

**CHAPTER 35****MAYOR-COUNCIL CITY GOVERNMENT — APPOINTMENT  
AND DISMISSAL OF POLICE CHIEF OR MARSHAL***H.F. 624*

**AN ACT** relating to the appointment and dismissal of a police chief or marshal under a mayor-council form of city government.

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

Section 1. Section 372.4, unnumbered paragraph 3, Code 2001, is amended to read as follows:

The mayor shall appoint a council member as mayor pro tem, and shall appoint and dismiss the marshal or chief of police except where an intergovernmental agreement makes other provisions for police protection or as otherwise provided in section 400.13. However, the appointment and dismissal of the marshal or chief of police are subject to the consent of a majority of the council. Other officers must be selected as directed by the council. The mayor is not a member of the council and ~~may~~ shall not vote as a member of the council.

Approved April 16, 2001

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**CHAPTER 36****GRAIN DEALER REGULATION — EXCEPTIONS***H.F. 628*

**AN ACT** relating to the regulation of grain dealers by providing an exception for limited liability companies that produce renewable fuel.

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

Section 1. Section 203.1, subsection 8, paragraph j, Code 2001, is amended to read as follows:

j. A cooperative ~~corporation~~ organized under chapter 501, if the cooperative buys only purchases grain from its members who are producers who are members or from a licensed grain dealer, and the cooperative does not resell that grain.

Sec. 2. Section 203.1, subsection 8, Code 2001, is amended by adding the following new paragraph:

NEW PARAGRAPH. k. A limited liability company as defined in section 490A.102 that meets all of the following requirements:

- (1) The majority of voting rights in the limited liability company are held by its members who are producers.
- (2) The purpose of the limited liability company is to produce renewable fuel as defined in section 159A.2.
- (3) The limited liability company only purchases grain from its members who are producers or from a licensed grain dealer.
- (4) The limited liability company does not resell grain that it purchases.

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