

ment of corrections shall file a joint report containing their findings and recommendations with the legislative service bureau by February 1, 2004, for distribution to the general assembly.

Approved April 28, 2003

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## CHAPTER 86

### COMMERCIAL PESTICIDE APPLICATORS — FINANCIAL RESPONSIBILITY

*H.F. 547*

**AN ACT** providing for evidence of financial responsibility filed by commercial pesticide applicators, and providing an effective date.

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

Section 1. Section 206.2, Code 2003, is amended by adding the following new subsections:  
NEW SUBSECTION. 8A. "Department" means the department of agriculture and land stewardship.

NEW SUBSECTION. 10A. "Financial institution" means a bank or savings and loan association authorized by this state or by the laws of the United States, which is a member of the federal deposit insurance corporation or the federal savings and loan insurance corporation.

Sec. 2. Section 206.13, Code 2003, is amended to read as follows:

~~206.13 SURETY BOND OR INSURANCE EVIDENCE OF FINANCIAL RESPONSIBILITY REQUIRED OF BY COMMERCIAL APPLICATOR.~~

The ~~secretary~~ department shall not issue a commercial applicator's license as required in section 206.6 until the applicant has furnished evidence of financial responsibility with the ~~secretary~~ department ~~consisting either of department. The evidence of financial responsibility shall consist of a surety bond, or a liability insurance policy, or an irrevocable letter of credit issued by a financial institution. The department may accept a certification thereof of the evidence of financial responsibility. Such surety bond or liability insurance policy~~ The evidence of financial responsibility shall provide coverage to pay on behalf of the insured all sums which the insured shall become amount that the beneficiary is legally obligated to pay as damages as a result of caused by the pesticide operations of the applicant. However, the surety bond or liability insurance policy will evidence of financial responsibility does not apply to damages or an injury which are either is expected or intended from the standpoint of the insured beneficiary. Any such A liability insurance policy shall be subject to the insurer's policy provisions filed with and approved by the commissioner of insurance. The surety bond or liability insurance policy submitted as evidence of financial responsibility need not apply to damages or injury to agricultural crops, plants, or land being worked upon by the applicant.

The amount of the ~~surety bond or liability insurance~~ evidence of financial responsibility as provided for in this section shall be not less than fifty thousand dollars for property damage and public liability insurance, each separately. ~~Such surety bond or liability insurance~~ The evidence of financial responsibility shall be maintained at not less than that sum amount at all times during the licensed period. The secretary department shall be notified ten days prior to

any reduction in the surety bond or liability insurance made at the request of the applicant or cancellation of ~~such the~~ surety bond by the surety or the liability insurance by the ~~surety or~~ insurer. The department shall be notified ninety days prior to any reduction of the amount of the irrevocable letter of credit at the request of the applicant or the cancellation of the irrevocable letter of credit by the financial institution. The total and aggregate liability of the surety, ~~and insurer, or financial institution~~ for all claims shall be limited to the face of the surety bond, or liability insurance policy, or irrevocable letter of credit.

Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 28, 2003

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## CHAPTER 87

### CERTIFIED LAW ENFORCEMENT OFFICERS — TRAINING — TRIBAL GOVERNMENT POLICE

*H.F. 548*

**AN ACT** relating to law enforcement officer training at the Iowa law enforcement academy, and providing for a fee.

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

Section 1. Section 80B.3, subsection 3, Code 2003, is amended to read as follows:

3. "Law enforcement officer" means an officer appointed by the director of the department of natural resources, a member of a police force or other agency or department of the state, county, ~~or city,~~ or tribal government regularly employed as such and who is responsible for the prevention and detection of crime and the enforcement of the criminal laws of this state and all individuals, as determined by the council, who by the nature of their duties may be required to perform the duties of a peace officer.

Sec. 2. Section 80B.11, subsections 1 and 2, Code 2003, are amended to read as follows:

1. Minimum entrance requirements, course of study, attendance requirements, and equipment and facilities required at approved law enforcement training schools. Minimum age requirements for entrance to approved law enforcement training schools shall be eighteen years of age. Minimum course of study requirements shall include a separate domestic abuse curriculum, which may include, but is not limited to, outside speakers from domestic abuse shelters and crime victim assistance organizations. Minimum course of study requirements shall also include a sexual assault curriculum.

2. Minimum basic training requirements law enforcement officers employed after July 1, 1968, must complete in order to remain eligible for continued employment and the time within which such basic training must be completed. Minimum requirements shall mandate training devoted to the topic of domestic abuse and sexual assault. The council shall submit an annual report to the general assembly by January 15 of each year relating to the continuing education requirements devoted to the topic of domestic abuse, including the number of hours required, the substance of the classes offered, and other related matters.