

414.6. In the event a county or city does not have a zoning commission, the county board of supervisors or the city council shall comply with section 358A.6 or 414.5 before granting the approval.

A person who acquires title to or who owns real property adversely affected by the use of property with a permanently located and improved range shall not maintain a nuisance action against the person who owns the range to restrain, enjoin, or impede the use of the range where there has not been any substantial change in the nature of the use of the range. This section shall not be in any way construed to enjoin actions for negligence or recklessness in the operation of the range or by any person using the range.

Approved May 17, 1982

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**CHAPTER 1194**  
**CERTIFICATE OF NEED PROGRAM**  
*H.F. 2483*

**AN ACT** relating to the applicability of the certificate of need program.

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

Section 1. Section 135.61, subsection 19, paragraphs c, e, and g, Code 1981, are amended to read as follows:

c. Any expenditure by or on behalf of an institutional health facility or a health maintenance organization in excess of ~~one~~ six hundred fifty thousand dollars which, under generally accepted accounting principles consistently applied, is a capital expenditure, or any acquisition by lease or donation to which this subsection would be applicable if the acquisition were made by purchase.

e. ~~Health~~ Any expenditure in excess of two hundred fifty thousand dollars for health services which are or will be offered in or through an institutional health facility or a health maintenance organization at a specific time but which were not offered on a regular basis in or through that institutional health facility or health maintenance organization within the twelve-month period prior to that time.

g. Any expenditure by or on behalf of an individual health care provider or group of health care providers, in excess of ~~one~~ four hundred fifty thousand dollars, ~~which:~~

(1) ~~Is~~ made for the purchase or acquisition of a single piece of new equipment which is to be installed and used in a private office or clinic, and for which a certificate of need would be required if the equipment were being purchased or acquired by an institutional health facility or health maintenance organization; and

(2) ~~Is which is,~~ under generally accepted accounting principles consistently applied, a capital expenditure.

Sec. 2. Section 135.61, subsection 19, Code 1981, is amended by adding the following new paragraph:

NEW PARAGRAPH. Any expenditure by or on behalf of an institutional health facility or a health maintenance organization in excess of four hundred thousand dollars, which is made

for the purchase or acquisition of a single piece of new equipment which is to be installed and used in an institutional health facility or a health maintenance organization, and which is, under generally accepted accounting principles consistently applied, a capital expenditure.

Sec. 3. Section 135.63, subsection 2, Code 1981, is amended by adding the following new lettered paragraph:

**NEW LETTERED PARAGRAPH.** A health maintenance organization or combination of health maintenance organizations or an institutional health facility controlled directly or indirectly by a health maintenance organization or combination of health maintenance organizations, except when the health maintenance organization or combination of health maintenance organizations does any of the following:

(1) Constructs, develops, renovates, relocates, or otherwise establishes an institutional health facility.

(2) Acquires major medical equipment as provided by section 135.61, subsection 19, paragraph g.

Approved May 21, 1982

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## CHAPTER 1195

### DIRECT DEPOSIT OF TAX REVENUES BY COUNTY TREASURER

*H.F. 2495*

**AN ACT** relating to the direct deposit of tax revenues collected by the county treasurer on behalf of certain political subdivisions.

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

Section 1. Section 298.13, Code 1981 Supplement, is amended by striking the section and inserting in lieu thereof the following:

**298.13 DIRECT DEPOSIT OF TAX REVENUE.** Before the fifteenth day of each month, the county treasurer shall send the amount collected for each fund through the last day of the preceding month for direct deposit into the depository and account designated by the school board. The county treasurer shall send a notice to the secretary of the school board stating the amount deposited, the date, the amount to be credited to each fund according to the budget, and the source of revenue.

Sec. 2. Section 331.552, subsection 18, Code 1981 Supplement, is amended to read as follows:

18. Pay to the treasurers of the school corporations located in the county the taxes and other moneys due as provided in ~~sections~~ section 298.11 and send amounts collected for each fund of a school corporation for direct deposit into the depository and account designated as provided in section 298.13 in section 1 of this Act.

Sec. 3. Section 331.558, subsection 1, Code 1981 Supplement, is amended to read as follows: