

an active peace officer within one hundred eighty days of appointment as a reserve peace officer.

4. The minimum training course required for a reserve peace officer shall be conducted pursuant to sections 80D.4 and 80D.7, and the following training schedule:

a. During the first year, thirty hours of general law enforcement training is required as provided in section 80D.4 and as prescribed by the Iowa law enforcement academy council. If weapons are to be carried, a reserve peace officer shall complete a weapons training course having the same number of hours of training as is required of regular peace officers in basic training pursuant to section 80D.7.

b. During the second through the fourth year, forty hours of training shall be provided each year. Ten hours annually shall be obtained by each reserve peace officer working with a regular peace officer. The remaining thirty hours annually shall be selected by the appointing authority from the approved basic training curriculum established by the Iowa law enforcement academy for use in training regular peace officers.

c. Notwithstanding the time schedule provided in this subsection, a Δ person is eligible for state certification as a reserve peace officer upon satisfactory completion of the one hundred fifty hours of training required for certification and testing requirements specified by academy rules. A reserve peace officer enrolled in an academy-approved minimum course of training prior to July 1, 2007, shall obtain state certification by July 1, 2012.

Sec. 3. Section 80D.4, Code 2007, is amended to read as follows:
80D.4 TRAINING.

Training for individuals appointed as reserve peace officers shall be provided by that law enforcement agency, but may be obtained in instructors in a community college or other facility, including a law enforcement agency, selected by the individual and approved by the law enforcement agency and the academy. Upon satisfactory completion of training required by the Iowa law enforcement academy, the chief of police, sheriff, commissioner of public safety, or director of the judicial district department of correctional services academy shall certify the individual as a reserve peace officer.

Sec. 4. NEW SECTION. 80D.4A TRAINING AND CERTIFICATION REQUIREMENTS.

The director of the academy, subject to the approval of the council, shall promulgate rules in accordance with the provisions of this chapter and chapter 17A, giving due consideration to varying factors and special requirements of law enforcement agencies relative to the standardized training and state certification of reserve peace officers.

Approved April 10, 2007

CHAPTER 48

REGULATION OF RACING AND GAMING — HORSE RACING

S.F. 129

AN ACT relating to the racing and gaming commission by modifying provisions regulating horses involved in horse racing and providing an effective date.

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

Section 1. Section 99D.25, subsections 5 and 9, Code 2007, are amended to read as follows:

5. Every horse which suffers a breakdown on the racetrack, in training, or in competition,

and is destroyed, and every other horse which expires while stabled on the racetrack under the jurisdiction of the commission, shall undergo a postmortem examination by a veterinarian or a veterinary pathologist at a time and place acceptable to the commission veterinarian to determine the injury or sickness which resulted in euthanasia or natural death. Test samples shall may be obtained from the carcass upon which the postmortem examination is conducted and shall be sent to a laboratory approved by the commission for testing for foreign substances and natural substances at abnormal levels. When practical, blood and urine test samples should be procured prior to euthanasia. The owner of the deceased horse is responsible for payment of any charges due to conduct the postmortem examination. A record of every post-mortem shall be filed with the commission by the veterinarian or veterinary pathologist who performed the postmortem within seventy-two hours of the death. Each owner and trainer accepts the responsibility for the postmortem examination provided herein as a requisite for maintaining the occupational license issued by the commission.

9. The commission shall conduct random tests of bodily substances of horses entered to race each day of a race meeting to aid in the detection of any unlawful drugging. The tests may be conducted both prior to and after a race. The commission shall may also test any horse that breaks down during a race and shall perform an autopsy on any horse that is killed or subsequently destroyed as a result of an accident during a race. When practical, blood and urine test samples should be procured prior to euthanasia.

Sec. 2. Section 99D.25A, subsection 1, paragraph a, Code 2007, is amended to read as follows:

a. "Bleeder" means, according to its context, either any of the following:

(1) A horse which, during a race or exercise, is observed by the commission veterinarian or ~~designee~~ a licensed practicing veterinarian to be shedding blood from one or both nostrils and in which no upper airway injury is noted during an examination by the commission veterinarian ~~or a licensed practicing veterinarian~~ immediately following such a race or exercise;

(2) A horse which, within one and one-half hours of such a race or exercise, is observed by the commission veterinarian ~~or a licensed practicing veterinarian~~, through visual or endoscopic examination, to be shedding blood from the lower airway; ~~or~~.

(3) A horse which has been certified as a bleeder in another state.

(4) A horse which has furosemide listed on its most recent past performance.

(5) A horse which, by recommendation of a licensed practicing veterinarian, is prescribed furosemide to control or prevent bleeding from the lungs.

Sec. 3. Section 99D.25A, subsection 2, Code 2007, is amended to read as follows:

2. Phenylbutazone shall not be administered to a horse in dosages which would result in concentrations of more than ~~two point two~~ five micrograms of the substance or its metabolites per milliliter of blood.

Sec. 4. Section 99D.25A, subsection 4, Code 2007, is amended to read as follows:

4. If a test detects concentrations of phenylbutazone in the system of a horse in excess of the level permitted in this section, the commission shall assess a civil penalty against the trainer of at least two hundred dollars for the first offense and at least five hundred dollars for a second offense. The penalty for a third or subsequent offense shall be in the discretion of the commission. ~~A penalty assessed under this subsection shall not affect the placing of the horse in the race.~~

Sec. 5. Section 99D.25A, subsection 7, Code 2007, is amended to read as follows:

7. A horse entered to race with furosemide must be treated at least four hours prior to post time. The furosemide shall be administered intravenously by a veterinarian employed by the owner or trainer of the horse. The commission shall adopt rules to ensure that furosemide is administered as provided in this section. The commission shall require that the practicing veterinarian deliver an affidavit signed by the veterinarian which certifies information regarding

the treatment of the horse. The affidavit must be delivered to a commission veterinarian within twenty minutes following the treatment. The statement must at least include the name of the practicing veterinarian, the tattoo number of the horse, the location of the barn and stall where the treatment occurred, the race number of the horse, the name of the trainer, and the time that the furosemide was administered. Furosemide shall only be administered in a dose level of ~~two~~ no less than one hundred fifty milligrams and no more than five hundred milligrams.

Sec. 6. Section 99F.6, subsection 8, paragraph a, Code 2007, is amended to read as follows:

a. The licensee or a holder of an occupational license shall consent to the search, without a warrant, by agents of the division of criminal investigation of the department of public safety or commission employees designated by the secretary administrator of the commission, of the licensee's or holder's person, personal property, and effects, and premises which are located on the excursion gambling boat or adjacent facilities under control of the licensee, in order to inspect or investigate for violations of this chapter or rules adopted by the commission pursuant to this chapter. The department or commission may also obtain administrative search warrants under section 808.14.

Sec. 7. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 10, 2007

CHAPTER 49

STATE PAYMENT OF MENTAL HEALTH, MENTAL RETARDATION, AND DEVELOPMENTAL DISABILITIES SERVICES FUNDING

S.F. 169

AN ACT providing for county eligibility for state payment of certain mental health, mental retardation, and developmental disabilities services funding and providing effective and retroactive applicability dates.

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

Section 1. SERVICES FUND TRANSFER — ALLOWED GROWTH PAYMENT.

1. For the purposes of this section, "services fund" means a county's mental health, mental retardation, and developmental disabilities services fund created under section 331.424A.

2. If a county failed to levy the maximum dollar amount allowed for the county's services fund for the fiscal year beginning July 1, 2006, the county shall qualify for the per capita expenditure target pool allowed growth payment under section 426B.5, subsection 1, made in that fiscal year provided all of the following conditions are met:

a. The county has a population of more than 10,600 but less than 10,700, according to the 2005 population estimate issued by the federal government.

b. On the enactment date of this Act, the county has an unobligated or unencumbered balance in the undesignated portion of the general fund of the county under section 331.427 in an amount at least equal to the difference between the actual dollar amount the county levied for the county's services fund for the fiscal year and the maximum dollar amount allowed to be levied for the county's services fund for the fiscal year.