

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 Section 601K.100, Code 1989, is repealed.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The provisions of 1990 Iowa Acts, House File 2294,* creating the affordable heating program advisory council, are repealed July 1, 1992.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

dollars per year. The penalty shall be assessed for a violation occurring ten days following written notice of the violation delivered to the person by the department or a county board of health. Moneys collected by the department or a county board of health from the imposition of civil penalties shall be deposited in the general fund of the state.

Sec. 2. DATES OF APPLICABILITY.

1. This Act takes effect March 1, 1991.

2. A person issued a license to clean private sewage disposal facilities and dispose of waste from the facilities by a county board of health before March 1, 1991, is not required to obtain a license from the department of natural resources under section 455B.172, until the license issued by the county board of health expires or until March 1, 1992, whichever occurs first.

Approved May 6, 1990

CHAPTER 1244

SENATORIAL ELECTIONS AFTER REDISTRICTING

S.F. 2372

AN ACT relating to the 1991 redistricting process for the election of senators in conformity with Article III, section 6 of the Constitution of the State of Iowa.

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

Section 1. Section 42.4, subsection 8, Code 1989, is amended to read as follows:

8. Each bill embodying a plan drawn under this section shall include provisions for election of senators to the general assemblies which take office in the years ending in three and five, which shall be in conformity with article III, section 6 of the Constitution of the State of Iowa. With respect to any plan drawn for consideration in the year ~~1981~~ 1991, those provisions shall be substantially as follows:

a. Each ~~odd-numbered~~ even-numbered senatorial district shall elect a senator in ~~1982~~ 1992 for a four-year term commencing in January, ~~1983~~ 1993. If an incumbent senator who was elected to a four-year term which commenced in January, ~~1981~~ 1991, or was subsequently elected to fill a vacancy in such a term, is residing in an ~~odd-numbered~~ even-numbered senatorial district on ~~April 2, 1982~~ March 13, 1992, that senator's term of office shall be terminated on January 1, ~~1983~~ 1993.

b. Each ~~even-numbered~~ odd-numbered senatorial district shall elect a senator in ~~1984~~ 1994 for a four-year term commencing in January, ~~1985~~ 1995.

(1) If one and only one incumbent state senator is residing in an ~~even-numbered~~ odd-numbered senatorial district on ~~April 2, 1982~~ March 13, 1992, and that senator ~~was elected to a four-year term which commenced in January, 1981 or was subsequently elected to fill a vacancy in such a term~~ meets all of the following requirements, the senator shall represent the district in the senate for the ~~Seventieth~~ Seventy-fifth General Assembly:

(a) The senator was elected to a four-year term which commenced in January 1991 or was subsequently elected to fill a vacancy in such a term.

(b) The senatorial district in the plan which includes the place of residence of the state senator on the date of the senator's last election to the senate is the same as the odd-numbered senatorial district in which the senator resides on March 13, 1992, or is contiguous to such odd-numbered senatorial district. Areas which meet only at the points of adjoining corners are not contiguous.