

12 d. Diazepam.

13 e. Oxazepam.

14 f. Flurazepam.

15 NEW SUBSECTION. Any material, compound, mixture or preparation which  
16 contains any quantity of the substance fenfluramine, including its salts, isomers  
17 (whether optical, position or geometric), and salts of such isomers, whenever the  
18 existence of such salts, isomers, and salts of isomers is possible.

19 NEW SUBSECTION. Unless specifically excepted or unless listed in another  
20 schedule, any material, compound, mixture, or preparation which contains any  
21 quantity of the following substances having a stimulant effect on the central  
22 nervous system, including its salts, isomers (whether optical, position, or  
23 geometric), and salts of such isomers whenever the existence of such salts,  
24 isomers, and salts of isomers is possible within the specific chemical designation:

25 a. Diethylpropion.

26 b. Phentermine.

Approved June 23, 1976

## CHAPTER 1130

### PESTICIDE APPLICATORS

H. F. 1359

AN ACT relating to coverage\* under a surety bond or liability insurance policy of a commercial applicator of pesticides.

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

1 SECTION 1. Section two hundred six point thirteen (206.13), Code 1975, is  
2 amended to read as follows:

3 **206.13 Surety bond or insurance required of commercial applicator.** The  
4 secretary shall not issue a commercial applicator's license as required in section  
5 206.6 until the applicant has furnished evidence of financial responsibility with  
6 the secretary consisting either of a surety bond or a liability insurance policy or  
7 certification thereof ~~protecting persons who may suffer legal damages as a result~~  
8 ~~of the pesticide operations of the applicant.~~ *Such surety bond or liability insurance*  
9 *policy shall provide coverage to pay on behalf of the insured all sums which the*  
10 *insured shall become legally obligated to pay as damages as a result of the pesticide*  
11 *operations of the applicant. However, the surety bond or liability insurance policy will*  
12 *not apply to damages or injury which are either expected or intended from the*  
13 *standpoint of the insured. Any such liability insurance policy shall be subject to the*  
14 *insurer's policy provisions filed with and approved by the commissioner of insurance.*  
15 The surety bond or liability insurance policy submitted as evidence of financial  
16 responsibility need not apply to damages or injury to agricultural crops, plants, or  
17 land being worked upon by the applicant.

18 The amount of the surety bond or liability insurance as provided for in this  
19 section shall be not less than fifty thousand dollars for property damage and  
20 public liability insurance, each separately; ~~and including loss or damage arising~~  
21 ~~out of the actual use of any pesticide.~~ Such surety bond or liability insurance shall  
22 be maintained at not less than that sum at all times during the licensed period.  
23 The secretary shall be notified ten days prior to any reduction at the request of  
24 the applicant or cancellation of such surety bond or liability insurance by the  
25 surety or insurer. The total and aggregate of the surety and insurer for all claims

\*According to enrolled Act

26 shall be limited to the face of the bond or liability insurance policy. ~~The secretary~~  
 27 ~~may accept a liability insurance policy or surety bond in the proper sum which~~  
 28 ~~has a deductible clause in an amount not exceeding five hundred dollars for aerial~~  
 29 ~~applicators and two hundred fifty dollars for all other applicators for the total~~  
 30 ~~amount of liability insurance or surety bond required.~~

Approved May 7, 1976

## CHAPTER 1131

### WEIGHTS AND MEASURES

H. F. 1556

AN ACT relating to the inspection of weights and measures and making an appropriation.

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

1 SECTION 1. Section two hundred fifteen point two (215.2), Code 1975, is  
 2 amended to read as follows:

3 **215.2 Fees.** An inspection fee shall be charged the person owning or  
 4 operating the scale so inspected in accordance with the following schedule:

5 1. Railroad track scales, ~~ten~~ fifty dollars each.

6 ~~All hopper and automatic scales, three dollars each.~~

7 2. ~~Platform~~ Other scales,

8 a. 500 to 1,000 pounds ~~beam~~ capacity, ~~one dollar~~ five dollars each;

9 b. 1,001, to 30,000 pounds capacity, ~~three~~ fifteen dollars each, *except as provided*  
 10 *in subsection three (3) of this section;*

11 c. 30,001 to 50,000 pounds capacity, ~~five~~ thirty-five dollars each;

12 d. 50,001 pounds capacity ~~and up or more, seven~~ fifty dollars each.

13 3. *A minimum fee of twenty-five dollars shall be charged for each vehicle and*  
 14 *livestock scale.*

1 SEC. 2. Section two hundred fifteen point four (215.4), Code 1975, is amended  
 2 to read as follows:

3 **215.4 Limitation on inspections.** ~~No~~ A person shall *not* be required to pay  
 4 more than two inspection fees for any one scale in any one year unless additional  
 5 inspections are made at the request of the owner of said scale. *If a scale is found*  
 6 *to be inaccurate upon inspection by the department and notice is received by the*  
 7 *department that the scale has been repaired and upon reinspection the scale is found*  
 8 *to be accurate, a fee shall not be charged for the reinspection. A second inspection fee*  
 9 *shall be charged if, upon reinspection, the scale is found to be inaccurate.*

1 SEC. 3. There is appropriated from the general fund of the state to the  
 2 department of agriculture for the fiscal year beginning July 1, 1976 and ending  
 3 June 30, 1977, the sum of twenty thousand (20,000) dollars, or so much thereof as  
 4 may be necessary, to be allocated to the regulatory division of the department for  
 5 the purchase of equipment necessary for the administration of chapter two  
 6 hundred fifteen (215) of the Code.

Approved May 27, 1976