

NEW SUBSECTION. Accept the delegation of other mandatory measures as allowed by the federal Emergency Energy Conservation Act of 1979, Pub. L. No. 96-102.

Sec. 3. Section ninety-three point eight (93.8), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A violation of an executive order of the governor issued pursuant to this section is a scheduled violation as provided in section eight hundred five point eight (805.8) of the Code. If the violation is continuous and stationary in its nature and subsequent compliance can easily be ascertained, an officer may issue a memorandum of warning in lieu of a citation providing a reasonable amount of time not exceeding fourteen days to correct the violation and to comply with the requirements of the executive order.

Sec. 4. Section eight hundred five point eight (805.8), Code 1979, as that section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred forty-nine (149), sections one (1) and two (2), is amended by adding the following new subsection:

NEW SUBSECTION. ENERGY EMERGENCY VIOLATIONS. For violations of an executive order issued by the governor under the provisions of section ninety-three point eight (93.8) of the Code, the scheduled fine is fifty dollars.

Approved May 17, 1980

CHAPTER 1028
UNEMPLOYMENT COMPENSATION
S. F. 2274

AN ACT to authorize the state comptroller to pay unemployment compensation benefits for state agencies out of the general fund.

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

Section 1. Section ninety-six point seven (96.7), subsection eight (8), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirty-three (33), sections fifteen (15) through twenty-two (22), is amended by adding the following new paragraph:

NEW PARAGRAPH. A state agency, board, commission or department, except a state board of regents institution or the state fair board, shall, after approval of the billing for a governmental reimbursable employer as provided in subsection nine (9), paragraph b of this section, submit the billing to the state comptroller. The state comptroller shall pay the approved billings out of any funds in the state treasury not otherwise appropriated. A state agency, board, commission or department shall reimburse the state comptroller out of any revolving, special, trust or federal fund from which all or a

portion of the billing can be paid, for payments made by the state comptroller on behalf of the agency, board, commission or department.

Sec. 2. This Act is in effect from and after its publication in the Daily Gate City, a newspaper published in Keokuk, Iowa, and in The Red Oak Express, a newspaper published in Red Oak, Iowa, and is retroactive to January 1, 1978.

Approved April 14, 1980

I hereby certify that the foregoing Act, Senate File 2274, was published in the Daily Gate City, Keokuk, Iowa on April 17, 1980, and in The Red Oak Express, Red Oak, Iowa on April 17, 1980.

J. HERMAN SCHWEIKER, *Deputy Secretary of State*

CHAPTER 1029
CIGARETTES AND TOBACCO
S. F. 2368

AN ACT relating to the administration of chapter ninety-eight (98) of the Code by the department of revenue and providing penalties.

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

Section 1. Section ninety-eight point one (98.1), subsection five (5), Code 1979, is amended to read as follows:

5. "Stamps" ~~shall mean~~ means the stamp or stamps printed, manufactured or made by authority of the director, ~~as hereinafter provided,~~ and issued, sold or circulated by the department and by the use of which the tax levied ~~hereunder~~ is paid. It ~~shall~~ also mean means any impression, indicium, or character fixed upon packages of cigarettes, ~~cigarette papers,~~ ~~or tubes~~ by metered stamping machine or device which may be authorized by the director to the holder of state or manufacturers' permits and by the use of which the tax levied ~~hereunder~~ is paid.

Sec. 2. Section ninety-eight point eight (98.8), subsection four (4), Code 1979, is amended to read as follows:

4. The department may in the enforcement of this ~~chapter~~ division recall any stamps which have been sold by the department and which have not been used, and the department shall, upon receipt of ~~such~~ recalled stamps, issue a refund for tax stamps surrendered for the face value of the stamps less the amount of the discount. The purchaser of ~~any~~ stamps shall ~~be required to~~ surrender any unused stamps for refund upon demand of the department.

Sec. 3. Section ninety-eight point nine (98.9), Code 1979, is amended to read as follows:

98.9 CHANGE OF DESIGN. The design of the stamps used may be changed as often as the director ~~may deem~~ deems necessary for the best enforcement of the provisions of this ~~chapter~~ division.