

2/24/98 Do Pass
S- 3/5/98 State w.
S- 3/19/98 Amend/Do Pass w/s. 5285

FEB 13 1998
STATE GOVERNMENT

HOUSE FILE 2271
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 554)

Passed House, Date 3/5/98
Vote: Ayes 46 Nays 0
(P. 535)

Passed Senate, Date 3/23/98 (807)
Vote: Ayes 48 Nays 0

Approved April 17, 1998
Passed 4-6-98
Vote 100-0 (P. 1301)

MTR-Szymoniak & Prevailed
Ayes 46 Nays 0 (p. 825)

A BILL FOR

1 An Act relating to obsolete and unnecessary provisions of the
2 Code.

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

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HF 2271

1 DIVISION I

2 ETHICS AND CAMPAIGN DISCLOSURE BOARD

3 Section 1. Section 49.51, unnumbered paragraph 2, Code
4 1997, is amended by striking the unnumbered paragraph.

5 DIVISION II

6 DEPARTMENT OF COMMERCE

7 INSURANCE DIVISION

8 Sec. 2. Section 502.202, subsection 16, Code Supplement
9 1997, is amended by striking the subsection.

10 Sec. 3. Section 505.8, subsection 5, paragraphs a, b, c,
11 and e, Code Supplement 1997, are amended by striking the
12 paragraphs.

13 Sec. 4. Section 505.13, subsection 2, Code 1997, is
14 amended by striking the subsection.

15 Sec. 5. Sections 523G.10 and 523G.11, Code 1997, are
16 repealed.

17 PROFESSIONAL LICENSING AND REGULATION

18 Sec. 6. Section 7A.4, subsections 5 and 6, Code 1997, are
19 amended by striking the subsections.

20 Sec. 7. Section 272C.4, subsection 2, Code Supplement
21 1997, is amended by striking the subsection.

22 Sec. 8. Section 542C.3, subsection 3, unnumbered paragraph
23 2, Code Supplement 1997, is amended by striking the unnumbered
24 paragraph.

25 Sec. 9. Section 544B.19, Code 1997, is amended to read as
26 follows:

27 544B.19 INJUNCTION.

28 In addition to any other remedies, and on the petition of
29 the board or any person, any person violating any of the
30 provisions of sections 544B.1 to 544B.5 and 544B.7 to 544B.21
31 may be restrained and permanently enjoined from committing or
32 continuing the violations.

33 Sec. 10. Sections 542B.10, 544A.4, and 544B.6, Code
34 Supplement 1997, are repealed.

35 DIVISION III

1 DEPARTMENT OF INSPECTIONS AND APPEALS

2 Sec. 11. Section 135C.2, subsection 5, paragraph f, Code
3 1997, is amended by striking the paragraph.

4 DIVISION IV

5 DEPARTMENT OF GENERAL SERVICES

6 Sec. 12. Section 2B.1, subsection 3, Code 1997, is amended
7 to read as follows:

8 3. The Iowa Code and administrative code divisions are
9 responsible for the editing, compiling, and proofreading of
10 the publications they prepare, as provided in this chapter and
11 ~~notwithstanding section 18.76~~. The Iowa Code division is
12 entitled to the temporary possession of the original enrolled
13 Acts and resolutions as necessary to prepare them for
14 publication.

15 Sec. 13. Section 18.6, subsection 12, Code 1997, is
16 amended by striking the subsection.

17 Sec. 14. Section 18.12, subsection 9, Code 1997, is
18 amended to read as follows:

19 9. a. Lease all buildings and office space necessary to
20 carry out the provisions of this chapter or necessary for the
21 proper functioning of any state agency at the seat of
22 government, with the approval of the executive council if no
23 specific appropriation has been made. The cost of any lease
24 for which no specific appropriation has been made shall be
25 paid from the fund provided in section 7D.29.

26 b. When the general assembly is not in session, the
27 director ~~of general services~~ may request ~~funds~~ moneys from the
28 executive council for moving state agencies located at the
29 seat of government from one location to another. The request
30 may include moving costs, telephone telecommunications costs,
31 repair costs, or any other costs relating to the move. The
32 executive council may approve and shall pay the costs from
33 funds provided in section 7D.29 if it determines the agency or
34 department has no available funds for these expenses.

35 c. Coordinate the leasing of buildings and office space by

1 state agencies throughout the state and develop cooperative
2 relationships with the state board of regents in order to
3 promote the colocation of state agencies.

4 Sec. 15. Section 18.12, subsection 12, Code 1997, is
5 amended by striking the subsection.

6 Sec. 16. Section 18.16, subsection 2, Code 1997, is
7 amended to read as follows:

8 2. The director shall pay the lease or rental fees to the
9 renter or lessor and submit a monthly statement to each state
10 agency for which building and office space is rented or
11 leased. ~~The~~ If the director pays the lease or rental fees on
12 behalf of a state agency, the state agency's payment to the
13 department shall be credited to the rent revolving fund
14 established by this section. With the approval of the
15 director, a state agency may pay the lease or rental cost
16 ~~shall be paid by the state agency to the department of general~~
17 ~~services in the same manner as other expenses of the state~~
18 ~~agency are paid and the payment shall be credited to the rent~~
19 ~~revolving fund~~ directly to the person who is due the payment
20 under the lease or rental agreement.

21 Sec. 17. Section 18.18, subsection 1, paragraphs a, b, and
22 c, Code 1997, are amended to read as follows:

23 a. ~~By July 17, 1991, one~~ One hundred percent of the
24 purchases of inks which are used for newsprint printing
25 services performed internally or contracted for by the
26 department shall be soybean-based.

27 b. ~~By July 17, 1993, one~~ One hundred percent of the
28 purchases of inks, other than inks which are used for
29 newsprint printing services, and which are used internally or
30 contracted for by the department, shall be soybean-based to
31 the extent formulations for such inks are available.

32 c. ~~By July 17, 1995, a~~ A minimum of ten percent of the
33 purchases of garbage can liners made by the department shall
34 be plastic garbage can liners with recycled content. The
35 percentage shall increase by ten percent annually until fifty

1 percent of the purchases of garbage can liners are plastic
2 garbage can liners with recycled content.

3 Sec. 18. Section 18.18, subsection 5, Code 1997, is
4 amended to read as follows:

5 5. Information on recycled content shall be requested on
6 all bids for paper products issued by the state and on other
7 bids for products which could have recycled content such as
8 oil, plastic products, including but not limited to starch-
9 based-plastic-products, compost materials, aggregate,
10 solvents, soybean-based inks, and rubber products.

11 Sec. 19. Section 18.20, unnumbered paragraph 1, Code 1997,
12 is amended to read as follows:

13 The department in accordance with recommendations made by
14 the department of natural resources shall require all state
15 agencies to establish an agency wastepaper recycling program
16 by-January-17-1990. The director shall adopt rules which
17 require a state agency to develop a program to ensure the
18 recycling of the wastepaper generated by the agency. Each
19 agency-shall-submit-a-report-to-the-general-assembly-meeting
20 in-January-1990,-which-includes-a-description-of-the-program
21 plan-and-the-agency's-efforts-to-use-recycled-products. All
22 state employees shall practice conservation of paper
23 materials.

24 Sec. 20. Section 18.28, unnumbered paragraph 2, Code 1997,
25 is amended by striking the unnumbered paragraph.

26 Sec. 21. Section 18.46, Code 1997, is amended to read as
27 follows:

28 18.46 WRITTEN AUTHORIZATION OF ORDERS.

29 ~~No-printing~~ Printing shall not be performed under any
30 contract except ~~on-written-orders-therefor,~~ ~~on-detailed-forms~~
31 prescribed as authorized by the director, ~~and-signed-by-the~~
32 ~~director-or-by-some-person-authorized-by-the-director.~~ Every
33 Each order shall designate the contract under which the order
34 is given, and the class, quantity, and kind of the required
35 ~~printing,~~ ~~the-definite-quantity-and-kind-thereof,~~ ~~and-be~~

1 ~~issued-in-duplicate-with-a-stub-copy-preserved.~~ A-separate
2 ~~series-of-stubs-and-duplicates-shall-be-used-for-each-class-of~~
3 ~~printing.~~

4 Sec. 22. Section 18.115, Code 1997, is amended to read as
5 follows:

6 18.115 VEHICLE-DISPATCHER STATE FLEET ADMINISTRATOR --
7 EMPLOYEES -- POWERS AND DUTIES -- FUEL ECONOMY REQUIREMENTS.

8 The director of the department of general services shall
9 appoint a state vehicle-dispatcher fleet administrator and
10 other employees as necessary to administer this division. The
11 state vehicle-dispatcher fleet administrator shall serve at
12 the pleasure of the director and is not governed by the merit
13 system provisions of chapter 19A. Subject to the approval of
14 the director, the state vehicle-dispatcher fleet administrator
15 has the following duties:

16 1. The dispatcher state fleet administrator shall assign
17 to a state officer or employee or to a state office,
18 department,-bureau,-or-commission agency, one or more motor
19 vehicles which may be required by the state officer or
20 employee or department state agency, after the state officer
21 or employee or department state agency has shown the necessity
22 for such transportation. The state ~~vehicle-dispatcher-shall~~
23 ~~have-the-power-to~~ fleet administrator may assign a motor
24 vehicle either for part time or full time. The dispatcher
25 ~~shall-have-the-right-to~~ state fleet administrator may revoke
26 the assignment at any time.

27 2. The state vehicle-dispatcher fleet administrator may
28 cause all state-owned motor vehicles to be inspected
29 periodically. Whenever the inspection reveals that repairs
30 have been improperly made on the motor vehicle or that the
31 operator is not giving it the proper care, the dispatcher
32 state fleet administrator shall report this fact to the head
33 of the department state agency to which the motor vehicle has
34 been assigned, together with recommendation for improvement.

35 3. The state vehicle-dispatcher fleet administrator shall

1 install a record system for the keeping of records of the
2 total number of miles state-owned motor vehicles are driven
3 and the per-mile cost of operation of each motor vehicle.
4 Every state officer or employee shall keep a record book to be
5 furnished by the state ~~vehicle-dispatcher~~ fleet administrator
6 in which the officer or employee shall enter all purchases of
7 gasoline, lubricating oil, grease, and other incidental
8 expense in the operation of the motor vehicle assigned to the
9 officer or employee, giving the quantity and price of each
10 purchase, including the cost and nature of all repairs on the
11 motor vehicle. Each operator of a state-owned motor vehicle
12 shall promptly prepare a report at the end of each month on
13 forms furnished by the state ~~vehicle-dispatcher~~ fleet
14 administrator and ~~forward-the-same~~ forwarded to the ~~dispatcher~~
15 ~~at-the-statehouse~~ state fleet administrator, giving the
16 information the state ~~vehicle-dispatcher~~ fleet administrator
17 may request in the report. ~~The~~ Each month the state ~~vehicle~~
18 ~~dispatcher~~ fleet administrator shall ~~each-month~~ compile the
19 costs and mileage of state-owned motor vehicles from the
20 reports and keep a cost history ~~card-on~~ for each motor vehicle
21 and the costs shall be reduced to a cost-per-mile basis for
22 each motor vehicle. ~~It-shall-be-the-duty-of-the~~ The state
23 ~~vehicle-dispatcher-to~~ fleet administrator shall call to the
24 attention of an elected official or the head of any ~~department~~
25 state agency to which a motor vehicle has been assigned any
26 evidence of the mishandling or misuse of ~~any a~~ state-owned
27 motor vehicle which is called to the ~~dispatcher's~~ state fleet
28 administrator's attention.

29 PARAGRAPH DIVIDED. A motor vehicle operated under this
30 subsection shall not operate on gasoline other than gasoline
31 blended with at least ten percent ethanol, unless under
32 emergency circumstances. A state-issued credit card used to
33 purchase gasoline shall not be valid to purchase gasoline
34 other than gasoline blended with at least ten percent ethanol,
35 if commercially available. The motor vehicle shall also be

1 affixed with a brightly visible sticker which notifies the
2 traveling public that the motor vehicle is being operated on
3 gasoline blended with ethanol. However, the sticker is not
4 required to be affixed to an unmarked vehicle used for
5 purposes of providing law enforcement or security.

6 4. The state ~~vehicle-dispatcher~~ fleet administrator shall
7 purchase all motor vehicles for all branches of the state
8 government, except the state department of transportation,
9 institutions under the control of the state board of regents,
10 the department for the blind, and any other agencies state
11 agency exempted by law. ~~Before-purchasing-any-new-motor~~
12 ~~vehicle-the-dispatcher-shall-make-requests-for-public-bids-by~~
13 ~~advertisement-and-shall-purchase-the-vehicles-from-the-lowest~~
14 ~~responsible-bidder-for-the-type-and-make-of-motor-vehicle~~
15 ~~designated:~~ The state fleet administrator shall purchase new
16 vehicles in accordance with competitive bidding procedures for
17 items or services as provided in this chapter. The ~~vehicle~~
18 ~~dispatcher~~ state fleet administrator may purchase used or
19 preowned vehicles at governmental or dealer auctions if the
20 purchase is determined to be in the best interests of the
21 state.

22 ~~In-conjunction-with-the-requirements-of-section-18.37~~
23 ~~subsection-17-effective-January-17-1991,-the~~ The state vehicle
24 ~~dispatcher~~ fleet administrator, and any other state agency,
25 which for purposes of this subsection includes but is not
26 limited to community colleges and institutions under the
27 control of the state board of regents, or local governmental
28 political subdivision purchasing new motor vehicles ~~for-other~~
29 ~~than-law-enforcement-purposes,~~ shall purchase new passenger
30 vehicles and light trucks such so that the average fuel
31 efficiency for the fleet of new passenger vehicles and light
32 trucks purchased in that year ~~by-the-state-vehicle-dispatcher~~
33 ~~or-other-state-agency-or-local-governmental-political~~
34 ~~subdivision~~ equals or exceeds the average fuel economy
35 standard for the vehicles' model year as established by the

1 United States secretary of transportation under 15 U.S.C. §
2 2002. This paragraph does not apply to vehicles purchased for
3 ~~any of the following: law enforcement purposes, school buses,~~
4 ~~or used for~~ off-road maintenance work, or work vehicles used
5 to pull loaded trailers. ~~The group of comparable vehicles~~
6 ~~within the total fleet purchased by the state vehicle~~
7 ~~dispatcher, or any other state agency or local governmental~~
8 ~~political subdivision purchasing motor vehicles for other than~~
9 ~~law enforcement purposes, shall have an average fuel~~
10 ~~efficiency rating equal to or exceeding the average fuel~~
11 ~~economy rating for that model year for that class of~~
12 ~~comparable vehicles as defined in 40 C.F.R. § 315.82. As used~~
13 ~~in this paragraph, "fuel economy" means the average number of~~
14 ~~miles traveled by an automobile per gallon of gasoline~~
15 ~~consumed as determined by the United States environmental~~
16 ~~protection agency administrator in accordance with 26 U.S.C. §~~
17 ~~4064(c). For purposes of this paragraph, "state agency"~~
18 ~~includes, but is not limited to, a community college or an~~
19 ~~institution under the control of the state board of regents.~~

20 The Not later than February 15 of each year, the state
21 vehicle dispatcher fleet administrator shall annually report
22 compliance with the corporate average combined fuel economy
23 standards published by the United States secretary of
24 transportation for all new motor vehicles purchased by
25 classification, other than motor vehicles purchased by the
26 state department of transportation, institutions under the
27 control of the state board of regents, the department for the
28 blind, and any other state agency exempted from the
29 requirements of this subsection. The report of compliance
30 shall classify the vehicles purchased for the current vehicle
31 model year using the following categories: (passenger
32 automobiles, enforcement automobiles, vans, and light trucks)
33 ~~no later than January 31 of each year to the department of~~
34 ~~management and the energy and geological resources division~~
35 ~~of.~~ The state fleet administrator shall deliver a copy of the

1 report to the department of natural resources. As used in
2 this paragraph, "combined corporate average fuel economy"
3 means the combined corporate average fuel economy as defined
4 in ~~40~~ 49 C.F.R. § 600-002 533.5.

5 a. ~~Effective-January-17-1993,-the~~ The state vehicle
6 ~~dispatcher,-after-consultation-with-the-department-of~~
7 ~~management-and-the-various-state-agencies-exempted-from~~
8 ~~obtaining-vehicles-for-use-through-the-state-vehicle~~
9 ~~dispatcher,-shall-adopt-by-rule-pursuant-to-chapter-17A7-a~~
10 system-of-uniform-standards-for-assigning fleet administrator
11 shall assign motor vehicles available for use to maximize the
12 average passenger miles per gallon of motor vehicle fuel
13 consumed. ~~The-standards-should~~ In assigning motor vehicles,
14 the state fleet administrator shall consider standards
15 established by the state fleet administrator, which may
16 include but are not limited to the number of passengers
17 traveling to a destination, the fuel economy of and passenger
18 capacity of vehicles available for assignment, and any other
19 relevant information, to assure assignment of the most energy
20 efficient vehicle or combination of vehicles for a trip from
21 those vehicles available for assignment. The standards
22 ~~adopted-by-the-state-vehicle-dispatcher~~ shall not apply to
23 special work vehicles, and law enforcement vehicles. The
24 ~~rules-when-adopted~~ standards shall apply to the following
25 agencies:

- 26 (1) State ~~vehicle-dispatcher~~ fleet administrator.
27 (2) State department of transportation.
28 (3) Institutions under the control of the state board of
29 regents.
30 (4) The department for the blind.
31 (5) Any other state agency exempted from obtaining
32 vehicles for use through the state ~~vehicle-dispatcher~~ fleet
33 administrator.

34 b. As used in paragraph "a", "fuel economy" means the
35 average number of miles traveled by an automobile per gallon

1 of gasoline consumed as determined by the United States
2 environmental protection agency administrator in accordance
3 with 26 U.S.C. § 4064(c).

4 5. Of all new passenger vehicles and light pickup trucks
5 purchased by the state ~~vehicle-dispatcher~~ fleet administrator,
6 a minimum of ten percent of all such vehicles and trucks
7 purchased shall be equipped with engines which utilize
8 alternative methods of propulsion including but not limited to
9 any of the following:

10 a. A flexible fuel, which is any of the following:

11 (1) A fuel blended with not more than fifteen percent
12 gasoline and at least eighty-five percent ethanol.

13 (2) A fuel which is a mixture of diesel fuel and processed
14 soybean oil. At least twenty percent of the mixed fuel by
15 volume must be processed soybean oil.

16 (3) A renewable fuel approved by the office of renewable
17 fuels and coproducts pursuant to section 159A.2.

18 b. Compressed or liquefied natural gas.

19 c. Propane gas.

20 d. Solar energy.

21 e. Electricity.

22 The provisions of this subsection do not apply to vehicles
23 and trucks purchased and directly used for law enforcement or
24 purchased and used for off-road maintenance work or to pull
25 loaded trailers.

26 ~~It is the intent of the general assembly that the members~~
27 ~~of the midwest energy compact promote the development and~~
28 ~~purchase of motor vehicles equipped with engines which utilize~~
29 ~~alternative methods of propulsion.~~

30 6. All used motor vehicles turned in to the state ~~vehicle~~
31 ~~dispatcher~~ fleet administrator shall be disposed of by public
32 auction, and the sales shall be advertised in a newspaper of
33 general circulation one week in advance of sale, and the
34 receipts from the sale shall be deposited in the depreciation
35 fund to the credit of that ~~department or~~ state agency turning

1 in the vehicle; except that, in the case of a used motor
2 vehicle of special design, the state ~~vehicle-dispatcher~~ fleet
3 administrator may, with the approval of the director, instead
4 of selling it at public auction, authorize the motor vehicle
5 to be traded for another vehicle of similar design. If a
6 vehicle sustains damage and the cost to repair exceeds the
7 wholesale value of the vehicle, the state ~~vehicle-dispatcher~~
8 fleet administrator may dispose of the motor vehicle by
9 obtaining two or more written salvage bids and the vehicle
10 shall be sold to the highest responsible bidder.

11 7. The state ~~vehicle-dispatcher~~ fleet administrator may
12 authorize the establishment of motor pools consisting of a
13 number of state-owned motor vehicles under the ~~dispatcher's~~
14 state fleet administrator's supervision ~~and which the~~
15 dispatcher. The state fleet administrator may ~~cause-to-be~~
16 ~~stored~~ store the motor vehicles in a public or private garage.
17 If the state fleet administrator establishes a motor pool is
18 ~~established-by-the-state-vehicle-dispatcher~~, any state officer
19 or employee desiring the use of a state-owned motor vehicle on
20 state business shall notify the state ~~vehicle-dispatcher~~ fleet
21 administrator of the need for a vehicle within a reasonable
22 time prior to actual use of the motor vehicle. The state
23 ~~vehicle-dispatcher~~ fleet administrator may assign a motor
24 vehicle from the motor pool to the state officer or employee.
25 If two or more state officers or employees desire the use of a
26 state-owned motor vehicle for a trip to the same destination
27 for the same length of time, the state ~~vehicle-dispatcher~~
28 fleet administrator may assign one vehicle to make the trip.

29 8. The state ~~vehicle-dispatcher~~ fleet administrator shall
30 ~~cause-to-be-marked~~ require that a sign be placed on every each
31 state-owned motor vehicle ~~a-sign~~ in a conspicuous place which
32 indicates its ownership by the state ~~except-cars.~~ This
33 requirement shall not apply to motor vehicles requested to be
34 exempt by the commissioner of public safety or the director of
35 the department of general services. All state-owned motor

1 vehicles shall display registration plates bearing the word
2 "official" except ~~cars~~ motor vehicles requested to be
3 furnished with ordinary plates by the commissioner of public
4 safety or the director of the department of general services
5 pursuant to section 321.19. The state vehicle-dispatcher
6 fleet administrator shall keep an accurate record of the
7 registration plates used on all state-cars state-owned motor
8 vehicles.

9 9. The state ~~vehicle-dispatcher-shall-have-the-authority~~
10 ~~to-make-such~~ fleet administrator may adopt other rules
11 regarding the operation of state-owned motor vehicles, with
12 the approval of the director of the department of general
13 services, as may be necessary to carry out the purpose of this
14 chapter. All rules adopted by the vehicle-dispatcher state
15 fleet administrator shall be approved by the director before
16 becoming effective.

17 10. All gasoline fuel used in state-owned automobiles
18 shall be purchased at cost from the various installations or
19 garages of the state department of transportation, state board
20 of regents, department of human services, or state car motor
21 pools throughout the state, unless ~~such-purchases-are-exempted~~
22 ~~by-the-vehicle-dispatcher.--The-vehicle-dispatcher-shall-study~~
23 ~~and-determine-the-reasonable-accessibility-of-these-state-~~
24 ~~owned-sources-for-the-purchase-of-gasoline.--if-these~~ the
25 state-owned sources for the purchase of gasoline fuel are not
26 reasonably accessible⁷. If the vehicle-dispatcher state fleet
27 administrator determines that state-owned sources for the
28 purchase of fuel are not reasonably accessible, the state
29 fleet administrator shall authorize the purchase of gasoline
30 fuel from other sources. The vehicle-dispatcher state fleet
31 administrator may prescribe a manner, other than the use of
32 the revolving fund, in which the purchase of gasoline fuel
33 from state-owned sources ~~shall-be~~ is charged to the department
34 or state agency responsible for the use of the automobile
35 motor vehicle. The vehicle-dispatcher state fleet

1 administrator shall prescribe the manner in which oil and
2 other normal ~~automobile~~ motor vehicle maintenance for state-
3 owned ~~automobiles~~ motor vehicles may be purchased from private
4 sources, if they cannot be reasonably obtained from a state
5 car motor pool. The state ~~vehicle-dispatcher~~ fleet
6 administrator may advertise for bids and award contracts in
7 accordance with competitive bidding procedures for items and
8 services as provided in this chapter for the furnishing of
9 gasoline fuel, oil, grease, and vehicle replacement parts for
10 all state-owned motor vehicles. The state ~~vehicle-dispatcher~~
11 fleet administrator and other state agencies, when advertising
12 for bids for gasoline, shall also seek bids for ethanol-
13 blended gasoline.

14 ~~It--The-state-vehicle-dispatcher-is-responsible-for~~
15 ~~insuring-motor-vehicles-owned-by-the-state--Insurance~~
16 ~~coverage-may-be-through-a-self-insurance-program-administered~~
17 ~~by-the-department-or-purchased-from-an-insurer--If-the~~
18 ~~determination-is-made-to-utilize-a-self-insurance-program-the~~
19 ~~vehicle-dispatcher-shall-maintain-loss-and-exposure-data-for~~
20 ~~the-vehicles-under-the-dispatcher's-jurisdiction--Each-agency~~
21 ~~shall-provide-to-the-department-all-requested-motor-vehicle~~
22 ~~loss-and-loss-exposure-information-~~

23 Sec. 23. NAME CHANGES -- DIRECTIONS TO CODE EDITOR.

24 1. The Iowa Code editor shall change references to
25 "superintendent of printing" to "state printing administrator"
26 wherever the references appear in the Code.

27 2. The Iowa Code editor shall change references to "state
28 vehicle dispatcher" to "state fleet administrator" wherever
29 the references appear in the Code.

30 Sec. 24. Sections 18.41, 18.55, 18.56, 18.76, 18.78, and
31 18.79, Code 1997, are repealed.

32 DIVISION V

33 DEPARTMENT OF PERSONNEL

34 Sec. 25. Section 19A.9, subsection 24, Code Supplement
35 1997, is amended by striking the subsection.

1 DIVISION VI

2 DEPARTMENT OF REVENUE AND FINANCE

3 Sec. 26. Section 422.75, Code 1997, is amended to read as
4 follows:

5 422.75 STATISTICS -- PUBLICATION OF.

6 The department shall prepare and publish ~~annually~~ an annual
7 report which shall include statistics reasonably available,
8 with respect to the operation of this chapter, including
9 amounts collected, classification of taxpayers, and such other
10 facts as are deemed pertinent and valuable. The annual report
11 shall also include the reports and information required
12 pursuant to sections 421.1, subsection 5; 421.17, subsection
13 13; 421.17, subsection 34, paragraph "h"; 421.60, subsection
14 2, paragraphs "i" and "l"; and 1997 Iowa Acts, Senate File
15 529, section 22, subsection 5, paragraph "a".

16 DIVISION VII

17 SECRETARY OF STATE

18 Sec. 27. Section 50.19, unnumbered paragraph 1, Code 1997,
19 is amended to read as follows:

20 The commissioner may destroy precinct election registers,
21 the declarations of eligibility signed by voters, and other
22 material pertaining to any election in which federal offices
23 are not on the ballot, except the tally lists which have not
24 been electronically recorded, six months after the election if
25 a contest is not pending. If a contest is pending all
26 election materials shall be preserved until final
27 determination of the contest. Before destroying the election
28 registers and declarations of eligibility, the commissioner
29 shall prepare records as necessary to permit compliance with
30 chapter 48A, subchapter V. Nomination papers for primary
31 election candidates for state and county offices shall be
32 destroyed ten days before the general election, if a contest
33 is not pending.

34 EXPLANATION

35 This document includes sections of the Iowa Code and

1 session laws which state agencies funded through the joint
2 appropriations subcommittee on administration and regulation
3 found to contain requirements for unneeded reports, unfunded
4 requirements, or obsolete provisions.

5 Code section 49.51 is amended by striking unnumbered
6 paragraph 2, which removes the requirement that sample ballots
7 are sent to the ethics and campaign disclosure board.

8 The amendment to Code section 502.202 strikes the exemption
9 from registration and certain filing requirements for
10 securities issued by industrial loan companies which are
11 members of the industrial thrift guaranty corporation.

12 The dates for the reports required in Code section 505.8,
13 subsection 5, paragraphs "a", "b", "c", and "e", have all
14 passed.

15 Code section 505.13, subsection 2, requires a semiannual
16 report to the general assembly regarding the state of the
17 insurance business. This subsection is stricken.

18 Code sections 523G.10 and 523G.11 relate to registration
19 and the powers and duties of the commissioner of insurance for
20 invention development services. Implementation of these
21 sections is dependent upon an appropriation which has not been
22 enacted. These sections are repealed.

23 Code section 7A.4, subsections 5 and 6, strike requirements
24 for annual reports of the accountancy examining board and the
25 engineers and land surveying examining board.

26 Code section 272C.4, subsection 2, strikes a report from
27 each licensing board to the legislative committees on state
28 government.

29 Code section 542C.3, subsection 3, unnumbered paragraph 2,
30 strikes a requirement for a biennial report to the governor of
31 moneys handled and general information of persons licensed.
32 1997 Iowa Acts, Senate File 118, section 9, amended this
33 paragraph to strike references to receipts and expenditures of
34 the board.

35 Code sections 542B.10, 544A.4, and 544B.6 are repealed.

1 These sections require annual or periodic reports to the
2 governor and other persons relating to the licensure of
3 registered architects, landscape architects, and professional
4 engineers. The sections were amended by 1997 Iowa Acts,
5 Senate File 118, sections 8, 10, and 11, to remove references
6 to receipts and expenditures of the board.

7 Code section 135C.2, subsection 5, paragraph "f", is
8 stricken. This paragraph provides for a nine-member committee
9 to monitor three-bed to five-bed residential care facilities.

10 Code section 18.6, subsection 12, is stricken. This
11 subsection provides that waste management information and an
12 offer to review waste management practices be given to
13 potential contractors when contracts for purchase of items are
14 offered to the department of general services.

15 Code section 18.12, subsection 9, changes references from
16 telephone to telecommunications and relocates authority to
17 lease buildings and office space from Code section 18.12,
18 subsection 9, paragraph "c". The section strikes the same
19 language that is added in Code section 18.12, subsection 9,
20 paragraph "c", above.

21 Code section 18.16, subsection 2, is amended to allow the
22 director of general services flexibility in making rental and
23 lease payments.

24 Code section 18.18, subsection 1, paragraphs "a" through
25 "c", are amended to remove commencement dates for certain
26 environmental projects, such as using soybean-based ink.

27 Code section 18.18, subsection 5, is amended to remove
28 reference to starch-based plastic products as a recyclable
29 product.

30 Code section 18.20 is amended to remove dates which have
31 passed and reference to a report which was due in 1990.

32 Code section 18.28 is amended to strike part of the
33 definition of the word "printing".

34 Code section 18.46 relates to the authorization of printing
35 orders.

1 Code section 18.115 is amended to change the name "vehicle
2 dispatcher" to "state fleet administrator" and strikes
3 references to effective dates which have passed. The
4 amendment also removes intent language relating to the midwest
5 energy compact and the promotion of motor vehicles equipped
6 with engines using alternative means of propulsion.

7 This bill also changes references to "superintendent of
8 printing" to "state printing administrator" and "state vehicle
9 dispatcher" to "state fleet administrator" where these
10 references appear in the Iowa Code.

11 Code sections 18.41, 18.55, 18.56, 18.76, 18.78, and 18.79
12 are repealed. Code section 18.41 provides procedures for
13 endorsing each bid that is accepted. Code section 18.55
14 establishes procedures for making separate charges for a
15 printing order for more than one officer, board, department,
16 or agency. Section 18.56 establishes procedures for the
17 filing, examination, and approval of bills for printing. Code
18 section 18.76 establishes detailed procedures for editing,
19 revising, condensing, and printing a manuscript. Code section
20 18.78 provides appeals procedures for disagreements as to the
21 editing of a manuscript. Code section 18.79 requires the
22 superintendent of printing to keep detailed records of each
23 report or document printed and the number and manner of
24 distribution.

25 Code section 19A.9 is amended to strike subsection 24 which
26 establishes the career executive program. This program is
27 considered obsolete.

28 Code section 422.75 is amended to require the department to
29 prepare and publish annually statistics with respect to the
30 income, sales, services, and franchise taxes under Code
31 chapter 422. The annual report of the department will include
32 these statistics and the reports required under Code sections
33 421.1, subsection 5; 421.17, subsection 13; 421.17, subsection
34 34, paragraph "h"; 421.60, subsection 2, paragraphs "i" and
35 "l"; and 1997 Iowa Acts, Senate File 529, section 22,

1 subsection 5, paragraph "a".

2 Code section 50.19 is amended to allow for the disposal of
3 copies of tally lists from each county if the tally lists are
4 electronically recorded.

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HOUSE FILE 2271

S-5285

1 Amend House File 2271, as passed by the House, as
2 follows:
3 1. Page 2, by inserting after line 14 the
4 following:
5 "Sec. _____. Section 18.3, Code 1997, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 10. Insuring motor vehicles owned
8 by the state. Insurance coverage may be provided
9 through a self-insurance program administered by the
10 department or purchased from an insurer. If the
11 department uses a self-insurance program, the
12 department shall maintain loss and exposure data for
13 vehicles under the jurisdiction of the state fleet
14 administrator. Upon request, state agencies shall
15 provide all loss and exposure information to the
16 department."
17 2. By renumbering as necessary.

By COMMITTEE ON STATE GOVERNMENT
SHELDON RITTNER, Chairperson

S-5285 FILED MARCH 19, 1998
Adopted 3/23/98 (p. 806)

HOUSE FILE 2271

S-5304

1 Amend House File 2271, as passed by the House, as
2 follows:
3 1. Page 1, by inserting after line 14 the
4 following:
5 "Sec. _____. Chapter 144C, Code 1997, is repealed
6 effective February 28, 1999."

By ELAINE SZYMONIAK
MAGGIE TINSMAN
NANCY BOETTGER

S-5304 FILED MARCH 23, 1998
ADOPTED (p. 825)

SENATE AMENDMENT TO HOUSE FILE 2271

H-8600

1 Amend House File 2271, as passed by the House, as
2 follows:
3 1. Page 1, by inserting after line 14 the
4 following:
5 "Sec. ____ Chapter 144C, Code 1997, is repealed
6 effective February 28, 1999."
7 2. Page 2, by inserting after line 14 the
8 following:
9 "Sec. ____ Section 18.3, Code 1997, is amended by
10 adding the following new subsection:
11 NEW SUBSECTION. 10. Insuring motor vehicles owned
12 by the state. Insurance coverage may be provided
13 through a self-insurance program administered by the
14 department or purchased from an insurer. If the
15 department uses a self-insurance program, the
16 department shall maintain loss and exposure data for
17 vehicles under the jurisdiction of the state fleet
18 administrator. Upon request, state agencies shall
19 provide all loss and exposure information to the
20 department."
21 3. By renumbering, relettering, or redesignating
22 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-8600 FILED MARCH 24, 1998

*House Concurred**4-6-98**P. 1301*

HSB 554

APPROPRIATIONS

Succeeded By

SF (HF) 2271

SENATE/HOUSE FILE

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY JOINT
APPROPRIATIONS SUBCOMMITTEE
ON ADMINISTRATION AND
REGULATION BILL)

Brunkhorst
Cormack
Taylor

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to obsolete and unnecessary provisions of the
2 Code.

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

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DIVISION I

ETHICS AND CAMPAIGN DISCLOSURE BOARD

Section 1. Section 49.51, unnumbered paragraph 2, Code 1997, is amended by striking the unnumbered paragraph.

DIVISION II

DEPARTMENT OF COMMERCE

INSURANCE DIVISION

Sec. 2. Section 502.202, subsection 16, Code Supplement 1997, is amended by striking the subsection.

Sec. 3. Section 505.8, subsection 5, paragraphs a, b, c, and e, Code Supplement 1997, are amended by striking the paragraphs.

Sec. 4. Section 505.13, subsection 2, Code 1997, is amended by striking the subsection.

Sec. 5. Sections 523G.10 and 523G.11, Code 1997, are repealed.

PROFESSIONAL LICENSING AND REGULATION

Sec. 6. Section 542C.3, subsection 3, unnumbered paragraph 2, Code Supplement 1997, is amended by striking the unnumbered paragraph.

Sec. 7. Section 544B.19, Code 1997, is amended to read as follows:

544B.19 INJUNCTION.

In addition to any other remedies, and on the petition of the board or any person, any person violating any of the provisions of sections 544B.1 to 544B.5 and 544B.7 to 544B.21 may be restrained and permanently enjoined from committing or continuing the violations.

Sec. 8. Sections 542B.10, 544A.4, and 544B.6, Code Supplement 1997, are repealed.

DIVISION III

DEPARTMENT OF INSPECTIONS AND APPEALS

Sec. 9. Section 135C.2, subsection 5, paragraph f, Code 1997, is amended by striking the paragraph.

DIVISION IV

1 DEPARTMENT OF GENERAL SERVICES

2 Sec. 10. Section 2B.1, subsection 3, Code 1997, is amended
3 to read as follows:

4 3. The Iowa Code and administrative code divisions are
5 responsible for the editing, compiling, and proofreading of
6 the publications they prepare, as provided in this chapter and
7 ~~notwithstanding-section-18-76~~. The Iowa Code division is
8 entitled to the temporary possession of the original enrolled
9 Acts and resolutions as necessary to prepare them for
10 publication.

11 Sec. 11. Section 18.6, subsection 12, Code 1997, is
12 amended by striking the subsection.

13 Sec. 12. Section 18.12, subsection 9, Code 1997, is
14 amended to read as follows:

15 9. a. Lease all buildings and office space necessary to
16 carry out the provisions of this chapter or necessary for the
17 proper functioning of any state agency at the seat of
18 government, with the approval of the executive council if no
19 specific appropriation has been made. The cost of any lease
20 for which no specific appropriation has been made shall be
21 paid from the fund provided in section 7D.29.

22 b. When the general assembly is not in session, the
23 ~~director of-general-services~~ may request funds moneys from the
24 executive council for moving state agencies located at the
25 seat of government from one location to another. The request
26 may include moving costs, ~~telephone~~ telecommunications costs,
27 repair costs, or any other costs relating to the move. The
28 executive council may approve and shall pay the costs from
29 funds provided in section 7D.29 if it determines the agency or
30 department has no available funds for these expenses.

31 c. Coordinate the leasing of buildings and office space by
32 state agencies throughout the state and develop cooperative
33 relationships with the state board of regents in order to
34 promote the colocation of state agencies.

35 Sec. 13. Section 18.12, subsection 12, Code 1997, is

1 amended by striking the subsection.

2 Sec. 14. Section 18.16, subsection 2, Code 1997, is
3 amended to read as follows:

4 2. The director shall pay the lease or rental fees to the
5 renter or lessor and submit a monthly statement to each state
6 agency for which building and office space is rented or
7 leased. The If the director pays the lease or rental fees on
8 behalf of a state agency, the state agency's payment to the
9 department shall be credited to the rent revolving fund
10 established by this section. With the approval of the
11 director, a state agency may pay the lease or rental cost
12 ~~shall be paid by the state agency to the department of general~~
13 ~~services in the same manner as other expenses of the state~~
14 ~~agency are paid and the payment shall be credited to the rent~~
15 ~~revolving fund directly to the person who is due the payment~~
16 under the lease or rental agreement.

17 Sec. 15. Section 18.18, subsection 1, paragraphs a, b, and
18 c, Code 1997, are amended to read as follows:

19 a. ~~By July 17, 1991, one~~ One hundred percent of the
20 purchases of inks which are used for newsprint printing
21 services performed internally or contracted for by the
22 department shall be soybean-based.

23 b. ~~By July 17, 1993, one~~ One hundred percent of the
24 purchases of inks, other than inks which are used for
25 newsprint printing services, and which are used internally or
26 contracted for by the department, shall be soybean-based to
27 the extent formulations for such inks are available.

28 c. ~~By July 17, 1995, a~~ A minimum of ten percent of the
29 purchases of garbage can liners made by the department shall
30 be plastic garbage can liners with recycled content. The
31 percentage shall increase by ten percent annually until fifty
32 percent of the purchases of garbage can liners are plastic
33 garbage can liners with recycled content.

34 Sec. 16. Section 18.18, subsection 5, Code 1997, is
35 amended to read as follows:

1 5. Information on recycled content shall be requested on
2 all bids for paper products issued by the state and on other
3 bids for products which could have recycled content such as
4 oil, plastic products, including but not limited to starch-
5 ~~based-plastic-products~~, compost materials, aggregate,
6 solvents, soybean-based inks, and rubber products.

7 Sec. 17. Section 18.20, unnumbered paragraph 1, Code 1997,
8 is amended to read as follows:

9 The department in accordance with recommendations made by
10 the department of natural resources shall require all state
11 agencies to establish an agency wastepaper recycling program
12 ~~by-January-1, 1990~~. The director shall adopt rules which
13 require a state agency to develop a program to ensure the
14 recycling of the wastepaper generated by the agency. Each
15 ~~agency shall submit a report to the general assembly meeting~~
16 ~~in January 1990, which includes a description of the program~~
17 ~~plan and the agency's efforts to use recycled products~~. All
18 state employees shall practice conservation of paper
19 materials.

20 Sec. 18. Section 18.28, unnumbered paragraph 2, Code 1997,
21 is amended by striking the unnumbered paragraph.

22 Sec. 19. Section 18.46, Code 1997, is amended to read as
23 follows:

24 18.46 WRITTEN AUTHORIZATION OF ORDERS.

25 ~~No-printing~~ Printing shall not be performed under any
26 contract except ~~on-written-orders-therefor, on-detailed-forms~~
27 ~~prescribed as authorized~~ by the director, ~~and signed by the~~
28 ~~director or by some person authorized by the director~~. Every
29 Each order shall designate the contract under which the order
30 is given, and the class, quantity, and kind of the required
31 ~~printing, the definite quantity and kind thereof, and be~~
32 ~~issued in duplicate with a stub copy preserved~~. A separate
33 ~~series of stubs and duplicates shall be used for each class of~~
34 ~~printing~~.

35 Sec. 20. Section 18.115, Code 1997, is amended to read as

1 follows:

2 18.115 VEHICLE-DISPATCHER STATE FLEET ADMINISTRATOR --
3 EMPLOYEES -- POWERS AND DUTIES -- FUEL ECONOMY REQUIREMENTS.

4 The director of the department of general services shall
5 appoint a state vehicle-dispatcher fleet administrator and
6 other employees as necessary to administer this division. The
7 state vehicle-dispatcher fleet administrator shall serve at
8 the pleasure of the director and is not governed by the merit
9 system provisions of chapter 19A. Subject to the approval of
10 the director, the state vehicle-dispatcher fleet administrator
11 has the following duties:

12 1. The dispatcher state fleet administrator shall assign
13 to a state officer or employee or to a state office,
14 department, bureau, or commission agency, one or more motor
15 vehicles which may be required by the state officer or
16 employee or department state agency, after the state officer
17 or employee or department state agency has shown the necessity
18 for such transportation. The state vehicle-dispatcher shall
19 have the power to fleet administrator may assign a motor
20 vehicle either for part time or full time. The dispatcher
21 shall have the right to state fleet administrator may revoke
22 the assignment at any time.

23 2. The state vehicle-dispatcher fleet administrator may
24 cause all state-owned motor vehicles to be inspected
25 periodically. Whenever the inspection reveals that repairs
26 have been improperly made on the motor vehicle or that the
27 operator is not giving it the proper care, the dispatcher
28 state fleet administrator shall report this fact to the head
29 of the department state agency to which the motor vehicle has
30 been assigned, together with recommendation for improvement.

31 3. The state vehicle-dispatcher fleet administrator shall
32 install a record system for the keeping of records of the
33 total number of miles state-owned motor vehicles are driven
34 and the per-mile cost of operation of each motor vehicle.
35 Every state officer or employee shall keep a record book to be

1 furnished by the state vehicle-dispatcher fleet administrator
2 in which the officer or employee shall enter all purchases of
3 gasoline, lubricating oil, grease, and other incidental
4 expense in the operation of the motor vehicle assigned to the
5 officer or employee, giving the quantity and price of each
6 purchase, including the cost and nature of all repairs on the
7 motor vehicle. Each operator of a state-owned motor vehicle
8 shall promptly prepare a report at the end of each month on
9 forms furnished by the state vehicle-dispatcher fleet
10 administrator and ~~forward-the-same~~ forwarded to the dispatcher
11 at-the-statehouse state fleet administrator, giving the
12 information the state vehicle-dispatcher fleet administrator
13 may request in the report. ~~The~~ Each month the state vehicle
14 dispatcher fleet administrator shall each-month compile the
15 costs and mileage of state-owned motor vehicles from the
16 reports and keep a cost history card-on for each motor vehicle
17 and the costs shall be reduced to a cost-per-mile basis for
18 each motor vehicle. ~~it-shall-be-the-duty-of-the~~ The state
19 vehicle-dispatcher-to fleet administrator shall call to the
20 attention of an elected official or the head of any department
21 state agency to which a motor vehicle has been assigned any
22 evidence of the mishandling or misuse of any a state-owned
23 motor vehicle which is called to the dispatcher's state fleet
24 administrator's attention.

25 PARAGRAPH DIVIDED. A motor vehicle operated under this
26 subsection shall not operate on gasoline other than gasoline
27 blended with at least ten percent ethanol, unless under
28 emergency circumstances. A state-issued credit card used to
29 purchase gasoline shall not be valid to purchase gasoline
30 other than gasoline blended with at least ten percent ethanol,
31 if commercially available. The motor vehicle shall also be
32 affixed with a brightly visible sticker which notifies the
33 traveling public that the motor vehicle is being operated on
34 gasoline blended with ethanol. However, the sticker is not
35 required to be affixed to an unmarked vehicle used for

1 purposes of providing law enforcement or security.

2 4. The state vehicle-dispatcher fleet administrator shall
3 purchase all motor vehicles for all branches of the state
4 government, except the state department of transportation,
5 institutions under the control of the state board of regents,
6 the department for the blind, and any other agencies state
7 agency exempted by law. ~~Before-purchasing-any-new-motor~~
8 ~~vehicle-the-dispatcher-shall-make-requests-for-public-bids-by~~
9 ~~advertisement-and-shall-purchase-the-vehicles-from-the-lowest~~
10 ~~responsible-bidder-for-the-type-and-make-of-motor-vehicle~~
11 ~~designated.~~ The state fleet administrator shall purchase new
12 vehicles in accordance with competitive bidding procedures for
13 items or services as provided in this chapter. The vehicle
14 ~~dispatcher~~ state fleet administrator may purchase used or
15 preowned vehicles at governmental or dealer auctions if the
16 purchase is determined to be in the best interests of the
17 state.

18 ~~In-conjunction-with-the-requirements-of-section-18-3,~~
19 ~~subsection-1,-effective-January-1,-1991,-the~~ The state vehicle
20 ~~dispatcher~~ fleet administrator, and any other state agency,
21 which for purposes of this subsection includes but is not
22 limited to community colleges and institutions under the
23 control of the state board of regents, or local governmental
24 political subdivision purchasing new motor vehicles ~~for-other~~
25 ~~than-law-enforcement-purposes,~~ shall purchase new passenger
26 vehicles and light trucks such so that the average fuel
27 efficiency for the fleet of new passenger vehicles and light
28 trucks purchased in that year ~~by-the-state-vehicle-dispatcher~~
29 ~~or-other-state-agency-or-local-governmental-political~~
30 ~~subdivision~~ equals or exceeds the average fuel economy
31 standard for the vehicles' model year as established by the
32 United States secretary of transportation under 15 U.S.C. §
33 2002. This paragraph does not apply to vehicles purchased for
34 ~~any-of-the-following:~~ law enforcement purposes, ~~school-buses,~~
35 or used for off-road maintenance work, or work vehicles used

1 to pull loaded trailers. The group of comparable vehicles
2 within the total fleet purchased by the state vehicle
3 dispatcher, or any other state agency or local governmental
4 political subdivision purchasing motor vehicles for other than
5 law enforcement purposes, shall have an average fuel
6 efficiency rating equal to or exceeding the average fuel
7 economy rating for that model year for that class of
8 comparable vehicles as defined in 40 C.F.R. § 315.82. As used
9 in this paragraph, "fuel economy" means the average number of
10 miles traveled by an automobile per gallon of gasoline
11 consumed as determined by the United States environmental
12 protection agency administrator in accordance with 26 U.S.C. §
13 4064(c). For purposes of this paragraph, "state agency"
14 includes, but is not limited to, a community college or an
15 institution under the control of the state board of regents.

16 The Not later than February 15 of each year, the state
17 vehicle dispatcher fleet administrator shall annually report
18 compliance with the corporate average combined fuel economy
19 standards published by the United States secretary of
20 transportation for all new motor vehicles purchased by
21 classification, other than motor vehicles purchased by the
22 state department of transportation, institutions under the
23 control of the state board of regents, the department for the
24 blind, and any other state agency exempted from the
25 requirements of this subsection. The report of compliance
26 shall classify the vehicles purchased for the current vehicle
27 model year using the following categories: (passenger
28 automobiles, enforcement automobiles, vans, and light trucks)
29 no later than January 31 of each year to the department of
30 management and the energy and geological resources division
31 of. The state fleet administrator shall deliver a copy of the
32 report to the department of natural resources. As used in
33 this paragraph, "combined corporate average fuel economy"
34 means the combined corporate average fuel economy as defined
35 in 40 49 C.F.R. § 600.002 533.5.

1 a. ~~Effective January 17, 1993, the~~ The state vehicle
2 ~~dispatcher, after consultation with the department of~~
3 ~~management and the various state agencies exempted from~~
4 ~~obtaining vehicles for use through the state vehicle~~
5 ~~dispatcher, shall adopt by rule pursuant to chapter 17A, a~~
6 ~~system of uniform standards for assigning~~ fleet administrator
7 shall assign motor vehicles available for use to maximize the
8 average passenger miles per gallon of motor vehicle fuel
9 consumed. ~~The standards should~~ In assigning motor vehicles,
10 the state fleet administrator shall consider standards
11 established by the state fleet administrator, which may
12 include but are not limited to the number of passengers
13 traveling to a destination, the fuel economy of and passenger
14 capacity of vehicles available for assignment, and any other
15 relevant information, to assure assignment of the most energy
16 efficient vehicle or combination of vehicles for a trip from
17 those vehicles available for assignment. The standards
18 ~~adopted by the state vehicle dispatcher~~ shall not apply to
19 special work vehicles, and law enforcement vehicles. The
20 ~~rules when adopted~~ standards shall apply to the following
21 agencies:

- 22 (1) State ~~vehicle dispatcher~~ fleet administrator.
- 23 (2) State department of transportation.
- 24 (3) Institutions under the control of the state board of
25 regents.
- 26 (4) The department for the blind.
- 27 (5) Any other state agency exempted from obtaining
28 vehicles for use through the state ~~vehicle dispatcher~~ fleet
29 administrator.

30 b. As used in paragraph "a", "fuel economy" means the
31 average number of miles traveled by an automobile per gallon
32 of gasoline consumed as determined by the United States
33 environmental protection agency administrator in accordance
34 with 26 U.S.C. § 4064(c).

35 5. Of all new passenger vehicles and light pickup trucks

1 purchased by the state vehicle-dispatcher fleet administrator,
2 a minimum of ten percent of all such vehicles and trucks
3 purchased shall be equipped with engines which utilize
4 alternative methods of propulsion including but not limited to
5 any of the following:

- 6 a. A flexible fuel, which is any of the following:
 - 7 (1) A fuel blended with not more than fifteen percent
 - 8 gasoline and at least eighty-five percent ethanol.
 - 9 (2) A fuel which is a mixture of diesel fuel and processed
 - 10 soybean oil. At least twenty percent of the mixed fuel by
 - 11 volume must be processed soybean oil.
 - 12 (3) A renewable fuel approved by the office of renewable
 - 13 fuels and coproducts pursuant to section 159A.2.
- 14 b. Compressed or liquefied natural gas.
- 15 c. Propane gas.
- 16 d. Solar energy.
- 17 e. Electricity.

18 The provisions of this subsection do not apply to vehicles
19 and trucks purchased and directly used for law enforcement or
20 purchased and used for off-road maintenance work or to pull
21 loaded trailers.

~~22 It-is-the-intent-of-the-general-assembly-that-the-members~~
~~23 of-the-midwest-energy-compact-promote-the-development-and~~
~~24 purchase-of-motor-vehicles-equipped-with-engines-which-utilize~~
~~25 alternative-methods-of-propulsion.~~

26 6. All used motor vehicles turned in to the state vehicle
27 dispatcher fleet administrator shall be disposed of by public
28 auction, and the sales shall be advertised in a newspaper of
29 general circulation one week in advance of sale, and the
30 receipts from the sale shall be deposited in the depreciation
31 fund to the credit of that ~~department-or~~ state agency turning
32 in the vehicle; except that, in the case of a used motor
33 vehicle of special design, the state vehicle-dispatcher fleet
34 administrator may, with the approval of the director, instead
35 of selling it at public auction, authorize the motor vehicle

1 to be traded for another vehicle of similar design. If a
2 vehicle sustains damage and the cost to repair exceeds the
3 wholesale value of the vehicle, the state ~~vehicle-dispatcher~~
4 fleet administrator may dispose of the motor vehicle by
5 obtaining two or more written salvage bids and the vehicle
6 shall be sold to the highest responsible bidder.

7 7. The state ~~vehicle-dispatcher~~ fleet administrator may
8 authorize the establishment of motor pools consisting of a
9 number of state-owned motor vehicles under the ~~dispatcher's~~
10 state fleet administrator's supervision ~~and-which-the~~
11 dispatcher. The state fleet administrator may cause-to-be
12 stored store the motor vehicles in a public or private garage.
13 If the state fleet administrator establishes a motor pool is
14 ~~established-by-the-state-vehicle-dispatcher~~, any state officer
15 or employee desiring the use of a state-owned motor vehicle on
16 state business shall notify the state ~~vehicle-dispatcher~~ fleet
17 administrator of the need for a vehicle within a reasonable
18 time prior to actual use of the motor vehicle. The state
19 ~~vehicle-dispatcher~~ fleet administrator may assign a motor
20 vehicle from the motor pool to the state officer or employee.
21 If two or more state officers or employees desire the use of a
22 state-owned motor vehicle for a trip to the same destination
23 for the same length of time, the state ~~vehicle-dispatcher~~
24 fleet administrator may assign one vehicle to make the trip.

25 8. The state ~~vehicle-dispatcher~~ fleet administrator shall
26 ~~cause-to-be-marked~~ require that a sign be placed on every each
27 state-owned motor vehicle ~~a-sign~~ in a conspicuous place which
28 indicates its ownership by the state ~~except-cars~~. This
29 requirement shall not apply to motor vehicles requested to be
30 exempt by the commissioner of public safety or the director of
31 the department of general services. All state-owned motor
32 vehicles shall display registration plates bearing the word
33 "official" except ~~cars~~ motor vehicles requested to be
34 furnished with ordinary plates by the commissioner of public
35 safety or the director of the department of general services

1 pursuant to section 321.19. The state vehicle-dispatcher
2 fleet administrator shall keep an accurate record of the
3 registration plates used on all state-cars state-owned motor
4 vehicles.

5 9. The state ~~vehicle-dispatcher-shall-have-the-authority~~
6 ~~to-make-such~~ fleet administrator may adopt other rules
7 regarding the operation of state-owned motor vehicles, with
8 the approval of the director of the department of general
9 services, as may be necessary to carry out the purpose of this
10 chapter. All rules adopted by the vehicle-dispatcher state
11 fleet administrator shall be approved by the director before
12 becoming effective.

13 10. All gasoline fuel used in state-owned automobiles
14 shall be purchased at cost from the various installations or
15 garages of the state department of transportation, state board
16 of regents, department of human services, or state car motor
17 ~~pools throughout the state, unless such-purchases-are-exempted~~
18 ~~by-the-vehicle-dispatcher---The-vehicle-dispatcher-shall-study~~
19 ~~and-determine-the-reasonable-accessibility-of-these-state-~~
20 ~~owned-sources-for-the-purchase-of-gasoline---If-these the~~
21 state-owned sources for the purchase of gasoline fuel are not
22 reasonably accessible⁷. If the vehicle-dispatcher state fleet
23 administrator determines that state-owned sources for the
24 purchase of fuel are not reasonably accessible, the state
25 fleet administrator shall authorize the purchase of gasoline
26 fuel from other sources. The vehicle-dispatcher state fleet
27 administrator may prescribe a manner, other than the use of
28 the revolving fund, in which the purchase of gasoline fuel
29 from state-owned sources ~~shall-be~~ is charged to the department
30 or state agency responsible for the use of the automobile
31 motor vehicle. The vehicle-dispatcher state fleet
32 administrator shall prescribe the manner in which oil and
33 other normal automobile motor vehicle maintenance for state-
34 owned automobiles motor vehicles may be purchased from private
35 sources, if they cannot be reasonably obtained from a state

1 car motor pool. The state vehicle-dispatcher fleet
2 administrator may advertise for bids and award contracts in
3 accordance with competitive bidding procedures for items and
4 services as provided in this chapter for the furnishing of
5 gasoline fuel, oil, grease, and vehicle replacement parts for
6 all state-owned motor vehicles. The state vehicle-dispatcher
7 fleet administrator and other state agencies, when advertising
8 for bids for gasoline, shall also seek bids for ethanol-
9 blended gasoline.

10 ~~It--The-state-vehicle-dispatcher-is-responsible-for~~
11 ~~insuring-motor-vehicles-owned-by-the-state--Insurance~~
12 ~~coverage-may-be-through-a-self-insurance-program-administered~~
13 ~~by-the-department-or-purchased-from-an-insurer.--If-the~~
14 ~~determination-is-made-to-utilize-a-self-insurance-program-the~~
15 ~~vehicle-dispatcher-shall-maintain-loss-and-exposure-data-for~~
16 ~~the-vehicles-under-the-dispatcher's-jurisdiction.--Each-agency~~
17 ~~shall-provide-to-the-department-all-requested-motor-vehicle~~
18 ~~loss-and-loss-exposure-information.~~

19 Sec. 21. NAME CHANGES -- DIRECTIONS TO CODE EDITOR.

20 1. The Iowa Code editor shall change references to
21 "superintendent of printing" to "state printing administrator"
22 wherever the references appear in the Code.

23 2. The Iowa Code editor shall change references to "state
24 vehicle dispatcher" to "state fleet administrator" wherever
25 the references appear in the Code.

26 Sec. 22. Sections 18.41, 18.55, 18.56, 18.76, 18.78, and
27 18.79, Code 1997, are repealed.

28 DIVISION V

29 DEPARTMENT OF PERSONNEL

30 Sec. 23. Section 19A.9, subsection 24, Code Supplement
31 1997, is amended by striking the subsection.

32 DIVISION VI

33 DEPARTMENT OF REVENUE AND FINANCE

34 Sec. 24. Section 422.75, Code 1997, is amended to read as
35 follows:

1 422.75 STATISTICS -- PUBLICATION OF.

2 The department shall prepare and publish annually an annual
3 report which shall include statistics reasonably available,
4 with respect to the operation of this chapter, including
5 amounts collected, classification of taxpayers, and such other
6 facts as are deemed pertinent and valuable. The annual report
7 shall also include the reports and information required
8 pursuant to sections 421.1, subsection 5; 421.17, subsection
9 13; 421.17, subsection 34, paragraph "h"; 421.60, subsection
10 2, paragraphs "i" and "l"; and 1997 Iowa Acts, Senate File
11 529, section 22, subsection 5, paragraph "a".

12 DIVISION VII

13 SECRETARY OF STATE

14 Sec. 25. Section 50.19, unnumbered paragraph 1, Code 1997,
15 is amended to read as follows:

16 The commissioner may destroy precinct election registers,
17 the declarations of eligibility signed by voters, and other
18 material pertaining to any election in which federal offices
19 are not on the ballot, except the tally lists which have not
20 been electronically recorded, six months after the election if
21 a contest is not pending. If a contest is pending all
22 election materials shall be preserved until final
23 determination of the contest. Before destroying the election
24 registers and declarations of eligibility, the commissioner
25 shall prepare records as necessary to permit compliance with
26 chapter 48A, subchapter V. Nomination papers for primary
27 election candidates for state and county offices shall be
28 destroyed ten days before the general election, if a contest
29 is not pending.

30 EXPLANATION

31 This document includes sections of the Iowa Code and
32 session laws which state agencies funded through the joint
33 appropriations subcommittee on administration and regulation
34 found to contain requirements for unneeded reports, unfunded
35 requirements, or obsolete provisions.

1 Code section 49.51 is amended by striking unnumbered
2 paragraph 2, which removes the requirement that sample ballots
3 are sent to the ethics and campaign disclosure board.

4 The amendment to Code section 502.202 strikes the exemption
5 from registration and certain filing requirements for
6 securities issued by industrial loan companies which are
7 members of the industrial thrift guaranty corporation.

8 The dates for the reports required in Code section 505.8,
9 subsection 5, paragraphs "a", "b", "c", and "e", have all
10 passed.

11 Code section 505.13, subsection 2, requires a semiannual
12 report to the general assembly regarding the state of the
13 insurance business. This subsection is stricken.

14 Code sections 523G.10 and 523G.11 relate to registration
15 and the powers and duties of the commissioner of insurance for
16 invention development services. Implementation of these
17 sections is dependent upon an appropriation which has not been
18 enacted. These sections are repealed.

19 Code section 542C.3, subsection 3, unnumbered paragraph 2,
20 strikes a requirement for a biennial report to the governor of
21 moneys handled and general information of persons licensed.
22 1997 Iowa Acts, Senate File 118, section 9, amended this
23 paragraph to strike references to receipts and expenditures of
24 the board.

25 Code sections 542B.10, 544A.4, and 544B.6 are repealed.
26 These sections require annual or periodic reports to the
27 governor and other persons relating to the licensure of
28 registered architects, landscape architects, and professional
29 engineers. The sections were amended by 1997 Iowa Acts,
30 Senate File 118, sections 8, 10, and 11, to remove references
31 to receipts and expenditures of the board.

32 Code section 135C.2, subsection 5, paragraph "f", is
33 stricken. This paragraph provides for a nine-member committee
34 to monitor three-bed to five-bed residential care facilities.

35 Code section 18.6, subsection 12, is stricken. This

1 subsection provides that waste management information and an
2 offer to review waste management practices be given to
3 potential contractors when contracts for purchase of items are
4 offered to the department of general services.

5 Code section 18.12, subsection 9, changes references from
6 telephone to telecommunications and relocates authority to
7 lease buildings and office space from Code section 18.12,
8 subsection 9, paragraph "c". The section strikes the same
9 language that is added in Code section 18.12, subsection 9,
10 paragraph "c", above.

11 Code section 18.16, subsection 2, is amended to allow the
12 director of general services flexibility in making rental and
13 lease payments.

14 Code section 18.18, subsection 1, paragraphs "a" through
15 "c", are amended to remove commencement dates for certain
16 environmental projects, such as using soybean-based ink.

17 Code section 18.18, subsection 5, is amended to remove
18 reference to starch-based plastic products as a recyclable
19 product.

20 Code section 18.20 is amended to remove dates which have
21 passed and reference to a report which was due in 1990.

22 Code section 18.28 is amended to strike part of the
23 definition of the word "printing".

24 Code section 18.46 relates to the authorization of printing
25 orders.

26 Code section 18.115 is amended to change the name "vehicle
27 dispatcher" to "state fleet administrator" and strikes
28 references to effective dates which have passed. The
29 amendment also removes intent language relating to the midwest
30 energy compact and the promotion of motor vehicles equipped
31 with engines using alternative means of propulsion.

32 This bill also changes references to "superintendent of
33 printing" to "state printing administrator" and "state vehicle
34 dispatcher" to "state fleet administrator" where these
35 references appear in the Iowa Code.

1 Code sections 18.41, 18.55, 18.56, 18.76, 18.78, and 18.79
2 are repealed. Code section 18.41 provides procedures for
3 endorsing each bid that is accepted. Code section 18.55
4 establishes procedures for making separate charges for a
5 printing order for more than one officer, board, department,
6 or agency. Section 18.56 establishes procedures for the
7 filing, examination, and approval of bills for printing. Code
8 section 18.76 establishes detailed procedures for editing,
9 revising, condensing, and printing a manuscript. Code section
10 18.78 provides appeals procedures for disagreements as to the
11 editing of a manuscript. Code section 18.79 requires the
12 superintendent of printing to keep detailed records of each
13 report or document printed and the number and manner of
14 distribution.

15 Code section 19A.9 is amended to strike subsection 24 which
16 establishes the career executive program. This program is
17 considered obsolete.

18 Code section 422.75 is amended to require the department to
19 prepare and publish annually statistics with respect to the
20 income, sales, services, and franchise taxes under Code
21 chapter 422. The annual report of the department will include
22 these statistics and the reports required under Code sections
23 421.1, subsection 5; 421.17, subsection 13; 421.17, subsection
24 34, paragraph "h"; 421.60, subsection 2, paragraphs "i" and
25 "l"; and 1997 Iowa Acts, Senate File 529, section 22,
26 subsection 5, paragraph "a".

27 Code section 50.19 is amended to allow for the disposal of
28 copies of tally lists from each county if the tally lists are
29 electronically recorded.

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HOUSE FILE 2271

AN ACT
RELATING TO OBSOLETE AND UNNECESSARY PROVISIONS OF THE CODE.
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

ETHICS AND CAMPAIGN DISCLOSURE BOARD

Section 1. Section 49.51, unnumbered paragraph 2, Code 1997, is amended by striking the unnumbered paragraph.

DIVISION II

DEPARTMENT OF COMMERCE

INSURANCE DIVISION

Sec. 2. Section 502.202, subsection 16, Code Supplement 1997, is amended by striking the subsection.

Sec. 3. Section 505.8, subsection 5, paragraphs a, b, c, and e, Code Supplement 1997, are amended by striking the paragraphs.

Sec. 4. Section 505.13, subsection 2, Code 1997, is amended by striking the subsection.

Sec. 5. Chapter 144C, Code 1997, is repealed effective February 28, 1999.

Sec. 6. Sections 523G.10 and 523G.11, Code 1997, are repealed.

PROFESSIONAL LICENSING AND REGULATION

Sec. 7. Section 7A.4, subsections 5 and 6, Code 1997, are amended by striking the subsections.

Sec. 8. Section 272C.4, subsection 2, Code Supplement 1997, is amended by striking the subsection.

Sec. 9. Section 542C.3, subsection 3, unnumbered paragraph 2, Code Supplement 1997, is amended by striking the unnumbered paragraph.

Sec. 10. Section 544B.19, Code 1997, is amended to read as follows:

544B.19 INJUNCTION.

In addition to any other remedies, and on the petition of the board or any person, any person violating any of the provisions of sections 544B.1 to 544B.5 and 544B.7 to 544B.21 may be restrained and permanently enjoined from committing or continuing the violations.

Sec. 11. Sections 542B.10, 544A.4, and 544B.6, Code Supplement 1997, are repealed.

DIVISION III

DEPARTMENT OF INSPECTIONS AND APPEALS

Sec. 12. Section 135C.2, subsection 5, paragraph f, Code 1997, is amended by striking the paragraph.

DIVISION IV

DEPARTMENT OF GENERAL SERVICES

Sec. 13. Section 28.1, subsection 3, Code 1997, is amended to read as follows:

3. The Iowa Code and administrative code divisions are responsible for the editing, compiling, and proofreading of the publications they prepare, as provided in this chapter and notwithstanding-section-18-76. The Iowa Code division is entitled to the temporary possession of the original enrolled Acts and resolutions as necessary to prepare them for publication.

Sec. 14. Section 18.3, Code 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 10. Insuring motor vehicles owned by the state. Insurance coverage may be provided through a self-insurance program administered by the department or purchased from an insurer. If the department uses a self-insurance program, the department shall maintain loss and exposure data for vehicles under the jurisdiction of the state fleet administrator. Upon request, state agencies shall provide all loss and exposure information to the department.

Sec. 15. Section 18.6, subsection 12, Code 1997, is amended by striking the subsection.

Sec. 16. Section 18.12, subsection 9, Code 1997, is amended to read as follows:

9. a. Lease all buildings and office space necessary to carry out the provisions of this chapter or necessary for the proper functioning of any state agency at the seat of government, with the approval of the executive council if no specific appropriation has been made. The cost of any lease for which no specific appropriation has been made shall be paid from the fund provided in section 7D.29.

b. When the general assembly is not in session, the director ~~of general services~~ may request funds moneys from the executive council for moving state agencies located at the seat of government from one location to another. The request may include moving costs, telephone telecommunications costs, repair costs, or any other costs relating to the move. The executive council may approve and shall pay the costs from funds provided in section 7D.29 if it determines the agency or department has no available funds for these expenses.

c. Coordinate the leasing of buildings and office space by state agencies throughout the state and develop cooperative relationships with the state board of regents in order to promote the colocation of state agencies.

Sec. 17. Section 18.12, subsection 12, Code 1997, is amended by striking the subsection.

Sec. 18. Section 18.16, subsection 2, Code 1997, is amended to read as follows:

2. The director shall pay the lease or rental fees to the renter or lessor and submit a monthly statement to each state agency for which building and office space is rented or leased. The If the director pays the lease or rental fees on behalf of a state agency, the state agency's payment to the department shall be credited to the rent revolving fund established by this section. With the approval of the director, a state agency may pay the lease or rental cost shall be paid by the state agency to the department of general services in the same manner as other expenses of the state

~~agency are paid and the payment shall be credited to the rent revolving fund directly to the person who is due the payment under the lease or rental agreement.~~

Sec. 19. Section 18.18, subsection 1, paragraphs a, b, and c, Code 1997, are amended to read as follows:

a. ~~By July 17, 1997, one~~ One hundred percent of the purchases of inks which are used for newsprint printing services performed internally or contracted for by the department shall be soybean-based.

b. ~~By July 17, 1993, one~~ One hundred percent of the purchases of inks, other than inks which are used for newsprint printing services, and which are used internally or contracted for by the department, shall be soybean-based to the extent formulations for such inks are available.

c. ~~By July 17, 1995, a~~ A minimum of ten percent of the purchases of garbage can liners made by the department shall be plastic garbage can liners with recycled content. The percentage shall increase by ten percent annually until fifty percent of the purchases of garbage can liners are plastic garbage can liners with recycled content.

Sec. 20. Section 18.18, subsection 5, Code 1997, is amended to read as follows:

5. Information on recycled content shall be requested on all bids for paper products issued by the state and on other bids for products which could have recycled content such as oil, plastic products, including but not limited to starch-based plastic products, compost materials, aggregate, solvents, soybean-based inks, and rubber products.

Sec. 21. Section 18.20, unnumbered paragraph 1, Code 1997, is amended to read as follows:

The department in accordance with recommendations made by the department of natural resources shall require all state agencies to establish an agency wastepaper recycling program ~~by January 17, 1998~~. The director shall adopt rules which require a state agency to develop a program to ensure the recycling of the wastepaper generated by the agency. Each

~~agency shall submit a report to the general assembly meeting in January 1990 which includes a description of the program plan and the agency's efforts to use recycled products. All state employees shall practice conservation of paper materials.~~

Sec. 22. Section 18.28, unnumbered paragraph 2, Code 1997, is amended by striking the unnumbered paragraph.

Sec. 23. Section 18.46, Code 1997, is amended to read as follows:

18.46 WRITTEN AUTHORIZATION OF ORDERS.

~~No printing~~ Printing shall not be performed under any contract ~~except on written orders therefor, on detailed forms prescribed as authorized by the director, and signed by the director or by some person authorized by the director.~~ Every Each order shall designate the contract under which the order is given, and the class, quantity, and kind of the required printing, the definite quantity and kind thereof, and be issued in duplicate with a stub copy preserved. A separate series of stubs and duplicates shall be used for each class of printing.

Sec. 24. Section 18.115, Code 1997, is amended to read as follows:

18.115 VEHICLE DISPATCHER STATE FLEET ADMINISTRATOR -- EMPLOYEES -- POWERS AND DUTIES -- FUEL ECONOMY REQUIREMENTS.

The director of the department of general services shall appoint a state vehicle dispatcher fleet administrator and other employees as necessary to administer this division. The state vehicle dispatcher fleet administrator shall serve at the pleasure of the director and is not governed by the merit system provisions of chapter 19A. Subject to the approval of the director, the state vehicle dispatcher fleet administrator has the following duties:

1. The dispatcher state fleet administrator shall assign to a state officer or employee or to a state officer ~~department, bureau, or commission~~ agency, one or more motor vehicles which may be required by the state officer or

employee or department state agency, after the state officer or employee or department state agency has shown the necessity for such transportation. The state vehicle dispatcher shall have the power to fleet administrator may assign a motor vehicle either for part time or full time. The dispatcher shall have the right to state fleet administrator may revoke the assignment at any time.

2. The state vehicle dispatcher fleet administrator may cause all state-owned motor vehicles to be inspected periodically. Whenever the inspection reveals that repairs have been improperly made on the motor vehicle or that the operator is not giving it the proper care, the dispatcher state fleet administrator shall report this fact to the head of the department state agency to which the motor vehicle has been assigned, together with recommendation for improvement.

3. The state vehicle dispatcher fleet administrator shall install a record system for the keeping of records of the total number of miles state-owned motor vehicles are driven and the per-mile cost of operation of each motor vehicle. Every state officer or employee shall keep a record book to be furnished by the state vehicle dispatcher fleet administrator in which the officer or employee shall enter all purchases of gasoline, lubricating oil, grease, and other incidental expense in the operation of the motor vehicle assigned to the officer or employee, giving the quantity and price of each purchase, including the cost and nature of all repairs on the motor vehicle. Each operator of a state-owned motor vehicle shall promptly prepare a report at the end of each month on forms furnished by the state vehicle dispatcher fleet administrator and forward the same forwarded to the dispatcher at the statehouse state fleet administrator, giving the information the state vehicle dispatcher fleet administrator may request in the report. The Each month the state vehicle dispatcher fleet administrator shall each month compile the costs and mileage of state-owned motor vehicles from the reports and keep a cost history card on for each motor vehicle

and the costs shall be reduced to a cost-per-mile basis for each motor vehicle. ~~It shall be the duty of the~~ The state vehicle dispatcher to fleet administrator shall call to the attention of an elected official or the head of any department state agency to which a motor vehicle has been assigned any evidence of the mishandling or misuse of ~~any a~~ a state-owned motor vehicle which is called to the dispatcher's state fleet administrator's attention.

PARAGRAPH DIVIDED. A motor vehicle operated under this subsection shall not operate on gasoline other than gasoline blended with at least ten percent ethanol, unless under emergency circumstances. A state-issued credit card used to purchase gasoline shall not be valid to purchase gasoline other than gasoline blended with at least ten percent ethanol, if commercially available. The motor vehicle shall also be affixed with a brightly visible sticker which notifies the traveling public that the motor vehicle is being operated on gasoline blended with ethanol. However, the sticker is not required to be affixed to an unmarked vehicle used for purposes of providing law enforcement or security.

4. The state ~~vehicle dispatcher~~ fleet administrator shall purchase all motor vehicles for all branches of the state government, except the state department of transportation, institutions under the control of the state board of regents, the department for the blind, and any other agencies state agency exempted by law. ~~Before purchasing any new motor vehicle the dispatcher shall make requests for public bids by advertisement and shall purchase the vehicles from the lowest responsible bidder for the type and make of motor vehicle designated.~~ The state fleet administrator shall purchase new vehicles in accordance with competitive bidding procedures for items or services as provided in this chapter. The ~~vehicle dispatcher~~ state fleet administrator may purchase used or preowned vehicles at governmental or dealer auctions if the purchase is determined to be in the best interests of the state.

~~In conjunction with the requirements of section 18.37, subsection 17 effective January 17, 1991, the~~ The state vehicle dispatcher fleet administrator, and any other state agency, ~~which for purposes of this subsection includes but is not limited to community colleges and institutions under the control of the state board of regents, or local governmental political subdivision purchasing new motor vehicles for other than law enforcement purposes,~~ shall purchase new passenger vehicles and light trucks such so that the average fuel efficiency for the fleet of new passenger vehicles and light trucks purchased in that year ~~by the state vehicle dispatcher or other state agency or local governmental political subdivision~~ equals or exceeds the average fuel economy standard for the vehicles' model year as established by the United States secretary of transportation under 15 U.S.C. § 2002. This paragraph does not apply to vehicles purchased for ~~any of the following: law enforcement purposes, school buses, or used for off-road maintenance work, or work vehicles used to pull loaded trailers.~~ The group of comparable vehicles within the total fleet purchased by the state vehicle dispatcher, or any other state agency or local governmental political subdivision purchasing motor vehicles for other than law enforcement purposes, shall have an average fuel efficiency rating equal to or exceeding the average fuel economy rating for that model year for that class of comparable vehicles as defined in 40 C.F.R. § 315.02. As used in this paragraph, "fuel economy" means the average number of miles traveled by an automobile per gallon of gasoline consumed as determined by the United States environmental protection agency administrator in accordance with 26 U.S.C. § 4064(e). For purposes of this paragraph, "state agency" includes, but is not limited to, a community college or an institution under the control of the state board of regents.

The Not later than February 15 of each year, the state vehicle dispatcher fleet administrator shall annually report compliance with the corporate average combined fuel economy

standards published by the United States secretary of transportation for all new motor vehicles purchased by classification, other than motor vehicles purchased by the state department of transportation, institutions under the control of the state board of regents, the department for the blind, and any other state agency exempted from the requirements of this subsection. The report of compliance shall classify the vehicles purchased for the current vehicle model year using the following categories: (passenger automobiles, enforcement automobiles, vans, and light trucks) no later than January 31 of each year to the department of management and the energy and geological resources division of. The state fleet administrator shall deliver a copy of the report to the department of natural resources. As used in this paragraph, "combined corporate average fuel economy" means the combined corporate average fuel economy as defined in 40 49 C.F.R. § 600.602 533.5.

a. Effective January 17, 1993, the The state vehicle dispatcher, after consultation with the department of management and the various state agencies exempted from obtaining vehicles for use through the state vehicle dispatcher, shall adopt by rule pursuant to chapter 17A, a system of uniform standards for assigning fleet administrator shall assign motor vehicles available for use to maximize the average passenger miles per gallon of motor vehicle fuel consumed. The standards should in assigning motor vehicles, the state fleet administrator shall consider standards established by the state fleet administrator, which may include but are not limited to the number of passengers traveling to a destination, the fuel economy of and passenger capacity of vehicles available for assignment, and any other relevant information, to assure assignment of the most energy efficient vehicle or combination of vehicles for a trip from those vehicles available for assignment. The standards adopted by the state vehicle dispatcher shall not apply to special work vehicles, and law enforcement vehicles. The

rules when adopted standards shall apply to the following agencies:

- (1) State vehicle dispatcher fleet administrator.
- (2) State department of transportation.
- (3) Institutions under the control of the state board of regents.
- (4) The department for the blind.
- (5) Any other state agency exempted from obtaining vehicles for use through the state vehicle dispatcher fleet administrator.

b. As used in paragraph "a", "fuel economy" means the average number of miles traveled by an automobile per gallon of gasoline consumed as determined by the United States environmental protection agency administrator in accordance with 26 U.S.C. § 4064(c).

5. Of all new passenger vehicles and light pickup trucks purchased by the state vehicle dispatcher fleet administrator, a minimum of ten percent of all such vehicles and trucks purchased shall be equipped with engines which utilize alternative methods of propulsion including but not limited to any of the following:

- a. A flexible fuel, which is any of the following:
 - (1) A fuel blended with not more than fifteen percent gasoline and at least eighty-five percent ethanol.
 - (2) A fuel which is a mixture of diesel fuel and processed soybean oil. At least twenty percent of the mixed fuel by volume must be processed soybean oil.
 - (3) A renewable fuel approved by the office of renewable fuels and coproducts pursuant to section 159A.2.
- b. Compressed or liquefied natural gas.
- c. Propane gas.
- d. Solar energy.
- e. Electricity.

The provisions of this subsection do not apply to vehicles and trucks purchased and directly used for law enforcement or purchased and used for off-road maintenance work or to pull loaded trailers.

~~It is the intent of the general assembly that the members of the midwest energy compact promote the development and purchase of motor vehicles equipped with engines which utilize alternative methods of propulsion:~~

6. All used motor vehicles turned in to the state vehicle dispatcher fleet administrator shall be disposed of by public auction, and the sales shall be advertised in a newspaper of general circulation one week in advance of sale, and the receipts from the sale shall be deposited in the depreciation fund to the credit of that department or state agency turning in the vehicle; except that, in the case of a used motor vehicle of special design, the state vehicle-dispatcher fleet administrator may, with the approval of the director, instead of selling it at public auction, authorize the motor vehicle to be traded for another vehicle of similar design. If a vehicle sustains damage and the cost to repair exceeds the wholesale value of the vehicle, the state vehicle-dispatcher fleet administrator may dispose of the motor vehicle by obtaining two or more written salvage bids and the vehicle shall be sold to the highest responsible bidder.

7. The state vehicle-dispatcher fleet administrator may authorize the establishment of motor pools consisting of a number of state-owned motor vehicles under the dispatcher's state fleet administrator's supervision and which the dispatcher. The state fleet administrator may ~~cause to be stored~~ store the motor vehicles in a public or private garage. If the state fleet administrator establishes a motor pool is established by the state vehicle-dispatcher, any state officer or employee desiring the use of a state-owned motor vehicle on state business shall notify the state vehicle-dispatcher fleet administrator of the need for a vehicle within a reasonable time prior to actual use of the motor vehicle. The state vehicle-dispatcher fleet administrator may assign a motor vehicle from the motor pool to the state officer or employee. If two or more state officers or employees desire the use of a state-owned motor vehicle for a trip to the same destination

for the same length of time, the state vehicle-dispatcher fleet administrator may assign one vehicle to make the trip.

8. The state vehicle-dispatcher fleet administrator shall ~~cause to be marked~~ require that a sign be placed on every each state-owned motor vehicle ~~a sign~~ in a conspicuous place which indicates its ownership by the state except cars. This requirement shall not apply to motor vehicles requested to be exempt by the commissioner of public safety or the director of the department of general services. All state-owned motor vehicles shall display registration plates bearing the word "official" except cars motor vehicles requested to be furnished with ordinary plates by the commissioner of public safety or the director of the department of general services pursuant to section 321.19. The state vehicle-dispatcher fleet administrator shall keep an accurate record of the registration plates used on all ~~state-cars~~ state-owned motor vehicles.

9. The state vehicle-dispatcher ~~shall have the authority to make such~~ fleet administrator may adopt other rules regarding the operation of state-owned motor vehicles, with the approval of the director of the department of general services, as may be necessary to carry out the purpose of this chapter. All rules adopted by the vehicle-dispatcher state fleet administrator shall be approved by the director before becoming effective.

10. All gasoline fuel used in state-owned automobiles shall be purchased at cost from the various installations or garages of the state department of transportation, state board of regents, department of human services, or state car motor pools throughout the state, unless such purchases are exempted by the vehicle-dispatcher. ~~The vehicle-dispatcher shall study and determine the reasonable accessibility of these state-owned sources for the purchase of gasoline.~~ If these the state-owned sources for the purchase of gasoline fuel are not reasonably accessible, the vehicle-dispatcher state fleet administrator determines that state-owned sources for the

purchase of fuel are not reasonably accessible, the state fleet administrator shall authorize the purchase of gasoline fuel from other sources. The vehicle-dispatcher state fleet administrator may prescribe a manner, other than the use of the revolving fund, in which the purchase of gasoline fuel from state-owned sources shall be charged to the department or state agency responsible for the use of the automobile motor vehicle. The vehicle-dispatcher state fleet administrator shall prescribe the manner in which oil and other normal automobile motor vehicle maintenance for state-owned automobiles motor vehicles may be purchased from private sources, if they cannot be reasonably obtained from a state car motor pool. The state vehicle-dispatcher fleet administrator may advertise for bids and award contracts in accordance with competitive bidding procedures for items and services as provided in this chapter for the furnishing of gasoline fuel, oil, grease, and vehicle replacement parts for all state-owned motor vehicles. The state vehicle-dispatcher fleet administrator and other state agencies, when advertising for bids for gasoline, shall also seek bids for ethanol-blended gasoline.

~~It is the state vehicle-dispatcher's responsibility for insuring motor vehicles owned by the state. Insurance coverage may be through a self-insurance program administered by the department or purchased from an insurer. If the determination is made to utilize a self-insurance program, the vehicle-dispatcher shall maintain loss and exposure data for the vehicles under the dispatcher's jurisdiction. Each agency shall provide to the department all requested motor vehicle loss and loss exposure information.~~

Sec. 25. NAME CHANGES -- DIRECTIONS TO CODE EDITOR.

1. The Iowa Code editor shall change references to "superintendent of printing" to "state printing administrator" wherever the references appear in the Code.

2. The Iowa Code editor shall change references to "state vehicle dispatcher" to "state fleet administrator" wherever the references appear in the Code.

Sec. 26. Sections 18.41, 18.55, 18.56, 18.76, 18.78, and 18.79, Code 1997, are repealed.

DIVISION V
DEPARTMENT OF PERSONNEL

Sec. 27. Section 19A.9, subsection 24, Code Supplement 1997, is amended by striking the subsection.

DIVISION VI
DEPARTMENT OF REVENUE AND FINANCE

Sec. 28. Section 422.75, Code 1997, is amended to read as follows:

422.75 STATISTICS -- PUBLICATION OF.

The department shall prepare and publish annually an annual report which shall include statistics reasonably available, with respect to the operation of this chapter, including amounts collected, classification of taxpayers, and such other facts as are deemed pertinent and valuable. The annual report shall also include the reports and information required pursuant to sections 421.1, subsection 5; 421.17, subsection 13; 421.17, subsection 34, paragraph "h"; 421.60, subsection 2, paragraphs "i" and "l"; and 1997 Iowa Acts, Senate File 529, section 22, subsection 5, paragraph "a".

DIVISION VII
SECRETARY OF STATE

Sec. 29. Section 50.19, unnumbered paragraph 1, Code 1997, is amended to read as follows:

The commissioner may destroy precinct election registers, the declarations of eligibility signed by voters, and other material pertaining to any election in which federal offices are not on the ballot, except the tally lists which have not been electronically recorded, six months after the election if a contest is not pending. If a contest is pending all election materials shall be preserved until final determination of the contest. Before destroying the election registers and declarations of eligibility, the commissioner shall prepare records as necessary to permit compliance with chapter 48A, subchapter V. Nomination papers for primary

election candidates for state and county offices shall be destroyed ten days before the general election, if a contest is not pending.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2271, Seventy-seventh General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved April 17, 1998

TERRY E. BRANSTAD
Governor

HF 2271