

**CHAPTER 29****WASTEWATER TREATMENT FACILITY VARIANCES***H.F. 641*

**AN ACT** relating to the wastewater treatment facility and making variances granted subject to the review of the environmental protection commission.

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

Section 1. Section 455B.181, Code 1987, is amended to read as follows:  
455B.181 VARIANCES AND EXEMPTIONS.

The director may, after public notice and hearing, grant exemptions from a maximum contaminant level or treatment technique, or both. The director may also grant a variance from drinking water standards for public water supply systems when the characteristics of the raw water sources, which are available to a system, cannot meet the requirements with respect to maximum contaminant level of the standards despite application of the best treatment techniques which are generally available and if the director determines that the variance will not result in an unreasonable risk to the public health. A schedule of compliance may be prescribed by the director, at the time the variance or exemption is granted. The director shall also require the interim measures to minimize the contaminant levels of systems subject to the variance or exemption as may reasonably be implemented. The director may also issue variances from other rules of the department if necessary and appropriate. The director shall submit variances granted regarding a wastewater treatment facility to the commission for the commission's review within thirty days of the granting of a variance. The denial of a variance or exemption may be appealed to the department commission.

Approved April 23, 1987

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**CHAPTER 30****FUNERAL SERVICES AND MERCHANDISE FURNISHED UPON A FUTURE DEATH***H.F. 614*

**AN ACT** relating to sales of funeral services and funeral merchandise, revising regulatory and reporting provisions, requiring disclosures, requiring permits, providing penalties, providing for the applicability of the Act, and providing an effective date.

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

Section 1. Section 156.9, subsection 3, Code 1987, is amended by striking the subsection.

Sec. 2. Section 156.12, Code 1987, is amended to read as follows:

156.12 FUNERAL DIRECTORS — SOLICITATION OF BUSINESS — EXCEPTIONS — PENALTY.

Every funeral director, or ~~any~~ person acting ~~in their on~~ behalf of a funeral director, who pays or causes to be paid any money or other thing of value as a commission or gratuity for the securing of business for ~~such~~ the funeral director, and every person who accepts or offers to accept any money or other thing of value as a commission or gratuity from a funeral director in order to secure business for the funeral director ~~shall be deemed guilty of~~ commits a simple misdemeanor. This section ~~shall does not be construed as prohibiting~~ prohibit any person, firm, co-operative burial association, or corporation, subject to the provisions of this chapter, from using legitimate and honest advertising. This section does not apply to sales made in accordance with chapter 523A.

Sec. 3. Section 523A.1, Code 1987, is amended to read as follows: