

5. Moneys collected under this section shall be deposited in a consumer credit administration fund in the state treasury and shall be used for the administration of chapter 537. The moneys are subject to warrant upon certification of the administrator and are appropriated for these purposes. Notwithstanding section 8.33, the moneys in the fund do not revert at the end of a fiscal period.

Approved April 27, 1989

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## CHAPTER 69

### HUMAN IMMUNODEFICIENCY VIRUS STUDY OF NEWBORNS

*S.F. 410*

**AN ACT** relating to the conducting of an epidemiological blinded study to determine the prevalence of the human immunodeficiency virus infection and providing an effective date.

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

Section 1. **NEW SECTION. 141.23A HUMAN IMMUNODEFICIENCY VIRUS EPIDEMIOLOGICAL BLINDED STUDY.**

Notwithstanding section 141.8 regarding informed consent and reporting requirements, and section 141.22 regarding informed consent and preliminary and posttest counseling, the Iowa department of public health or its agent may conduct through the expenditure of federal grant moneys allocated for this purpose an epidemiological blinded study of newborns to determine the prevalence of the human immunodeficiency virus infection. All personal identifiers shall be permanently stripped from the specimens selected prior to testing for the human immunodeficiency virus infection.

For the purposes of this section, "epidemiological blinded study" means a study in which blood specimens which were collected for other purposes are selected according to established criteria, are permanently stripped of personal identifiers, and are then tested.

Sec. 2. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 27, 1989

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## CHAPTER 70

### HAZARDOUS MATERIALS TRANSPORTATION RULE EXCEPTIONS

*S.F. 442*

**AN ACT** relating to rules adopted under section 321.450 as they relate to physical and medical qualifications of drivers of commercial vehicles engaged in intrastate commerce and to retail dealers and their employees delivering fertilizers, petroleum products, and pesticides to farm customers and providing an effective date.

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

Section 1. Section 321.450, Code 1989, 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 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.

**Ch 70, § 2 R & S Enact**  
**Ch 186, § 1-89 Acts**

Sec. 2. Section 321.450, Code 1989, is amended by adding the following new unnumbered paragraph:

**NEW UNNUMBERED PARAGRAPH.** Notwithstanding other provisions of this section, rules adopted under this section shall not apply to retail dealers of fertilizers, petroleum products, and pesticides and their employees while delivering fertilizers, petroleum products, and pesticides to farm customers within a one-hundred-mile radius of their retail place of business.

Sec. 3. This Act, being deemed of immediate importance, takes effect upon its enactment.

Approved April 27, 1989

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## CHAPTER 71

### CORPORAL PUNISHMENT IN SCHOOLS

*S.F. 52*

**AN ACT** to prohibit the use of corporal punishment in accredited schools.

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

Section 1. **NEW SECTION. 280.21 CORPORAL PUNISHMENT.**

An employee of an accredited public school district, accredited nonpublic school, or area education agency shall not inflict, or cause to be inflicted, corporal punishment upon a student. For purposes of this section, "corporal punishment" means the intentional physical punishment of a student. An employee's physical contact with the body of a student is justified if it is reasonable and necessary under the circumstances and is not designed or intended to cause pain or if the employee uses reasonable force, as defined under section 704.1, for the protection of the employee, the student, or other students; to obtain the possession of a weapon or other dangerous object within a student's control; or for the protection of property.

Approved April 27, 1989

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## CHAPTER 72

### NATURAL RESOURCES BUDGET REQUESTS APPROVAL

*H.F. 372*

**AN ACT** relating to the duties of the natural resource commission and the environmental protection commission with respect to budget approval requirements.

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

Section 1. Section 455A.5, subsection 6, Code 1989, is amended by adding the following new paragraph: