

- a. Physical security of the applicant's exhibition facilities and of the means of transportation of the items.
 - b. Experience and qualifications of the applicant's director, curator, registrar or other staff.
 - c. Eligibility of the applicant's exhibition facilities for commercial insurance coverage of art objects and artifacts exhibited there.
 - d. Availability of proper equipment to protect art objects and artifacts from damage from extremes of temperature or humidity or exposure to glare, dust or corrosion.
2. The division department may consult with experts as necessary to carry out its duties under this section.
3. If the division of risk management of the department of general services is not staffed for risk management, the department shall utilize the services of a consultant in carrying out the division's department's duties under this chapter.

Sec. 8. Section 304A.29, subsection 1, Code 1989, is amended to read as follows:

1. Claims for losses covered by indemnity agreements under this division shall be submitted to the department of general services which, ~~through its division of risk management~~, shall review the claims. If the division department determines that the loss is covered by the agreement, the division department shall certify the validity of the claim and authorize payment of the amount of loss, less any deductible portion, to the lender.

Sec. 9. Section 507D.3, unnumbered paragraph 1, Code 1989, is amended to read as follows:

The commissioner of insurance is authorized to institute programs, order the institution of programs within the private sector, or to contract with or delegate authority to the ~~risk management division~~ of the department of general services for the institution of programs relating to insurance assistance including, but not limited to, the following:

Sec. 10. Sections 18.160 through 18.169, Code 1989, are repealed.

Approved May 1, 1989

CHAPTER 77

WASTE REDUCTION CENTER

H.F. 329

AN ACT relating to the name of and liabilities arising from activities of the small business assistance center at the University of Northern Iowa.

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

Section 1. Section 268.4, Code 1989, is amended to read as follows:

268.4 ~~SMALL BUSINESS ASSISTANCE IOWA WASTE REDUCTION CENTER FOR THE SAFE AND ECONOMIC MANAGEMENT OF SOLID WASTE AND HAZARDOUS SUBSTANCES.~~

1. The ~~small business assistance Iowa waste reduction center~~ for the safe and economic management of solid waste and hazardous substances is established at the University of Northern Iowa. The University of Northern Iowa, in cooperation with the department of natural resources, shall develop and implement a program which provides the following:

- a. Information regarding the safe use and economic management of solid waste and hazardous substances to small businesses which generate the substances.
- b. Dissemination of information to public and private agencies regarding state and federal solid waste and hazardous substances regulations, and assistance in achieving compliance with the regulations.

- c. Advice and consultation in the proper storage, handling, treatment, reuse, recycling, and disposal methods of solid waste and hazardous substances.
 - d. Identification of the advantages of proper substance management relative to liability and operational costs of a particular small business.
 - e. Assistance in the providing of capital formation in order to comply with state and federal regulations.
2. a. An advisory committee to the center is established, consisting of a representative of each of the following organizations:
- (1) The Iowa department of economic development.
 - (2) The small business development commission.
 - (3) The University of Northern Iowa.
 - (4) The State University of Iowa.
 - (5) Iowa State University of science and technology.
 - (6) The department of natural resources.
- b. The active participation of representatives of small businesses in the state shall also be sought and encouraged.
3. Information obtained or compiled by the center shall be disseminated directly to the Iowa department of economic development, the small business development centers, and other public and private agencies with interest in the safe and economic management of solid waste and hazardous substances.
4. The center may solicit, accept, and administer moneys appropriated to the center by a public or private agency.
5. This section does not do any of the following:
- a. Relieve a person receiving assistance under this section of any duties or liabilities otherwise created or imposed upon the person by law.
 - b. Transfer to the state, the University of Northern Iowa, or an employee of the state or the university, a duty or liability otherwise imposed by law on a person receiving assistance under this section.
 - c. Create a liability to the state, the University of Northern Iowa, or an employee of the state or the university for an act or omission arising from the providing of assistance or advice in cleaning up, handling, or disposal of hazardous waste. However, an individual may be liable if the act or omission results from intentional wrongdoing or gross negligence.

Approved May 1, 1989

CHAPTER 78

STATE HISTORICAL SOCIETY AND STATE ARCHIVIST

H.F. 367

AN ACT relating to the powers and duties of the state historical society and the historical division of the department of cultural affairs.

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

Section 1. Section 303.4, Code 1989, is amended to read as follows:

303.4 STATE HISTORICAL SOCIETY OF IOWA — BOARD OF TRUSTEES.

1. A state historical society board of trustees is established consisting of seven members selected as follows:

‡ a. Three members shall be elected by the members of the state historical society according to rules established by the board of trustees.