

**CHAPTER 1254****COUNTY GRAVEL PIT SALES***S.F. 2230*

**AN ACT** relating to the sale of part of a gravel pit owned by a county.

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

Section 1. **NEW SECTION. 309.65 SALE OF GRAVEL BED PROPERTY.**

Notwithstanding section 309.66, after notice as provided in section 331.305 and a public hearing, the board of supervisors may sell all or part of the property acquired for gravel and other highway improvement materials if the property has been owned by the county for more than five years and the board finds that the property to be sold is not needed for highway improvement purposes or the property is not suitable for those purposes.

Approved May 15, 1988

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**CHAPTER 1255****EXECUTION EXEMPTIONS***H.F. 649*

**AN ACT** relating to exemptions from execution and attachment by revising provisions governing the exemption of insurance policies, proceeds, and benefits, cash, and certain other personal property, and providing other properly related matters, 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 509.12, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

**509.12 PROCEEDS EXEMPT FROM EXECUTION.**

A policy of group insurance and the proceeds of the policy are exempt from execution and attachment to the same extent as provided in chapter 627.

Sec. 2. Section 512.17, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

**512.17 EXEMPTION OF PROCEEDS.**

The certificate and the proceeds of a beneficiary certificate issued by an association are exempt from execution and attachment to the same extent as provided in chapter 627.

Sec. 3. Section 627.6, subsection 1, Code 1987, is amended to read as follows:

1. All wearing apparel of the debtor and the debtor's dependents kept for actual use and the trunks or other receptacles necessary for the wearing apparel, not to exceed in value ~~two hundred dollars in any particular item or~~ one thousand dollars in the aggregate. In addition, the debtor's interest in any wedding or engagement ring owned and received by the debtor or the debtor's dependents on or before the date of marriage.

Sec. 4. Section 627.6, subsection 3, Code 1987, is amended to read as follows:

3. Private libraries, family bibles, portraits, pictures and paintings not to exceed ~~two hundred dollars in value for any particular item and~~ one thousand dollars in the aggregate.

Sec. 5. Section 627.6, subsection 5, Code 1987, is amended to read as follows:

5. The debtor's interest, not to exceed two hundred dollars in value in any particular item, in household furnishings, household goods, and appliances held primarily for the personal, family, or household use of the debtor or a dependent of the debtor, not to exceed in value two thousand dollars in the aggregate.

Sec. 6. Section 627.6, Code 1987, is amended by adding the following new subsection:  
**NEW SUBSECTION. 14.** The debtor's interest, not to exceed one hundred dollars in the aggregate, in any cash on hand, bank deposits, credit union share drafts, or other deposits, wherever situated, or other personal property not otherwise specifically provided for in this chapter.

Sec. 7. Section 627.6, subsection 6, Code 1987, is amended by striking the subsection and inserting in lieu thereof the following:

6. The interest of an individual in any accrued dividend or interest, loan or cash surrender value of, or any other interest in a life insurance policy owned by the individual if the beneficiary of the policy is the individual's spouse, child, or dependent. However, the amount of the exemption shall not exceed ten thousand dollars in the aggregate of any interest or value in insurance acquired within two years of the date execution is issued or exemptions are claimed, or for additions within the same time period to a prior existing policy which additions are in excess of the amount necessary to fund the amount of face value coverage of the policies for the two-year period. For purposes of this paragraph, acquisitions shall not include such interest in new policies used to replace prior policies to the extent of any accrued dividend or interest, loan or cash surrender value of, or any other interest in the prior policies at the time of their cancellation.

In the absence of a written agreement or assignment to the contrary, upon the death of the insured any benefit payable to the spouse, child, or dependent of the individual under a life insurance policy shall inure to the separate use of the beneficiary independently of the insured's creditors.

A benefit or indemnity paid under an accident, health, or disability insurance policy is exempt to the insured or in case of the insured's death to the spouse, child, or dependent of the insured, from the insured's debts.

In case of an insured's death the avails of all matured policies of life, accident, health, or disability insurance payable to the surviving spouse, child, or dependent are exempt from liability for all debts of the beneficiary contracted prior to death of the insured, but the amount thus exempted shall not exceed fifteen thousand dollars in the aggregate.

Sec. 8. Section 511.37, Code 1987, is repealed.

Sec. 9. **APPLICABILITY.**

1. The provisions of this Act relating to exemptions for the proceeds of a life insurance policy payable upon the death of the insured apply to proceeds payable on or after the effective date of this Act.

2. The provisions of this Act relating to exemptions for interests in life insurance policies, other than interests in the proceeds of a policy payable upon the death of the insured, apply to interests acquired on or after January 1, 1988.

Sec. 10. **EFFECTIVE DATE.** This Act, being deemed of immediate importance, takes effect upon enactment.

Approved May 15, 1988

**CHAPTER 1256****CONFIDENTIALITY OF LIBRARY AND VIDEO RENTAL RECORDS***H.F. 2336*

**AN ACT** relating to the confidentiality of certain records and information concerning individual use of services provided by libraries and video rental businesses, and providing a penalty.

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

Section 1. Section 22.7, subsection 13, Code Supplement 1987, is amended to read as follows:

13. The records of a library which, by themselves or when examined with other public records, would reveal the identity of the library patron checking out or requesting an item or information from the library. The records shall be released to a criminal justice agency only pursuant to an investigation of a particular person or organization suspected of committing a known crime. The records shall be released only upon a judicial determination that a rational connection exists between the requested release of information and a legitimate end and that the need for the information is cogent and compelling.

Sec. 2. **NEW SECTION. 22A.1 DISCLOSURE OF INFORMATION CONCERNING USE OF VIDEOTAPES — PENALTY.**

1. A person engaged in the business of renting, leasing, loaning, or otherwise distributing for a fee videotapes or other like items to individuals for personal use shall not disclose any information which would reveal the identity of an individual renting, leasing, borrowing, or otherwise obtaining through the business a videotape or other like item, except to the extent permitted by the individual as evidenced by the individual's written consent or as otherwise provided in this section. In the absence of consent, the information may be released to a criminal justice agency only pursuant to an investigation of a particular person or organization suspected of committing a known crime. The information shall be released only upon a judicial determination that a rational connection exists between the requested release of information and a legitimate end and that the need for the information is cogent and compelling.

2. A person who violates this section commits a simple misdemeanor.

Approved May 15, 1988

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**CHAPTER 1257****ECONOMIC DEVELOPMENT ASSISTANCE GUIDELINES***H.F. 2386*

**AN ACT** relating to additional factors, requirements, and guidelines for providing assistance under the community economic betterment account of the Iowa plan fund and rise program.

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

Section 1. Section 99E.32, subsection 2, unnumbered paragraph 2, Code Supplement 1987, is amended by striking the unnumbered paragraph and inserting in lieu thereof the following:

The conditions, criteria, and limitations specified in section 99E.31, subsection 2, apply to the providing of moneys under this subsection. In addition to such conditions, criteria, and limitations, for applications submitted after July 1, 1988, the following factors and requirements shall be considered or applied: