

CHAPTER 1016
MERIT SYSTEM APPOINTMENTS
H. F. 690

AN ACT relating to the persons eligible for appointment on the appropriate eligible list under the merit system.

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

Section 1. Section nineteen A point nine (19A.9), subsection seven (7), Code 1979, is amended to read as follows:

7. For the appointment by the appointing authority of a person standing among the highest ~~ten-percent~~ six scores on the appropriate eligible list to fill a vacancy ~~or among highest five if there are less than fifty on the list.~~

Sec. 2. This Act is effective January first following its enactment.

Approved April 21, 1980

CHAPTER 1017
TORT LIABILITIES
H. F. 2461

AN ACT relating to tort liability of regional boards of library trustees, soil conservation districts and their officers, employees, and agents.

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

Section 1. Section twenty-five A point two (25A.2), subsection one (1), Code 1979, is amended to read as follows:

1. "State agency" includes all executive departments, agencies, boards, bureaus, and commissions of the state of Iowa, and corporations whose primary function is to act as, and while acting as, instrumentalities or agencies of the state of Iowa, whether or not authorized to sue and be sued in their own names. This definition shall not be construed to include any contractor with the state of Iowa. Soil conservation districts as defined in section four hundred sixty-seven A point three (467A.3), subsection one (1), of the Code, and regional boards of library trustees as defined in section three hundred three B (303B) of the Code, are state agencies for purposes of this chapter.

Sec. 2. Section six hundred thirteen A point one (613A.1), subsection one (1), Code 1979, is amended to read as follows:

1. "Municipality" means city, county, township, school district, and any other unit of local government except a soil conservation district as defined in section four hundred sixty-seven A point three (467A.3), subsection one (1), of the Code.

Approved April 21, 1980

CHAPTER 1018
IOWA NATIONAL GUARD
H. F. 2518

AN ACT relating to the administration of the Iowa national guard.

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

Section 1. Chapter twenty-nine A (29A), Code 1979, is amended by adding the following new sections:

NEW SECTION. SPECIAL POLICE. The adjutant general may by order entered of record commission one or more of the employees of the military department as special police. Such special police shall on the premises of any state military reservation or other state military property have and exercise the powers of regular peace officers.

NEW SECTION. BREVET RANK. The commander in chief, on the recommendation of the adjutant general, may commission by brevet general and field grade officers of the national guard whose names appear on the roll of retired military personnel as defined in section twenty-nine A point twenty-three (29A.23) of the Code in the next higher grade than that held at retirement or resignation. Brevet rank is only honorary and does not confer any privilege, precedence or command or pay any emoluments. Brevet officers may wear the uniform of their brevet rank on occasions of ceremonies related to state functions only.

Sec. 2. Section twenty-nine A point one (29A.1), subsections two (2), three (3), four (4), five (5), six (6) and seven (7), Code 1979, are amended by striking the subsections and inserting in lieu thereof the following:

2. "National guard" means the Iowa units, detachments and organizations of the army national guard of the United States and the air national guard of the United States as those forces are defined in the National Defense Act and its amendments, the Iowa army national guard and the Iowa air national guard.

3. "Unit" means a military element of an organization whose structure is prescribed by competent authority such as a table of organization, table of distribution, or unit manning document. For the purposes of this chapter, a unit shall include one or more companies, flights, troops, batteries or detachments and the state officer candidate school.

4. "Organization" means a command composed of two or more subordinate units and includes the state headquarters for both the army and the air