

CHAPTER 87
HOSPITALIZATION AND MEDICATION FOR
FIRE FIGHTERS AND POLICE

H. F. 499

AN ACT relating to the payment of hospitalization and medical benefits for certain retired employees of police and fire departments.

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

Section 1. Section four hundred ten point eighteen (410.18), Code 1979, is amended to read as follows:

410.18 HOSPITAL EXPENSE. Cities shall provide hospital, nursing, and medical attention for the members of the police and fire departments of such cities, when injured while in the performance of their duties as members of such department, and for members being paid a pension by the city under section four hundred ten point eight (410.8) of the Code for a disability contracted while the member was engaged in the performance of duties, and the cost of such hospital, nursing, and medical attention shall be paid out of the appropriation for the department to which such injured person belongs; provided that any amounts received by such injured person under the workers' compensation law of the state, or from any other source for such specific purposes, shall be deducted from the amount paid by such city under the provisions of this section.

Sec. 2. Section four hundred eleven point fifteen (411.15), Code 1979, is amended to read as follows:

411.15 HOSPITALIZATION AND MEDICAL ATTENTION. Cities shall provide hospital, nursing, and medical attention for the members of the police and fire departments of such cities, when injured while in the performance of their duties as members of such department, and for members receiving a retirement allowance under section four hundred eleven point six (411.6), subsection six (6) of the Code for an injury or disease incurred in or aggravated by the actual performance of duty, and the cost of such hospital, nursing, and medical attention shall be paid out of the appropriation for the department to which such injured person belongs; provided that any amounts received by such injured person under the workers' compensation law of the state, or from any other source for such specific purposes, shall be deducted from the amount paid by such city under the provisions of this section.

Sec. 3. This Act is effective January first following its enactment.

Approved April 23, 1979

CHAPTER 88
BOARDS OF ADJUSTMENT IN CITIES

H. F. 174

AN ACT relating to the membership of the boards of adjustment of cities.

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

Section 1. Section four hundred fourteen point eight (414.8), Code 1979, is amended to read as follows:

414.8 MEMBERSHIP. The board of adjustment shall consist of five or seven members each as determined by the council. Members of a five-member board shall be appointed for a term of five years, excepting that when the board shall first be created one member shall be appointed for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years, and one for a term of one year. Members of a seven-member board shall be appointed for a term of five years, except when the board shall first be created two members shall be appointed for a term of five years, two members for a term of four years, one for a term of three years, one for a term of two years, and one for a one-year term. A five-member board shall not carry out its business without having three members present and a seven-member board shall not carry out its business without having four members present. A majority of the members of the board of adjustment shall be persons representing the public at large and shall not be involved in the business of purchasing or selling real estate. Members shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

Sec. 2. Section four hundred fourteen point fourteen (414.14), Code 1979, is amended to read as follows:

414.14 VOTE REQUIRED. The concurring vote of three members of the board in the case of a five-member board, and four members in the case of a seven-member board, shall be necessary to reverse any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.

Sec. 3. NEW SECTION. TRANSITIONAL PROVISIONS. Of the two additional members which may be appointed to increase a five-member board of adjustment to a seven-member board after the effective date of this Act, one member shall be appointed to an initial term of five years and one member shall be appointed to an initial term of four years. The terms of office of members