

1     **SEC. 22. NEW SECTION. Examination of records.** Persons subject  
 2 to the provisions of this Act shall furnish on forms provided by the  
 3 council any information needed to enable the council to effectuate the  
 4 policies of this Act. For the purpose of ascertaining the correctness  
 5 of any report made to the council under the provisions of this Act,  
 6 the secretary may examine books, papers, records, copies of tax re-  
 7 turns not confidential by law, and accounts, which are in the control  
 8 of any person. The secretary may hold hearings, take testimony, ad-  
 9 minister oaths, subpoena witnesses, and issue subpoenas in connection  
 10 with the administration of this Act.

1     **SEC. 23. NEW SECTION. Penalty.** Any person who willfully vio-  
 2 lates any provision of this Act, willfully gives a false report, state-  
 3 ment, or record required by the council, or willfully fails to furnish or  
 4 render any report, statement or record required by the secretary shall  
 5 be guilty of a misdemeanor.

1     **SEC. 24. NEW SECTION. Purchasers outside Iowa.** The secretary  
 2 may enter into arrangements with purchasers from outside Iowa for  
 3 payment of the tax.

1     **SEC. 25. NEW SECTION. Report.** During the period of collection  
 2 of the tax, the council in cooperation with the auditor of state shall  
 3 make an annual report which shall show all income, expenses and  
 4 other relevant information.

Approved June 13, 1973.

## CHAPTER 173

### AGRICULTURAL SEEDS

#### H. F. 402

AN ACT relating to the placing of permit numbers on containers of agricultural seeds.

*Be It Enacted by the General Assembly of the State of Iowa:*

1     **SECTION 1.** Section one hundred ninety-nine point fifteen (199.15),  
 2 Code 1973, is amended to read as follows:  
 3     **199.15 Permit number—fee—fraud.** No person shall sell, distrib-  
 4 ute, solicit orders for, offer or expose for sale, any agricultural seed  
 5 without first obtaining from the department a permit number to engage  
 6 in such business, which permit number shall be affixed to each bag or  
 7 container of such agricultural seed. Permit numbers shall be listed on  
 8 the label or container in such manner that they do not obscure or con-  
 9 fuse the other label information. No permit number shall be required  
 10 of persons selling seeds, including seed corn, which has been packed  
 11 and distributed by a seedsman holding and having in force a permit  
 12 number as herein provided. No permit number shall be required of  
 13 persons selling, offering or exposing for sale seed of their own produc-  
 14 tion, provided that such seed is stored or delivered to purchaser only  
 15 on or from the farm or premises where grown. The fee for each permit  
 16 number shall be five dollars per annum, and all permit numbers shall  
 17 expire on the first day of July following date of issue. After due notice  
 18 given at least ten days prior to a date of hearing fixed by the secretary

19 of agriculture, the department may revoke or refuse to renew any  
 20 permit issued under the authority of this section, if intent to defraud  
 21 is established. The failure to fulfill any contract to repurchase the seed  
 22 crop produced from any agricultural seed, other than hybrid seed corn,  
 23 if the same meets the requirements set forth in the contract and the  
 24 standards specified in this chapter, shall be prima-facie evidence of  
 25 intent to defraud the purchaser at the time of entering into the con-  
 26 tract.

Approved April 18, 1973.

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## CHAPTER 174

### TESTING MOTOR FUELS

H. F. 203

AN ACT relating to the testing of motor fuels.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section two hundred fourteen A point seven (214A.7),  
 2 Code 1973, is amended to read as follows:  
 3 214A.7 Department inspection—samples tested. The department  
 4 of agriculture, its agents or employees, shall, from time to time, make  
 5 or cause to be made tests of any motor vehicle fuel which is being sold,  
 6 or held or offered for sale within this state, and for such purposes such  
 7 inspectors shall have the right to enter upon the premises of any whole-  
 8 sale dealer or retail dealer in motor vehicle fuels within this state, and  
 9 to take from any container a sample of such motor vehicle fuel, not to  
 10 exceed eight fluid ounces, which sample shall be sealed and appropri-  
 11 ately marked or labeled by such inspector and delivered to the depart-  
 12 ment. The department shall make, or cause to be made, complete  
 13 analyses or tests of such motor vehicle fuel by the methods specified  
 14 in section 214A.2, and shall furnish to such wholesale dealer or retail  
 15 dealer a certified copy of the results of such tests.

Approved May 24, 1973.

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## CHAPTER 175

### CHILDREN, BLIND AND DISABLED AID

S. F. 570

AN ACT relating to aid to dependent children, blind assistance, and aid to the disabled,  
 and limitations on county poor fund millage levies.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter two hundred seventeen (217), Code 1973, is  
 2 amended by adding the following new section:  
 3 NEW SECTION. The commissioner of social services or his designee,  
 4 shall employ such personnel as are necessary for the performance of  
 5 the duties and responsibilities assigned to the department. All em-  
 6 ployees shall be selected on a basis of fitness for the work to be per-