

5 NEW SUBSECTION. To levy taxes in the affected township, subject to
 6 the limitation imposed under sections three hundred fifty-nine point
 7 thirty (359.30) and three hundred fifty-nine point thirty-three (359.33)
 8 of the Code, and expend receipts from such taxes for the care and
 9 maintenance of township owned and nonowned cemeteries upon the
 10 failure of township officers to levy taxes in the township for the care
 11 and maintenance of such cemeteries as prescribed in sections three
 12 hundred fifty-nine point thirty (359.30) and three hundred fifty-nine
 13 point thirty-three (359.33) of the Code.

Approved July 3, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

CHAPTER 188

FACILITIES FOR HANDICAPPED

H. F. 16

AN ACT authorizing counties to provide facilities and services for handicapped persons.

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

1 SECTION 1. Chapter three hundred thirty-two (332), Code 1975, is
 2 amended by adding the following new section:

3 NEW SECTION. **Facilities for the handicapped.** The county board
 4 of supervisors may provide facilities, including but not limited to
 5 buildings, and services for mentally or physically handicapped persons
 6 or both, in the form of sheltered workshops or in other forms.

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 take effect and be in force from and after its publication in The New-
 3 ton Daily News, a newspaper published in Newton, Iowa, and in the
 4 Quad-City Times, a newspaper published in Davenport, Iowa.

Approved March 14, 1975

I hereby certify that the foregoing Act, House File 16, was published in The Newton Daily News, Newton, Iowa, March 19, 1975, and in the Quad-City Times, Davenport, Iowa, March 19, 1975.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 189

COUNTY OFFICERS INDEMNIFIED

H. F. 12

AN ACT relating to the indemnification of county officers and employees.

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

1 SECTION 1. Section three hundred thirty-two point thirty-six
 2 (332.36), Code 1975, is amended to read as follows:

3 **332.36 County indemnification fund in state treasury.** There is
 4 created in the office of the treasurer of state a fund to be known as
 5 "the county indemnification fund" to be used to indemnify and pay
 6 on behalf of any *elected* county ~~treasurer, recorder, auditor, attorney,~~
 7 ~~clerk of court, sheriff, and engineer on matters relating to road and~~
 8 ~~bridge design only, officer~~ and any deputies, assistants or employees
 9 ~~in such offices of the county,~~ all sums that such officers, deputies, as-
 10 sistants or employees are legally obligated to pay because of their ~~neg-~~
 11 ~~ligent acts,~~ errors or omissions in the performance of their official
 12 duties, except that the first five hundred dollars of each such claim
 13 shall not be paid from this fund.

1 SEC. 2. Section three hundred thirty-two point thirty-eight (332.38),
 2 Code 1975, is amended to read as follows:

3 **332.38 Tax to support fund.** If the balance in the fund on Sep-
 4 tember 30 of any year is less than ~~three six~~ hundred thousand dollars,
 5 the treasurer of state shall notify the board of supervisors of each coun-
 6 ty to again levy for that year one half cent per thousand dollars of as-
 7 sessed value to be collected with other taxes in the next year.

1 SEC. 3. Section three hundred thirty-two point forty (332.40), Code
 2 1975, is amended to read as follows:

3 **332.40 Claims paid.** Any claim for any ~~negligent act, error, or~~
 4 ~~omission of a county treasurer, recorder, auditor, attorney, clerk of~~
 5 ~~court, sheriff, engineer on matters relating to bridge or road design~~
 6 ~~only, any elected county officer~~ or any deputy, assistant or employee
 7 ~~in such offices of the county~~ relating to such matters, committed after
 8 July 1, ~~1973~~ 1975, shall be processed *in accordance with provisions of*
 9 *chapter six hundred thirteen A (613A) of the Code* and paid from
 10 such fund ~~in accordance with the provisions of chapter 25A,~~ except that
 11 any payment of a claim, except a final judgment, in excess of fifteen
 12 hundred dollars shall have the unanimous approval of all members of
 13 the state appeal board, the attorney general, and the district court of
 14 Polk county.

1 SEC. 4. Section three hundred thirty-two point forty-one (332.41),
 2 Code 1975, is amended to read as follows:

3 **332.41 Insurance deductible.** If a final judgment is obtained
 4 against the county ~~treasurer, recorder, auditor, attorney, clerk of court,~~
 5 ~~sheriff, or engineer in matters relating to bridge or road design only,~~
 6 ~~any elected county officer~~ or any deputies, assistants, or employees ~~in~~
 7 ~~such offices indemnified by such fund of the county~~ for an act commit-
 8 ted subsequent to July 1, ~~1973~~ 1975, which is payable from the county
 9 indemnification fund, the county attorney shall ascertain if any insur-
 10 ance policy exists indemnifying such persons against such judgment or
 11 any part thereof. If no insurance exists, or if the judgment exceeds the
 12 limits of such insurance the county attorney shall submit a claim to the
 13 state comptroller against the county indemnification fund on behalf of
 14 the plaintiff to the action for the amount of the judgment exceeding
 15 the amount recoverable by reason of such insurance. The state comp-
 16 troller shall promptly issue a warrant payable to the plaintiff for such
 17 amount, and the treasurer of state shall pay the warrant. Such pay-
 18 ment shall forever discharge such persons from any and all liability
 19 therefor.

1 SEC. 5. Section three hundred thirty-two point forty-two (332.42),
 2 Code 1975, is amended to read as follows:

3 **332.42 Insurance coverage on employees.** The board of super-
 4 visors may purchase insurance insuring any ~~other~~ county officers and

5 their employees in the performance of their official duties ~~not specified~~
 6 ~~in section 332.36~~, against personal liability as a result of negligent acts,
 7 ~~errors or omissions~~. The premiums for the insurance shall be paid from
 8 the general fund of the county. If the liability of any county officer or
 9 his employees in the performance of their official duties, ~~not specified~~
 10 ~~in section 332.36~~, is not fully indemnified by insurance, the board of
 11 supervisors shall pay any such loss, for which the county officer or his
 12 employees shall be found liable, from the general fund of the county.
 13 Any county board of supervisors may compromise and settle any such
 14 claim.

Approved July 14, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

CHAPTER 190
 COUNTY RECORDER

S. F. 494

AN ACT authorizing the county recorder to combine separate index books.

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

1 SECTION 1. Chapter three hundred thirty-five (335), Code 1975, is
 2 amended by adding the following new section:

3 NEW SECTION. **Combined indexing system.** The county recorder
 4 may, in lieu of maintaining separate index books as required by law,
 5 prepare and maintain a combined index record or system which shall
 6 contain the same data and information as required to be kept in the
 7 separate index books.

Approved July 3, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

CHAPTER 191
 COUNTY COMPENSATION BOARD

H. F. 802

AN ACT to create a county compensation board, to provide for its powers and responsibilities,
 and to provide for a cost of living adjustment for county officers.

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

1 SECTION 1. NEW SECTION. **County compensation board.** There is
 2 created in each county a county compensation board which shall be
 3 composed of five members who are residents of the county. The mem-
 4 bers of the county compensation board shall be selected as follows:

5 1. One member shall be a mayor of an incorporated city located
 6 within the county selected by a convention of the mayors of all incor-
 7 porated cities located within the county.