

situation, or the employee has sought and been unable to obtain from the person, a correction of the dangerous condition.

PARAGRAPH DIVIDED. ~~Any~~ An employee who believes that the employee has been discharged or otherwise discriminated against by ~~any~~ a person in violation of this subsection may, within thirty days after ~~such~~ the violation occurs, file a complaint with the commissioner alleging ~~such~~ discrimination. Upon receipt of ~~such~~ the complaint, the commissioner shall ~~cause such~~ conduct an investigation to be made as the commissioner deems appropriate. If, upon ~~such~~ investigation, the commissioner determines that the provisions of this subsection have been violated, the commissioner shall bring an action in the appropriate district court against ~~such~~ the person. In any such action, ~~that the~~ district court ~~shall have~~ has jurisdiction, ~~for cause shown~~ to restrain violations of this subsection and order all appropriate relief including rehiring or reinstatement of the employee to the employee's former position with back pay. Within ninety days of the receipt of a complaint filed under this subsection, the commissioner shall notify the complainant of the commissioner's determination under this subsection.

Approved April 26, 1988

CHAPTER 1108

SURETIES FOR PUBLIC OFFICERS AND EMPLOYEES

H.F. 2423

AN ACT relating to sureties and surety bonds for public officers and employees.

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

Section 1. Section 64.8, Code 1987, is amended to read as follows:

64.8 BONDS OF COUNTY OFFICERS.

The bonds of members of the boards of supervisors, county attorneys, recorders, auditors, sheriffs, and assessors shall each be in a penal sum of not less than ~~ten~~ twenty thousand dollars ~~per annum~~. The amount of each bond shall be determined by the board of supervisors.

Sec. 2. Section 64.10, Code 1987, is amended to read as follows:

64.10 BOND OF COUNTY TREASURER.

The bond of the county treasurer shall be in the sum of ~~twenty-five~~ not less than fifty thousand dollars ~~per annum~~. The amount of the treasurer's bond shall be determined by the board of supervisors.

Sec. 3. Section 64.24, unnumbered paragraph 2, Code 1987, is amended to read as follows:

~~Said~~ The records shall have an index which, under the title of each office, shall show the name of each principal, ~~the principal's~~ sureties, and the date of the filing of the bond.

Sec. 4. Sections 64.3, 64.16, 64.17, and 331.556, Code 1987, are repealed.

Approved April 26, 1988

CHAPTER 1109**ADMINISTRATIVE LAW JUDGES***H.F. 2430*

AN ACT to designate hearing officers as administrative law judges.

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

Section 1. Section 10A.101, subsection 3, Code 1987, is amended to read as follows:

3. "Administrators" means the chief hearing officer administrative law judge, chief inspector, chief investigator, and chief auditor.

Sec. 2. Section 10A.201, subsection 1, Code 1987, is amended to read as follows:

1. "Administrator" means the chief hearing officer administrative law judge, who shall coordinate the administration of this division.

Sec. 3. Section 10A.601, subsection 4, Code 1987, is amended to read as follows:

4. The appeal board may on its own motion affirm, modify, or set aside a decision of a hearing officer an administrative law judge on the basis of the evidence previously submitted in the contested case, or direct the taking of additional evidence, or may permit any of the parties to the decision to initiate further appeals before the appeal board. The appeal board shall permit further appeal by any of the parties interested in a decision of a hearing officer an administrative law judge and by the representative whose decision has been overruled or modified by the hearing officer administrative law judge. The appeal board shall review the case pursuant to rules adopted by the appeal board. The appeal board shall promptly notify the interested parties of its findings and decision.

Sec. 4. Section 17A.11, Code 1987, is amended to read as follows:

17A.11 PRESIDING OFFICER — ADMINISTRATIVE HEARING OFFICERS LAW JUDGES.

1. The presiding officer in evidentiary hearings required to be conducted by an agency according to the provisions of this chapter governing contested cases shall be the agency, one or more members of a multimember agency, or an administrative hearing officer law judge appointed according to the terms of this section. Each agency needing the services of one or more permanent full-time or part-time administrative hearing officers law judges shall appoint as many of them to its staff as are necessary for this purpose. Agencies shall assign administrative hearing officers law judges to cases in rotation unless it is not feasible. Administrative hearing officers law judges shall not perform duties inconsistent with their duties and responsibilities as hearing officers administrative law judges.

2. Administrative hearing officers shall be law judges are covered by the merit system of personnel administration, chapter 19A. The department of personnel or other appropriate agency specified in section 19A.3 shall, insofar as practicable, provide for different classes of administrative hearing officers law judges with different salary scales.

3. An agency whose work load is such that the appointment of a permanent full-time or part-time administrative hearing officer law judge is unwarranted, or an agency whose work load is such that one or more additional administrative hearing officers law judges are temporarily required, may use administrative hearing officers law judges selected by the department of personnel from other agencies having hearing officers administrative law judges that are temporarily available and that are qualified to preside at the hearings held by the agency requesting the temporary use of a hearing officer an administrative law judge. In cases where an agency borrows one or more administrative hearing officers law judges from other agencies, the salaries