

CHAPTER 57
CIGARETTE STAMPS SALES

H. F. 231

AN ACT relating to the authority of the director of revenue to sell cigarette stamps through banks.

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

Section 1. Section ninety-eight point eight (98.8), subsections one (1) and two (2), Code 1977, are amended to read as follows:

1. Stamps shall be sold by and purchased from the department ~~only~~. The department shall sell stamps to the holder of a state distributor's permit which has not been revoked and to no other person. Stamps shall be sold to such permit holders at a discount of not to exceed five percent from the face value. Stamps shall be sold in unbroken books of one thousand stamps, unbroken rolls of thirty thousand stamps, or unbroken lots of any other form authorized by the director.

2. Orders for cigarette tax stamps, including the payment for such stamps, shall be sent direct to the department on a form to be prescribed by the director, except as provided in section two (2) of this Act.

Sec. 2. Section ninety-eight point eight (98.8), Code 1977, is amended by adding the following new subsection:

NEW SUBSECTION. The director may authorize a bank as defined by section five hundred twenty-four point one hundred three (524.103), subsection five (5) of the Code to sell stamps. A bank authorized to sell stamps shall comply with all of the requirements governing the sale of stamps by the department. Section ninety-eight point twelve (98.12) of the Code shall apply to any bank authorized to sell stamps.

Sec. 3. This Act is effective January 1, 1978.

Approved April 15, 1977

CHAPTER 58
GAMBLING PROFITS TO FRATERNAL OR VETERANS ORGANIZATIONS

S. F. 288

AN ACT relating to the dedication and use by a nationally chartered fraternal or veterans' organization of portions of funds wagered under the authority of a license permitting such organ-

ization to conduct games of skill and games of chance as a qualified organization.

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

Section 1. Section ninety-nine B point seven (99B.7), subsection three (3), paragraph b, Code 1977, is amended to read as follows:

b. A person or the agent of a person submitting application to conduct games pursuant to this section as a qualified organization shall certify as a part of that application that the net receipts of all games either shall be distributed as prizes to participants or shall be dedicated and distributed to educational, civic, public, charitable, patriotic or religious uses in this state. "Educational, civic, public, charitable, patriotic, or religious uses" means uses benefiting a society for the prevention of cruelty to animals or animal rescue league, or uses benefiting an indefinite number of persons either by bringing them under the influence of education or religion or relieving them from disease, suffering, or constraint, or by erecting or maintaining public buildings or works, or otherwise lessening the burden of government, or uses benefiting any bona fide nationally chartered fraternal or military veterans' corporation or organization which operates in Iowa a clubroom, post, dining room, or dance hall, as long as it continues to operate such, but do not include the erection, acquisition, improvement, maintenance, or repair of real, personal or mixed property unless it is used **exclusively** for one or more of the uses stated. "Public uses" specifically includes dedication of net receipts to political parties as defined in section 43.2. "Charitable uses" includes uses benefiting a definite number of persons who are the victims of loss of home or household possessions through explosion, fire, flood, or storm and the loss is uncompensated by insurance, and uses benefiting a definite number of persons suffering from a seriously disabling disease or injury, causing severe loss of income or incurring extraordinary medical expense, which is uncompensated by insurance.

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Hartley Sentinel, a newspaper published in Hartley, Iowa, and in The Paullina Times, a newspaper published in Paullina, Iowa.

Approved May 12, 1977

I hereby certify that the foregoing Act, Senate File 288, was published in The Hartley Sentinel, Hartley, Iowa on May 19, 1977, and in The Paullina Times, Paullina, Iowa on May 19, 1977.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 59
FLAMMABLE AND COMBUSTIBLE LIQUIDS

H. F. 158

AN ACT relating to the storage and transportation of flammable and combustible liquids.

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

Section 1. Chapter one hundred one (101), Code 1977, is amended by adding the following new sections:

NEW SECTION. If the state fire marshal has reasonable grounds for believing after conducting tests that a leak exists in a flammable or combustible liquid storage tank or in the distribution system of a flammable or combustible liquid storage tank the state fire marshal shall issue a written order to the owner or lessee of the storage tank or distribution system requiring the storage tank and distribution system be emptied and removed or repaired immediately upon receipt of the written order.

NEW SECTION. If the state fire marshal has reasonable grounds for believing that a leak constitutes a hazardous condition which threatens the public health and safety, he may request the assistance of the department of environmental quality, and upon such request the department of environmental quality is empowered to eliminate the hazardous condition as provided in House File four hundred ninety (490) as enacted by the Sixty-seventh General Assembly, 1977 Session, the provisions of section ten (10), paragraph three (3), of that Act to the contrary notwithstanding.

Sec. 2. Section three hundred twenty-seven A point eight (327A.8), Code 1977, is amended by striking the section and inserting in lieu thereof the following:

327A.8 MARKINGS ON VEHICLES. There shall be attached to each tank vehicle used for the intrastate transportation of liquid distinctive markings or tags as shall be prescribed by the board.