

3. SALARIES, EXPENSES, AND APPROPRIATION. The salary of the consumer advocate shall be fixed by the attorney general within the salary range set by the general assembly, notwithstanding 1981 Iowa Acts, chapter 9, sections 6 and 7 and subsequent amendments to those sections. The salaries of employees of the consumer advocate and the shall be at rates of compensation consistent with current standards in industry. The reimbursement of expenses for the employees and the consumer advocate are is as provided by law. The appropriation for the office of consumer advocate shall be a separate line item contained in the appropriation from the utility trust fund created pursuant to section 476.10.

Sec. 2. Section 475A.4, subsection 2, Code 1989, is amended by striking the subsection.

Sec. 3. Section 20.4, subsection 9, Code 1989, is amended to read as follows:

9. Persons employed by the state department of justice, except nonsupervisory employees of the consumer advocate division who are employed primarily for the purpose of performing technical analysis of nonlegal issues.

Sec. 4. EFFECTIVE DATES.

1. Except as provided in subsection 2 of this section, this Act takes effect July 1, 1989.

2. Section 2 of this Act takes effect April 1, 1990.

Approved May 15, 1989

CHAPTER 159

JAIL REPORT

S.F. 391

AN ACT relating to reporting county jail information to the director of the department of corrections.

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

Section 1. **NEW SECTION.** 356.49 JAIL REPORT.

A county sheriff shall file, on a monthly basis, a written report with the director of the department of corrections. The report shall include, but not be restricted to, the total number of men, women, and juveniles held in the jail for the reporting month. The director shall adopt and provide a uniform reporting form to be utilized by county sheriffs.

Approved May 15, 1989

CHAPTER 160

DESTRUCTION OF COURT FILES

S.F. 491

AN ACT relating to the destruction of the contents of an original court file.

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

Section 1. Section 602.8103, subsection 3, Code 1989, is amended to read as follows:

3. After the original record is reproduced and after approval of a majority of the judges of the district court by court order, destroy the original records including, but not limited to, dockets, journals, scrapbooks, files, and marriage license applications. The order shall state the specific records which are to be destroyed. An original court file shall not be destroyed until ~~after ten years from the date a decree or judgment entry is signed and entered of record and after the contents have been reproduced, but if the matter is dismissed with prejudice before judgment or decree, the original file may be destroyed one year from the date of the dismissal and after its reproduction is authorized and completed as provided in this subsection.~~ As used in this subsection and subsection 4, "destroy" includes the transmission of the original records which are of general historical interest to any recognized historical society or association.

Approved May 15, 1989

CHAPTER 161

ALCOHOLIC BEVERAGES CONTROL

S.F. 118

AN ACT relating to the administration of the state's liquor control laws by the alcoholic beverages division of the department of commerce.

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

Section 1. Section 123.3, subsection 12, paragraph b, Code 1989, is amended by striking the paragraph.

Sec. 2. Section 123.22, unnumbered paragraph 1, Code 1989, is amended to read as follows:

The division has the exclusive right of importation into the state of all forms of alcoholic liquor, except as otherwise provided in this chapter, and a person shall not import alcoholic liquor, except that an individual of legal age may import and have in the individual's possession an amount of alcoholic liquor not exceeding one ~~quart~~ liter or, in the case of alcoholic liquor personally obtained outside the United States, ~~one gallon~~ four liters for personal consumption only in a private home or other private accommodation. A distillery shall not sell alcoholic liquor within the state to any person but only to the division, except as otherwise provided in this chapter. This section vests in the division exclusive control within the state as purchaser of all alcoholic liquor sold by distilleries within the state or imported, except beer and wine, and except as otherwise provided in this chapter. The division shall receive alcoholic liquor on a bailment system for resale by the division in the manner set forth in this chapter. The division shall act as the sole wholesaler of alcoholic liquor to class "E" liquor control licensees.

Sec. 3. Section 123.27, subsection 2, Code 1989, is amended to read as follows:

2. On any legal holiday except those designated by the administrator ~~and approved by the executive council.~~

Sec. 4. Section 123.29, subsection 3, Code 1989, is amended by striking the subsection.

Sec. 5. Section 123.29, subsection 4, paragraph c, unnumbered paragraph 2, Code 1989, is amended to read as follows:

If the administrator is satisfied that the facts stated in such affidavit are true and that the applicant is a person fit and proper to be entrusted with the permit applied for, ~~if the permit shall be issued upon the filing by the applicant of a bond in the penal sum of two thousand~~