

Sec. 10. Section 554.4207, Code 2005, is amended by adding the following new subsection:  
NEW SUBSECTION. 6. If the warranty under subsection 1, paragraph “f”, is not given by a transferor or collecting bank under applicable conflict of laws rules, the warranty is not given to that transferor when the transferor is a transferee or to any prior collecting bank of that transferee.

Sec. 11. Section 554.4208, subsection 1, paragraphs b and c, Code 2005, are amended to read as follows:

- b. the draft has not been altered; and
- c. the warrantor has no knowledge that the signature of the purported drawer of the draft is unauthorized; and
- d. if the draft is a demand draft, the creation of the demand draft according to the terms on its face was authorized by the person identified as the drawer.

Sec. 12. Section 554.4208, Code 2005, is amended by adding the following new subsections:

NEW SUBSECTION. 7. A demand draft is a check as provided in section 554.3104, subsection 6.

NEW SUBSECTION. 8. If a warranty under subsection 1, paragraph “d”, is not given by a transferor under applicable conflict of laws rules, the warranty is not given to that transferor when that transferor is a transferee.

Approved March 21, 2005

---

## CHAPTER 12

### ABOVEGROUND PETROLEUM STORAGE TANKS — UPGRADE OR CLOSURE COSTS

*S.F. 141*

**AN ACT** relating to reimbursement to owners of aboveground petroleum storage tanks for costs associated with the upgrade or permanent closure of aboveground petroleum storage tanks.

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

Section 1. Section 455G.23, subsection 2, paragraphs d and e, Code 2005, are amended to read as follows:

d. Upgrade expenses must be incurred after January 1, 2004, and not later than ~~February 18~~ December 31, 2005. Upgrade activities are limited to the installation or improvement of equipment or systems required to comply with 40 C.F.R. § 112, specifically:

- (1) Secondary containment.
- (2) Corrosion protection.
- (3) Loss prevention.
- (4) Security.
- (5) Drainage.
- (6) Removal of noncompliant tanks.

e. Permanent closure activities, including tank system removal, decommission, and dispos-

al, must occur after January 1, 2004, and not later than ~~February 18~~ December 31, 2005, unless the owner is a party to an agreement entered into pursuant to subsection 3 and the tanks meet one of the following criteria:

- (1) All tanks are empty by ~~February 18~~ December 31, 2005.
- (2) All tanks containing petroleum on or after ~~February 18~~ December 31, 2005, meet the requirements of 40 C.F.R. § 112 et seq. and any applicable provisions of chapter 101 and the administrative rules adopted pursuant to chapter 101.

Approved March 21, 2005

---

## CHAPTER 13

### COMMERCIAL ESTABLISHMENTS SERVING ALCOHOLIC BEVERAGES — SECURITY — EMPLOYEE TRAINING

*H.F. 141*

**AN ACT** relating to the training and certification of designated security personnel working at commercial establishments with a liquor control license or wine or beer permit.

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

Section 1. Section 123.3, subsection 12A, Code 2005, is amended to read as follows:

12A. "Designated security employee" means an agent, contract employee, independent contractor, servant, or employee of a licensee or permittee who ~~is primarily employed for security purposes~~ works in a security position in any capacity at a commercial establishment licensed or permitted under this chapter.

Sec. 2. Section 123.32, subsection 4, Code 2005, is amended to read as follows:

4. SECURITY EMPLOYEE TRAINING. A local authority, as a condition of obtaining and holding a license or permit for on-premises consumption, may require a designated security employee as defined in section 123.3 to be trained and certified in security methods. The training shall include but is not limited to mediation techniques, civil rights or unfair practices awareness as provided in section 216.7, and providing instruction on the proper physical restraint methods used against a person who has become combative.

Approved March 21, 2005