

CHAPTER 181

LIABILITY ARISING FROM FOOD DONATIONS

H.F. 529

AN ACT relating to the exemption from civil and criminal liability arising from the donation of food.

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

Section 1. Section 122B.1, subsection 2, Code 1989, is amended to read as follows:

2. A gleaner, or a restaurant, food establishment, food service establishment, school, manufacturer of foodstuffs, or other person who, in good faith, donates food to a charitable or non-profit organization for ultimate free distribution to needy individuals is not subject to criminal or civil liability arising from the condition of the food if the donor reasonably inspects the food at the time of the donation and finds the food fit for human consumption. The immunity provided by this subsection does not extend to a donor or gleaner if damages result from the negligence, recklessness, or intentional misconduct of the donor, or if the donor or gleaner has, or should have had, actual or constructive knowledge that the food is tainted, contaminated, or harmful to the health or well-being of the ultimate recipient.

Approved May 22, 1989

CHAPTER 182

AVIATION AUTHORITIES

H.F. 551

AN ACT to modify the requirements for establishing an aviation authority.

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

Section 1. Section 330.23, Code 1989, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Sections 330.17 through 330.20 do not apply to the abolition of an airport commission by a city pursuant to this section for the purpose of establishing an administrative agency pursuant to chapter 392 to manage and control all or part of its airport. The commission shall stand abolished sixty days from the date of the city council's final approval abolishing the airport commission pursuant to this section, unless the council designates a different effective date.

Sec. 2. Section 330A.3, Code 1989, is amended to read as follows:
330A.3 CREATION.

Two One or more municipalities may under the provisions of this chapter enter into an agreement creating provide by ordinance for the creation of an airport authority in the manner and for the purposes hereinafter provided under this chapter. The authority shall be created by agreement adopted by ordinance between two or more municipalities, or by ordinance of a single municipality. Such An authority so created shall be is a joint public instrumentality and public body corporate to be known as ". . . . Airport Authority", and which is hereby authorized to. An airport authority may exercise its jurisdiction, powers, and duties as herein set forth in this chapter. Provisions for the disposition of the authority's rights and properties in the event of dissolution of the authority shall be set forth in the agreement or ordinance creating the authority.