

person, who served in the military or naval forces of the United States during any war, including World War I at any time between April 6, 1917, and November 11, 1918, both dates inclusive, World War II at any time between December 7, 1941, and December 31, 1946, both dates inclusive, the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, and the Vietnam Conflict at any time between ~~August 5, 1964~~ December 22, 1961, and May 7, 1975, both dates inclusive, and who is buried within the limits of the county, to be placed at the individual's grave to permanently mark and designate the grave for memorial purposes. The expenses shall be paid from any funds raised as provided in this chapter.

Approved April 14, 1988

CHAPTER 1083

VEHICLE DEFINITIONS AND SAFETY RULES

S.F. 2070

AN ACT relating to the application of certain transportation safety regulations.

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

Section 1. Section 321.1, subsection 16, Code Supplement 1987, is amended by adding the following new lettered paragraph immediately following paragraph d:

NEW LETTERED PARAGRAPH. e. (1) Portable tanks, nurse tanks, trailers, and bulk spreaders which are not self-propelled and which have gross weights of not more than twelve tons and are used for the transportation of fertilizer and chemicals used for farm crop production.

(2) Other types of equipment than those listed in subparagraph (1) which are used primarily for the application of fertilizers and chemicals in farm fields or for farm storage.

Sec. 2. Section 321.1, subsection 17, Code Supplement 1987, is amended to read as follows:

17. "Special mobile equipment" means every vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, ~~including trailers and bulk spreaders which are not self-propelled having a gross weight of not more than twelve tons used for the transportation of fertilizers and chemicals used for farm crop production, and other equipment used primarily for the application of fertilizers and chemicals in farm fields or for farm storage, but not including trucks mounted with applicators of such products, road construction or maintenance machinery and ditch-digging apparatus. The foregoing enumeration shall be deemed partial and shall This description does not operate to exclude other such vehicles which are within the general terms of this subsection; provided that nothing contained in. However, this section shall be construed to does not include portable mills or cornshellers mounted upon a motor vehicle or semitrailer.~~

Sec. 3. Section 321.449, unnumbered paragraph 2, Code Supplement 1987, is amended to read as follows:

Rules adopted under this section concerning driver qualifications, hours of service, and record-keeping requirements do not apply to the operators of public utility trucks, trucks hauling gravel, construction trucks and equipment, trucks moving implements of husbandry, and special trucks, other than a truck tractor, operating intrastate. ~~However, construction trucks shall not be construed to include gravel hauling trucks. Gravel hauling trucks and trucks Trucks~~ for hire on construction projects are not exempt from this section.

Sec. 4. Section 321.449, Code Supplement 1987, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH. Notwithstanding other provisions of this section, rules adopted under this section concerning physical and medical qualifications for drivers of commercial vehicles engaged in intrastate commerce shall not be construed as disqualifying any individual who was employed as a driver of commercial vehicles engaged in intrastate commerce prior to January 1, 1988.

NEW UNNUMBERED PARAGRAPH. Notwithstanding other provisions of this section, rules adopted under this section shall not impose any requirements which impose any restrictions upon a person operating an implement of husbandry or pickup to transport fertilizers and pesticides in that person's agricultural operations.

Sec. 5. Section 321.449, Code Supplement 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding other provisions of this section, rules adopted under this section concerning physical and medical qualifications for a driver shall not apply to a farmer or a farmer's hired help when operating a vehicle owned by the farmer while it is being used in connection with the intrastate transportation of fertilizers and chemicals used in the farmer's crop production.

Sec. 6. Section 321.449, Code Supplement 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding other provisions of this section, rules adopted under this section concerning physical and medical qualifications for a driver shall not apply to a farmer or a farmer's hired help when operating a vehicle owned by the farmer while it is being used in connection with the intrastate transportation of agricultural commodities or feed.

Sec. 7. Section 321.449, Code Supplement 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding other provisions of this section, rules adopted under this section for a driver of a commercial vehicle shall not apply to a truck driver engaged exclusively in intrastate commerce when the driver's truck is not operated more than one hundred miles from the truck driver's place of business.

Sec. 8. Section 321.450, Code Supplement 1987, is amended to read as follows:
321.450 HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS.

A person shall not transport or have transported or shipped within this state any hazardous material except in compliance with rules adopted by the department under chapter 17A. The rules shall be consistent with the federal hazardous materials regulations promulgated under United States Code, Title 49, and found in 49 C.F.R. §§ 107, 171 to 173, 177, and 178. However, rules adopted under this section concerning tank specifications shall not apply to cargo tank motor vehicles with a capacity of four thousand gallons or less used to transport gasoline in intrastate commerce, which were manufactured between 1950 and 1979 and are in compliance with the American society of mechanical engineers specifications in effect at the time of manufacture.

Approved April 14, 1988

CHAPTER 1084

JOINT INVESTMENTS

H.F. 2371

AN ACT authorizing the joint investment of funds by counties, cities, city utilities, and judicial district departments of correctional services, and providing an effective date.

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

Section 1. Section 331.555, subsection 6, Code Supplement 1987, is amended to read as follows:

6. The treasurer shall keep all funds invested to the extent practicable and may invest the funds jointly with one or more counties, judicial district departments of correctional services, cities, or city utilities pursuant to a joint investment agreement.

Sec. 2. Section 384.21, Code Supplement 1987, is amended to read as follows:

384.21 JOINT INVESTMENT OF FUNDS.

A city or a city utility board shall keep all funds invested to the extent practicable and may invest the funds jointly with one or more cities, utility boards, judicial district departments of correctional services, or counties pursuant to a joint investment agreement.

Sec. 3. Section 905.6, subsection 4, Code 1987, is amended to read as follows:

4. Prepare all budgets and fiscal documents, and certify for payment all expenses and payrolls lawfully incurred by the district department. The director may invest funds which are not needed for current expenses, jointly with one or more cities, city utilities, or counties pursuant to a joint investment agreement.

Sec. 4. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 14, 1988

CHAPTER 1085

CIVIL SERVICE VACANCIES

H.F. 2228

AN ACT relating to vacancies in civil service promotional grades and providing an effective date.

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

Section 1. Section 400.9, subsection 3, Code 1987, is amended to read as follows:

3. Vacancies in civil service promotional grades shall be filled by lateral transfer, voluntary demotion, or promotion of employees of the city to the extent that the city employees qualify for the positions. When laterally transferred, voluntarily demoted, or promoted, an employee shall hold full civil service rights in the position. If an employee of the city does not pass one of two successive promotional examinations and otherwise qualify for a vacated position, or if an employee of the city does not apply for a vacated position, an entrance examination may be used to fill the vacancy.

Sec. 2. Section 400.9, Code 1987, is amended by adding the following new subsections:

NEW SUBSECTION. 4. If there is a certified list of qualified candidates for a promotional appointment, the following procedures shall be followed: