Sec. 4. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES. This Act, being deemed of immediate importance, takes effect upon enactment and applies retroactively to January 1, 2004.

Approved April 20, 2004

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CHAPTER 1097
PUBLIC HEALTH EMERGENCIES OR DISASTERS
— FINANCIAL ASSISTANCE
S.F. 2153

AN ACT relating to the funding of efforts to alleviate a public health emergency or disaster.

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

   Section 1.   Section 135.144, Code Supplement 2003, is amended by adding the following new subsection:
   NEW SUBSECTION. 11. If a public health disaster or other public health emergency situation exists which poses an imminent threat to the public health, safety, and welfare, the department, in conjunction with the governor, may provide financial assistance, from funds appropriated to the department that are not otherwise encumbered, to political subdivisions as needed to alleviate the disaster or the emergency. If the department does not have sufficient encumbered[1] funds, the governor may request that the executive council, pursuant to the authority of section 7D.29, commit sufficient funds, up to one million dollars, that are not otherwise encumbered from the general fund, as needed and available, for the disaster or the emergency. If additional financial assistance is required in excess of one million dollars, approval by the legislative council is also required.

Approved April 26, 2004

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CHAPTER 1098
OPERATING WHILE INTOXICATED —
WITHDRAWAL OF BODILY SPECIMENS
H.F. 265

AN ACT relating to the withdrawal of blood without a warrant from a person under arrest for an operating-while-intoxicated offense when the arrest results from a traffic accident resulting in death or personal injury reasonably likely to cause death.

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

   Section 1.   NEW SECTION. 321J.10A BLOOD WITHDRAWAL WITHOUT A WARRANT.
   1. Notwithstanding section 321J.10, if a person is under arrest for an offense arising out of

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[1] The word "unencumbered" probably intended