removed, demoted, or suspended after a hearing by a majority vote of the civil service commission, for neglect of duty, disobedience, misconduct, or failure to properly perform the person's duties.

2. The party alleging neglect of duty, disobedience, misconduct, or failure to properly perform a duty shall have the burden of proof.

3. A person subject to a hearing has the right to be represented by counsel at the person's expense or by the person's authorized collective bargaining representative.

Sec. 7. Section 400.26, Code 2009, is amended to read as follows:

400.26 PUBLIC TRIAL.

The trial of all appeals shall be public, and the parties may be represented by counsel or by the parties' authorized collective bargaining representative.

Approved May 18, 2009

CHAPTER 112

REAL ESTATE DECLARATION OF VALUE FORMS —
SOCIAL SECURITY AND TAX IDENTIFICATION NUMBERS

H.F. 477

AN ACT relating to declaration of value forms for the conveyance of real estate by making social security numbers and tax identification numbers confidential.

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

Section 1. Section 428A.7, Code 2009, is amended to read as follows:

428A.7 FORMS PROVIDED BY DIRECTOR OF REVENUE.

The director of revenue shall prescribe the form of the declaration of value and shall include an appropriate place for the inclusion of special facts and circumstances relating to the actual sales price in real estate transfers. The director shall provide an adequate number of the declaration of value forms to each county recorder in the state. If the declaration of value form requires or provides for the inclusion of the social security number or federal tax identification number of a seller or buyer, the department shall provide that the social security number or federal tax identification number remains confidential and cannot be obtained by public examination.

Approved May 18, 2009

CHAPTER 113

VEHICLES HAULING DISTILLERS GRAINS —
EXCESS WEIGHT ALLOWANCE

H.F. 481

AN ACT providing an excess weight allowance for special trucks hauling distillers grains.

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

Section 1. Section 321.466, subsection 5, Code 2009, is amended to read as follows:

5. ~~It shall be unlawful for any person to~~ A person shall not operate a motor truck, trailer, truck tractor, road tractor, semitrailer, or combination thereof, or any such vehicle equipped with a transferable auxiliary axle or axles, on the public highways with a gross weight exceeding ~~that~~ the gross weight for which it is registered by more than five percent ~~of the gross weight for which it is registered,~~; provided, however, that any vehicle or vehicle combination referred to ~~herein~~ in this subsection, while carrying a load of raw farm products, soil fertilizers~~,~~ including ground limestone, raw dairy products, ~~or~~ livestock, live poultry, or eggs, or a special truck, while carrying a load of distillers grains, may be operated with a gross weight of twenty-five percent in excess of the gross weight for which it is registered.

Approved May 18, 2009

CHAPTER 114

APPOINTMENT OF AIRPORT COMMISSIONERS

H.F. 552

AN ACT concerning the appointment of airport commissioners.

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

Section 1. Section 330.20, Code 2009, is amended to read as follows:

330.20 APPOINTMENT OF COMMISSION — TERMS.

When a majority of the voters favors airport control and management by a commission, the governing body shall, within ten days, appoint an airport commission of three or five ~~resident voters~~ members, each of whom shall be a resident of the city or county establishing the commission or a resident of a city or county in this state served by the airport. At least two of the members of a three-member commission and at least three of the members of a five-member commission shall be residents of the city or county establishing the commission. The governing body shall by ordinance set the commencement dates of office and the length of the terms of office which shall be no more than six and no less than three years. The terms of the first appointees of a newly created commission shall be staggered by length of term and all subsequent appointments shall be for full terms. ~~The governing body shall also provide for staggered terms of office for the appointees of commissions existing on July 1, 1991.~~ Vacancies shall be filled as original appointments are made. Members of the airport commission shall serve without compensation. Each commissioner shall execute and furnish a bond in an amount fixed by the governing body and filed with the city clerk of the city, or county auditor of the county, establishing the commission. The commission shall elect from its own members a chairperson and a secretary who shall serve for a term as the commission shall determine.

Approved May 18, 2009