

3. A person convicted of a violation of this section is guilty of a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 2, paragraph "b".

Sec. 7. Section 805.8A, subsection 2, paragraph b, Code 2007, is amended to read as follows:

b. For violations under sections 321.17, 321.47, 321.55, 321.98, ~~and 321.115~~, and 321.115A, the scheduled fine is thirty dollars.

Sec. 8. EFFECTIVE DATE. This Act takes effect July 1, 2009.

Approved April 8, 2008

CHAPTER 1045

COMMERCIAL AERIAL PESTICIDE APPLICATOR LICENSING — NONRESIDENTS

H.F. 2551

AN ACT providing requirements for a nonresident of this state engaged in the aerial application of pesticides, making penalties applicable, and providing an effective date.

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

Section 1. Section 206.6, subsection 1, unnumbered paragraph 2, Code 2007, is amended by striking the paragraph.

Sec. 2. Section 206.6, subsection 5, Code 2007, is amended to read as follows:

5. ISSUE COMMERCIAL APPLICATOR LICENSE. ~~If the~~

a. The secretary finds the shall approve an application and issue a commercial applicator license to the applicant as follows:

(1) The applicant is qualified as found by the secretary to apply pesticides in the classifications for which the applicant has applied and if the

(2) The applicant files the bonds or insurance must furnish to the department evidence of financial responsibility as required under section 206.13, and if the

(3) An applicant applying for a license to engage in aerial application of pesticides has met must meet all of the requirements of the federal aviation administration, the United States department of transportation, and any other applicable federal or state laws or regulations to operate the equipment described in the application, the. The secretary shall adopt by rule, additional requirements for issuing a license to a person who is a nonresident of this state engaged in the aerial application of pesticides, which may include but is not limited to conditions for the operation of the aircraft and the application of the pesticides under the supervision of a person who is a resident of this state and licensed as a commercial applicator under this section or as a pesticide dealer under section 206.8. The secretary shall not adopt rules concerning the operation of aircraft when not engaged in the commercial application of pesticides.

b. The secretary shall issue a commercial applicator license limited to the classifications for which the applicant is qualified, which shall expire at the end of the calendar year of issue unless it has been revoked or suspended prior thereto by the secretary for cause. The secretary may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to

certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the secretary shall inform the applicant in writing of the reasons.

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

Approved April 8, 2008

CHAPTER 1046

IOWA SOYBEAN ASSOCIATION BOARD — PER DIEM COMPENSATION

H.F. 2553

AN ACT relating to per diem compensation for directors of the Iowa soybean association board.

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

Section 1. Section 185.14, Code 2007, is amended to read as follows:

185.14 COMPENSATION — MEETINGS.

Each director of the board shall receive a per diem ~~as specified in section 7E.6~~ of one hundred dollars and actual expenses in performing official board functions, notwithstanding section 7E.6. A director of the board shall not be a salaried employee of the board or any organization or agency which is receiving moneys from the board. The board shall meet at least four times each year.

Approved April 8, 2008

CHAPTER 1047

LEVEE AND DRAINAGE DISTRICTS — REPAIR AND IMPROVEMENT PROCEDURE THRESHOLDS

H.F. 2554

AN ACT providing monetary thresholds for actions by governing boards of drainage districts.

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

Section 1. Section 468.126, subsection 1, paragraph c, Code 2007, is amended to read as follows:

c. If the estimated cost of a repair exceeds ~~fifteen~~ twenty thousand dollars, or seventy-five percent of the original total cost of the district and subsequent improvements, whichever is the