

investment required per program application which can be authorized under the waiver. The department may grant a waiver for good cause shown and approve the program application.

As used in this section, "good cause shown" includes but is not limited to a demonstrated lack of growth in the community, a significant percentage of persons in the community who have incomes at or below the poverty level, community unemployment rate higher than the state average, a unique opportunity to use existing unutilized or underutilized facilities in the community, or an immediate threat posed to the community's workforce due to business downsizing or closure.

The department shall not grant a waiver under this section after June 30, 1998.

Approved May 30, 1996

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## CHAPTER 1200

### IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

S.F. 2147

**AN ACT** increasing the membership of the Iowa telecommunications and technology commission, providing for matters relating to the authority and duties of the commission, and providing an effective date.

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

Section 1. Section 8D.3, subsection 2, Code Supplement 1995, is amended to read as follows:

2. MEMBERS. The commission is composed of ~~three~~ five members appointed by the governor and subject to confirmation by the senate. Members of the commission shall not serve in any manner or be employed by an authorized user of the network or by an entity seeking to do or doing business with the network. The governor shall appoint a member as the chairperson of the commission from the ~~three~~ five members appointed by the governor, subject to confirmation by the senate. Members of the commission shall serve six-year staggered terms as designated by the governor and appointments to the commission are subject to the requirements of sections 69.16, 69.16A, and 69.19. Vacancies shall be filled by the governor for the duration of the unexpired term. The salary of the members of the commission shall be ~~twenty~~ twenty-two thousand dollars per year, except that the salary of the chairperson shall be ~~twenty-five~~ seventeen thousand dollars per year. Members of the commission shall also be reimbursed for all actual and necessary expenses incurred in the performance of duties as members. Meetings of the commission shall be held at the call of the chairperson of the commission. In addition to the members appointed by the governor, the auditor of state or the auditor's designee shall serve as a nonvoting, ex officio member of the commission.

The benefits and salary paid to the members of the commission shall be adjusted annually equal to the average of the annual pay adjustments, expense reimbursements, and related benefits provided under collective bargaining agreements negotiated pursuant to chapter 20.

Sec. 2. Section 68B.35, subsection 2, paragraph e, Code 1995, is amended to read as follows:

e. Members of the banking board, the ethics and campaign disclosure board, the credit union review board, the economic development board, the employment appeal board, the

environmental protection commission, the health facilities council, the Iowa business investment corporation board of directors, the Iowa finance authority, the Iowa seed capital corporation, the Iowa public employees' retirement system investment board, the lottery board, the natural resource commission, the board of parole, the petroleum underground storage tank fund board, the public employment relations board, the state racing and gaming commission, the state board of regents, the tax review board, the transportation commission, the office of consumer advocate, the utilities board, the Iowa telecommunications and technology commission, and any full-time members of other boards and commissions as defined under section 7E.4 who receive an annual salary for their service on the board or commission.

Sec. 3. INITIAL APPOINTMENTS OF NEW COMMISSION MEMBERS. The two new members of the Iowa telecommunications and technology commission provided for in section 1 of this Act shall be appointed on or before July 1, 1996, to the following terms:

1. One member shall be appointed for a term of five years.
2. One member shall be appointed for a term of three years.

Approved May 30, 1996

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## CHAPTER 1201

### LAW ENFORCEMENT OFFICER CERTIFICATION

S.F. 2153

**AN ACT** relating to Iowa law enforcement officer certification by the Iowa law enforcement academy.

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

Section 1. Section 80B.11, Code 1995, is amended by adding the following new subsection:

**NEW SUBSECTION.** 10. Certification through examination for individuals who have successfully completed the federal bureau of investigation national academy, have corrected Snellen vision in both eyes of 20/20 or better, and were employed on or before January 1, 1996, as chief of police of a city in this state with a population of twenty thousand or more.

Approved May 30, 1996