

FEB 16 1996

LABOR & INDUSTRIAL RELATIONS

HOUSE FILE 224  
BY BRUNKHORST

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act eliminating registration requirements for construction  
2 contractors.

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

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HF 224

1 Section 1. Section 10A.601, subsection 1, Code 1995, is  
2 amended to read as follows:

3 1. A full-time employment appeal board is created within  
4 the department of inspections and appeals to hear and decide  
5 contested cases under chapters 19A, 80, 88, 89A, 91E, 96, and  
6 97B.

7 Sec. 2. Section 10A.601, subsection 7, Code 1995, is  
8 amended to read as follows:

9 7. An application for rehearing before the appeal board  
10 shall be filed pursuant to section 17A.16, unless otherwise  
11 provided in chapter 19A, 80, 88, 89A, 91E, 96, or 97B. A  
12 petition for judicial review of a decision of the appeal board  
13 shall be filed pursuant to section 17A.19. The appeal board  
14 may be represented in any such judicial review by an attorney  
15 who is a regular salaried employee of the appeal board or who  
16 has been designated by the appeal board for that purpose, or  
17 at the appeal board's request, by the attorney general.  
18 Notwithstanding the petitioner's residency requirement in  
19 section 17A.19, subsection 2, a petition for judicial review  
20 may be filed in the district court of the county in which the  
21 petitioner was last employed or resides, provided that if the  
22 petitioner does not reside in this state, the action shall be  
23 brought in the district court of Polk county, Iowa, and any  
24 other party to the proceeding before the appeal board shall be  
25 named in the petition. Notwithstanding the thirty-day  
26 requirement in section 17A.19, subsection 6, the appeal board  
27 shall, within sixty days after filing of the petition for  
28 judicial review or within a longer period of time allowed by  
29 the court, transmit to the reviewing court the original or a  
30 certified copy of the entire records of a contested case. The  
31 appeal board may also certify to the court, questions of law  
32 involved in any decision by the appeal board. Petitions for  
33 judicial review and the questions so certified shall be given  
34 precedence over all other civil cases except cases arising  
35 under the workers' compensation law of this state. No bond

1 shall be required for entering an appeal from any final order,  
2 judgment, or decree of the district court to the supreme  
3 court.

4 Sec. 3. Section 84A.2, subsection 2, Code 1995, is amended  
5 to read as follows:

6 2. The division of labor services is responsible for the  
7 administration of the laws of this state relating to  
8 occupational health and safety, the inspection of amusement  
9 rides, the removal and encapsulation of asbestos, the  
10 inspection of boilers, wage payment collection, registration  
11 ~~of-construction-contractors~~, the minimum wage, non-English  
12 speaking employees, child labor, employment agency licensing,  
13 boxing and wrestling, inspection of elevators, and hazardous  
14 chemical risks under chapters 88, 88A, 88B, 89, 89A, 89B, 90A,  
15 91, 91A, 91E, 91D, 91E, 92, 94, and 95. The executive head of  
16 the division is the labor commissioner, appointed pursuant to  
17 section 91.2.

18 Sec. 4. Section 91.4, subsection 5, Code 1995, is amended  
19 to read as follows:

20 5. The director of the department of employment services,  
21 in consultation with the labor commissioner, shall, at the  
22 time provided by law, make an annual report to the governor  
23 setting forth in appropriate form the business and expense of  
24 the division of labor services for the preceding year, the  
25 number of disputes or violations processed by the division and  
26 the disposition of the disputes or violations, and other  
27 matters pertaining to the division which are of public  
28 interest, together with recommendations for change or  
29 amendment of the laws in this chapter and chapters 88, 88A,  
30 88B, 89, 89A, 89B, 90A, 91A, 91E, 91D, 91E, 92, 94, and 95,  
31 and the recommendations, if any, shall be transmitted by the  
32 governor to the first general assembly in session after the  
33 report is filed.

34 Sec. 5. Section 96.11, subsection 15, Code 1995, is  
35 amended by striking the subsection.

