

NEW SUBSECTION. 11. "Redemption center" means a facility at which consumers may return empty beverage containers and receive payment for the refund value of the empty beverage containers.

NEW SUBSECTION. 12. "Dealer agent" means a person who solicits or picks up empty beverage containers from a dealer for the purpose of returning the empty beverage containers to a distributor or manufacturer.

NEW SUBSECTION. 13. "Geographic territory" means the geographical area within a perimeter formed by the outermost boundaries served by a distributor.

Sec. 2. Section 455C.2, subsection 2, Code 1987, is amended to read as follows:

2. In addition to the refund value provided in subsection 1 of this section, a dealer, or person operating a redemption center, who redeems empty beverage containers or a dealer agent shall be reimbursed by the distributor required to accept the empty beverage containers an amount which is one cent per container. A dealer, dealer agent, or person operating a redemption center may compact empty metal beverage containers with the approval of the distributor required to accept such container the containers.

Sec. 3. Section 455C.3, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 4. A distributor shall accept from a dealer agent any empty beverage container of the kind, size, and brand sold by the distributor and which was picked up by the dealer agent from a dealer within the geographic territory served by the distributor and the distributor shall pay the dealer agent the refund value of the empty beverage container and the reimbursement as provided in section 455C.2.

Sec. 4. Section 455C.4, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 4. A manufacturer or distributor may refuse to accept and to pay the refund value and reimbursement as provided in section 455C.2 on any empty beverage container that was picked up by a dealer agent from a dealer outside the geographic territory served by the manufacturer or distributor.

Approved May 10, 1988

CHAPTER 1201

COMMISSION ON THE STATUS OF BLACKS

S.F. 2316

AN ACT relating to the establishment of a division on the status of blacks within the department of human rights.

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

Section 1. NEW SECTION. 601K.131 DEFINITIONS.

For purposes of this subchapter, unless the context otherwise requires:

1. "Commission" means the commission on the status of blacks.
2. "Division" means the division on the status of blacks of the department of human rights.
3. "Administrator" means the administrator of the division on the status of blacks of the department of human rights.

Sec. 2. NEW SECTION. 601K.132 ESTABLISHMENT.

There is established a commission on the status of blacks to consist of nine members, appointed by the governor, and confirmed by the senate, to staggered four-year terms. At least five members shall be individuals who are black. Members shall be appointed representing every geographical area of the state. No more than a simple majority of the commission shall be of the same political party. The members of the commission shall appoint from its membership a commission chairperson and a vice chairperson and other officers as the commission deems necessary. Vacancies on the commission shall be filled for the remainder of term of the original appointment.

Sec. 3. NEW SECTION. 601K.133 MEETINGS OF THE COMMISSION.

The commission shall meet every other month and may hold special meetings on the call of the chairperson. The commission may adopt rules pursuant to chapter 17A as it deems necessary for the conduct of its business. The members of the commission shall be reimbursed for actual expenses while engaged in their official duties. Members may also be eligible to receive compensation as provided in section 7E.6.

Sec. 4. NEW SECTION. 601K.134 OBJECTIVES OF COMMISSION.

The commission shall study the changing needs and problems of blacks in this state, and recommend new programs, policies, and constructive action to the governor and the general assembly including, but not limited to, the following areas:

1. Public and private employment policies and practices.
2. Iowa labor laws.
3. Legal treatment relating to political and civil rights.
4. Black children, youth, and families.
5. Expanded programs to assist blacks as consumers.
6. The employment of blacks and the initiation and sustaining of black businesses and black entrepreneurship.
7. Blacks as members of private and public boards, committees, and organizations.
8. Education, health, housing, social welfare, human rights, and recreation.
9. The legal system, including law enforcement, both criminal and civil.
10. Social service programs.

Sec. 5. NEW SECTION. 601K.135 EMPLOYEES AND RESPONSIBILITY.

The administrator shall be the administrative officer of the division and shall be responsible for implementing policies and programs. The administrator may employ, in accordance with chapter 19A, other persons necessary to carry out the programs of the division.

Sec. 6. NEW SECTION. 601K.136 DUTIES.

The commission shall do all of the following:

1. Serve as an information clearinghouse on programs and agencies operating to assist blacks. Clearinghouse duties shall include, but are not limited to:
 - a. Service as a referral agency to assist blacks in securing access to state agencies and programs.
 - b. Service as a liaison with federal, state, and local governmental units and private organizations on matters relating to blacks.
 - c. Service as a communications conduit to state government for black organizations in the state.
 - d. Stimulation of public awareness of the problems of blacks.
2. Conduct conferences and training programs for blacks, public and private agencies and organizations, and the general public.

3. Coordinate, assist, and cooperate with public and private agencies in efforts to expand equal rights and opportunities for blacks in the areas of: employment, economic development, education, health, housing, recreation, social welfare, social services, and the legal system.

4. Serve as the central permanent agency for the advocacy of services for blacks.

5. Provide assistance to and cooperate with individuals and public and private agencies and organizations in joint efforts to study and resolve problems relating to the improvement of the status of blacks.

6. Publish and disseminate information relating to blacks, including publicizing their accomplishments and contributions to this state.

7. Evaluate existing and proposed programs and legislation for their impact on blacks.

8. Coordinate or conduct training programs for blacks to enable them to assume leadership positions.

9. Conduct surveys of blacks to ascertain their needs.

10. Assist the department of personnel in the elimination of underutilization of blacks in the state's workforce.

11. Recommend legislation to the governor and the general assembly designed to improve the educational opportunities and the economic and social conditions of blacks in this state.

Sec. 7. NEW SECTION. 601K.137 ADDITIONAL AUTHORITY.

The commission may do any or all of the following:

1. Do all things necessary, proper, and expedient in accomplishing the duties listed in section 601K.136 and this section.

2. Hold hearings.

3. Enter into contracts, within the limit of funds made available, with individuals, organizations, and institutions for services furthering the objectives of the commission as listed in section 601K.134.

4. Seek advice and counsel of informed individuals and organizations, in the accomplishment of the objectives of the commission.

5. Apply for and accept grants of money or property from the federal government or any other source, and upon its own order use this money, property, or other resources to accomplish the objectives of the commission.

Sec. 8. NEW SECTION. 601K.138 ACCESS TO INFORMATION.

For the purpose of research and study, the commission and the administrator shall have access to all nonconfidential records, data, information, and statistics of all departments, boards, commissions, agencies, and institutions of this state.

Sec. 9. NEW SECTION. 601K.139 ANNUAL REPORT.

Not later than August 1 of each year, the commission shall file a report with the governor and the general assembly of its activities for the previous fiscal year and its programmatic priorities for the current year beginning July 1. The commission may submit with the report any recommendations pertaining to its affairs and shall submit recommendations for legislative consideration and other action it deems necessary.

Sec. 10. INITIAL APPOINTMENTS. Four of the members appointed to the initial commission shall be designated by the governor to serve two-year terms, and five shall be designated by the governor to serve four-year terms.