subsection 3	SF 2349.5	J
805.16	Subsection 2 amended	SF 2329.96	J
809.10	Subsection 3 amended	SF 2413.59	J
809.17	New section	SF 2413.60	J
809.21	Section amended	SF 2137.1	J
811.1S	Section amended	SF 2413.61	J
815.1	Section amended	HF 2313.44	J
815.11	Section amended	HF 2313.45	J
901.2S	Unnumbered paragraph 1 amended	SF 2413.62	J
901.3	New subsection 7	SF 2413.63	J
901.4A	New section	SF 2413.64	J
901.5	New subsection 8	SF 2413.65	J
903.1	Subsection 3, unnumb. paragraph 1 amended	SF 2413.66	J
903A.2	Unnumbered paragraph 1 amended	SF 2413.67	J
903A.5	Unnumbered paragraph 1 amended	HF 2312.61	J
904A.1S	Section amended	HF 2313.46	J
905.8	New unnumbered paragraphs	SF 2427.20	J
906.4S	New unnumbered paragraph	SF 2413.68	J
906.5S	Section amended	SF 2413.69	J
906.9	Section amended	SF 2413.70	J
906.15	Section amended	SF 2413.71	J
907.9	Section amended	SF 2413.72	J
907A.3	New section	SF 2427.21	J
910.1	Subsection 1 amended	SF 2413.73	J
910.1	Subsection 4 amended	SF 2413.74	J
910.2	Section amended	SF 2413.75	J
910A.7AS	Section amended	SF 2413.76	J
910A.9S	Subsection 5 amended	HF 2312.62	J
910A.15	Unnumbered paragraph 1 amended	HF 2569.1515	J
911.2	Section amended	HF 2564.36	J
911.3	Section amended	HF 2564.37	J
911.3	Section amended	SF 2280.49	J
912.1S	Subsection 3 amended	SF 2413.77	J
912.2AS	Subsection 1 amended	HF 2564.38	J
912.3S	Subsection 4 amended	SF 2413.78	J
912.3S	Subsection 7 stricken	SF 2413.79	J
912.5S	New subsection 4	SF 2413.80	J
912.6S	Subsection 1 amended	SF 2413.81	J
912.6S	Subsections 2 & 3 stricken	SF 2413.82	J

1990 ACTS

<u>BILL</u> <u>NUMBER</u>		<u>BILL</u> <u>NUMBER</u>	
HF 685	New section	SF 2280.52	01-01-91
HF 685	New section	SF 2280.58	01-01-91
HF 685.3	Subsection 1 amended	SF 2280.50	01-01-91

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BILL NUMBER		BILL NUMBER	
HF 685.3	New subsections 1A & 4A	SF 2280.51	01-01-91
HF 685.4	Section amended	SF 2280.53	01-01-91
HF 685.6	Subsection 5, paragraph 1 amended	SF 2280.54	01-01-91
HF 685.6	Subsection 8 rewritten	SF 2280.55	01-01-91
HF 685.8	Subsection 3 amended	SF 2280.56	01-01-91
HF 685.13	Subsection 2 amended	SF 2280.57	01-01-91
HF 2009.4	Section amended	HF 2329.42	Nullity
HF 2001	New section 3	HF 2329.44	E
HF 2294.1	Bill provisions repealed	HF 2235.7	07-01-92
HF 2404.22	Section amended	HF 2407.10	J
HF 2552	Section subparagraph amended	SF 2402.42	E
HF 2552	Subparagraph (3) amended	SF 2402.43	E
HF 2552.43	Section amended	SF 2402.44	E
SF 81.2	Section amended	HF 2516.13	J
SF 81.4	Section amended	HF 2516.14	J
SF 2212.23	New unnumbered paragraph	SF 2408.14	J
SF 2280.58	Section repealed	SF 2280.61	01-01-92
SF 2327	Sections 7, 9, 18-22, 30-35 repealed	HF 2569.1203	J
SF 2327.1	Subsection 1 amended	HF 2569.1201	J
SF 2327.1	Subsection 12, paragraph a amended	HF 2569.1202	J
SF 2328.23	Subsection 3, unnumb. paragraph 3 amended	HF 2569.801	J
SF 2364.12	Subsection 1, unnumb. paragraph 1 amended	SF 2153.26	Veto
SF 2364.25	Section amended	SF 2153.27	J
SF 2366.1	Subsection 2 stricken	SF 2327.40	J
SF 2366.7	Section rewritten (Enrolled as SF 2366.6)	SF 2327.41	J
SF 2408.6	Subsection 1, paragraph d rewritten	HF 2569.602	Veto
SF 2408.6	Subsection 8, paragraph g stricken	HF 2569.603	J
SF 2410.10	Section rewritten	SF 2430.1	J
SF 2410.49	Subsection 5-new paragraph c	SF 2430.2	J
SF 2410.50	Subsection 1 rewritten	SF 2430.3	J
SF 2410.58	Subsection 4 stricken	SF 2430.4	J
SF 2410.75	Section amended	SF 2430.5	J
SF 2410.76	Subsections 1-3 amended	SF 2430.6	J
SF 2410.77	Subsection 1 amended	SF 2430.7	J
SF 2410.77	Subsection 6 stricken	SF 2430.8	J
SF 2410.90	Section repealed	SF 2430.33	J
SF 2410.91	Section repealed	SF 2430.33	J
SF 2410.93	Section amended	SF 2430.9	J
SF 2410.95	Section rewritten	SF 2430.10	J
SF 2410.97	Section rewritten	SF 2430.11	J
SF 2410.98	Section amended	SF 2430.12	J
SF 2410.99	Section rewritten	SF 2430.13	J
SF 2410.100	Section rewritten	SF 2430.14	J
SF 2410.102	Section rewritten	SF 2430.15	J
SF 2410.104	Section rewritten	SF 2430.16	J
SF 2410.105	Unnumbered paragraph 3 rewritten	SF 2430.17	J
SF 2410.107	Unnumbered paragraph 1 amended	SF 2430.18	J

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BILL  
NUMBER

SF 2410.107 New unnumbered paragraph  
 SF 2410.112 Section amended  
 SF 2410.113 Section amended  
 SF 2410.114 Section amended  
 SF 2410.115 Section amended  
 SF 2410.116 Section amended  
 SF 2410.117 Section amended  
 SF 2410.118 Section amended  
 SF 2410.119 Section amended  
 SF 2410.123 Section amended  
 SF 2423.14 Subsection 2, par. a, subpar. (2) amended

BILL  
NUMBER

SF 2430.19 J  
 SF 2430.20 Veto  
 SF 2430.21 Veto  
 SF 2430.22 Veto  
 SF 2430.23 Veto  
 SF 2430.24 Veto  
 SF 2430.25 Veto  
 SF 2430.26 Veto  
 SF 2430.27 Veto  
 SF 2430.28 J  
 HF 2569.1401 J

1989 ACTS

CODE  
SECTION

135.88 Section repealed  
 135.88 Section repealed  
 135.89 Section repealed  
 135.89 Section repealed  
 135.90 Section repealed  
 135.90 Section repealed  
 135.95 Section amended  
 135.125 Section amended  
 135.127 Section amended  
 135.130 Section amended  
 135.130 Section amended  
 135.140 Section amended  
 165 Chapter repealed  
 195.3 Subsection 3, unnumb. paragraph 1 amended  
 225.5 Section amended  
 225.6 Section amended  
 241.7 Section repealed  
 272.42 Section amended  
 278.1 Section amended  
 278.2 Section amended  
 285.10 Section amended  
 302.10 Section amended  
 303.13 Section amended  
 303.18 Section amended  
 304.1104 Unnumbered paragraphs 1 & 2 amended  
 304.1108 Section amended  
 310.1 Subsections 4-7 amended  
 310.4 Subsections 1 & 2 amended  
 310.4 New subsections 4 & 5  
 310.14 Subsection 1 amended  
 311.1 Subsection 1, paragraph a amended

BILL  
NUMBER

HF 2418.78 Veto  
 SF 2423.80 J  
 HF 2418.78 Veto  
 SF 2423.80 J  
 HF 2418.78 Veto  
 SF 2423.80 J  
 HF 2068.10 J  
 HF 2068.11 J  
 HF 2068.12 05-05-89, R  
 HF 2418.28 Veto  
 SF 2423.31 E  
 HF 2132.1 E  
 HF 2569.1516 Veto  
 SF 2426.31 01-14-91  
 HF 2312.63 J  
 HF 2564.7 J  
 HF 2489.19 10-01-90  
 SF 2328.43 E  
 SF 2423.32 J  
 SF 2423.32 J  
 SF 2114.7 01-01-88, R  
 SF 2422.19 01-01-91  
 SF 2422.19 01-01-91  
 SF 2422.19 01-01-91  
 SF 2212.7 E  
 HF 2371.9 E  
 HF 2564.46 J  
 HF 2564.47 J  
 HF 2564.48 J  
 HF 2564.49 J  
 SF 2212.39 Veto

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CODE SECTION		BILL NUMBER	
311.1	Subsection 2, paragraph a amended	SF 2212.40	E
311.1	Subsection 5, paragraph a amended	SF 2212.41	E
311.6	Subsection 1, paragraph a amended	SF 2212.42	E
311.9	Subsection 4, unnumb. paragraph 1 amended	SF 2364.22	Veto
311.21	Section amended	SF 2364.20	J
315.7	Subsection 6 amended	SF 2212.11	E
315.8	Subsection 2 amended	SF 2212.12	E
316.1	Subsection 3 amended	SF 2212.36	E
316.4	Subsection 1 amended	SF 2212.25	E
316.5	Subsections 2 & 3 amended	SF 2212.27	E
316.7	Subsection 2, unnumb. paragraph 1 amended	SF 2212.28	E
316.8	Subsection 1 amended	SF 2212.29	E
316.9	Section amended	SF 2212.30	E
317.10	Subsection 3 amended	SF 2212.34	E
317.13	Subsection 2 amended	SF 2212.18	E
317.14	Section amended	SF 2212.19	E
317.15	Subsection 1, paragraph c amended	SF 2212.20	E
317.15	Subsection 3 amended	SF 2212.21	E
317.16	Section amended	SF 2212.22	E
318.4	Unnumbered paragraphs 1 & 2 amended	SF 2212.3	E
318.23	Unnumbered paragraph 1 amended	SF 2212.4	E
318.23	New subsections 12 & 13	SF 2212.5	Veto
319.1	Subsection 4, unnumb. paragraph 1 amended	SF 2212.43	E
319.1	Subsection 5, unnumb. paragraph 1 amended	SF 2212.44	E
319.1	Subsection 7, unnumb. paragraph 1 amended	SF 2212.45	E
319.7	Subsection 2 amended	SF 2212.47	E
319.10	Section amended	SF 2212.48	E
319.12	Section repealed	HF 2569.503	Veto
320.6	Section amended	SF 2212.6	E
321.4	Subsection 2, new paragraph bb	SF 2212.15	E
321.7	Subsection 1 amended	SF 2212.13	E
321.8	Unnumbered paragraph 3 amended	SF 2212.14	E
321.11	Subsection 1, unnumb. pars. 1 & 2 amended	SF 2212.16	E
321.13	New unnumbered paragraph	SF 2212.17	Veto
321.42	Section repealed	SF 2328.45	04-30-90
322.3	Section amended	HF 2569.1701	E
322.7	Section amended	HF 2418.29	Veto
322.7	Section amended	SF 2423.33	E

## 1987 ACTS

233.204	Subsection 5 amended	SF 2364.20	J
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CODE  
SECTIONBILL  
NUMBER

## 1986 ACTS

1150.3	Section repealed	SF	2485.40	E
1214.29	Section repealed	HF	2404.30	E
1245.2052	Section amended	HF	2212.1	E
1249.4	Unnumbered paragraph 1 amended	HF	2567.3	J

## IOWA COURT RULES - 3rd Edition

Rule of Evidence 601	Rewritten	SF	2173.1	J
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## CHAPTER NUMBERS OF THE 1990 IOWA ACTS, CONCURRENT AND JOINT RESOLUTIONS

### SENATE FILES

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148	1127	2186	1135	2340	1095
182	1040	2187	1071	2343	1093
199	1005	2197	1139	2349	1216
205	1193	2201	1114	2350	1096
255	1001	2212	1257	2363	1045
280	1006	2221	1016	2364	1260
332	1150	2227	1115	2365	1258
368	1146	2232	1072	2366	1157
390	1245	2235	1116	2369	1097
460	1041	2240	1155	2372	1244
2003	1154	2244	1151	2379	1153
2011	1214	2245	1137	2385	1138
2015	1092	2248	1073	2388	1098
2048	1194	2252	1047	2395	1201
2049	1174	2257	1048	2402	1267
2052	1110	2261	1074	2403	1252
2057	1175	2262	1117	2406	1186
2059	1067	2263	1118	2407	1173
2080	1111	2268	1075	2408	1268
2082	1012	2271	1076	2410	1253
2094	1013	2274	1156	2411	1196
2097	1112	2277	1183	2412	1202
2100	1148	2280	1266	2413	1251
2113	1133	2290	1044	2415	1187
2114	1171	2291	1088	2416	1203
2115	1195	2304	1172	2422	1256
2137	1042	2306	1182	2423	1272
2139	1043	2309	1089	2425	1215
2153	1255	2311	1090	2426	1223
2155	1046	2315	1091	2427	1247
2156	1014	2317	1094	2428	1263
2158	1113	2319	1184	2429	1224
2159	1136	2322	1049	2430	1254
2163	1149	2324	1185	2432	1188
2164	1068	2326	1152	2433	1269
2165	1069	2327	1262	2435	1270

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No.	Acts Chapter
133	1273

### SENATE JOINT RESOLUTIONS

No.	Acts Chapter
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2003	1275



**CHAPTER NUMBERS OF THE 1990 IOWA ACTS,  
CONCURRENT AND JOINT RESOLUTIONS**

**HOUSE FILES**

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324	1017	2233	1029	2431	1163
366	1197	2235	1242	2436	1130
512	1050	2236	1011	2437	1123
534	1165	2238	1103	2440	1249
656	1237	2250	1104	2450	1170
658	1208	2268	1241	2451	1084
664	1099	2270	1180	2453	1061
677	1176	2271	1141	2454	1062
685	1002	2279	1105	2455	1164
705	1140	2287	1227	2457	1063
724	1236	2294	1246	2458	1064
730	1126	2296	1108	2459	1219
737	1229	2304	1058	2460	1037
2001	1007	2307	1106	2461	1131
2016	1004	2308	1107	2465	1132
2044	1018	2309	1059	2468	1124
2045	1055	2312	1168	2471	1038
2057	1209	2313	1233	2475	1158
2068	1190	2314	1080	2476	1212
2092	1100	2320	1234	2482	1231
2103	1051	2321	1147	2485	1065
2104	1052	2322	1081	2486	1220
2105	1025	2324	1021	2488	1205
2109	1053	2329	1238	2489	1039
2113	1008	2338	1128	2495	1206
2114	1003	2339	1082	2496	1159
2115	1243	2341	1022	2498	1023
2118	1054	2343	1162	2500	1198
2119	1101	2355	1142	2502	1024
2120	1009	2357	1217	2504	1221
2131	1120	2364	1030	2508	1085
2132	1019	2368	1031	2512	1144
2142	1121	2369	1060	2516	1145
2143	1102	2371	1259	2517	1239
2153	1020	2372	1078	2518	1086
2154	1166	2377	1169	2522	1178
2156	1122	2381	1083	2531	1125
2160	1056	2393	1226	2534	1191
2165	1057	2401	1032	2536	1222
2166	1179	2404	1143	2537	1213
2170	1167	2405	1033	2540	1160
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