

Sec. 26. Section 189A.3, unnumbered paragraph 1, Code 1997, is amended to read as follows:

No person shall operate an establishment other than a ~~grocery store or food service~~ establishment as defined in section ~~137B.2~~ 137F.1 without first obtaining a license from the department. The license fee for each establishment per year or any part of a year shall be:

Sec. 27. Section 331.382, subsection 5, Code 1997, is amended to read as follows:

5. The board shall not regulate, license, inspect, or collect license fees from food ~~service~~ establishments ~~or food and beverage vending machines~~ except as provided in chapter ~~137B~~ 137F or from hotels except as provided in chapter 137C ~~or for food and beverage vending machines except as provided in section 137E.3.~~

Sec. 28. Section 331.756, subsection 32, Code Supplement 1997, is amended to read as follows:

32. Assist the department of inspections and appeals in the enforcement of ~~the food establishment laws;~~ the Iowa food ~~service sanitation~~ code; and the Iowa hotel sanitation code as provided in sections ~~137A.26, 137B.21,~~ 137F.19 and 137C.30.

Sec. 29. Chapters 137A, 137B, and 137E, Code 1997,* are repealed.

Sec. 30. EFFECTIVE DATE AND TRANSITION PROVISIONS.

1. This Act takes effect January 1, 1999.

2. A license issued pursuant to chapter 137A, 137B, or 137E before the effective date of this Act shall remain valid and be deemed the same as a license issued pursuant to chapter 137F for the remaining term of the license.

3. An establishment with licenses under both chapters 137A and 137B on the effective date of this Act shall not be issued a license under chapter 137F until both licenses have expired.

Approved May 5, 1998

CHAPTER 1163

SERVICES TAX EXEMPTION FOR MASSAGE THERAPY

H.F. 2550

AN ACT exempting services provided by licensed massage therapists from the state services tax.

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

Section 1. Section 422.43, subsection 11, Code 1997,** is amended to read as follows:

11. The following enumerated services are subject to the tax imposed on gross taxable services: alteration and garment repair; armored car; vehicle repair; battery, tire, and allied; investment counseling; service charges of all financial institutions; barber and beauty; boat repair; vehicle wash and wax; carpentry; roof, shingle, and glass repair; dance schools and dance studios; dating services; dry cleaning, pressing, dyeing, and laundering; electrical and electronic repair and installation; rental of tangible personal property, except mobile homes which are tangible personal property; excavating and grading; farm implement repair of all kinds; flying service; furniture, rug, upholstery repair and cleaning; fur storage and repair; golf and country clubs and all commercial recreation; house and building moving;

* Code 1997 and Code Supplement 1997 probably intended

** Code Supplement 1997 probably intended

household appliance, television, and radio repair; jewelry and watch repair; limousine service, including driver; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking facilities; pipe fitting and plumbing; wood preparation; licensed executive search agencies; private employment agencies, excluding services for placing a person in employment where the principal place of employment of that person is to be located outside of the state; sewage services for nonresidential commercial operations; sewing and stitching; shoe repair and shoeshine; sign construction and installation; storage of household goods, mini-storage, and warehousing of raw agricultural products; swimming pool cleaning and maintenance; taxidermy services; telephone answering service; test laboratories, including mobile testing laboratories and field testing by testing laboratories, and excluding tests on humans or animals; termite, bug, roach, and pest eradicators; tin and sheet metal repair; turkish baths, massage, and reducing salons, excluding services provided by massage therapists licensed under chapter 152C; weighing; welding; well drilling; wrapping, packing, and packaging of merchandise other than processed meat, fish, fowl and vegetables; wrecking service; wrecker and towing; pay television; campgrounds; carpet and upholstery cleaning; gun and camera repair; janitorial and building maintenance or cleaning; lawn care, landscaping and tree trimming and removal; pet grooming; reflexology; security and detective services; tanning beds or salons; and water conditioning and softening.

For purposes of this subsection, gross taxable services from rental includes rents, royalties, and copyright and license fees. For purposes of this subsection, "financial institutions" means all national banks, federally chartered savings and loan associations, federally chartered savings banks, federally chartered credit unions, banks organized under chapter 524, savings and loan associations and savings banks organized under chapter 534, and credit unions organized under chapter 533.

Approved May 5, 1998

CHAPTER 1164

DEPARTMENT OF GENERAL SERVICES PRACTICES AND OTHER STATE GOVERNMENT ADMINISTRATION

S.F. 518

AN ACT relating to the administration of state government, by providing for the practices of the department of general services, state procurement, motor vehicles, and state printing.

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

Section 1. Section 2B.1, subsection 3, Code 1997, is amended to read as follows:

3. The Iowa Code and administrative code divisions are responsible for the editing, compiling, and proofreading of the publications they prepare, as provided in this chapter ~~and not withstanding section 18.76~~. The Iowa Code division is entitled to the temporary possession of the original enrolled Acts and resolutions as necessary to prepare them for publication.

Sec. 2. Section 18.1, subsection 2, Code 1997, is amended to read as follows:

2. "Competitive bidding ~~procedures~~ procedure" means the advertisement for, solicitation of, or the procurement of bids; the manner and condition in which bids are received; and the procedure by which bids are opened, accessed, accepted, ~~or rejected~~, or awarded. A "competitive bidding procedure" may include a transaction accomplished in an electronic format.