

habitat. After inspection, if the land meets the standards established by the commission for a wildlife habitat under section 110.3, the state conservation commission shall certify the designated land as a wildlife habitat and shall send a copy of the certification to the appropriate assessor. The commission may subsequently withdraw certification of the designated land if it fails to meet the established standards for a wildlife habitat and the assessor shall be given written notice of the decertification.

Sec. 3. Section 441.22, Code 1981, is amended to read as follows:

441.22 FOREST AND FRUIT-TREE RESERVATIONS. Forest reservations fulfilling the conditions of sections 161.1 to 161.13 which are located within the corporate limits of a city and which are not open to public use shall be assessed on a taxable valuation of fourteen dollars and eighty-two cents per acre. at market value. Fruit-tree reservations fulfilling the conditions of sections 161.1 to 161.13 shall be assessed on a taxable valuation of fourteen twenty dollars and eighty-two cents per acre for a period of eight years from the time of planting except that a fruit-tree reservation located within the corporate limits of a city which is not open to public use shall be assessed at market value. In all other cases where trees are planted upon any tract of land, without regard to area, for forest, fruit, shade, or ornamental purposes, or for windbreaks, the assessor shall not increase the valuation of such property because of such improvements.

Approved May 11, 1982

CHAPTER 1248

RESTRICTED MOTOR VEHICLE LICENSE FOR MINORS

H.F. 796

AN ACT providing for the issuance of certain restricted licenses to persons between the ages of fourteen and eighteen.

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

Section 1. Section 321.178, subsection 2, Code 1981, is amended to read as follows:

2. YOUTHS NOT ATTENDING SCHOOL—NO DRIVER EDUCATION REQUIRED RESTRICTED LICENSE.

a. Any person between sixteen and eighteen years of age who is not in attendance attendance at school or who is in attendance in a public or private school where an approved driver's education course is not offered or available, may be issued a one-year probationary operator's restricted license only for travel to and from work without having completed an approved driver's education course. The restricted license shall be issued by the department only upon confirmation of the person's employment and need for a restricted license to travel to and from work and upon receipt of a written statement from the public or private school that an approved course in driver's education was not offered or available to the person, if applicable. The employer shall notify the department if the employment of the person is terminated before the person attains the age of eighteen. Such The person shall not have a

probationary operator's restricted license revoked or suspended upon re-entering school prior to age eighteen provided the student enrolls in and completes the classroom portion of an approved driver's education course as soon as a course is available.

b. The department shall ~~cancel~~ may suspend a probationary operator's restricted license upon proof of a conviction for a moving traffic violation issued under this section upon receiving a record of the person's conviction for one violation and shall revoke the license upon receiving a record of conviction for two or more violations of any law of this state or city ordinance, other than parking regulations, regulating the operation of motor vehicles on highways and after revoking a license under this section the department shall not grant application for any new license or permit until the expiration of one year or until the person attains his or her eighteenth birthday whichever is the longer period.

Sec. 2. Section 321.184, Code 1981, is amended to read as follows:

321.184 APPLICATIONS OF UNMARRIED MINORS. The application of any unmarried person under the age of eighteen years for an instruction permit, operator's license, motorized bicycle license, restricted license, or permit issued under section 321.194 shall contain the verified consent and confirmation of applicant's birthday by either parent of the applicant; if neither parent is living, the guardian or other a person having custody or the employer of such of the minor under chapter 600A may consent. Officers and employees of the department are hereby authorized to administer such the oaths without charge.

Sec. 3. Section 321.194, Code 1981, is amended to read as follows:

321.194 MINORS' SCHOOL LICENSES. Upon certification of a special need by the school board or the superintendent of the applicant's school, the department may issue a restricted license to any person between the ages of fourteen and eighteen years which license shall entitle the holder, while having the license in his or her immediate possession, to operate a motor vehicle during the hours of 6 a.m. to 9 p.m. over the most direct and accessible route between the licensee's residence and school of enrollment for the purpose of attending duly scheduled courses of instruction and extracurricular activities at such school or at any time when accompanied by a parent or guardian, driver education instructor, or prospective driver education instructor who is a holder of a valid operator's or chauffeur's license, and who is actually occupying a seat beside the driver. The license shall expire on the licensee's eighteenth birthday or upon issuance of a probationary operator's or operator's license. Each application shall be accompanied by a statement from the school board or superintendent of the applicant's school. The statement shall be upon a form provided by the department. The school board or superintendent shall certify that a need exists for the license and that they are not responsible for any actions of the applicant as it pertains to the use of the restricted license. The department of public instruction shall adopt rules pursuant to chapter 17A establishing criteria for issuing a statement of necessity. Upon receipt of a statement of necessity, the department shall issue a restricted license. The fact that the applicant resides at a distance less than one mile from his or her school is prima-facie evidence of the nonexistence of necessity for the issuance of such a license. A license issued under this section is subject to suspension or revocation in like manner as any other license or permit issued under any law of this state and the department may also suspend such license upon receiving satisfactory evidence that the licensee has violated the restrictions of the license or has been involved in one or more accidents chargeable to the licensee. The department may suspend any license issued under this section upon receiving a record of the licensee's conviction for one violation and shall revoke the license upon receiving a record of conviction for two or more violations of any law of this state or city ordinance, other than parking regulations, regulating the operation of motor vehicles on highways and after revoking a license under this section the department

shall not grant application for any new license or permit until the expiration of one year or until the licensee attains his or her sixteenth birthday whichever is the longer period.

Approved May 12, 1982

CHAPTER 1249
PREARRANGED FUNERAL PLANS
H.F. 2218

AN ACT relating to prearranged agreements for the final disposition of dead human bodies, and providing a penalty.

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

Section 1. Section 523A.2, Code 1981, is amended to read as follows:

523A.2 DEPOSIT OF FUNDS — RECORDS — EXAMINATIONS.

1. a. All such trust funds held in trust under section 523A.1 shall be deposited in a an insured bank or trust company, savings and loan association, or credit union authorized to transact conduct business in this state within thirty days after the receipt thereof of the funds and shall be held in a separate account or in one common trust fund under a trust agreement in the name of the depositor in trust for the designated beneficiary until said trust fund is released under either of the conditions provided in section 523A.1.

b. The seller under an agreement referred to in section 523A.1 shall maintain accurate records of all receipts, expenditures, interest or earnings, and disbursements relating to funds held in trust, and shall make these records available to the county attorney of the county in which the principal place of business of the seller is located for examination at any reasonable time upon request.

c. The seller under an agreement referred to in section 523A.1 shall file not later than March 1 of each year with the county recorder of the county in which the seller maintains its principal place of business a copy of each trust agreement created as required by paragraph a of this subsection for sales made during the previous calendar year.

d. The seller under an agreement referred to in section 523A.1 shall give notice to the county recorder for the county in which the trust agreement is filed of each receipt of funds held in trust under section 523A.1. This notice shall be given on forms furnished by the seller, and shall be given not later than March 1 of each year. Each notice shall contain the required information for all receipts of the seller during the previous calendar year.

e. A financial institution referred to in paragraph a of this subsection shall give notice to the county recorder for the county in which the trust agreement is filed of all funds deposited under the trust agreement. This notice shall be on forms furnished by the seller and shall be given not later than March 1 of each year. Each notice shall contain the required information for all deposits made during the previous calendar year. The seller shall furnish the financial institution with the appropriate forms.