

determination of the board of review on filed protests is final, subject to appeal to the property assessment appeal board. A final decision by the local board of review, or the property assessment appeal board, if the local board's decision is appealed, is subject to review by the director of revenue for the purpose of determining whether the board's actions substantially altered the equalization order. In making the review, the director has all the powers provided in chapter 421, and in exercising the powers the director is not subject to chapter 17A. Not later than fifteen days following the adjournment of the board, the board of review shall submit to the director of revenue, on forms prescribed by the director, a report of all actions taken by the board of review during this session.

Sec. 133. Section 445.60, Code 2005, is amended to read as follows:  
445.60 REFUNDING ERRONEOUS TAX.

The board of supervisors shall direct the county treasurer to refund to the taxpayer any tax or portion of a tax found to have been erroneously or illegally paid, with all interest, fees, and costs actually paid. A refund shall not be ordered or made unless a claim for refund is presented to the board within two years of the date the tax was due, or if appealed to the board of review, the property assessment appeal board, the state board of tax review, or district court, within two years of the final decision.

Sec. 134. FUTURE REPEAL.

1. The sections of this division of this Act amending sections 7E.6, 13.7, 428.4, 441.19, 441.35, 441.38, 441.39, 441.43, 441.49, and 445.60, and enacting sections 421.1A and 441.37A, are repealed effective July 1, 2013.

2. The portion of the section of this division of this Act amending section 441.28 relating only to the property assessment appeal board is repealed effective July 1, 2013.

Approved June 9, 2005

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## CHAPTER 151

### VETERINARY EMERGENCY PREPAREDNESS AND RESPONSE SERVICES

S.F. 201

**AN ACT** providing for veterinary emergency preparedness and response by the department of agriculture and land stewardship.

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

Section 1. Section 163.3, Code 2005, is amended to read as follows:  
163.3 VETERINARY ASSISTANTS.

The department secretary or the secretary's designee may appoint one or more licensed veterinarians licensed pursuant to chapter 169 in each county as assistant veterinarians. ~~It~~ The secretary may also appoint such special assistants as may be necessary in cases of emergency, including as provided in section 163.3A.

Sec. 2. NEW SECTION. 163.3A VETERINARY EMERGENCY PREPAREDNESS AND RESPONSE.

1. The department may provide veterinary emergency preparedness and response services

necessary to prevent or control a serious threat to the public health, public safety, or the state's economy caused by the transmission of disease among livestock as defined in section 717.1 or agricultural animals as defined in section 717A.1. The services may include measures necessary to ensure that that<sup>1</sup> all such animals carrying disease are properly identified, segregated, treated, or destroyed as provided in this Code.

2. The services shall be performed under the direction of the department and may be part of measures authorized by the governor under a declaration or proclamation issued pursuant to chapter 29C. In such case, the department shall cooperate with the Iowa department of public health under chapter 135; and the department of public defense, homeland security and emergency management division; and local emergency management agencies as provided in chapter 29C.

3. The secretary or the secretary's designee shall appoint veterinarians licensed pursuant to chapter 169 or persons in related professions or occupations who are qualified, as determined by the secretary, to serve on a voluntary basis as members of one or more veterinary emergency response teams. The secretary shall provide for the registration of persons as part of the appointment process. The secretary may cooperate with the Iowa board of veterinary medicine in implementing this section.

4. a. A registered member of an emergency response team who acts under the authority of the secretary shall be considered an employee of the state for purposes of defending a claim on account of damage to or loss of property or on account of personal injury or death under chapter 669. The registered member shall be afforded protection under section 669.21. The registered member shall also be considered an employee of the state for purposes of disability, workers' compensation, and death benefits under chapter 85.

b. The department shall provide and update a list of the registered members of each emergency response team, including the members' names and identifying information, to the department of administrative services. Upon notification of a compensable loss suffered by a registered member, the department of administrative services shall seek funding from the executive council for those costs associated with covered benefits.

Approved June 10, 2005

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## CHAPTER 152

### ELECTION OF TOWNSHIP OFFICERS

*H.F. 222*

**AN ACT** relating to the nonpartisan election of township officers.

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

Section 1. Section 39.21, Code 2005, is amended by adding the following new subsection:  
**NEW SUBSECTION.** 4. Township officers as provided in section 39.22, subsection 2.

Sec. 2. Section 39.22, subsection 1, unnumbered paragraph 2, Code 2005, is amended to read as follows:

The election of the trustees and clerk of a township may be restored after approval of the

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<sup>1</sup> According to enrolled Act