

highways for which a sixty-five mile per hour speed limit is permissible under the modification to 23 U.S.C. § 154 and subsequent modifications to 23 U.S.C. § 154.

Approved May 12, 1987

CHAPTER 121

COURT APPOINTED ADVOCATES FOR CHILDREN

H.F. 515

AN ACT relating to the appointment of court appointed special advocates, and providing an effective date.

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

Section 1. Section 232.2, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 9A. "Court appointed special advocate" means a person duly certified by the judicial department for participation in the court appointed special advocate program and appointed by the court to represent the interests of a child in any judicial proceeding to which the child is a party or is called as a witness or relating to any dispositional order involving the child resulting from such proceeding.

Sec. 2. Section 232.2, subsection 20, Code 1987, is amended to read as follows:

20. "Guardian ad litem" means a person appointed by the court to represent the interests of the a child in any judicial proceeding to which the child is a party, and includes a court appointed special advocate, except that a court appointed special advocate shall not file motions pursuant to section 232.54, subsections 1 and 4, and section 232.103, subsection 2, paragraph "c".

Sec. 3. Section 232.13, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

232.13 STATE LIABILITY.

1. For purposes of chapter 25A, the following persons shall be considered state employees:

- a. A child given a work assignment of value to the state or the public under this chapter.
- b. A court appointed special advocate.

2. The state of Iowa is exclusively liable for and shall pay any compensation becoming due a person under section 85.59.

Sec. 4. Section 232.89, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 5. The court may appoint a special advocate, as defined in section 232.2, subsection 9A, to act as guardian ad litem. The court appointed special advocate shall receive notice of and may attend all depositions, hearings, and trial proceedings to support the child and advocate for the protection of the child. The court appointed special advocate shall not be allowed to separately introduce evidence or to directly examine or cross-examine witnesses. However, the court appointed special advocate shall file reports to the court as required by the court.

Sec. 5. Section 232.126, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The court may appoint a special advocate, as defined in section 232.2, subsection 9A, to act as guardian ad litem. The court appointed special advocate shall receive notice of and may attend all depositions, hearings, and trial proceedings to support the child and advocate for the protection of the child. The court appointed special advocate shall not be allowed to separately introduce evidence or to directly examine or cross-examine witnesses. However, the court appointed special advocate shall file reports to the court as required by the court.

Sec. 6. Section 910A.15, Code 1987, is amended to read as follows:

910A.15 GUARDIAN AD LITEM FOR PROSECUTING WITNESSES.

A prosecuting witness who is a child, as defined in section 702.5, in a case involving a violation of chapter 709 or section 726.2, 726.3, 726.6, or 728.12, is entitled to have the witness' interests represented by a guardian ad litem at all stages of the proceedings arising from such violation. The guardian ad litem may but need not be a practicing attorney and shall be designated by the court after due consideration is given to the desires and needs of the child and the compatibility of the child and the child's interests with the prospective guardian ad litem. However, a person who is also a prosecuting witness in the same proceeding shall not be designated guardian ad litem. The guardian ad litem shall receive notice of and may attend all depositions, hearings and trial proceedings to support the child and advocate for the protection of the child but shall not be allowed to separately introduce evidence or to directly examine or cross-examine witnesses. However, the guardian ad litem shall file reports to the court as required by the court.

References in this section to a guardian ad litem shall be interpreted to include references to a court appointed special advocate as defined in section 232.2, subsection 9A.

Sec. 7. This Act, being deemed of immediate importance, takes effect ten days after the date of enactment.

Approved May 13, 1987

CHAPTER 122

CONTROLLED SUBSTANCES

H.F. 492

AN ACT regarding schedule I, schedule II, and schedule IV controlled substances.

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

Section 1. Section 204.204, subsection 9, Code 1987, is amended by adding the following new paragraph:

NEW PARAGRAPH. m. N-[1-(2-phenylethyl)-4-piperidyl] N-(4-fluorophenyl)-propanamide (para-fluorofentanyl), its optical isomers, salts, and salts of isomers.

Sec. 2. Section 204.206, subsection 3, Code 1987, is amended by adding the following new paragraph and relettering the subsequent paragraphs:

NEW PARAGRAPH. b. Alfentanyl.

Sec. 3. Section 204.210, subsection 3, Code 1987, is amended by adding the following new paragraphs:

NEW PARAGRAPH. at. Midazolam.

NEW PARAGRAPH. au. Quazepam.

Approved May 13, 1987