

ral resources, the department of workforce development, the office of energy independence, and the utilities board of the department of commerce shall establish an Iowa green corps program. The commission shall work with the collaborating agencies and nonprofit agencies in developing a strategy for attracting additional financial resources for the program from other sources which may include but are not limited to utilities, private sector, and local, state, and federal government funding sources. The financial resources received shall be credited to the community programs account created pursuant to section 15H.5.

2. The program shall utilize AmeriCorps or Iowa summer youth corps program volunteers to provide capacity building activities, training, and implementation of major transformative projects in communities. The project selection shall emphasize energy efficiency, historic preservation, neighborhood development, and storm water reduction and management.

3. The capacity building activities shall be targeted in communities that are already working with existing community improvement programs, including but not limited to the Iowa great places program established under section 303.3C, the green streets and main street Iowa programs administered by the department of economic development, and disaster remediation activities by communities located within an area declared to be a disaster area in a declaration issued by the president of the United States or the governor.

Sec. 3. Section 422.7, Code 2009, is amended by adding the following new subsection:  
NEW SUBSECTION. 23. Subtract, to the extent included, the amount of federal Segal AmeriCorps education award payments.

Sec. 4. EFFECTIVE DATES — APPLICABILITY.

1. Except as provided in subsection 2, this Act, being deemed of immediate importance, takes effect upon enactment.

2. The provision of this Act amending section 422.7 takes effect January 1, 2010, and is applicable on or after that date.

Approved May 26, 2009

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## CHAPTER 162

### LOCAL GOVERNMENT BOARDS, COMMISSIONS, COMMITTEES, AND COUNCILS — GENDER BALANCE

*H.F. 243*

**AN ACT** providing for gender balance on local boards, commissions, committees, and councils, and including an applicability provision.

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

Section 1. Section 69.16A, Code 2009, is amended to read as follows:  
69.16A GENDER BALANCE.

1. All appointive boards, commissions, committees, and councils of the state established by the Code, if not otherwise provided by law, shall be gender balanced. No person shall be appointed or reappointed to any board, commission, committee, or council established by the Code if that appointment or reappointment would cause the number of members of the board, commission, committee, or council of one gender to be greater than one-half the membership of the board, commission, committee, or council plus one if the board, commission, committee, or council is composed of an odd number of members. If the board, commission, committee,

or council is composed of an even number of members, not more than one-half of the membership shall be of one gender. If there are multiple appointing authorities for a board, commission, committee, or council, they shall consult each other to avoid a violation of this section. This section shall not prohibit an individual from completing a term being served on June 30, 1987.

2. All appointive boards, commissions, committees, and councils of a political subdivision of the state that are established by the Code, if not otherwise provided by law, shall be gender balanced as provided by subsection 1 unless the political subdivision has made a good faith effort to appoint a qualified person to fill a vacancy on a board, commission, committee, or council in compliance with subsection 1 for a period of three months but has been unable to make a compliant appointment. In complying with the requirements of this subsection, political subdivisions shall utilize a fair and unbiased method of selecting the best qualified applicants. This subsection shall not prohibit an individual whose term expires prior to January 1, 2012, from being reappointed even though the reappointment continues an inequity in gender balance.

Sec. 2. APPLICABILITY. This Act is applicable to appointive boards, commissions, committees, and councils of a political subdivision of the state on and after January 1, 2012.

Approved May 26, 2009

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## CHAPTER 163

### ASSISTIVE OR SERVICE ANIMALS

H.F. 488

**AN ACT** relating to assistive or service animals including provisions relating to persons controlling the assistive animal and including the maintenance of service animals as an eligible service reimbursable under the home and community-based services waivers.

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

Section 1. Section 216C.11, subsection 2, Code 2009, is amended to read as follows:

2. A person with a disability ~~or, a person assisting a person with a disability by controlling an assistive animal, or a~~ person training an assistive animal has the right to be accompanied by a service dog or an assistive animal, under control, in any of the places listed in sections 216C.3 and 216C.4 without being required to make additional payment for the service dog or assistive animal. A landlord shall waive lease restrictions on the keeping of animals for the service dog or assistive animal of a person with a disability. The person is liable for damage done to any premises or facility by a service dog or assistive animal.

Sec. 2. SERVICE ANIMALS — ELIGIBLE SERVICE UNDER MEDICAL ASSISTANCE HOME AND COMMUNITY-BASED SERVICES WAIVERS.

1. The department of human services shall submit an amendment to the centers for Medicare and Medicaid services of the United States department of health and human services to add the maintenance of a service animal as an eligible service reimbursable under the medical assistance home and community-based services waivers.

2. For the purposes of this section:

a. "Maintenance of a service animal" means the provision of ancillary care for a service animal if specifically related to the health and maintenance of the service animal.