

(2) For commercial purposes, the scheduled fine is fifty dollars.

Sec. 22. 1995 Iowa Acts, chapter 186, section 9, is amended to read as follows:

SEC. 9. RETROACTIVE APPLICABILITY DATE. ~~This Sections 4 and 7 of this Act applies~~ apply retroactively to local option sales and services taxes approved on or after July 1, 1994. Statutory procedures required for local option sales and services tax elections held on or after July 1, 1994, and before the effective date of this Act shall be deemed to fulfill the notice, proceedings, and election requirements contained in section 7 of this Act.

Sec. 23. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.

1. Section 22 of this Act, being deemed of immediate importance, takes effect upon enactment and applies retroactively to May 22, 1995.

2. The sections of this Act which amend section 85.36, subsection 9, paragraph "a", and section 85.61, subsection 2, subsection 7, unnumbered paragraph 3, and subsection 11, unnumbered paragraph 3, being deemed of immediate importance, take effect upon enactment and apply retroactively to July 1, 1995.

Approved April 10, 1996

CHAPTER 1080

CITY HOSPITAL OR HEALTH CARE FACILITY TRUSTEES - TERMS

S.F. 2074

AN ACT relating to the dates on which city hospital or health care facility trustees take and depart from office.

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

Section 1. Section 392.6, unnumbered paragraph 2, Code 1995, is amended to read as follows:

Cities maintaining an institution as provided for in this section which have a board of trustees consisting of three members may by ordinance increase the number of members to five and provide for the appointment of one of the additional members until the next succeeding general or city election, and for the appointment of the other additional member until the second succeeding general or city election. Thereafter, the terms of office of such additional members shall be four years. However, if a city has adopted an ordinance which increases the number of members of the board of trustees to five members and the terms of office of four of the five members end in the same year, the date of expiration of the term of one of the four members, to be determined by lot, shall be extended by an additional two years.

Sec. 2. Section 392.6, unnumbered paragraph 3, Code 1995, is amended to read as follows:

Terms of office of trustees elected pursuant to general or city elections shall begin at noon on the first day in January which is not a Sunday or legal holiday. Terms of office of trustees elected pursuant to special elections shall begin at noon on the tenth day after the special election which is not a Sunday or legal holiday. The trustees shall ~~within ten days after their election qualify~~ begin their terms of office by taking the oath of office, and organize as a board by the election of one of their number as chairperson and one as secretary, but no bond shall be required of them. Terms of office of trustees shall extend to

noon on the first day in January which is not a Sunday or legal holiday or until their successors are elected and qualified. Trustees who are elected at special elections shall serve the unexpired terms of office or until their successors are elected and qualified.

Approved April 10, 1996

CHAPTER 1081

ROOM AND BOARD REIMBURSEMENT BY COUNTY PRISONERS

S.F. 2352

AN ACT providing that the sheriff may charge for room and board provided to county prisoners and providing for the creation and filing of a room and board reimbursement lien.

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

Section 1. **NEW SECTION.** 356.7 CHARGE FOR ROOM AND BOARD – LIEN.

1. The county sheriff may charge a prisoner who is eighteen years of age or older for the room and board provided to the prisoner while in the custody of the county sheriff. Moneys collected by the sheriff under this section shall be credited to the county general fund. If a prisoner fails to pay for the room and board, the sheriff may file a room and board reimbursement lien as provided in subsection 2. The county attorney may file the room and board reimbursement lien on behalf of the sheriff and the county. This section does not apply to prisoners who are paying for their room and board by court order pursuant to sections 356.26 through 356.35.

2. The sheriff or the county attorney, on behalf of the sheriff, may file a room and board reimbursement lien with the clerk of the district court which shall include all of the following information, if known:

- a. The name and date of birth of the person whose property or other interests are subject to the lien.
- b. The present address of the residence and principal place of business of the person named in the lien.
- c. The criminal proceeding pursuant to which the lien is filed, including the name of the court, the title of the action, and the court's file number.
- d. The name and address of the sheriff or the name and address of the county attorney who is filing the lien on behalf of the sheriff.
- e. A statement that the notice is being filed pursuant to this section.
- f. The amount of room and board reimbursement the person has been ordered to pay or is likely to be ordered to pay.

3. The filing of a room and board reimbursement lien in accordance with this section creates a lien in favor of the sheriff in any personal or real property identified in the lien to the extent of the interest held in that property by the person named in the lien.

4. This section does not limit the right of the sheriff to obtain any other remedy authorized by law.

Approved April 10, 1996