

Sec. 18. Section 724.6, subsection 2, Code Supplement 2009, is amended to read as follows:

2. Notwithstanding subsection 1, fire fighters, as defined in section 411.1, subsection 10, airport fire fighters included under section 97B.49B, ~~emergency rescue technicians~~, and emergency medical care providers, as defined in section 147A.1, shall not, as a condition of employment, be required to obtain a permit under this section. However, the provisions of this subsection shall not apply to a person designated as an arson investigator by the chief fire officer of a political subdivision.

Approved April 21, 2010

CHAPTER 1150

DISASTER AID INDIVIDUAL ASSISTANCE GRANT FUND — EXPENSE VERIFICATION PROCESS

H.F. 2294

AN ACT relating to the distribution of moneys from the disaster aid individual assistance grant fund.

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

Section 1. Section 29C.20A, Code Supplement 2009, is amended by adding the following new subsection:

NEW SUBSECTION. 3A. A recipient of grant funding shall receive reimbursement for expenses upon presenting a receipt for an eligible expense or shall receive a voucher through a voucher system developed by the department of human services and administered locally within the designated disaster area. A voucher system shall ensure sufficient data collection to discourage and prevent fraud. The department shall consult with long-term disaster recovery committees and disaster recovery case management committees in developing a voucher system.

Approved April 21, 2010

CHAPTER 1151

CHILD IN NEED OF ASSISTANCE PROCEEDINGS, CHILD ABUSE, AND OBSCENE MATERIALS

S.F. 393

AN ACT relating to access to obscene materials and child in need of assistance proceedings and child abuse reporting.

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

Section 1. Section 232.2, subsection 6, paragraph c, Code 2009,¹ is amended to read as follows:

c. Who has suffered or is imminently likely to suffer harmful effects as a result of either any of the following:

¹ According to enrolled Act; the phrase "Code Supplement 2009" probably intended

- (1) Mental injury caused by the acts of the child's parent, guardian, or custodian.
- (2) The failure of the child's parent, guardian, custodian, or other member of the household in which the child resides to exercise a reasonable degree of care in supervising the child.
- (3) The child's parent, guardian, or custodian, or person responsible for the care of the child, as defined in section 232.68, has knowingly disseminated or exhibited obscene material as defined in section 728.1 to the child.

Sec. 2. Section 232.68, subsection 2, Code 2009,² is amended by adding the following new paragraph:

NEW PARAGRAPH. *j.* The person responsible for the care of the child has knowingly allowed the child access to obscene material as defined in section 728.1 or has knowingly disseminated or exhibited such material to the child.

Approved April 23, 2010

CHAPTER 1152

REAL PROPERTY — TRANSFER FEE COVENANTS

S.F. 2192

AN ACT prohibiting the running of a transfer fee covenant with the title to real property and including effective date and applicability provisions.

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

Section 1. **NEW SECTION. 558.48 Transfer fee covenant — prohibition.**

1. For purposes of this section, unless the context otherwise requires:
 - a. “*Transfer*” means the sale, gift, conveyance, assignment, inheritance, or other transfer of ownership interest in real property located in this state.
 - b. (1) “*Transfer fee*” means a fee or charge payable upon the transfer of an interest in real property, or payable for the right to make or accept a transfer of an interest in real property, regardless of whether the fee or charge is a fixed amount or is determined as a percentage of the value of the property, the purchase price, or other consideration given for the transfer.
 - (2) “*Transfer fee*” does not include any of the following:
 - (a) Any consideration payable by the transferee to the transferor for the interest in real property being transferred.
 - (b) Any commission payable to a licensed real estate broker for the transfer of real property under an agreement between the broker and the transferee or transferor.
 - (c) Any interest, charges, fees, or other amounts payable by a borrower to a lender under a loan secured by a mortgage against real property, including but not limited to any fee payable to the lender for consenting to an assumption of the loan or a transfer of the real property subject to the mortgage, any fees or charges payable to the lender for estoppel letters or certificates, and any other consideration allowed by law and payable to the lender in connection with the loan.
 - (d) Any rent, reimbursement, charge, fee, or other amount payable by a lessee to a lessor under a lease, including but not limited to any fee payable to the lessor for consenting to an assignment, subletting, encumbrance, or transfer of the lease.
 - (e) Any consideration payable to the holder of an option to purchase an interest in real property or the holder of a right of first refusal or first offer to purchase an interest in real property for waiving, releasing, or not exercising the option or right upon the transfer of the property to another person.

² According to enrolled Act; the phrase “Code Supplement 2009” probably intended