

MAY 8 1991

HOUSE FILE 710

STATE GOVERNMENT

BY MCKINNEY and VAN MAANEN

Amend (4087), No Pass 5/8 (p. 2170)

Passed House, Date 5/8/91 (p. 2173) Passed Senate, Date 5/10/91 (p. 1750)

Vote: Ayes 92 Nays 0 Vote: Ayes 50 Nays 0

Approved June 10, 1991

A BILL FOR

1 An Act creating the Iowa statehood sesquicentennial commission
2 and fund, providing for the issuance of sesquicentennial motor
3 vehicle registration plates, establishing fees, and providing
4 an effective date.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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7

HOUSE FILE 710

E-4087

- 1 Amend House File 710 as follows:
- 2 1. Page 1, line 14, by striking the word
- 3 "members" and inserting the following: "selected by
- 4 leaders".
- 5 2. Page 1, line 18, by striking the words
- 6 "legislative members," and inserting the following:
- 7 "members selected by leaders of the general
- 8 assembly,".
- 9 3. Page 1, line 24, by inserting after the word
- 10 "senate." the following: "Persons making appointments
- 11 shall consult with one another to ensure that the
- 12 commission is balanced by gender, political
- 13 affiliation, and geographic location, and to ensure
- 14 selection of members representing diverse historical
- 15 interest groups."

By COMMITTEE ON STATE GOVERNMENT
BLANSHAN of Greene, Chairperson

H-4087 FILED MAY 8, 1991
ADOPTED (p. 2172)

HF 710

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1 Section 1. NEW SECTION. 7G.1 IOWA STATEHOOD SESQUI-
2 CENTENNIAL COMMISSION.

3 1. ORGANIZATION. An Iowa statehood sesquicentennial
4 commission is established in the office of the governor. The
5 commission shall be chartered and shall operate as a nonprofit
6 corporation within the state of Iowa, according to the
7 provisions of chapter 504A.

8 2. PURPOSE. The purpose of the commission shall be to
9 plan, coordinate, and administer activities and programs
10 relating to the celebration of the sesquicentennial of Iowa
11 statehood which occurs in the year 1996.

12 3. MEMBERSHIP. The commission shall consist of twenty-
13 five members, five of whom shall be appointed by the governor,
14 and twenty of whom shall be members of the general assembly.
15 Of the five members appointed by the governor, one member
16 shall be the administrator of the state historical society
17 within the department of cultural affairs. Of the twenty
18 legislative members, five members from the majority party and
19 five members from the minority party of each body of the
20 general assembly shall be selected by the majority leader of
21 the senate and the speaker of the house, and the minority
22 leaders of each body respectively. The governor shall appoint
23 the chairperson and co-chairperson of the commission, subject
24 to confirmation by the senate. The provisions of chapters 21
25 and 22 shall apply to meetings and records of the commission.

26 4. RULEMAKING AUTHORITY. The commission may adopt rules
27 in accordance with chapter 17A in order to accomplish the
28 purpose of the commission.

29 5. AUTHORITY. The commission may receive and make grants,
30 receive and expend appropriations, contract for services, hold
31 licenses and copyrights, and otherwise act as is necessary to
32 accomplish the purpose of the commission.

33 6. FUND ESTABLISHED. The sesquicentennial fund is
34 established as a separate fund in the state treasury under the
35 control of the commission.

1 7. FUNDS RECEIVED. All funds received by the commission,
2 including but not limited to gifts, transfers, endowments,
3 application and other fees related to the issuance of
4 sesquicentennial motor vehicle registration plates pursuant to
5 section 321.34, subsection 14, moneys from the sale of
6 mementos and products related to the purposes of the
7 commission, and appropriations, shall be credited to the
8 sesquicentennial fund and are appropriated to the commission
9 to be invested or used to support the activities of the
10 commission. Notwithstanding section 8.33, any balance in the
11 fund on June 30 of any fiscal year shall not revert to the
12 general fund of the state.

13 8. PERSONNEL.

14 a. The commission may employ personnel, including an
15 executive director whose salary shall not exceed executive
16 branch pay grade classification 35, to administer its programs
17 and services. The personnel shall be considered state
18 employees.

19 b. Personnel employed by the commission shall be exempt
20 from the merit system provisions of chapter 19A.

21 9. EXPIRATION. The commission shall expire no later than
22 June 30, 1997. Upon expiration, all fund balances from
23 appropriations of state funds shall be returned to the general
24 fund of the state, and all other assets shall be transferred
25 to the Iowa historical foundation authorized pursuant to
26 section 303.9, subsection 3, subject to any conditions or
27 restrictions previously placed on the assets.

28 Sec. 2. NEW SECTION. 7G.2 COUNTY SESQUICENTENNIAL
29 COMMISSIONS.

30 The Iowa statehood sesquicentennial commission shall
31 certify a county sesquicentennial commission in each county in
32 the state, for the purpose of receiving funds from the state
33 commission and administering and coordinating a local
34 celebration. No more than one county sesquicentennial
35 commission shall be certified in each county.

1 1. MEMBERSHIP. Each county commission shall include one
2 member appointed by the board of supervisors, one member
3 appointed by the city council of each city in the county, and
4 other members as required by administrative rules of the state
5 commission established in section 7G.1.

6 2. AUTHORITY. Each county sesquicentennial commission may
7 receive and expend moneys and otherwise act to coordinate and
8 implement local celebrations of the sesquicentennial of Iowa
9 statehood within the county of organization.

10 3. EXPIRATION. Each county sesquicentennial commission
11 shall expire no later than June 30, 1997. Upon expiration of
12 each commission, all fund balances and all other assets shall
13 be transferred to a designated incorporated local historical
14 society or designated local historical societies located
15 within the county.

16 Sec. 3. Section 321.34, Code 1991, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 14. SESQUICENTENNIAL PLATES.

19 a. Upon application and payment of the proper fees, the
20 director may issue sesquicentennial plates to the owner of a
21 motor vehicle subject to registration under section 321.109,
22 subsection 1, light delivery truck, panel delivery truck,
23 pickup, motorhome, multipurpose vehicle, or travel trailer.

24 b. In lieu of the letter number designation, the
25 sesquicentennial plates may be designated in the manner
26 provided for personalized registration plates under subsection
27 5, paragraph "a". A sesquicentennial plate shall not be
28 issued if its combination of alphanumeric characters is
29 identical to those contained on a current personalized
30 registration plate issued under subsection 5, or a
31 personalized collegiate registration plate issued under
32 subsection 10. However, the owner of a motor vehicle who has
33 either personalized registration plates or personalized
34 collegiate registration plates issued for a vehicle may, after
35 proper application and payment of fees, be issued a

1 sesquicentennial registration plate containing the same
2 alphanumeric characters as those on the personalized
3 registration plates or personalized collegiate registration
4 plates.

5 c. The application fee for special letter number
6 designated sesquicentennial plates is fifteen dollars and for
7 personalized sesquicentennial plates is forty dollars. The
8 fees collected by the director under this subsection shall be
9 paid monthly to the treasurer of state and credited to the
10 road use tax fund. Notwithstanding section 423.24, and prior
11 to the application of section 423.24, subsection 1, paragraph
12 "b", the treasurer of state shall credit monthly from the
13 revenues derived from the operation of section 423.7 to the
14 sesquicentennial fund established in section 7G.1, the amount
15 of the special sesquicentennial fees collected in the previous
16 month for the sesquicentennial plates.

17 d. Upon receipt of the special registration plates, the
18 applicant shall surrender the current registration receipt and
19 plates to the county treasurer. The county treasurer shall
20 validate the special registration plates in the same manner as
21 regular registration plates are validated under this section.
22 The annual sesquicentennial plate fee for special letter
23 number designated plates is ten dollars, in addition to the
24 application fee and regular registration fee. For
25 personalized sesquicentennial plates, the annual
26 sesquicentennial plate fee is fifteen dollars, in addition to
27 the application fee and regular registration fee. The annual
28 sesquicentennial plate fee shall be credited as provided under
29 paragraph "c".

30 e. The sesquicentennial plate series shall not be
31 available to new applicants or renewable after January 1,
32 1997. Upon the expiration of the series, the owner of a motor
33 vehicle who has personalized sesquicentennial plates may,
34 after proper application and payment of fees, be issued either
35 personalized registration plates or personalized collegiate

1 registration plates containing the same alphanumeric
2 characters as those on the personalized sesquicentennial
3 plates.

4 Sec. 4. Section 3 of this Act takes effect January 1,
5 1992.

6 EXPLANATION

7 This bill creates a new chapter in the Code of Iowa which
8 establishes the Iowa statehood sesquicentennial commission as
9 a nonprofit corporation within the office of the governor.
10 The purpose of the commission is to plan, coordinate, and
11 administer activities and programs relating to the celebration
12 of the sesquicentennial of Iowa statehood which occurs in the
13 year 1996. The governor appoints five members, with the
14 appointments of the chairperson and co-chairperson subject to
15 confirmation by the senate. Twenty members of the general
16 assembly are also members. The commission has the authority
17 to adopt rules, receive and make grants, receive and expend
18 appropriations, contract for services, and hold licenses and
19 copyrights. Commission funds are exempt from the reversion
20 provisions of section 8.33. The commission may employ
21 personnel who are exempt from the merit system provisions of
22 chapter 19A. The bill requires that the commission expire no
23 later than June 30, 1997, with all fund balances appropriated
24 by the state to be returned to the state general fund, and all
25 other assets transferred to the Iowa historical foundation.
26 The commission is required to certify a county
27 sesquicentennial commission in each county of the state for
28 the purpose of receiving funds from the state commission and
29 administering and coordinating the local celebration.
30 Provisions are included in the bill for membership on the
31 county commission, disposition of county commission funds, and
32 expiration of the county commission no later than June 30,
33 1997.

34 This bill also allows for the issuance of sesquicentennial
35 registration plates. The moneys collected from the

1 application and annual fees are credited to the
2 sesquicentennial fund to be used for celebrating Iowa's
3 sesquicentennial. This section of the bill takes effect
4 January 1, 1997.

5 This bill may include a state mandate pursuant to chapter
6 25B.

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HOUSE FILE 710
BY MCKINNEY and VAN MAANEN

(As Amended and Passed by the House May 8, 1991)

as amended in Senate
Re Passed House, Date 5/10/91 (p 2333) Passed Senate, Date 5/10/91 (p 1750)
Vote: Ayes 94 Nays 0 Vote: Ayes 50 Nays 0
Approved June 10, 1991

A BILL FOR

1 An Act creating the Iowa statehood sesquicentennial commission
2 and fund, providing for the issuance of sesquicentennial motor
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5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

House Amendments _____

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13 five members, five of whom shall be appointed by the governor,
14 and twenty of whom shall be selected by leaders of the general
15 assembly. Of the five members appointed by the governor, one
16 member shall be the administrator of the state historical
17 society within the department of cultural affairs. Of the
18 twenty members selected by leaders of the general assembly,
19 five members ^{each} (from the majority party and five members from the
20 minority party of each body of the general assembly) shall be
21 selected by the majority leader of the senate and the speaker
22 of the house, and the minority leaders of each body
23 respectively. The governor shall appoint the chairperson and
24 co-chairperson of the commission, subject to confirmation by
25 the senate. Persons making appointments shall consult with
26 one another to ensure that the commission is balanced by
27 gender, political affiliation, and geographic location, and to
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29 interest groups. The provisions of chapters 21 and 22 shall
30 apply to meetings and records of the commission.

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33 purpose of the commission.

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24 plates to the county treasurer. The county treasurer shall
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31 sesquicentennial plate fee is fifteen dollars, in addition to
32 the application fee and regular registration fee. The annual
33 sesquicentennial plate fee shall be credited as provided under
34 paragraph "c".

35 e. The sesquicentennial plate series shall not be

1 available to new applicants or renewable after January 1,
2 1997. Upon the expiration of the series, the owner of a motor
3 vehicle who has personalized sesquicentennial plates may,
4 after proper application and payment of fees, be issued either
5 personalized registration plates or personalized collegiate
6 registration plates containing the same alphanumeric
7 characters as those on the personalized sesquicentennial
8 plates.

9 Sec. 4. Section 3 of this Act takes effect January 1,
10 1992.

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HOUSE FILE 710

S-3751

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking lines 19 and 20 and
4 inserting the following: "five members each, who may
5 be legislators or citizens, shall be".
6 2. Page 1, line 28, by striking the word
7 "historical".
8 3. Page 4, by striking lines 10 through 12, and
9 inserting the following:
10 "c. The special sesquicentennial fee for letter
11 number designated sesquicentennial plates is fifteen
12 dollars. The fee for personalized sesquicentennial
13 plates is twenty-five dollars which shall be paid in
14 addition to the special sesquicentennial fee of
15 fifteen dollars. The".
16 4. Page 4, by striking lines 27 through 34, and
17 inserting the following: "The annual special
18 sesquicentennial fee for letter number designated
19 plates is ten dollars which shall be paid in addition
20 to the regular annual registration fee. The annual
21 fee for personalized sesquicentennial plates is five
22 dollars which shall be paid in addition to the annual
23 special sesquicentennial fee and the regular annual
24 registration fee. The annual special sesquicentennial
25 fee shall be credited as provided under paragraph
26 "c"."

By COMMITTEE ON STATE GOVERNMENT
JOHN KIBBIE, Chairperson

S-3751 FILED MAY 9, 1991

Adopted 5/10/91 (p. 1749)

SENATE AMENDMENT TO HOUSE FILE 710

H-4112

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking lines 19 and 20 and
4 inserting the following: "five members each, who may
5 be legislators or citizens, shall be".
6 2. Page 1, line 28, by striking the word
7 "historical".
8 3. Page 4, by striking lines 10 through 12, and
9 inserting the following:
10 "c. The special sesquicentennial fee for letter
11 number designated sesquicentennial plates is fifteen
12 dollars. The fee for personalized sesquicentennial
13 plates is twenty-five dollars which shall be paid in
14 addition to the special sesquicentennial fee of
15 fifteen dollars. The".
16 4. Page 4, by striking lines 27 through 34, and
17 inserting the following: "The annual special
18 sesquicentennial fee for letter number designated
19 plates is ten dollars which shall be paid in addition
20 to the regular annual registration fee. The annual
21 fee for personalized sesquicentennial plates is five
22 dollars which shall be paid in addition to the annual
23 special sesquicentennial fee and the regular annual
24 registration fee. The annual special sesquicentennial
25 fee shall be credited as provided under paragraph
26 "c"."

RECEIVED FROM THE SENATE

H-4112 FILED MAY 10, 1991
CONCURRED (p. 2233)

**HOUSE FILE 710
FISCAL NOTE**

A fiscal note for House File 710 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 710 establishes the Iowa Sesquicentennial Commission as a nonprofit corporation within the office of the Governor and creates the Sesquicentennial Fund. The bill also allows for the issuance of sesquicentennial registration plates. The moneys collected from the application and annual fees are credited to the Sesquicentennial Fund to be used for celebrating Iowa's sesquicentennial.

Assumptions

1. There are 2.5 million eligible registered vehicles in Iowa. Of these, 14% (355,447) will purchase sesquicentennial plates the first year at a cost of \$15. Total revenue generated: \$5,331,705.
2. 11,400 personalized sesquicentennial plates will be issued the first year at an additional cost of \$25 per plate. Total revenue generated: \$285,000.
3. The annual renewal fee will generate \$3,611,479
4. The cost for manufacturing the new plates will be \$853,000 to the Road Use Tax Fund for the first year.
5. Executive Director and secretary would be hired in FY 1992 during the second six months. In FY 1993 a local program coordinator and financial officer would be added.

Fiscal Effect

	FY 1992	FY 1993
<u>Revenues</u>		
New plates (\$5,331,705 + \$285,000)	\$5,616,705	
Renewal Fees		\$3,611,479
Promotions/Commercial Sales	250,000	25,000
TOTAL REVENUES	<u>\$5,866,705</u>	<u>\$3,636,479</u>
<u>Expenditures</u>		
Salaries	\$ 45,000	\$ 210,000
Support	20,000	90,000
Grants to locals for planning		148,500
Office Equipment	15,000	
EXPENDITURES	<u>\$ 80,000</u>	<u>\$ 448,500</u>
NET EFFECT	\$5,786,705	\$3,187,979

-2-

There will be a reduction to the Road Use Tax Fund in the amount of \$853,000 for the cost of manufacturing 355,447 special plates in FY 1992.

Source: Department of Transportation and Department of Management
(LSB 2791HH, DLR)

FILED MAY 10, 1991

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 710

AN ACT

CREATING THE IOWA STATEHOOD SESQUICENTENNIAL COMMISSION AND FUND, PROVIDING FOR THE ISSUANCE OF SESQUICENTENNIAL MOTOR VEHICLE REGISTRATION PLATES, ESTABLISHING FEES, AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA.

Section 1. NEW SECTION. 7G.1 IOWA STATEHOOD SESQUICENTENNIAL COMMISSION.

1. ORGANIZATION. An Iowa statehood sesquicentennial commission is established in the office of the governor. The commission shall be chartered and shall operate as a nonprofit corporation within the state of Iowa, according to the provisions of chapter 504A.

2. PURPOSE. The purpose of the commission shall be to plan, coordinate, and administer activities and programs

relating to the celebration of the sesquicentennial of Iowa statehood which occurs in the year 1996.

3. MEMBERSHIP. The commission shall consist of twenty-five members, five of whom shall be appointed by the governor, and twenty of whom shall be selected by leaders of the general assembly. Of the five members appointed by the governor, one member shall be the administrator of the state historical society within the department of cultural affairs. Of the twenty members selected by leaders of the general assembly, five members each, who may be legislators or citizens, shall be selected by the majority leader of the senate and the speaker of the house, and the minority leaders of each body respectively. The governor shall appoint the chairperson and co-chairperson of the commission, subject to confirmation by the senate. Persons making appointments shall consult with one another to ensure that the commission is balanced by gender, political affiliation, and geographic location, and to ensure selection of members representing diverse interest groups. The provisions of chapters 21 and 22 shall apply to meetings and records of the commission.

4. RULEMAKING AUTHORITY. The commission may adopt rules in accordance with chapter 17A in order to accomplish the purpose of the commission.

5. AUTHORITY. The commission may receive and make grants, receive and expend appropriations, contract for services, hold licenses and copyrights, and otherwise act as is necessary to accomplish the purpose of the commission.

6. FUND ESTABLISHED. The sesquicentennial fund is established as a separate fund in the state treasury under the control of the commission.

7. FUNDS RECEIVED. All funds received by the commission, including but not limited to gifts, transfers, endowments, application and other fees related to the issuance of sesquicentennial motor vehicle registration plates pursuant to section 321.34, subsection 14, moneys from the sale of

mentories and products related to the purposes of the commission, and appropriations, shall be credited to the sesquicentennial fund and are appropriated to the commission to be invested or used to support the activities of the commission. Notwithstanding section 8.33, any balance in the fund on June 30 of any fiscal year shall not revert to the general fund of the state.

8. PERSONNEL.

a. The commission may employ personnel, including an executive director whose salary shall not exceed executive branch pay grade classification 35, to administer its programs and services. The personnel shall be considered state employees.

b. Personnel employed by the commission shall be exempt from the merit system provisions of chapter 19A.

9. EXPIRATION. The commission shall expire no later than June 30, 1997. Upon expiration, all fund balances from appropriations of state funds shall be returned to the general fund of the state, and all other assets shall be transferred to the Iowa historical foundation authorized pursuant to section 303.9, subsection 3, subject to any conditions or restrictions previously placed on the assets.

Sec. 2. NEW SECTION. 7G.2 COUNTY SESQUICENTENNIAL COMMISSIONS.

The Iowa statehood sesquicentennial commission shall certify a county sesquicentennial commission in each county in the state, for the purpose of receiving funds from the state commission and administering and coordinating a local celebration. No more than one county sesquicentennial commission shall be certified in each county.

1. MEMBERSHIP. Each county commission shall include one member appointed by the board of supervisors, one member appointed by the city council of each city in the county, and other members as required by administrative rules of the state commission established in section 7G.1.

2. AUTHORITY. Each county sesquicentennial commission may receive and expend moneys and otherwise act to coordinate and implement local celebrations of the sesquicentennial of Iowa statehood within the county of organization.

3. EXPIRATION. Each county sesquicentennial commission shall expire no later than June 30, 1997. Upon expiration of each commission, all fund balances and all other assets shall be transferred to a designated incorporated local historical society or designated local historical societies located within the county.

Sec. 3. Section 321.34, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 14. SESQUICENTENNIAL PLATES.

a. Upon application and payment of the proper fees, the director may issue sesquicentennial plates to the owner of a motor vehicle subject to registration under section 321.109, subsection 1, light delivery truck, panel delivery truck, pickup, motor home, multipurpose vehicle, or travel trailer.

b. In lieu of the letter number designation, the sesquicentennial plates may be designated in the manner provided for personalized registration plates under subsection 5, paragraph "a". A sesquicentennial plate shall not be issued if its combination of alphanumeric characters is identical to those contained on a current personalized registration plate issued under subsection 5, or a personalized collegiate registration plate issued under subsection 10. However, the owner of a motor vehicle who has either personalized registration plates or personalized collegiate registration plates issued for a vehicle may, after proper application and payment of fees, be issued a sesquicentennial registration plate containing the same alphanumeric characters as those on the personalized registration plates or personalized collegiate registration plates.

c. The special sesquicentennial fee for letter number designated sesquicentennial plates is fifteen dollars. The fee for personalized sesquicentennial plates is twenty-five dollars which shall be paid in addition to the special sesquicentennial fee of fifteen dollars. The fees collected by the director under this subsection shall be paid monthly to the treasurer of state and credited to the road use tax fund. Notwithstanding section 423.24, and prior to the application of section 423.24, subsection 1, paragraph "b", the treasurer of state shall credit monthly from the revenues derived from the operation of section 423.7 to the sesquicentennial fund established in section 76.1, the amount of the special sesquicentennial fees collected in the previous month for the sesquicentennial plates.

d. Upon receipt of the special registration plates, the applicant shall surrender the current registration receipt and plates to the county treasurer. The county treasurer shall validate the special registration plates in the same manner as regular registration plates are validated under this section. The annual special sesquicentennial fee for letter number designated plates is ten dollars which shall be paid in addition to the regular annual registration fee. The annual fee for personalized sesquicentennial plates is five dollars which shall be paid in addition to the annual special sesquicentennial fee and the regular annual registration fee. The annual special sesquicentennial fee shall be credited as provided under paragraph "c".

e. The sesquicentennial plate series shall not be available to new applicants or renewable after January 1, 1997. Upon the expiration of the series, the owner of a motor vehicle who has personalized sesquicentennial plates may, after proper application and payment of fees, be issued either personalized registration plates or personalized collegiate registration plates containing the same alphanumeric characters as those on the personalized sesquicentennial plates.

Sec. 4. Section 3 of this Act takes effect January 1, 1992.

ROBERT C. ARNOULD
Speaker of the House

JOE J. WELSH
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 710, Seventy-fourth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved June 10, 1991

TERRY E. BRANSTAD
Governor

HF 710