

14. Perform those duties authorized pursuant to sections 135.156, 135.159, and 135.161, and other provisions of law.

Sec. 3. Section 136.5, Code 2009, is amended to read as follows:

136.5 Meetings.

The board shall meet ~~on the second Wednesday in July and on the second Wednesday of every second month thereafter~~ at least six times per year and ~~at such other times as~~ may be deemed necessary by the president chairperson of the board or the director of the department. The ~~president~~ department shall give each board member adequate notice of all ~~special~~ meetings. A majority of the members of the board shall constitute a quorum.

Sec. 4. Section 136.7, Code 2009, is amended to read as follows:

136.7 Officer Chairperson — staff assistance.

~~At the meeting held in~~ The board shall annually in July of each year ~~a president shall be elected from the board~~ elect a chairperson, who shall serve for a period of one year. ~~At the request of the board the~~ The department shall furnish ~~an executive clerk staff~~ from the regular employees of the department to record the minutes of the meetings of the board.

Sec. 5. Section 136.8, Code 2009, is amended to read as follows:

136.8 Supplies.

The department shall furnish the board of health with all articles and supplies ~~required for the public use and~~ necessary to enable the board to perform the duties imposed upon it by law. Such articles and supplies shall be obtained by the department in the same manner in which the regular supplies for the department are obtained and the same shall be considered and accounted for as if obtained for the use of the department.

Approved March 22, 2010

CHAPTER 1091

DRAINAGE DISTRICT IMPROVEMENTS AND BID REQUIREMENTS

H.F. 2273

AN ACT relating to drainage districts, by modifying the amount of a bid security required to be submitted by bidders proposing to make improvements and modifying the threshold amount requiring the letting of bids to construct an improvement, and including effective date provisions.

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

Section 1. Section 468.34, Code 2009, is amended to read as follows:

468.34 Advertisement for bids.

The board shall publish notice once each week for two consecutive weeks in a newspaper published in the county where the improvement is located, and publish additional advertisement and publication elsewhere as the board may direct. The notice shall state the time and place of letting the work of construction of the improvement, specifying the approximate amount of work to be done in each numbered section of the district, the time fixed for the commencement, and the time of the completion of the work, that bids will be received on the entire work and in sections or divisions of it, and that a bidder will be required to deposit ~~with the bid cash, a certified check on and certified by a bank in Iowa, or a certified share draft from a credit union in Iowa payable to the auditor or the auditor's order, at the auditor's office, in an amount equal to ten percent of the bid, in no case to exceed ten thousand dollars~~ a bid security with the county auditor as provided in section 468.35. All notices shall fix the date to which bids will be received and upon which the work

will be let. However, when the estimated cost of the improvement is less than ~~fifteen~~ twenty thousand dollars, the board may let the contract for the construction without taking bids and without publishing notice.

Sec. 2. Section 468.35, subsection 2, Code 2009, is amended to read as follows:

2. A bid shall be in writing, specifying the portion of the work upon which the bid is made, and filed with the auditor. The bid shall be accompanied with a bid security. The bid security shall be in the form of a deposit of cash, a certified check on and certified by a bank in Iowa, a certified share draft drawn on a credit union in Iowa, or a bid bond with a corporate surety satisfactory to the board as provided in section 73A.20. The bid security must be payable to the auditor or the auditor's order at the auditor's office in a sum equal to ~~ten~~ five percent of the amount of the bid, ~~but not to exceed ten thousand dollars~~. However, if the maximum limit on a bid security would cause a denial of funds or services from the federal government which would otherwise be available, or if the maximum limit would otherwise be inconsistent with the requirements of federal law, the maximum limit may be suspended to the extent necessary to prevent denial of federal funds or services or to eliminate the inconsistency with federal requirements. The cash, check, or share draft of an unsuccessful bidder shall be returned, and the bid bond of an unsuccessful bidder shall be canceled. The bid security of a successful bidder shall be maintained as a guarantee that the bidder will enter into contract in accordance with the bids.

Sec. 3. Section 468.66, Code 2009, is amended to read as follows:

468.66 Bids required.

In case the board shall finally determine that any such changes as defined in section 468.62 shall be made involving an expenditure of ~~fifteen~~ twenty thousand dollars or more, the work shall be let by bids in the same manner as is provided for the original construction of such improvements.

Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved March 22, 2010

CHAPTER 1092

AREA EDUCATION AGENCIES — TASK FORCE

H.F. 2295

AN ACT establishing a task force to review the present mission, structure, governance, and funding of the area education agencies.

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

Section 1. DEPARTMENT OF EDUCATION — AREA EDUCATION AGENCY TASK FORCE.

1. The department of education shall convene a task force to review the present mission, structure, governance, and funding of the area education agency system to determine if the current model is applicable to the challenges and requirements of twenty-first century learning.¹

2. The task force membership shall be comprised of education stakeholders and consumers of area education agency services including but not limited to persons representing the following entities or individuals:

¹ See chapter 1183, §41 herein