

CHAPTER 1057

ASBESTOS REMOVAL PERMITS

S.F. 2044

AN ACT relating to technical differences between an asbestos license and an asbestos permit.

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

Section 1. Section 88B.3, subsection 4, Code 1993, is amended to read as follows:

4. At least once a year, during an actual asbestos project, the division shall conduct an on-site inspection of each licensee's permittee's procedures for removing and encapsulating asbestos.

Sec. 2. Section 88B.5, subsection 1, Code 1993, is amended to read as follows:

1. To apply for a license, a ~~business entity~~ an individual shall submit an application to the division in the form required by the division and shall pay the fee prescribed by the division.

Sec. 3. Section 88B.9, subsections 1 and 3, Code 1993, are amended to read as follows:

1. In an emergency that results from a sudden, unexpected event that is not a planned renovation or demolition, the commissioner may waive the requirement for a license permit.

3. If the business entity is not primarily engaged in the removal or encapsulation of asbestos, the commissioner may waive the requirement for a license permit if worker protection requirements are met or an alternative procedure is approved pursuant to subsection 2.

Sec. 4. Section 88B.11, Code 1993, is amended to read as follows:

88B.11 BIDS FOR GOVERNMENTAL PROJECTS.

A state agency or political subdivision shall not accept a bid in connection with any asbestos project from a business entity ~~which that~~ does not hold a license permit from the division at the time the bid is submitted.

Approved April 12, 1994

CHAPTER 1058

DISTRIBUTION OF EARNINGS BY COOPERATIVE ASSOCIATIONS

S.F. 2153

AN ACT providing for the distribution of earnings by cooperative associations operating on a pooling basis.

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

Section 1. Section 499.30, Code 1993, is amended to read as follows:

499.30 DISTRIBUTION OF EARNINGS.

The directors shall annually dispose of the earnings of the association in excess of its operating expenses as follows:

1. To provide a reasonable reserve for depreciation, obsolescence, bad debts, or contingent losses or expenses.

2. a. To the extent that the cooperative association is operating on a pooling basis, the board of directors of the cooperative association shall determine the portion of the remaining earnings derived from the pool that will be added to the surplus. The cooperative association is operating on a pooling basis, if the association markets, sells, or handles an agricultural product and all of the following apply:

(1) The product is a pool composed by commingling units of the same kind of product which are contributed to the cooperative association by its members.