

determine the method of divesting an interest held by a person found to be in violation of this chapter. A financial gain realized by a person who disposes of an interest held in violation of this chapter shall be forfeited to the state's general fund. All court costs and fees shall be paid by the person holding the interest in violation of this chapter.

Sec. 6. Section 172C.11, unnumbered paragraph 3, Code 1991, is amended to read as follows:

The secretary of state shall notify a person who the secretary has reason to believe is required to file a report as provided by this chapter and who has not filed a timely report, that the person may be in violation of this section. After thirty days from receipt of the notice, any person required to report under this chapter who has not filed, shall be assessed a civil penalty of one hundred dollars for each day in which the report is not filed. The secretary of state shall include in the notice, a statement of the penalty which will be assessed if the report is required and is not filed within thirty days. This penalty shall be in addition to any other penalty under this chapter. The secretary of state shall notify the state attorney general, when the secretary of state has reason to believe a violation of this chapter has occurred. The secretary of state shall include in the notice, a statement of the penalty which may be assessed if the required report is not filed within thirty days. The secretary of state shall refer to the attorney general any person who the secretary has reason to believe is required to report under this chapter if, after thirty days from receipt of the notice, the person has not filed the required report. The attorney general may, upon referral from the secretary of state, file an action in district court to seek the assessment of a civil penalty of one hundred dollars for each day the report is not filed.

Sec. 7. Section 172C.14, Code 1991, is amended to read as follows:

172C.14 DUTIES OF SECRETARY OF STATE — LEGISLATIVE USE.

The secretary of state shall do all things necessary to implement this chapter. The secretary of state shall notify the attorney general when the secretary of state has reason to believe a violation of this chapter has occurred. It is the intent of this section that information shall be made available to members of the general assembly and appropriate committees of the general assembly in order to determine the extent of farming being carried out in this state by corporations and other business entities and the effect of such farming practices upon the economy of this state. The reports of corporations, limited partnerships, trusts, contractors, and processors required in this chapter shall be confidential reports except as to the attorney general for review and appropriate action when necessary. The secretary of state shall assist any committee of the general assembly existing or established for the purposes of studying the effects of this chapter and the practices this chapter seeks to study and regulate.

Sec. 8. Sections 172C.8 and 172C.12, Code 1991, are repealed.

Approved May 14, 1991

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## CHAPTER 173

### PUBLIC ASSISTANCE

S.F. 470

**AN ACT** relating to federal-state public assistance programs.

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

Section 1. Section 239.2, subsection 3, paragraph e, Code 1991, is amended by striking the paragraph.

Sec. 2. Section 239.19, Code 1991, is amended to read as follows:

239.19 TRANSFER AID FUNDS TO OTHER WORK INCENTIVE PROGRAMS.

The department of human services shall be authorized to may transfer ~~such of the aid to dependent children funds in its control to any other department or agency of the state of Iowa~~ for the purpose of providing funds to carry out the ~~work incentive job opportunities and basic skills training program created by Public Law 90-248, 81 Stat. 821, Title II, section 204, the Social Security Amendments of 1967 to the Social Security Act, and nothing in the laws of the state of Iowa shall be construed as limiting the authority granted by that Act~~ the federal Family Support Act of 1988, Title II, Pub. L.No. 100-485, as codified in 42 U.S.C. § 602 et seq.

Sec. 3. Section 239.21, Code 1991, is amended to read as follows:

239.21 TRANSITIONAL CHILD CARE ASSISTANCE.

A recipient who loses eligibility for assistance under this chapter because of an increase in earned income, increased hours of employment, or loss of the earned income ~~disregards~~ is eligible to receive transitional child care assistance, in accordance with the provisions of the federal Family Support Act of 1988, Title III, Pub. L. No. 100-485, as codified in 42 U.S.C. § 602 et seq., for a period of twelve months following the loss of assistance. The department shall deliver the transitional child care assistance through a vendor voucher payment or purchase of service system which requires the recipient to contribute to the cost of the assistance in accordance with a sliding-scale fee established by rule.

Sec. 4. Section 249C.1, subsection 4, Code 1991, is amended to read as follows:

4. "Public assistance" means aid or assistance provided ~~under chapter 239 or 249.~~

Sec. 5. Section 249C.1, subsection 5, Code 1991, is amended by adding the following new paragraph:

NEW PARAGRAPH. g. A person who is not an eligible person pursuant to rules adopted by the director and as required by the federal Family Support Act of 1988, Title II, Pub. L. No. 100-485, as codified in 42 U.S.C. § 602 et seq.

Sec. 6. Section 249C.3, Code 1991, is amended to read as follows:

249C.3 WORK AND TRAINING PROGRAM.

The director shall establish a work and training program for persons and members of families applying for and receiving public assistance. ~~The division of job service of the department of employment services, all county boards and departments of social welfare the division of job training of the department of economic development, and all state, county, and public educational agencies and institutions providing vocational rehabilitation, adult education, or vocational or technical training shall assist and co-operate in the program.~~ They shall make agreements and arrangements for maximum co-operation and use of all available resources in the program. By mutual agreement the director may delegate any of the director's powers and duties under this chapter to the division of job service of the department of employment services or to the division of job training of the department of economic development.

Sec. 7. Section 249C.6, Code 1991, is amended to read as follows:

249C.6 PARTICIPATION REQUIRED.

Each eligible person shall be required to participate in the work and training program, to co-operate fully in the program, and to accept any reasonably suitable employment, training, or education offered to the person in connection with the program, as a condition of receiving public assistance. If the person fails or refuses to do so, the person shall not receive public assistance. The person's disqualification shall not disqualify other members of the person's family who are entitled to public assistance, except as required under the federal Family Support Act of 1988, Title II, Pub. L. No. 100-485, as codified in 42 U.S.C. § 602 et seq., but their public assistance shall not be paid to the disqualified person and shall be paid in a manner which will not permit the disqualified person to have access to the assistance funds. A person shall not be disqualified for public assistance if it is impossible to arrange suitable work or training for the person.

Sec. 8. Section 249C.18, Code 1991, is amended to read as follows:

**249C.18 EDUCATIONAL INCENTIVES PARTICIPATION REQUIREMENTS.**

A An eligible person who receives assistance under chapter 239 may participate or cooperate in a program to attain a certificate of general educational development, high school diploma, or adult basic literacy where the person has not previously received such certification. The participation shall be optional unless required under the federal Family Support Act of 1988, Title II, Pub. L. No. 100-485, as codified in 42 U.S.C. § 602 et seq. The department shall provide incentives to encourage ~~such~~ optional participation.

Approved May 14, 1991

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**CHAPTER 174**  
**COLLECTIVE BARGAINING**  
*S.F. 501*

**AN ACT** relating to collective bargaining by delineating certain duties and powers of the public employment relations board and modifying certain collective bargaining procedures for teachers.

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

Section 1. Section 20.6, subsection 3, Code 1991, is amended by striking the subsection and inserting in lieu thereof the following:

3. Establish minimum qualifications for arbitrators and mediators, establish procedures for appointing, maintaining, and removing from a list persons representative of the public to be available to serve as arbitrators and mediators, and establish compensation rates for arbitrators and mediators.

Sec. 2. Section 20.11, subsection 4, Code 1991, is amended to read as follows:

4. The board shall file its findings of fact and conclusions of law within sixty days of the close of any hearing, receipt of the transcript, or submission of any briefs. If the board finds that the party accused has committed a prohibited practice, the board may, within thirty days of its decision, enter into a consent order with the party to discontinue the practice, or after the thirty days following the decision may petition the district court for injunctive relief pursuant to rules of civil procedure 320 to 330.

Sec. 3. Section 20.17, Code 1991, is amended by adding the following new subsection:

**NEW SUBSECTION.** 11. If the public employees in a certified employee organization are teachers licensed under chapter 260, and the public employer is a school district, community college, or area education agency, the negotiation of a proposed collective bargaining agreement shall be complete not later than April 15 of the year when the agreement is to become effective. The board shall provide, by rule, a date on which any impasse item must be submitted to binding arbitration and for such other procedures as deemed necessary to provide for the completion of negotiations of proposed collective bargaining agreements not later than April 15. The date selected for the mandatory submission of impasse items to binding arbitration shall be sufficiently in advance of April 15 to insure that the arbitrators' decision can be reasonably made before April 15.

Sec. 4. Section 20.19, Code 1991, is amended to read as follows:

**20.19 IMPASSE PROCEDURES — AGREEMENT OF PARTIES.**

As the first step in the performance of their duty to bargain, the public employer and the employee organization shall endeavor to agree upon impasse procedures. Such agreement shall