

the cost of providing transportation or the pro rata cost of the transportation to a parent or guardian exceeds the average transportation cost per pupil transported for the previous school year in the district. If the cost exceeds the average transportation cost per pupil transported for the previous school year, the sending district shall only be responsible for that average per pupil amount. A sending district which provides transportation for a pupil to a contiguous receiving district under this subsection may withhold from the district cost per pupil amount, that is to be paid to the receiving district, an amount which represents the average or pro rata cost per pupil for transportation, whichever is less.

Approved March 23, 2009

CHAPTER 19

HUMAN TRAFFICKING AND PROTECTION OF MINORS

S.F. 27

AN ACT relating to the crime of human trafficking.

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

Section 1. Section 710A.1, subsection 1, Code 2009, is amended to read as follows:

1. “Commercial sexual activity” means any sex act ~~on behalf of or sexually explicit performance for~~ which anything of value is given, promised to, or received by any person and includes, but is not limited to, prostitution, participation in the production of pornography, and performance in strip clubs.

Sec. 2. Section 915.35, subsection 1, Code 2009, is amended to read as follows:

1. As used in this section, “victim” means a ~~child~~ minor under the age of eighteen who has been sexually abused or subjected to any other unlawful sexual conduct under chapter 709, 710A, or 726 or who has been the subject of a forcible felony.

Sec. 3. Section 915.37, Code 2009, is amended to read as follows:

915.37 GUARDIAN AD LITEM FOR PROSECUTING CHILD WITNESSES.

1. A prosecuting witness who is a child, as defined in section 702.5, in a case involving a violation of chapter 709 ~~or 710A~~, or section 726.2, 726.3, 726.6, or 728.12, is entitled to have the witness’s interests represented by a guardian ad litem at all stages of the proceedings arising from such violation. The guardian ad litem shall be a practicing attorney and shall be designated by the court after due consideration is given to the desires and needs of the child and the compatibility of the child and the child’s interests with the prospective guardian ad litem. If a guardian ad litem has previously been appointed for the child in a proceeding under chapter 232 or a proceeding in which the juvenile court has waived jurisdiction under section 232.45, the court shall appoint the same guardian ad litem under this section. The guardian ad litem shall receive notice of and may attend all depositions, hearings, and trial proceedings to support the child and advocate for the protection of the child but shall not be allowed to separately introduce evidence or to directly examine or cross-examine witnesses. However, the guardian ad litem shall file reports to the court as required by the court. If a prosecuting witness is fourteen, fifteen, sixteen, or seventeen years of age, and would be entitled to the appointment of a guardian ad litem if the prosecuting witness were a child, the court may appoint a guardian ad litem if the requirements for guardians ad litem in this section are met, and the guardian ad litem agrees to participate without compensation.

2. References in this section to a guardian ad litem shall be interpreted to include references to a court appointed special advocate as defined in section 232.2, subsection 9.

Approved March 25, 2009

CHAPTER 20

COMPENSATION FOR CANDIDATES AND IMMEDIATE FAMILY MEMBERS

S.F. 50

AN ACT relating to the payment of a salary or other compensation to a candidate's family member, and making a penalty applicable.

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

Section 1. Section 68A.302, subsection 2, Code 2009, is amended by adding the following new paragraph:

NEW PARAGRAPH. k. Payment to a candidate or the candidate's immediate family member as a salary, gratuity, or other compensation. However, reimbursement of expenses as otherwise authorized in this section is permitted. For purposes of this paragraph, "immediate family member" means the spouse or dependent child of a candidate.

Approved March 25, 2009

CHAPTER 21

JUDICIAL PROCEDURE AND ADMINISTRATION — MISCELLANEOUS PROVISIONS

S.F. 118

AN ACT relating to the judicial branch including contested and uncontested parking violations, city and county penalties, filing civil citations of municipal infractions with the clerk, records kept by the clerk, and service of original notice in a small claims action.

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

Section 1. Section 321.236, subsection 1, unnumbered paragraph 2, Code 2009, is amended to read as follows:

Parking meter, snow route, and overtime parking violations which are ~~denied~~ contested shall be charged and proceed before a court the same as other traffic violations. Filing fees and court costs shall be assessed as provided in section 602.8106, subsection 1 and section 805.6, subsection 1, paragraph "a" for parking violation cases. ~~Parking violations which are admitted:~~