

written instructions as to the nature of the disease or infestation and the best methods of ~~treating same~~ treatment, which information shall be furnished without cost to the owner.

Sec. 3. Section 160.9, Code 1987, is amended to read as follows:

160.9 RULES AUTHORIZED.

The state apiarist shall issue rules prohibiting the transportation without a permit of any bees, combs, or used beekeeping appliances, into any area in which clean-up work is being conducted or which has been declared free of any diseases or parasitic infestations of bees.

Sec. 4. Section 160.10, Code 1987, is amended to read as follows:

160.10 PROHIBITORY ORDERS.

When any area is found to be infected with diseases or parasites of bees, the state apiarist shall issue an order prohibiting the movement of bees and used beekeeping appliances out of such area, but shall except from the order bees shipped without honey or feed containing honey and honey sold in tight containers for commercial purposes other than with bees or as food for bees.

Sec. 5. Section 160.14, subsection 1, Code 1987, is amended to read as follows:

1. A person who knowingly sells, barter, gives away, or moves or allows to be moved, a diseased or parasite infested colony or colonies of bees without the consent of the state apiarist, or exposes infected honey or infected appliances to the bees, or who willfully fails or neglects to give proper treatment to diseased or parasite infested colonies, or who interferes with the state apiarist or the apiarist's assistants in the performance of their official duties or who refuses to permit the examination of bees or their destruction as provided in this chapter or violates another provision of this chapter, except as provided in subsection 2, is guilty of a simple misdemeanor.

Sec. 6. Section 160.15, Code 1987, is amended to read as follows:

160.15 APPROPRIATION BY COUNTY.

All expenses, except salaries, incurred by the state apiarist or the apiarist's assistants in the performance of their duties within a county shall be paid not to exceed two hundred dollars per annum for the purpose of eradication of diseases and parasites among bees. Such work of eradication shall be done in such county under the supervision of the state apiarist.

Approved April 11, 1988

CHAPTER 1052

CITY SPECIAL ELECTION PETITION

H.F. 2388

AN ACT relating to the petition signatures required to call an election to fill a vacancy in an elective city office.

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

Section 1. Section 372.13, subsection 2, paragraph a, Code Supplement 1987, is amended to read as follows:

a. By appointment by the remaining members of the council, except that if the remaining members do not constitute a quorum of the full membership, paragraph "b" shall be followed. The appointment shall be for the period until the next pending election as defined in section 69.12, and shall be made within forty days after the vacancy occurs. If the council chooses to proceed under this paragraph, it shall publish notice in the manner prescribed by section 362.3, stating that the council intends to fill the vacancy by appointment but that the electors

of the city or ward, as the case may be, have the right to file a petition requiring that the vacancy be filled by a special election. The council may publish notice in advance if an elected official submits a resignation to take effect at a future date. The council may make an appointment to fill the vacancy after the notice is published or after the vacancy occurs, whichever is later. However, if within fourteen days after publication of the notice or within fourteen days after the appointment is made, whichever is later, there is filed with the city clerk a petition which requests a special election to fill the vacancy and which is signed by eligible electors who are, or would be if registered, entitled to vote to fill the office in question, equal in number to two percent of those who voted for candidates for the office at the last preceding regular election at which the office was on the ballot, but not less than ten persons, an appointment to fill the vacancy is temporary and the council shall call a special election to fill the vacancy permanently, under paragraph "b". The number of signatures of eligible electors of a city for a valid petition shall be determined as follows:

(1) For a city with a population of ten thousand or less, at least two hundred signatures or at least the number of signatures equal to fifteen percent of the voters who voted for candidates for the office at the preceding regular election at which the office was on the ballot, whichever number is fewer.

(2) For a city with a population of more than ten thousand but not more than fifty thousand, at least one thousand signatures or at least the number of signatures equal to fifteen percent of the voters who voted for candidates for the office at the preceding regular election at which the office was on the ballot, whichever number is fewer.

(3) For a city with a population of more than fifty thousand, at least two thousand signatures or at least the number of signatures equal to ten percent of the voters who voted for candidates for the office at the preceding regular election at which the office was on the ballot, whichever number is fewer.

(4) The minimum number of signatures for a valid petition pursuant to subparagraphs (1) through (3) shall not be fewer than ten.

Approved April 11, 1988

CHAPTER 1053

HEALTH-RELATED REGULATION

H.F. 2427

AN ACT to repeal certain health-related regulation responsibilities of the department of agriculture and land stewardship.

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

Section 1. Section 159.6, subsections 7, 11, and 12, Code 1987, are amended by striking the subsections.

Approved April 11, 1988