

Sec. 8. Section 455G.11, subsection 6, paragraph b, Code 1993, is amended to read as follows:
b. ANNUAL PREMIUMS. The annual premium shall be:

- (1) For the year July 1, 1991, through June 30, 1992, two hundred dollars per insured tank.
- (2) For the year July 1, 1992, through June 30, 1993, two hundred fifty dollars per insured tank.
- (3) For the year July 1, 1993, through June 30, 1994, three hundred dollars per insured tank.
- (4) For the period from July 1, 1994, through December 31, 1994, three hundred fifty dollars per insured tank.

(4) (5) For subsequent years time periods, installers and inspectors shall pay an annually adjusted insurance premium to maintain coverage on each tank previously installed or newly insured by the insurance account. The board may only approve fund coverage through the payment of a premium established on an actuarially sound basis. The premium paid shall be fully earned and is not subject to refund or cancellation. If coverage is purchased for any part of a year the purchaser shall pay the full annual premium.

(5) (6) The board may offer coverage at rates based on sales if the qualifying installer or inspector cannot be rated on a per tank basis, or if the work the installer or inspector performs involves more than tank installation. The rates to develop premiums shall be based on the premium charged per tank under subparagraphs (1), (2), ~~and~~ (3), and (4).

Sec. 9. Section 455G.11, subsection 10, paragraph c, Code 1993, is amended to read as follows:
c. PREMIUMS. The annual premium for insurance coverage shall be two hundred fifty dollars per party, per location, with an overall limit of liability per site of five hundred thousand dollars. The premiums are fully earned. Each party purchasing coverage at that site will have the total limit of liability prorated over the total limit among the policies issued, so as to avoid stacking beyond the total coverage limit of five hundred thousand dollars. If coverage is purchased for any part of a year, the purchaser shall pay the full annual premium.

After ~~June 30~~ December 31, 1994, an owner, operator, landowner, or financial institution applying for coverage shall pay an annually adjusted insurance premium for coverage by the insurance account. The board may only approve fund coverage through the payment of a premium established on an actuarially sound basis.

Sec. 10. Section 455G.18, subsection 1, Code 1993, is amended to read as follows:

1. The department of natural resources shall adopt rules pursuant to chapter 17A requiring that groundwater professionals register with the department of natural resources. The rules shall include provisions for suspension or revocation of registration for good cause.

Approved May 21, 1993

CHAPTER 156

PROPERTY TAX CREDITS AND REIMBURSEMENTS

H.F. 671

AN ACT relating to the definition of income for purposes of the mobile home property tax credit and the homestead tax credit and rent reimbursement and providing effective and applicability dates.

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

Section 1. Section 425.17, subsection 7, Code 1993, is amended to read as follows:

7. "Income" means the sum of Iowa net income as defined in section 422.7, plus all of the following to the extent not already included in Iowa net income: Capital gains, alimony, child support money, cash public assistance and relief, except property tax relief granted under this

division, the gross amount of any pension or annuity, including but not limited to railroad retirement benefits, ~~all payments received under the federal social security~~ Social Security Act, except child insurance benefits received by a member of the claimant's household, and all military retirement and veterans' disability pensions, interest received from the state or federal government or any of its instrumentalities, workers' compensation and the gross amount of disability income or "loss of time" insurance. "Income" does not include gifts from nongovernmental sources, or surplus foods or other relief in kind supplied by a governmental agency.

Sec. 2. This Act takes effect January 1, 1994, and applies to mobile home tax claims and property tax credit claims filed on or after that date, and to rent reimbursement claims filed on or after January 1, 1995.

Approved May 21, 1993

CHAPTER 157

DOMESTIC ABUSE

S.F. 342

***AN ACT** relating to domestic abuse, expanding the definition of domestic abuse, adding no-contact provisions to pretrial release conditions, and providing penalties.

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

Section 1. Section 236.2, subsection 2, Code 1993, is amended to read as follows:

2. "Domestic abuse" means committing assault as defined in section 708.1 under either any of the following circumstances:

a. The assault is between family or household members who resided together at the time of the assault.

b. The assault is between separated spouses or persons divorced from each other and not residing together at the time of the assault.

c. The assault is between persons who are parents of the same minor child, regardless of whether they have been married or have lived together at any time.

d. The assault is between persons who have been family or household members residing together within the past year and are not residing together at the time of the assault.

Sec. 2. NEW SECTION. 236.3B ASSISTANCE BY COUNTY ATTORNEY.

A county attorney's office may provide assistance to a person wishing to initiate proceedings pursuant to this chapter or to a plaintiff at any stage of a proceeding under this chapter, if the individual does not have sufficient funds to pay for legal assistance and if the assistance does not create a conflict of interest for the county attorney's office. The assistance provided may include, but is not limited to, assistance in obtaining or completing forms, filing a petition or other necessary pleading, presenting evidence to the court, and enforcing the orders of the court entered pursuant to this chapter. Providing assistance pursuant to this section shall not be considered the private practice of law for the purposes of section 331.752.

Sec. 3. Section 236.4, subsection 1, Code 1993, is amended to read as follows:

1. ~~Within ten~~ Not less than five and not more than fifteen days after commencing a proceeding and upon notice to the other party, a hearing shall be held at which the plaintiff must prove the allegation of domestic abuse by a preponderance of the evidence.

*Estimate of additional local revenue expenditures required by state mandate on file with the Secretary of State