

Sec. 3.

This Act is applicable to all actions filed on or after the effective date of the Act.

Approved May 6, 1990

CHAPTER 1242**COMMUNITY ACTION AGENCIES COMMISSION***H.F. 2235*

AN ACT relating to community action agencies by providing for an annual report and establishing membership requirements for community action agency boards.

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

Section 1. Section 601K.91, Code 1989, is amended by adding the following new subsection 1, and renumbering subsequent subsections:

NEW SUBSECTION. 1. "Commission" means the commission on community action agencies.

Sec. 2. Section 601K.92, Code 1989, is amended to read as follows:

601K.92 DIRECTOR ADMINISTRATOR DUTIES.

The administrator shall:

1. Administer the division.
2. Implement programs required in the division.
- ~~3. Adopt rules pursuant to chapter 17A to administer the division.~~
- 4 3. Issue an annual report to the governor and general assembly ~~on January 15~~ of each ~~year~~ regarding the community action programs conducted within the state.

Sec. 3. **NEW SECTION. 601K.92A COMMISSION ESTABLISHED.**

1. The commission on community action agencies is created, composed of nine members appointed by the governor, subject to confirmation by the Senate. The membership of the commission shall reflect the composition of local community action agency boards as follows:

- a. One-third of the members shall be elected officials.
- b. One-third of the members shall be representatives of business, industry, labor, religious, welfare, and educational organizations, or other major interest groups.
- c. One-third of the members shall be persons who, according to federal guidelines, have incomes at or below poverty level.

2. Commission members shall serve three-year terms which shall begin and end pursuant to section 69.19. Vacancies on the commission shall be filled for the remainder of the term of the original appointment. Members whose terms expire may be reappointed. Members of the commission shall receive actual expenses for their services. Members may also be eligible to receive compensation as provided in section 7E.6. The membership of the commission shall also comply with the political party affiliation and gender balance requirements of sections 69.16 and 69.16A.

3. The commission shall select from its membership a chairperson and other officers as it deems necessary. A majority of the members of the commission shall constitute a quorum.

Sec. 4. **NEW SECTION. 601K.92B DUTIES OF THE COMMISSION.**

The commission shall:

1. Meet at least quarterly to review the progress of programs of the division.
2. Adopt rules pursuant to chapter 17A as it deems necessary for the commission and division, including rules concerning programs and policies for all bureaus of the division.

3. Supervise the collection of data relative to the scope of services provided by the community action agencies.

4. Recommend legislation to the governor and the general assembly designed to improve the status of low-income persons in the state.

Sec. 5. Section 601K.94, subsection 1, paragraphs a, b, and c, Code 1989, are amended by striking the paragraphs and inserting in lieu thereof the following:

a. One-third of the members of the board shall be elected public officials currently holding office or their representatives. However, if the number of elected officials available and willing to serve is less than one-third of the membership of the board, the membership of the board consisting of appointive public officials may be counted as fulfilling the requirement that one-third of the members of the board be elected public officials.

b. At least one-third of the members of the board shall be chosen in accordance with procedures established by the community action agency to assure representation of the poor in an area served by the agency.

c. The remainder of the members of the board shall be members of business, industry, labor, religious, welfare, education, or other major groups or interests in the community.

Sec. 6. Section 601K.100, Code 1989, is repealed.

Sec. 7.

The provisions of 1990 Iowa Acts, House File 2294,* creating the affordable heating program advisory council, are repealed July 1, 1992.

Approved May 6, 1990

CHAPTER 1243

COMMERCIAL CLEANING OF PRIVATE SEWAGE DISPOSAL FACILITIES

H.F. 2115

AN ACT regulating the commercial cleaning of private sewage disposal facilities, by providing for the adoption of standards and the issuance of licenses, providing license fees, providing a civil penalty, and providing effective and applicability dates.

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

Section 1. Section 455B.172, subsection 5, Code 1989, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 1:

NEW UNNUMBERED PARAGRAPH. The department shall by rule adopt standards for the commercial cleaning of private sewage disposal facilities, including but not limited to septic tanks and pits used to collect waste in livestock confinement structures, and for the disposal of waste from the facilities. The standards shall not be in conflict with the state building code. A person shall not commercially clean such facilities or dispose of waste from such facilities unless the person has been issued a license by the department. The department shall be exclusively responsible for adopting the standards and issuing licenses. However, county boards of health shall enforce the standards and licensing requirements established by the department. Application for the license shall be made in the manner provided by the department. Licenses expire one year from the date of issue unless revoked and may be renewed in the manner provided by the department. The license or license renewal fee is twenty-five dollars. A person violating this section or the rules adopted pursuant to this section, is subject to a civil penalty of not more than twenty-five dollars. Each day that a violation continues constitutes a separate offense. However, the total civil penalty shall not exceed five hundred

*Chapter 1246 herein