

Sec. 40.

The Code editor shall make conforming amendments to the Code as required to correct internal references to chapter 512 and designate instead new chapter 512B.

Approved April 6, 1990

CHAPTER 1149

AGRICULTURAL EXTENSION COUNCILS

S.F. 2163

AN ACT relating to the composition and election of county agricultural extension councils, enacting transitional provisions, and providing an effective date.

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

Section 1. Section 176A.5, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

176A.5 COUNTY AGRICULTURAL EXTENSION COUNCIL.

There shall be elected in each extension district an extension council consisting of nine members. Each member of the extension council shall be a resident qualified elector of the extension district.

Sec. 2. Section 176A.6, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

176A.6 ELECTIONS.

An election shall be held biennially at the time of the general election in each extension district for the election of members of the extension council. All qualified electors of the extension district are entitled to vote in the election.

Sec. 3. Section 176A.7, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

176A.7 TERMS — MEETINGS.

1. Except as otherwise provided pursuant to law for members elected in 1990, the term of office of an extension council member is four years. The term shall commence on the first day of January following the date of the member's election which is not a Sunday or legal holiday.

2. Each extension council shall meet during the months of January and July each year and at other times during the year as the council determines. The date, time, and place of each meeting shall be fixed by the council.

Sec. 4. Section 176A.8, subsections 2 and 4, Code 1989, are amended to read as follows:

2. ~~To and shall each year at the meeting at which the date, time, and place of the holding of township election meetings is fixed and determined preceding the election of council members, appoint from their own number one member whose term does not expire as of December 31 following said meeting the election to act as temporary chairperson of the first meeting of the extension council to be held in January following that member's appointment after the election, and one to act as temporary secretary of said extension council the meeting.~~

4. ~~To and shall fix the date, time and place in each of the townships of the extension district for the holding of township election meetings during the period provided for the holding of them for the election of members of the extension council, and call the township election meetings in each of the townships of the extension district for the election of the members of the extension council and cause notice of the date, time, and place of the election to be published~~

as provided in section 331.305 prior to the date fixed for the holding of the meetings in a newspaper having general circulation in each the extension district, and the. The cost of publishing the notice shall be paid by the extension council. The township election meeting to elect a member of the extension council from the township may, by designation of the extension council, be held in another township of that county. However, the extension council shall not designate that over four of those township elections may be combined into one election. All the provisions of this chapter referring to township election meetings in the townships shall apply equally to the election meetings held at the other place in the county.

Sec. 5. Section 176A.8, subsection 5, Code 1989, is amended by striking the subsection.

Sec. 6. Section 176A.8, subsections 6 and 12, Code 1989, are amended to read as follows:

6. To and shall, at least ninety days prior to the date fixed for the holding of the election meetings in the several townships of the district fixed for the election of council members, appoint in each of the townships in which a township election meeting is to be held a nominating committee consisting of three members four persons who are not council members and designate the chairperson thereof, which. The membership of the nominating committee shall be gender balanced. The nominating committee shall nominate at least two consider the geographic distribution of potential nominees in nominating one or more resident qualified voters electors of the extension district as candidates for election to membership in the extension council, which committee shall certify the names of the nominees and deliver said certificate to the person designated as chairperson of the township election meeting on or before the date fixed for the holding thereof each office to be filled at the election. To qualify for the election ballot, each nominee shall file a nominating petition signed by at least twenty-five qualified electors of the district with the county commissioner of elections at least sixty-nine days before the date of election.

The council shall also provide for the nomination by petition of candidates for election to membership on the extension council. A nominating petition shall be signed by at least twenty-five qualified electors of the extension district and shall be filed with the county commissioner of elections at least sixty-nine days before the date of the election.

12. To fill all vacancies in its membership to serve for the unexpired term of the member creating such the vacancy by electing appointing a resident qualified voter from the township of the residence of the member creating such vacancy elector of the extension district. If for any reason a township election meeting is not held pursuant to call and published notice and no one is elected from said township as a member of the extension council of the district, there shall be a vacancy in such membership on the extension council. However, if an unexpired term in which the vacancy occurs has more than seventy days to run after the date of the next pending election and the vacancy occurs seventy-four or more days before the election, the vacancy shall be filled at the next pending election.

Sec. 7. Section 176A.16, Code 1989, is amended to read as follows:

176A.16 GENERAL ELECTION LAW NOT APPLICABLE.

The provisions of chapter 49 shall not be applicable apply to the elections held pursuant to sections 176A.5, 176A.6, 176A.8 and 176A.15 this chapter, and the county commissioner of elections shall have no has responsibility for the conducting of those elections.

Sec. 8. Section 39.21, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 4. County agricultural extension council members as provided in section 176A.6.

Sec. 9. TRANSITION.

1. Each extension council in existence on the effective date of this Act shall perform duties as set forth in this Act with respect to preparations for and conduct of the election to be held in 1990.

2. The five council members receiving the largest number of votes at the 1990 election are elected to initial terms of four years. The remaining members are elected to an initial term

of two years and are eligible for reelection to a four-year term.

3. The terms of all members of extension councils in existence on the effective date of this Act shall expire on December 31, 1990.

Sec. 10. EFFECTIVE DATE.

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

Approved April 6, 1990

CHAPTER 1150

LEGAL EXPENSE INSURANCE

S.F. 332

AN ACT relating to legal expense insurance by regulating the sale of contracts providing reimbursement for legal expenses in consideration of a specified payment for a period of time, establishing a premium tax, and providing penalties.

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

Section 1. NEW SECTION. 515F.1 PURPOSES.

This chapter shall be liberally interpreted in order to do the following:

1. Encourage the development of effective and economically sound methods for making legal services more readily available.
2. Protect the interests of the users of legal services and of the public of this state with a minimum of restriction on experimentation with new forms of organization, administration, or benefits.
3. Place the risk inherent in experimentation by new plans on promoters rather than on the consumers.
4. Permit and encourage the provision of legal services through persons other than professional insurers subject to practical and reasonable financial and regulatory requirements.
5. Permit and encourage fair and effective competition among the various systems of financing legal services.
6. Maintain a high level of quality and conformity to professional standards in the performance of legal services.

Sec. 2. NEW SECTION. 515F.2 DEFINITIONS.

As used in this chapter unless the context otherwise requires:

1. "Commissioner" means the commissioner of insurance.
2. "Insurer" means any person who obtains a certificate of authority under this chapter.
3. "Legal insurance" means the assumption of a contractual obligation to provide specified legal services or reimbursements for legal expenses in consideration of a specified payment for an interval of time, regardless of whether the payment is made by the beneficiaries individually or by a third person for the beneficiaries, in such a manner that the total cost incurred by assuming the obligation is to be spread directly or indirectly among a group of persons. "Contractual obligation" as used in this subsection includes any arrangement giving rise to a reasonable expectation of an enforceable right. "Legal insurance" does not include the provision of or reimbursement for legal services incidental to other insurance coverages.

The following are not considered insurance or legal insurance under the insurance laws of this state:

- a. A retainer contract made with an individual client with the fee based on an estimate of the nature and amount of services that will be provided to the specific client, or a similar