

also assess the promoter the reasonable cost of conducting the examination. If a promoter defaults in the payment of any tax due or the costs incurred in making such examination, the promoter shall forfeit to the state the sum of five thousand dollars, which may be recovered by the attorney general pursuant to the bond required under section 90A.2, subsection 3.

Sec. 10. Section 90A.10, Code 1997, is amended by striking the section and inserting in lieu thereof the following:

**90A.10 GRANTS.**

1. Moneys collected pursuant to sections 90A.3 and 90A.9 in excess of the amount of moneys needed to administer this chapter are appropriated and shall be used by the commissioner to award grants to organizations that promote amateur boxing matches in this state.
2. The commissioner shall adopt rules pursuant to chapter 17A to establish application procedures and criteria for the review and approval of grants awarded pursuant to this section.
3. An advisory committee composed of three members of the golden gloves association of America, incorporated — Iowa branch, who shall be appointed by the association, and three members of the United States of America amateur boxing federation — Iowa branch, who shall be appointed by the federation, shall advise the commissioner regarding the awarding of grants pursuant to this section.

Sec. 11. **NEW SECTION. 90A.11 LICENSE PENALTY.**

A person who acts as a professional boxing or wrestling match promoter, as defined in section 90A.1, without first obtaining a license commits a serious misdemeanor. In addition to criminal penalties, the promoter shall be liable to the state for the taxes and penalties pursuant to section 90A.9.

Sec. 12. **NEW SECTION. 90A.12 MAXIMUM AGE FOR AMATEUR BOXING CONTESTANTS.**

1. A person age thirty-three years or older shall not participate as a contestant in an organized amateur boxing contest unless each contestant participating in the contest is age thirty-three years or older. A birth certificate, or similar document validating the contestant's date of birth, must be submitted at the time of the prefight physical examination in order to determine eligibility.
2. Subsection 1 does not apply to contestants in regional, national, or international organized amateur boxing contests or to organized amateur boxing contests involving contestants who are serving in the military service.

Approved April 14, 1997

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## CHAPTER 30

### BEEF CATTLE PRODUCERS ASSOCIATION

H.F. 687

**AN ACT** relating to statutory references to the Iowa beef industry council and increasing an excise tax on beef cattle upon a referendum.

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

Section 1. Section 181.3, subsection 1, unnumbered paragraph 1, Code 1997, is amended to read as follows:

An executive committee of the Iowa beef cattle producers association is created. ~~The executive committee may also be known as the Iowa beef industry council.~~ The executive committee consists of eight members as follows:

Sec. 2. Section 181.6, subsection 1, Code 1997, is amended to read as follows:

1. "Executive committee" means the executive committee created in section 181.3, ~~which is also known as the Iowa beef industry council.~~

Sec. 3. Section 181.13, unnumbered paragraph 1, Code 1997, is amended to read as follows:

All excise taxes imposed and levied under this chapter shall be paid to and collected by the executive committee and deposited with the treasurer of state in a separate cattle and veal calf fund which shall be created by the treasurer of state. The department of revenue and finance shall transfer moneys from the fund to the executive committee for deposit into an account established by the executive committee in a qualified financial institution. The department shall transfer the moneys as provided in a resolution adopted by the executive committee. However, the department is only required to transfer moneys once during each day and only during hours when the offices of the state are open. From the moneys collected, deposited, and transferred to the executive committee, in accordance with the provisions of this chapter, the executive committee shall first pay the costs of referendums held pursuant to this chapter, the costs of collection of such excise tax, the expenses of its agents and expenses of officers provided for in section 181.5. Except as otherwise provided in section 181.19, ~~at least thirty percent of the remaining moneys shall be remitted to the national livestock and meat board and the beef industry council,~~ and at least ten percent of the remaining funds shall be remitted to the Iowa beef cattle producers association in proportions determined by the executive committee, for use in a manner not inconsistent with section 181.7. The remaining moneys, with approval of a majority of the executive committee, shall be expended as the executive committee finds necessary to carry out the provisions and purposes of this chapter. However, in no event shall the total expenses exceed the total amount transferred from the fund for use by the executive committee.

Sec. 4. Section 181.14, Code 1997, is amended to read as follows:

181.14 NOTICE.

Notice of any such referendum shall be given by the secretary by publishing the same for a period of not less than five days in a newspaper of general circulation in the state and in such other newspapers as the secretary may prescribe. The notice of referendum shall set forth the period for voting and the voting places for the referendum and the amount of the deduction ~~pursuant to section 181.11.~~ No referendum shall be commenced prior to five days after the last day of such period of publication.

Sec. 5. Section 181.17, Code 1997, is amended to read as follows:

181.17 PRODUCERS NOT MEMBERS.

~~Every~~ A producer, ~~even though who is not a member thereof, of the Iowa beef cattle producers association~~ shall be entitled to vote in elections of persons to be ~~directors of the Iowa beef cattle producers association~~ members of the executive committee in the same manner as if the producer were a member. ~~Directors thus~~ The members elected, ~~to the executive committee~~ shall elect from their number the officers referred to in section 181.1.

Sec. 6. Section 181.19, Code 1997, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 1:

NEW UNNUMBERED PARAGRAPH. The secretary shall, upon the petition of five hundred producers, conduct a special referendum to determine whether an excise tax already collected shall be increased to a rate, established by the executive committee, not to exceed one dollar per head on all beef cattle and veal calves sold for any purpose.

Sec. 7. Section 181.19, unnumbered paragraphs 2, 4, and 5, Code 1997, are amended to read as follows:

The ~~initial referendum and subsequent referendums for extension of such excise tax referenda~~ shall be conducted under the provisions of sections 181.9 and 181.10, as nearly as ~~may be~~ is possible. Upon determination by the secretary that assent to the assessment has been given, there shall be assessed and levied an excise tax on each sale in the amount provided in this section. The tax shall be due at or before the time the animals are sold and shall be paid at a time prescribed by the council, but not later than the last day of the month following the end of the prior reporting period in which the animals are sold.

On the date of the effective ~~period for the collection~~ date of the an excise tax ~~which is larger than~~ provided for in this section, any ~~lesser~~ excise tax being assessed and levied ~~under section 181.11 shall terminate during any period for which any excise tax provided for in this section shall be in effect.~~ However, if a special referendum to increase the excise tax should fail, it shall not affect the existence or length of the assessment in effect on the date that the special referendum is conducted. The provisions of sections 181.12, 181.13, 181.14, 181.15 and 181.16 shall also be applicable to the tax provided for in this section, as nearly as ~~may be~~ is possible. ~~Notwithstanding the provisions in section 181.13 to the contrary, at least fifteen percent of the funds collected from an excise tax assessed and levied under the provisions of this section shall be remitted to the national livestock and meat board and the beef industry council thereof, after first paying the costs and expenses referred to in section 181.13.~~

An assessment adopted ~~following the initial~~ by referendum shall be effective for four years from its effective date and shall be either extended or terminated as provided in this section.

Sec. 8. Section 181.11, Code 1997, is repealed.

Sec. 9. DIRECTIONS TO CODE EDITOR. The Iowa Code editor shall transfer section 181.6 and recodify it as section 181.1 and renumber subsequent sections in chapter 181 and correct internal references as necessary.

Approved April 14, 1997

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## CHAPTER 31

### GROUNDWATER PROFESSIONALS

S.F. 75

AN ACT relating to the qualifications of groundwater professionals.

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

Section 1. Section 455G.18, subsection 2, paragraph d, Code 1997, is amended to read as follows:

d. Any person who has five years of direct and related experience and training as a groundwater professional or in the field of earth sciences ~~as of June 10, 1991.~~

Approved April 18, 1997