

**CHAPTER 1274**  
**REIMBURSEMENT OF PEACE OFFICER TRAINING COSTS**  
*H.F. 2247*

**AN ACT** relating to the reimbursement of law enforcement officer training costs incurred by cities or counties.

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

Section 1. Section 384.15, Code 1983, is amended by adding the following new subsection:

**NEW SUBSECTION.** Administer a law enforcement officer training reimbursement program. The program shall provide reimbursement to a city or county for necessary and actual expenses incurred in training a law enforcement officer who resigns from law enforcement service with the city or county within four years after completion of the law enforcement training. The reimbursable training expenses include mileage, food, lodging, tuition, replacement of an officer while the officer is in training if the replacement officer is a temporary employee hired for that purpose only or is on overtime status, and salary costs of the officer while in training. The law enforcement training eligible for reimbursement is the minimum law enforcement officer training required under chapter 80B and, if funding is available, approved advanced law enforcement training. The committee shall adopt rules prescribing application forms, expense documentation, and procedures necessary to administer the reimbursement program.

a. The amount of reimbursement shall be determined as follows:

- (1) If a law enforcement officer resigns less than one year following completion of approved training, one hundred percent.
- (2) If a law enforcement officer resigns one year or more but less than two years after completion of approved training, seventy-five percent.
- (3) If a law enforcement officer resigns two years or more but less than three years after completion of the approved training, fifty percent.
- (4) If a law enforcement officer resigns three years or more but not more than four years after completion of the approved training, twenty-five percent.

b. A law enforcement training reimbursement fund is created in the state treasury. The proceeds of the fund shall be used by the committee to reimburse cities or counties for eligible law enforcement training expenses incurred as provided in this subsection. If the proceeds of the fund are insufficient to reimburse the total amount of all claims made during a fiscal year, the reimbursements shall be prorated. Any unencumbered or unobligated money remaining in the fund on June 30 of each fiscal year shall revert to the general fund of the state.

Sec. 2. Section 911.2, Code 1983, is amended to read as follows:

**911.2 TEN PERCENT SURCHARGE.** When a court imposes a fine or forfeiture for a violation of a state law, or of a city or county ordinance except an ordinance regulating the parking of motor vehicles, the court shall assess an additional penalty in the form of a surcharge equal to ~~ten~~ fifteen percent of the fine or forfeiture imposed. In the event of multiple offenses, the surcharge shall be based upon the total amount of fines or forfeitures imposed for

all offenses. When a fine or forfeiture is suspended in whole or in part, the surcharge shall be reduced in proportion to the amount suspended. This section applies only with respect to criminal actions commenced on or after July 1, 1982.

Sec. 3. Section 911.3, Code Supplement 1983, is amended to read as follows:

911.3 DISPOSITION OF SURCHARGE. When a court assesses a surcharge under section 911.2, the clerk of the district court shall transmit ninety percent of the surcharge collected to the treasurer of state by the fifteenth day of the following month. The treasurer of state shall deposit one-third of the money in the law enforcement training reimbursement fund established under section 384.15 and the remaining two-thirds of the money in the general fund of the state. The clerk of the district court shall transmit ten percent of the surcharge to the county treasurer or shall remit ten percent of the surcharge to the city that was the plaintiff in any action for deposit in the general fund of the city.

Approved May 14, 1984

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## CHAPTER 1275

### ALCOHOLIC BEVERAGES AND BEER

*H.F. 2472*

**AN ACT** relating to the transportation of open containers of alcoholic beverages and beer, the hours of sale of alcoholic beverages and beer, the notification of parents or legal guardians of a child that appears before the court for a violation of section 123.47, the motor vehicle license or nonoperator's identification card\* issued to a person under nineteen years of age, and providing penalties.

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

Section 1. Section 123.28, Code 1983, is amended to read as follows:

123.28 TRANSPORTATION PERMITTED. It ~~shall be~~ is lawful to transport, carry, or convey alcoholic liquors from the place of purchase by the department to ~~any~~ a state warehouse, store, or depot established by the department or from one such place to another and, when so permitted by this chapter, it ~~shall be~~ is lawful for ~~any~~ a common carrier or other person to transport, carry, or convey alcoholic liquor sold by a vendor from a state warehouse, store, depot or point of purchase by the state to any place to which ~~such~~ the liquor may be lawfully delivered under this chapter. Notwithstanding section 321.230, sections 321.225 and 321.226 do not apply to department employees in the regular course of their employment. A common carrier or other person shall not break or open or allow to be broken or opened ~~any~~ a container or package containing alcoholic liquor or use or drink or allow to be used or drunk any alcoholic liquor while it is being transported or conveyed, but this section ~~shall~~ does not prohibit a private person from transporting individual bottles or containers of alcoholic liquor exempted pursuant to section 123.22 and individual bottles or containers bearing the identifying mark prescribed in section 123.26 which have been opened previous to the commencement of ~~such~~ the transportation. This section ~~shall~~ does not affect the right of ~~any~~ a special permit or liquor control license holder to purchase, possess, or transport alcoholic liquors subject to the provisions of this chapter.

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\*According to enrolled Act