

i

---

# SUMMARY OF LEGISLATION ENACTED IN THE YEAR 1991 BY THE FIRST REGULAR SESSION OF THE SEVENTY-FOURTH GENERAL ASSEMBLY AND SIGNED BY THE GOVERNOR

Prepared by the Legislative Service Bureau

## PURPOSE

This summary of legislation enacted by the 1991 General Assembly has been prepared for the use of legislators and other interested parties. The summary of each legislative enactment has been assigned to a major subject category. It is believed that the purpose of this compilation — that of providing interested persons with quick reference to legislation enacted in specific areas and generally informing persons of the contents and effective date of the legislation — will be served by this publication.

## HOW TO FIND A SUMMARY

If you know the original file number of a particular bill, you may refer to the chart of the pages immediately following to locate the category in which the summary will be found. Otherwise, each subject category begins with a table of contents listing the file number and the chapter title from the 1991 Iowa Acts and a listing of related legislation directing the reader to the category in which the summary is located and briefly explaining how the category at hand is related.

## EFFECTIVE DATE

The effective date of the legislative enactments is July 1, 1991, unless otherwise specified in an individual summary.

## VETOED BILLS

The bills which were vetoed by the Governor in their entirety are included and noted in this summary. The items vetoed by the Governor are specified in their particular summary.

## INFORMATION IN THE APPENDICES

The appendices contain the following information:

1. A table of Senate and House Files indicating the chapter numbers assigned the 1991 Acts of the Seventy-fourth General Assembly.
2. Listings of the sections of the Code of Iowa, 1991 Senate and House Files, and Session Laws that were amended or repealed during the 1991 Session. In addition, listings of amendments to regular and standing appropriations, administrative rules, and a proposed constitutional amendment are provided.



Printed on recycled paper

## TABLE OF CONTENTS

### Location of Summaries by File Number:

Senate Files.....	v
House Files.....	vii

### Subject Areas:

Agriculture.....	1
Alcohol Regulation & Substance Abuse.....	7
Appropriations.....	11
Bonding & Debt Finance.....	35
Business, Banking & Insurance.....	39
Courts & Judicial Proceedings.....	53
Criminal Justice & Corrections.....	61
Economic Development.....	69
Education.....	73
Energy & Public Utilities.....	83
Environmental Protection.....	89
Gaming.....	97
Health & Safety.....	101
Human Services.....	111
Labor & Employment.....	121
Local Government.....	127
Natural Resources & Outdoor Recreation.....	141
State Government.....	147
Taxation.....	159
Transportation.....	165

### Appendices:

Chapter Numbers of 1991 Acts.....	171
Sections Amended, Added, or Repealed.....	175
Iowa Acts Amended.....	225
Statutory Standing Appropriations Amended or Modified for 1991-92 Fiscal Year.....	234
Appropriations for 1990-91 Fiscal Year Amended.....	235
Iowa Administrative Code.....	240
Proposed Amendment to Iowa Constitution.....	240

## LOCATION OF SUMMARIES BY FILE NUMBER SENATE FILES

Number	Major Subject	Number	Major Subject
SF 2	Health & Safety	SF 254	Economic Development
SF 4	Local Government	SF 257	Economic Development
SF 10	Human Services	SF 268	Education
SF 23	Education	SF 269	Health & Safety
SF 33	Agriculture	SF 273	Alcohol Reg. & Substance Abuse
SF 34	Agriculture	SF 276	Business, Banking & Insurance
SF 42	Health & Safety	SF 284	State Government
SF 43	Health & Safety	SF 291	Human Services
SF 53	Agriculture	SF 297	Environmental Protection
SF 56	Agriculture	SF 308	Alcohol Reg. & Substance Abuse
SF 78	Education	SF 310	Business, Banking & Insurance
SF 83	Taxation	SF 311	Business, Banking & Insurance
SF 87	Business, Banking & Insurance	SF 313	Education
SF 89	Local Government	SF 314	Education
SF 90	Economic Development	SF 317	Energy & Public Utilities
SF 92	Local Government	SF 318	Energy & Public Utilities
SF 97	Transportation	SF 323	Natural Resources
SF 102	Courts & Judicial Proceedings	SF 324	Environmental Protection
SF 104	State Government	SF 326	State Government
SF 110	Gaming	SF 327	State Government
SF 111	State Government	SF 329	Transportation
SF 112	Criminal Justice	SF 331	Transportation
SF 114	Health & Safety	SF 336	State Government
SF 115	Human Services	SF 337	Transportation
SF 116	Alcohol Reg. & Substance Abuse	SF 338	Transportation
SF 121	Appropriations	SF 340	State Government
SF 131	Courts & Judicial Proceedings	SF 342	Health & Safety
SF 134	Natural Resources	SF 343	Human Services
SF 138	Education	SF 345	Human Services
SF 141	Education	SF 346	State Government
SF 146	Education	SF 350	Taxation
SF 150	Natural Resources	SF 355	Courts & Judicial Proceedings
SF 151	State Government	SF 356	Taxation
SF 171	Alcohol Reg. & Substance Abuse	SF 362	Environmental Protection
SF 172	Agriculture	SF 363	Health & Safety
SF 174	Agriculture	SF 373	Education
SF 179	Business, Banking & Insurance	SF 382	Energy & Public Utilities
SF 180	Criminal Justice	SF 383	Health & Safety
SF 182	Local Government	SF 389	State Government
SF 184	Education	SF 403	Taxation
SF 188	Health & Safety	SF 411	Human Services
SF 193	Health & Safety	SF 412	Health & Safety
SF 205	Natural Resources	SF 419	Local Government
SF 209	Appropriations	SF 422	Local Government
SF 210	Health & Safety	SF 429	Agriculture
SF 211	Criminal Justice	SF 435	Business, Banking & Insurance
SF 213	Courts & Judicial Proceedings	SF 436	Agriculture
SF 218	Education	SF 441	Labor & Employment
SF 221	Local Government	SF 444	Criminal Justice
SF 231	Transportation	SF 445	Courts & Judicial Proceedings

## SENATE FILES — Continued

Number	Major Subject	Number	Major Subject
SF 452	Agriculture	SF 505	State Government
SF 453	Courts & Judicial Proceedings	SF 507	Business, Banking & Insurance
SF 454	Transportation	SF 508	Energy & Public Utilities
SF 455	Human Services	SF 518	Business, Banking & Insurance
SF 457	Labor & Employment	SF 519	Business, Banking & Insurance
SF 470	Human Services	SF 520	Business, Banking & Insurance
SF 471	Human Services	SF 525	Agriculture
SF 473	Education	SF 529	Appropriations
SF 476	State Government	SF 532	Appropriations
SF 477	Business, Banking & Insurance	SF 533	Education
SF 478	Education	SF 535	Criminal Justice
SF 479	Human Services	SF 536	Taxation
SF 488	Local Government	SF 539	Health & Safety
SF 491	Business, Banking & Insurance	SF 541	Appropriations
SF 492	Local Government	SF 542	Appropriations
SF 494	Business, Banking & Insurance	SF 544	Education
SF 495	Courts & Judicial Proceedings	SF 545	Energy & Public Utilities
SF 496	Criminal Justice	SF 546	State Government
SF 501	Labor & Employment	SF 547	Local Government
SF 502	Labor & Employment	SF 548	Appropriations
SF 503	Labor & Employment	SF 549	Appropriations
SF 504	Energy & Public Utilities	SF 550	Transportation

## SENATE RESOLUTIONS

Number	Major Subject
SJR 1	State Government
SJR 9	Human Services

## LOCATION OF SUMMARIES BY FILE NUMBER HOUSE FILES

Number	Major Subject	Number	Major Subject
HF 4	Local Government	HF 386	Energy & Public Utilities
HF 5	State Government	HF 391	Alcohol Reg. & Substance Abuse
HF 20	Business, Banking & Insurance	HF 392	Human Services
HF 73	State Government	HF 417	Taxation
HF 91	Health & Safety	HF 419	Transportation
HF 92	Local Government	HF 420	State Government
HF 109	Natural Resources	HF 423	Education
HF 110	Business, Banking & Insurance	HF 426	Transportation
HF 129	Local Government	HF 430	Criminal Justice
HF 152	Health & Safety	HF 455	Education
HF 173	Appropriations	HF 459	Labor & Employment
HF 182	Local Government	HF 479	Appropriations
HF 197	Local Government	HF 480	Local Government
HF 198	State Government	HF 483	Transportation
HF 199	Economic Development	HF 485	Education
HF 220	Transportation	HF 486	Education
HF 231	Business, Banking & Insurance	HF 487	Taxation
HF 232	Health & Safety	HF 489	Taxation
HF 233	Natural Resources	HF 491	Transportation
HF 237	Local Government	HF 498	Economic Development
HF 252	Transportation	HF 499	Local Government
HF 254	Transportation	HF 500	Human Services
HF 260	Business, Banking & Insurance	HF 501	Health & Safety
HF 274	State Government	HF 502	Business, Banking & Insurance
HF 275	Transportation	HF 506	Courts & Judicial Proceedings
HF 285	Health & Safety	HF 510	Local Government
HF 288	Natural Resources	HF 516	Education
HF 289	Natural Resources	HF 517	Labor & Employment
HF 294	Business, Banking & Insurance	HF 518	Education
HF 296	Human Services	HF 534	Courts & Judicial Proceedings
HF 297	Transportation	HF 556	Business, Banking & Insurance
HF 298	Gaming	HF 558	Human Services
HF 302	Environmental Protection	HF 565	Local Government
HF 306	Labor & Employment	HF 566	Business, Banking & Insurance
HF 307	Transportation	HF 567	Business, Banking & Insurance
HF 309	Transportation	HF 570	Energy & Public Utilities
HF 322	Economic Development	HF 571	Business, Banking & Insurance
HF 324	Courts & Judicial Proceedings	HF 575	Health & Safety
HF 325	Environmental Protection	HF 577	Natural Resources
HF 334	Education	HF 583	Education
HF 335	Courts & Judicial Proceedings	HF 589	Labor & Employment
HF 343	Energy & Public Utilities	HF 592	State Government
HF 344	State Government	HF 593	Education
HF 353	Gaming	HF 596	Health & Safety
HF 357	Courts & Judicial Proceedings	HF 598	Courts & Judicial Proceedings
HF 373	Natural Resources	HF 601	Business, Banking & Insurance
HF 375	Environmental Protection	HF 602	Courts & Judicial Proceedings
HF 380	Health & Safety	HF 610	Natural Resources
HF 384	State Government	HF 612	Local Government
HF 385	Transportation	HF 614	Local Government

## HOUSE FILES — Continued

Number	Major Subject	Number	Major Subject
HF 617	Business, Banking & Insurance	HF 688	Environmental Protection
HF 618	Courts & Judicial Proceedings	HF 687	Taxation
HF 619	Business, Banking & Insurance	HF 688	Business, Banking & Insurance
HF 625	Transportation	HF 689	Local Government
HF 626	Business, Banking & Insurance	HF 690	Local Government
HF 627	Local Government	HF 691	Taxation
HF 634	Business, Banking & Insurance	HF 693	Local Government
HF 639	Economic Development	HF 694	Local Government
HF 644	State Government	HF 697	Courts & Judicial Proceedings
HF 649	Environmental Protection	HF 698	Education
HF 651	Gaming	HF 700	Taxation
HF 655	Health & Safety	HF 703	Natural Resources
HF 656	State Government	HF 704	Local Government
HF 657	Agriculture	HF 706	Environmental Protection
HF 661	Environmental Protection	HF 707	Bonding & Debt Finance
HF 662	Criminal Justice	HF 709	State Government
HF 668	Health & Safety	HF 710	State Government
HF 672	Health & Safety	HF 712	Appropriations
HF 679	Courts & Judicial Proceedings		

## HOUSE RESOLUTIONS

Number	Major Subject
HCR 30	Education
HJR 10	Human Services

## AGRICULTURE

SENATE FILE	33	— Pesticide Dealer Licensing
SENATE FILE	34	— Purple Loosestrife Regulation
SENATE FILE	53	— Falsification of Certificates Required for Moving Swine
SENATE FILE	56	— County and District Fairs
SENATE FILE	172	— State Fair Foundation
SENATE FILE	174	— Fraudulent Practice in Payment to Livestock Dealers
SENATE FILE	429	— Agricultural Land
SENATE FILE	436	— Private Activity Bond Allocation for First-time Farmers
SENATE FILE	452	— Administration of State Fair and Other Fairs
SENATE FILE	525	— Regulation of Dairy and Other Food Products
HOUSE FILE	657	— Ethanol Blended Gasoline

## RELATED LEGISLATION

SENATE FILE	171	— Identification and Eradication of Marijuana Plants <i>SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.</i> This Act amends a provision which requires the Department of Public Safety to identify and eradicate marijuana plants.
SENATE FILE	297	— Pesticides — Ingredients — Information <i>SEE ENVIRONMENTAL PROTECTION.</i> This Act amends provisions enacted in 1990 requiring the reporting of inert ingredients in pesticides to the Department of Agriculture and Land Stewardship, the Department of Natural Resources, and the Center for Health Effects of Environmental Contamination. The use and distribution of pesticides are regulated by the Department of Agriculture and Land Stewardship.
SENATE FILE	529	— Appropriations to State Departments and Agencies and Related Provisions <i>SEE APPROPRIATIONS.</i> This Act includes appropriations to the Department of Agriculture and Land Stewardship and various agriculture programs.
SENATE FILE	542	— Appropriations for Energy Conservation and Environmental Protection <i>SEE APPROPRIATIONS.</i> This Act makes appropriations from the various petroleum overcharge funds to the Department of Natural Resources, the Department of Agriculture and Land Stewardship, and the Division of Community Action Agencies of the Department of Human Rights.
SENATE FILE	545	— Renewable Fuel <i>SEE ENERGY AND PUBLIC UTILITIES.</i> This Act relates to the production and distribution of renewable fuels, including ethanol-based fuel and contains various provisions involving agriculture and the Department of Agriculture and Land Stewardship.
SENATE FILE	549	— Appropriations from Lottery Fund <i>SEE APPROPRIATIONS.</i> The Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.

- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000. The Act affects various agricultural programs, provisions, and special funds.
- HOUSE FILE 254** — Special Mobile Equipment — Corn Shellers and Feed Grinders  
*SEE TRANSPORTATION.* This Act removes a special registration provision for trucks on which a portable mill or corn sheller is mounted and requires that they, and other similar vehicles, be registered and regulated as special mobile equipment.
- HOUSE FILE 325** — Certification of Well Contractors  
*SEE ENVIRONMENTAL PROTECTION.* This Act establishes a Well Contractor Certification Program and related provisions.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division III of this Act, relating to economic development, makes appropriations to and contains language pertaining to rural resource coordination, small business and rural incubators, the Rural Community 2000 Program, and Rural Development Financing.
- Division IV of this Act appropriates funds to the Farm Mediation and Farm Legal Assistance Programs, and includes statutory language increasing the fee for the Farm Mediation Program from \$25 for each party to \$50 for the borrower and \$100 for the creditor.
- Division VI of this Act makes changes in the definitions and procedures involving the Family Farm Tax Credit, and amends S.F. 452 to allow an original State Fair Board Director an unlimited term of office.
- HOUSE FILE 480** — Levee and Drainage Districts  
*SEE LOCAL GOVERNMENT.* This Act revises provisions affecting levee and drainage districts.
- HOUSE FILE 662** — Facilities Used to Maintain Animals  
*SEE CRIMINAL JUSTICE.* This Act prohibits unauthorized actions taken against an animal facility or an animal maintained at the facility and provides penalties.
- HOUSE FILE 691** — County Agricultural Extension Education Tax  
*SEE TAXATION.* This Act annually increases the maximum amount of money an extension district may raise by the county agricultural extension education tax, beginning in the 1992-1993 Fiscal Year.

## AGRICULTURE

### **SENATE FILE 33 — Pesticide Dealer Licensing**

**BY COMMITTEE ON AGRICULTURE.** This Act amends the Pesticide Act of Iowa in Chapter 206. The fee structure for licensing pesticide dealers is modified. Dealers having less than \$100,000 in gross retail sales are provided an option of paying the annual fee either based on one-tenth percent of the gross retail sales in the previous year, or based on a schedule. The schedule provides for set fees based on gross retail sales ranging from \$25 to \$100.

The Act allows pesticide dealers, applying for licensure, a grace period from July 1 to September 30 before a late fee is imposed.

The late fee for pesticide dealers having less than \$100,000 in gross retail sales of pesticides is based on a schedule of increasing amounts for each month of delinquency. The late fee for pesticide dealers having \$100,000 or more in gross retail sales of pesticides is based on a different schedule. This schedule calculates the late fee based on an increasing percentage of the license fee for each month of delinquency.

The Act also eliminates certain reporting requirements imposed on pesticide dealers having less than \$100,000 in gross retail pesticide sales.

### **SENATE FILE 34 — Purple Loosestrife Regulation**

**BY COMMITTEE ON AGRICULTURE.** This Act amends section 317.25 which prohibits the sale, offer for sale, or distribution of the plant referred to as purple loosestrife (*Lythrum virgatum*). The section exempts from the prohibition varieties which are sterile. The Act permits the sale, offer for sale, or distribution of varieties which are nonaggressive according to a list published by the State Weed Commissioner. The Act requires that a person engaged in the business of selling purple loosestrife must keep accurate records of each variety of purple loosestrife sold. The Department of Agriculture and Land Stewardship is responsible for inspecting records of the person during reasonable business hours.

### **SENATE FILE 53 — Falsification of Certificates Required for Moving Swine**

**BY COMMITTEE ON AGRICULTURE.** This Act provides that a person who falsifies an official health certificate or veterinarian inspection certificate required to move swine in this state is subject to a civil penalty not to exceed \$5,000 for each swine falsified on the certificate. A person shall not be subject to a civil penalty totaling more than \$25,000 for falsifying a certificate, regardless of the number of swine falsified on the certificate. The certificates may be combined with a certificate of inspection on a single form. Two civil penalties cannot be imposed on a person falsifying both certificates.

### **SENATE FILE 56 — County and District Fairs**

**BY COMMITTEE ON AGRICULTURE.** This Act prohibits an agricultural society (e.g., a county fair) from receiving an appropriation in the form of county aid under Chapter 174, until the society submits a financial statement to the county board of supervisors. The statement must show all expenditures of moneys appropriated to the society from the county in the previous year.

### **SENATE FILE 172 — State Fair Foundation**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act creates an Iowa State Fair Foundation under the direction of the Iowa State Fair Board. The Foundation consists of a fund created within the State Treasury composed of contributions used to support Foundation administration, capital projects, or major maintenance improvements connected to property at the state fairgrounds or under the control of the Board. Procedures are established relating to the administration of Foundation moneys.

### **SENATE FILE 174 — Fraudulent Practice in Payment to Livestock Dealers**

**BY COMMITTEE ON AGRICULTURE.** This Act classifies, as a fraudulent practice, the payment for livestock by use of a financial instrument pursuant to an agreement with a livestock dealer or market agency, if a finan-

cial institution fails to honor the instrument because of insufficient funds. However, the Act does not apply if the purchaser pays to the instrument's holder the full amount due on the instrument within one business day following the receipt of notice of the delinquency.

A fraudulent practice carries a range of penalties, from a simple misdemeanor to a class "C" felony, depending on the value of the property transferred.

**SENATE FILE 429 — Agricultural Land**

**BY COMMITTEE ON AGRICULTURE.** This Act relates to agricultural land. The Act provides that a prohibition against the use of wetlands does not prevent a landowner from utilizing the bed of a protected wetland for pasture or cropland regardless of whether drought conditions exist.

The Act amends Chapter 172C, regulating the holding of agricultural land by corporations, limited partnerships, and trusts. The Act amends the definition of corporation regulated under the Chapter to mean a corporation subject to the "Iowa Business Corporation Act" enacted in 1989 in Chapter 490 of the Code. The Act provides that a corporation, authorized corporations, trusts, authorized trusts, limited partnerships, or persons classified as processors who violate provisions of the Act are subject to a civil penalty rather than a criminal fine. The amount of the penalty is reduced from \$50,000 to \$25,000.

The Act rewrites language requiring the Secretary of State to notify a person that the person has not filed a report required under Chapter 172C. It provides that the Attorney General is responsible for assessing the civil penalty for a delay in filing.

The Act requires the Secretary of State to notify the Attorney General when the Secretary of State has reason to believe a violation of Chapter 172C has occurred.

The Act repeals certain provisions within Chapter 172C requiring trust beneficiaries and county assessors to submit annual reports.

**SENATE FILE 436 — Private Activity Bond Allocation for First-time Farmers**

**BY COMMITTEE ON AGRICULTURE.** This Act amends section 7C.4A which sets a state ceiling for allocation of private activity bonds as provided in section 141 of the Internal Revenue Code. The Act provides that the annual amount allocated to qualified small issue bonds issued for first-time farmers under a program administered by the Agricultural Development Authority is increased from 12 to 16 percent of the state ceiling.

The Act takes effect April 11, 1991.

**SENATE FILE 452 — Administration of State Fair and Other Fairs**

**BY KINLEY.** This Act amends Chapter 173, relating to the Iowa State Fair Board. The Act doubles the number of directors elected from each congressional district, by providing that two directors shall represent each district. The Act removes provisions requiring three directors to be elected at large. Each director is eligible to serve a term of two years. However, a person elected as a director who has served five consecutive terms is not eligible to serve for the next term. A limit is placed on the number of terms that original directors may serve. An original director is a person serving as a director on May 30, 1991. At each election, the original director serving for the longest consecutive period is not eligible to serve for the next term. However, this provision was amended in H.F. 479, to provide that original directors may serve an unlimited number of terms.

The Act also amends Chapter 174, relating to the administration of agricultural societies, including county fairs. A president, vice president, treasurer, or a director of the association may be reimbursed for actual expenses incurred in carrying out duties required under law.

Provisions relating to the election of directors to serve on the Iowa State Fair Board take effect May 30, 1991, the date that five congressional districts are established.

**SENATE FILE 525 — Regulation of Dairy and Other Food Products**

**BY COMMITTEE ON AGRICULTURE.** This Act amends provisions relating to the regulation of milk and milk products produced, processed, and sold in this state. The Act provides that the Department of Agriculture and Land Stewardship shall adopt, by rule, "Grade "A" Pasteurized Milk Ordinance, 1989 Revision," including any subsequent revision of that ordinance. The Act provides that the Department shall not amend the ordinance, unless the Department explains each amendment and reasons for the amendment in the Iowa Administrative Bulletin when the rules are required to be published. The Act requires that the Department administer provisions of law consistent with the provisions of the ordinance.

The Act also amends references to publications relied upon by the Department in administering standards for milk and milk products.

The Act repeals a number of sections of the Code which are covered in the ordinance, including provisions relating to pasteurization, recording requirements, injunctive remedies, and the issuance of permits, access to premises, the protection of trade secrets, the sampling and testing of milk, standards for pasteurization, sanitation requirements, and the transfer, handling, and storage of milk. The Act eliminates a number of definitions relating to milk and milk products. The Act allows the Department to contract with qualified persons to administer provisions regulating milk and milk products. The Act provides for the assessment of inspection fees.

The Act also provides special effective dates. Generally, the Act's provisions take effect on January 1, 1992.

**HOUSE FILE 657 — Ethanol Blended Gasoline**

**BY COMMITTEE ON AGRICULTURE.** This Act changes the term "gasohol," which is gasoline blended with alcohol, to the term "ethanol blended gasoline" in Code provisions.

**ALCOHOL REGULATION AND SUBSTANCE ABUSE**

- SENATE FILE 116** — Controlled Substances
- SENATE FILE 171** — Identification and Eradication of Marijuana Plants
- SENATE FILE 273** — Packaging and Sale of Wine and Other Alcoholic Beverages
- SENATE FILE 308** — Controlled Substances—Anabolic Steroids
- HOUSE FILE 391** — Sale of Alcoholic Liquor, Wine, and Beer on Sunday

**RELATED LEGISLATION**

- SENATE FILE 284** — Beer and Wine Wholesalers—Sale of Disposable Containers  
*SEE STATE GOVERNMENT.* This Act permits wholesalers of beer or wine to sell disposable containers designed for one-time personal use consumption to retailers for use for on-premises consumption at licensed retail establishments.
- SENATE FILE 453** — Civil Commitment Proceedings  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act expands the jurisdiction of district court judges to include the authority to preside over involuntary hospitalization, detention, or treatment proceedings under the substance abuse and mental health procedures provisions of the Code.
- SENATE FILE 496** — Corrections  
*SEE CRIMINAL JUSTICE.* This Act makes a number of changes in the area of criminal justice and corrections, and includes provisions relating to operating a motor vehicle while intoxicated (OWI).
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division II of this Act directs the State Board of Regents and each merged area school to adopt prohibiting possession, use, or distribution of controlled substances and to provide substance abuse programs for students and employees, and Division IV of this Act appropriates funds to the Department of Corrections from the Governor's Alliance of Substance Abuse (GASA) and includes other provisions relating to substance abuse programs in Corrections.

**ALCOHOL REGULATION AND SUBSTANCE ABUSE****SENATE FILE 116 — Controlled Substances**

BY COMMITTEE ON HUMAN RESOURCES. This Act expands the definition of "isomer" in order to conform Iowa law to the federal Uniform Controlled Substances Act, adds 1 - [1 - (2 - thienyl)cyclohexyl]-pyrrolidine to the hallucinogenic substances listed in schedule I of Iowa's Uniform Controlled Substances Act, and moves glutethimide from the depressants listed in schedule III to the depressants listed in schedule II of the Iowa Act.

**SENATE FILE 171 — Identification and Eradication of Marijuana Plants**

BY COMMITTEE ON AGRICULTURE. This Act amends a provision which requires the Department of Public Safety to identify and eradicate marijuana plants. The Act changes this provision to require that the Department assist persons who are responsible for the care of private or public land in identifying marijuana plants. The Department is also required to provide education to those persons regarding methods of eradicating the plants.

**SENATE FILE 273 — Packaging and Sale of Wine and Other Alcoholic Beverages**

BY KIBBIE, WELSH, AND TIEDEN. This Act authorizes a class "B" wine permittee who is also a class "E" liquor control licensee to sell wine to class "A", class "B", and class "C" liquor control licensees with certain conditions. The sales are limited to less than one case of any wine brand and not more than one sale shall be made to a licensee in a 24-hour period. The licensed premises of the liquor control licensee must be located in the territory served by the class "A" wine permittee from which the class "B" wine permittee originally purchased the wine. Reports and records of the wine transactions are also required monthly by the licensees.

The Alcoholic Beverages Division is directed to conduct a study of the fees and surcharges collected from licensees and permittees for the privilege of selling alcoholic beverages. Any recommendations are to be reported to the General Assembly by January 15, 1992.

This Act also exempts packaging or packaging materials containing a heavy metal content used by the wine industry until July 1, 1992. After that date, packaging materials using heavy metal contents at certain concentration levels are prohibited.

**SENATE FILE 308 — Controlled Substances — Anabolic Steroids**

BY SZYMONIAK. This Act adds anabolic steroids to the substances listed in schedule III of the Iowa Uniform Controlled Substances Act in order to conform Iowa law with the federal Uniform Controlled Substances Act.

**HOUSE FILE 391 — Sale of Alcoholic Liquor, Wine, and Beer on Sunday**

BY COMMITTEE ON STATE GOVERNMENT. This Act extends the time for the sale of alcoholic beverages on Sunday from 10:00 a.m. to 12:00 midnight to 8:00 a.m. Sunday to 2:00 a.m. the following Monday.

## APPROPRIATIONS

- SENATE FILE 121 — Reversion Date for Armories Appropriation
- SENATE FILE 209 — Departmental Supplemental Appropriations and Other Provisions
- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions
- SENATE FILE 532 — Departmental Appropriation Reductions, Increases, and Fund Transfers
- SENATE FILE 541 — Federal Block Grant Appropriations
- SENATE FILE 542 — Appropriations for Energy Conservation and Environmental Protection
- SENATE FILE 548 — Compensation for Public Officials and Employees
- SENATE FILE 549 — Appropriations from Lottery Fund
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions
- HOUSE FILE 479 — State Government Appropriations and Other Provisions Relating to State Finances
- HOUSE FILE 712 — Appropriations for Claims Against the State

## RELATED LEGISLATION

- SENATE FILE 150 — Unexpended Moneys in Fish and Game Protection Fund  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act provides for the expenditure of moneys remaining in the State Fish and Game Protection Fund during the past fiscal year beginning July 1, 1990, which were not specifically appropriated by the General Assembly.
- SENATE FILE 342 — Prevention of Disabilities  
*SEE HEALTH AND SAFETY.* This Act establishes a Prevention of Disabilities Policy Council and a Technical Assistance Committee to the Council.
- SENATE FILE 441 — Workers' Compensation Self-insurance and Other Provisions  
*SEE LABOR AND EMPLOYMENT.* This Act relates to workers' compensation self-insurance, imposes civil and criminal penalties for filing false financial statements, and provides an appropriation.
- H.C.R. 30 — Board of Regents Ten-year Building Program  
*SEE EDUCATION.* This Resolution authorizes the State Board of Regents' biennial proposed 10-year building program for each institution of higher learning under the jurisdiction of the Board.

## APPROPRIATIONS

### **SENATE FILE 121 — Reversion Date for Armories Appropriation**

**BY COMMITTEE ON APPROPRIATIONS.** This Act extends the date of reversion of appropriations for the construction of armories at Algona, Centerville, and Denison and the planning of an armory at Camp Dodge for an additional year. The current reversion date is March 30, 1991, and this Act extends the date to March 30, 1992.

The Act takes effect March 28, 1991.

### **SENATE FILE 209 — Departmental Supplemental Appropriations and Other Provisions**

**BY COMMITTEE ON APPROPRIATIONS.** This Act makes the first supplemental appropriations for the remainder of the fiscal year ending June 30, 1991, to the Department of Human Services for Aid to Families with Dependent Children, Medical Assistance, juvenile justice, community-based services, transitional child care, foster care, home-based services, the Mental Health Institute at Mount Pleasant, and emergency utility assistance for Aid to Families with Dependent Children recipients; Department of General Services for capitol restoration; National Conference of State Legislatures for the annual membership assessment; Department of Revenue and Finance for litigation of the Burlington Northern Railroad lawsuit; Department of Public Safety for workers' compensation expenses; College Student Aid Commission for the Stafford Loan Program; Iowa State University for biodegradable plastics research; Office of Lieutenant Governor for expenses; State Department of Transportation for salary adjustment; Pioneer Lawmakers for its biennial meeting; Office of State Public Defender for indigent defense; Department of Justice for medical examination in crimes of sexual abuse, venereal disease treatments, and judicial salaries; Department of Corrections for staffing and miscellaneous purposes at Cedar Rapids, Waterloo, and third judicial district correctional facilities; Department of Human Rights for salary and support of an additional interpreter for the Division of Deaf Services; Department of Inspections and Appeals for salaries and support for appeals officers; adjusts the Iowa Finance Authority's Housing Assistance Program; and allows the Department of Economic Development to charge a fee for Welcome Center tapes.

The Act increases, beginning April 1, 1991, the surcharge which a court assesses when it imposes a fine or forfeiture for violation of state law or city or county ordinance from 25 percent to 30 percent and correspondingly reduces the percent of the surcharge which the court keeps to maintain its share at the amount in existence prior to the increase. The Act authorizes any state department or agency to provide funds for the cost of design, construction, and operation of a State Disaster Recovery Facility at Camp Dodge, and provides that moneys deposited into the State General Fund that would have been deposited in those funds designated in H.F. 173 during the period beginning July 1, 1989, and ending June 30, 1993, be used solely for the purposes for which the moneys were collected.

The Act takes effect March 29, 1991.

### **THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$20,000 to continue the Ethanol Fuel Brazilian Trucks Project at the University of Iowa.
2. Language that would have amended H.F. 173 to allow interest and earnings from moneys in certain designated funds in H.F. 173 to be deposited into those funds after July 1, 1993, rather than into the State General Fund.

### **SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions**

**BY COMMITTEE ON APPROPRIATIONS.** This Act relates to appropriations to state departments, agencies, funds, and certain other entities, and makes related statutory changes. The Act is divided into six divisions, five of which relate to the jurisdictions of the Joint Appropriations Subcommittees for Administration, Agriculture and Natural Resources, Health and Human Rights, Regulation, and Transportation. The sixth division pertains to state budgeting procedures, capital projects, and lease-purchase agreements. The total amount appropriated in this Act is approximately \$250,000,000.

### Division I — Administration

Division I appropriates moneys for the operation of various state constitutional offices, including the Governor, Lieutenant Governor, Secretary of State, and Treasurer of State; the Executive Council, the Department of General Services, the Department of Personnel, the Department of Revenue and Finance, and the Department of Management; and for agencies and offices within the Departments. The Act also provides funding for the Governor's Drug Enforcement and Abuse Prevention Coordinator, the Iowa Substance Abuse Clearinghouse, membership in the Council of State Governments, the Administrative Rules Coordinator, National Governors Conference, National Conference of State Legislatures, and the Commission on Uniform State Laws. The Capitol Planning Commission, law enforcement training reimbursements, and participation in the World Food Prize and the Special Olympics Fund are also supported in this Act.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

A provision requiring the Governor, when recruiting for a full-time position for a division, department, board, commission, or council, to provide the Department of Personnel with information relating to the public notice of the position.

### Division II — Agriculture and Natural Resources

Division II appropriates moneys to the Department of Agriculture and Land Stewardship and to the Department of Natural Resources. In general, moneys allocated to these Departments are reduced from the previous fiscal year's appropriations.

Moneys appropriated to the Department of Agriculture and Land Stewardship are designated to support the Administrative Division, Farm Commodity Division, Regulatory Division, Laboratory Division, and Soil Conservation Division.

From the Administrative Division appropriation, moneys are allocated to the State 4-H Foundation, and to the Statistics Bureau to provide county-by-county information on land in farms. Money is allocated from the Farm Commodity Division (now renamed the Agricultural Marketing Division) to support an Office of Renewable Fuels as established in S.F. 545. From the appropriation to the Laboratory Division, moneys are dedicated to support a gypsy moth detection survey and for training commercial pesticide applicators. Of the amount allocated for financial incentives for soil conservation practices, 10 percent must be allocated for financial incentives not exceeding 50 percent of the approved cost of permanent soil conservation practices.

Several appropriations are made to the Department to support specific programs, including support to the Farmers' Market Coupon Program, lamb and wool management education projects, and the Pseudorabies Eradication Program.

Moneys are appropriated to support the Interstate Agricultural Grain Marketing Commission.

Appropriations made to the Department of Natural Resources are allocated to support the Office of Director, the Coordination and Information Division, the Administrative Services Division, the Parks and Preserves Division, the Forests and Forestry Division, the Energy and Geological Resources Division, the Environmental Protection Division, the Fish and Wildlife Division, and the Waste Management Authority.

As a condition of the appropriation made to the Parks and Preserves Division, the Department is required to construct a safety fence on the dam at Beeds Lake in Franklin County.

Appropriations are made from the State Fish and Game Protection Fund to the Division of Fish and Wildlife to be used for administrative support, the Law Enforcement Bureau, the Fisheries Bureau, the Wildlife Bureau, and for Division management. Money is allocated to support natural lake preservation.

Moneys are transferred to the Fish and Game Protection Fund for purposes of enforcing snowmobile laws, maintaining boating access on lands managed by the Fish and Wildlife Division, and enforcing navigation laws and water safety.

Several provisions provide direction to the two Departments. Restrictions are placed on travel expenses which may be incurred by the Department of Agriculture and Land Stewardship and the Department of Natural Resources. The two Departments, in cooperation with the Department of Revenue and Finance, must track receipts to the State General Fund which have traditionally been deposited into certain statutory trust funds. The Department of Natural Resources is requested to study the contribution to water contamination caused by the application of lawn care chemicals.

There are also a number of statutory changes. The Iowa State Fair Board is required to submit a list of purposes to the General Assembly before issuing and selling negotiable revenue bonds. The total principal outstanding amount of bonds and notes is reduced from \$150,000,000 to \$6,000,000. The Natural Resource Commission is required to establish a priority list of watersheds for annual appropriations from the State General Fund. The Department of Natural Resources may establish a schedule of fees for subscriptions to publications produced by the Department. The Natural Resource Commission is authorized to establish a schedule of fees for permits. The Natural Resource Commission is required to approve budget requests submitted by the heads of Divisions within the Department of Natural Resources. The Waste Management Authority and the Office of the Director are recognized as Divisions within the Department. Counties receiving grants for purposes of conducting water supply testing and receiving grants for purposes of conducting programs for closing abandoned rural water supply wells may transfer moneys between programs.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A provision directing that \$250,000 of moneys dedicated to provide financial incentives for soil conservation practices be used for a stream degradation pilot project.
2. An appropriation of \$25,000 from the State General Fund to be used by Iowa State University for research to control or eradicate multiflora rose.
3. An appropriation of \$216,000 from the State General Fund to the Energy and Geological Resources Division of the Department of Natural Resources for energy research purposes.
4. A provision transferring a federal biomass research grant from the Department of Natural Resources to the Department of Agriculture and Land Stewardship.
5. A provision requiring the Department of Natural Resources to establish fees from stocking private ponds.
6. Provisions which establish procedures for the distribution of reports to the General Assembly by the Department of Agriculture and Land Stewardship and the Department of Natural Resources.
7. A provision changing a statutory reference from "divisions" to "administrative units."
8. A provision removing the position of Deputy Director of the Department of Natural Resources.
9. A provision transferring \$250,000 from the Grain Indemnity Fund for purposes of supporting the Warehouse Bureau of the Department of Agriculture and Land Stewardship.

#### Division III — Health and Human Rights

Division III appropriates moneys to the Civil Rights Commission, the Department of Human Rights, the Department for the Blind, the Department of Elder Affairs, and the Iowa Department of Public Health.

Division III prohibits the Health Planning Division of the Iowa Department of Public Health from adding any new full-time equivalent positions for administration of the Certificate of Need Program and requires a full-time equivalent position needs assessment report to be submitted to the General Assembly by January 1, 1992. Moneys appropriated to support the Health Data Clearinghouse are to be used for the collection, verification, updating and storage of data, and for the storage of mandated reports. The Health Data Commission is required to develop a fee schedule for the provision of data to organizations and is required to submit a report to the General Assembly by January 15 of each year regarding the feasibility of providing matching funds for state dollars provided. Of the moneys appropriated to the Disease Prevention Division of the Iowa Department

of Public Health, \$75,000 is provided for chlamydia testing, and \$15,000 is provided for surveillance and reporting of agriculture-related disease or injury which results in disability. Moneys must be used for the training of emergency medical personnel and for hepatitis testing and immunization for persons providing emergency medical assistance. The Iowa Department of Public Health is required to track the appropriation made to the Family and Community Health Division in accordance with both program performance-based budgeting and zero-based budgeting methods and to develop budget projections for the fiscal year ending June 30, 1993, based upon both methods.

Division III provides for the funding of the Preventive Health Care for Children Program by requiring a participating organization to provide a \$3 match for each state dollar provided. Division III also requires the approval of the Director of the Department of Management for additional expenditures or encumbrances related to actual examination by the Professional Licensure Division and the licensing boards, deletes the limitation for the operation of local lead abatement programs, and allows for matching funds for subsequent operational years following the initial two years of operation of such programs. Division III also repeals Session Law language which limits the applicability of the requirement of the maintenance in certain cities of local civil rights agencies or commissions.

#### Division IV - Regulation

Division IV provides appropriations for administrative and regulatory bodies of state government, including the Auditor of State; Campaign Finance Disclosure Commission; Department of Employment Services; Department of Inspections and Appeals, including the Foster Care Review Board and the Employment Appeal Board; Office of State Public Defender; Public Employment Relations Board; Department of Commerce, including the Divisions of Professional Licensing and Regulation, Administrative Services, Alcoholic Beverages, Banking, Credit Union, Insurance, and Utilities; and the Racing and Gaming Commission.

A Nursing Home Regulation Review Task Force is established for the purpose of reviewing rules and recommendations to implement federal requirements for nursing home reform and to make recommendations on whether the Department of Inspections and Appeals is in need of increased funding and staffing levels for implementing the nursing home reforms.

The State Public Defender's Office is expanded and new Public Defender Offices are to be established in the First, Second, Third, Fifth, and Sixth Judicial Districts. Statutory language is included which establishes an Indigent Defense Advisory Commission in the Department of Inspections and Appeals to advise and make recommendations to the State Public Defender regarding the establishment and implementation of cost-effective methods to provide indigent defense. The statutory changes related to the Public Defender system are repealed effective July 1, 1995, and the Code Editor is directed to return the language in those sections amended to the language appearing in the 1991 Code.

The budget for the Division of Savings and Loan Associations is eliminated (see also S.F. 494 which provides that the Director of the Department of Commerce is to act as the Superintendent of Savings and Loan Associations) and the Banking Division is directed to provide technical and staffing assistance to the Director for the examination of savings and loan associations. The Banking Division is authorized to expend additional funds obtained as a result of the examinations.

Other statutory changes provide that a food establishment subject to inspection by the Iowa Department of Public Health must be inspected annually, except that an establishment which scores 90 or greater must be inspected biennially. A nonprofit organization which elects to become a reimbursable employer for purposes of unemployment compensation is no longer required to file a surety bond with the Division of Job Service. The inspection of beauty salons and barbershops must occur biennially, and upon receipt of a complaint by the Iowa Department of Public Health. The disposal of certain beverage containers by a dealer, distributor, manufacturer, or person operating a redemption center in a sanitary landfill is permitted.

The effective date of amendments requiring the Alcoholic Beverages Division of the Department of Commerce to accept liquor bottles for deposit refunds is delayed from July 1, 1991, to July 1, 1992. This change in effective dates takes effect June 7, 1991.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. An appropriation of \$45,396 to the Division of Industrial Services of the Department of Employment Services for an additional Word Processor III position.
2. An appropriation of \$238,389 to the Department of Employment Services from the balance remaining in the Insurance Revolving Fund at the end of Fiscal Year 1991.

**Division V — Transportation**

Division V appropriates moneys to the Iowa Law Enforcement Academy, the Department of Public Defense, the Department of Public Safety, and the State Department of Transportation.

Division V conditions appropriations to fund the administrative functions of the Department of Public Safety on the continued collection of statistics relating to individual rights violations and domestic abuse. Division V limits additional riverboat gambling enforcement to four full-time equivalent positions per new riverboat.

Division V conditions moneys from the Primary Road Fund for the State Department of Transportation to use on highways on a pilot project for contracting with counties for winter maintenance on state primary highways.

Division V provides that moneys which would have been collected under the Railroad Assistance Fund, the Special Railroad Facility Fund, the State Aviation Fund, and the Public Transit Assistance Fund prior to the movement of these Funds into the State General Fund, shall be used for the purposes for which the Funds were intended prior to their movement.

Division V requires that fees collected by the State Fire Marshal for certification inspections of underground storage tanks be deposited in the State General Fund.

Under present law, cities and counties can assess the cost of a public improvement against the state when the improvement benefits state-owned lands. Division V increases the amount of an assessment from \$20,000 to \$60,000, which requires a capital appropriation by the General Assembly.

Division V credits to the State Department of Transportation \$650,000, which would otherwise have been credited to the Road Use Tax Fund, for the purpose of providing county treasurers with data processing equipment and support for vehicle registration and titling. In addition, Division V credits \$750,000, which would otherwise have been credited to the Road Use Tax Fund, to the State Department of Transportation to be used for providing assistance to railroads, the Railway Finance Authority, for airport engineering studies and improvements, and for essential air service airports. The moneys may be used for matching federal moneys or if an unforeseen emergency or circumstance arises which would require the elimination of an approved project.

Division V includes metropolitan area bypasses as a factor in the identification of the network of commercial and industrial highways within the primary road system and requires that when establishing priorities for commercial and industrial highway improvement projects, the State Department of Transportation must consider urban area bypasses, projects consistent with regional or metropolitan transportation plans, and the willingness of local officials to provide financial or other assistance for the development of projects.

Division V extends the \$50,000 appropriation from June 30, 1991, to June 30, 1993, to the University of Northern Iowa to maintain the position of State Roadside Specialist and to continue its Roadside Vegetation Management Pilot Program.

All of the appropriations in Division V are conditioned upon the State Department of Transportation developing a proposal for an Air Cargo Service and Development Study Program.

Finally, Division V repeals the collection of a \$2 fee for officials reporting a fire to the State Fire Marshal.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision prohibiting the Department of Public Safety from providing escort services for the Lieutenant Governor.

2. A \$50,000 appropriation for land acquisition for an Iowa Highway Patrol post in Fort Dodge.
3. A \$38,000 appropriation for the design of new armories in Boone, Fairfield, and Mount Pleasant.
4. A \$500,000 appropriation for essential air service airports.

Division VI — State Budgeting, Capital Projects, and Lease-purchase Arrangements

Division VI relates to state budgetary matters involving capital projects and lease-purchase arrangements.

The time frames for various reports involving capital projects are revised. The submission date for a report to the Legislative Capital Projects Committee, compiled by the Department of General Services concerning the status of ongoing capital projects of state agencies, is revised from a quarterly report to a semiannual report. The submission date for annual reports to the Committee submitted by the Director of the Department of Management concerning capital projects budgeting requests and the five-year capital projects priority plan is changed to November 1.

State agencies are required to notify the Legislative Fiscal Committee of the Legislative Council before entering into a contract involving a lease-purchase arrangement with an amount of at least \$50,000. The content of the notification is specified. State agencies are required to report quarterly to the Legislative Fiscal Committee concerning their contracts involving lease-purchase arrangements. The content of this report is specified and the format is to be determined by the Legislative Fiscal Bureau in consultation with the Department of Management. The Legislative Fiscal Committee is to report to the Legislative Council concerning the notifications it receives.

Various procedures relating to lease-purchase contracts required of the Department of General Services are revised to be limited to those contracts subject to section 18.12 rather than all of Chapter 18.

Funds remaining in the Fish and Game Protection Fund which are not specifically appropriated by the General Assembly are made available for capital projects and contingencies under the jurisdiction of the Fish and Wildlife Division of the Department of Natural Resources. In order for this authority to be used, the Executive Council must determine that a contingency exists and did not exist when the General Assembly was in session.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision requiring the State Board of Regents, with the approval of the Director of the Legislative Fiscal Bureau, to implement a uniform budgeting and accounting system for the Regents' institutions of higher learning by June 30, 1991.

2. A provision requiring the Department of Management to transmit by January 1 of each year final budget information containing the Governor's recommendation to the Legislative Fiscal Bureau.

**SENATE FILE 532 — Departmental Appropriation Reductions, Increases, and Fund Transfers BY COMMITTEE ON APPROPRIATIONS.** This Act is the second of two bills making reductions in previously enacted appropriations (the first is H.F. 173). The Act makes reductions in appropriations made for the fiscal year ending June 30, 1991, to state departments and agencies relating to economic development, education and cultural affairs, justice and the correctional institutions, transportation and public safety, human services, public health and human rights, and regulation of commerce and industry, and the State Communications Network Fund, and transfers unobligated moneys in the Community Economic Betterment Program Fund, Soil Conservation Account of the Committing the Lottery to Environment, Agriculture, and Natural Resources (CLEAN) Fund, the Iowa Resources Enhancement and Protection Fund, and the Groundwater Protection Fund. The Act also supplements appropriations made for human services purposes and makes an appropriation to the Iowa International Development Foundation for the fiscal year ending June 30, 1991.

The Act takes effect May 9, 1991.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Language that would have negated the effect of an administrative rule limiting liver and pancreas transplants from coverage under the state's Medical Assistance (Medicaid) Program.

2. Language and an increase in an appropriation relating to court-ordered evaluations and treatment under Juvenile Justice.

**SENATE FILE 541 — Federal Block Grant Appropriations**

**BY COMMITTEE ON APPROPRIATIONS.** This Act appropriates funding received from various block grants and other grants from the federal government to the appropriate state agencies for the federal fiscal year beginning October 1, 1991, and ending September 30, 1992. The Act establishes a mechanism to be used if more or less federal funding is received than predicted, or if block grants are consolidated.

The Act also provides for the appropriation and use of federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available, in whole or in part, for the fiscal year beginning July 1, 1991, and ending June 30, 1992, by the department to which the grant, receipt, or funds are allocated. All agencies are encouraged to apply for available federal and other nonstate funds if the funds will help the agencies fulfill their duties and responsibilities. All agencies enumerated in the Act are directed to report to the Department of Management and the Legislative Fiscal Bureau the receipt and anticipated receipt of federal and nonstate grants for the fiscal year beginning July 1, 1991, and ending June 30, 1992. The notification is to include the source of the funds, the estimated amount of the funds, and the planned use of the funds.

The portions of the Act regarding the JOBS Child Care Entitlement Block Grant and the Child Care and Development Block Grant for the federal fiscal year beginning October 1, 1990, and ending September 30, 1991, and rules for their implementation, take effect June 7, 1991.

**SENATE FILE 542 — Appropriations for Energy Conservation and Environmental Protection**

**BY COMMITTEE ON ENVIRONMENTAL PROTECTION AND ENERGY UTILITIES.** This Act makes appropriations from the various petroleum overcharge funds to the Department of Natural Resources, the Department of Agriculture and Land Stewardship, and the Division of Community Action Agencies of the Department of Human Rights.

The Act also requires newly constructed housing projects rented to low-income or elderly families through the federal Department of Housing and Urban Development's Rental Assistance Program to meet certain minimum insulation requirements. The Act provides that existing housing projects or those under construction prior to July 1, 1991, must comply with the minimum insulation requirements by June 30, 1996.

The Act also makes technical corrections relative to the petroleum overcharge funds as amended in S.F. 508.

**SENATE FILE 548 — Compensation for Public Officials and Employees**

**BY HUTCHINS AND RIFE.** This Act appropriates funds for the fiscal year beginning July 1, 1991, to implement the collective bargaining agreements negotiated pursuant to Chapter 20 for state employees and faculty who are subject to collective bargaining units and to provide an increase of two percent in the annual salary of state officers and employees not subject to collective bargaining and in the annual salary of justices, judges, magistrates, and employees of the Judicial Department. The Act also prohibits merit increases and amends an expense provision for the State Racing and Gaming Commission.

The following were approved by the Governor:

Appropriations of \$6,000,000 for Fiscal Year 1991 and \$6,000,000 for Fiscal Year 1992 from the Health Insurance Reserve Fund to the State General Fund, prohibitions on merit pay increases for certain state employees, and an amendment relating to State Racing and Gaming Commission annual expense allowances.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. The annual salaries of the state elected officers of the Executive Branch and the salary rates and ranges for the Executive Branch directors and administrators, including members of the Public Employment Relations Board; the salary increases for State Board of Regents' faculty and employees; and the salary increases for the justices, judges, magistrates, and employees of the Judicial Department, collective bargaining units employees, and nonbargaining employees. The salaries of state officers and employees will remain the same as authorized for the fiscal year beginning July 1, 1990.

2. The appropriations of \$23,441,434 from the State General Fund for the salary adjustments, \$979,696 from the Road Use Tax Fund for the salary adjustments, and \$2,423,428 from the Primary Road Fund for the salary adjustments.

3. The establishment of a compensation and benefits study to be carried out by the Directors, or their designees, of the Department of Personnel, State Board of Regents, and the Legislative Service Bureau to determine the impact of the salary adjustments implemented by this Act, the changes in salary relationships in job classes, and issues of concern and compensation equity.

**SENATE FILE 549 — Appropriations from Lottery Fund**

**BY COMMITTEE ON APPROPRIATIONS.** This Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.

The Act also provides that lottery revenues are to be used to reimburse the State General Fund for appropriations made, up to designated amounts, for divisions of the Department of Natural Resources, agricultural research related areas, and soil conservation.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

The appropriations for environmental protection, soil conservation, and energy efficiency purposes, including waste volume reduction and recycling, rural water testing, surface water monitoring, soil conservation cost sharing, reforestation programs, alternative fuel demonstration projects on farms, local community grant programs, and promotion and research in ethanol fuels.

**HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions**

**BY COMMITTEE ON APPROPRIATIONS.** This Act is the first of two bills making reductions in previously enacted appropriations (the second is S.F. 532). The Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, makes a supplemental appropriation, makes a standing limited appropriation for energy programs beginning in the 1991-1992 Fiscal Year, transfers the balance in various special funds to the State General Fund and for a period of two years, and deposits moneys in the General Fund that would have been deposited in many of these special funds. The Act affects each of the areas covered by the General Assembly's nine joint appropriations subcommittees. Except as otherwise indicated, the Act takes effect February 15, 1991.

**Department of Human Services.** The Act reduces various appropriations for Human Services programs by nearly \$12,000,000. The provisions include a 50 percent reduction in the four percent reimbursement rate increase granted to Medical Assistance (Medicaid) Program service providers for this fiscal year, implementation of a copayment requirement for various Medical Assistance services, elimination of a "heavy care" supplemental payment provided for certain nursing home patients, and transfer of \$30,000 in Gamblers Assistance Fund moneys to the State General Fund.

**Health and Human Rights.** The Act reduces various appropriations to agencies under this subcommittee by nearly \$2,000,000. One provision requires that moneys remaining in the Obstetrical and Newborn Patient Care Fund be transferred to the State General Fund.

**Agriculture and Natural Resources.** The Act reduces various appropriations to the Departments of Agriculture and Land Stewardship and Natural Resources by approximately \$6,200,000. Specific reduction amounts are to be obtained from moneys budgeted for out-of-state travel. Certain moneys appropriated to the Water Protection Fund from the Committing the Lottery to Environmental, Agriculture, and Natural Resources (CLEAN) Fund, which expends lottery revenues for various environmental programs, are transferred to the State General Fund.

**Regulation.** The Act reduces various appropriations to state regulatory agencies by approximately \$1,700,000. Specified amounts are transferred from the Special Employment Security Contingency Fund and the Administrative Contribution Surcharge Fund. These Funds are both administered by the Department of Employment Services; however, the transfer from the Surcharge Fund may be canceled or replaced if it is determined to be in conflict with federal requirements.

**Economic Development.** The Act reduces various appropriations for economic development programs and activities by nearly \$7,000,000. In addition, certain amounts are transferred to the State General Fund from the Iowa Community Development Loan Fund and the Jobs Now Account of the Iowa Plan Fund for Economic Development.

**Administration.** The Act reduces various appropriations to administrative agencies by nearly \$2,700,000.

**Justice System.** The Act reduces appropriations to various components of the state justice system by nearly \$2,400,000. Special provisions include a requirement for the Attorney General to provide state matching funds for the County Prosecutor Intern Program from moneys retained from forfeited property. The surcharge on fines or forfeitures imposed by the court is increased from 20 to 25 percent of the fine or forfeiture amount and this provision takes effect April 1, 1991.

**Education.** The Act reduces appropriations to various educational and cultural programs by nearly \$18,800,000. In addition, the standing appropriation to the Educational Excellence Program is reduced by approximately \$345,000 and authorization is provided to the State Board of Regents to use bond financing to complete certain capital projects.

**Lottery.** The Act limits the amount of lottery revenues that may be used during the 1991 Fiscal Year from the CLEAN Fund for the Resources Enhancement and Protection (REAP) Fund and for soil conservation purposes to \$22,400,000 and transfers any other moneys in the CLEAN Fund to the State General Fund. The Act also reduces the amounts appropriated from the Jobs Now Account, Education and Agriculture Research and Development Account, Jobs Now Capital Account, and the Surplus Account of the Iowa Plan Fund for previous fiscal years with the amount of such reductions, totaling \$2,862,590, being transferred to the State General Fund.

**Transfers.** The Act transfers to the State General Fund the unobligated and unencumbered moneys remaining on June 30, 1991, in the following Funds:

1. Energy Research and Development Fund created in section 93.14.
2. Pari-mutuel Regulation Fund created in section 99D.17.
3. Excursion Gambling Boat Revolving Fund created in 1989 Iowa Acts, Chapter 321, section 22.
4. State Conservation Fund created in section 107.17.
5. Administration Fund created in section 107.17.
6. Public Outdoor Recreation and Resources Fund created in section 107.17.
7. County Conservation Board Fund created in section 107.17.
8. Milk Fund created in section 192.47.
9. Dairy Trade Practices Trust Fund pursuant to section 192A.3.
10. Commercial Feed Fund created in section 198.9.
11. Fertilizer Fund created in section 200.9.

12. Pesticide Fund created in section 206.12.
13. Special Railroad Facility Fund created in section 307B.23.
14. Motor Vehicle Fraud Account pursuant to section 312.2, subsection 13.
15. Salvage Vehicle Account pursuant to section 321.52.
16. Marine Fuel Tax Fund created in section 324.79.
17. Aviation Fuel Tax Fund created in section 324.82.
18. Railroad Assistance Fund created in section 327H.18.
19. Security Deposit Account pursuant to section 422.52.
20. GAAP Escrow Account created in section 422.69.
21. Utilities Trust Fund created in section 476.10.
22. Insurance Revolving Fund created in section 505.7.
23. Banking Revolving Fund created in section 524.207.
24. Credit Union Revolving Fund created in section 533.67.
25. Savings and Loan Revolving Fund created in section 534.408.
26. Professional Licensing Revolving Fund created in section 546.10.
27. Administrative Services Trust Fund created in section 546.11.
28. Public Transit Assistance Fund created in section 601J.6.

The Act also transfers to the State General Fund \$15,000,000 from the Life Basic Operating Fund, Life Basic Reserve Fund, Long-term Disability Operating Fund, and the Long-term Disability Reserve Fund during the 1991 Fiscal Year.

The Act provides that for the period beginning July 1, 1991, and ending June 30, 1993, moneys that would have been deposited in the 28 Funds designated above are to be deposited in the State General Fund, except for the Administration, State Conservation, Public Outdoor Recreation and Resources, and County Conservation Funds created in section 107.17.

The Act also eliminates language for certain funds that allows any earnings and interest earned on moneys in those funds to be credited to those funds. This means that the earnings and interest will be deposited into the State General Fund.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision requiring reporting of layoffs and furloughs to various legislative entities.
2. A provision reducing the appropriation to the administrative entity of the State Board of Regents.
3. A provision authorizing the State Board of Regents to finance, by bonds, certain equipment purchases.
4. A provision prohibiting the transfer of certain moneys in the Public Transit Assistance Fund.
5. A provision requiring that moneys transferred from various special funds to the State General Fund be used only for the purposes for which the moneys were collected.
6. A requirement that the state budgeting process base budget reflect the prior year's full-time equivalent vacancy factor.
7. Provisions requiring the deposit in the State General Fund of various moneys collected for various fish, wildlife, and conservation special funds.

8. A provision authorizing the Insurance Commissioner to directly bill examinees for insurance examiner expenses.

This Act takes effect February 15, 1991; however, Code changes take effect July 1, 1991.

HOUSE FILE 479 — State Government Appropriations and Other Provisions Relating to State Finances BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations for the 1991-1992 Fiscal Year and provides for related statutory matters for entities under the following appropriations subcommittees of the General Assembly: Human Services, Education, Economic Development, and Justice System. In addition, the Act makes revisions in various standing appropriations, increases tobacco taxes, and increases various fees. Due to the length of the Act, this summary covers each division individually. Item vetoes relating to a division are listed at the end of the summary of that division.

#### Division I — Human Services

This Division makes appropriations to the various programs of the Department of Human Services for the 1991-1992 Fiscal Year and contains related statutory provisions.

The Aid to Families with Dependent Children (AFDC) reimbursement amount remains the same as the previous fiscal year; however, the schedule of living costs used for AFDC eligibility determination is modified. The Cash Bonus Program, a welfare reform program for AFDC recipients, is modified to limit the provision of a bonus to recipients. Employers are no longer covered. Authority is provided to expand the Electronic Benefits Transfer Program (EBT), in which AFDC payments are provided to recipients through electronic banking, beyond the pilot stage and to implement EBT for food stamp payments. The Department is required to apply for participation in the State Human Investment Policy (SHIP), a national welfare reform demonstration project, and \$75,000 is authorized for associated costs.

Up to \$500,000 is authorized as matching funding for federal homeless prevention programs to provide emergency assistance to AFDC families. The Department is required to notify recipients to report any intimidation experienced as a result of eligibility for the assistance. This is the second year this funding has been made available.

A number of new provisions are included under the Medical Assistance (Medicaid) appropriation. A requirement is established for counties to pay the nonfederal share of services provided to certain persons who would otherwise be approved for care in an intermediate care facility for the mentally retarded (ICFMR). The Department of Human Services is directed to establish criteria for ICFMRs that provide for family-scale size, location, and appropriate community inclusion. The criteria are to be used by the Health Facilities Council and the Iowa Department of Public Health in determining whether to issue a Certificate of Need for an ICFMR.

The Department is required to continue Medical Assistance coverage of organ transplants for individuals who applied for and received approval of coverage for the transplant on or before January 1, 1991. The transplant provision takes effect May 31, 1991. Various types of utilization review and tracking of Medical Assistance recipients are required to be expanded in order to reduce expenditures. The Department is directed to implement group health plan cost-sharing in accordance with federal requirements and S.F. 343. This provision enables compliance with a new federal requirement in which private insurance is purchased in lieu of Medical Assistance, if it is cost-effective to do so.

The Department is directed to work with the Iowa State Association of Counties (ISAC) and an appropriate accounting firm to develop and implement cost containment measures for ICFMRs. If a Medical Assistance recipient is enrolled in a health maintenance organization (HMO), the Department must ensure that the recipient is free to obtain enhanced maternal or prenatal health services from a state-supported maternal health center and that the center receives the prevailing Medical Assistance reimbursement for providing the services. The Department is required to apply to the federal government for funding for community-based supported living arrangements available under a specified federal provision. Funds are appropriated for medical contracts under the Medical Assistance Program.

the court-ordered services provided in that district. The planning groups are to perform various specified activities and to make annual reports which are to be forwarded to chairs and ranking members of the Joint Human Services Appropriations Subcommittee. It is stated that the funding appropriated is intended to last for the entire fiscal year and that the court is to consider cost-effectiveness when ordering services for juveniles. The Act includes other allocations and provisions concerning these services.

Appropriations are provided for the operations of the Iowa Veterans Home, the State Mental Health Institutes, and the State Hospital-Schools. Funds are transferred from moneys appropriated in the 1990 Legislative Session for a special property tax relief fund in order to replace State General Fund appropriations. The transferred moneys are to be used for the State Community Mental Health and Mental Retardation Services Fund and for payment of obligations to counties under a formula for enhanced services provided to persons with mental retardation, a developmental disability, or chronic mental illness under the Medical Assistance Program. Other funding is continued to provide special services intended to deinstitutionalize these populations, for the Family Support Subsidy Program, Special Needs Grants for persons with a developmental disability, and enhanced services provided under Medical Assistance.

Several new provisions are included under the appropriation for the Department's field operations. A county implementing a juvenile funding decategorization plan is authorized to modify staffing levels in the county's human services offices and the modification does not affect FTE authorizations. The Department is authorized to review the field operations service delivery structure and to implement changes in the system. All district offices, except for the Des Moines district office, are to be eliminated. Action is to be taken to implement uniform financial reporting by service providers under the State Supplementary Assistance Program and under local purchase of service contracts.

New requirements are included under the appropriation for the Department's general administration appropriation. Application is to be made to the Robert Wood Johnson Foundation for a grant to investigate the feasibility of revising the service delivery system for persons with mental illness. The grant application provision takes effect May 31, 1991. Funding is allocated to implement the transfer of the Commission on Children, Youth, and Families from the Department of Human Rights to the Department of Human Services. The Department of Human Services is to work with other state councils in applying for a State Family Resource and Support Program Grant from the federal government. State funding for the Department's volunteer program is continued.

Reimbursement rates are specified. Most Medical Assistance provider reimbursement rates are maintained at the rates in effect for the previous fiscal year. Nursing facility rates are limited to the 70th percentile of all facility costs. The Governor item vetoed a provision permitting an increase to the 74th percentile, if moneys are available within the amount allocated for this reimbursement. The Governor also item vetoed reimbursement increases provided for residential care facilities (RCFs) and social services providers. The Department is required to use the 1990 federal Consumer Price Index for all urban consumers in determining any inflation factor allowed in a reimbursement methodology. In determining reimbursement rates, the Department is prohibited from including private contributions in its determination unless the moneys were contributed to benefit a specific individual.

The Gamblers Assistance Fund moneys are transferred to the State General Fund for a two-year period and the funding for this program is now provided from the General Fund. This action results in a reduced level of funding from the previous fiscal year and authorization is provided to adopt rules to implement the program within the funds appropriated.

The Act continues requirements contained in previous appropriations bills relating to staffing of state institutions, additional FTE positions, and assessment of the financial impact of computerization.

Statutory provisions include requirements limiting building code restrictions on small facilities serving persons with mental retardation, a developmental disability, or mental illness; a reduction in the license fee for freestanding birthing centers; a revision in legal requirements concerning disputes involving the determination of the county of legal settlement for an indigent person; a technical change to law involving family day care homes; and a provision establishing a special child care registration or licensure classification for crisis child care provided on a temporary emergency basis.

State child day care assistance funds are provided to the Department of Human Services districts for distribution to the counties within each district. The Department is required to develop additional qualification requirements for families who are eligible to receive assistance due to family income. Special priority is to be given to foster families and a number of other requirements are suggested. The Department is authorized to adopt rules as necessary to bring child day care programs into compliance with federal requirements in order to receive special child day care funding. Moneys are appropriated for statewide child day care resource and referral services which are provided by a grant program. Funding is also appropriated for the state match to provide transitional child care assistance, a federal program to assist AFDC recipients who have left that program for employment.

Other welfare reform programs are continued. Funding is appropriated for the state portion to implement the state-federal Job Opportunities and Basic Skills (JOBS) Program, an education and job training program for AFDC recipients. Funding is provided in order to extend the three-year Family Development and Self-sufficiency (FaDSS) Grant Program through the end of the 1991-1992 Fiscal Year. Without this funding, the Program would end in December 1991. The Program provides intensive efforts assisting long-term AFDC recipients in making changes necessary to leave the AFDC Program.

Funding is appropriated for child support recovery. The Department is authorized to hire full-time equivalent positions (FTEs) in addition to those authorized, under specified circumstances.

The Department is authorized to reallocate moneys appropriated for the State Training School at Eldora and the State Juvenile Home at Toledo as necessary. However, the Department is required to report monthly to the Legislative Fiscal Bureau concerning its budgeted and actual expenditures for these institutions.

Various foster care programs are continued. The Department is authorized to fund enhanced foster family funding with special priority given to serving children whose placement in a State Juvenile Institution would cause the institution to exceed the population guidelines established by the courts pursuant to 1990 Iowa Acts, Chapter 1239. Authorization is provided to continue implementation of the projects to decategorize child welfare services provided to delinquent and troubled youth, currently operating in four counties. Changes are to be implemented in group foster care maintenance and service definitions in order to be consistent with federal requirements. Additional federal funding is anticipated as a result of the changes and the Governor item vetoed a portion of this provision. Up to \$30,000 of the foster care funds may be used to contract with the Coalition for Family and Children's Services to develop a computerized foster care placement information system.

Funding is provided for a third year in order to make various improvements in the state's Child Protective Services.

Funding provided for home-based services is increased in order to expand family preservation and reunification services provided to families. These services are intended to reduce the usage of foster care and adoption. The increased amount is noted under the appropriation for court-ordered services provided to juveniles.

Under the appropriation for community-based programs, the amount of state financial aid for county or multi-county juvenile homes is reduced. An exception is made to law requiring the state to provide 10 percent of the cost of these homes in order to accommodate the reduction in funds. The funding level provided for adolescent pregnancy prevention grants is reduced from the amount provided in the previous fiscal year. Funding of child abuse prevention grants is continued.

Supplementation of the federal Social Services Block Grant and allocation to counties for the purchase of local services is continued.

The appropriation for state payment of court-ordered services provided to juveniles is revised. It is noted that more than \$6,000,000 of the funding is included in the appropriation for home-based services to provide family preservation services. A committee consisting of various representatives of the juvenile justice system is to propose a formula to allocate the court-ordered services funds to the various judicial districts. The formula is based on specified criteria, including historical expenditures. The State Court Administrator is to make the final decisions on the allocations by June 15, 1991. Each judicial district is to establish a planning group for

The Department is granted authority to adopt administrative rules utilizing emergency procedures for a number of provisions. This authority takes effect May 31, 1991.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision requiring the continuation of Medical Assistance coverage of liver and pancreas transplants until the Department establishes criteria for the coverage of these transplants.
2. A provision providing funding relating to the Prevention of Disabilities Policy Council established in S.F. 342.
3. A provision continuing copayment provisions only for physician services reimbursed under the Medical Assistance Program. The copayment provision was implemented in 1991 Iowa Acts, H.F. 173, on a variety of Medical Assistance Program services for the period beginning March 1, 1991, and ending June 30, 1991.
4. A provision for a grant of \$25,000 to a licensed birth center to demonstrate the efficacy of services provided by certified nurse midwives to Medical Assistance recipients.
5. A provision establishing an HIV-AIDS insurance continuation assistance pilot program with an appropriation of \$60,000.
6. A provision to provide HIV-AIDS health and support services through a variety of consortia with an appropriation of \$60,000.
7. In the foster care appropriation:
  - a. A requirement to establish 30 or more enhanced service group care facility beds.
  - b. A requirement relating to the provision of day treatment, including the reimbursement of day treatment provided by psychiatric medical institutions for children (PMICs) under the Medical Assistance Program.
  - c. An authorization to use \$30,000 to contract for a study of the effectiveness of needs-based and therapeutic foster care and enhanced residential care.
  - d. A provision requiring the implementation of a therapeutic foster care pilot program.
  - e. A provision requiring the distribution to providers of additional federal funding received in excess of a specified amount. The additional funding is projected to be obtained by implementing changes in group foster care maintenance and service definitions.
8. A provision in the appropriation to the Iowa Veterans Home requiring the transfer of \$40,000 to the Department of Public Defense for use in computerizing veterans records.
9. A provision requiring adoption of rules to take effect July 1, 1992, which would have provided for reimbursement under the State Supplementary Assistance Program to pay for various community-based living arrangements for persons with disabilities.
10. Various provisions in the appropriation for field operations authorizing the FTE limit to be exceeded under certain circumstances and requiring reporting. However, authority to exceed the FTE limits relating to county offices and critical position vacancies was not item vetoed.
11. A provision in the appropriation for the Department's general administration providing for the transfer of \$30,000 to the Governor's Planning Council for Developmental Disabilities to contract for the operation of a computerized information and referral project.
12. Provisions relating to reimbursements of providers:
  - a. A provision that would require the establishment of a differential per diem reimbursement rate for short-term treatment or diagnosis services within segregated units of PMICs.
  - b. A provision authorizing, to the extent the funding allocation designated for this purpose would have permitted, an increase in the basis for reimbursement of nursing facilities from the 70th percentile of facility costs to not more than the 74th percentile.

c. A provision providing a two percent increase in the reimbursement rate paid to residential care facilities (RCFs).

d. A provision providing a two percent increase in the reimbursement rates paid to social services providers, including foster care providers.

13. A provision prohibiting implementation of a Department of Human Services administrative rule which had been placed under session delay by the Administrative Rules Review Committee. The rule limits the amount which may be billed to a resident of a health facility for the provision of care in order to supplement the state reimbursement paid under the Medical Assistance Program.

#### Division II — Education

Division II of this Act makes appropriations to the Department of Education, the College Student Aid Commission, the State Board of Regents, and the Department of Cultural Affairs. Conditions on the appropriations and statutory changes within these subject areas are included.

#### Department of Education

Moneys are appropriated to the Department of Education for administration, the Corrections Education Program, the Board of Medical Examiners, school food service, textbooks of nonpublic school pupils, Vocational Education Administration, the Vocational Agriculture Youth Organization, the Vocational Rehabilitation Division, Community Colleges, the Educational Excellence Program, Vocational Education Aid to Secondary Schools, and for programs for children at-risk.

The Act allows community colleges, local education agencies, and area education agencies to establish, by mutual agreement, area vocational consortia to assume and exercise the duties and responsibilities established in sections 258.16 and 282.7, which take effect July 1, 1992, for regional vocational education planning boards.

The following conditions are attached to the appropriations to the Department of Education:

A tracking system shall be developed in the prison education system to provide information regarding the effects of recidivism and employment success.

Persons employed to provide instructional services to inmates in the Corrections Education Program under the jurisdiction of the Department of Corrections are credited for all unused sick leave earned while employed in corrections education programs under the Department of Corrections.

Several provisions relate to programs for children at-risk. Moneys for the at-risk programs shall be allocated in the same proportions established for these programs in law for the fiscal year beginning July 1, 1990, and ending June 30, 1991. Grant allocations for certain at-risk programs may be renewed for additional time. The amount to be used for the administrative costs of at-risk programs cannot be more than that received during the fiscal year beginning July 1, 1990. No less than \$1,000,000 of the moneys allocated to at-risk programs must be used for grants to districts with populations of 1,000 or fewer pupils, and the area education agencies serving those districts. Any funds received by the Child Development Coordinating Council from moneys allocated shall not be used to award grants to school districts to establish programs for three-to five-year-old at-risk children that are a combination of preschool and full-day kindergarten.

The Department shall inform school districts by July 1, 1991, of the criteria for reimbursement for vocational education expenditures made by secondary schools.

Of the moneys allocated for Phase III of the Educational Excellence Program, the Department retains \$125,000 to continue to contract with the regional educational laboratory for this state to establish and monitor an independent evaluation of the operation of Phase III.

For the fiscal year beginning July 1, 1991, and ending June 30, 1992, the portion of the interest earned on the Permanent School Fund that is not transferred to the credit of the First in the Nation Foundation, or to the credit of the National Center for Gifted and Talented Education, is to be credited as a payment by the Historical Division of the Department of Cultural Affairs of the principal and interest due on moneys loaned to the Historical Division under section 303.18.

Audits required of schools by the state must include all school funds, the certified annual financial report, and the certified enrollment. Examinations of community colleges must include an audit of eligible and noneligible contact hours. Enrollment figures and contact hours are required to be certified to the Department of Management.

Each merged area school is directed to adopt a policy prohibiting unlawful possession, use, or distribution of controlled substances, and to provide substance abuse prevention programs for students and employees.

A portion of the Act includes community colleges, area education agencies, school districts, and the Department in requirements related to the Targeted Small Business Procurement Goal Program. The Act directs community colleges, area education agencies, and school districts to follow reporting and notification requirements regarding their anticipated purchases and recommended procurements, and solicitation for bids or request for proposals.

Area education agencies are directed to expend 30 percent of their media services budget for media source material.

Merged area schools may enter into lease agreements and use certain funds to construct buildings for use as student residence halls and dormitories. Several provisions make technical corrections in law authorizing residence hall and dormitory bonding.

The Northwest Iowa Technical College is entitled to \$38,000 for its heavy equipment program if it files a request with the Department for the lease, purchase, or lease-purchase of equipment for the program.

The standing appropriation of \$1,200,000 for the Community College Excellence 2000 Account, in Fiscal Year 1992, is eliminated.

The guarantee of additional state aid to hold harmless community colleges which would receive fewer funds under the new formula contained in Chapter 286A is repealed.

#### College Student Aid Commission

Moneys are appropriated to the College Student Aid Commission for general operations, the University of Osteopathic Medicine and Health Sciences, student aid programs, and National Guard Loan Repayment.

A person who is a "displaced worker," as defined under section 261.5, is eligible to receive funds under any Iowa student financial aid program administered by the Commission, if the person meets any applicable prerequisite financial need criteria for a financial aid program.

The amount of loan forgiveness allowed for an eligible student at the University of Osteopathic Medicine and Health Sciences is reduced to \$3,000 per year of practice in the state of Iowa after graduation, for up to a maximum of four years.

The Act allows a physician who is practicing in a federally approved community health center or health manpower shortage area, and who meets other eligibility requirements, to qualify for reimbursement payments under the Guaranteed Loan Payment Program.

The Act codifies the method used for allocating Iowa Grant Program moneys.

The standing limited appropriation for tuition grants is decreased to \$32,480,000; for scholarships is decreased to \$813,000; for vocational-technical tuition grants is decreased to \$1,315,000; and for the work-study program is decreased to \$3,085,000.

#### State Board of Regents

Moneys are appropriated to the State Board of Regents for administration, to reimburse the state universities for deficiencies in their operating funds; the Southwest Iowa Graduate Studies Center, the Siouxland Interstate Metropolitan Planning Council for the Tristate Graduate Center, and the Quad-Cities Graduate Studies Center; and the State School for the Deaf and the Iowa Braille and Sight-saving School, and for tuition, transportation, and clothing costs for students attending those two schools.

The Act appropriates moneys to the Board for the following: the State University of Iowa's general university fund, the Child Care and Sick Child Care Program, the Iowa Consortium for Substance Abuse Research and Evaluation, University Hospitals, the Psychiatric Hospital, the Hospital-School, the Oakdale Campus, the State Hygienic Laboratory, the Family Practice Program, Child Health Care Services, Agricultural Health and Safety Programs, the Statewide Tumor Registry, and the Center for Biocatalysis; the Iowa State University of Science and Technology's general university fund, as well as Iowa State's Child Care and Sick Child Care Program, Agricultural Experiment Station, Comprehensive Agricultural Research Program, Cooperative Extension Service in Agriculture and Home Economics, Fire Service Education, Leopold Center, and Institute for Physical Research and Technology; and the University of Northern Iowa's general university fund and child care facility.

Unused tuition replacement funds allocated in 1990 Iowa Acts, Chapter 1272, may be carried forward into the fiscal year ending June 30, 1992.

Portions of the Act relate to the Indigent Patient Program. A county general relief director is charged with determining Program eligibility. Transportation for patients eligible to receive Medical Assistance (Medicaid) is to be provided at no charge, and patient transportation costs to the county are to be reimbursed by the University Hospital Fund. The Act requires the Superintendent of the University of Iowa Hospitals and Clinics to file a quarterly report of all medicine, care, and maintenance furnished and expenses therein incurred by patients qualified under the Program, with the Department of Revenue and Finance and the Legislative Fiscal Bureau before funds are allocated to the University Hospital Fund.

A provision eliminates language including the State Sanatorium in a list of institutions requiring payment of tuition and transportation costs to local school boards.

The Act includes a provision relating to the Iowa Academy of Science and Iowa Academy of Science Journal.

The State Board of Regents is directed to adopt a policy prohibiting unlawful possession, use, or distribution of controlled substances, and is to provide substance abuse prevention programs for students and employees.

The following conditions are attached to the funds allocated to the State University of Iowa:

1. Of the moneys allocated to the University, \$50,000 shall be used for exceptional teaching recognition awards.
2. The General Assembly intends to provide funding necessary to ensure that the University receives federal matching funds for the Driving Simulation Center if funds from federal and private sources are available for expenditure by the Center.
3. The University Hospitals and Clinics shall conduct a study to develop recommendations for providing a continuum of statewide geriatric care; from acute hospital care to long-term institutional care, as well as community-based care that meets the unique medical, emotional, economic, and social needs of the geriatric population in Iowa. A report, detailing the study findings and recommendations to the General Assembly, is due no later than February 15, 1992.
4. Total indigent patient quotas allocated to the counties for treatment at University Hospitals shall be based on the 1990 census. However, the total quota for a county shall not be lower than the total quota allocated to the counties for the fiscal year commencing July 1, 1990.
5. Funds appropriated to University Hospitals, except under certain circumstances, cannot be used to perform abortions.

The following conditions are attached to the funds allocated to the Iowa State University of Science And Technology:

1. Of the moneys allocated to the University, \$50,000 shall be used for exceptional teaching recognition awards.
2. Of the funds appropriated for the Cooperative Extension Service in Agriculture and Home Economics, \$25,000 shall be used for a Child Farm Safety Program.

Of the moneys allocated to the University of Northern Iowa (UNI), \$25,000 shall be used for exceptional teaching recognition awards.

The following conditions are attached to the funds allocated to each of the three state universities:

1. If a university determines the amount appropriated for the fiscal year ending June 30, 1992, is insufficient to fund all of the university's budgetary units, the university shall consider adjustments applying reductions in the following priority order: the university's administration, equipment and deferred maintenance, short-term furloughs of administrative personnel, short-term furloughs of other personnel, other operating budget expenditures, and force reduction.

2. If a university receives total funds in excess of the amount projected to be received by the university from federal support, interest, tuition fees, reimbursement for indirect costs, sales and service, and income sources other than state appropriations, the university shall report the excess amount received to the Department of Management and the Legislative Fiscal Bureau by August 1, 1991.

3. The State Board of Regents shall report the names of recipients of teaching excellence awards and the amounts granted to the Joint Education Appropriations Subcommittee and the Legislative Fiscal Bureau.

4. University staff members do not receive a merit increase.

#### Department of Cultural Affairs

Moneys are appropriated to the Department of Cultural Affairs for the Arts Division, the Historical Division, the Terrace Hill Commission, the Library Division, the Regional Library System, the Administration Division, Community Cultural Grants, the Town Square Project, and the Public Broadcasting Division.

The Act includes a patents depository library under the State Library.

The following conditions are attached to the appropriations to the Department of Cultural Affairs:

1. The Terrace Hill Commission is directed to explore alternative funding sources.

2. The Iowa Arts and Culture Challenge Grant Foundation shall consider awarding grants, not to exceed \$40,000 per grant, for commemorative art or sculpture depicting an aspect of the armed services of the United States in recent wars or military actions.

The section appropriating moneys for vocational education aid to secondary schools and the section regarding unused tuition replacement moneys take effect May 31, 1991.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A decrease in the amount allocated to the Educational Excellence Program by statute. The Act would have allocated \$89,162,500, or \$2,937,585 less than the minimum amount stipulated in section 294A.25, subsection 1, and \$6,118,962 less than the Governor's recommendation.

2. A requirement that the Department of Education use \$100,000 of the moneys allocated to the Educational Excellence Program and two of the Department's FTEs for administration of Phase III of the Educational Excellence Program.

3. A provision requiring that \$250,000 of the moneys allocated to the Educational Excellence Program be used to provide demonstration projects in comprehensive school transformation from corporate to collegial learning environments. Demonstrations of how Phase III funds might assist in school transformation were to have been included. Participating districts could have used Phase III funds to supplement the project.

4. A provision prohibiting the use of reimbursements from the institutions under the control of the State Board of Regents for funding the Office of the Board.

5. A requirement that the State Board of Regents permit KUNI to broadcast from the greater Des Moines area if KUNI acquired a transmitter or translator at no cost to the University of Northern Iowa or the state for the purpose of simulcasting KUNI's programming, and received an assigned frequency and the necessary licensing from the Federal Communications Commission.

6. A requirement that the State Board of Regents fund salary and benefit increases for employees in the UNI faculty bargaining unit according to collective bargaining agreements.

7. A provision to increase the base salaries for professional and scientific staff members, under the control of the State Board of Regents, by two percent for the fiscal year beginning July 1, 1991. Faculty members not included in a collective bargaining agreement would have received an average base salary increase for the fiscal year beginning July 1, 1991, at the discretion of the Board.

8. A requirement that the State Board of Regents finance through indebtedness energy cost-saving projects that could recover their cost within an average of six years.

9. An appropriation of \$30,000 to the Danish Heritage Museum in Elk Horn, Iowa.

10. A provision allocating \$10,000 to the Iowa Historical Society for the operation and maintenance costs of the Plum Grove residence of former Governor Lucas.

11. Language modifying the Osteopathic Subvention Program formula.

12. A provision allowing the Treasurer of State to invest up to 40 percent of the funds in the loan reserve account in tax-exempt investments issued by an agency of the State of Iowa.

13. A provision directing the State Board of Regents to develop and adopt a policy relating to the possible sale of WOI-TV.

14. Provisions relating to school districts providing additional instructional work assignments relating to college-bound student support programs for minority students, and to the funding of such programs with Phase III moneys.

15. A provision allowing Cultural Grant Program funds to carry over to August 30 of the following fiscal year.

16. A provision establishing that the patents depository library would be headed by a patents librarian, and defining the responsibilities and duties of the position.

#### Division III — Economic Development

Division III makes General Fund appropriations of \$31,258,989 and other state fund appropriations of \$248,954 to the Department of Economic Development, the Iowa Finance Authority, the Wallace Technology Transfer Foundation, the International Network on Trade (INTERNET), and the Iowa State University of Science and Technology for the fiscal year beginning July 1, 1991.

Purposes for which the appropriations to the Department of Economic Development are made are the following: general administration, rural resource coordination, primary research and computer center, Film Office, business development operations, small business programs, Federal Procurement Office, small business and rural incubators, Community Economic Betterment Program, Microenterprise Development Revolving Fund, Targeted Small Business Program, Community Development Block Grant Administration, Rural Community 2000 Program, community progress programs, Councils of Governments, Rural Main Street Program, regional economic development centers, international trade operations and offices, tourism operations and advertising, Welcome Center Program, Mississippi River Parkway Commission, youth work force programs, Iowa Corps, Job Retraining Program, labor management councils, Rural Development financing, administration of Chapter 280B (known as the Iowa Industrial New Jobs Training Act), the Target Alliance Program, and for administration of the Iowa Small Business New Jobs Training Act.

Division III also appropriates funds to the Iowa Finance Authority's Housing Improvement Fund. Division III provides additional guidance as to how the funds shall be used. The Act codifies language used the last few years when the General Assembly has appropriated money to the Iowa Finance Authority for housing assistance. This language involves another housing program that is limited to providing closing costs, down payment, home maintenance and repair, and loan processing assistance. In addition, the mortgage insurance program is limited to mortgages under \$55,000 unless the home is in an area of the state where the median price of homes exceeds the state average. The Act changes the name of the Iowa Finance Authority's Housing

Trust Fund to Housing Improvement Fund. The housing category of the Rural Community 2000 Program is made part of this Housing Improvement Fund. Moneys in the Fund and interest earned on those moneys are to remain in the Fund and will not revert. In addition, the Division increases the transfer tax from \$.55 to \$.80 for each \$500 of value over \$500 and makes a revenue-neutral change in the percentage of the transfer tax which is retained by the counties.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision repealing the Ambassador's Program established in section 15.232.
2. An appropriation of \$129,000 from the Job Training Fund to the community colleges to supplement coordination and instruction of apprentice-related instruction.

**Division IV — Justice System**

Division IV appropriates moneys to the Department of Justice, Board of Parole, Department of Corrections, including correctional facilities and the judicial district departments of correctional services, and the Judicial Department.

The Act decreases the Department of Justice funding from Fiscal Year 1991 levels for the Office of the Attorney General, the Farm Mediation and Farm Legal Assistance Programs, and the Office of the Consumer Advocate. The Act requires the Office of the Attorney General to use up to \$41,000 from forfeited property receipts to fund the Prosecuting Attorney Training Program, the Prosecuting Intern Program, or both.

The Act increases the funding for victim assistance grants, and refers to increased receipts generated by the passage of the Domestic Abuse Act, S.F. 444, in a manner which raises certain court costs and fees and deposits the resulting receipts into the General Fund. (See the summary to S.F. 444 under the subject heading of Criminal Justice & Corrections.) Of the amount appropriated for victim assistance grants, no more than \$60,000 shall be used by the Attorney General for administrative costs associated with the implementation of S.F. 444, and \$100,000 shall be awarded to the Department of Corrections for one-time costs associated with implementing batterers' treatment programs within the judicial district departments of correctional services as required in S.F. 444. The remaining appropriation of \$1,240,000 shall be awarded to provide grants to care providers providing services to victims of domestic abuse or rape and sexual assault. Prohibitions are established against transfer and reversion of the funds appropriated for victim assistance grants. The Department of Justice is required to submit monthly financial statements to the Legislative Fiscal Bureau and the Department of Management.

The Board of Parole is required to maintain an automated docket and risk assessment model, employ two statistical research analysts, and cross-train staff.

Funding and full-time equivalent positions are provided to enable the Department of Corrections to operate 902 additional correctional beds. Funding is also provided to meet a state matching requirement in order for the Department of Corrections to receive funding from the Governor's Alliance on Substance Abuse (GASA). GASA is required to consider grants made to the Department of Corrections for the benefit of the judicial district departments of correctional services to be local government grants.

Increased funding is provided for current operations in the prisons, the judicial district departments of correctional services, and the Department of Corrections Central Office and Training Center. Funding is included to expand "The Other Way" (TOW) Substance Abuse Treatment Program at the Clarinda correctional facility. The actual Fiscal Year 1992 costs of the lease-purchase agreement, which was authorized during the 1990 Legislative Session (Phase II), is funded. Additional funding increases are provided to comply with federal requirements and guidelines at the Clarinda and Fort Madison facilities, and to reimburse the counties for holding Operating While Intoxicated (OWI) offenders pending space availability in community-based correctional facilities. The Anamosa Correctional Facility must employ two substance abuse counselors at the Luster Heights Prison Camp for certification of a substance abuse program. The Department of Corrections is to provide a report to the Justice Systems Appropriations Subcommittee on the implementation of the comprehensive Institutional Education Program, and to employ an education director and a clerk for the Program to monitor the judicial district departments of correctional services' use of the needs/risk classification model. The Department may override

the classification upon notice to the districts. The judicial district departments of correctional services are to cooperate with the chief judges to implement a plan to divert low-risk offenders to the least restrictive sanction available.

Several provisions pertain to the Judicial Department. Funds are appropriated to fully fund a 40-hour work week for supervisory staff in the district clerks of court offices. The Act decreases certain funds from the Iowa Court Information System (ICIS). The Judicial Department is to submit monthly financial statements to the Legislative Fiscal Bureau and the Department of Management. Certain requirements are provided concerning ICIS, to avoid duplication with other state systems. The Judicial Department is required to conduct a comparable worth study concerning juvenile court officers, and to submit a report to the Justice Systems Appropriations Subcommittee by January 1, 1992. The Act prohibits pay grade changes resulting from the study from being implemented before July 1, 1992, subject to sufficient appropriations being made specifically for that purpose. The Judicial Department, the judicial district departments of correctional services, the Department of Corrections, and the Board of Parole are to continue to develop an automated data system to share information.

A number of statutory changes pertain to the justice systems. The fee for the Farm Mediation Program is increased from a fee of \$25 for each party to \$50 for the borrower and \$100 for the creditor. A reporting requirement which required the Department of Corrections to report to the Legislative Fiscal Bureau on a semiannual basis concerning the utilization of in-home detention is deleted. The Act deletes a requirement that the Supreme Court budget and track expenditures by a separate organization code for child support operations, but requires budgeting and tracking by an organization code for ICIS. The Act requires the clerks of the district court to make every reasonable effort to collect all outstanding court revenues, and requires the clerks to notify persons with outstanding fines within 45 days of assessment.

The boards of the judicial district departments of correctional services are prohibited from entering into lease-purchase agreements for offices or facilities unless they receive express authorization from the General Assembly and current funding is adequate to meet the lease-purchase obligation. This prohibition takes effect January 1, 1992. The judicial district departments of correctional services are to provide a copy of minutes from each board meeting to the Legislative Fiscal Bureau. The deadline for the completion of the transfer of child support collections from the Department of Human Services to the Judicial Department is extended by two years, and the extension takes effect May 31, 1991. The Act also contains a provision which is effective May 31, 1991, and retroactive to July 1, 1990, which permits the Fiscal Year 1991 appropriation for the County Confinement Account to be used to reimburse the counties for holding OWI offenders pending the availability of space in the community-based correctional facilities.

#### THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Statutory provisions which would have established a new Farm Assistance Fund, comprised of receipts from an additional \$60 fee on nonjudicial foreclosure mechanisms concerning agricultural land. The funds would have been used to provide legal assistance to financially distressed farmers.
2. A proposed statutory provision which would have reestablished the Odometer Fraud Fund, which formerly had been credited to the Department of Justice. Previous legislation during the 1991 Session directed the deposit of these funds into the General Fund, and the vetoed item was an attempt to recreate the Fund. In addition, the vetoed language would have specified additional uses for the moneys.
3. A requirement that the 60 new Polk County beds for a 30-to 60-day shock revocation program for parole and probation violators be limited to male offenders.

#### Division V — Standing Appropriations and Taxes

This Division reduces, for the 1992 Fiscal Year, the amount of the standing appropriations for such purposes as the Agricultural Land Tax Credit Fund; personal property tax replacement for local governments; extraordinary property tax and reimbursement division of Chapter 425; Iowa Resources Enhancement and Protection (REAP) Fund; Special Mental Health Services Fund for Counties; cost of printing cigarette tax stamps; Livestock Disease Fund; reimbursement to counties for the homestead tax credit, military service tax credit, and machinery and computer tax replacement; payment to school districts for transportation service to nonpublic school pupils; instructional support state aid to school districts; and franchise tax allocations to cities and counties.

The Act also increases beginning June 1, 1991, the cigarette tax by five cents per pack of 20 and the tobacco products tax from 19 percent to 22 percent of the cost of the tobacco products.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. Certain reductions for the 1992 Fiscal Year in standing appropriations, including the payment of expenses and compensation of Commissioners of Inquiry pursuant to section 229.35, payment of transfer expenses of mentally ill persons, payment of necessary expenses incurred by the Executive Council in performing its legal duties, compensation of officers and enlisted persons in and the expenses of the National Guard, the amount to be deposited in State Communications Network Fund, payment of state school foundation aid to school districts and area education agencies, payment of workers' compensation claims due employees of the state, payment of claims against the state for moneys owing by the state, and payment for torts committed by the state.

2. Statutory language relating to the Commission of Inquiry, the transfer expenses of mentally ill persons, recovery cost from the state, and extraordinary expenses.

**Division VI — Miscellaneous Code Changes**

The Act doubles the fee charged for the issuance of a title for a boat and certain vehicles, for the filing of financing statements and liens under the Uniform Commercial Code, and for the release of such liens. The increases in these fees are to be deposited in the General Fund.

The Act reduces the length of time when certain property is considered abandoned and thus taken over by the state.

The Act also makes changes in the definitions and procedures involving the Family Farm Tax Credit. Senate File 452, relating to the State Fair Board, is amended to provide for staggered terms of office for directors and to remove a limitation on the term of office of an original director.

Legislative intent is stated in the event actual revenues are less than projected. In addition, beginning with the 1993 Fiscal Year, the Governor is to propose, and the General Assembly is to enact, a budget in which expenditures do not exceed revenues.

**THE GOVERNOR ITEM VETOED THE FOLLOWING:**

1. A provision authorizing the Director of General Services to establish fee schedules for use of facilities which are funded through the sale of tax-exempt investments and to use the revenue to repay these investments.

2. Provisions that would have allowed a member of the Iowa Public Employees Retirement System to have the state continue to pay the state's portion of the member's health or medical insurance if the member retires during the period beginning August 1, 1991, and ending July 31, 1993, and the member has at least 10 years of membership service.

**HOUSE FILE 712 — Appropriations for Claims Against the State**

**BY COMMITTEE ON APPROPRIATIONS.** This Act settles claims against the state by William Devine for a vehicle registration refund, in the amount of \$144.00, and by Pak-A-Way Container Service for reimbursement of a citation for excessive vehicle weight, in the amount of \$581.20.

The General Assembly disapproved all other claims submitted as of April 4, 1991.

**BONDING AND DEBT FINANCE**

**HOUSE FILE 707** — Investment of Public Funds

**RELATED LEGISLATION**

- SENATE FILE 436** — Private Activity Bond Allocation for First-time Farmers  
*SEE AGRICULTURE.* This Act amends section 7C.4A which sets a state ceiling for allocation of private activity bonds as provided in section 141 of the Internal Revenue Code. The Act provides that the annual amount allocated to qualified small issue bonds issued for first-time farmers under a program administered by the Agricultural Development Authority is increased from 12 to 16 percent of the state ceiling.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division II of this Act appropriates funds to various state education departments, agencies, and institutions, and includes language relating to lease agreements and technical corrections in law authorizing residence hall and dormitory bonding by merged area schools.

**BONDING AND DEBT FINANCE****HOUSE FILE 707 -- Investment of Public Funds**

BY COMMITTEE ON WAYS AND MEANS. This Act permits the Treasurer of State and the treasurer or other designated financial officer of each political subdivision to invest bond proceeds and moneys, being accumulated for the payment of principal and interest or reserves, in tax-exempt bonds and money market funds where these investments are desirable to avoid earning excess amounts which must be returned to the United States Treasury as a result of the federal Tax Reform Act of 1986. The Act brings state law into conformity with federal law with respect to permitted investments for this purpose.

**BUSINESS, BANKING AND INSURANCE**

- SENATE FILE 87** — Financial Institutions' Deposit Insurance
- SENATE FILE 179** — Trade Secrets
- SENATE FILE 276** — Cooperative Associations — Statements — Securities Exemptions
- SENATE FILE 310** — Industrial Loan Companies — Thrift Guaranty Corporation
- SENATE FILE 311** — Financial Transactions — Electronic Transfers — Credit Card Issuers
- SENATE FILE 435** — Mortgage Bankers and Brokers — Regulatory Authority
- SENATE FILE 477** — Cooperative Ownership of Residential, Business Property
- SENATE FILE 491** — Car Rentals
- SENATE FILE 494** — Regulation of Savings and Loan Associations
- SENATE FILE 507** — Banking Regulation
- SENATE FILE 518** — Insurance Regulation
- SENATE FILE 519** — Regulation of Business Opportunity Promotions, Retirement Communities, and Loan Brokers
- SENATE FILE 520** — Securities Transactions — Regulatory and Other Provisions
- HOUSE FILE 20** — Banking Days
- HOUSE FILE 110** — Banks — Collateral for Loans to Affiliates
- HOUSE FILE 231** — Officers of State Banks
- HOUSE FILE 260** — Reservation of Bank Name
- HOUSE FILE 294** — Obligations of Bank Directors and Officers
- HOUSE FILE 502** — Financial Services Disclosure
- HOUSE FILE 556** — Electronic Access to Corporate Records and Other Corporation Law Changes
- HOUSE FILE 566** — Defective Motor Vehicles
- HOUSE FILE 567** — Foreclosures — Notice of Right to Cure Default
- HOUSE FILE 571** — Advertisement and Sale of Wood Products
- HOUSE FILE 601** — Consumer Credit — Open End Credit Accounts
- HOUSE FILE 617** — Banks — Location of Loan Recordkeeping Functions
- HOUSE FILE 619** — Preservation of Financial Institution Records
- HOUSE FILE 626** — Claims to Savings and Loan Deposits
- HOUSE FILE 634** — Insurance — Administrative and Regulatory Provisions
- HOUSE FILE 688** — Health Insurance

## RELATED LEGISLATION

- SENATE FILE 210** — Health Care Practitioner Covenants — VETOED BY THE GOVERNOR  
*SEE HEALTH AND SAFETY.* This bill would have prohibited agreements attempting to restrict the practice of physicians once they leave a corporate, associational, partnership, or employment relationship.
- SENATE FILE 297** — Pesticides — Ingredients — Information  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to inert ingredients in pesticides and their status as a confidential trade secret.
- SENATE FILE 350** — Franchise Tax on Financial Institutions  
*SEE TAXATION.* This Act relates to the franchise tax on financial institutions.
- SENATE FILE 362** — Petroleum Underground and Aboveground Storage Tanks  
*SEE ENVIRONMENTAL PROTECTION.* This Act makes several changes affecting the Iowa Comprehensive Petroleum Underground Storage Tank Fund and includes provisions affecting businesses of all sizes.
- SENATE FILE 411** — Nonprofit Corporations and Agencies — Information  
*SEE HUMAN SERVICES.* This Act requires a nonprofit corporation or agency which receives federal or state funding to provide to any person, upon request, a list of the names of the members of the corporation's or agency's board of directors, each officer's salary, and each director's fee.
- SENATE FILE 429** — Agricultural Land  
*SEE AGRICULTURE.* This Act relates to agricultural land and amends Chapter 172C, regulating the holding of agricultural land by corporations, limited partnerships, and trusts.
- SENATE FILE 441** — Workers' Compensation Self-insurance and Other Provisions  
*SEE LABOR AND EMPLOYMENT.* This Act relates to workers' compensation self-insurance, imposes civil and criminal penalties for filing false financial statements, and provides an appropriation.
- SENATE FILE 502** — Workers' Compensation Second Injury Fund  
*SEE LABOR AND EMPLOYMENT.* This Act creates a Second Injury Fund Task Force, administered by the Treasurer of State, to examine issues related to the Workers' Compensation Second Injury Fund and provides for a surcharge on workers' compensation weekly benefits.
- SENATE FILE 529** — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act provides appropriations to agencies with regulatory authority over business, banking, and insurance and includes a provision revising the authority over savings and loans.
- SENATE FILE 550** — Motor Carriers — Workers' Compensation Insurance Provisions  
*SEE TRANSPORTATION.* This Act relates to the status of owner-operators as independent contractors when working under contract with a motor carrier for purposes of workers' compensation liability insurance coverage.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects regulatory agencies, provisions, and special funds.

- HOUSE FILE 232** — Sale and Furnishing of Cigarettes and Tobacco Products  
*SEE HEALTH AND SAFETY.* This Act relates to the sale and furnishing of cigarettes and tobacco products to certain persons and provides penalties.
- HOUSE FILE 322** — Small Business Advisory Council  
*SEE ECONOMIC DEVELOPMENT.* This Act mandates the establishment of a Small Business Advisory Council consisting of nine members appointed by the Governor, subject to confirmation by the Senate.
- HOUSE FILE 417** — Income Tax — Private Club Expense Deductions  
*SEE TAXATION.* This Act provides that an individual or corporate taxpayer cannot deduct trade or business expenses incurred at a private club which restricts membership or the use of its services or facilities on the basis of age, sex, marital status, race, religion, color, ancestry, or national origin when computing net income for state income tax purposes.
- HOUSE FILE 499** — Insurance — Demolition Reserves  
*SEE LOCAL GOVERNMENT.* This Act increases the demolition cost reserve amount an insurer must reserve for damages to property within the corporate limits of a city from the greater of \$5,000 or 10 percent of the payment for damages to property for which the insurer has issued a fire and casualty insurance policy, to the greater of \$10,000 or 10 percent of the payment for damages.
- HOUSE FILE 570** — Automatic Dialing-announcing Device Equipment  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides that it is unlawful for a person to use, to direct another to use, or to contract for the use of automatic dialing-announcing devices except under certain circumstances.
- HOUSE FILE 618** — Marketable Title of Real Estate and Lapse of Certain Mineral Interests  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act relates to real estate by providing for procedures relating to preserving legal interests in certain property interests, including mineral interests in coal.
- HOUSE FILE 662** — Facilities Used to Maintain Animals  
*SEE CRIMINAL JUSTICE.* This Act prohibits unauthorized actions taken against an animal facility, an animal maintained at the facility, or business involving animals.
- HOUSE FILE 683** — Toxics Pollution Prevention Program  
*SEE ENVIRONMENTAL PROTECTION.* This Act establishes a Toxics Pollution Prevention Program which includes authority to implement a temporary air toxics fee.

## BUSINESS, BANKING AND INSURANCE

### **SENATE FILE 87 — Financial Institutions' Deposit Insurance**

**BY COMMITTEE ON COMMERCE.** This Act provides that a bank, credit union, or savings and loan association organized under state law must acquire deposit insurance from the appropriate agency of the federal government.

The Act takes effect July 1, 1992.

### **SENATE FILE 179 — Trade Secrets**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act amends Chapter 550 relating to the protection of trade secrets as enacted in 1990. The Act passed in 1990 was based on the Uniform Trade Secrets Act, drafted by the National Conference of Commissioners on Uniform State Laws. This Act amends the definition of "trade secret" to mean information that derives economic value from not being generally known, or readily ascertainable, by a person able to obtain economic value from its disclosure and which is subject to efforts that are reasonable under the circumstances to maintain the information's secrecy. The Act conforms the definition in Chapter 550 with the definition in the model legislation.

The Act takes effect April 23, 1991.

### **SENATE FILE 276 — Cooperative Associations — Statements — Securities Exemptions**

**BY GRONSTAL.** This Act relates to the business practices of cooperative associations organized under Chapter 497, 498, or 499 of the Code. A cooperative's board of directors, upon receiving notice of a stockholder's or member's death, is required to provide a statement to the administrator or executor of the stockholder's or member's estate. The statement must describe agricultural products owned by the stockholder which are in the possession of the association.

The Act amends Chapter 502 of the Code, relating to the regulation of securities. The Act strikes certain exemptions which relate to registration of securities and the filing of information by cooperative associations. One exemption provided that the association must be a type defined in the federal Agricultural Marketing Act. The stock or similar security issued by a cooperative must qualify its holder for membership in the cooperative association or, in the case of a patronage refund certificate, must be issuable only to members. The exemption also required that the stock or security must be transferable only to the issuer or to a successor in interest of the transfer that qualified for membership in the cooperative association. A second exception applied to a security issued in exchange for an issued security of an association which is part of an exchange involving a merger or consolidation of two or more cooperative associations.

The Act replaces this language with a different exemption for agricultural cooperative associations. The Act provides that the association must be organized for purposes of engaging in agricultural activities, which may include associations organized under Chapter 497, 498, or 499. The exemption only applies if a commission or remuneration is not paid for the sale of a security except as provided by the Insurance Division of the Department of Commerce. In addition, if the securities to be issued are notes or other evidences of indebtedness and are issued after July 1, 1991, the issuer must file a written notice with the Division.

This Act takes effect June 4, 1991.

### **SENATE FILE 310 — Industrial Loan Companies — Thrift Guaranty Corporation**

**BY COMMITTEE ON COMMERCE.** This Act repeals Chapter 536B relating to the Iowa Industrial Loan Corporation Thrift Guaranty Law. The guaranty corporation established in that Chapter is now insolvent and under the management of the State Banking Superintendent.

The Act provides that licensed industrial loan companies which sell debt instruments to the public, shall not loan to any borrower, including a subsidiary or affiliated corporation, more than 20 percent of the industrial loan company's total of capital, surplus, and undivided profits. The aggregate of all loans to subsidiaries and

affiliated corporations of the industrial loan company shall not exceed 10 percent of the industrial loan company's total assets. Any debt instrument issued by the industrial loan company must, unless insured by the Federal Deposit Insurance Corporation (FDIC), include on its face a notice in bold print that the debt instrument is not insured or guaranteed by the FDIC.

The Act also provides that investments made by an industrial loan company are subject to the provisions of section 524.901 as applied to state banks. Section 524.901 defines the investment authority of state banks.

**SENATE FILE 311 — Financial Transactions — Electronic Transfers — Credit Card Issuers**  
BY COMMITTEE ON COMMERCE. This Act relates to the establishment and use of satellite terminals to engage in financial transactions. The Act establishes a new class of satellite terminals designated as limited-function terminals, which are point-of-sale terminals, which do not accept deposits or dispense negotiable instruments, do not dispense cash except when operated by a person other than the customer initiating the transaction, but which are utilized for the purpose of making payment to a provider of goods or services purchased at the location of the satellite terminal. Limited-function terminals also include multiple-use terminals which are not operated to accept electronic personal identifiers, and which are not operated in a manner to distinguish between transactions which affect and do not affect customer asset accounts.

The Act exempts limited-function terminals from certain requirements which apply to other satellite terminals. However, a limited-function terminal modified to function as a satellite terminal becomes subject to those requirements. The Act permits limited-function terminals to be established by financial institutions.

The Act requires that a financial institution, which issues an access device which permits a customer to affect an asset account of the customer maintained within this state by a financial institution, must file a registration statement with the appropriate administrator — the Superintendent of Banking, the Superintendent of Savings and Loan Associations, or the Superintendent of Credit Unions. A registration statement must also be filed with the appropriate administrator by a financial institution that establishes a limited-function terminal within this state.

The Act also establishes a new Chapter 536C which requires all nonresident issuers of credit cards who issue credit cards to Iowa residents to register with the appropriate administrator prior to conducting business in this state and annually thereafter. A copy of the credit agreement and billing statement used by the card issuer is to be provided with the registration statement.

**SENATE FILE 435 — Mortgage Bankers and Brokers — Regulatory Authority**  
BY COMMITTEE ON COMMERCE. This Act transfers the regulatory authority over mortgage bankers and brokers from the Superintendent of Savings and Loan Associations to the Superintendent of Banking. (See also S.F. 494)

**SENATE FILE 477 — Cooperative Ownership of Residential, Business Property**  
BY COMMITTEE ON LOCAL GOVERNMENT. This Act amends provisions of Chapter 499A, relating to the ownership of residential, business property on a cooperative basis. References to stockholders are deleted and replaced with a reference to members of the cooperative. A cooperative organized under Chapter 499A is allowed only one class of members. The Act defines the rights, including property rights, of each member of the cooperative, and establishes a possessory interest in the real and personal property of the cooperative in each member. The Act provides for the adoption, amendment, or repeal of the bylaws, an annual meeting of the members, additional meetings, if necessary, and written notice of meetings. Each member, including a membership interest jointly owned by two or more persons, is entitled to one vote.

The Act establishes a duty on the cooperative to maintain generally all portions of the cooperative's real property other than apartment units. The cooperative is granted a lien on a member's interest for all operating charges or other assessments. The Act provides remedies to the cooperative as a result of the nonpayment of such charges or assessments, including the eviction of the member and the sale of the member's interest.

The Act takes effect April 16, 1991, and applies to any cooperative organized pursuant to Chapter 499A on or after December 1, 1990.

**SENATE FILE 491 - Car Rentals**

**BY COMMITTEE ON COMMERCE.** This Act enacts Chapter 516D, which regulates persons in the business of renting a motor vehicle for a period of 60 days or less from a location within this state. Chapter 516C, which requires certain disclosures relating to the sale of collision damage waivers as part of motor vehicle rental transactions, is repealed.

Chapter 516D applies to advertising and business practices relating to vehicle rental agreements entered into in this state. The Act prohibits a rental company from holding, or attempting to hold, an authorized driver liable for any damages to a rental vehicle except under certain circumstances, primarily those involving damage resulting from a breach of the rental agreement, or except where a collision damage waiver is offered in accordance with the provisions of the Act.

The Act provides that the collision damage waiver must be explained in the rental agreement, and all restrictions must be set forth in 10-point type. The customer must separately acknowledge the agreement to purchase the collision damage waiver and must also be provided with a disclosure statement which advises the customer that the collision damage waiver is optional and that the customer should check to see if coverage is provided under the customer's personal automobile insurance.

The Act also requires that a rental company must disclose all material restrictions on an advertised rate or on the use of the rental vehicle. The Attorney General is to adopt administrative rules to enforce Chapter 516D.

**SENATE FILE 494 - Regulation of Savings and Loan Associations**

**BY COMMITTEE ON COMMERCE.** This Act transfers the regulatory authority of the Superintendent of Savings and Loan Associations over savings and loan institutions to the Director of the Department of Commerce.

**SENATE FILE 507 - Banking Regulation**

**BY COMMITTEE ON COMMERCE.** This Act amends several provisions relating to the management and operations of a state bank, and the regulatory authority and duties of the State Superintendent of Banking.

The Act authorizes the Superintendent to issue an interim order requiring a bank, or a director, officer, employee, or substantial shareholder to cease and desist from any unsafe or unsound practice or dishonest act likely to cause harm to the bank, and to take affirmative action, including the suspension of the director, officer, or employee, to prevent harm until the completion of any proceedings commenced by the Superintendent. A procedure providing for due process and the review of any action of the Superintendent is established.

The Act limits the aggregate amount of cash value life insurance a state bank may purchase to 25 percent of total equity capital of the state bank unless the approval of the Superintendent has been obtained prior to the purchase of any insurance in excess of this amount. The Act authorizes state banks to invest in shares in a federal home loan bank. The Act provides that the annual report of the Superintendent must be filed as soon as practicable after June 30, but no later than December 31 (September 1 under prior law).

This Act takes effect May 29, 1991.

**SENATE FILE 518 - Insurance Regulation**

**BY COMMITTEE ON COMMERCE.** This Act includes the Managing General Agents (MGA) Act, the Producer Controlled Property and Casualty Insurer Act, the Credit for Reinsurance (CR) Act, and the Reinsurance Intermediary Model (RIM) Act. The enactment of these various Acts is a step in the Insurance Division of the Department of Commerce's process of accreditation as an approved state regulator by the National Association of Insurance Commissioners (NAIC). The Act also includes various other changes related to the solvency of insurers in this state.

The Managing General Agents Act provides that a person shall not act in the capacity of a managing general agent unless licensed pursuant to the MGA Act. The Commissioner of Insurance is given the authority to require a bond from a managing general agent for each company represented by the agent in an amount acceptable to the Commissioner for the protection of the insurer. The Commissioner may also require the managing general agent to maintain an errors and omissions policy.

The MGA Act requires that certain provisions be included in any contract entered into between a managing general agent and an insurer, and identifies other provisions which are permissible. The MGA Act prohibits the managing general agent from engaging in certain activities related to the insurer, and establishes certain duties of the insurer.

The Producer Controlled Property and Casualty Insurer Act would impose liability on a broker or manager in the event of an insolvency of an insurer controlled by the broker or manager.

The Act requires that a domestic ceding insurer is allowed a credit for reinsurance as an asset or a deduction from liability on account of reinsurance ceded if the reinsurer meets the financial condition and business conduct requirements of the CR Act.

The Reinsurance Intermediary Model Act requires an insurance broker to provide and maintain adequate records to permit the application of the CR Act. The RIM Act defines reinsurance intermediaries, provides requirements for their licensure, and regulates their activities in soliciting, negotiating, or placing reinsurance on behalf of an insurer. The RIM Act requires that certain records be kept by a reinsurance intermediary-broker relating to these reinsurance transactions.

The Act also provides for the appointment of a Deputy Commissioner for supervision and a Chief Examiner by the Commissioner of Insurance, provides for the administration of health maintenance organization insolvencies in the same manner as other health insurers, imposes restrictions upon an insurer's ability to make investments in below investment grade bonds, provides for the reporting to the Commissioner of all dividends and other distributions to shareholders, and imposes penalties upon directors and officers who knowingly participate in or permit illegal investments or who willfully and knowingly make a false statement with the Insurance Division.

The CR Act applies to all cessions and retrocessions under reinsurance agreements with an inception anniversary or renewal date not earlier than six months after July 1, 1991.

**SENATE FILE 519 — Regulation of Business Opportunity Promotions, Retirement Communities, and Loan Brokers**

**BY COMMITTEE ON COMMERCE.** This Act amends provisions relating to the Regulated Industries Unit of the Division of Insurance, including business opportunity promotions, continuing care and senior adult congregate living retirement communities, and loan brokers.

The Act establishes registration requirements and provides for the disclosure of certain information related to the sale or offer of sale of a business opportunity and the person selling or offering for sale the opportunity. The Act establishes bonding and minimum net worth requirements for a person selling or offering for sale a business opportunity. Copies of each application for registration and disclosure document are to be kept by the Commissioner of Insurance and are available for public inspection.

The Act provides for the disclosure of certain information related to retirement facilities providing continuing care and congregate living services to persons considering entering the facilities. Any person intending to construct this type of facility must file certain information as defined in the Act and the Commissioner is to determine the feasibility of the proposed facility prior to the beginning of the construction. The Commissioner is authorized to require certain reports and conduct audits or other examinations of the financial affairs of the provider for the purpose of protecting the interests of the residents.

The Act provides that loan brokers must file certain financial documents with the Commissioner. The Act provides that any brokerage agreement is to include a description of the services the broker agrees to perform and requires a broker to maintain certain records relating to the activities of the loan broker. The Commissioner may investigate a broker and take actions necessary for the protection of borrowers.

The Act also increases or establishes fees related to the filings required under this Act.

**SENATE FILE 520 — Securities Transactions — Regulatory and Other Provisions**  
BY COMMITTEE ON COMMERCE. This Act amends Chapter 502 relating to the regulation of the securities industry.

The purchase of insurance for state employees, through payroll deductions, may be made from a company other than an insurance company. The State Board of Regents' Institutions may arrange for the purchase of individual mutual fund contracts for Regents' employees.

A bank or insurance company is freed from certain registration requirements when acting on its own account. A bank is also freed of the requirements when exercising trust or fiduciary powers. An exclusion is removed relating to issuing a security which is an interest in an oil, gas, or mineral lease. The types of commercial paper subject to exclusion are amended. Filing requirements are eliminated relating to certain securities connected to an employee profit or benefit plan. Regulation is relaxed for some securities having a time-share interval. The Act rewrites exemptions relating to transactions with holders of convertible securities, nontransferable warrants, and transferable warrants exercisable within a specified amount of time. Regulations regarding transactions incident to a vote by, or written consent of, security holders which involves stock splits, mergers, or the transfer of assets are exempt. Filing requirements are relaxed for securities registered with the federal government. A new exemption is created for transactions involving the sale of securities by small business investment companies made under federal law.

The Act adds several regulatory provisions. An alternative method of registering securities and paying registration fees is established. The Act rewrites provisions relating to filing requirements and procedures, the effectiveness of filing statements, and fees.

Examinations of industry records are performed according to the discretion of the state. The state may bar a person from being employed in the securities business or restrict the types of activities that the person may perform. The Act provides that the state may take disciplinary action or deny an application, if the person has been enjoined from the insurance or commodities business. Administrative action against the person may depend upon an adjudication or order within the past 10 years which is rendered by a securities or commodities agency, another state, or a court. Disciplinary action may be taken against a person who has failed to reasonably supervise an employee. Action may be instituted based on a denial or revocation of a right to do business in the securities industry by an authority in another state, the federal government, a foreign government, or a self-regulatory organization. The action may also be based on a final order in a legal or administrative action relating to securities or commodities violation or fraud.

Certain limitations on state action do not apply to material falsehoods or omissions in applications, willful violations of the securities law, dishonest conduct, insolvency, lack of qualifications, or failure to supervise agents or employees. The Act lengthens the time for instituting such a proceeding, and increases the amount of civil penalties. The state may cooperate with securities agencies or administrators of different states, countries, the federal government, or regulatory organizations. A court may grant injunctive relief, suspend or revoke a license or registration, order the production of documents, or grant other relief as necessary.

**HOUSE FILE 20 — Banking Days**  
BY PONCY. This Act provides that for purposes of determining a bank's midnight deadline, the definition of the term "banking day," which previously only excluded Saturday, also does not include Sunday, or any holiday when the Federal Reserve banks are not performing check clearing functions.

**HOUSE FILE 110 — Banks — Collateral for Loans to Affiliates**  
BY GILL. This Act provides that an affiliate of a state bank may pledge as collateral for a loan, extension of credit, or purchase of securities under a repurchase agreement from the state bank, a segregated deposit account of at least 100 percent of the amount of the loan or other extension of credit.

**HOUSE FILE 231 — Officers of State Banks**  
BY COMMITTEE ON COMMERCE. This Act provides that a state bank may have more than one president.

**HOUSE FILE 260 — Reservation of Bank Name**

BY COMMITTEE ON COMMERCE. This Act provides that a state bank may reserve a corporate name in the same manner allowed for corporations under the Iowa Business Corporation Act.

**HOUSE FILE 294 — Obligations of Bank Directors and Officers**

BY COMMITTEE ON COMMERCE. This Act provides that an obligation of a spouse of a director or officer of a state bank is not considered to be an obligation of the director or officer, if the director or officer and the spouse maintain separate deposit accounts, and the funds obtained pursuant to the obligation are not commingled with or used for the benefit of the director or officer, and the obligation is not guaranteed by the director or officer.

**HOUSE FILE 502 — Financial Services Disclosure**

BY COMMITTEE ON COMMERCE. This Act eliminates the requirement that a financial institution include in the report related to credit information, which is required to be filed with the Treasurer of State by each financial institution, certain information related to financial services offered by the financial institution including the fees charged, method of imposing the fee, any procedures by which a fee may be waived, and any discount program or special services offered in conjunction with a financial service. The Act moves the date by which a financial institution must file a report to the Treasurer of State concerning open-end credit account information from January 1 to July 1 of each year.

**HOUSE FILE 556 — Electronic Access to Corporate Records and Other Corporation Law Changes**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act amends provisions of corporation law related to electronic access of corporate records filed with the Secretary of State, provisions requiring that certain records be filed with the Secretary of State, and provisions related to dissenting shareholders' rights.

The Act provides that the Secretary of State is to offer to county recorders electronic access to corporate records. The Act repeals section 490.130, which required a domestic corporation to provide the Secretary of State with a copy of each document, except an annual report which does not change the registered office or registered agent of the corporation. Section 490.130 also required that copies of certain documents filed with the Secretary of State must be sent to the county recorder.

The Act also effects certain changes relating to dissenters' notice. The requirement of obtaining written consents from all shareholders for the removal of a director is limited to obtaining the written consents from only those shareholders entitled to vote on the removal of the director. The Act provides that a dissenters' notice must be sent no later than 10 days after the proposed corporate action is authorized at a shareholders' meeting. If the corporate action is taken without a vote of the shareholders, the notice must be sent no later than 10 days after the action is taken. The Act provides that a corporation which returns deposited certificates and releases transfer restrictions, and then takes an action previously subject to a dissenters' notice, must send a new dissenters' notice as if the corporate action were taken without a vote of the shareholders.

**HOUSE FILE 566 — Defective Motor Vehicles**

BY COMMITTEE ON COMMERCE. This Act establishes a new Chapter 322G, which replaces Chapter 322E and provides remedies for a consumer who purchases a motor vehicle which the manufacturer or the manufacturer's authorized agent is unable to repair so that the vehicle meets the express warranties of the manufacturer.

The Act specifies the duties of the manufacturer or the manufacturer's authorized agent related to the repair of a new motor vehicle such that the vehicle conforms to any applicable warranty. The Act requires the manufacturer or authorized agent to provide certain information to the consumer, including a statement of rights and obligations contained in Chapter 322G, at the time of purchase or lease of the vehicle; a repair statement each time the vehicle is examined or repaired while under warranty; and any technical bulletins requested by the consumer concerning the specific vehicle model.

The Act provides that, after notice by the consumer to the manufacturer, after three attempts to repair the motor vehicle, or one attempt if the nonconformity is likely to cause death or serious injury, the consumer must

allow the manufacturer one final attempt to repair the vehicle so that it conforms to the applicable warranty. The manufacturer has 10 days after delivery of the vehicle to repair the nonconformity. The Act also establishes affirmative defenses for the manufacturer relating to a consumer claim, including that the alleged nonconformity or nonconformities do not substantially impair the motor vehicle, and that a nonconformity is the result of an accident, abuse, neglect, or unauthorized modification or alteration of the motor vehicle by persons other than the manufacturer or its authorized service agent.

The Act provides that a manufacturer may establish a program to be certified by the Attorney General for dispute resolution. The Act also establishes consumer remedies and authorizes the Attorney General to enforce compliance with the statutory requirements of the Chapter.

**HOUSE FILE 567 — Foreclosures — Notice of Right to Cure Default**

BY COMMITTEE ON COMMERCE. This Act provides that the notice of right to cure a default which fails to comply with all the requirements of section 654.2B does not establish a defense or claim in a foreclosure action unless the person asserting the defense or claim proves that the person was substantially prejudiced. The Act also expands the definition of "creditor" to include a person acting on behalf of a creditor.

**HOUSE FILE 571 — Advertisement and Sale of Wood Products**

BY COMMITTEE ON COMMERCE. This Act requires that a person who commercially offers wood products for sale must disclose information regarding the product which would affect the price of the product, including the grade of the product and the grading standard used, the genus and species of the product, the condition of the product, and whether the product consists of seconds, culls, shop grade, or ungraded product. The Act applies only to persons who offer wood products for sale in the ordinary course of the person's business, except that it does not apply to persons producing rough-sawed lumber, which is commonly referred to as native lumber. A violation of this Act is a consumer fraud and subject to the penalties provided under section 714.16.

**HOUSE FILE 601 — Consumer Credit — Open End Credit Accounts**

BY COMMITTEE ON COMMERCE. This Act eliminates the requirement that the Superintendent of Banking include a summary of the volume of consumer installment credit in the Superintendent's annual report to the Administrator of the Iowa Consumer Credit Code. The Act also eliminates the requirement that the Administrator report on the use of consumer credit to the General Assembly.

The Act provides that a creditor may make a change in the terms of an open end credit account if the creditor gives written notice and the account is part of a portfolio of credit card accounts acquired in bulk by the creditor.

**HOUSE FILE 617 — Banks — Location of Loan Recordkeeping Functions**

BY COMMITTEE ON COMMERCE. This Act provides that original loan documentation recordkeeping functions may be located at the office of a holding company of a state bank subject to the approval of the Superintendent of Banking.

**HOUSE FILE 619 — Preservation of Financial Institution Records**

BY COMMITTEE ON COMMERCE. This Act authorizes state banks, state credit unions, and state savings and loan associations to preserve their records by various forms of duplication or reproduction including photographs, photostats, microfilm, microcard, or miniature or microphotographs. The Act also authorizes these financial institutions to preserve bank records through electronic means, and authorizes the records to be reproduced from computer printouts, electronically stored data or images, or any other process which accurately reproduces or forms a durable medium for accurately and legibly reproducing an unaltered image or reproduction of the original record.

**HOUSE FILE 626 — Claims to Savings and Loan Deposits**

BY COMMITTEE ON COMMERCE. This Act provides that a savings and loan association is not required, in the absence of a court order, to recognize a claim to or authority over a deposit account made by a person other

than a named customer on the account or persons authorized by a valid certified corporate resolution. An association must recognize an adverse claim if the claimant provides an appropriate court order or provides a bond satisfactory to indemnify the association against any loss as a result of recognizing the claim. This Act treats account claims, with respect to savings and loan associations, in the same manner as they are treated with respect to banks.

**HOUSE FILE 634 — Insurance — Administrative and Regulatory Provisions**

**BY COMMITTEE ON COMMERCE.** This Act enacts changes affecting several areas of insurance regulation including the availability of certain rating information; the sale of a redomesticated corporate shell; the disposition of unearned, uncollected premium; limitations on mortgage loans by life insurance companies to employees; increased late fees related to certain required filings; expanded authority for the Insurance Commissioner related to violations of state law by insurance companies; increased fees for benevolent associations; form and rate review for individual policies of accident and health insurance; and certain other related changes.

The Act provides that the Insurance Division is to supply publicly available information to any person requesting the information.

The Act extends the authority of the Insurance Division to sell the corporate shell and licenses of an insolvent domestic insurance company as an asset of the corporate estate to include the redomestication and sale of the corporate shell and licenses of an insolvent foreign insurer.

The Act provides that an agent, broker, premium finance company, or other person is not liable for uncollected unearned premium related to an insolvent insurance company, but places the burden upon the agent, broker, premium finance company, or other person to show that the premium was in fact uncollected.

The Act provides that a life insurance company may make, acquire, and hold loans to employees, officers, and directors subject to the following limitations:

1. The company may make a mortgage loan to an employee for the employee's dwelling, provided that the company is regularly involved in making residential loans to the public.

2. The company may acquire a mortgage loan on real property owned by an employee which serves as the employee's dwelling, provided that the company is regularly involved in acquiring residential mortgage loans not involving employees from sources in the secondary market.

3. The company may acquire a mortgage loan on real property owned by an employee, officer, or director which is included in a portfolio of mortgages acquired by the company if more than 75 percent of the dollar value of the portfolio is owned by persons who are not employees, officers, or directors of the company, and more than 75 percent of the mortgage loans in the portfolio are for real estate owned by persons who are not employees, officers, or directors of the company.

The Act establishes a late fee of \$500 for the failure of an insurance company to file a financial statement by the deadline, and after notice is given that the filing is late, imposes an additional \$100 for each day the filing is late.

The Act expands the summary authority of the Insurance Commissioner to permit a hearing on three days' notice if there is an imminent threat to the solvency of an insurance company, and for violations of the state Unfair Insurance Trade Practices Act and certain other provisions, and authorizes the Commissioner to issue a summary cease and desist order, with a hearing after the order is issued.

The Act enacts the National Association of Insurance Commissioners (NAIC) Accident and Health Policy Regulatory Model Act which requires the filing and prior approval of individual accident and health policies, forms, and rates.

The Act gives the Commissioner jurisdiction over third-party payors of health care benefits that are not subject to regulation in another jurisdiction.

The Act provides that a statutory provision to mandate a health care coverage or service, or to mandate the offering of a health care coverage or service, applies to all state-regulated third-party payors and employee

welfare benefit plans if an employee welfare benefit plan subject to federal regulation is subject to a substantially similar requirement.

The Act provides that an insurer offering a long-term care insurance policy must also provide to all applicants the current Long-term Care Insurance Consumer Guide prescribed by the Insurance Division.

The Act also authorizes the Commissioner to adopt rules to assure the availability of insurance coverage which shall provide for the stacking of uninsured and underinsured coverages with any similar coverage which may be available to an insured.

**HOUSE FILE 688 — Health Insurance**  
BY COMMITTEE ON WAYS AND MEANS. This Act adopts the National Association of Insurance Commissioners Premium Rates and Renewability of Coverage for Health Insurance Sold to Small Groups Model Act, authorizes the Insurance Commissioner to approve basic benefit health insurance, and provides for premium credits and tax exemptions intended to encourage certain employers to provide health insurance.

The Act restricts the percentage increase in premium which may be charged to a small employer for a new rating period under a policy, and provisions are included which discourage a small employer carrier from excluding coverage to high risk employees by establishing certain requirements which must be met to transfer a small employer from one class of business to another, or prohibiting the cancellation or nonrenewal of small employer policies except under certain circumstances.

The Act authorizes the Commissioner to approve basic benefit health plans. Under these provisions, a basic benefit health plan may be approved which does not provide coverage for certain mandated benefits. Rates for these plans must be approved prior to the plans being offered.

The Act provides premium credit incentives for small employers relating to the provision of health insurance for the employees of the small employer. A \$25-per-month-per-employee premium credit is provided for employers who pay for 75 percent of individual coverage or 50 percent of family coverage for employees with a total family income of less than or equal to 150 percent of the federal poverty guideline. The Act provides that the carrier is to receive a premium tax credit equal to at least the premium credit earned by the carrier's insureds.

## COURTS & JUDICIAL PROCEEDINGS

SENATE FILE	102	— District Court Clerk — Reporting Requirement Deleted
SENATE FILE	131	— State Tort Claims Act — Statute of Limitations for a Minor — VETOED BY THE GOVERNOR
SENATE FILE	213	— Probate Code Revisions
SENATE FILE	355	— Homestead Rights — Relinquishment by Spouse
SENATE FILE	445	— Forfeiture of Real Estate Contracts
SENATE FILE	453	— Civil Commitment Proceedings
SENATE FILE	495	— Mentally Disabled Persons — Marriage and Annulment
HOUSE FILE	324	— Civil Rights Law Revisions
HOUSE FILE	335	— Recovery for Death of Adult Child — VETOED BY THE GOVERNOR
HOUSE FILE	357	— Premarital Agreements
HOUSE FILE	506	— Admissibility of Documentary Evidence
HOUSE FILE	534	— Court Administration and Related Provisions
HOUSE FILE	598	— Payment of Court Fees
HOUSE FILE	602	— Procedures for Transfer of Vehicle of Decedent
HOUSE FILE	618	— Marketable Title of Real Estate and Lapse of Certain Mineral Interests
HOUSE FILE	679	— Forfeiture of Excursion Boats and Related Property
HOUSE FILE	697	— Collection of Delinquent Criminal Fines and Court Costs

### RELATED LEGISLATION

SENATE FILE	179	— Trade Secrets <i>SEE BUSINESS, BANKING &amp; INSURANCE.</i> This Act amends Chapter 550 relating to the protection of trade secrets as enacted in 1990.
SENATE FILE	209	— Departmental Supplemental Appropriations and Other Provisions <i>SEE APPROPRIATIONS.</i> This Act makes supplemental appropriations for the remainder of the fiscal year ending June 30, 1991, and includes a provision increasing, effective April 1, 1991, the surcharge which a court assesses when it imposes a fine or forfeiture for violation of state law or city or county ordinance from 25 percent to 30 percent and correspondingly reduces the percent of the surcharge which the court keeps to maintain its present share.
SENATE FILE	211	— Consumer Frauds Against Older Persons <i>SEE CRIMINAL JUSTICE AND CORRECTIONS.</i> This Act provides that if a person violates section 714.16, relating to consumer fraud, and the violation is committed against a person who is 65 years of age or older, in addition to any other civil penalty, the court may impose a civil penalty of up to \$5,000 for each violation.
SENATE FILE	291	— Support Payment Collection and Disbursement Responsibilities <i>SEE HUMAN SERVICES.</i> This Act changes an uncodified provision in the 1990 Iowa Acts which instructs the Department of Human Services and the Judicial Department to agree on a schedule to complete the transfer of support payment collection and disbursement responsibilities from the Collection Services Center to the Clerks of the District Court not later than June 30, 1993.

- SENATE FILE 429** — Agricultural Land  
*SEE AGRICULTURE.* This Act relates to agricultural land and amends Chapter 172C, regulating the holding of agricultural land by corporations, limited partnerships, and trusts and provides certain civil penalties which are assessed by the Attorney General.
- SENATE FILE 471** — State Policies and Procedures Affecting Children  
*SEE HUMAN SERVICES.* This Act relates to various state policies, procedures, and legal requirements affecting children, including foster care, child care, children waived to adult court, and adoption registry.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects provisions, programs, and special funds associated with the justice system.
- HOUSE FILE 220** — Artisan's Lien Against Aircraft and Equipment  
*SEE TRANSPORTATION.* This Act creates a special lien in favor of persons who install new electronic navigation or communications aviation equipment in aircraft.
- HOUSE FILE 380** — Birth Certificates and Adoption Records  
*SEE HEALTH AND SAFETY.* This Act includes provisions providing for access to certain adoption records pursuant to a court order.
- HOUSE FILE 501** — Durable Power of Attorney for Health Care  
*SEE HEALTH AND SAFETY.* This Act provides that an individual may execute a durable power of attorney for health care authorizing the individual's designated representative (attorney in fact) to make health care decisions for the individual if the individual, in the judgment of the attending physician, is unable to make those decisions.
- HOUSE FILE 558** — Child Support Recovery Procedures  
*SEE HUMAN SERVICES.* This Act relates to child support requirements, including requirements involving the receipt and disbursement of child support payments by the Clerk of the District Court.
- HOUSE FILE 567** — Foreclosures — Notice of Right to Cure Default  
*SEE BUSINESS, BANKING AND INSURANCE.* The Act provides that the notice of right to cure a default which fails to comply with all the requirements of section 654.2B does not establish a defense or claim in a foreclosure action unless the person asserting the defense or claim proves that the person was substantially prejudiced.
- HOUSE FILE 596** — Emergency Assistance by Volunteers  
*SEE HEALTH AND SAFETY.* This Act includes a volunteer registered member of the National Ski Patrol System within the liability exemption granted in section 613.17, for other volunteer emergency care providers who receive nominal compensation.
- HOUSE FILE 627** — Transfer of Title by Affidavit  
*SEE LOCAL GOVERNMENT.* This Act provides that transfers of title by affidavit may be made by or on behalf of a surviving spouse.
- HOUSE FILE 656** — Discriminatory Practices in Housing and Real Estate  
*SEE STATE GOVERNMENT.* This Act provides additional procedures, civil remedies, and a criminal penalty for unfair or discriminatory housing or real estate practices.

- HOUSE FILE 662** — Facilities Used to Maintain Animals  
*SEE CRIMINAL JUSTICE.* This Act prohibits unauthorized actions taken against an animal facility or an animal maintained at the facility and provides for actions to recover up to triple damages.
- HOUSE FILE 679** — Forfeiture of Excursion Boats and Related Property  
*SEE GAMING.* This Act provides owners or lienholders having nonforfeitable property interests in excursion boats or related property with the opportunity to purchase the property subject to forfeiture.

**COURTS AND JUDICIAL PROCEEDINGS****SENATE FILE 102 — District Court Clerk — Reporting Requirement Deleted**

BY GRONSTAL. This Act eliminates the requirement that Clerks of the District Courts file annual reports with the Treasurer of State regarding certain fines, penalties, forfeitures, and recognizances. Annual reports are still required to be made to the State Court Administrator.

**SENATE FILE 131 — State Tort Claims Act — Statute of Limitations for a Minor — VETOED BY THE GOVERNOR**

BY VARN. This bill would have overridden the Iowa Supreme Court decision in Harden v. State, 434 N.W. 2d 881 (Iowa 1989), where the Court stated that the statute of limitations under the State Tort Claims Act does not apply to a minor or incompetent because of the lack of any specific provision providing that they are subject to the statute of limitations.

**SENATE FILE 213 — Probate Code Revisions**

BY COMMITTEE ON JUDICIARY. This Act provides that a testamentary trust with corporate trustee or co-trustee will, upon application by the corporate trustee or co-trustee, be withdrawn from court jurisdiction following notice to, and subject to the objections of, the beneficiaries.

This provision is effective for applications filed on or after July 1, 1991.

The Act also amends the Model Prudent Person Investment Act to provide for evaluating investment decisions on the basis of the performance of the entire account portfolio and provides that a fiduciary is not liable for good faith reliance on the terms of the instrument governing the fiduciary. A fiduciary is also not liable for continuing to hold property if the fiduciary, in good faith and exercising reasonable prudence, believes that retaining the property is in the best interest of the estate or trust or furthers the goals of the instrument governing the fiduciary.

The Act establishes mandatory surety bonds for conservators of estates in excess of \$10,000 and changes the date for certain disclosures in standby petitions for guardianships and conservatorships to January 1, 1991, from July 1, 1989.

In addition, the Act establishes a mechanism for distributing \$10,000 or less from decedents' estates by affidavit. This limits its application to those situations where no Iowa inheritance tax is due.

**SENATE FILE 355 — Homestead Rights — Relinquishment by Spouse**

BY COMMITTEE ON JUDICIARY. This Act provides that a husband or wife who holds only homestead rights and rights to a surviving spouse's statutory share in the homestead may relinquish those rights in the homestead through a general power of attorney designating the other spouse as the husband's or wife's attorney in fact.

**SENATE FILE 445 — Forfeiture of Real Estate Contracts**

BY COMMITTEE ON JUDICIARY. This Act provides that notice of forfeiture proceedings is to be sent to a person having a claim against the vendee's interest in the property. The person must file the request for notice prior to the recording of the proof and record of service of notice of forfeiture. The request is valid for five years. The Act provides that no action shall be commenced after July 1, 1992, which is based upon a defect in the forfeiture proceeding in which proof and record of service of notice had been filed prior to July 1, 1991. The Act applies only to actions filed after July 1, 1991.

**SENATE FILE 453 — Civil Commitment Proceedings**

BY COMMITTEE ON JUDICIARY. This Act expands the jurisdiction of magistrates and district associate court judges to include the authority to preside over involuntary hospitalization, detention, or treatment proceedings under the substance abuse and mental health procedures provisions of the Code. Nonlawyer magistrates' jurisdiction is limited to emergency situations. The Act places the appointment and terms of service of judicial hospitalization referees at the discretion and pleasure of the chief judge of a judicial district with compensation

rates to be set by the Supreme Court. The Act also provides that if, after placement in a hospital or other suitable facility, a person who has been found to be seriously mentally impaired departs from the hospital or other facility without prior proper authorization from the chief medical officer, a peace officer shall exercise due diligence to take the respondent into protective custody and to return the respondent to the hospital or facility.

The Act takes effect May 6, 1991.

**SENATE FILE 495 — Mentally Disabled Persons — Marriage and Annulment**

**BY COMMITTEE ON JUDICIARY.** This Act strikes a Code provision that provided that mentally ill or retarded persons could not obtain a marriage license, and provides that the prohibition applies if the person is a ward under a guardianship and the court makes a finding that the ward lacks the capacity to contract a valid marriage. The Act also strikes mental illness or retardation as grounds for annulment, and provides that an annulment may be granted if the court finds that the person was a ward under a guardianship who lacked the capacity to contract a valid marriage.

**HOUSE FILE 324 — Civil Rights Law Revisions**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act amends civil rights law describing unfair or discriminatory practices involving retaliation. Retaliation against a person for lawfully opposing any practice forbidden under Iowa's Civil Rights Act of 1965 is now an unfair or discriminatory practice. The Act also deletes redundant language relating to the different kinds of classifications protected from discrimination under Iowa's civil rights laws.

**HOUSE FILE 335 — Recovery for Death of Adult Child — VETOED BY THE GOVERNOR**

**BY MILLAGE.** This bill would have allowed a parent to recover for loss of companionship and society due to the injury or death of an adult child if the parent overcomes the presumption that the parent has suffered no loss by a preponderance of the evidence.

**HOUSE FILE 357 — Premarital Agreements**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act creates the Iowa Uniform Premarital Agreement Act. The Act provides that a premarital agreement must be in writing and is enforceable without any consideration other than the marriage. Parties to the agreement may contract with respect to each party's rights and obligations regarding property, including the disposition of property upon separation, dissolution, or death; the choice of law governing the agreement; the means to effectuate the terms of the agreement; and any other matter not in violation of public policy. The agreement may be revoked upon a showing that it was not executed voluntarily, that it was unconscionable when executed, or that the other party did not provide the party seeking revocation with a fair and reasonable disclosure of the other party's financial obligations and the party seeking revocation could not have had an adequate knowledge of the other party's financial obligations. An agreement is not enforceable if the party resisting enforcement proves any of the items necessary to revoke the agreement. The Act also provides that any issue of unconscionability shall be decided by the court as a matter of law and that the statute of limitations is suspended during the marriage, subject to certain specific legal defenses.

The Act takes effect January 1, 1992, but it does not affect the validity under Iowa law of any premarital agreement entered into prior to January 1, 1992.

**HOUSE FILE 506 — Admissibility of Documentary Evidence**

**BY PETERSON OF CARROLL.** This Act provides that original documents may also be copied or reproduced by electronic imaging, electronic data processing, or other process which accurately reproduces or forms a durable medium for accurately reproducing an unaltered image or reproduction of the original. In addition, once satisfactorily identified, recorded, copied, or reproduced documents are admissible in any judicial or administrative proceeding to the same extent as the original.

**HOUSE FILE 534 — Court Administration and Related Provisions**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act conforms section 78.1 regarding clerks of court to the statutory change which eliminated the title "deputy clerk of district court." The Act also repeals section 144.32 regarding burial transit permits. In addition, the county recorder may now keep a recorded instrument if the sender does not wish the instrument returned and certified copies of the documents are authorized by the Act for this purpose. The period in which a marriage license application is valid is also shortened from one year to six months.

The Act provides that the Supreme Court shall set only the salary of the State Court Administrator, while the salaries of other employees of the Judicial Department shall be set pursuant to the Judicial Department Pay Plan, which must set the compensation within the funds appropriated by the General Assembly. Sections 602.1508 through 602.1507 are repealed to conform with this change. Court reporters will continue to be compensated under section 603.3202 and shall not work on outside depositions during the hours for which they are compensated as a court employee. Clerks of the district courts no longer have the duties of filing monthly reports with the Department of Corrections under section 602.8102, subsection 45, calculating interest on judgments, except for tort actions under Chapter 668, or keeping a sale book. The fee book kept by the clerk of the district court is replaced with a cash journal.

The Act provides that the entire fee for filing and docketing a petition under section 602.8105 shall be deposited into the Court Revenue Distribution Account. Service fees charged in small claims actions are eliminated and the small claims filing fee is increased from \$15 to \$25. The Act eliminates procedures formerly used to implement the transfer of court-generated revenue from the counties to the state. Payment of corpus and interest earned on judicial retirement accounts may be authorized to an alternate payee assigned benefits pursuant to a domestic relations order. The clerk shall certify under Chapter 558 relative to each parcel of real estate described in the final report of the personal representative which has not been sold by the personal representative, and deliver the certificate to the county recorder of the county in which the real estate is situated.

The Act further provides that criminal history data may be collected for management or research purposes, that supplies of the uniform citation and complaint forms used by other agencies shall be paid out of the agency's budget, not the Judicial Department's budget, and that the clerk of the district court shall decide how to allocate restitution payments of less than \$20 when there are multiple victims or payees.

**HOUSE FILE 598 — Payment of Court Fees**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that the United States is not required to pay the \$2 fee for filing and docketing a transcript of judgment from another county at the time of filing. Rather, the fee shall be paid by the judgment debtor at the time of filing the satisfaction of judgment, thus absolving the federal government from paying the fee in advance and later receiving reimbursement from the clerk of the district court.

**HOUSE FILE 602 — Procedures for Transfer of Vehicle of Decedent**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that if a decedent has a will, and the will is not probated or is admitted to probate without administration, the persons entitled to possession and ownership of the decedent's vehicle may transfer ownership by filing an affidavit with the county treasurer in the same manner as current procedure when a decedent dies with no will.

**HOUSE FILE 618 — Marketable Title of Real Estate and Lapse of Certain Mineral Interests**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act relates to real estate by providing for procedures relating to preserving legal interests in certain property interests.

The Act provides that a mineral interest in coal is extinguished 20 years after its creation, transfer, or preservation, unless a statement of claim is filed in the recorder's office in the county where the coal is located.

The Act also amends various sections of the Code relating to marketable title, by changing periods of time when title to real estate may be considered marketable regardless of errors of record. Sections affected by the Act relate to contracts or bonds for deeds, affidavits evidencing notice, acknowledgments, deeds executed by a court

or a county board of supervisors, instruments executed by corporations, releases of certain mortgages or liens, assignments of mortgages or liens, conveyances by fiduciaries, sheriff's deeds, tax deeds, conveyances by spouses through a power of attorney, conveyances by foreign executors, conveyances under school fund foreclosures, releases and discharges of judgments, mortgages, or deeds of trust, instruments referring to plats, instruments of conveyance, conveyances of real estate by school districts, transfers by the Department of Human Services, city plats, conveyances by a trustee, conveyances executed without spouses, claims to an interest in real estate, and deeds generally.

Traditionally, sections providing for marketable title establish a statute of limitations equaling a number of years from a specific date. For example, certain instruments executed prior to July 1, 1970, are marketable regardless of recording defects. The Act amends a number of sections to provide a rolling statute of limitations. The Act provides that title is marketable regardless of recording defects if the defects occurred 10 years earlier.

The Act also provides for the repeal of a section correcting deeds, mortgages, and conveyances acknowledged according to the laws of another state, if recorded prior to January 1, 1884.

**HOUSE FILE 679 — Forfeiture of Excursion Boats and Related Property**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act provides owners or lienholders having nonforfeitable property interests in excursion boats or related property with the opportunity to purchase the property subject to forfeiture. In addition, the Act provides that the lienholder is entitled to reimbursement up to the amount of its nonforfeitable interest in the forfeited property, provides for the manner of sale of forfeited property, and provides for the determination of the validity of the lienholder's interest as of the date upon which the property becomes forfeitable.

The Act takes effect May 10, 1991.

**HOUSE FILE 697 — Collection of Delinquent Criminal Fines and Court Costs**

**BY COMMITTEE ON WAYS AND MEANS.** This Act allows counties to collect delinquent criminal fines, surcharges, and court costs after six months from the date of imposition, through the county attorney's office. Sixty-five percent of the amount collected, after payment of court costs, is to be remitted to the state for disposition as provided by law and 35 percent is retained by the county and deposited in the County General Fund.

## CRIMINAL JUSTICE AND CORRECTIONS

SENATE FILE	112	—	Community-based Corrections — Advisory Committees
SENATE FILE	180	—	Information in Domestic Abuse Reports
SENATE FILE	211	—	Consumer Frauds Against Older Persons
SENATE FILE	444	—	Domestic Abuse and Related Provisions
SENATE FILE	496	—	Corrections
SENATE FILE	535	—	Permits to Carry Weapons — Fees
HOUSE FILE	430	—	Crime Victims
HOUSE FILE	662	—	Facilities Used to Maintain Animals

### RELATED LEGISLATION

SENATE FILE	2	—	Sexual Exploitation by Counselor or Therapist <i>SEE HEALTH AND SAFETY.</i> This Act imposes criminal penalties on counselors or therapists who provide mental health services if the counselors or therapists sexually exploit patients or clients, nondependent former patients or clients within one year of the termination of the provision of the mental health services, or emotionally dependent former patients or clients.
SENATE FILE	97	—	Traffic Control Devices and Flashing Lights <i>SEE TRANSPORTATION.</i> This Act increases the penalty for unlawful possession of an official traffic-control device from a simple misdemeanor to a serious misdemeanor.
SENATE FILE	116	—	Controlled Substances <i>SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.</i> This Act relates to the Iowa Uniform Controlled Substances Act.
SENATE FILE	134	—	Fireworks in State Parks and Preserves <i>SEE NATURAL RESOURCES AND OUTDOOR RECREATION.</i> This Act authorizes the Department of Natural Resources to permit the use of fireworks in state parks and preserves pursuant to administrative rules adopted by the Natural Resource Commission.
SENATE FILE	174	—	Fraudulent Practice in Payment to Livestock Dealers <i>SEE AGRICULTURE.</i> This Act classifies as a fraudulent practice the payment for livestock by use of a financial instrument, pursuant to an agreement with a livestock dealer or market agency, if a financial institution fails to honor the instrument because of insufficient funds.
SENATE FILE	383	—	Smoke Detectors <i>SEE HEALTH AND SAFETY.</i> This Act establishes requirements relating to smoke detectors in residential housing and establishes a simple misdemeanor penalty for violation of the requirements.
SENATE FILE	412	—	Inspections and Appeals Department — Health Care and Other Provisions <i>SEE HEALTH AND SAFETY.</i> This Act relates to the powers and duties of the Department of Inspections and Appeals and includes provisions applying penalties for offenses associated with health care facilities and neglect of residents of these facilities.

- SENATE FILE 471 — State Policies and Procedures Affecting Children  
*SEE HUMAN SERVICES.* This Act relates to various state policies and procedures affecting children, including children waived to adult court, and jailing of these children.
- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes provisions expanding the State Public Defender's Office and requires the Department of Public Safety to continue collecting statistics relating to individual rights violations and domestic abuse.
- HOUSE FILE 109 — Shooting Firearms Across Public Property — Obstructing Hunting, Fishing, or Trapping  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act provides penalties for various offenses associated with hunting, fishing, and trapping.
- HOUSE FILE 232 — Sale and Furnishing of Cigarettes and Tobacco Products  
*SEE HEALTH AND SAFETY.* This Act relates to the sale and furnishing of cigarettes and tobacco products to certain persons and provides penalties.
- HOUSE FILE 233 — Hunter Safety and Ethics Education  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act relates to hunter safety and ethics education and provides a penalty.
- HOUSE FILE 296 — Criminal and Child Abuse Records Checks  
*SEE HUMAN SERVICES.* This Act relates to records checks, including criminal records, concerning facilities providing care to children and other persons.
- HOUSE FILE 373 — Warning Citations by Conservation Peace Officers  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act authorizes the Natural Resource Commission of the Department of Natural Resources to adopt administrative rules governing the issuance of warning citations by employees of the Department who are peace officers.
- HOUSE FILE 455 — School Instruction and Attendance — Truancy  
*SEE EDUCATION.* This Act makes changes in laws relating to Iowa's compulsory attendance procedures.
- HOUSE FILE 479 — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division IV of this Act appropriates funds to the Department of Justice, the Board of Parole, the Department of Corrections, including the judicial district departments of correctional services, and the Judicial Department, and makes applicable statutory changes, including language relating to fees and receipts generated by the passage of the Domestic Abuse Act, S.F. 444.
- HOUSE FILE 570 — Automatic Dialing-announcing Device Equipment  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides that it is unlawful for a person to use, to direct another to use, or to contract for the use of automatic dialing-announcing devices except under certain circumstances.
- HOUSE FILE 656 — Discriminatory Practices in Housing and Real Estate  
*SEE STATE GOVERNMENT.* This Act provides additional procedures, civil remedies, and a criminal penalty for unfair or discriminatory housing or real estate practices.

## CRIMINAL JUSTICE AND CORRECTIONS

### **SENATE FILE 112 — Community-based Corrections — Advisory Committees**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that a person who holds public office as a county supervisor and serves as a member of the board of directors of a judicial district department of correctional services shall not be a member of a community-based correctional program project advisory committee. Prior law applied the prohibition to all holders of public office who were members of a district board.

### **SENATE FILE 180 — Information in Domestic Abuse Reports**

BY COMMITTEE ON JUDICIARY. This Act provides that criminal justice agencies are no longer required to file individual identifying information when submitting domestic abuse reports to the Department of Public Safety.

### **SENATE FILE 211 — Consumer Frauds Against Older Persons**

BY COMMITTEE ON JUDICIARY. This Act provides that if a person violates section 714.16, relating to consumer fraud, and the violation is committed against a person who is 65 years of age or older, in addition to any other civil penalty, the court may impose a civil penalty of up to \$5,000 for each violation. The civil penalties imposed under the Act are to be deposited in the Elderly Victim Fund, a separate fund in the State Treasury, which is administered by the Attorney General for the investigation and prosecution of frauds against the elderly. The Act specifies a number of factors which the court is to use to determine whether the penalty should be imposed, and if so, in what amount.

### **SENATE FILE 444 — Domestic Abuse and Related Provisions**

BY COMMITTEE ON JUDICIARY. This Act contains a number of provisions concerning domestic abuse in both criminal and civil proceedings. Several of the provisions in the Act were later modified by S.F. 496, which was also enacted during the 1991 Legislative Session.

Senate File 496 struck a provision in S.F. 444 which required the Attorney General to investigate law enforcement officers who have been convicted or received deferred judgments for domestic abuse assaults which constituted serious or aggravated misdemeanors. Senate File 444 contains a number of provisions concerning law enforcement officers. The Act provides that courses at law enforcement training schools shall include in the minimum course of study a separate domestic abuse curriculum, which may include outside speakers from domestic abuse shelters and crime victim assistance organizations. In addition, the Act, as amended by S.F. 496, requires that the continuing education requirements for law enforcement officers include training devoted to the topic of domestic abuse, and that the Law Enforcement Academy Council submit an annual report to the General Assembly concerning these continuing education requirements.

The Act contains some training provisions concerning other professionals as well. The Act requires the Department of Inspections and Appeals to adopt rules requiring hospitals to establish and implement protocols for responding to the needs of patients who are victims of domestic abuse. Moreover, the Act requires the Attorney General, in cooperation with victim service providers, to work with various professional organizations to encourage the organizations to establish training programs for professionals who work in the area of domestic abuse prevention and services. In addition, the Act requires that domestic abuse be included as a topic in the Human Growth and Development Instruction Program in school curriculums.

The Act makes a number of changes concerning the civil domestic abuse proceedings codified in Chapter 236. The Act expressly provides that a person may proceed with a domestic abuse petition on the person's own behalf, without legal representation. The Act provides that the Department of Justice shall prescribe standard forms to be used by plaintiffs seeking protective orders without legal assistance, and requires the Clerks of the District Court to distribute these forms to persons seeking domestic abuse protective orders. The Act requires that the notice which peace officers distribute to abused persons include a statement concerning the right to proceed without legal representation and without the payment of court costs, if the person is unable to pay. The

Act also requires that when granting a protective order or approving a consent agreement under Chapter 236, the court shall also investigate whether any other existing orders awarding custody or visitation rights should be modified.

The Act, as modified by S.F. 496, also changes prior law concerning notification by the Clerk of the District Court of the entry of protective orders. Prior law required the Clerks to send a certified copy of a protective order or approved consent agreement to law enforcement agencies having jurisdiction to enforce the orders and the 24-hour dispatcher for the agencies, but did not specify a time period for doing this. Under the amended Act, the certified copy must be sent to the county sheriff and the 24-hour dispatcher for the county sheriff. The Clerk must provide the county sheriff and the dispatcher with written notice of the order within six hours of filing. The dispatcher must notify all law enforcement agencies having jurisdiction over the matter and their dispatchers upon receiving the notice from the Clerk. The Clerk must then send or deliver a written copy of the order to the law enforcement agencies having jurisdiction and their dispatchers within 24 hours of filing the document. The Act extends these notice requirements to no-contact orders under Chapter 236, temporary or permanent protective orders and orders to vacate the homestead entered pursuant to Chapter 598, criminal judgments in domestic abuse assaults pursuant to Chapter 708, and restraining orders entered pursuant to the Victim and Witness Protection Act in Chapter 910A.

The Act changes contempt proceedings under Chapter 236 by providing that any jail sentence must be served on consecutive days. The Act also requires that if the contempt is for violation of a no-contact order, the person shall be confined in the county jail for a minimum of seven days. The Act further requires that if a peace officer has reason to believe that domestic abuse has occurred, the officer shall ask the abused person if any prior orders exist, and shall contact the 24-hour dispatcher to inquire if any prior orders exist. The Act further provides that if a peace officer has probable cause to believe that a person has violated an order in a domestic abuse situation, and the officer is unable to take the person into custody within 24 hours of making the probable cause determination, the officer shall either request a magistrate to make a determination as to whether a rule to show cause or arrest warrant should be issued, or refer the matter to the county attorney.

Senate File 496 includes a provision pertaining to domestic abuse which provides for including persons residing with an alleged victim and members of the alleged victim's family in domestic abuse no-contact orders, and which requires that these no-contact orders shall prevail over any existing order awarding custody or visitation which may be in conflict.

The Act contains a number of provisions concerning duties of the Attorney General pertaining to domestic abuse. In addition to the training requirements discussed above, the Act specifies that entities which provide emergency shelter services and support services to victims of sexual assault may apply to the Department of Justice for designation and funding concerning certain state and federal programs. The Act also contains certain duties for the Department of Justice pertaining to the designation and award of moneys for a statewide, toll-free telephone hotline for use by victims of domestic abuse, and concerning advertising and brochures about the hotline. The Act also requires the Department of Justice to develop a plan for the enforcement and collection of victim restitution and to submit a report to the General Assembly.

The amended Act contains provisions requiring the Director of the Department of Corrections to adopt rules concerning the establishment and implementation of batterers' programs in correctional institutions. In addition, the Act contains a provision requiring that the Director of the Department of Corrections adopt rules requiring counselors of female inmates at the Iowa Correctional Institution for Women at Mitchellville to receive special training concerning the needs of female inmates, including battered spouse syndrome. However, these two provisions concerning the adoption of rules by the Department of Corrections were contingent upon specific appropriations being provided during the 1991 Session, and the funding was not provided.

The Act contains a number of funding mechanisms. The Act provides an income tax checkoff to be used for the purposes of providing emergency shelter services, support services, and other services to victims of domestic abuse or sexual assault. The checkoff applies to tax years on or after January 1, 1991. The Act, as amended, also increases certain court fees and requires that the funds generated from the increase be deposited in the

State General Fund as follows: the fees for filing civil, criminal, and small claims actions are increased by \$5, and the fees for obtaining an application for a license to marry or for entering a final decree of dissolution of marriage are increased by \$15.

The Act contains a number of provisions concerning criminal domestic abuse actions. The Act contains provisions for repeat offenders for violations which occurred within the previous six years. Prior law provided that if a domestic abuse assault would otherwise be classified as a simple misdemeanor and the offender had a previous conviction of a domestic abuse assault within the prior two years, the second offense would be a simple misdemeanor. The Act extends the time limitation for prior offenses to six years, and includes deferred judgments as prior offenses. In addition, the Act provides these enhanced penalties: if the first offense was a simple misdemeanor, and the second offense would otherwise be classified as a simple misdemeanor, the person commits a serious misdemeanor; if the first offense was classified as a simple or aggravated misdemeanor, and the second offense would otherwise be classified as a serious misdemeanor, the person commits an aggravated misdemeanor; and if the first offense was classified as a serious or aggravated misdemeanor, and the second offense would be classified as either a simple or serious misdemeanor, the person commits an aggravated misdemeanor.

The Act provides that upon conviction of domestic abuse assault, a person shall serve a minimum of two days of the sentence imposed by law, and the minimum sentence may not be suspended. The Act, as amended by S.F. 496, provides that a person may only receive one deferred judgment or sentence for domestic abuse assault. Participation in a batterers' treatment program is a requirement of receiving a deferred judgment.

The Act also requires the court to order persons convicted of domestic abuse assault to participate in a batterers' treatment program. The Act requires the judicial district departments of correctional services to establish at least one program within each district by January 1, 1992, and to establish programs throughout the districts so that they are readily accessible to offenders by January 1, 1993. The Act, as amended, requires the court to order offenders to participate in batterers' treatment programs through other treatment or counseling services until the programs are available through the judicial district departments of correctional services, to the extent that the court has the authority under existing sentencing procedures. If the offender participates in a program operated by a district department, the offender must pay the fee established by the department unless the fee is waived. If the offender participates in another program, the court shall order the offender to pay the costs, unless just cause is demonstrated for waiving the fee. Participation in batterers' treatment alone does not necessitate placing the offender on probation. In addition, the district departments may contract for services in completing their duties relating to batterers' treatment. The batterers' treatment provisions in the Act are contingent upon funding, which was appropriated during the 1991 Session in H.F. 479.

The Act, as amended, contains provisions concerning restraining orders under the Victim and Witness Protection Act under Chapter 910A that are identical to provisions enacted during the 1991 Session in H.F. 430. See the listing for H.F. 430 under this subject heading for further information on this issue.

Senate File 496 contains another provision relating to domestic abuse which requires the Prosecuting Attorneys Training Coordinator to establish a pilot program pertaining to the prosecution of domestic abuse assaults. The Prosecuting Attorneys Training Coordinator shall select county attorneys with high dismissal rates in domestic abuse assault cases in jurisdictions where there are more than a minimal number of cases. A minimum number of five county attorneys must participate in the program. The county attorneys in the program shall develop and implement a written plan to expedite and improve the disposition of domestic abuse matters, and shall solicit input and assistance in the development of the plan. The Prosecuting Attorneys Training Coordinator shall make the plan available to all county attorneys. The county attorneys must also file a status report concerning the pilot program which terminates on July 1, 1994.

#### **SENATE FILE 496 — Corrections**

**BY COMMITTEE ON JUDICIARY.** This Act makes a number of changes in the area of criminal justice and corrections, and also amends domestic abuse legislation contained in S.F. 444 from the 1991 Session.

The Act provides that in involuntary civil commitment proceedings, respondent inmates in the custody of the Department of Corrections may receive court-ordered alternative placements in correctional programs. The Act also specifies that the Correctional Release Center at Newton shall be used for the preparation of inmates for work release. In addition, the Act eliminates the 90-day deadline for the transfer of an inmate from a correctional institution to the Newton facility for training relating to the transition to civilian living.

The Act also requires the Director of the Department of Corrections to establish a violator facility for the confinement of offenders, for no longer than 60 days, who have violated conditions of release under work release, parole, or probation, or who are sentenced to the custody of the Director pursuant to provisions pertaining to operating a motor vehicle while intoxicated (OWI) offenders.

The Act further establishes an inmate savings fund. The Act provides that the Director may deduct up to 10 percent of an inmate's allowances and deposit the money into the fund, unless the inmate requests a larger amount to be deducted. Once the inmate's deposits equal the amount of "gate money" that will be due to the inmate upon release, the inmate may voluntarily withdraw from the fund. An inmate's deposits up to the amount of gate money may be used to provide the gate money funds. The Act provides that interest earned on the fund shall be placed in a separate account to be used for the benefit of all inmates.

The Act makes a number of changes relating to the assignment of OWI offenders to treatment facilities. Changes enacted during the 1990 Session prohibited the Department from sending these offenders to the Iowa Medical and Classification Center at Oakdale unless medical treatment is necessary or the offender fails to satisfactorily perform in a treatment program. The Act provides that if insufficient space is available in a community-based correctional program, the Court may order the defendant to be released upon personal recognizance, bond, or to the supervision of the judicial district department of correctional services, or to be held in jail. If the offender is ordered to the supervision of the district, the offender may be transferred to Oakdale until space is available. The Act also includes language pertaining to a continuum of programming to be provided for OWI offenders. The Act eliminates the provision that certain OWI offenders are not included in calculations used to determine the existence of a prison overcrowding emergency. The Act also requires that counties that are holding offenders due to insufficient program space shall be reimbursed.

The Act also establishes an Institutional Work Release Program in addition to the Work Release Program administered by the Board of Parole pursuant to section 246.901. The Institutional Work Release Program operates in a similar manner. A committee for each institution is established by the Department, and is provided the authority to approve work release applications and devise work release plans.

The Act also permits the Department to recover transportation costs for returning OWI offenders who have absconded from a treatment program. The Act permits the Department to seek reimbursement from the offender.

The Act exempts Department employees from chauffeur's license requirements when transporting inmates, probationers, parolees, or work releasees.

The Act makes a number of changes concerning the payment of costs associated with postconviction cases. The Act clarifies that payment of legal expenses is not authorized in cases where the applicant is self-represented or is utilizing the services of another inmate. The Act also provides that when costs and expenses in these cases are to be initially paid by the county, they shall be paid by the county in which the application is filed, rather than where the institution is located. The Act requires the county to pay costs and expenses in a timely manner. The Act further provides that approval for the payment may be made by any district judge, in addition to the presiding judge.

The Act also provides that certain persons associated with the Department or a judicial district department of correctional services who engage in a sex act with a person in their custody commit an aggravated misdemeanor.

The Act establishes the crime of interference with official correctional acts by a prisoner, and provides for penalties for various types of interference. The penalties are as follows: interference involving the use or attempted use

of a dangerous weapon or interference involving the infliction of serious injury is a class "C" felony; interference involving the infliction or attempt to inflict bodily injury other than serious injury or the display of a dangerous weapon, or interference while armed with a firearm is a class "D" felony; interference involving the commission of an assault is an aggravated misdemeanor; and any other interference is a serious misdemeanor.

The Act strikes a provision of the Code requiring a presentence investigator to inquire into the defendant's potential as a candidate for assignment to a treatment facility for OWI offenders under section 246.513 based upon standardized assessment criteria.

The Act provides that a community-based corrections district director performing duties relating to discharge from probation under section 907.9 is exempt from liability for the acts of the person discharged, unless the discharge constitutes willful disregard of duty.

The Act contains a number of changes concerning the determination of the amount of restitution. The Act provides that the county attorney and Clerk of the District Court must prepare statements relating to restitution without the necessity of a court order. The Act provides that the county attorney must include awards by the Crime Victim Assistance Programs in the statement, in addition to pecuniary damages. The Act provides that if pecuniary damages are not available at sentencing, the county attorney must provide a statement of damages incurred up to that point, no later than 30 days after sentencing. The Act also requires the court to enter a temporary order at sentencing if the full amount of restitution cannot be determined at that time, with a supplemental order to follow.

The Act provides that the state or a person entitled to restitution under a court order may file a restitution lien. The Act specifies the information which must be set forth in the lien.

The Act makes a number of changes pertaining to domestic abuse. Some of the changes modify another Act passed during the 1991 Session, S.F. 444. In addition, some new language pertaining to domestic abuse is added by S.F. 496. Because S.F. 444 was the legislation primarily devoted to domestic abuse during the 1991 Session and most of the provisions concerning domestic abuse in S.F. 496 impact that legislation, the provisions concerning domestic abuse and related topics contained in S.F. 496 are summarized under the heading for S.F. 444.

**SENATE FILE 535 — Permits to Carry Weapons — Fees**

BY COMMITTEE ON WAYS AND MEANS. This Act increases the fee for issuance of a permit to carry weapons from \$5 to \$10 and increases the fee for replacement or renewal of a permit from \$2 to \$5.

**HOUSE FILE 430 — Crime Victims**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act pertains to the crime victim assistance programs and other areas relating to victims' rights.

The Act provides that in civil cases pertaining to damages for sexual or domestic abuse, the court may grant an order requiring the defendant to receive professional counseling, in addition to other forms of relief.

The Act includes expenses incurred for psychiatric or psychological services or counseling for a victim within the definition of pecuniary damages payable as restitution.

The Act requires county attorneys and the Department of Human Services to notify registered victims concerning release and other information pertaining to offenders.

The Act contains the following provisions pertaining to notification in matters involving reprieves, pardons, and commutations of sentence: (1) requires the Board of Parole to forward information concerning registered victims to the Governor upon making a recommendation; (2) requires the Governor to notify victims before approval of the action; and (3) permits county attorneys to notify the offenders concerning a victim's registration and the substance of an opinion by the victim concerning the proposed action.

The Act provides that temporary restraining orders under the Victim and Witness Protection Act, contained in Chapter 910A, may be entered in criminal cases. The Act further clarifies that violation of these orders in civil or criminal cases may be punishable through contempt proceedings. In addition, the Act states that if an

application for an order is made in a criminal case, a district associate judge or magistrate having jurisdiction of the highest offense charged in the criminal case or a district judge shall have jurisdiction to enter a restraining order.

The Act changes the name of the program in Chapter 912 from the "Crime Victim Reparation Program" to the "Crime Victim Compensation Program," and makes a number of technical changes to implement the name change. The Act also expands the victims eligible to receive compensation to include victims of persons operating a vessel while intoxicated or under the influence of drugs (section 106.14), hit and run drivers (section 321.261), reckless drivers (section 321.277), and persons committing vehicular homicide (section 707.6A).

The Act adds another victim representative to the Crime Victim Assistance Board. The Act extends the deadline for filing an application for compensation to two years from the date of the crime or its discovery in all cases. The Act provides that victims of dependent adult abuse may fulfill the reporting requirements for compensation by reporting the abuse to the Department of Human Services. The Act also requires victims to cooperate with reasonable requests from law enforcement agencies.

#### **HOUSE FILE 662 — Facilities Used to Maintain Animals**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act prohibits unauthorized actions taken against an animal facility or an animal maintained at the facility. The Act defines an animal facility as a location where an animal is maintained for purposes of agricultural production, or educational or scientific purposes. An animal facility also includes animal shelters, pet shops, certain kennels, and facilities operated by veterinarians.

The Act prohibits a person from entering onto, or into, an animal facility for purposes of injuring an animal. The Act also prohibits a person from exercising control over an animal facility, including property of the animal facility or an animal maintained at the animal facility, with intent to deprive the animal facility of an animal or property. The Act prohibits a person from entering onto, or into, an animal facility, or remaining on or in the facility, if the person has notice that the facility is not open to the public, and the person has an intent to disrupt an activity conducted at the facility, destroy property of the facility, or injure an animal maintained at the facility.

A person suffering damages, resulting from an action which is in violation of the Act, may bring an action in district court to recover up to three times all actual and consequential damages plus court costs and reasonable attorney's fees.

The Act provides for various criminal penalties imposed for violations of the Act's provisions. The penalties range from a class "C" felony to a simple misdemeanor.

**ECONOMIC DEVELOPMENT**

- SENATE FILE 90** — Community College Job Training Fund
- SENATE FILE 254** — Assistance for Community Economic Development
- SENATE FILE 257** — Targeted Small Businesses
- HOUSE FILE 199** — Repayment of Loans by Local Development Corporations
- HOUSE FILE 322** — Small Business Advisory Council
- HOUSE FILE 498** — Employment Retraining Program
- HOUSE FILE 639** — Community Cultural Grants Program

**RELATED LEGISLATION**

- SENATE FILE 547** — Urban Renewal and Urban Revitalization  
*SEE LOCAL GOVERNMENT.* This Act allows cities to provide for residential development and housing for low and moderate income families within economic development areas under the provisions of Chapter 403, relating to urban renewal, and to have different tax exemption schedules for those areas that are both part of an urban renewal area and an urban revitalization area.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000 and affects provisions, programs, and special funds associated with economic development.
- HOUSE FILE 385** — Official Iowa Map  
*SEE TRANSPORTATION.* This Act requires the State Department of Transportation to publish an official map of the state of Iowa in 1993 and thereafter and includes requirements for including a city or town in the map under specified circumstances.
- HOUSE FILE 690** — Quad Cities Interstate Metropolitan Authority  
*SEE LOCAL GOVERNMENT.* This Act provides enabling legislation for the creation of the "Quad Cities Interstate Metropolitan Authority" by which Scott County, Iowa, and Rock Island County, Illinois, can join to establish and operate various facilities and services.
- HOUSE FILE 706** — Disposal of Solid Waste  
*SEE ENVIRONMENTAL PROTECTION.* This Act establishes provisions relating to solid waste and includes provisions encouraging the growth of businesses concerned with solid waste.

## ECONOMIC DEVELOPMENT

### **SENATE FILE 90 — Community College Job Training Fund**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act makes nonsubstantive changes to Chapter 280C, the Iowa Small Business New Jobs Training Act, by striking references relating to the loan from the Permanent School Fund and to the repayment of that loan and references to the revolving loan account of the Community Colleges Job Training Fund. The loan has been repaid and there is no longer a need for the loan account.

### **SENATE FILE 254 — Assistance for Community Economic Development**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act provides that the Department of Economic Development may provide assistance to communities and rural areas of the state relating to the Community Builder Program and in infrastructure assessment or planning. A fourth category of the Rural Community 2000 Program, the Planning Category, is established by the Act. The Planning Category includes projects leading to completion of the Community Builder Program and for statewide or regional infrastructure assessment or planning. The Iowa Finance Authority (IFA) may transfer a portion of the funds appropriated for the Housing Category to the Department of Economic Development for the purposes of the Planning Category.

The Act also provides that moneys available under the Rural Community 2000 Program, for the Traditional Infrastructure Category, the New Infrastructure Category, and the Planning Category, shall be allocated annually by the Director of the Department of Economic Development with not more than \$300,000 being allocated to the Planning Category. The Executive Director of IFA allocates the moneys available for the Housing Category. Moneys allocated to the Housing Category, but not used by April 1 of the fiscal year, are to be reallocated to other categories on the basis of need. The Act further provides limitations on the moneys allocated to the Traditional Infrastructure Category. The Act eliminates the requirement that all funds allocated under the Rural Community 2000 Program shall be applied to the IFA Housing Trust Fund.

In addition, the Act provides that if funds are not specifically appropriated for the Housing Category from the IFA Revolving Fund, up to 25 percent of the moneys may be retained by the Executive Director of IFA for use with other programs. Loan repayments made under the Iowa Community Development Loan Program are to be deposited in the Revolving Fund for allocation by the Director of the Department of Economic Development.

The Act places time limits on the completion of the Community Builder Program and allows the Community Builder Plan to be used as a political subdivision's strategic plan. Finally, the Act requires that excess federal Community Development Block Grant Funds from Fiscal Years 1990 and 1991 are to be reallocated to the General Competitive Program for the following year.

The Act takes effect April 11, 1991.

### **SENATE FILE 257 — Targeted Small Businesses**

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act deletes from the definition of targeted small business the requirement that the business have 20 or fewer full-time equivalent employees. In addition, the Act replaces the term "Alaskan Native" in the definition of minority person with "Alaskan Native American."

The Act takes effect May 6, 1991.

### **HOUSE FILE 199 — Repayment of Loans by Local Development Corporations**

BY COMMITTEE ON SMALL BUSINESS, ECONOMIC DEVELOPMENT, AND TRADE. This Act allows a local development corporation which is unable to repay a loan as required by section 28.28, subsection 1, to negotiate with the Department of Economic Development regarding a schedule for the repayment of the loan. In addition, the Act provides that loan repayments are deposited in the Rural Community 2000 Program Revolving Fund.

The Act takes effect March 26, 1991.

**HOUSE FILE 322 — Small Business Advisory Council**

BY COMMITTEE ON SMALL BUSINESS, ECONOMIC DEVELOPMENT, AND TRADE. This Act mandates the establishment of a Small Business Advisory Council, assisted by the Department of Economic Development, consisting of nine members appointed by the Governor, subject to confirmation by the Senate. In addition, the Act establishes the qualifications of members of the Council and the Council's duties.

**HOUSE FILE 498 — Employment Retraining Program**

BY COMMITTEE ON SMALL BUSINESS, ECONOMIC DEVELOPMENT, AND TRADE. This Act provides that selection criteria for which reliable data are not available are no longer a consideration in reviewing applications to the Iowa Retraining Program. The selection criteria for financial assistance under the Program must now contain financial information regarding the viability of the business, the usefulness to the state, and its financial commitment to improving its operations.

This Act takes effect April 30, 1991.

**HOUSE FILE 639 — Community Cultural Grants Program**

BY COMMITTEE ON SMALL BUSINESS, ECONOMIC DEVELOPMENT, AND TRADE. This Act repeals section 803.1, subsection 2, paragraph "h", regarding the duty of the Department of Cultural Affairs to establish a program of grants to cities and community groups to provide local jobs and promote a city's historical, ethnic, and cultural heritages. This program language is duplicated in section 803.3, subsection 1. In addition, the Act provides that moneys committed to grantees under contract that remain unexpended on June 30 of a fiscal year do not revert but remain available for expenditure under the contract until June 30 of the succeeding fiscal year.

## EDUCATION

SENATE FILE	23	— Teaching of American Sign Language
SENATE FILE	78	— College Student Aid Commission Membership
SENATE FILE	138	— Postsecondary Enrollment Options
SENATE FILE	141	— Media and Educational Services Funding for Area Education Agencies
SENATE FILE	146	— Tuition and Fee Increases for Regents' Institutions
SENATE FILE	184	— Open Enrollment — Eligibility for Athletics
SENATE FILE	218	— Tuition Grant Formula for Part-time Students
SENATE FILE	268	— Arts and Cultural Enhancement and Endowment Programs
SENATE FILE	313	— School Accreditation
SENATE FILE	314	— Reimbursement for Special Education Services
SENATE FILE	378	— Special Education Weighting Plan
SENATE FILE	473	— School Laws
SENATE FILE	478	— Parent Education Programs — VETOED BY THE GOVERNOR
SENATE FILE	533	— Shelby Tennant School District Income Surtax
SENATE FILE	544	— Legalization of Pleasant Valley School Levy
HOUSE FILE	334	— Reorganized School Districts — Change of Area Education Agency
HOUSE FILE	423	— College Student Aid
HOUSE FILE	455	— School Instruction and Attendance — Truancy
HOUSE FILE	485	— Math and Science Education
HOUSE FILE	486	— Teacher Licensing
HOUSE FILE	516	— Teacher Exchange Program
HOUSE FILE	518	— Advanced Placement Summer Program
HOUSE FILE	583	— School District Reorganization Incentives
HOUSE FILE	593	— Personnel of School Districts and Merged Areas Under Sharing or Other Agreements
HOUSE FILE	698	— Schools — Bus Drivers — Child Abuse Investigation Procedures
H.C.R.	30	— Board of Regents' Ten-year Building Program

## RELATED LEGISLATION

SENATE FILE	90	— Community College Job Training Fund Program <i>SEE ECONOMIC DEVELOPMENT.</i> This Act makes nonsubstantive changes to Chapter 280C, the Iowa Small Business New Jobs Training Act, by striking references relating to the loan from the Permanent School Fund and to the repayment of that loan and references to the revolving loan account of the Community Colleges Job Training Fund.
SENATE FILE	336	— Historical Resource Development Program <i>SEE STATE GOVERNMENT.</i> This Act revises various provisions involving the State Historical Resource Development Program.

- SENATE FILE 356** — Tax Administration — Department of Revenue and Finance  
*SEE TAXATION.* This Act includes provisions revising the statute for the school district income surtaxes and for the deduction and credit for tuition and textbooks.
- SENATE FILE 362** — Petroleum Underground and Aboveground Storage Tanks  
*SEE ENVIRONMENTAL PROTECTION.* This Act makes several changes affecting the Iowa Comprehensive Petroleum Underground Storage Tank Fund and includes a provision establishing eligibility for benefits for certain school districts which reported a release to the Department of Natural Resources by December 1, 1990.
- SENATE FILE 476** — Campaign Finance  
*SEE STATE GOVERNMENT.* This Act relates to election campaign finance and its provisions apply to school elections.
- SENATE FILE 501** — Collective Bargaining  
*SEE LABOR AND EMPLOYMENT.* This Act relates to collective bargaining by delineating certain duties and powers of the Public Employment Relations Board and modifying certain collective bargaining procedures for teachers.
- SENATE FILE 503** — Labor Laws and Contractor Registration  
*SEE LABOR AND EMPLOYMENT.* This Act relates to Iowa's labor laws and includes provisions exempting school districts from requirements regulating contractors.
- SENATE FILE 508** — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides for a number of measures relating to energy efficiency, including provision of moneys from the Petroleum Overcharge Fund to conduct comprehensive engineering analyses for school districts and a study involving the State Board of Education.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects provisions, programs, and funding associated with education.
- HOUSE FILE 419** — School Bus Traffic Violations  
*SEE TRANSPORTATION.* This Act requires the driver of a vehicle operating on a private road or driveway to comply with school bus traffic regulations. The Act also removes a provision allowing a school bus driver to signal the driver to proceed and instead requires a vehicle to remain stopped until the stop arm is retracted and the school bus resumes motion.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division III of this Act, relating to economic development, makes an appropriation to the Iowa State University of Science and Technology for funding the small business development centers for the fiscal year beginning July 1, 1991.
- HOUSE FILE 500** — Child Day Care  
*SEE HUMAN SERVICES.* This Act includes provisions relating to facility requirements for child day care programs operated in school buildings.
- HOUSE FILE 691** — County Agricultural Extension Education Tax  
*SEE TAXATION.* This Act annually increases the maximum amount of money an extension district may raise from the county agricultural extension education tax, beginning in the 1992-1993 Fiscal Year.

## EDUCATION

### **SENATE FILE 23 — Teaching of American Sign Language**

BY SZYMONIAK. This Act permits the teaching of American sign language in accredited schools as a foreign language. Instruction in American sign language by itself, however, does not cause the school to meet the school standard relating to provision of foreign language instruction, but is in addition to instruction in other foreign languages. The Board of Educational Examiners is required to develop standards by January 1, 1992, for the licensing or endorsement of practitioners who are to provide American sign language instruction. The State Board of Regents, with the Board of Educational Examiners and the Department of Education, is required to conduct a study of American sign language, and submit conclusions and recommendations in a report to the General Assembly by January 1, 1992.

### **SENATE FILE 78 — College Student Aid Commission Membership**

BY KIBBIE. This Act changes the membership of the College Student Aid Commission by replacing the member of the State Council on Vocational Education with a member who represents Iowa community colleges. The community college representative is appointed by the Governor, and is subject to confirmation by the Senate under section 69.19. The Governor, in making the appointment, is to give careful consideration to the recommendations or nominations made by Iowa organizations or associations.

### **SENATE FILE 138 — Postsecondary Enrollment Options**

BY COMMITTEE ON EDUCATION. This Act requires a school district or accredited nonpublic school to grant high school academic or vocational-technical credit to eligible pupils for courses completed at eligible postsecondary institutions under the Postsecondary Enrollment Options Act. Prior law permitted, but did not require, the granting of high school credit. The boards of directors of public school districts are also required to establish rules defining which courses offered by the eligible postsecondary institutions are comparable to courses offered by the school district or accredited nonpublic school in which the student is enrolled. Students who have completed the eleventh grade, but who have not yet graduated and are eligible to participate in postsecondary enrollment options, may take up to seven semester hours of credit during the summer months when school is not in session and receive credit for the hours if the student pays the cost of attending the summer credit hours.

The Act takes effect May 7, 1991.

### **SENATE FILE 141 — Media and Educational Services Funding for Area Education Agencies**

BY COMMITTEE ON EDUCATION. This Act provides a funding formula for media and educational services, provided through the area education agencies, under the State School Foundation Aid Formula in Chapter 257. The amount of the funding for each school district is based upon the basic public school enrollment plus the number of nonpublic school pupils in the district. If a district does not service nonpublic school pupils in a manner similar to public school pupils, the funding for the district is reduced to compensate for the reduced service. The Act also exempts media and educational service funding from the property tax adjustment provisions contained in the State School Foundation Aid Formula.

The Act contains associated requirements concerning nonpublic school pupils, including district reporting on the number of pupils residing in the district and contingencies if these services are or are not provided to these pupils by area education agencies.

The Act takes effect March 7, 1991.

### **SENATE FILE 146 — Tuition and Fee Increases for Regents' Institutions**

BY VARN, ROSENBERG, LLOYD-JONES, and LIND. This Act requires the State Board of Regents to make a final decision on increases in tuition or mandatory fees for a fiscal year by the November meeting of the previous fiscal year. The final decision is to be reflected in a final docket memorandum statement of the estimated total cost of attending each of the institutions of higher education under the Board's control.

**SENATE FILE 184 — Open Enrollment — Eligibility for Athletics**

BY COMMITTEE ON EDUCATION. This Act creates several new exceptions to the prohibition against immediate participation in athletics in the open enrollment law. A pupil who is using open enrollment because the pupil's district of residence was dissolved and merged with one or more contiguous districts or has entered into a whole grade sharing agreement with another district for the pupil's grade may participate immediately in athletics when using the open enrollment provisions. If the parent or guardian of the pupil participating in open enrollment is an active member of the armed forces and resides in permanent housing on government property, which is provided by a branch of the United States Armed Services, the pupil may also immediately participate in athletics when using the open enrollment provisions. The changes relating to immediate participation in athletics for pupils whose district of residence has entered into a whole grade sharing agreement affecting the pupil's grade applies to whole grade sharing agreements entered into on or after July 1, 1990.

**SENATE FILE 218 — Tuition Grant Formula for Part-time Students**

BY COMMITTEE ON EDUCATION. This Act changes the Tuition Grant Program formula by which the amount to be paid to part-time students is calculated. The change inverts the previous formula used to award grants so that the award is now determined by beginning with the amount of an award that would be paid to a full-time student and multiplying this amount by a figure representing the number of hours in which the part-time student is actually enrolled divided by twelve semester hours, or the trimester or quarter equivalent of twelve semester hours.

**SENATE FILE 268 — Arts and Cultural Enhancement and Endowment Programs**

BY COMMITTEE ON EDUCATION. This Act establishes the Arts and Cultural Enhancement and Endowment Programs to encourage and broaden arts and cultural activities, appreciation, and education in Iowa. The Arts and Cultural Enhancement Program, which upon the making of an appropriation by the General Assembly draws on public funds, is created within the Department of Cultural Affairs and provides matching funds to nonprofit organizations, provides block grants to qualified organizations, and conducts regional conferences and a statewide caucus on arts and cultural enhancement.

The Arts and Cultural Endowment Program, which draws upon the interest on the funds provided from private sources and may, upon the making of an appropriation by the General Assembly, draw upon the interest from public funds, is administered by the Arts and Cultural Endowment Foundation which is created in the Act and awards grants, fellowships, and scholarships to nonprofessional, professional, and student artists to develop, encourage, and enhance the arts and cultural programs in the state upon submission of a proposal by the artist. The artist shall request no more than \$25,000 in a proposal. The Endowment Foundation has the authority to solicit and accept gifts, grants, donations, bequests, and in-kind contributions for use in the Program.

**SENATE FILE 313 — School Accreditation**

BY COMMITTEE ON EDUCATION. This Act changes the frequency of on-site visits to accredited schools from annual to biennial visits under Phase I of the accreditation process. The Phase II conditions, which would prompt an on-site visit by an accreditation team, are changed to require that if the biennial monitoring under Phase I indicates that a school or school district is deficient, the monitoring must also show that the deficiency causes the school or school district to fail to be in compliance with accreditation standards. Technical changes to conform the accreditation provisions to the substantive changes made in the language are also contained in the Act. The Act also requires the Department of Education to review and evaluate all functions that school districts are required to perform in order to receive state or local funds or to remain accredited. The Department is to rank the functions in order of priority to reflect whether the function should be retained, could be modified or combined with other functions, or is no longer necessary and could be abolished. The Department shall submit its review, along with the evaluation and prioritization of the functions, in a report to the General Assembly by January 1, 1993.

**SENATE FILE 314 — Reimbursement for Special Education Services**

BY COMMITTEE ON EDUCATION. This Act provides that the area education agencies are permitted to retain up to 25 percent of the total amount reimbursed to the agencies by the federal government for purposes of paying the administrative costs associated with the implementation of the Medical Assistance (Medicaid) reimbursement provisions for provision of eligible services. The area education agencies are to determine their actual costs associated with the implementation of the federal reimbursement provisions prior to retention of the funds. Funds received by the area education agencies are not to be considered, or included, as part of the area education agencies' budgets in calculating the funds that are to be received by the area education agencies during a fiscal year. The balance of the funds reimbursed are to be remitted to the Treasurer of State and credited to the State General Fund. The Department of Human Services is to offer assistance to the area education agencies in the identification of children eligible for reimbursement for services provided under Chapter 281, relating to special education.

**SENATE FILE 378 — Special Education Weighting Plan**

BY COMMITTEE ON EDUCATION. This Act amends the weighting plan which is used to provide funds, under the State School Aid Formula, for the excess costs of instruction of children requiring special education. The Act redefines the programming options available for certain children requiring special education in order for them to be eligible for the extra weighting.

**SENATE FILE 473 — School Laws**

BY COMMITTEE ON EDUCATION. This Act revises various provisions affecting schools. The Act changes the content of the biennial report of the Director of the Department of Education to the Governor by striking the references to the kinds of school districts and requiring that reporting on enrollment and attendance be organized by district. The section relating to reimbursement for pilot projects is amended to delete references to modified block scheduling, which the Act repeals, and to clarify that pilot projects are subject to approval by the State Board of Education.

Effective May 7, 1991, the instruction support levy provisions are amended so that moneys received by a district for instructional support, as a result of a levy authorized after that date, cannot be used to supplant funds which would have been received under the dropout, the gifted and talented, the physical plant and equipment, or the management levies or to cover deficiencies in funding for special education instructional services resulting from the application of the special education weighting plan under section 281.9. The definition of eligible pupil in the Postsecondary Enrollment Options Act is modified to change the district in which a shared-time student is counted from the pupil's district of residence to the district in which the nonpublic school of attendance is located.

**SENATE FILE 478 — Parent Education Programs — VETOED BY THE GOVERNOR**

BY COMMITTEE ON EDUCATION. This bill would have provided for the voluntary establishment of parent education programs by or through the public school districts effective July 1, 1992, for first-time expectant parents and parents of children ages zero through three. The Department of Education was to develop and provide, by July 1, 1993, in-service and preservice training programs through the area education agencies and practitioner preparation institutions and guidelines for school districts for the establishment of parent education programs. The parent education programs were to provide parent instruction and materials designed to educate parents about all aspects of their children's development and to enhance the parents' skills in providing for their children's learning and development. Parent education programs were also to provide activities and referrals designed to detect children's physical, mental, emotional, or behavioral problems and provide activities and materials designed to encourage certain personality traits in both parents and their children. In addition, parent education programs were to use role modeling and mentoring techniques for families of children who met one or more of the criteria established for the definition of at-risk children by the Child Development Coordinating Council.

Funding for parent education programs was to be made available under the state school aid formula through use of an allowable growth mechanism structured similarly to the allowable growth mechanism for talented

and gifted programs. Parent educators, who are licensed teachers and who meet the requirements for receipt of funds under Phase III of the Educational Excellence Program, would have been eligible to receive Phase III moneys for activities which are part of a parent education program.

**SENATE FILE 533 — Shelby Tennant School District Income Surtax**

**BY COMMITTEE ON WAYS AND MEANS.** This Act relates to the Shelby Tennant Community School District income surtax. The Shelby Tennant Community School District residents voted a school district enrichment individual income surtax at the rate of 5.65 percent. However, the rate printed in the 1990 State Individual Income Tax booklet lists the rate at 11.5 percent. The Act states that the rate is 5.65 percent for the Shelby Tennant Community School District, and any amount of income surtax imposed in excess of that rate is to be refunded to the individual taxpayers by the Department of Revenue and Finance without the need for a claim for refund.

The Act takes effect May 28, 1991, and applies retroactively for tax years beginning in the 1990 calendar year.

**SENATE FILE 544 — Legalization of Pleasant Valley School Levy**

**BY HUTCHINS AND RIFE.** This Act legalizes the acts of the Pleasant Valley Community School District concerning a physical plant and equipment levy. A question arose concerning whether the school district could submit the issue to voters prior to the effective date of legislation authorizing the levy. The Act legalizes these acts and clarifies that the first year of the levy shall be considered a schoolhouse fund levy and that the remaining nine consecutive years shall constitute a physical plant and equipment levy.

The Act takes effect May 28, 1991.

**HOUSE FILE 334 — Reorganized School Districts — Change of Area Education Agency**

**BY MUHLBAUER.** This Act permits school districts which reorganize and which are assigned to an area education agency under the reorganization provisions of Chapter 275 to be reassigned to the former area education agency. The reassignment is permitted if the new school district created as a result of the reorganization can demonstrate that students within the new district received services from the former area education agency which are not available from the area education agency to which the new district is assigned. Before the new school district can be reassigned to the former area education agency, however, the boards of the two area education agencies must agree to the reassignment by an affirmative majority vote of both the boards.

**HOUSE FILE 423 — College Student Aid**

**BY COMMITTEE ON EDUCATION.** This Act updates requirements placed on accredited private institutions in the Tuition Grant Program by deleting references to deadlines which have passed and increasing requirements to maintain the current effective requirements which a private institution must meet to be eligible under the Program, and to reflect the requirements which were contained in the old deadlines. The Osteopath Forgivable Loan Program eligibility requirements are changed to include an Iowa residency requirement. The \$500,000 cumulative total expenditure gap for students receiving tuition grants is eliminated. The loan reserve account provision, relating to operating costs appropriations, is amended to provide for the appropriation of moneys in an amount up to the amount determined available for administrative expenditures by the federal Department of Education. The College Student Aid Commission is given the authority to expend funds from the loan reserve account to increase student access to a nonsubsidized loan program. The Work-Study Program is changed to increase the threshold amount at which funds for public service employment are required to be set aside and the definitions of public agency, private agency, and private nonprofit employment are changed to coincide with the federal Work-Study Program requirements. The Work for Colleges Program is changed to require that the mandatory stipend comply with current minimum wage requirements. State coverage of general liability and workers' compensation is eliminated. Several provisions, which required the repayment of previous years' appropriations for the Guaranteed Student Loan Program and which established a forgivable loan program that was never funded, are also repealed.

**HOUSE FILE 455 — School Instruction and Attendance — Truancy**

**BY COMMITTEE ON EDUCATION.** This Act makes changes in laws relating to Iowa's compulsory attendance procedures. The Act changes the beginning compulsory attendance age from seven to six years of age. Compulsory attendance policy for students attending accredited schools is to be set by the board of directors of a public school district, or the governing body of an accredited private school.

Compulsory attendance for students attending the new form of instruction created by the Act, that of competent private instruction, is set out in a new chapter, tentatively numbered Chapter 299B. The Act strikes the exceptions to compulsory attendance previously available to children who are over the age of 14 and are regularly employed or whose educational qualifications are equal to those of pupils who have completed the eighth grade. Reports relating to children under competent private instruction are to be on forms provided by the public school district and are to contain the names, ages, and number of days of attendance of each pupil, as well as the course of study pursued by the pupil, the texts used, and the name and address of the instructor. If a child is placed under competent private instruction for the first time, the notice is to also contain information on the child's immunization.

Provisions relating to conditions when a child may be excused from school based on the child's physical or mental condition are updated to reflect current practices and federal and state laws relating to special education. If a child is truant, the matter can be turned over for either mediation or for prosecution of the parent, guardian, or custodian. The penalty for violation of the compulsory attendance law is changed to reflect graduated terms of imprisonment, fines, or community service instead of fines or imprisonment.

The term "truant" is defined as a child who fails to attend school for at least 148 days per school year, as evidenced by attendance for 37 days or fewer per quarter, or who fails to attend competent private instruction under Chapter 299B. A finding that a child is truant, however, does not by itself mean that a child is a child in need of assistance (CINA) under Iowa juvenile justice laws. The boards of directors of public school districts and the authorities in charge of nonpublic schools are to develop rules relating to excuses from attendance at school and punishment of truants. Each district is required to designate an individual who is to be responsible for collecting information on truants. A truancy officer who takes a child into custody is required to make reasonable efforts to contact the child's parent, guardian, or custodian. The compulsory attendance provisions which apply to children requiring special education are updated to comply with the requirements of Chapter 281, relating to education of children requiring special education.

The Act creates a new competent private instruction law. The competent private instruction law legalizes instruction by or under the supervision of licensed practitioners and instruction by parents, guardians, or legal custodians of children. If a child is instructed by a parent, the child must be evaluated annually, either through a standardized assessment tool or through evaluation of a portfolio of the student's work by a licensed practitioner-evaluator, to determine whether the child is making adequate progress in learning. If a child's work is evaluated by a licensed practitioner-evaluator, the parent, guardian, or legal custodian is to select the practitioner-evaluator, subject to the approval of the district superintendent. If the child fails to make adequate progress, the child will be required to attend an accredited public or nonpublic school, unless permission is granted to do otherwise by the Director of the Department of Education.

The costs of any testing, except for testing related to special education, is to be reimbursed by the parent, guardian, or legal custodian, unless the child is enrolled in the public school district for dual enrollment purposes, in which case the district is responsible for payment of costs associated with the testing. Children who are dually enrolled are eligible for both academic and extracurricular activities in their district of residence. Children requiring special education may be placed under competent private instruction if the Director of Special Education for the area education agency of the child's district of residence gives permission.

**HOUSE FILE 485 — Math and Science Education**

**BY COMMITTEE ON EDUCATION.** This Act establishes a Math and Science Education Grant Program in the Department of Education to promote certain state and national educational goals. The Board of Educational Examiners may make recommendations for specific changes in licensing requirements for math and science teachers. The Department is to award grants to public school corporations from funds in the Math and Science

Education Account for plans and proposed budgets which meet with departmental approval. The Department may receive both public and private funds for deposit into the Account and for use as grant award moneys. Up to six percent of any state funds appropriated for the Program may be used for administrative purposes. After the first three years of the Program, state funds will revert to the State General Fund.

**HOUSE FILE 486 — Teacher Licensing**

BY COMMITTEE ON EDUCATION. This Act reinstates a provision that existed under the prior Board of Educational Examiners' provisions, former Code section 260.20, that relates to recognition of national board standards. The Act provides for recognition of meeting national board standards as a sufficient basis for the issuance of an Iowa license or endorsement, if the national board standards for certification are the same as or greater than the standards set by the Iowa Board of Educational Examiners.

**HOUSE FILE 516 — Teacher Exchange Program**

BY COMMITTEE ON EDUCATION. This Act establishes, subject to appropriation of funds by the General Assembly, a Teacher Exchange Program for school districts in Iowa. The State Board of Education is to prescribe procedures to assist the Department of Education in the administration of the Program. Participating teachers may be exchanged for a period of one quarter, one semester, or one school year. Provision is made for receipt of honoraria. Provision is also made for the reimbursement of expenses incurred by a Program participant, that the Program participant would not have incurred but for participation in the exchange, by means of application to the Department. Program participants are to be compensated by their employing district at the same rate as they would have been compensated if they had not participated in the Program.

**HOUSE FILE 518 — Advanced Placement Summer Program**

BY COMMITTEE ON EDUCATION. This Act establishes an Advanced Placement Summer Program at the State University of Iowa. The Program is to be designed to train teachers to teach advanced placement programs and to provide intensive course work for secondary students. The University is responsible for the development of appropriate curricula, provision of instructors, and other duties incidental to the creation of the Program. If state funds are appropriated for the Program, the funds are to be used to pay for the cost of providing instructors, counselors, room and board for students and teachers attending the Program, materials, and for the cost of development of a summer advanced placement exam. If funds are appropriated, but are insufficient to fulfill all of the enumerated needs, the University is to give priority to the needs of students or teachers from schools which do not have advanced placement programs.

**HOUSE FILE 583 — School District Reorganization Incentives**

BY COMMITTEE ON EDUCATION. This Act provides that school districts that took action to reorganize prior to November 30, 1990, must establish an effective date not later than July 1, 1993, for the reorganization to take effect in order to receive school district reorganization incentives. The Act also provides that districts which took action to bring about the reorganization or dissolution by November 30, 1990, must certify the date and the nature of the action taken to the Department of Education by September 1, 1991.

The Act takes effect May 14, 1991.

**HOUSE FILE 593 — Personnel of School Districts and Merged Areas Under Sharing or Other Agreements**

BY COMMITTEE ON EDUCATION. This Act amends language pertaining to joint employment and sharing of personnel, classrooms, laboratories, equipment, and facilities so that the requirement that a position which becomes available under a sharing agreement must first be offered to a current qualified employee applies to all sharing agreements. The Act changes and adds to language relating to personnel pooling agreements between school districts and area education agencies to require that a person employed under the agreement is to be offered an available, open position in the district, which is a party to the agreement, upon termination of the pooling agreement if the person is qualified for the open position.

The Act adds language to the community college chapter to provide that, when community colleges merge, the personnel who are affected by the combining of the community colleges shall be accreted to the bargaining unit of the affected community college which has the largest number of contact hours and that unit is to bargain with the combined boards of the formerly separate community colleges. The collective bargaining agreement of the collective bargaining unit of the community college with the largest number of contact hours is to serve as the base agreement and is to apply to the offering of new contracts and termination or modification of contracts of employees now employed by the new combined community college. If the collective bargaining agreement, which is to be the base agreement of the unit of the employees of the combined community colleges, was the result of bargaining which was already concluded in the former merged area prior to the merger of community colleges, the provisions of the collective bargaining agreement are void, with the exception of any multiyear provisions. Multiyear provisions in the base agreement will continue on in the manner provided for under the terms of the old collective bargaining agreement.

**HOUSE FILE 698 — Schools — Bus Drivers — Child Abuse Investigation Procedures**

BY COMMITTEE ON WAYS AND MEANS. This Act makes several changes in the provisions affecting the qualifications for school bus drivers and school bus driver education programs. The Act institutes a \$5 fee for the annual permit, which is issued by the Department of Education. The proceeds of the fee will be deposited in the State General Fund. The Department now has the authority to revoke or to refuse to issue a permit to any person who, after notice and opportunity for hearing, is determined to have committed any of the offenses for which a school bus driver may be suspended from duties. Those offenses include the use of nonprescription controlled substances or alcoholic beverages during working hours, operating a school bus while under the influence of nonprescription controlled substances or alcoholic beverages, the use of fraud in the procurement or renewal of a school bus driver's permit, or the commission of or conviction for a public offense which is either relevant to and affects driving ability or which includes sexual involvement with a minor student with the intent to commit certain prohibited acts and practices. The Department is to develop, and the State Board of Education is to adopt, rules and procedures for the issuance and revocation of permits to persons.

The Act also requires the Department to submit an annual budget request, separately from the Department's annual operating budget request, in an amount not to exceed the amount collected by the Department for the issuance of annual school bus driver permits for purposes of establishing and conducting approved courses of instruction for school bus drivers and for school bus passenger safety programs. The Department is also to recommend, and the State Board of Education is to adopt, rules which require local school districts to immediately notify the parent, guardian, or legal custodian of a child, whenever the child is being questioned relating to allegations of child abuse and to permit the parent, guardian, or legal custodian to be present during the questioning.

**HOUSE CONCURRENT RESOLUTION 30 — Board of Regents Ten-year Building Program**

BY COMMITTEE ON APPROPRIATIONS. This Resolution authorizes the State Board of Regents' biennial proposed 10-year building program for each institution of higher learning under the jurisdiction of the Board. The Act empowers the State Board of Regents to borrow money and to issue and sell negotiable revenue bonds in order to pay all, or any part of, the cost of carrying out projects for fire and environmental safety, deferred maintenance, equipment, and utility projects, and the cost of issuance of the bonds at the three state universities in an amount not to exceed \$20,000,000. If the amount of bonds issued under this Resolution exceeds the actual costs of projects approved in the Act, the amount of the difference is to be used to pay the principal and interest due on bonds issued under Chapter 262A, the chapter which gives the Regents revenue bonding authority.

## ENERGY AND PUBLIC UTILITIES

- SENATE FILE 317 — Pay-per-call Service
- SENATE FILE 318 — Telecommunications Services for the Deaf and the Blind
- SENATE FILE 382 — Rural Water Districts
- SENATE FILE 504 — Deregulation of Certain Communications Services
- SENATE FILE 508 — Energy Efficiency
- SENATE FILE 545 — Renewable Fuel
- HOUSE FILE 343 — Utilities Board — Enforcement Authority
- HOUSE FILE 386 — Public Utility Reorganization
- HOUSE FILE 570 — Automatic Dialing-announcing Device Equipment

## RELATED LEGISLATION

- SENATE FILE 329 — Department of Transportation — Utility Accommodation Policy  
*SEE TRANSPORTATION.* This Act requires the State Department of Transportation to adopt rules embodying a utility accommodation policy which will impose reasonable restrictions on utility placements on primary road rights-of-way.
- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations to the Department of Natural Resources and the State Utilities Board and related provisions.
- SENATE FILE 542 — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act makes appropriations from the various petroleum overcharge funds to various state agencies and requires newly constructed housing projects rented to low-income or elderly families through the federal Department of Housing and Urban Development's Rental Assistance Program to meet certain minimum insulation requirements.
- SENATE FILE 549 — Appropriations from Lottery Fund  
*SEE APPROPRIATIONS.* The Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and special funds associated with energy and public utility purposes.
- HOUSE FILE 420 — Election Laws  
*SEE STATE GOVERNMENT.* This Act makes numerous technical and other changes in the laws governing elections and election procedures and includes a provision concerning E911 surcharges.
- HOUSE FILE 618 — Marketable Title of Real Estate and Lapse of Certain Mineral Interests  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act relates to real estate by providing for procedures relating to preserving legal interests in certain property interests and includes provisions involving the County Recorder.

- HOUSE FILE 657** — Ethanol Blended Gasoline  
*SEE AGRICULTURE.* This Act changes the term "gasohol," which is gasoline blended with alcohol, to the term "ethanol blended gasoline" in the Code.
- HOUSE FILE 689** — Joint Water Utilities  
*SEE LOCAL GOVERNMENT.* This Act provides that two or more cities may establish a joint water utility to operate a municipal water supply system and contains related provisions.

## ENERGY AND PUBLIC UTILITIES

### SENATE FILE 317 — Pay-per-call Service

BY COMMITTEE ON COMMERCE. This Act regulates the offering and advertising of pay-per-call services. Pay-per-call services are electronic communications products and services that are provided to end users by information or service providers and include information retrieval from a remote database, information collection for polling and data entry, messaging capability permitting users to communicate with each other, and conference services for simultaneous voice conversations. Electronic communication for the purpose of conducting financial transactions, or any service the price of which is established pursuant to a tariff approved by a regulatory agency, is specifically excluded from the definition of pay-per-call service.

The Act requires that each call involving a pay-per-call service must contain an introductory disclosure message that specifies clearly, and at the same audio volume of the rest of the call, information concerning the amount and type of charge to be made for completing the call. The caller must then be informed of the option to disconnect the call without incurring a charge. The introductory message is not required if the total charge for the call is \$1 or less. Disclosure requirements are also established for advertisements for these services.

A violation of the provisions of this Act is an unfair or deceptive trade practice.

### SENATE FILE 318 — Telecommunications Services for the Deaf and the Blind

BY COMMITTEE ON COMMERCE. This Act makes findings in support of the establishment of a Dual Party Relay Service and directs the Utilities Board, with the advice of the Dual Party Relay Service Council established by this Act, to implement a Dual Party Relay Service System. The System is to provide communication-impaired persons access to the telephone system reasonably equivalent in rate and manner to the access available to persons without communication impairment. In addition, the Act provides for the funding of the service through an assessment of all intrastate regulated, deregulated, or exempt telephone services.

The Act also directs the Commission for the Blind to develop a plan to provide telephone yellow pages information to blind persons free of charge. The Department for the Blind may apply for federal funds to finance the yellow pages information program. The program is limited in scope by the availability of funds.

### SENATE FILE 382 — Rural Water Districts

BY COMMITTEE ON NATURAL RESOURCES. This Act amends Chapter 357A providing for the establishment, administration, and regulation of rural water districts. The Act substitutes the term "real property" for the term "land." The Act also substitutes the term "tenant" for the term "occupant." It substitutes the term "political subdivision" for the term "body politic." The Act eliminates a reference to joint boards of supervisors and provides for functioning by boards of adjacent counties. It eliminates provisions relating to administration of duties in a district by a county auditor outside the auditor's county.

The Act eliminates a requirement that establishment of a proposed rural water district depends upon residents of the proposed district being unable to feasibly obtain adequate supplies of water from water wells. The Act eliminates a requirement for an area proposed to be served by a district to be described by a legal description and substitutes a requirement for a map. It also requires that the petition, for incorporating an area into a district, include a plan describing estimated costs and anticipated construction schedules. It provides notice requirements to owners of real property in a proposed district. The Act provides that representatives from cities or interested persons may testify during a hearing on a petition for a proposed rural water service. The Act provides that fire protection may be used as a consideration by a county board of supervisors establishing a district.

The Act authorizes a district to enter into Chapter 28E agreements to provide services to other water districts, nonprofit corporations, or related associations. The Act provides that the district has the power to finance all or part of the cost of the construction or purchase of a project necessary to carry out the purposes of the district, or to refinance the original cost of any such project. The district may finance the projects by issuance of revenue bonds or notes. The Act provides for membership by districts in the Iowa Association of Rural Water

Districts and provides for payment of dues. It also requires that the Association be audited in the same manner as rural water districts. The Act provides that real property of a rural water subscriber cannot be used as security for debts of the rural water district. The Act establishes procedures for contract letting for construction carried out pursuant to the Chapter, based on the procedures pertaining to contract letting by cities.

The Act adds a procedure for resolving conflicts between two or more water districts trying to provide service in a specific area.

The Act adds a procedure for a nonprofit corporation which has elected to become a rural water district. The corporation's board of directors must adopt a resolution approving the petition filed with the board of supervisors for incorporation of a district. The corporation must file a notice with the Secretary of State dissolving the nonprofit corporation. All assets and liabilities of the corporation become the assets and liabilities of the newly organized district.

#### **SENATE FILE 504 — Deregulation of Certain Communications Services**

**BY COMMITTEE ON COMMERCE.** This Act changes the manner of deregulating and reregulating communication services and facilities subject to competition. The Act provides that the jurisdiction of the Utilities Board in the Department of Commerce is not applicable to a service or facility provided by a telephone utility subject to effective competition. The Act provides that in determining whether a service or facility is or becomes subject to effective competition, the Board is to consider whether a comparable service or facility is available from a supplier other than the telephone utility, whether market forces are sufficient to assure just and reasonable rates without regulation, and other factors deemed appropriate by the Board.

The Board may reimpose rate and service regulation on a deregulated service or facility if it determines the service or facility is no longer subject to effective competition. The Board may also, notwithstanding a finding of effective competition, determine that a service or facility is an essential communications service or facility and that the public interest warrants retention of service regulation even though the Board deregulates rates.

#### **SENATE FILE 508 — Energy Efficiency**

**BY COMMITTEE ON ENVIRONMENTAL PROTECTION AND ENERGY UTILITIES.** This Act provides for a number of measures relating to energy efficiency. The Act requires the State Vehicle Dispatcher and any other state agency purchasing new passenger vehicles and light pickup trucks to purchase minimum levels of alternatively propelled vehicles. The Act expands the entities entitled to financial assistance under the Energy Bank Program, entitled to loans under the Energy Loan Fund, and entitled to self-liquidating financing agreements with the Department of Natural Resources, for the costs of implementing energy conservation measures, to include the state, state agencies, certain political subdivisions of the state, and nonprofit organizations. For the purposes of financing, the definition of energy conservation measure is amended to include construction, rehabilitation, acquisition, or modification of an installation in a facility or a vehicle, rather than limiting the definition to include only buildings. The Act also provides moneys from the Petroleum Overcharge Fund to conduct comprehensive engineering analyses for school districts and energy audits and comprehensive engineering analyses for state agencies and political subdivisions of the state. The Act requires that the life cycle cost analyses be implemented by the responsible public agency and provides for certain exemptions from the requirement. The Act requires that the entire life cycle cost analysis process be completed prior to contracting for the construction or renovation of a government facility.

The Act also moves the Energy Research and Development Fund into the Energy Conservation Trust which makes the abandoned utility refunds and deposits subject to legislative appropriation.

The Act provides for the development and adoption of efficiency standards for exit signs and plumbing products; establishes a Midwest Energy Compact to study and make recommendations regarding energy efficiency; and requires the Iowa Energy Center to develop a program to provide assistance to rural residents regarding energy efficiency efforts, to conduct a feasibility study of a "Rail Through Rural Iowa" Program, and to cooperate with the State Board of Education to develop a curriculum to promote energy efficiency and conservation. The Act requires the State Transportation Commission to promote efforts of political subdivisions in developing energy efficient public transit systems, to promote the development of rural bus systems, to develop and implement

a bus system subsidization program, to act as a resource and referral source for vanpoolers, to conduct a study to examine pedestrian accessibility in new commercial development, to develop transit accessibility impact guidelines, to develop statistical measures to ascertain the impact of public transit systems on the minimization of motor vehicle accidents and reduction in fuel utilization and on the reduction of hazardous emissions of mobile sources, and to create a statewide Transit Services Marketing Steering Committee to evaluate the adequacy and public awareness of transit service delivery.

The Act provides for exemptions to the current requirements of cities regarding traffic light synchronization and energy efficient lighting use; provides for a telecommuting pilot project; and requires that the study being conducted by the State Department of Transportation regarding transportation planning, systems development, and management to urban and rural development, land use planning, and energy demand include an analysis of the relationship between parking development and pricing structure and transit usage and an analysis of the relationship between commercial and industrial site selection and transportation energy consumption.

**SENATE FILE 545 — Renewable Fuel**

**BY COMMITTEE ON AGRICULTURE.** This Act relates to the production and distribution of renewable fuels, including ethanol-based fuel. The Act requires a motor vehicle purchased by state agencies and political subdivisions to operate on ethanol-blended gasoline.

The Act creates an Office of Renewable Fuels within the Farm Commodity Division of the Department of Agriculture and Land Stewardship. The Act also changes the name of the Farm Commodity Division to the Agricultural Marketing Division. The Division is charged with assisting the Office of Renewable Fuel and the Renewable Fuel Advisory Committee as created in the Act.

The Office of Renewable Fuel is headed by a coordinator. The Office is responsible for furthering the research, development, production, promotion, marketing, and consumption of renewable fuel, and furthering the research, development, transfer, and use of technologies which increase the supply or demand of renewable fuel. The Division is also responsible for advising the Department regarding renewable fuel.

The Renewable Fuel Advisory Committee is composed of persons representing the Department of Agriculture and Land Stewardship, the Iowa Department of Economic Development, the State Department of Transportation, retail dealers of motor vehicle fuel, refiners of petroleum products, agricultural producers, and organizations serving agricultural producers. The Committee also includes legislative members who serve as ex officio members.

The Act provides for the establishment of a Renewable Fuel Fund dedicated to support promotional and research programs.

The Act also provides for the establishment of a program to promote advantages relating to using renewable fuel. The Act provides for notifying consumers of motor vehicle fuel containing oxygenate octane enhancers.

The Act extends the reduced state motor fuel tax rate of 19 cents per gallon for ethanol-based motor fuel until June 30, 2000. The regular motor fuel tax is 20 cents per gallon.

The Act establishes ethanol projects to be administered or supervised by the Office of Renewable Fuel.

**HOUSE FILE 343 — Utilities Board — Enforcement Authority**

**BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION.** This Act provides the Iowa Utilities Board with enforcement authority regarding civil penalties for violations of intrastate electric transmission line construction, maintenance, or operation standards. The Act also provides for increases in the civil penalties levied regarding violations of the Intrastate Pipelines and Underground Gas Storage law and the Electric Transmission Lines law.

**HOUSE FILE 386 — Public Utility Reorganization**

**BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION.** This Act extends the time period from 45 days to 90 days for the Utilities Board within the Utilities Division of the Department of Commerce to approve or disapprove a proposal for a utility reorganization. The Act also extends the period of time from 21 days to 50 days for a notice of hearing to be provided.

This Act takes effect April 29, 1991.

**HOUSE FILE 570 — Automatic Dialing-announcing Device Equipment**

**BY COMMITTEE ON COMMERCE.** This Act provides that it is unlawful for a person to use, to direct another to use, or to contract for the use of automatic dialing-announcing devices except under certain circumstances. The prohibition does not apply to certain calls made by a nonprofit organization, calls relating to payment for, service of, or warranty coverage of previously ordered or purchased goods or services, calls relating to the collection of lawful debts, calls to members or employees of an organization making the calls, and calls which employ an initial prerecorded message of a duration no greater than seven seconds prior to a live operator intercept. A violation of this Act is a serious misdemeanor.

**ENVIRONMENTAL PROTECTION**

- SENATE FILE 297** — Pesticides — Ingredients — Information
- SENATE FILE 324** — Air Pollution Control
- SENATE FILE 362** — Petroleum Underground and Aboveground Storage Tanks
- HOUSE FILE 302** — Infectious and Radioactive Waste
- HOUSE FILE 325** — Certification of Well Contractors
- HOUSE FILE 375** — Baled Solid Waste at Sanitary Landfills
- HOUSE FILE 649** — Hazardous Waste and Hazardous Substance Disposal Sites
- HOUSE FILE 661** — General Permits for Activities Affecting Environment
- HOUSE FILE 683** — Toxics Pollution Prevention Program
- HOUSE FILE 706** — Disposal of Solid Waste

**RELATED LEGISLATION**

- SENATE FILE 356** — Tax Administration — Department of Revenue and Finance  
*SEE TAXATION.* This Act includes provisions concerning refunds of the environmental protection charge administered by the Department of Revenue and Finance.
- SENATE FILE 429** — Agricultural Land  
*SEE AGRICULTURE.* The Act provides that a prohibition against the use of wetlands does not prevent a landowner from utilizing the bed of a protected wetland for pasture or cropland regardless of whether drought conditions exist.
- SENATE FILE 508** — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides for a number of measures relating to energy efficiency and addresses environmental protection concerns.
- SENATE FILE 542** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act makes appropriations from the various petroleum overcharge funds to the Department of Natural Resources, the Department of Agriculture and Land Stewardship, and the Division of Community Action Agencies of the Department of Human Rights.
- SENATE FILE 549** — Appropriations from Lottery Fund  
*SEE APPROPRIATIONS.* The Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with environmental protection.
- HOUSE FILE 657** — Ethanol Blended Gasoline  
*SEE AGRICULTURE.* This Act changes the term "gasohol," which is gasoline blended with alcohol, to the term "ethanol blended gasoline" in Code provisions.

## ENVIRONMENTAL PROTECTION

### **SENATE FILE 297 -- Pesticides -- Ingredients -- Information**

**BY COMMITTEE ON AGRICULTURE.** This Act amends provisions enacted in 1990 requiring the reporting of inert ingredients in pesticides to the Department of Agriculture and Land Stewardship, the Department of Natural Resources, and the Center for Health Effects of Environmental Contamination. The use and distribution of pesticides are regulated by the Department of Agriculture and Land Stewardship.

The Act requires the Iowa Department of Public Health to timely provide copies of reports of pesticide poisoning to the Secretary of Agriculture.

The Act provides that after July 1, 1990, and until December 31, 1991, the identity of an inert ingredient in a pesticide must be treated as a confidential trade secret which is not subject to release.

On or after January 1, 1992, the identity of an inert ingredient must be treated as a confidential trade secret if the registrant states that the ingredient is confidential and the registrant provides for the dissemination of information to medical professionals required for the sole purpose of treating patients for exposure. The information must be distributed by a data base system used by a poison control center or an emergency information system operated by the registrant. The Act also provides that the information regarding the identity of an inert ingredient may be released if independently obtained from a source other than registrations filed under Chapter 206. The Act removes a condition requiring that an ingredient must be treated as confidential if three or fewer registrants are using a particular active ingredient in a registered pesticide.

Portions of the Act relating to requirements of confidentiality are retroactively applicable to July 1, 1990.

The Act takes effect May 7, 1991.

### **SENATE FILE 324 -- Air Pollution Control**

**BY BUHR.** This Act increases the civil penalty which may be assessed for the violation of an order, permit, or rule of the Department of Natural Resources relating to air quality. The Act provides that a city or county which maintains an authorized pollution prevention program may also provide civil penalties.

### **SENATE FILE 362 -- Petroleum Underground and Aboveground Storage Tanks**

**BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES.** This Act makes several changes affecting the Iowa Comprehensive Petroleum Underground Storage Tank Fund and makes other miscellaneous changes.

The Act increases the environmental protection charge imposed on petroleum diminution to generate an amount equivalent to one cent per gallon and subjects aboveground petroleum storage tanks located at retail motor vehicle fuel outlets to collection of the diminution fee.

The Act prioritizes sites by requiring the Environmental Protection Commission to adopt administrative rules establishing a classification system based upon the actual or potential threat to public health and safety, and to the environment posed by the contaminated site and taking into account the presence of contamination in soils, groundwaters, and surface waters, and the effect of conduits, barriers, and distances on the contamination. Sites are classified as either high, low, or no action required sites. High risk sites include those where contamination is affecting or likely to affect groundwater used for human consumption or surface water to a level exceeding surface water quality standards, and where harmful or explosive concentrations of petroleum substances or vapors exist or are likely to occur which affect structures or utility installations. Low risk sites are those where contamination affects groundwater or is above action level standards, but where high risk conditions do not exist and are not likely to occur, and no action required sites are those sites in which contamination is below action level standards.

The Act requires the Environmental Protection Commission to adopt corrective action rules which are consistent with the classification system. The corrective action rules require that high risk sites comply with corrective action standards. Low risk sites are to be monitored up to three times per year from years one through three, up to two times per year from years four through six, and one time per year from years seven through

nine. In the twelfth year, the site must be monitored one time to determine whether the site should be reclassified as a no action required site or whether it must be monitored again. No action required sites require no monitoring or remediation. The Remedial Account will not pay for cleanup beyond that which is specifically authorized by the Department of Natural Resources pursuant to the corrective action rules.

The Act adds the definitions of "claimant," "community remediation," "free product," "potentially responsible party," and "release" into the definitional section of Chapter 455G.

The Act makes several changes to the eligibility for and the amount of benefits offered under the Remedial Account. The retroactive eligibility is expanded so that a small business that reported a release to the Department of Natural Resources between January 1, 1985, and May 5, 1989, is eligible for the same amount of financial assistance as an owner or operator reporting a release between May 6, 1989, and October 26, 1990. All other owners and operators eligible for retroactive benefits increase their financial assistance to the lesser of \$50,000 or remedial benefits as determined for those reporting between May 6, 1989, and October 26, 1990. Prior law limited retroactive financial assistance to the lesser of \$25,000 or one-third of the costs of corrective action for the release. The Act removes the \$8,000,000 cap on payment of retroactive claims.

The Act changes the Remedial Account copayment schedule. The Remedial Account pays up to 82 percent of the costs up to \$80,000 with the owner or operator paying the greater of \$5,000, or 18 percent. For costs of cleanup which exceed \$80,000, the Remedial Account pays 65 percent with the owner or operator paying the remaining 35 percent. Prior law required an owner or operator to pay 25 percent of the total costs of cleanup, including payment of the site cleanup report, with the Fund picking up 75 percent of the costs. This Act also changes the formula for payment of the site cleanup report by requiring the Remedial Account to pay up to \$20,000 for the costs of preparing a site cleanup report. The Remedial Account will pay up to \$10,000 for tank upgrades required for monitoring of a low risk site. The Act clarifies that the costs of monitoring are included as corrective action costs if the monitoring is not for purposes of leak detection.

The Act expands the categories of owners and operators eligible for Remedial Account benefits by including cities and counties who filed a claim with the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board by September 1, 1990, school districts that reported a release to the Department of Natural Resources prior to December 1, 1990, certain not-for-profit organizations, innocent inheritors of property, and governmental subdivisions under certain conditions. In addition, for owners and operators who are self-insured to qualify for remedial benefits, the Act requires tank upgrades by January 1, 1995.

The Act extends the lien on property which has been remediated from five to 10 years and requires that a determination of the precorrective action value of the property take into account adjustments for equipment and capital improvements. An owner or operator is required to notify the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board if the property is sold or transferred within the 10-year period of the lien.

The Act extends the repayment period offered by the Loan Guarantee Account from 10 to 20 years.

Several changes are made to the Insurance Account. Upgrade date requirements for owners and operators insured through the Account are extended from October 26, 1992, to October 26, 1993. Coverage is added for installers and inspectors of tanks and for property transfers. The installer's and inspector's coverage is similar to that offered to owners and operators of tanks under the Insurance Account. Property transfer insurance covers the costs of cleanup if governmental action requires additional cleanup on a site which has been issued a clean certificate or a monitoring certificate.

The Act changes the following administrative functions within the program: the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board is provided authority to contract for site cleanup reports; budget approval is required by the Administrator prior to commencement of work; the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board is authorized to collect attorney's fees and costs of litigation; a person with Insurance Account coverage has no right of recovery or subrogation against an installer or inspector insured by the Fund; a claimant can elect to have the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board pursue the claimant's cause of action with expenses shared on a pro rata basis.

The Act requires the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board to provide fire safety and environmental protection guidelines for persons removing tanks and requires registration of groundwater professionals. A groundwater professional is a person who provides subsurface soil contamination and groundwater consulting services or who contracts to perform remediation or corrective action services and who fits additional certification or experience-related criteria.

The Act authorizes the assessment of an environmental damage offset on an owner or operator who is receiving Remedial Account benefits, but who closed or removed a tank and did not replace it and who is using the site for commercial purposes. The amount of the offset is equivalent to the average annual environmental protection charge on diminution for tanks of similar size.

The Act authorizes four additional full-time equivalent positions for the Department of Natural Resources to work on the Underground Storage Tank Program, if funded from federal moneys.

The Act takes effect June 10, 1991.

#### **HOUSE FILE 302 — Infectious and Radioactive Waste**

**BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION.** This Act establishes provisions concerning infectious and radioactive waste. The Act allows for the adoption of emission standards or limitations for infectious medical waste treatment or disposal facilities which exceed those promulgated by the federal government with the exception of standards and limitations for hospitals or groups currently licensed for which the standards or limitations may not be established until January 1, 1995. The Act also establishes a procedure for the permitting of waste incinerators which incinerate pathological radioactive materials, requires monitoring of infectious medical waste incinerators at the regents' universities, and requires operating permits before initial operation of infectious waste treatment and disposal facilities or medical waste collection and transportation operations.

The Department of Natural Resources is prohibited from issuing a permit for the construction or operation of a commercial infectious waste treatment or disposal facility within one mile of a site or building which has been placed on the National Register of Historic Places. The Act also extends the moratorium for the construction or operation of a commercial infectious waste treatment or disposal facility until the Department adopts rules for operating permits for these facilities and in any event no earlier than July 1, 1992. Exceptions to the moratorium provisions are provided as are requirements for the issuance of a permit.

#### **HOUSE FILE 325 — Certification of Well Contractors**

**BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION.** This Act establishes a Well Contractor Certification Program. The Department of Natural Resources is required to establish the program which includes: specifications for certification, a requirement that a certified well contractor be present at the well site and in direct charge of the services, the required certification of a well contractor on or after July 1, 1993, violation of the provisions of certification as grounds for suspension or revocation of certification, provisions for provisional certification, continuing education requirements, provision for the development of an examination, and a provision for multiyear certification.

The Act also establishes a Well Contractors' Council to work with the Department of Natural Resources to develop and publish a consumer information pamphlet, establish fees for certification, administer the initial and second well contractor certification examination, and adopt administrative rules for the implementation of the Program. The Council is dissolved upon completion of its prescribed tasks. The Act provides for the replacement of the existing Well Contractors' Registration Program with the Well Contractors' Certification Program beginning July 1, 1993.

#### **HOUSE FILE 375 — Baled Solid Waste at Sanitary Landfills**

**BY SHOULTZ.** This Act prohibits the acceptance or disposal of baled solid waste at a sanitary landfill beginning January 1, 1992. However, the Act provides that solid waste which is baled on-site may be disposed of at the sanitary landfill.

**HOUSE FILE 649 -- Hazardous Waste and Hazardous Substance Disposal Sites**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act replaces the term "abandoned and uncontrolled sites" with "hazardous waste or hazardous substance disposal sites" in law regarding hazardous activities and hazardous waste and substance management. The Act also provides that a hazardous waste or hazardous substance disposal site includes the adjoining real property and groundwater affected by the disposal activities and provides that the regulation of the sites pertains to hazardous waste and not solid waste disposal prior to the regulation of the hazardous waste.

**HOUSE FILE 661 -- General Permits for Activities Affecting Environment**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act authorizes the Department of Natural Resources to issue general permits to facilities for stormwater discharge. The Act provides for the process of adoption of a general permit, inspection and monitoring of a facility which has been issued a general permit, a procedure for the filing of complaints relating to the issuance of a general permit, and a provision for the imposition of a permit fee.

This Act takes effect May 6, 1991.

**HOUSE FILE 683 -- Toxics Pollution Prevention Program**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act establishes a Toxics Pollution Prevention Program which includes the declaration of a state goal to encourage pollution prevention through the use of pollution prevention techniques in preference to waste management or pollution control.

The Waste Management Authority of the Department of Natural Resources (DNR) is directed to develop the Program to do all of the following: assist toxics users in developing pollution prevention plans and inventories; promote coordination between agencies, institutions, and departments with responsibilities relating to toxic substances; function as a repository of research, data, and information; identify obstacles to the use of toxics pollution prevention techniques and practices; assess the informational and technical assistance needs of toxics users; provide a forum for public discussion and deliberation regarding toxics; coordinate efforts of state and federal clearinghouses to provide access to toxics reduction and management data; provide grants; and make recommendations to the General Assembly regarding a long-term funding source for continuation of the Toxics Pollution Prevention Program. The Act encourages toxics users to develop facility-wide multimedia toxics pollution prevention plans and lists the requisite elements of the plans.

The Act also requires the DNR and the Department of Employment Services each to compile data, which each respective Department collects pursuant to the federal Emergency Planning and Community Right-to-know Act, for availability to the public.

The Act also authorizes the DNR to implement an operating permit program for air contaminant sources, and provides for the imposition of a temporary air toxics fee to be used to fund the permit program required pursuant to the federal Clean Air Act of 1990 and portions of the Toxics Pollution Prevention Program. The Act also provides for a reassessment of the amount of the fee. The DNR shall report to the General Assembly the total amount deposited into the Air Contaminant Source Fund and the amount needed to satisfy any differential between the projected costs of the Toxics Pollution Prevention Program and the federal Clean Air Act Permit Program and the moneys actually generated.

The Act takes effect June 10, 1991.

**HOUSE FILE 706 -- Disposal of Solid Waste**

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act establishes provisions relating to solid waste. The Act provides for registration of "waste tire haulers," defined in the Act as persons who transport for hire more than 40 waste tires in a single load for commercial purposes, with the Secretary of State. The Act requires that a person contracting with another person to transport more than 40 waste tires contract only with a person registered as a waste tire hauler and that a person who transports waste tires for final disposal only dispose of the waste tires at a permitted sanitary disposal facility.

The Act increases the tonnage fee imposed for solid waste disposed of at a sanitary landfill by \$.75 per ton beginning July 1, 1991, and provides for the appropriation and use of the additional tonnage fee moneys collected. The purposes for which the moneys are designated include grants for projects related to a by-products and waste exchange system, the establishment of permanent household hazardous waste collection sites, additional toxic cleanup days, low or no interest loans to Iowa businesses which manufacture or remanufacture products from postconsumer materials or for the purchase of equipment for source reduction, and the development of recycling markets.

The Act also provides for a decreased tonnage fee for certain amounts of foundry material disposed of at a sanitary landfill until July 1, 1993, at which time the tonnage fee for all other solid waste will once again apply to foundry material, provides for the use of \$.15 per ton of the existing tonnage fee, and provides for exemptions to the imposition of the additional tonnage fee for owners or operators of sanitary landfills bound by the requirements of an existing contract.

## GAMING

- SENATE FILE 110** — Wagering on Excursion Gambling Boats — Minimum Age
- HOUSE FILE 298** — Raffles Conducted by Qualified Organization
- HOUSE FILE 353** — Racing — Possession of Devices for Use on Horses or Dogs
- HOUSE FILE 651** — Gambling — Racetracks — Excursion Boats

## RELATED LEGISLATION

- SENATE FILE 548** — Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act provides funding for salary increases for state employees and includes an amendment to an expense provision for the State Racing and Gaming Commission.
- SENATE FILE 549** — Appropriations from Lottery Fund  
*SEE APPROPRIATIONS.* The Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with gaming.

**GAMING**

**SENATE FILE 110 — Wagering on Excursion Gambling Boats — Minimum Age**  
BY COMMITTEE ON STATE GOVERNMENT. This Act reduces the legal age for making wagers on excursion gambling boats from 21 years to 18 years of age.

The Act takes effect May 9, 1991.

**HOUSE FILE 298 — Raffles Conducted by Qualified Organization**  
BY GRUHN. This Act authorizes the issuance of 90-day and 180-day raffle licenses for \$40 and \$75, respectively, annually. Currently, there is a 14-day license for \$15 and a two-year license for \$150.

**HOUSE FILE 353 — Racing — Possession of Devices for Use on Horses or Dogs**  
BY SIEGRIST. This Act prohibits the possession of a device, other than a whip or spur, to stimulate or depress a race horse or a race dog during a race or workout. Currently, the use or conspiracy to use a device is illegal, but not the possession of the device. The penalty is a serious misdemeanor.

**HOUSE FILE 651 — Gambling — Racetracks — Excursion Boats**  
BY COMMITTEE ON STATE GOVERNMENT. This Act amends provisions relating to the gambling operations at pari-mutuel race tracks and on excursion gambling boats. This Act authorizes the State Racing and Gaming Commission to establish interstate combined wagering pools for simulcast horse and dog races and authorizes the deduction of additional amounts of exotic wagers and provides for their distribution. To simulcast pari-mutuel races at a track, the licensee must schedule at least 105 performances of eight races each day during the season.

This Act also provides that 12 percent of the winner's share of an Iowa-whelped dog stake race shall be distributed to the breeder of the winning dog. Annually, the Commission shall contribute up to \$5,000 from unclaimed winnings, after the cost of drug testing is covered, to the racing dog adoption program.

Also, beginning January 1, 1993, a pari-mutuel racetrack which qualifies for a tax rate of six percent, shall set aside one-sixth of the tax liability for retiring the debt of the facilities or for capital improvements to the facilities.

This Act also provides for annual audits of financial transactions of the excursion gambling boat licensees in lieu of monthly audits and annual audits.

The Act takes effect May 10, 1991, except where otherwise noted.

## HEALTH AND SAFETY

- SENATE FILE 2 — Sexual Exploitation by Counselor or Therapist
- SENATE FILE 42 — Authority of Physician Assistants
- SENATE FILE 48 — Physical Therapist Assistants
- SENATE FILE 114 — Practice of Nursing — Definitions
- SENATE FILE 188 — Therapeutically Certified Optometrists
- SENATE FILE 193 — Marital and Family Therapists and Mental Health Counselors
- SENATE FILE 210 — Health Care Practitioner Covenants — VETOED BY THE GOVERNOR
- SENATE FILE 269 — Transient Food Service Establishments
- SENATE FILE 342 — Prevention of Disabilities
- SENATE FILE 363 — Authority of Advanced Nurse Practitioners
- SENATE FILE 383 — Smoke Detectors
- SENATE FILE 412 — Inspections and Appeals Department — Health Care and Other Provisions
- SENATE FILE 539 — Pharmacy and Drug Laws
- HOUSE FILE 91 — Decorative Fountains
- HOUSE FILE 152 — Boxing and Wrestling
- HOUSE FILE 232 — Sale and Furnishing of Cigarettes and Tobacco Products
- HOUSE FILE 285 — Other Businesses Within Health Care Facilities
- HOUSE FILE 380 — Birth Certificates and Adoption Records
- HOUSE FILE 501 — Durable Power of Attorney for Health Care
- HOUSE FILE 575 — Health Data Commission
- HOUSE FILE 596 — Emergency Assistance by Volunteers
- HOUSE FILE 655 — Emergency Care Providers — Exposure to Disease
- HOUSE FILE 668 — Health Care Facilities and Certificate of Need Program
- HOUSE FILE 672 — Health Professional Examining Boards — VETOED BY THE GOVERNOR

## RELATED LEGISLATION

- SENATE FILE 97 — Traffic Control Devices and Flashing Lights  
*SEE TRANSPORTATION.* This Act eliminates the requirement that flashing white lights, which are used on vehicles for emergency medical response personnel, be used only in conjunction with hazard lights.
- SENATE FILE 115 — Obstetrical and Newborn Indigent Patients Care Program  
*SEE HUMAN SERVICES.* This Act increases the minimum standards for eligibility for payment of indigent obstetrical and newborn services costs. The Act also provides for the reversion of the unencumbered balance in the Obstetrical and Newborn Indigent Patients Care Program to the State General Fund.

- SENATE FILE 116 — Controlled Substances  
*SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.* This Act relates to substances included in the Iowa Uniform Controlled Substances Act.
- SENATE FILE 134 — Fireworks in State Parks and Preserves  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act authorizes the Department of Natural Resources to permit the use of fireworks in state parks and preserves.
- SENATE FILE 151 — Peer Review of Certified Public Accountants  
*SEE STATE GOVERNMENT.* This Act relates to peer review of certified public accountants.
- SENATE FILE 273 — Packaging and Sale of Wine and Other Alcoholic Beverages  
*SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.* This Act includes provisions exempting packaging or packaging materials containing a heavy metal content used by the wine industry until July 1, 1992.
- SENATE FILE 297 — Pesticides — Ingredients — Information  
*SEE ENVIRONMENTAL PROTECTION.* This Act amends provisions enacted in 1990 requiring the reporting of inert ingredients in pesticides to the Department of Agriculture and Land Stewardship, the Department of Natural Resources, and the Center for Health Effects of Environmental Contamination.
- SENATE FILE 318 — Telecommunications Services for the Deaf and the Blind  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act relates to certain telecommunications services provided to persons who are deaf or blind.
- SENATE FILE 343 — Medical Assistance Program  
*SEE HUMAN SERVICES.* This Act includes various provisions concerning the state/federal Medical Assistance (Medicaid) Program.
- SENATE FILE 441 — Workers' Compensation Self-insurance and Other Provisions  
*SEE LABOR AND EMPLOYMENT.* This Act includes provisions relating to county hospital and local government risk pools and provides authority to levy taxes for these purposes.
- SENATE FILE 444 — Domestic Abuse and Related Provisions  
*SEE CRIMINAL JUSTICE.* This Act contains a number of provisions concerning domestic abuse and includes a provision requiring hospitals to establish and implement protocols for responding to the needs of patients who are victims of domestic abuse.
- SENATE FILE 453 — Civil Commitment Proceedings  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act expands the jurisdiction of district court judges to include the authority to preside over involuntary hospitalization, detention, or treatment proceedings under the substance abuse and mental health procedures provisions.
- SENATE FILE 455 — Dependent Adult Abuse  
*SEE HUMAN SERVICES.* This Act restructures provisions regarding dependent adult abuse.
- SENATE FILE 503 — Labor Laws and Contractor Registration  
*SEE LABOR AND EMPLOYMENT.* This Act relates to Iowa's labor laws administered by the Labor Commissioner by changing provisions concerning occupational safety and health (OSHA) penalties, boiler inspections, child labor laws, and out-of-state contractor bonding requirements.

- SENATE FILE 529** — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations to the Iowa Department of Public Health, the Department of Inspections and Appeals, and various programs involving health and safety; establishes a Nursing Home Regulation Review Task Force; and revises requirements for certain inspections.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with health and safety.
- HOUSE FILE 233** — Hunter Safety and Ethics Education  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act relates to hunter safety and ethics education.
- HOUSE FILE 289** — Snowmobiles and All-terrain Vehicles  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act authorizes motorcycles to be registered as all-terrain vehicles for the purpose of participating in all programs established under Chapter 321G except for safety instruction and certification.
- HOUSE FILE 296** — Criminal and Child Abuse Records Checks  
*SEE HUMAN SERVICES.* This Act relates to records checks concerning facilities providing care to children and other persons, including licensed or registered substance abuse programs, psychiatric medical institutions for children, and various state institutions.
- HOUSE FILE 302** — Infectious and Radioactive Waste  
*SEE ENVIRONMENTAL PROTECTION.* This Act establishes provisions concerning infectious and radioactive waste.
- HOUSE FILE 392** — Animals Assisting Disabled or Handicapped Persons  
*SEE HUMAN SERVICES.* This Act relates to animals specially trained to assist a disabled or handicapped person by establishing a right for these animals to accompany a handicapped person or animal trainer in public places.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division I of this Act includes appropriations to the Department of Human Services and affects a wide variety of health policy matters, including the Medical Assistance (Medicaid) Program and the Certificate of Need Program.
- HOUSE FILE 634** — Insurance — Administrative and Regulatory Provisions  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act enacts changes affecting several areas of insurance regulation, including accident and health insurance.
- HOUSE FILE 683** — Toxics Pollution Prevention Program  
*SEE ENVIRONMENTAL PROTECTION.* This Act establishes a Toxics Pollution Prevention Program which includes the declaration of a state goal to encourage pollution prevention through the use of pollution prevention techniques in preference to waste management or pollution control.

- HOUSE FILE**     **688** — Health Insurance  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act adopts the National Association of Insurance Commissioners Premium Rates and Renewability of Coverage for Health Insurance Sold to Small Groups Model Act, authorizes the Insurance Commissioner to approve basic benefit health insurance, and provides for premium credits and tax exemptions intended to encourage certain employers to provide health insurance.
- H.J.R.**           **10** — Nullification of Administrative Rule — Liver Transplants  
*SEE HUMAN SERVICES.* This Joint Resolution nullifies an administrative rule of the Department of Human Services which would have limited payment for liver transplants under the Medical Assistance Program to persons under 18 years of age under certain specified medical circumstances.

## HEALTH AND SAFETY

### **SENATE FILE 2 — Sexual Exploitation by Counselor or Therapist**

**BY SZYMONIAK.** This Act imposes criminal penalties on counselors or therapists who provide mental health services and who sexually exploit patients or clients, nondependent former patients or clients within one year of the termination of the provision of the mental health services, or emotionally dependent former patients or clients. A counselor or therapist who engages in a pattern or practice or scheme of conduct to engage in sexual conduct with patients or clients, nondependent former patients or clients within one year of the termination of the provision of the mental health services, or emotionally dependent former patients or clients commits a class "D" felony. A counselor or therapist who engages in sexual conduct with patients or clients or emotionally dependent former patients or clients commits an aggravated misdemeanor. A counselor or therapist who engages in sexual conduct with patients or clients or nondependent former patients or clients within one year of the termination of the provision of the mental health services commits a serious misdemeanor. The Act also provides that a lawsuit to recover damages for sexual exploitation by a counselor or therapist must be brought within five years of the date the victim was last treated by the counselor or therapist.

### **SENATE FILE 42 — Authority of Physician Assistants**

**BY COMMITTEE ON HUMAN RESOURCES.** This Act provides physician assistants with authority to supply or to be delegated the function of prescribing drugs, controlled substances, and medical devices under certain circumstances. The Act provides that a physician assistant may not dispense, but may supply prescription drugs, controlled substances, or medical devices necessary to complete a course of therapy without the direct order of a supervising physician. The prescription drugs are supplied only to accommodate the patient and are not to be sold at a profit. If supplying authority is delegated, a nurse or staff assistant is authorized to assist the physician assistant. Rules to implement the provision are to be adopted by the Board of Physician Assistant Examiners after consultation with the Board of Pharmacy Examiners.

The Act also provides that a physician may delegate the function of prescribing drugs, controlled substances, and medical devices to a physician assistant. The delegating physician's name is required to be recorded or indicated in connection with each individual prescription, and rules to implement the delegation provision are to be adopted by the Board of Physician Assistant Examiners after consultation with the Board of Medical Examiners and the Board of Pharmacy Examiners and following review and approval by the Physician Assistant Rules Review Group established in the Act. The rules are to prohibit the prescribing of Schedule II controlled substances which are stimulants or depressants under Chapter 204. If the rules are not reviewed and approved by the Physician Assistant Rules Review Group and adopted by January 1, 1993, a physician assistant is authorized to prescribe drugs as a delegated act of a supervising physician and is subject to review by the existing Physician Assistant Rules Review Group.

The Act also requires health care providers to consider instructions delegated to a physician assistant by a supervising physician to be the instructions of the supervising physician; establishes a Physician Assistant Rules Review Group for the sole purpose of reviewing and approving rules relating to the authority of a physician assistant to supply or prescribe drugs, controlled substances, or medical devices; and provides that the Act is not to be construed to limit existing authority of physician assistants or the Board of Medical Examiners over a supervising physician.

This Act takes effect June 5, 1991.

### **SENATE FILE 48 — Physical Therapist Assistants**

**BY SZYMONIAK.** This Act relates to professional titles and abbreviations of physical therapists and physical therapist assistants, and to the licensure, fees, and conditions of practice of physical therapist assistants. Although licensure as a physical therapist assistant is not required under the Act, the Act prohibits a person from using the title "physical therapist assistant," or the letters "PTA," and from representing to the public that the person is a physical therapist assistant unless the person has obtained a license from the Iowa Department of Public Health.

**SENATE FILE 114 — Practice of Nursing — Definitions**

BY SZYMONIAK. This Act provides that a physician licensed to practice medicine and surgery, osteopathic medicine and surgery, or osteopathy in a state bordering Iowa, unless previously determined to be ineligible for consideration by the Iowa Board of Medical Examiners, shall be included in the definition of "physician" for the purposes of the chapter regulating the practice of nursing. This expansion of the definition of "physician" allows registered nurses to execute regimens prescribed by physicians licensed in bordering states and allows licensed practical nurses to perform services of supportive or restorative care under the supervision of physicians licensed in bordering states. This Act does not affect the definition of "physician" in any other portion of the Code.

**SENATE FILE 188 — Therapeutically Certified Optometrists**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that therapeutically certified optometrists may use topical pharmaceutical agents, and may supply pharmaceutical agents, without charge, to begin a course of therapy, and deletes language specifying the types of topical agents which may be used.

**SENATE FILE 193 — Marital and Family Therapists and Mental Health Counselors**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides for voluntary licensure of marital and family therapists and mental health counselors. Although licensure is not required, and members of other professions are not prohibited from providing or advertising that they provide services of a marital and family therapy or mental health counseling nature, persons are prohibited from using a title or description denoting that they are licensed marital and family therapists or licensed mental health counselors unless they have obtained a license under the Act. Licensure requirements and fees are provided in the Act. The Act creates the Board of Behavioral Science Examiners, composed of three members of each profession and three members representing the public, to administer the licensing procedures.

**SENATE FILE 210 — Health Care Practitioner Covenants — VETOED BY THE GOVERNOR**

BY COMMITTEE ON JUDICIARY. This bill would have prohibited agreements attempting to restrict the practice of physicians once they leave a corporate, associational, partnership, or employment relationship, and stated that these agreements are contrary to public policy. The bill contained an exception concerning covenants that are conditions to the payment of retirement benefits. The bill would have taken effect upon enactment, and would have applied to agreements made or entered into on or after its effective date.

**SENATE FILE 269 — Transient Food Service Establishments**

BY BUHR. This Act amends provisions regulating food service establishments. A food service establishment is defined to mean a place where food is prepared and intended for individual portion service regardless of whether consumption is on or off the premises. The Act creates a number of classes of food service establishments that are required to be licensed.

A new class of establishment referred to as a transient food service establishment is created. A transient food service establishment must operate at various locations during a year, but may not operate at one location for more than three consecutive days in conjunction with a single event or celebration. An annual report required to be filed by a local board of health relating to licenses issued to establishments regulated under Chapter 187B must include transient food service establishments. An annual fee of \$40 must be paid for issuance of a license to operate a transient food service establishment.

**SENATE FILE 342 — Prevention of Disabilities**

BY COMMITTEE ON HUMAN RESOURCES. This Act establishes a State Prevention of Disabilities Policy Council and a Technical Assistance Committee to the Council. The Council is to provide oversight in the development and operation of a coordinated prevention of disabilities system. The Act provides for the membership of the Council and the Committee and prescribes the specific duties of each. The Act also includes an appropriation to provide matching funds for federal funds.

The Act is repealed June 30, 1996.

**SENATE FILE 363 — Authority of Advanced Nurse Practitioners**

BY COMMITTEE ON HUMAN RESOURCES. This Act permits a registered nurse who qualifies and is registered as an advanced nurse practitioner, and who qualifies and is registered in a recognized nursing speciality other than the specialty of nurse anesthetist, to prescribe substances and devices that are not controlled substances or devices if the specialty is one in which the use of prescription medications and devices is recognized and that use of medications and devices is regulated under rules accepted by the Board of Medical Examiners and adopted by the Board of Nursing in consultation with the Board of Pharmacy Examiners. Nurses permitted to prescribe substances and devices under this Act can only do so under the supervision of, or pursuant to, a direct order of a physician, if other pharmaceutical services are not available, or if the best interests of a patient require the dispensing of noncontrolled substances or devices.

**SENATE FILE 383 — Smoke Detectors**

BY COMMITTEE ON COMMERCE. This Act changes the definition of multiple-unit residential building to mean a building with two or more, rather than four or more, units. It requires that all newly constructed and existing single-family homes, single-family rental units, and multiple-unit residential units have smoke detectors installed. The Act also requires a person who files for a homestead credit to certify that the home for which credit is filed has a smoke detector installed, or that one will be installed within 30 days of the filing for credit. Owners or their agents are required to provide light-emitting smoke detectors upon request for a hearing-impaired person. A violation of the provisions of the Act is a simple misdemeanor.

**SENATE FILE 412 — Inspections and Appeals Department — Health Care and Other Provisions**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to the powers and duties of the Department of Inspections and Appeals.

The Act allows the Department to conduct investigations of state and federal benefit assistance programs in addition to those currently conducted and provides that the final survey findings of hospitals accredited by the American Osteopathic Association are available to the public. These provisions of the Act take effect May 6, 1991.

The Act also provides that payment of expenses of a health care facility under receivership, including accounts payable rather than receivable as provided in prior law, is the responsibility of the facility unless a court directs otherwise. The Act deletes conflicting language relating to information provided to a person filing a complaint against a health care facility. The Act reorganizes language in the Code regarding the Department's procedure upon receipt of a complaint about a health care facility and regarding information available to a person filing a complaint.

The Act also provides grounds for which the Department can suspend or revoke the license of a person operating a food establishment, food service establishment, hotel, or a home food establishment.

The Act provides that an individual, firm, corporation, association, or institution which is providing or has been approved as a provider reimbursable under the Medical Assistance (Medicaid) Program is guilty of a fraudulent practice upon knowingly making or causing to be made false statements or misrepresentations of material facts in application for payment of services or merchandise rendered or purportedly rendered to a recipient of Medical Assistance.

The Act also increases the penalty for wanton neglect of a resident of a health care facility from a serious misdemeanor to a class "C" felony if neglect results in serious injury, and an aggravated misdemeanor if the neglect does not result in serious injury. The Act also deletes acts likely to be injurious to the moral welfare of the patient from the definition of wanton neglect.

**SENATE FILE 539 — Pharmacy and Drug Laws**

BY COMMITTEE ON WAYS AND MEANS. This Act relates to the Iowa Pharmacy Practice Act and assesses fees.

This Act requires a nonresident pharmacy, which is a pharmacy located outside of Iowa, which delivers, dispenses, or distributes by any method, prescription drugs or devices to an ultimate user in this state, to obtain

a nonresident pharmacy license from the Iowa Board of Pharmacy Examiners. Requirements for obtaining a nonresident pharmacy license, including payment of certain fees, are included in the Act.

The Act allows the Board to establish licensure standards for prescription drug wholesalers in accordance with federal law, requires licensed pharmacists to report a change of name, and allows the Board to issue biennial controlled substances registrations. The Act also authorizes the Board to suspend or revoke a controlled substances registration when the registrant commits acts which are inconsistent with the public health and safety.

**HOUSE FILE 91 — Decorative Fountains**

BY NEUHAUSER. This Act exempts from regulation as a swimming pool certain decorative fountains which are not primarily used as wading or swimming pools and the drain of which is not connected to any type of suction device for removing or recirculating the water.

**HOUSE FILE 152 — Boxing and Wrestling**

BY COMMITTEE ON STATE GOVERNMENT. This Act amends several portions of law regulating boxing and wrestling as administered by the Athletic Commissioner. The Act eliminates the residency requirements for boxing and wrestling license applicants, increases the required weight of boxing gloves from six to eight ounces, changes the boxing and wrestling bonding requirements by requiring an applicant for a license to conduct a boxing and wrestling match to file a bond with the Athletic Commissioner rather than the Treasurer of State, and eliminates the requirement that the Attorney General approve the form and sufficiency of the bond. The Act also adds closed-circuit boxing and wrestling matches for which admission for viewing in this state is charged to the definition of "boxing and wrestling," thereby subjecting these matches to regulatory requirements. The Act also allows the Athletic Commissioner to adopt the rules of a recognized national or world boxing organization which sanctions a boxing match in this state to regulate the match, if the organization's rules provide protection to the boxers which is equal to or greater than the protections provided by Iowa law or administrative rule.

**HOUSE FILE 232 — Sale and Furnishing of Cigarettes and Tobacco Products**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to the sale and furnishing of cigarettes and tobacco products to certain persons and provides penalties and an effective date.

The Act provides that a person shall not sell, give or otherwise supply any tobacco, tobacco products, or cigarettes to any person under 18 years of age, and a person under 18 years of age shall not smoke, use, purchase, or attempt to purchase any tobacco, tobacco products, or cigarettes. The Iowa Department of Public Health, a county health department, a city health department, or a city may directly enforce this prohibition in district court and initiate proceedings before a permit-issuing authority against a permit holder who violates this provision. A person who violates this provision is guilty of a simple misdemeanor under the Act and may be required to pay a fine of up to \$100 or to perform community service as ordered by the court. Other penalties for violation of this provision by retailers or their employees are included in the Act including the possible suspension or revocation of the retailer's permit.

The Act also provides that the sale of tobacco products in vending machines is subject to the same requirements for the sale of cigarettes through vending machines. In addition to existing requirements for sale, the Act requires that vending machines be equipped with a lock-out device under the control of an adult who shall directly regulate the sale of items through the machines, and which shall include a mechanism to prevent the machines from functioning if the power source for the lock-out device fails or if the lock-out device is disabled, and a mechanism to ensure that only one pack of cigarettes or one tobacco product is dispensed at a time. However, if the machines are not to be placed in a doorway or other area readily accessible by minors, a lock-out device is not required for machines operated in the following locations: a commercial establishment holding a class "C" liquor license or a class "B" beer permit, if the establishment is not also licensed as a food service establishment; a private facility not open to the public; or a workplace not open to the public. This section of the Act takes effect on June 5, 1991, but shall not be enforced against persons in relationship to vending machines in operation on or before June 5, 1991, until July 1, 1994.

The free distribution for promotional purposes of cigarettes and tobacco products by a manufacturer, distributor, wholesaler, retailer, or distributing agent is regulated under the Act. Distribution to persons under 18 years of age, or within 500 feet of any playground, school, high school, or other facility when the facility is being used primarily by persons under 18 years of age for certain purposes is prohibited under the Act. Other regulations are provided in the Act.

The Act requires that enforcement be uniform throughout the state, and provides that the provisions of the Act, and its corresponding chapter in the Code, supersede any local law or regulation which is inconsistent with or conflicts with the provisions of the Act and the chapter.

**HOUSE FILE 285 — Other Businesses Within Health Care Facilities**

BY HANSON OF DELAWARE, HESTER, HALVORSON OF WEBSTER, HAMMOND, HAVERLAND, NEUHAUSER, KREBSBACH, HURLEY, GARMAN, GRUBBS, JOHNSON, RAFFERTY, SIEGRIST, WEIDMAN, MILLAGE, BARTZ, HAHN, HANSON OF BLACK HAWK, GIPP, McKEAN, BAKER, and METCALF. This Act provides for the operation of certain businesses or activities in a health care facility or in the same municipal structure as a health care facility if the Department of Inspections and Appeals and the State Fire Marshal approve the operation of the business or activity. The Department of Inspections and Appeals and the State Fire Marshal are required to adopt rules which establish the criteria for approval.

**HOUSE FILE 380 — Birth Certificates and Adoption Records**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to birth certificate records and provides access to certain adoption records.

The Act requires the State Registrar to mail a certified copy of a birth certificate to the parent when the certificate of birth is registered. A fee is to be charged by the County Registrar or State Registrar for the certified copy in an amount established by rules by the Iowa Department of Public Health. The fee is waived if the birth costs were paid under a public assistance program or if the parent was otherwise unable to pay the expenses of the birth.

The Act also provides for access to certain adoption records. An adopted person whose adoption became final prior to July 4, 1941, and whose adoption was not required to be sealed at the time the adoption was completed, is no longer required to show good cause for a court order to open the adoption record. Similar to requirements for adoptions finalized on or after July 4, 1941, the court must consider any affidavit filed by the birth parent requesting that the court reveal or not reveal the parent's name.

**HOUSE FILE 501 — Durable Power of Attorney for Health Care**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that an individual may execute a durable power of attorney for health care authorizing the individual's designated representative (attorney in fact) to make health care decisions for the individual if the individual, in the judgment of the attending physician, is unable to make those decisions. The Act establishes requirements that must be met before the representative can make health care decisions and provisions for removing the representative from the decision-making process. The representative has a duty under the Act to act in the best interest of the individual and in accordance with the wishes of the individual, if known. A durable power of attorney for health care may provide for the withdrawal of hydration or nutrition when those are required to be provided parenterally or through intubation, though the Act neither condones nor authorizes mercy killing or euthanasia.

The Act takes effect May 8, 1991.

**HOUSE FILE 575 — Health Data Commission**

BY COMMITTEE ON HUMAN RESOURCES. This Act provides for enforcement, through the imposition of civil penalties, of the requirements relating to the collection of patient information by the Health Data Commission. The Act also provides for the protection of patient confidentiality and authorizes the Commission to assess civil penalties for violation of confidentiality. The Act also extends the date for required installation of severity of illness systems for hospitals with fewer than 100 licensed acute care beds from July 1, 1991, to July 1, 1993.

**HOUSE FILE 596 — Emergency Assistance by Volunteers**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act includes a volunteer registered member of the National Ski Patrol System within the liability exemption granted in section 613.17, for other volunteer emergency care providers who receive nominal compensation. Under the Act, if a volunteer registered member of the National Ski Patrol System receives nominal compensation not based upon the value of services performed, or no compensation, and the volunteer renders emergency care or assistance in good faith, the volunteer shall not be liable for any civil damages for acts or omissions occurring at the place of an emergency or accident, or in transit from the emergency or accident, unless the acts or omissions constitute recklessness.

**HOUSE FILE 655 — Emergency Care Providers — Exposure to Disease**

BY COMMITTEE ON HUMAN RESOURCES. This Act establishes procedures for notification of persons, who have provided emergency medical care, of exposure to contagious or infectious disease arising from that care. Separate procedures for contagious and infectious diseases which are not Human Immunodeficiency Virus (HIV)-related and those which are HIV-related are established. Provisions for patient confidentiality, immunity from certain liability, and limitations on the duty to notify are included. An emergency care provider who intentionally or recklessly makes an unauthorized disclosure is subject to a civil penalty of \$1,000.

**HOUSE FILE 668 — Health Care Facilities and Certificate of Need Program**

BY COMMITTEE ON HUMAN RESOURCES. This Act amends the Certificate of Need Program provisions. The Program requires issuance of a certificate of need by the State Health Facilities Council in order for certain health facilities and services to be implemented. The Act includes "mobile health service" in the definition of an "institutional health service," thereby subjecting these services to review under the Certificate of Need Program. The Act also provides that in addition to any capital expenditures in excess of \$800,000 within a 12-month period, a lease or donation by or on behalf of an institutional health facility, in this amount, is reviewable under the Program. Acquisitions by or on behalf of a health care provider, group of health care providers, an institutional health facility, or health maintenance organization, of replacement equipment or other equipment, in specified amounts, are to be reviewed, as are certain air transportation systems, mobile health services, cardiac catheterization services, open heart surgical services, and organ transplantation services. Bed reductions and deletions of services, however, are not subject to review under the Program.

The Act amends the criteria considered in a certificate of need decision to include the contribution of a proposed institutional health service in meeting the needs of the medically underserved and requires input from the staff personnel involved with certificate of need if requested by the State Health Facilities Council. The Act requires a public hearing to be conducted by the Council prior to the completion of the certificate of need evaluation, and provides for sanctions including class I, class II, and class III violations as defined in the Act.

**HOUSE FILE 672 — Health Professional Examining Boards — VETOED BY THE GOVERNOR**

BY COMMITTEE ON STATE GOVERNMENT. This bill related to the examining boards of certain health practice professions. The bill would have made nonsubstantive changes relating to the examining boards. The bill also would have expanded the membership of the Board of Medical Examiners and the Board of Podiatry Examiners, and would have removed the authority of the Iowa Department of Public Health to regulate members of the medical profession.

## HUMAN SERVICES

- SENATE FILE 10 — Elder Family Homes
- SENATE FILE 115 — Obstetrical and Newborn Indigent Patients Care Program
- SENATE FILE 291 — Support Payment Collection and Disbursement Responsibilities
- SENATE FILE 343 — Medical Assistance Program
- SENATE FILE 345 — State Programs for Persons with Mental Retardation, Developmental Disabilities, or Mental Illness
- SENATE FILE 411 — Nonprofit Corporations and Agencies — Information
- SENATE FILE 455 — Dependent Adult Abuse
- SENATE FILE 470 — Public Assistance
- SENATE FILE 471 — State Policies and Procedures Affecting Children
- SENATE FILE 479 — Children, Youth, and Families Division — Departmental Transfer
- S.J.R. 9 — Nullification of Administrative Rule — Psychiatric Medical Institutions for Children
- HOUSE FILE 296 — Criminal and Child Abuse Records Checks
- HOUSE FILE 392 — Animals Assisting Disabled or Handicapped Persons
- HOUSE FILE 500 — Child Day Care
- HOUSE FILE 558 — Child Support Recovery Procedures
- H.J.R. 10 — Nullification of Administrative Rule — Liver Transplants

## RELATED LEGISLATION

- SENATE FILE 2 — Sexual Exploitation by Counselor or Therapist  
*SEE HEALTH AND SAFETY.* This Act imposes criminal penalties on counselors or therapists who provide mental health services if the counselors or therapists sexually exploit patients or clients, nondependent former patients or clients within one year of the termination of the provision of the mental health services, or emotionally dependent former patients or clients.
- SENATE FILE 211 — Consumer Frauds Against Older Persons  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act provides that if a person violates section 714.16, relating to consumer fraud, and the violation is committed against a person who is 65 years of age or older, in addition to any other civil penalty, the court may impose a civil penalty of up to \$5,000 for each violation.
- SENATE FILE 314 — Reimbursement for Special Education Services  
*SEE EDUCATION.* This Act provides that the area education agencies are permitted to retain up to 25 percent of the total amount reimbursed to the agencies by the federal government for purposes of paying the administrative costs associated with the implementation of the Medical Assistance (Medicaid) reimbursement provisions for provision of eligible special education services.
- SENATE FILE 318 — Telecommunications Services for the Deaf and the Blind  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act relates to certain telecommunications services provided to persons who are deaf or blind.

- SENATE FILE 342** — Prevention of Disabilities  
*SEE HEALTH AND SAFETY.* This Act establishes a Prevention of Disabilities Policy Council and a Technical Assistance Committee to the Council.
- SENATE FILE 403** — Income Tax Checkoff for Olympics  
*SEE TAXATION.* This Act requires the Department of Revenue and Finance to pay one-half of the moneys in the Olympic Checkoff Fund to the United States Olympic Committee.
- SENATE FILE 412** — Inspections and Appeals Department — Health Care and Other Provisions  
*SEE HEALTH AND SAFETY.* This Act relates to the powers and duties of the Department of Inspections and Appeals and includes provisions relating to Medical Assistance (Medicaid) Program reimbursement fraud and neglect of a health care facility resident.
- SENATE FILE 453** — Civil Commitment Proceedings  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act expands the jurisdiction of district court judges to include the authority to preside over involuntary hospitalization, detention, or treatment proceedings under the substance abuse and mental health procedures provisions of the Code.
- SENATE FILE 495** — Mentally Disabled Persons — Marriage and Annulment  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act strikes a provision in the Code that provided that mentally ill or retarded persons could not obtain marriage licenses, and includes related provisions.
- SENATE FILE 542** — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act makes appropriations from the various petroleum overcharge funds to various state agencies and requires newly constructed housing projects rented to low-income or elderly families through the Department of Housing and Urban Development's Rental Assistance Program to meet certain minimum insulation requirements.
- SENATE FILE 547** — Urban Renewal and Urban Revitalization  
*SEE LOCAL GOVERNMENT.* This Act allows cities to provide for residential development and housing for low and moderate income families within economic development areas under the provisions of Chapter 408, relating to urban renewal.
- HOUSE FILE 4** — County Appropriations to Assist Indigent Veterans  
*SEE LOCAL GOVERNMENT.* This Act provides that the board of supervisors of a county may appropriate moneys for the food, clothing, shelter, utilities, medical benefits, and funeral expenses of honorably discharged, indigent veterans of wars and their indigent spouses, surviving spouses, and minor children not over 18 years of age having legal residence in the county.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with human services.
- HOUSE FILE 232** — Sale and Furnishing of Cigarettes and Tobacco Products  
*SEE HEALTH AND SAFETY.* This Act relates to the sale and furnishing of cigarettes and tobacco products to children and provides penalties.

- HOUSE FILE 297** — Minors' Driver's Licenses  
*SEE TRANSPORTATION.* This Act provides that a minor may be issued a restricted license to transport dependents to and from temporary care facilities, if it is necessary for the minor to maintain employment.
- HOUSE FILE 324** — Civil Rights Law Revisions  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act amends civil rights law describing unfair or discriminatory practices involving retaliation.
- HOUSE FILE 380** — Birth Certificates and Adoption Records  
*SEE HEALTH AND SAFETY.* This Act includes provisions allowing access to certain adoption records.
- HOUSE FILE 430** — Crime Victims  
*SEE CRIMINAL JUSTICE.* This Act pertains to the crime victim assistance programs and other areas relating to victims' rights including provisions relating to information provided to and from the Department of Human Services.
- HOUSE FILE 455** — School Instruction and Attendance — Truancy  
*SEE EDUCATION.* This Act makes changes in laws relating to Iowa's compulsory school attendance procedures.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division I of this Act includes appropriations to the Department of Human Services and affects a wide variety of programs and policy matters under the Department's authority; Division II appropriates funds to various state education agencies and includes provisions relating to the Indigent Patient Program; and Division IV extends the deadline for the completion of the transfer of child support collections from the Department of Human Services to the Judicial Department by two years.
- HOUSE FILE 656** — Discriminatory Practices in Housing and Real Estate  
*SEE STATE GOVERNMENT.* This Act provides additional procedures, civil remedies, and a criminal penalty for unfair or discriminatory housing or real estate practices.
- HOUSE FILE 698** — Schools — Bus Drivers — Child Abuse Investigation Procedures  
*SEE EDUCATION.* This Act includes a provision requiring the State Board of Education to adopt rules concerning notification of a parent, guardian, or legal custodian when a child is being questioned relating to a child abuse allegation.
- HOUSE FILE 703** — Hunting and Fishing — Licenses and Fees  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act relates to annual fees for hunting, fishing, and trapping and provides for a special license for certain low-income persons who also meet other criteria.

## HUMAN SERVICES

### **SENATE FILE 10 — Elder Family Homes**

BY TINSMAN. This Act provides for the establishment of an Elder Family Homes Registration Program by which a responsible party may provide housing for two but not more than five persons who are capable of self care, the majority of whom are elders (60 years of age or older). A "responsible party" is defined as a person providing room and board in an elder family home who resides in the home. If a responsible party registers the elder family home with the Department of Elder Affairs and meets the requisite conditions, the home is exempt from zoning restrictions which would otherwise prohibit the dwelling in residential areas of a city or county.

### **SENATE FILE 115 — Obstetrical and Newborn Indigent Patients Care Program**

BY COMMITTEE ON HUMAN RESOURCES. This Act increases the percentage of the poverty income guidelines published by the United States Department of Health and Human Services from 150 percent to 185 percent for the determination of eligibility for payment of indigent obstetrical and newborn services costs. The Act also provides for the reversion of the unencumbered balance in the Obstetrical and Newborn Indigent Patients Care Program to the State General Fund.

### **SENATE FILE 291 — Support Payment Collection and Disbursement Responsibilities**

BY FUHRMAN AND VARN. This Act changes an uncodified provision in the 1990 Iowa Acts which instructs the Department of Human Services and the Judicial Department to agree on a schedule to complete the transfer of support payment collection and disbursement responsibilities from the Collection Services Center to the clerks of the district court. The schedule was to provide for completion of the transfer of responsibilities by June 30, 1991. The Act changes this date to June 30, 1993.

### **SENATE FILE 343 — Medical Assistance Program**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to various provisions involving the state/federal Medical Assistance (Medicaid) Program, including technical corrections, requiring group health plan cost sharing, and codifying temporary law relating to enhanced mental health, mental retardation, and developmental disabilities funded under Medical Assistance.

The term "group health plan cost sharing" is defined and included as a Medicaid requirement in accordance with federal law. The Act requires Medicaid to be provided by the state paying all or part of the cost of private health insurance coverage in accordance with the federal requirements.

An exception is established relating to requirements for reimbursement of service providers. The Director of Human Services may establish contractual arrangements with selected out-of-state acute care hospital facilities. The arrangements must meet federal requirements, but are not subject to state requirements for reimbursements.

The Act codifies three provisions which, beginning with the 1988-1989 Fiscal Year, have regularly been included as a part of the appropriations to the Department of Human Services. The newly codified provisions involve enhanced services funded under Medicaid and provided to persons with mental retardation, a developmental disability, or chronic mental illness.

In the first provision, an Enhanced Services Oversight Committee is established to assure that an enhanced services plan is implemented within available funds provided by the state and counties. The membership and duties of the Committee are specified and include reviewing funding and service options, issuing advisory decisions concerning a county's requirements to maintain its funding effort for services to these populations, and making various recommendations to the Director of Human Services, the Governor, and the General Assembly.

The second provision codifies the establishment of the Candidate Services Fund which was also originally created in 1988. This fund consists of state-appropriated moneys and moneys received from counties to pay the non-federal share of the cost of specified enhanced services or "candidate services," which currently include case

management, day treatment, and partial hospitalization. The nonfederal share of the cost is required to be equally divided between the state and the liable county. This provision also contains what has been popularly termed a "hold harmless" clause for counties which requires the state to reimburse a county if the county's expenditures for candidate services exceed the county's base year expenditures for these services.

In the third provision, the state indemnifies a county for state-provided case management services and federally disallowed costs. In addition, the provision holds the state financially liable if the federal government disallows any costs included within the unit rate for case management.

An exception is established relating to the three-month time limit authorized for the Director of the Department of Revenue and Finance to pay claims against the state. Claims relating to Medicaid are made subject to rules establishing time limits adopted by the Department of Human Services.

The Act includes legislative intent that the Act does not contain a fair and equitable funding formula to implement the Bill of Rights of Persons with Mental Retardation, Developmental Disabilities, or Chronic Mental Illness.

**SENATE FILE 345 — State Programs for Persons with Mental Retardation, Developmental Disabilities, or Mental Illness**

**BY COMMITTEE ON HUMAN RESOURCES.** This Act relates to state programs, including the Family Support Subsidy (FSS) Program, and institutions serving persons with mental retardation, developmental disabilities, or mental illness.

A time frame requirement is deleted in which the Department of Human Services must annually approve community, supervised apartment living arrangements which meet the Department's minimum standards.

Several provisions relate to the FSS Program which provides financial assistance to families with children who have a developmental disability or other special need. The subsidy payment amount is based upon the maximum monthly payment amount for the federal Supplemental Security Income (SSI) Program. The Act requires that the SSI payment amount, in effect on July 1, will be used in establishing the FSS payment amount for the entire fiscal year. In addition, various requirements relating to the annual evaluation of the Program are revised.

The Department is directed to establish a figure for the number of family members for whom a subsidy will be provided during a fiscal year. A method for establishing this figure is provided. By July 15 of each fiscal year, the Department must approve the provision of family support subsidies in a number equal to this figure. The number of family members being provided a subsidy cannot be less than this figure during any 30-day period. Funds appropriated for FSS payments which remain unexpended on June 30 of any fiscal year do not revert to the State General Fund but will remain available to provide family support subsidies in the succeeding fiscal year.

Prior law requiring the Administrator of the Division of Mental Health, Mental Retardation, and Developmental Disabilities of the Department of Human Services or an inspector appointed by the Administrator to make monthly examinations of the state mental health institutes is stricken and rewritten. The Administrator is directed to require the institutes' superintendents to make monthly reports and the Administrator, or a designee, is to periodically visit the institutes to validate the information reported.

**SENATE FILE 411 — Nonprofit Corporations and Agencies — Information**

**BY BUHR.** This Act requires a nonprofit corporation or agency which receives federal or state funding to provide to any person, upon request, a list of the names of the members of the corporation's or agency's board of directors, each officer's salary, and each director's fee.

**SENATE FILE 455 — Dependent Adult Abuse**

**BY COMMITTEE ON HUMAN RESOURCES.** This Act restructures Code provisions regarding dependent adult abuse. Language is added to the chapter regarding the dependent adult abuse registry that was formerly only incorporated by reference. The Act also provides for authorization to dependent adult abuse evaluators to review

financial records of dependent adults who are the suspected victims of financial exploitation by a caretaker. Members of the staff and employees of community supervised apartment living arrangements, sheltered workshops, and work activity centers are included in the category of mandatory reporters.

**SENATE FILE 470 — Public Assistance**

**BY COMMITTEE ON HUMAN RESOURCES.** This Act relates to federal-state public assistance programs. The provisions affect persons who are or have been recipients of the Aid to Families with Dependent Children (AFDC) Program under Chapter 239.

In 1988 the federal government enacted the Family Support Act which revised work and training programs directed to recipients of AFDC. These programs are referred to in the Act as "Job Opportunities and Basic Skills Training Program" (JOBS) consistent with the federal Act. Iowa law denying eligibility for AFDC to certain persons who do not participate in the JOBS Program is stricken. The Act also deletes citations to obsolete federal law and contains a number of new citations to the federal Family Support Act.

Various provisions are revised in Chapter 249C, relating to work and training programs for public assistance recipients. This chapter constitutes part of the statutory basis for the JOBS Program in Iowa. The Director of Human Services may adopt rules relating to the definition of "eligible person" for the JOBS Program that must be consistent with the requirements of the federal Act. Iowa law providing for optional participation in the JOBS Program is amended to require participation if it is mandated by the federal Act. The required participation of State Supplementary Assistance (SSA) recipients in work and training programs is deleted.

Iowa law providing eligibility criteria for former AFDC recipients to receive transitional child care assistance is made more specific in accordance with the federal Act.

Authority is provided for the Director of Human Services to delegate powers and duties to implement the JOBS Program to the Department of Employment Services or the Division of Job Training of the Department of Economic Development.

**SENATE FILE 471 — State Policies and Procedures Affecting Children**

**BY COMMITTEE ON HUMAN RESOURCES.** This Act relates to various state policies and procedures affecting children, including foster care, child care, children waived to adult court, and adoption registry.

The definition of "case permanency plan," concerning an out-of-home placement of a child, under the juvenile justice chapter, is expanded to include additional criteria. A plan is required to consider a placement's proximity to the school in which the child is enrolled at the time of placement. In addition, a plan must include a summary of the child's health and education records and, if the child is at least 16 years of age, a written plan of services which will assist the child in preparing for the transition from foster care to independent living. A similar change is made in the case permanency plan definition contained in law providing for foster care review. The Department of Human Services and foster care placing agencies are now required to consider the school proximity requirement in efforts to place adjudicated delinquents and children found to be in need of assistance in foster group care.

Dispositional orders for out-of-home placement of children 16 years of age or older under delinquency and child in need of assistance proceedings are also affected. The court must specify the services needed to assist the child in preparing for transition to independent living. A requirement that the Department of Human Services or the agency which places a child in foster care make efforts to return the child to the child's home is modified so that the efforts are "reasonable."

Adoption exchange requirements are revised. The Department is directed to register a child with a national exchange if the child is not placed after three months on the Iowa exchange. The provision to defer on the requirement to place a child on the adoption exchange can be extended when a termination of parental rights order is appealed. The extension is available if the child's foster parents or another person with a significant relationship with the child is still being considered as the prospective adoptive family. Deferment is permitted until 90 days after the final decision regarding the appeal.

Several provisions relate to jailing of a child who has been waived to adult court. A child must be at least 14 years of age and meet other criteria involving the seriousness of the offense in order to be waived. If the juvenile court waives jurisdiction over a child who is alleged to have committed a forcible felony and there is a serious risk the child may inflict serious bodily harm on another person, the child may be held in the county jail. Every effort must be made to hold the child in sight and sound separation from adults. A child who is waived and held in the county jail is entitled to all rights of adult postarrest or pretrial detainees.

Administrative and procedural requirements are established for children who have been waived to adult court, including transfer of records between the courts and maintenance of records on these children by the Department of Human Services. If a child is waived, is 16 years of age or older, and is convicted for committing a forcible felony, subsequent proceedings against the child for committing a forcible felony automatically begin in adult court. This provision includes transfer requirements for use in the event proceedings are mistakenly begun in juvenile court.

A temporary exception to child day care registration and licensing requirements is established until December 31, 1991. Child day care providers are authorized to provide care to one more child than authorized under law or rule specifying the number of children, including staffing ratio requirements. The exception only applies to a child who meets both the following circumstances: the child has a parent serving in the United States Armed Services who is outside the state due to the Persian Gulf Conflict and there is no charge for the child's care. Both of the child care provisions in the Act take effect June 4, 1991.

Child day care licensing and registration application requirements are revised. If the applicant has continually or repeatedly failed to comply with state requirements, licensing or registration of the applicant is prohibited for a six-month period from the date of denial or revocation. In addition, the Department cannot consider an application from the person during the period. This provision takes effect June 4, 1991.

**SENATE FILE 479 — Children, Youth, and Families Division — Departmental Transfer**  
BY COMMITTEE ON HUMAN RESOURCES. This Act abolishes the Division of Children, Youth, and Families in the Department of Human Rights and reassigns its duties to the Division of Child and Family Services within the Department of Human Services.

**SENATE JOINT RESOLUTION 9 — Nullification of Administrative Rule — Psychiatric Medical Institutions for Children**

BY COMMITTEE ON HUMAN RESOURCES. This Resolution nullifies Department of Human Services administrative rules relating to psychiatric medical institutions for children. The rules would have limited the reimbursement rate for "reserve bed" payment at 75 percent of an institution's allowable audited costs, not to exceed the institution's maximum reimbursement rate. "Reserve bed" means a bed held for a resident when the resident is temporarily absent from the facility.

**HOUSE FILE 296 — Criminal and Child Abuse Records Checks**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to records checks concerning facilities providing care to children and other persons.

Law relating to child abuse records checks performed by the Department of Human Services of licensees and employees with direct access to children and persons residing in these facilities is expanded to permit consideration of a record of founded child abuse in any state. The expansion applies to licensed or registered substance abuse programs, psychiatric medical institutions for children, child foster care facilities, and child day care providers. Prior law relating to evaluations performed by the department and licensees or registrants for employees of the licensees or registrants is amended to permit a person with a record of crime or founded child abuse to be licensed, registered, employed, or to reside in a program if the person meets any conditional requirements developed by the Department, and the licensee, if appropriate.

Similar requirements are established to perform these checks and evaluations for employees of state institutions controlled by the Department of Human Services. The institutions include the state mental health institutes, the state hospital-schools, the state juvenile institutions, and the Iowa Veterans Home. These requirements are also established for county juvenile and detention homes which are approved by the Department.

Access to child abuse information, except for unfounded information, is provided to an administrator of a community mental health center if the information concerns employment of an individual by the center.

The Act applies to persons who are initially licensed, employed, or reside in a program or commit an action on or after July 1, 1991, requiring records checks or performance of an evaluation as specified by the Act.

**HOUSE FILE 392 — Animals Assisting Disabled or Handicapped Persons**

BY BURKE AND JESSE. This Act relates to simian or other animals specially trained or being trained to assist a disabled or handicapped person. The Act includes these animals in current law relating to service dogs fulfilling a similar function in assisting disabled or handicapped persons.

The Act establishes a right for a disabled or handicapped person or person training an assistive animal to be accompanied by the assistive animal in public facilities, public places, and other places of public accommodation open to the general public. A person who knowingly denies or interferes with this right commits a simple misdemeanor.

The Act takes effect April 29, 1991.

**HOUSE FILE 500 — Child Day Care**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to requirements for child day care family homes and facilities operated in a building in which child day care is an adjunct to the primary purpose of the building and provides exceptions to the definition of child day care.

The Act includes programs that provide recreational classes and are operated for less than two hours a day by volunteers for no charge, or by the state, or by a political subdivision in the exceptions to the definition of "child day care."

In determining the number of children cared for in a family day care home, the Act provides that a provider's child who is receiving care from another provider full-time is not included.

If a school district or accredited nonpublic school building complies with standards adopted by the State Fire Marshal for school buildings, the building is considered to be appropriate for use by a facility licensed or registered to care for school age children. The administrator of the division of the Department of Human Services regulating child day care is prohibited from adopting rules which require the facility to comply with building requirements differing from requirements for use of the building as a school.

Standards and requirements set by a city or county for a school building used as a child day care facility as an adjunct to the primary purpose of the building are to take into consideration that children are received for temporary care only and cannot differ from standards and requirements set for the primary purpose of the building.

The Act takes effect May 9, 1991.

**HOUSE FILE 558 — Child Support Recovery Procedures**

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to child support by affecting informational requirements of the Child Support Recovery Unit and the receipt and disbursement of child support payments. The Act requires state, county, and local agencies, officers, and employees to cooperate with the Child Support Recovery Unit of the Department of Human Services in locating an absent parent on behalf of persons who have applied for enforcement services, and to supply the Department with certain information regarding the custodial parent. The Act also requires parents to provide information requested by the Department, and allows the Department to share the information with both parents.

The Act also removes a provision requiring the Child Support Recovery Unit's Collection Services Center to manage receipt and disbursement of support payments if the unit provided, but no longer provides, enforcement services relating to the payment on or after July 1, 1988. The Act enables support payments to be made to the clerk of the district court when enforcement services have terminated.

The Act also provides a method by which a recorded satisfaction of a child support payment which was entered without confirmation by a court can be challenged by a party and corrected by a court.

The Act requires the Department to notify the obligor and obligee of a transfer of responsibility regarding receipt and disbursement of child support payments upon termination of the Child Support Recovery Unit's services from the Collection Services Center to a clerk of the district court. The sections also provide that issuance of notice to the obligor is equivalent to a court order directing payment to the clerk of the district court or the Collection Services Center.

The Act allows child support payments to either be transmitted to the Collection Services Center or to the clerk of the district court, whichever is required to process the payment.

The Act also allows the record and evidence of a dissolution proceeding to be open to the Child Support Recovery Unit. The Child Support Enforcement Program Advisory Committee is instructed to assist the Department in examining the impact and advisability of developing procedures providing for the suspension, revocation, or denial of a license to persons practicing certain professions when the persons are delinquent in payment of child support, and by procedures to ensure the timely payment of child support.

**HOUSE JOINT RESOLUTION 10 — Nullification of Administrative Rule — Liver Transplants**  
BY COMMITTEE ON APPROPRIATIONS. This Joint Resolution nullifies a proposed administrative rule of the Department of Human Services which would have limited payment for liver transplants under the Medical Assistance (Medicaid) Program. The limitation in the rule would have provided payment only for liver transplants for persons under 18 years of age under certain specified medical circumstances. The effective date of the rule had been delayed until the adjournment of the Seventy-fourth General Assembly, 1991 Session, by action of the Administrative Rules Review Committee. A related provision in H.F. 479 that was vetoed by the Governor would have required the Department to adopt rules establishing criteria for these transplants.

The Joint Resolution takes effect May 12, 1991.

## LABOR AND EMPLOYMENT

- SENATE FILE 441 — Workers' Compensation Self-insurance and Other Provisions
- SENATE FILE 457 — Public Collective Bargaining — VETOED BY THE GOVERNOR
- SENATE FILE 501 — Collective Bargaining
- SENATE FILE 502 — Workers' Compensation Second Injury Fund
- SENATE FILE 503 — Labor Laws and Contractor Registration
- HOUSE FILE 306 — Unemployment Benefits — Effect of Claims Determinations
- HOUSE FILE 459 — Employment Security Law Revisions
- HOUSE FILE 517 — Workers' Compensation Amendments — VETOED BY THE GOVERNOR
- HOUSE FILE 589 — Shared Work Unemployment Compensation Program

## RELATED LEGISLATION

- SENATE FILE 488 — Clerk of City Civil Service Commission  
*SEE LOCAL GOVERNMENT.* This Act provides that cities having a population of over 75,000 shall appoint a clerk for the civil service commission and includes related provisions.
- SENATE FILE 548 — Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act appropriates funds for the fiscal year beginning July 1, 1991, to implement the collective bargaining agreements negotiated pursuant to Chapter 20 for state employees and faculty who are subject to collective bargaining units and to provide an increase of two percent in the annual salary of state officers and employees not subject to collective bargaining.
- SENATE FILE 550 — Motor Carriers — Workers' Compensation Insurance Provisions  
*SEE TRANSPORTATION.* This Act relates to the status of owner-operators as independent contractors when working under contract with a motor carrier for purposes of workers' compensation liability insurance coverage.
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000 and affects programs, provisions, and funding associated with labor and employment.
- HOUSE FILE 297 — Minors' Driver's Licenses  
*SEE TRANSPORTATION.* This Act provides that a minor may be issued a restricted license to transport dependents to and from temporary care facilities, if it is necessary for the minor to maintain employment.
- HOUSE FILE 516 — Teacher Exchange Program  
*SEE EDUCATION.* This Act establishes, subject to appropriation of funds by the General Assembly, a Teacher Exchange Program for school districts in Iowa.
- HOUSE FILE 593 — Personnel of School Districts and Merged Areas Under Sharing or Other Agreements  
*SEE EDUCATION.* This Act includes provisions relating to collective bargaining units associated with school districts, area education agencies, and community colleges.

## LABOR AND EMPLOYMENT

### **SENATE FILE 441 — Workers' Compensation Self-insurance and Other Provisions**

**BY COMMITTEE ON BUSINESS AND LABOR RELATIONS.** This Act relates to workers' compensation self-insurance, imposes civil and criminal penalties, and provides an appropriation. The Act instructs the Insurance Commissioner to adopt, by rule, certain general changes in existing rules. Included in the changes to be adopted by rule are: require annual, quarterly, and material changes in financial filings; federal Securities and Exchange Commission forms may be accepted in lieu of state forms for publicly held companies; filings are to be certified by a certified public accountant and loss reserves and claims history must be certified by an independent actuary; a minimum score of one point, on the point system established in 191 Iowa Administrative Code 57.3(IAC), as a condition of self-insurance, but to award one point to a self-insurer with an accredited safety program, so that ineligibility is a matter of choice; increase the minimum bond (\$300,000), to reflect past inflation, and index the minimum bond to an appropriate inflation index to adjust for future inflation; expansion of financial security mechanisms may be accepted if they satisfy the Commissioner; and terms of acceptable bond or other forms of financial security will include the Insurance Division's administrative costs, up to a maximum of 10 percent of the bond.

The Act extends the State Tort Claims Act immunity from liability enjoyed by the state and its employees to the activities of the Insurance Commissioner and Division staff in the oversight and administration of workers' compensation self-insurance. This Act bars suits for negligence in monitoring, or distributing, the security given by an employer or group of employers who are seeking or have received a current certificate of relief from the requirement of carrying workers' compensation insurance under sections 87.4 and 87.11.

The Act imposes a fee of \$50 per required filing to pay for the cost of reviewing and processing self-insurer's financial statements.

The Act allows workers' compensation claims against an insolvent workers' compensation self-insured employer to be commuted to their present value. This section would apply to bankruptcies on or after January 1, 1990. Payment of the present value would then be made from assets of the employer and security posted with the Insurance Commissioner. Reduction of present and probable future claims to their present value allows payment of a lump sum to permit permanent closure of the insolvency estate. The Act also protects proprietary information contained in financial statements from disclosure as a public record.

The Act provides the Insurance Commissioner with similar examination resources and authority for workers' compensation self-insurance as provided for the financial oversight of traditional insurers. The costs of financial oversight such as examinations are made fully assessable to workers' compensation self-insurers.

The Act imposes criminal and civil penalties for filing false financial statements with the Insurance Commissioner parallel to those applied under securities law to public companies.

The Act provides an appropriation which is fully assessable as an examination expense to self-insured employers for an examiner dedicated to and specialized in self-insurance.

The Act also permits the Board of Hospital Trustees of a county hospital to certify levies for a tax in excess of any tax levy limit to meet its obligations to pay insurance premium costs, the costs of a self-insurance program, the costs of a local government risk pool, and amounts payable under any insurance agreement, to provide such insurance, a self-insurance program, or local government risk pool.

### **SENATE FILE 457 — Public Collective Bargaining — VETOED BY THE GOVERNOR**

**BY COMMITTEE ON BUSINESS AND LABOR RELATIONS.** This bill related to collective bargaining procedures for public employees. The bill would have added discipline and discharge to the list of mandatory subjects of collective bargaining agreements. The bill also would have provided that a teacher whose collective bargaining agreement includes procedures for discipline and discharge could not use provisions in Chapter 279 for appeal of a discharge. The bill would have required the Board of Educational Examiners to develop summative evaluation criteria which would have been used by local school districts to evaluate teachers. The bill also

would have provided that the procedures in a collective bargaining agreement covering removal, demotion, or suspension apply to a person under city civil service procedures who is covered by the collective bargaining agreement rather than the procedures specified in Chapter 400.

**SENATE FILE 501 — Collective Bargaining**

**BY COMMITTEE ON BUSINESS AND LABOR RELATIONS.** This Act relates to collective bargaining by delineating certain duties and powers of the Public Employment Relations Board and modifying certain collective bargaining procedures for teachers.

The Act provides that the Board shall establish minimum qualifications for arbitrators and mediators, establish procedures for appointing, maintaining, and removing from a list persons representative of the public available to serve as arbitrators and mediators, and establish compensation rates for arbitrators and mediators. The Act requires the Board to file its findings of fact and conclusions of law within 60 days of the close of any hearing, receipt of the transcript, or submission of any briefs concerning an alleged prohibited practice violation.

The Act requires completion of negotiations of a proposed collective bargaining agreement by April 15 of the year it is to be effective if the public employees in a certified employee organization are teachers and the public employer is a school district, community college, or area education agency. The Act also requires that impasse procedures or mediation procedures begin not later than 90 days prior to the certified budget submission date of the public employer if the public employees and employer are as described above. The Act also eliminates factfinding as a step in the impasse procedures for teachers and their public employers. The Act requires that a teacher be notified not later than April 15 if the teacher's continuing contract will be recommended to be terminated effective at the end of the current school year.

**SENATE FILE 502 — Workers' Compensation Second Injury Fund**

**BY COMMITTEE ON BUSINESS AND LABOR RELATIONS.** This Act creates a Second Injury Fund Task Force, administered by the Treasurer of State, to examine issues related to the Workers' Compensation Second Injury Fund. In addition, the Treasurer of State, in consultation with the Legislative Fiscal Bureau, shall examine the financial condition of the Fund, and prepare a report to the Task Force. The Task Force is required to submit a report to certain committees of the General Assembly.

The Act authorizes the Treasurer of State to assess a surcharge on workers' compensation weekly benefits during the 1991 and 1992 Fiscal Years. The surcharge is based upon a pro rata share of weekly benefits paid during the immediately preceding fiscal year. The surcharge is collectable by an insurer. For the 1991 Fiscal Year, the total amount collected from the surcharge cannot exceed \$400,000, and for the 1992 Fiscal Year, the total amount collected from the surcharge cannot exceed \$870,000. The surcharges collected shall be placed in the Second Injury Fund. However, the Act limits the payment of administrative costs from the Fund to payment for these costs during the 1992 Fiscal Year, and caps the payment of administrative costs at \$170,000. The Act contains penalties for failure to promptly pay the surcharge. The portions of the Act which apply to payment of the surcharge during the 1991 Fiscal Year apply retroactively to July 1, 1990.

**SENATE FILE 503 — Labor Laws and Contractor Registration**

**BY COMMITTEE ON BUSINESS AND LABOR RELATIONS.** This Act relates to Iowa's labor laws administered by the Labor Commissioner by changing provisions concerning occupational safety and health (OSHA) penalties, boiler inspections, child labor laws, and out-of-state contractor bonding requirements.

The Act increases the maximum OSHA penalties for serious and willful violations and imposes a minimum penalty for willful violations. The Act limits the liability of the Labor Commissioner when special boiler inspectors fail to inform the Commissioner of violations. The Act authorizes the Labor Commissioner to commence a civil action in any court of competent jurisdiction to enforce statutes under the Commissioner's jurisdiction, and provides that the Commissioner can receive assistance from the Office of the Attorney General if requested.

The Act exempts the state, its boards, commissions, agencies, departments, and political subdivisions, including school districts and other special purpose districts, from the requirements regulating contractors. The Act also allows out-of-state contractors to purchase a blanket bond for all projects in Iowa.

The Act reorganizes child labor law provisions concerning persons over 10 and under 16 years of age. The Act also eliminates the distinction regarding employment of those persons in street occupations of peddling, boot-blackening, the distribution or sale of newspapers, magazines, periodicals or circulars, or other occupations in a street or public place between cities with a population of less than 10,000 and cities with a population of more than 10,000. The Act also eliminates the requirement that work permits be printed on different color paper each year.

**HOUSE FILE 306 — Unemployment Benefits — Effect of Claims Determinations**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act provides that determinations regarding claims for unemployment benefits made by the Department of Employment Services' Division of Job Service, an administrative law judge, or the Employment Appeal Board are binding only upon proceedings brought under Chapter 96, relating to unemployment benefits. The Act provides that the determinations are not binding upon any other state agency or division, arbitrator, court, or judge. This allows separate actions to be brought by the same or related parties who are involved in the circumstances that were the subject of the determination regarding benefits made by the Division of Job Service.

**HOUSE FILE 459 — Employment Security Law Revisions**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act relates to the administration of the employment security law by the Division of Job Service of the Department of Employment Services. The Act waives the requirement that an individual must be earnestly and actively seeking work in order to collect unemployment benefits if the individual is considered partially unemployed while employed at the individual's regular job. The Act changes the definition of "suitable employment" regarding collection of unemployment benefits from 80 percent of the individual's weekly benefit amount to 80 percent of the individual's average weekly wage. The Act also eliminates the liability of benefit charges of temporary employers who hire individuals with recall rights who are laid off from their regular employment, voluntarily quit the temporary employer, return to the regular employer, and are laid off again. The Act changes the date when sureties filed by non-profit employers must be reviewed for adequacy of bond or deposit amount from the anniversary date of election to an annual review date. The Act allows employers to be relieved of unemployment insurance benefit charges if the charges are the result of an error by the Division.

The Act implements changes by the federal Department of Labor regarding the expenditure of funds for certain expenses incurred by the state agency in the administration of its unemployment compensation law and public employment offices which are commonly referred to as Reed Act funds. This provision of the Act takes effect October 1, 1991.

The Act eliminates the June 30 transfer requirements of the Special Employment Security Contingency Fund used for penalty and interest levied on unemployment withholding and keeps the remaining balance in the Fund, and also eliminates the \$50,000 limitation on annual expenditures by the Division from the Fund. The Act increases the minimum employer penalty for filing a delinquent or insufficient report of employee wages two or more times under the unemployment insurance law.

**HOUSE FILE 517 — Workers' Compensation Amendments — VETOED BY THE GOVERNOR**

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This bill related to several aspects of workers' compensation law. The bill would have prohibited medical creditor claims from being brought against an employee for the collection of charges relating to medical treatment while a contested case proceeding for determination of liability is pending before the Industrial Commissioner relating to a workers' compensation injury alleged to have given rise to the treatment.

The bill also would have increased the allowance for burial expenses for an employee, when death results from injury at work, from \$1,000 to \$5,000. The bill would have provided for payment of interest on unpaid medical benefits when denial or delay of payment is unreasonable, and for assessment of a penalty for weekly compensation or medical benefits unreasonably delayed or denied. The bill also would have provided that the minimum rate for weekly benefits for permanent partial disability, permanent total disability, and death would have been equal to the weekly benefit amount of a person whose gross weekly earnings are 35 percent of the statewide average weekly wage.

**HOUSE FILE 589 — Shared Work Unemployment Compensation Program**  
**BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS.** This Act creates a voluntary shared work program for employers facing a decline in business activity. The program is administered by the Division of Job Service of the Department of Employment Services.

The Act provides that an employer may elect to reduce the hours and wages of all or a particular group of employees rather than lay off workers when experiencing a temporary decline in business activity. The Act also provides that several conditions must be satisfied in order for an employer to receive approval for the employer's plan from the Division. The employees whose hours and wages are reduced can receive partial unemployment compensation benefits to supplement their lost wages.

The Act takes effect May 22, 1991, and is repealed February 28, 1995.

## LOCAL GOVERNMENT

- SENATE FILE 4 — Annexation and City Development Board
- SENATE FILE 89 — Monthly List of Trade Name Filings — Requirement Deleted
- SENATE FILE 92 — Advisory Commission on Intergovernmental Relations
- SENATE FILE 182 — State Administrative Rules Affecting Political Subdivisions
- SENATE FILE 221 — City and County Ordinances
- SENATE FILE 419 — Drainage or Levee District Elections
- SENATE FILE 422 — Election Procedures — VETOED BY THE GOVERNOR
- SENATE FILE 488 — Clerk of City Civil Service Commission
- SENATE FILE 492 — Civil Service for Deputy Sheriffs — Exemption
- SENATE FILE 547 — Urban Renewal and Urban Revitalization
- HOUSE FILE 4 — County Appropriations to Assist Indigent Veterans
- HOUSE FILE 92 — Terms of Airport Commissioners
- HOUSE FILE 129 — Legalization of Mason City Public Library Tax Levy
- HOUSE FILE 182 — Annexation
- HOUSE FILE 197 — Special Districts — Trustees — Dissolution
- HOUSE FILE 237 — Cemeteries — Perpetual Care
- HOUSE FILE 480 — Levee and Drainage Districts
- HOUSE FILE 499 — Insurance — Demolition Reserves
- HOUSE FILE 510 — Election of Multicounty Sheriff
- HOUSE FILE 565 — City Officers' and Employees' Interest in City Contracts
- HOUSE FILE 612 — Notice of County Budget Hearings
- HOUSE FILE 614 — Reapportionment of County Supervisor Districts
- HOUSE FILE 627 — Transfer of Title by Affidavit
- HOUSE FILE 689 — Joint Water Utilities
- HOUSE FILE 690 — Quad Cities Interstate Metropolitan Authority
- HOUSE FILE 693 — Alternative Forms of Local Government
- HOUSE FILE 694 — Veterans of Persian Gulf Conflict
- HOUSE FILE 704 — Urban Renewal and Urban Revitalization Authority to Counties

## RELATED LEGISLATION

- SENATE FILE 10 — Elder Family Homes  
*SEE HUMAN SERVICES.* This Act relates to elder family homes and exempts these homes from city or county zoning restrictions.

- SENATE FILE 56** — County and District Fairs  
*SEE AGRICULTURE.* This Act prohibits an agricultural society, such as a county fair, from receiving an appropriation in the form of county aid under Chapter 174, until the society submits a financial statement to the county board of supervisors. The statement must show all expenditures of moneys appropriated to the society from the county in the previous year.
- SENATE FILE 97** — Traffic Control Devices and Flashing Lights  
*SEE TRANSPORTATION.* This Act increases the penalty for unlawful possession of an official traffic-control device from a simple misdemeanor to a serious misdemeanor. The Act also eliminates the requirement that flashing white lights, which are used on vehicles for emergency medical response personnel, be used only in conjunction with hazard lights.
- SENATE FILE 112** — Community-based Corrections — Advisory Committees  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act changes requirements concerning membership of community-based correctional program project advisory committees by certain county supervisors.
- SENATE FILE 121** — Reversion Date for Armories Appropriation  
*SEE APPROPRIATIONS.* This Act extends the date of reversion of appropriations for the construction of armories in various communities.
- SENATE FILE 269** — Transient Food Service Establishments  
*SEE HEALTH AND SAFETY.* This Act amends provisions regulating food service establishments, including provisions concerning local boards of health and license fees.
- SENATE FILE 324** — Air Pollution Control  
*SEE ENVIRONMENTAL PROTECTION.* This Act relates to air quality and provides that a city or county which maintains an authorized pollution prevention program may provide civil penalties.
- SENATE FILE 326** — Statewide Fire and Police Retirement System  
*SEE STATE GOVERNMENT.* This Act makes several changes concerning the operation of the Board of Trustees for the Statewide Fire and Police Retirement System, and the cities required to participate in the System.
- SENATE FILE 327** — Public Records — Claims Settlements  
*SEE STATE GOVERNMENT.* This Act provides that the terms of a settlement, payment, or other disposition of a claim for damages against a governmental body or employee, officer, or agent of a governmental body insured by a third-party liability insurer must be filed with the governmental body as a public record.
- SENATE FILE 331** — Mobile Home Parks — Traffic Regulation  
*SEE TRANSPORTATION.* This Act allows an owner of a mobile home park to have the vehicular traffic laws of the jurisdiction in which the mobile home is located enforced on the property.
- SENATE FILE 337** — Secondary Roads — Contract Procedures  
*SEE TRANSPORTATION.* This Act allows counties to contract for road or bridge construction work and materials without advertising and letting the contract publicly, if the engineer's estimate does not exceed a cost of \$50,000.

- SENATE FILE 340** — Public Employees' Retirement System — Disability Retirement  
*SEE STATE GOVERNMENT.* This Act provides that members of the Iowa Public Employees' Retirement System (IPERS) who retire due to disability, who receive Social Security disability benefits, and who have not reached the normal retirement date, shall receive full benefits upon retirement, based upon their years of service, regardless of whether the members have completed 30 or more years of membership service.
- SENATE FILE 441** — Workers' Compensation Self-insurance and Other Provisions  
*SEE LABOR AND EMPLOYMENT.* This Act includes provisions relating to county hospital and local government risk pools and authority to levy taxes for these purposes.
- SENATE FILE 452** — Administration of State Fair and Other Fairs  
*SEE AGRICULTURE.* This Act amends provisions relating to the Iowa State Fair Board and to the administration of agricultural societies, including county fairs.
- SENATE FILE 476** — Campaign Finance  
*SEE STATE GOVERNMENT.* This Act relates to campaign finance and affects various provisions concerning reporting and the use of campaign funds.
- SENATE FILE 503** — Labor Laws and Contractor Registration  
*SEE LABOR AND EMPLOYMENT.* This Act relates to Iowa's labor laws and includes provisions exempting local governments from contractor regulations and revising certain child labor laws affecting cities.
- SENATE FILE 508** — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides for a number of measures relating to energy efficiency and includes provisions affecting local governments.
- SENATE FILE 529** — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations for transportation purposes, assessments against the state for public improvements, and expansion of the office of the State Public Defender.
- SENATE FILE 535** — Permits to Carry Weapons — Fees  
*SEE CRIMINAL JUSTICE AND CORRECTIONS.* This Act increases the fee for issuance of a permit to carry weapons from \$5 to \$10 and increases the fee for replacement or renewal of a permit from \$2 to \$5.
- HOUSE FILE 5** — Public Retirement Systems — Surviving Spouse Benefits  
*SEE STATE GOVERNMENT.* This Act makes a number of changes concerning benefits to surviving spouses under the Chapters 97A, 410, and 411 retirement systems.
- HOUSE FILE 91** — Decorative Fountains  
*SEE HEALTH AND SAFETY.* This Act exempts from regulation as a swimming pool certain decorative fountains which are not primarily used as wading or swimming pools and the drain of which is not connected to any type of suction device for removing or recirculating the water.
- HOUSE FILE 173** — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with local governments.

- HOUSE FILE 199** — Repayment of Loans by Local Development Corporations  
*SEE ECONOMIC DEVELOPMENT.* This Act allows a local development corporation that is unable to repay a loan to negotiate with the Department of Economic Development regarding a schedule for the repayment of the loan, and provides that loan repayments are to be deposited in the Rural Community 2000 Program Revolving Fund.
- HOUSE FILE 285** — Other Businesses Within Health Care Facilities  
*SEE HEALTH AND SAFETY.* This Act provides for the operation of certain businesses or activities in a health care facility or in the same municipal structure as a health care facility if the Department of Inspections and Appeals and the State Fire Marshal approve the operation of the business or activity.
- HOUSE FILE 385** — Official Iowa Map  
*SEE TRANSPORTATION.* This Act requires the State Department of Transportation to publish an official map of the state of Iowa in 1993 and thereafter and includes provisions requiring the inclusion of a city or town and its access roads under specified circumstance.
- HOUSE FILE 392** — Animals Assisting Disabled or Handicapped Persons  
*SEE HUMAN SERVICES.* This Act relates to animals specially trained to assist a disabled or handicapped person by establishing a right for these animals to accompany a handicapped person or animal trainer in public places.
- HOUSE FILE 420** — Election Laws  
*SEE STATE GOVERNMENT.* This Act makes numerous technical and other changes in the laws governing elections and election procedures and includes a provision concerning E911 surcharges.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division I of this Act includes provisions requiring the Department of Human Services to work with the Iowa State Association of Counties on specific concerns; Division II includes statutory language affecting local school districts and counties; Division III makes a revenue neutral change in the percentage of the real estate transfer tax which is retained by the counties; Division IV includes language affecting county reimbursement for holding Operating While Intoxicated (OWI) offenders pending space availability in community-based correctional facilities; Division V reduces, for the 1992 Fiscal Year, the amount of the standing appropriations for purposes such as personal property tax replacement, the Extraordinary Property Tax and Reimbursement Fund, Special Mental Health Services Fund, the Homestead Tax Credit, payments to school districts for transportation of nonpublic school pupils, instructional support aid to school districts, and franchise tax allocations; and Division VI doubles the fee charged for the issuance of a title for a boat.
- HOUSE FILE 487** — Taxation of Pay Television Service  
*SEE TAXATION.* This Act imposes the state sales and use tax on the provision of pay television services by a municipality and on the municipality's purchase of supplies for purposes of providing pay television services.
- HOUSE FILE 491** — Acquisition of Highway Rights-of-Way — Procedures  
*SEE TRANSPORTATION.* This Act allows the State Department of Transportation to notify a city or county of the need to acquire additional right-of-way within an area and includes related requirements for cities, counties, and the Department.

- HOUSE FILE 500** — Child Day Care  
*SEE HUMAN SERVICES.* This Act relates to child day care facilities operated in a school building by prohibiting local governments from establishing building requirements for the child day care facility different from those established for the building's use as a school.
- HOUSE FILE 534** — Court Administration and Related Provisions  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act includes provisions relating to various fees, the Clerk of the District Court, and the County Recorder.
- HOUSE FILE 556** — Electronic Access to Corporate Records and Other Corporation Law Changes  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends provisions of corporation law related to electronic access of corporate records filed with the Secretary of State, provisions requiring that certain records be filed with the Secretary of State, and provisions requiring the Secretary of State to offer to county recorders electronic access to corporate records.
- HOUSE FILE 558** — Child Support Recovery Procedures  
*SEE HUMAN SERVICES.* This Act relates to child support, including requirements for local government officials to cooperate in supplying certain information used in child support enforcement.
- HOUSE FILE 602** — Procedures for Transfer of Vehicle of Decedent  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act provides that if a decedent has a will, and the will is not probated or is admitted to probate without administration, the persons entitled to possession and ownership of the decedent's vehicle may transfer ownership by filing an affidavit with the county treasurer, in the same manner as current procedure when a decedent dies with no will.
- HOUSE FILE 618** — Marketable Title of Real Estate and Lapse of Certain Mineral Interests  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act relates to real estate by providing for procedures to preserve legal interests in certain property interests.
- HOUSE FILE 625** — Junked Vehicles and Certificates of Title  
*SEE TRANSPORTATION.* This Act allows a person who has been issued a junking certificate of title, but who was not reissued a certificate of title for the junked vehicle within the designated 14-day period, to receive a certificate of title if the person files a bond with the State Department of Transportation.
- HOUSE FILE 639** — Community Cultural Grants Program  
*SEE ECONOMIC DEVELOPMENT.* This Act revises provisions concerning the Community Cultural Grants Program.
- HOUSE FILE 691** — County Agricultural Extension Education Tax  
*SEE TAXATION.* This Act annually increases the maximum amount of money an extension district may raise by the county agricultural extension education tax, beginning in the 1992-1993 Fiscal Year.
- HOUSE FILE 697** — Collection of Delinquent Criminal Fines and Court Costs  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act relates to collection and disposition of delinquent criminal fines, surcharges, and court costs.
- HOUSE FILE 700** — Property Tax for Municipal Transit Systems  
*SEE TAXATION.* This Act raises the city transit property tax levy limit from \$.54 per \$1,000 of assessed value to \$.95 per \$1,000 of assessed value.

- HOUSE FILE 707** — Investment of Public Funds  
*SEE BONDING AND DEBT FINANCE.* This Act permits the Treasurer of State and the treasurer or other designated financial officer of each political subdivision to invest, under certain circumstances, bond proceeds and moneys being accumulated for the payment of principal and interest or reserves in tax-exempt bonds and money market funds.
- HOUSE FILE 710** — Sesquicentennial of Iowa Statehood  
*SEE STATE GOVERNMENT.* This Act establishes the Iowa Statehood Sesquicentennial Commission and provides for the establishment of a commission in each county.

## LOCAL GOVERNMENT

### SENATE FILE 4 — Annexation and City Development Board

BY COMMITTEE ON LOCAL GOVERNMENT. This Act revises the voluntary and involuntary annexation procedures. It redefines "urbanized area" to mean a metropolitan statistical area as determined by the United States Census Bureau in the Statistical Abstract of the United States. The Act also adds intent language stating a presumption of validity for voluntary annexation approval.

The Act adds the following notice, publication, and meeting requirements to the annexation procedure:

1. A copy of a voluntary annexation application must be mailed by certified mail at least 10 days prior to filing to the council of each city whose boundary adjoins or is within two miles of the territory to be annexed, to the board of supervisors of each county containing a portion of the territory, and to the regional planning authority of the territory. Notice of the filing of the application must also be published in an official county newspaper in each affected county at least 10 days prior to the filing of the application with the city council.

2. At least 10 days before the filing of a petition for involuntary annexation, a letter of intent must be mailed by certified mail to the council of each city, to the board of supervisors of each county within the urbanized area, to the regional planning authority of the territory, and to each property owner listed in the petition. The letter of intent must also include notice of a public meeting to be held on the petition before the petition is filed.

3. The petitioner is required to hold a public meeting on the proposed annexation plan before the petition may be filed. Notice of the public meeting must be published in an official county newspaper in each affected county at least five days before the date of the public meeting. The minutes of the public meeting and the documents submitted shall be forwarded to the City Development Board by the chairperson of the meeting.

The Act further amends the current annexation procedure as follows:

1. If a voluntary application and an involuntary petition for a common territory are filed within 30 days of each other, the voluntary application shall be approved unless the Board determines that the application was filed in bad faith, or that the application is contrary to the best interests of the citizens within the urbanized area, or that the applicant cannot, within a reasonable time, provide services to the territory to be annexed. A fact-finding committee may be appointed to assist the Board. The Board or the fact-finding committee must hold a public hearing on the application. The Board must make a decision within 90 days of receipt of the application. The applicants may appeal a decision of the Board. If the Board disapproves the application, the Board shall convert the application to an involuntary petition and shall proceed to appoint a special local committee to consider together the involuntary petition and the converted application.

2. A special local committee is created to consider involuntary petitions and/or voluntary applications for boundary adjustment of common territory which are being considered together. Members of a special local committee shall be appointed in the same manner as representatives of a local representatives committee, except that if one or more of the territories to be annexed is located in more than one county, the board of supervisors of the county containing the greatest area of the territory shall appoint one representative. The special local committee has the same powers and duties as the local representative committee.

3. The Act allows the City Development Board to dismiss a petition for involuntary annexation if the territory to be annexed, or a portion of that territory, has been voluntarily annexed.

4. The time period for holding a special election on an approved petition is changed from within 90 days of approval to not less than 30 days nor more than 90 days after approval of the petition.

The membership of the City Development Board is increased to five members. Board membership on the local representative committees is increased from two to three members. The composition of the Board is amended to require that it be composed of the following members:

1. One member appointed from a city with a population of more than 45,000.

2. One member appointed from a city with a population of 45,000 or less.
3. One member appointed from a county with a population of more than 50,000.
4. One member appointed from a county with a population of 50,000 or less.
5. One member appointed to represent the general public.

The transition provisions of the Act allow current City Development Board members to serve out their unexpired terms unless they are otherwise disqualified under the Act. The Governor is required to make additional appointments to the Board within 30 days of June 10, 1991, in order to expand the membership to the required number. New appointees to the Board shall serve staggered terms of office. The transition provisions also provide that a voluntary application or involuntary city development petition which is pending, before the Board or a committee of the Board, on or after April 1, 1991, shall be remanded to the Board for action under Chapter 368 as amended by the Act.

The portion of the Act requiring that petitioners for involuntary annexation serve notice upon certain parties and hold a public meeting before the petition is filed takes effect July 1, 1991, and is applicable to petitions for involuntary annexation filed on or after that date. The remainder of the Act takes effect June 10, 1991.

**SENATE FILE 89 — Monthly List of Trade Name Filings — Requirement Deleted**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act eliminates the requirement that county recorders submit to the Secretary of State a monthly report of trade name statements or certificates of change filed in the county recorders' offices during the preceding month.

**SENATE FILE 92 — Advisory Commission on Intergovernmental Relations**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act creates a new Iowa Advisory Commission on Intergovernmental Relations (ACIR). The new ACIR has the same membership and powers and duties as the Iowa ACIR which was repealed on June 30, 1990, except that the Legislative Council may request investigations and studies, and may provide staffing from its legislative agencies and funding for the Commission.

The Iowa ACIR has a membership of 21 persons. The members are selected as follows: four elected or appointed state officers; four elected or appointed city officers; four elected or appointed county officers; four elected or appointed officers of school corporations; and one representative of a regional council of governments established under Chapter 28H, all appointed by the Governor. In addition, two state senators shall be appointed by the Majority Leader of the Senate and two state representatives appointed by the Speaker of the House of Representatives. Members representing the General Assembly and the counties are to be divided equally between the political parties. Gender balance is also required and consideration to population, demography, and geography of the state shall be given when appointments are made. The Commission is charged with the study of patterns, powers, and functions of local governments, existing and desirable relationships between local governments and the state, necessary and desirable allocation of fiscal resources, special problems among local, regional, state and interstate governments, and necessary and desirable roles of the state as the creator of local governmental systems.

The Act is repealed effective July 1, 1995.

**SENATE FILE 182 — State Administrative Rules Affecting Political Subdivisions**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act prohibits a state agency or department from proposing or adopting an administrative rule which exceeds its statutory authority by mandating expenditures by political subdivisions or their service providers. A proposed state administrative rule which necessitates annual expenditures by political subdivisions or their service providers exceeding \$100,000 must be accompanied by a fiscal note, and the fiscal note must be published along with the notice of intended action in the Iowa Administrative Bulletin.

The Act also requires that the fiscal note be submitted to the Legislative Fiscal Committee of the Legislative Council. The Fiscal Committee is required annually to prepare a report for each fiscal note submitted detailing the fiscal impact of the rule on the affected political subdivision. The Committee is also required to transmit the annual report to the Governor and the General Assembly.

**SENATE FILE 221 — City and County Ordinances**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act requires that only the subpart of a city or county ordinance, or code of ordinances being amended, be identified and the changes indicated on the text rather than setting forth the entire ordinance or code of ordinances being amended. The Act also requires that any chapter or section of a city or county ordinance being repealed must be identified, but not set forth in full.

The Act allows cities and counties to adopt, by reference, certain portions of the Code. The portion adopted by reference must be specifically identified. A city or county which adopts a portion of the Code, by reference, may provide that a violation of the ordinance is a municipal or county infraction, whichever is applicable. The Act also provides that an amendment or change to a portion of the Code, which has been adopted by reference, shall serve as an automatic modification of the applicable city or county ordinance.

**SENATE FILE 419 — Drainage or Levee District Elections**

BY MILLER. This Act authorizes the electors of a drainage or levee district to change the hours that the polling place is open for a trustee election, but the polling place must be open for at least three consecutive hours between the hours of 8:00 a.m. and 5:00 p.m. on the election day.

**SENATE FILE 422 — Election Procedures — VETOED BY THE GOVERNOR**

BY COMMITTEE ON STATE GOVERNMENT. This bill would have allowed certain elections involving counties, cities, school districts, and benefited districts to be conducted by mail ballot. The bill would have limited the elections which could have been conducted by mail ballot to those that would not be nonpartisan, would not involve the election of candidates, and would not be held on the same date as another election in which qualified electors of that political subdivision would be eligible to cast ballots.

The bill would have required that mail ballot elections be conducted pursuant to a plan proposed by the County Commissioner of Elections (county auditor), and approved by the State Commissioner of Elections (Secretary of State). The governing body of the political subdivision conducting the election could have rejected the County Commissioner's proposal for the use of mail ballots in an election.

The bill would have prohibited county commissioners from purging electors from voter registration lists if a mail ballot sent to the elector's address was returned as nonforwardable. The bill would have provided that it would be an aggravated misdemeanor to unlawfully procure the vote of a person during a mail ballot election, and a simple misdemeanor to violate any of the mail ballot provisions.

The bill would have been repealed effective July 1, 1993.

**SENATE FILE 488 — Clerk of City Civil Service Commission**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that cities having a population of over 75,000 shall appoint a clerk for the civil service commission. The commission may appoint an employee of the civil service commission or other city department to act as clerk of the commission rather than limiting the appointment to an employee of the city clerk's office. The Act also changes the reference to the secretary of the civil service commission to be consistent with the reference to the clerk of the civil service commission found within Chapter 400.

The Act takes effect April 24, 1991.

**SENATE FILE 492 — Civil Service for Deputy Sheriffs — Exemption**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that a county which was authorized two second deputy sheriffs exempt from the classified civil service coverage pursuant to the federal decennial census of 1980, shall continue to have two second deputy sheriffs exempt from the classified civil service coverage.

**SENATE FILE 547 — Urban Renewal and Urban Revitalization**

BY COMMITTEE ON WAYS AND MEANS. This Act allows cities to provide for residential development and housing for low and moderate income families within economic development areas under the provisions of Chapter 403, relating to urban renewal.

The Act also allows cities to have different tax exemption schedules for those areas that are both part of an urban renewal area and an urban revitalization area. The Act does not apply to areas that were declared economic development areas prior to July 1, 1991.

**HOUSE FILE 4 — County Appropriations to Assist Indigent Veterans**

BY KREMER AND PONCY. This Act provides that the board of supervisors of a county may appropriate moneys for the food, clothing, shelter, utilities, medical benefits, and funeral expenses of honorably discharged, indigent veterans of wars and their indigent spouses, surviving spouses, and minor children not over 18 years of age having legal residence in the county. Prior law did not specify the type of benefits for which moneys could be appropriated.

**HOUSE FILE 92 — Terms of Airport Commissioners**

BY CHAPMAN. This Act provides that the commencement dates and terms of office of airport commissioners shall be set by ordinance of the local governing body. The local governing body shall provide for staggered terms of office for the appointees of newly created commissions and for commissions existing on April 30, 1991.

**HOUSE FILE 129 — Legalization of Mason City Public Library Tax Levy**

BY GRONINGA AND BARTZ. This Act legalizes the actions of the City Council of Mason City to include in its budget an amount of \$.14 per \$1,000 of assessed valuation to be used for the Mason City Public Library. Although this was the rate listed in the petition placing the levy proposition on the ballot, and the rate that was also listed in newspaper accounts concerning the proposed levy prior to the election, due to an error, the ballot stated that the tax would be levied at a rate of ".14 cents per thousand dollars of assessed valuation." The Act validates the imposition of the tax levy at the level indicated in the petition placing the levy issue on the ballot.

The Act takes effect February 15, 1991.

**HOUSE FILE 182 — Annexation**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that city annexations shall not create islands of land completely surrounded by one or more incorporated cities. The Act provides that the Secretary of State shall not accept and acknowledge a copy of a map and resolution of annexation which would create an island and, likewise, the City Development Board shall not approve an application which creates an island.

Existing islands are to be reported to the City Development Board by the county board of supervisors on or before January 15, 1992. After verification of the existing island, the Board shall give notice to each affected city of the pending annexation and notice to the landowners of the islands of the opportunity to protest the pending annexation. If there is no protest, the island shall be annexed to the city which surrounds it upon certification by the Board. If the island is surrounded by more than one city, a hearing shall be held to determine the division of the island. However, if a majority of the landowners protest the annexation, the Board shall discontinue the annexation proceedings unless the Board finds that the island does not have adequate fire protection, police protection, emergency medical services, and road construction and maintenance services.

**HOUSE FILE 197 — Special Districts — Trustees — Dissolution**

BY BEATTY. This Act provides that the trustees of a benefited water district, benefited street lighting district, benefited law enforcement district, and benefited recreational lake district must be residents of the respective districts which they administer. The Act also provides that if a benefited fire district, benefited street lighting district, benefited law enforcement district, or benefited recreational lake district is annexed, the county board of supervisors may transfer remaining property and financial balances to the city which annexed the territory.

**HOUSE FILE 237 — Cemeteries — Perpetual Care**

BY HOLVECK. This Act modifies provisions relating to perpetual care of cemeteries and cemetery lots. The Act allows lump-sum payments to be made by a county board of supervisors for the perpetual care of a service

person's cemetery lot when care has not otherwise been provided. It also provides for the transfer of a perpetual care fund to a trustee when a city in charge of the fund is discontinued. The Act gives a city council, a board of supervisors, or other elected governmental body authority to receive, expend, and invest funds for a cemetery if there is no association or person in charge of the cemetery.

The Act also modifies current provisions on abandonment of cemetery lots and spaces to include nonpayment of annual care fees for 10 years and nonburial in an empty space for 75 years as situations creating a presumption of abandonment. Payment of past due charges and for future perpetual care may overcome the presumption. The Act further provides that ownership of lots for which care has been provided by will, court order, or contract shall revert to the cemetery after the 75-year period if the recorded owner does not respond to notice of that fact within three years of receiving the notice.

The Act further provides that funds, from the sale of unoccupied lots, are to be allocated between the perpetual care fund and for the operation of the cemetery. Annual care charge payments are to be deposited in a cemetery maintenance fund, and payments for future perpetual care are to be deposited in the perpetual care fund.

Finally, the Act provides that political subdivisions are exempt from Chapter 566A, which establishes cemetery regulations. Churches, religious organizations, and fraternal societies are also exempt, except for the requirement that perpetual care funds established by them must be established as irrevocable trusts.

#### **HOUSE FILE 480 — Levee and Drainage Districts**

BY MERTZ. This Act amends the duties of levee and drainage district commissions to include dividing and renaming original improvements and adopting special common outlet classifications to be maintained independent of the district's regular assessment schedule. The Act also gives the county boards of supervisors authority to order the preparation of special common outlet classifications in conjunction with the reclassification of a drainage district, and provides that the filing of a drainage district survey and report or permanent survey, plat and profile is constructive notice of the existence of a right-of-way easement.

#### **HOUSE FILE 499 — Insurance — Demolition Reserves**

BY COMMITTEE ON LOCAL GOVERNMENT. The Act increases the demolition cost reserve amount an insurer must reserve for damages to property within the corporate limits of a city from the greater of \$5,000 or 10 percent of the payment for damages to property for which the insurer has issued a fire and casualty insurance policy to the greater of \$10,000 or 10 percent of the payment for damages.

The Act increases the length of time before the city is required to institute legal action or release all interest in the demolition cost reserve from 90 to 180 days. The Act provides that the reserve funds are to be released after notice of completion of repairs or demolition rather than after notice of commencement of the repairs or demolition.

The Act also allows the city to receive payment from the escrowed funds for the costs incurred in taking necessary actions to complete the repair or demolition, even if demolition is not completed. Prior law provided that the city would only receive reimbursement for costs if the city had actually demolished the structure.

#### **HOUSE FILE 510 — Election of Multicounty Sheriff**

BY HAMMOND AND SPEAR. This Act allows two or more counties to share the services of a county sheriff. The proposal to share the services of a county sheriff must be adopted by a majority of the electors voting in each county considering the proposal. If the proposal is adopted, the office of multicounty sheriff shall be effective on January 1 of the year following the next general election at which the county sheriff is elected. The multicounty sheriff shall be elected by a majority of the votes cast for that office in all of the counties which the county sheriff will serve.

#### **HOUSE FILE 565 — City Officers' and Employees' Interest in City Contracts**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act allows a city with a population of more than 2,500 to contract with a city officer or employee for the purchase of goods or services by the city if the total of the contracts with the officer or employee does not exceed \$1,500 in a fiscal year.

The Act also allows a city with a population of 2,500 or less to contract with a city officer or employee for the purchase of goods or services by the city if the total of the contracts with the officer or employee does not exceed \$2,500 in a fiscal year. Under prior law, any city was allowed to contract with a city officer or employee for the purchase of goods or services by the city if the total of the contracts did not exceed \$1,500 in a fiscal year.

**HOUSE FILE 612 — Notice of County Budget Hearings**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that the county budget, before a public hearing and final certification, shall be published in the official county newspaper. The same publication requirement applies to a budget amendment. Prior law required publication of the budget, but not necessarily in the official county newspapers.

**HOUSE FILE 614 — Reapportionment of County Supervisor Districts**

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that it is the senatorial and representative population standards in section 42.4 which apply to supervisor districts rather than the congressional population standards. Under the senatorial and representative population standards, no district's population may exceed another district's population by more than five percent, and the average deviation for the redistricting plan may not exceed one percent. The Act provides that the statutory burden of proof, which currently applies to the General Assembly if a plan is challenged in court, also applies to the county boards of supervisors in that the boards would have the burden of justifying any variance in excess of one percent between the population of a district and the applicable ideal district population. If the board adopts a supervisor redistricting plan with a variance of more than one percent, the board shall publish the justification for the variance in one or more official newspapers as provided in Chapter 349 within 10 days after the action is taken. Unchanged from current law are some other redistricting standards which apply to the board of supervisors:

1. The number of cities divided among more than one district shall be as small as possible and when there is a choice between dividing local political subdivisions, the more populous subdivisions shall be divided before the less populous.
2. The districts must be composed of convenient contiguous territory, and the districts shall be compact in form.
3. A district shall not be drawn for the purpose of favoring a political party, incumbent legislator, member of Congress, or other person or group, or for the purpose of augmenting or diluting the voting strength of a language or racial minority group.

**HOUSE FILE 627 — Transfer of Title by Affidavit**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that transfers of title by affidavit may be made by or on behalf of a surviving spouse. If the affidavit is filed with the County Recorder, the Act provides that the Recorder shall collect the necessary fees and pay them to the County Treasurer. The affidavit may be filed with the County Auditor instead of the Clerk of the District Court. The Act also makes conforming changes to the sample affidavit contained in section 558.66 and provides that the Clerk no longer has the duty of certifying the affidavit to the County Auditor.

**HOUSE FILE 689 — Joint Water Utilities**

BY COMMITTEE ON WAYS AND MEANS. This Act provides that two or more cities may establish a joint water utility to operate a municipal water supply system. The joint water utility is created upon affirmative majority vote of the electorate in at least two of the cities considering a proposal.

The Act provides that a Joint Water Utility Board, consisting of at least five members, be appointed by the mayors of the participating cities subject to the approval of the city councils. The Board is responsible for the planning and operation of the utility and may contract with other entities, may enter into joint financing agreements under Chapter 28F, and may finance projects.

Property owned by a joint water utility is exempt from property taxation, but sales of water are subject to the state sales tax. A joint water utility is exempt from regulation by the Department of Commerce.

**HOUSE FILE 690 — Quad Cities Interstate Metropolitan Authority**

**BY COMMITTEE ON WAYS AND MEANS.** This Act provides enabling legislation for the creation of the "Quad Cities Interstate Metropolitan Authority" by a county in this state included in the "Quad Cities Interstate Metropolitan Compact" (Scott County, Iowa, and Rock Island County, Illinois). The Interstate Metropolitan Authority is granted authority to construct, maintain, and operate public airports, bridges, water ports, waste disposal systems, mass transit systems, parks and recreation, and related facilities within the corporate limits of the Authority in lieu of the operations by the cities, counties, commissions, and authorities which may carry out these responsibilities currently.

Upon receipt of a petition and after a public hearing on a proposition to create an Interstate Metropolitan Authority, the governing body of a county, within a metropolitan area, may submit a proposition to its electorate to approve the creation of the Authority. The Authority is created as a separate corporate entity with a governing body consisting of 16 members, of which at least four but not more than five, shall be elected city or county officers within the metropolitan area. Each city having a population of at least 19,000 and less than 40,000 shall appoint one member, each city having a population of 40,000 and less than 80,000 shall appoint two members, and each city having a population of 80,000 or more shall appoint four members. The remainder of the members shall be appointed by the respective counties involved.

The Interstate Metropolitan Authority has two methods of financing projects: revenue bonds and the local sales and services tax. After the Authority is established, the Authority may request a referendum to approve the imposition of a sales and services tax of one-fourth of one percent for construction, reconstruction, or repair of metropolitan facilities.

The Authority may contract for police and fire protection within its jurisdiction and the Authority may adopt ordinances or resolutions imposing fines of not more than \$100 for violations. The property and revenues of the Authority are exempt from taxation. Provisions are also made for the dissolution of an Authority and disposition of its properties and obligations.

The Act takes effect May 22, 1991.

**HOUSE FILE 693 — Alternative Forms of Local Government**

**BY COMMITTEE ON WAYS AND MEANS.** This Act amends existing alternative forms of local government legislation and creates a new alternative form of county government called a community commonwealth and a new alternative form of city government called a consolidated metropolitan corporation.

The Act amends the existing legislation as follows:

1. Requires that alternative local government charter commissions be bipartisan, gender-balanced, and representative of certain segments of the community they represent.
2. Requires a separate petition and commission appointment process for city-county consolidation commissions and eliminates the requirement of separate city and county commissions to consider city-county consolidation.
3. Allows an existing charter commission to study a different alternative form and to appoint new members, if applicable.
4. Provides that a charter commission's annual expenses may not exceed \$100,000 or \$.30 times the population of the commission area. However, private funds may be used to exceed this limitation and may also be used to promote passage of a proposed charter.
5. Requires participating counties and cities, or both, to provide in-kind services to a charter commission.
6. Extends the life of a charter commission to 20 months.
7. Eliminates the requirement that the Attorney General issue a written opinion on the legality of the proposed charter.
8. Allows a consolidated government to combine the duties of all elective officials or to eliminate an elective office and transfer the duties to an appointee.

9. Alters the ballots by which a vote on a charter is taken and requires that a brief summary and description of the charter or amendment be printed on the ballots.

10. Requires that a summary of a proposed charter or amendment be published in the official county newspapers and in a newspaper of general circulation in each participating city at least 10 but no more than 20 days before the date of the charter election.

11. Provides that if a charter is not adopted, another charter may not be submitted for two years; but if a charter is adopted, another charter may not be submitted for six years.

12. Requires partisan elections in all alternative forms of county government.

13. Provides a mechanism by which local governments may join an existing alternative form of county or city government.

14. Provides that adoption of an alternative form of county government or a consolidated metropolitan corporation shall not affect electric utility service areas or the right of a city to grant a franchise.

15. Allows the merger of elective and appointive offices in multicounty consolidation.

The Act also amends the City Code by expanding the city council representation plan options that may be adopted by petition and referendum.

The Act creates a new form of alternative county government involving cities and counties called a community commonwealth, which is based on the delivery of services on a regional basis. The commission-appointing process is the same as for city-county consolidation. The new government replaces the county government, and each city retains its government to the extent services are still being provided by the city to its residents. This form of alternative local government provides for transfer of taxing authority and property, and adjustment of bonded indebtedness to the extent each relates to the regional delivery of services.

The Act also provides that cities and counties, pursuant to Chapter 28E, may establish regional metropolitan service areas subject to most of the limitations of the community commonwealth alternative form of local government.

The Act creates Chapter 372A, establishing an alternative form of city government involving consolidation of cities. The consolidated metropolitan corporation created under this chapter shall be governed by a metropolitan council. Each member city retains its statutory and constitutional status as a city. This form of alternative city government provides for the transfer of taxing authority from participating cities to the metropolitan council. The consolidated metropolitan corporation has the authority to provide certain services to all or some of its member cities, either by the metropolitan council's unilateral action or by agreements formed pursuant to Chapter 28E.

**HOUSE FILE 694 — Veterans of Persian Gulf Conflict**

BY COMMITTEE ON WAYS AND MEANS. This Act includes veterans of the Persian Gulf Conflict as veterans eligible to serve on county commissions of veteran affairs, to receive certain veterans benefits, and to be eligible for a property tax exemption.

The Act takes effect May 22, 1991.

**HOUSE FILE 704 — Urban Renewal and Urban Revitalization Authority to Counties**

BY COMMITTEE ON WAYS AND MEANS. This Act authorizes a county to exercise authority with regard to urban renewal and urban revitalization under Chapters 403 and 404, respectively, in the same manner as a city. However, for a county, tax incremental financing applies only to industrial property in urban renewal areas, and in a revitalization area the property tax exemption applies to industrial property only.

## NATURAL RESOURCES AND OUTDOOR RECREATION

- SENATE FILE 134 — Fireworks in State Parks and Preserves
- SENATE FILE 150 — Unexpended Moneys in Fish and Game Protection Fund
- SENATE FILE 205 — Commercial Mussel Fishing
- SENATE FILE 323 — Resource Enhancement and Protection
- HOUSE FILE 109 — Shooting Firearms Across Public Property — Obstructing Hunting, Fishing, or Trapping
- HOUSE FILE 233 — Hunter Safety and Ethics Education
- HOUSE FILE 238 — Boat Manufacturers and Dealers — Special Certificates
- HOUSE FILE 289 — Snowmobiles and All-terrain Vehicles
- HOUSE FILE 373 — Warning Citations by Conservation Peace Officers
- HOUSE FILE 577 — Reporting on State Parks and Preserves
- HOUSE FILE 610 — Missouri River Preservation and Land Use Authority
- HOUSE FILE 703 — Hunting and Fishing — Licenses and Fees

## RELATED LEGISLATION

- SENATE FILE 382 — Rural Water Districts  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act amends Chapter 357A providing for the establishment, administration, and regulation of rural water districts.
- SENATE FILE 429 — Agricultural Land  
*SEE AGRICULTURE.* The Act includes a provision that a prohibition against the use of wetlands does not prevent a landowner from utilizing the bed of a protected wetland for pasture or cropland regardless of whether drought conditions exist.
- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations to the Department of Natural Resources and related programs.
- SENATE FILE 542 — Appropriations for Energy Conservation and Environmental Protection  
*SEE APPROPRIATIONS.* This Act makes appropriations from the various petroleum overcharge funds to the Department of Natural Resources, the Department of Agriculture and Land Stewardship, and the Division of Community Action Agencies of the Department of Human Rights.
- SENATE FILE 549 — Appropriations from Lottery Fund  
*SEE APPROPRIATIONS.* The Act appropriates moneys from the Lottery Fund for the fiscal year beginning July 1, 1991, to the Iowa Resources Enhancement and Protection (REAP) Fund and for environmental protection, soil conservation, and energy efficiency purposes.
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000 and affects programs, provisions, and funding associated with natural resources and outdoor recreation.

- HOUSE FILE 197** — Special Districts — Trustees — Dissolution  
*SEE LOCAL GOVERNMENT.* This Act provides that the trustees of a benefited water district and benefited recreational lake district must be residents of the respective districts which they administer and contains related provisions.
- HOUSE FILE 596** — Emergency Assistance by Volunteers  
*SEE HEALTH AND SAFETY.* This Act includes a volunteer registered member of the National Ski Patrol System within the liability exemption granted in section 613.17, for other volunteer emergency care providers who receive nominal compensation.

**NATURAL RESOURCES AND OUTDOOR RECREATION****SENATE FILE 134 — Fireworks in State Parks and Preserves**

BY COMMITTEE ON NATURAL RESOURCES. This Act authorizes the Department of Natural Resources to permit the use of fireworks in state parks and preserves pursuant to administrative rules adopted by the Natural Resource Commission. A qualified person wishing to use fireworks in a state park or preserve must obtain a permit from the Department. A violator is guilty of a serious misdemeanor.

**SENATE FILE 150 — Unexpended Moneys in Fish and Game Protection Fund**

BY COMMITTEE ON APPROPRIATIONS. This Act provides for the expenditure of moneys remaining in the State Fish and Game Protection Fund during the past fiscal year beginning July 1, 1990, which were not specifically appropriated by the Iowa General Assembly. The unexpended moneys may be used by the Department of Natural Resources for capital projects and contingencies.

Certain restrictions are placed on the use of the moneys. Moneys cannot be used to support purposes presented in a bill which failed before the General Assembly. The Executive Council must approve any contingency expenditure. An expenditure cannot support a contingency which arose or could have been foreseen during the time that the General Assembly was in session.

The Act takes effect March 11, 1991.

**SENATE FILE 205 — Commercial Mussel Fishing**

BY FRAISE. This Act provides a residency requirement for resident mussel fishers, increases fees for the various categories of mussel fishers, buyers, and helpers, defines the duties of mussel helpers, and strikes the provision for reciprocal commercial mussel fishing rights.

The Act also requires all commercial mussel buyers to submit monthly reports to the Natural Resource Commission on their mussel buying activities. The holder of a resident mussel fisher license must have resided in this state one year before applying for the license. Resident commercial mussel fisher license fees are increased from \$80 to \$100 annually; nonresident commercial mussel fisher license fees are set at \$2,500 annually; resident commercial mussel buyer license fees are increased from \$300 to \$1,000 annually; nonresident commercial mussel buyer license fees are increased from \$2,500 to \$5,000 annually; and resident and nonresident mussel helper license fees are set at \$50 and \$200, respectively, annually.

The Act takes effect May 14, 1991.

**SENATE FILE 323 — Resource Enhancement and Protection**

BY COMMITTEE ON STATE GOVERNMENT. This Act relates to the Resources Enhancement and Protection (REAP) Program. The Act adds membership to the Conservation Education Program Board, removes swimming pools as capital projects which can be funded by the county conservation account or the cities' parks and open space account, makes a technical correction to the duties of the county auditor rather than the county treasurer, and recognizes other farm or farm commodity groups, the League of Women Voters of Iowa, and historical-cultural preservation groups having a county organization as being eligible for membership on the county resource enhancement committees. A member of the Iowa Association of Naturalists and a member of the Iowa Conservation Education Council are added to the Conservation Education Board. The Board is exempt from the bipartisan membership requirements of section 69.16 and the county resource enhancement committees are not required to be bipartisan in composition or gender-balanced.

**HOUSE FILE 109 — Shooting Firearms Across Public Property — Obstructing Hunting, Fishing, or Trapping**

BY DICKINSON, BLACK, DIEMER, AND HANSON OF BLACK HAWK. This Act prohibits the shooting of a shotgun with slug load, pistol, or revolver on or over a public roadway, which means the traveled portion of the road. The prohibition does not apply to peace officers or military personnel on duty. A violator is subject to a scheduled fine of \$20.

This Act also prohibits the intentional obstruction of the lawful activity of hunting, fishing, or trapping. A violator is guilty of a simple misdemeanor, which means a fine of not more than \$100 or imprisonment for not more than 30 days.

**HOUSE FILE 233 — Hunter Safety and Ethics Education**

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act provides that a person born after January 1, 1967, shall not obtain a hunting license without having satisfactorily completed a hunter safety and ethics education course. The Act shifts the burden of proof to the applicant from the issuer of a hunting license concerning whether or not the applicant has satisfactorily completed the hunter safety and ethics education course.

This Act also requires a licensed hunter who is less than 18 years of age to carry and exhibit upon request of a conservation officer, a valid certificate of completion of a hunter safety and ethics education course and a hunting license. A violator is guilty of a simple misdemeanor and subject to a minimum fine of \$10.

**HOUSE FILE 288 — Boat Manufacturers and Dealers — Special Certificates**

BY DIEMER AND BLACK. This Act expands an exception to the boat registration requirements for manufacturers and dealers to include situations when the manufacturer or dealer is storing, making repairs to, or making alterations on a boat that belongs to either the manufacturer or dealer or belongs to someone else. Under all circumstances involving this exception, a special certificate must be obtained and displayed by the manufacturer or dealer.

The Act takes effect April 24, 1991.

**HOUSE FILE 289 — Snowmobiles and All-terrain Vehicles**

BY SCHRADER. This Act authorizes motorcycles to be registered as all-terrain vehicles for the purpose of participating in all programs established under Chapter 321G except for safety instruction and certification. These programs include competitions and special events for motorcycles and all-terrain vehicles.

This Act also defines the term "nonambulatory person" and authorizes a nonambulatory person to carry an uncased and unloaded firearm while operating or riding an all-terrain vehicle or a snowmobile.

Finally, the Act prohibits the operation of all-terrain vehicles or snowmobiles on public land or land purchased with snowmobile registration funds by persons under the age of 18 years without obtaining and possessing a valid safety certificate or unless accompanied by a person of 18 years or more who is experienced in snowmobile operation and who possesses a valid motor vehicle operator's license. The same prohibition applies for all-terrain vehicle operators under 18 years of age on public land or land purchased with all-terrain vehicle registration funds except that passengers are not allowed on all-terrain vehicles. The prohibitions do not apply on privately owned land unless the land is purchased with registration funds of snowmobiles or all-terrain vehicles.

**HOUSE FILE 373 — Warning Citations by Conservation Peace Officers**

BY PAVICH. This Act authorizes the Natural Resource Commission of the Department of Natural Resources to adopt administrative rules governing the issuance of warning citations by employees of the Department who are peace officers. The warning citations may be issued for violations of Chapters 106 through 112 and Chapter 321G.

**HOUSE FILE 577 — Reporting on State Parks and Preserves**

BY SHEARER. This Act requires the Director of the Department of Natural Resources to prepare a report before January 15, 1992, and every five years thereafter, on the state's parks, recreation areas, and preserves. Topics to be included in the report are the classification of the state's parks, recreation areas, and preserves; the diversity of animal and plant life in the parks, recreation areas, and preserves; the deer population; and efforts by which economic damage to private property adjacent to parks, recreation areas, and preserves can be prevented.

That portion of the report dealing with preserves shall be prepared in conjunction with the State Advisory Board of Preserves. The Act includes a provision for making a copy of the report available to members of the General Assembly.

**HOUSE FILE 610 — Missouri River Preservation and Land Use Authority**

BY COMMITTEE ON NATURAL RESOURCES. This Act establishes a Missouri River Preservation and Land Use Authority to engage in the formation of comprehensive plans, and the implementation of those plans, for the development of public recreational areas along the Missouri River. The Authority is to be composed of a representative from each of the county conservation boards of the counties which border on the Missouri River, an elected official selected by the county board of supervisors of each of the counties which border on the Missouri River, six members of the general public who are to be selected by the boards of supervisors of the counties which border on the Missouri River, and four ex officio members from various state departments. Each of the public members is to possess a demonstrated interest in, or knowledge about, natural resource conservation and protection and one of the public members is to be actively engaged in the business of farming.

The Authority is to administer and expend moneys in the Missouri River Preservation and Land Use Fund for purposes of designating, acquiring, and developing land adjacent to the Missouri River in order to create multipurpose public recreational areas that foster and accent the natural characteristics of the Missouri River and which provide for environmentally sound land and water use practices for land adjacent to the Missouri River.

The Authority is permitted to receive private donations, in addition to state and federal moneys, for deposit into the Fund. The Authority is permitted to only purchase land from willing sellers and is required to conduct public hearings prior to the completion of plans and proposals for the conservation, preservation, and acquisition of land adjacent to the Missouri River. Property taxes on lands purchased by the Authority are to be paid for by the Authority.

Properties purchased by the Authority are to be managed and policed in the manner provided in agreements between the Authority and the agency designated in the agreement as the managing and policing agency, except that any lands purchased by the Authority may not be sold without prior notification and consent of the Authority and the Authority need not obtain prior permission of the Natural Resource Commission when using private funds to establish land or water recreational areas. Title to property purchased by the Authority is to be in the name of the state and all surveys and plats of the properties are to be registered and filed in the same manner as property acquired for public parks by the Natural Resource Commission.

The Authority is to develop and submit an initial report, including an outline for a proposed 10-year plan, by the first day of the legislative session which commences in 1993.

**HOUSE FILE 703 — Hunting and Fishing — Licenses and Fees**

By COMMITTEE ON WAYS AND MEANS. This Act provides for an increase in the annual fees paid for hunting, fishing, trapping, and related licenses and permits which will be effective for the 1992 licensing year. Exceptions are deer and wild turkey hunting licenses which will increase on July 1, 1991.

The Act exempts persons raising rock doves and pigeons from obtaining a game breeder's license.

The lifetime fishing and the combined lifetime hunting and fishing licenses are repealed as of January 1, 1992, but the licenses issued before January 1, 1992, are valid for the lifetime of the licensee unless sooner suspended or revoked as provided by law. The Act also removes the fee for location permits for resident fur dealers.

This Act extends a disabled veterans lifetime hunting and fishing combined license to disabled veterans of the Persian Gulf Conflict or veterans who were prisoners of war during the Persian Gulf Conflict. The veteran must also be a resident of Iowa.

The Department of Natural Resources shall also issue a special annual fishing or combined hunting and fishing license to permanently disabled residents whose income falls below the federal poverty guidelines or residents who are 65 years of age or older and whose income falls below the federal poverty guidelines.

## STATE GOVERNMENT

SENATE FILE	104	— State Personnel Administration
SENATE FILE	111	— Accounting Practitioner Licensing
SENATE FILE	151	— Peer Review of Certified Public Accountants
SENATE FILE	284	— Beer and Wine Wholesalers — Sale of Disposable Containers
SENATE FILE	326	— Statewide Fire and Police Retirement System
SENATE FILE	327	— Public Records — Claims Settlements
SENATE FILE	336	— Historical Resource Development Program
SENATE FILE	340	— Public Employees' Retirement System — Disability Retirement
SENATE FILE	346	— Public Improvement Contracts
SENATE FILE	389	— Commission of Latino Affairs and Commission on the Status of Blacks
SENATE FILE	476	— Campaign Finance
SENATE FILE	505	— Campaign Expenditures — VETOED BY THE GOVERNOR
SENATE FILE	546	— Congressional and Legislative Redistricting
S.J.R.	1	— Equal Rights Amendment Proposed
HOUSE FILE	5	— Public Retirement Systems — Surviving Spouse Benefits
HOUSE FILE	73	— Vacancies in Office
HOUSE FILE	198	— Nonsubstantive Corrections
HOUSE FILE	274	— Nullification of State Administrative Rules
HOUSE FILE	344	— Revenue Estimating Conference — VETOED BY THE GOVERNOR
HOUSE FILE	384	— Prohibited Sales by State Employees — Rules
HOUSE FILE	420	— Election Laws
HOUSE FILE	592	— Documents Filed With General Assembly
HOUSE FILE	644	— Campaign Finance Disclosure — Permanent Organizations
HOUSE FILE	656	— Discriminatory Practices in Housing and Real Estate
HOUSE FILE	709	— Substantive Code Corrections
HOUSE FILE	710	— Sesquicentennial of Iowa Statehood

## RELATED LEGISLATION

SENATE FILE	42	— Authority of Physician Assistants <i>SEE HEALTH AND SAFETY.</i> This Act provides physician assistants with authority to supply or to be delegated the function of prescribing drugs, controlled substances, and medical devices under certain circumstances and includes the creation of a State Physician Assistant Rules Review Group.
-------------	----	--

- SENATE FILE 89** — Monthly List of Trade Name Filings — Requirement Deleted  
*SEE LOCAL GOVERNMENT.* This Act eliminates the requirement that county recorders submit to the Secretary of State a monthly report of trade name statements or certificates of change filed in the county recorders' offices during the preceding month.
- SENATE FILE 92** — Advisory Commission on Intergovernmental Relations  
*SEE LOCAL GOVERNMENT.* This Act creates a new Iowa Advisory Commission on Intergovernmental Relations (ACIR).
- SENATE FILE 102** — District Court Clerk — Reporting Requirement Deleted  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act eliminates the requirement that clerks of the district courts file annual reports with the Treasurer of State regarding certain fines, penalties, forfeitures, and recognizances. Annual reports are still required to be made to the State Court Administrator.
- SENATE FILE 172** — State Fair Foundation  
*SEE AGRICULTURE.* This Act creates an Iowa State Fair Foundation under the direction of the Iowa State Fair Board.
- SENATE FILE 182** — State Administrative Rules Affecting Political Subdivisions  
*SEE LOCAL GOVERNMENT.* This Act prohibits a state agency or department from proposing or adopting an administrative rule which exceeds its statutory authority by mandating expenditures by political subdivisions or their service providers and includes related requirements of state agencies.
- SENATE FILE 193** — Marital and Family Therapists and Mental Health Counselors  
*SEE HEALTH AND SAFETY.* This Act provides for voluntary licensure of marital and family therapists and mental health counselors and creates a Board of Behavioral Science Examiners.
- SENATE FILE 268** — Arts and Cultural Enhancement and Endowment Programs  
*SEE EDUCATION.* This Act establishes the Arts and Cultural Enhancement and Endowment Programs to encourage and broaden arts and cultural activities, appreciation, and education in Iowa.
- SENATE FILE 323** — Resource Enhancement and Protection  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act relates to the Resources Enhancement and Protection (REAP) Program and makes various revisions to the Program.
- SENATE FILE 342** — Prevention of Disabilities  
*SEE HEALTH AND SAFETY.* This Act establishes a State Prevention of Disabilities Policy Council and a Technical Assistance Committee to the Council.
- SENATE FILE 435** — Mortgage Bankers and Brokers — Regulatory Authority  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act transfers the regulatory authority over mortgage bankers and brokers from the Superintendent of Savings and Loan Associations to the Superintendent of Banking.
- SENATE FILE 452** — Administration of State Fair and Other Fairs  
*SEE AGRICULTURE.* This Act amends Chapter 173, relating to the Iowa State Fair Board.
- SENATE FILE 479** — Children, Youth, and Families Division — Departmental Transfer  
*SEE HUMAN SERVICES.* This Act abolishes the Division of Children, Youth, and Families in the Department of Human Rights and reassigns its duties to the Division of Child and Family Services within the Department of Human Services.

- SENATE FILE 494 — Regulation of Savings and Loan Associations  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act transfers the regulatory authority of the Superintendent of Savings and Loan Associations over savings and loan institutions to the Director of the Department of Commerce.
- SENATE FILE 502 — Workers' Compensation Second Injury Fund  
*SEE LABOR AND EMPLOYMENT.* This Act creates a Second Injury Fund Task Force, administered by the Treasurer of State, to examine issues related to the Workers' Compensation Second Injury Fund and provides for a surcharge on workers' compensation weekly benefits.
- SENATE FILE 518 — Insurance Regulation  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act relates to insurance regulation and includes provisions concerning administration of the Insurance Division of the Department of Commerce.
- SENATE FILE 520 — Securities Transactions — Regulatory and Other Provisions  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends Chapter 502 relating to the regulation of the securities industry and includes provisions concerning purchase of insurance and securities for state employees.
- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations for state administrative and regulatory functions, and contains provisions concerning state capital projects, lease-purchase arrangements, and budgeting.
- SENATE FILE 541 — Federal Block Grant Appropriations  
*SEE APPROPRIATIONS.* This Act appropriates funding received from various block grants and other grants from the federal government to the appropriate state agencies for the federal fiscal year beginning October 1, 1991, and ending September 30, 1992.
- SENATE FILE 545 — Renewable Fuel  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act relates to the production and distribution of renewable fuels, including ethanol-based fuel and contains various provisions involving state agencies and purchasing policies.
- SENATE FILE 548 — Compensation for Public Officials and Employees  
*SEE APPROPRIATIONS.* This Act relates to funding of salary increases for state employees and university faculty and related provisions.
- HOUSE FILE 73 — Vacancies in Offices  
*SEE LOCAL GOVERNMENT.* This Act provides that a civil office becomes vacant if the incumbent is convicted of a felony.
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000, and affects programs, provisions, and funding associated with state government.
- HOUSE FILE 182 — Annexation  
*SEE LOCAL GOVERNMENT.* This Act relates to city annexations and includes provisions involving the Secretary of State and the City Development Board.

- HOUSE FILE 322** — Small Business Advisory Council  
*SEE ECONOMIC DEVELOPMENT.* This Act mandates the establishment of a Small Business Advisory Council consisting of nine members appointed by the Governor, subject to confirmation by the Senate.
- HOUSE FILE 391** — Sale of Alcoholic Liquor, Wine, and Beer on Sunday  
*SEE ALCOHOL REGULATION AND SUBSTANCE ABUSE.* This Act extends the time for the sale of alcoholic beverages on Sunday from 10:00 a.m. to 12:00 midnight to 8:00 a.m. on Sunday to 2:00 a.m. on the following Monday.
- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* This Act makes appropriations for the 1991-1992 Fiscal Year, increases tobacco taxes and various fees, and provides for related statutory matters for entities under the following appropriations subcommittees of the General Assembly: Human Services, Education, Economic Development, and Justice System.
- HOUSE FILE 502** — Financial Services Disclosure  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act relates to reports required to be filed by financial institutions with the Treasurer of State.
- HOUSE FILE 556** — Electronic Access to Corporate Records and Other Corporation Law Changes  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act amends provisions of corporation law related to electronic access of corporate records filed with the Secretary of State, provisions requiring that certain records be filed with the Secretary of State, and provisions related to dissenting shareholders' rights.
- HOUSE FILE 601** — Consumer Credit — Open End Credit Accounts  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act affects state government reporting requirements concerning consumer credit.
- HOUSE FILE 707** — Investment of Public Funds  
*SEE BONDING AND DEBT FINANCE.* This Act permits the Treasurer of State and the treasurer or other designated financial officer of each political subdivision to invest, under certain circumstances, bond proceeds and moneys being accumulated for the payment of principal and interest or reserves, in tax-exempt bonds and money market funds.
- HOUSE FILE 712** — Appropriations for Claims Against the State  
*SEE APPROPRIATIONS.* This Act settles claims against the state.

## STATE GOVERNMENT

### **SENATE FILE 104 — State Personnel Administration**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act provides that the Department of Personnel is responsible for the management of state personnel records and administration including the audit, rather than the preaudit, of all personnel-related documents. The Act also creates a Combined Charitable Campaign Program and a revolving fund in the State Treasury for the purpose of paying actual and necessary expenses incurred by the Department in administering the Combined Charitable Campaign Program for state employees, currently called the "One Gift Campaign." Administrative expenses are not to exceed five percent of the contributions pledged the previous year.

### **SENATE FILE 111 — Accounting Practitioner Licensing**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act provides that an applicant for an accounting practitioner license may be granted the license, in addition to other means currently provided by statute, if the applicant provides evidence of at least five years' continuous experience in the performance of any of the following: the recording of financial transactions; the making of adjustments of financial transactions in books of record; trial balances from books of record; making internal verification and analysis of books or accounts of original entry; preparing financial statements, schedules, or reports; or devising and installing systems or methods of bookkeeping, internal controls of financial data, or the recording of financial data.

### **SENATE FILE 151 — Peer Review of Certified Public Accountants**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act requires an entity holding a permit to practice as a corporation or partnership of certified public accountants or a person certified as a public accountant who practices as a sole proprietorship, as a condition of renewal of a permit to practice, to submit evidence of completion of a peer review to the Board of Accountancy Examiners. Peer review is required every three years, with costs to be paid by the applicant. Peer review is not conducted by the Board. The Act includes provisions for waiver of the peer review requirement, confidentiality of peer review records, and immunity from certain liability for persons serving on or providing information to a peer review team.

### **SENATE FILE 284 — Beer and Wine Wholesalers — Sale of Disposable Containers**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act permits wholesalers of beer or wine to sell disposable containers designed for one-time personal use consumption to retailers for use for on-premises consumption at licensed retail establishments. The containers are to be sold at a cost which equals the greater of either the amount paid for the disposable glassware by the supplier or the amount paid for the disposable glassware by the wholesaler.

### **SENATE FILE 326 — Statewide Fire and Police Retirement System**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act makes several changes concerning the Statewide Fire and Police Retirement System established during the 1990 Legislative Session. The Act provides that the members, employees, and Secretary of the Board of Trustees for the Statewide Fire and Police Retirement System are not personally liable for a loss to the retirement fund, and that losses shall be assessed against and are appropriated from the retirement fund. The Act further provides that members of the Board shall receive per diem compensation from the fund, except that legislative members are paid from moneys appropriated under section 2.12. In addition, the Act exempts members, employees, and the Secretary of the Board from liability for acts or omissions in discharging their duties, as long as those acts and duties do not involve intentional misconduct. These persons are exempt from liability under the Act, even if they fail to follow the investment standards established in section 411.7.

These provisions of the Act take effect January 1, 1992, which is the date the statewide system is to be established.

The Act also provides that the initial Board of Trustees may receive 10 percent of the amount appropriated to cities in section 411.20 for the 1992 Fiscal Year, and that any moneys remaining unencumbered or unexpended on January 1, 1992, shall be credited to the cities. The Act further provides that the initial Board members

may receive per diem compensation from the 10 percent allocated for Fiscal Years 1991 and 1992, but that the legislative members shall receive per diem from funds appropriated under section 2.12. These provisions take effect April 24, 1991.

Initial Board members are exempt from liability for acts or omissions in the same manner as members of the permanent Board, except that this provision applies retroactively to May 3, 1990.

The Act changes the date for completion of an actuarial study with respect to the retirement systems for public safety peace officers, police officers, and fire fighters covered under Chapters 97A and 411 from December 1, 1990, to December 1, 1991. The provision applies retroactively to November 30, 1990, and becomes effective April 24, 1991.

The Act also provides that certain cities that did not have Chapter 411 retirement systems as of May 3, 1990, are not required to participate in the statewide system. The legislation establishing the statewide system, 1990 Iowa Acts, Chapter 1240, contains a provision codifying this exception, but the provision does not take effect until January 1, 1992. The Act provides that these cities are not required to participate, and the provision is retroactively applicable to May 3, 1990.

**SENATE FILE 327 — Public Records — Claims Settlements**

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the terms of a settlement, payment, or other disposition of a claim for damages against a governmental body or employee, officer, or agent of a governmental body insured by a third-party liability insurer must be filed with the governmental body as a public record.

**SENATE FILE 336 — Historical Resource Development Program**

BY COMMITTEE ON STATE GOVERNMENT. This Act revises the list of persons eligible to receive grants and loans under the Historical Resource Development Program, further restricts those grants and loans, requires matching funds or in-kind resources from all units of government, and limits a project, or portion of a project, to one direct or indirect appropriation from the General Assembly per fiscal year.

This Act revises the list of persons eligible to receive historical resource grants and loans to include state agencies, governments and traditional tribal societies of recognized resident American Indian tribes in Iowa, and other units of government.

Grants to state agencies and institutions, or their representatives or agents, are limited to not more than 20 percent of total combined grant moneys.

A portion of the applicant's operating expenses may be used as a cash match or in-kind match.

To receive a grant or loan in the historic preservation category, a city or county must be approved as a certified local government by the State Historic Preservation Officer.

The law requiring matching funds, or in-kind resources, is broadened to include all units of government.

An applicant who receives a direct, or indirect, appropriation from the General Assembly for a project or portion of a project is ineligible for a Historic Resources Development Grant for the same project during the fiscal year for which the appropriation is made. "Project" is defined to include any related activities, including, but not limited to, construction, restoration, supplies, equipment, consulting, or other services.

**SENATE FILE 340 — Public Employees' Retirement System — Disability Retirement**

BY NYSTROM AND KIBBIE. This Act provides that members of the Iowa Public Employees' Retirement System (IPERS) who retire due to disability, who receive Social Security disability benefits, and who have not reached the normal retirement date, shall receive full benefits upon retirement, based upon their years of service, regardless of whether the members have completed 30 or more years of membership service. The Act provides that these members may receive retroactive benefits back to July 1, 1990. Under the prior law only those members who would be eligible for early retirement received full benefits, and members under the age of 55 had reduced benefits.

The Act takes effect May 6, 1991.

**SENATE FILE 346 — Public Improvement Contracts**

**BY VARN.** This Act amends various provisions of Chapter 573, relating to labor and materials on public improvements. The Act provides that interest is to be paid to a contractor on any progress payment approved as payable under a public contract which remains unpaid for a period of 14 days after receipt of the payment request as designated in the contract, or remains unpaid for a period greater than 14 days, but in no case longer than 30 days, as specified in the contract, if necessary to afford the public corporation a reasonable opportunity to inspect the work. The interest is to accrue from the day after the expiration of the time period defined in the contract until the date of the payment. The Act provides that any other payments due to a contractor which are not paid within 40 days, or a greater period not to exceed 50 days, as specified in the contract, shall also accrue interest.

The Act provides that funds retained by the public corporation, as provided in section 573.13, and which are not paid out for the payment of claims under the contract, are to be released to the contractor if no claims are on file at the end of the 30-day period after the completion and final acceptance of the improvement. Funds which are released and unpaid within 20 days after the receipt by the public corporation of the release are to accrue interest commencing on the twenty-first day until the funds are paid.

The Act also provides that upon settlement or adjudication of a claim arising under Chapter 573, any unpaid funds which are not necessary to satisfy the judgment are to be paid to the contractor within 20 days of receipt by the public corporation of evidence of entry of the judgment or settlement of the claim. If the amount is unpaid, interest is to accrue in the same manner as provided for a late progress payment.

**SENATE FILE 389 — Commission of Latino Affairs and Commission on the Status of Blacks**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act provides that members of the Commission of Latino Affairs are to be appointed after considering a balance of gender, geographic residence, Latino population density, and political affiliation. The Act also replaces the term "Blacks" with the term "African-Americans" in subchapter 10 of Chapter 601K relating to the establishment and duties of the Commission on the Status of Blacks.

**SENATE FILE 476 — Campaign Finance**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act relates to campaign finance. This Act changes the definition of a candidate's committee, requires that all contributions received by a person on behalf of a committee be reported to the committee treasurer, requires disclosure reports of out-of-state political action committees, and changes the number of disclosure reports required in nonelection years for certain committees. The Act also provides that the treasurer of a committee is not responsible for filing disclosure reports or liable for civil penalties. The Act directs the use of leftover campaign funds, restricts the use of campaign funds, provides for the transfer of campaign funds, provides for the ownership and disposition of campaign property, prohibits certain accounts by officeholders, and makes certain penalties applicable. The Act also restricts the use of public moneys for political purposes.

**SENATE FILE 505 — Campaign Expenditures — VETOED BY THE GOVERNOR**

**BY COMMITTEE ON STATE GOVERNMENT.** This bill would have provided a method for voluntary limitation of campaign expenditures by candidates for certain elective state offices.

**SENATE FILE 546 — Congressional and Legislative Redistricting**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act redraws Iowa's congressional district lines as well as the state's district lines for members of the Iowa Senate and House of Representatives.

The Act takes effect May 30, 1991, but does not apply until the 1992 primary elections.

As required under federal law, the Act reduces the number of congressional districts in Iowa from six to five. The average deviation from the ideal population for a congressional district is .02 percent and the largest district's population exceeds that of the smallest district by less than .05 percent. As required under the Iowa Constitution, whole counties are used in drawing the congressional districts.

The Act creates 50 senate districts with the average deviation from the ideal population for a senate district being .23 percent and the largest senate district's population exceeds that of the smallest senate district by 1.46 percent. The number of counties kept whole within a single senate district is 68 compared to the previous senate district plan which kept 66 counties whole.

The Act creates 100 house districts with the average deviation from the ideal population for a house district being .42 percent and the largest house district's population exceeds that of the smallest house district by 1.99 percent. The number of counties kept whole within a single house district is 49 compared to the previous house district plan which kept 48 counties whole.

The Act has provisions allowing certain senators to complete their current four-year term if they meet all of the following criteria: (1) The senator is the sole incumbent Iowa state senator residing in an odd-numbered district on March 13, 1992; (2) The senatorial district in which the senator resides on March 13, 1992, includes the place of residence of the state senator on the date of the senator's last election to the senate or is contiguous to the senate district established under the Act which includes the place of residence of the state senator on the date of the senator's last election to the senate; and (3) The senator was elected to a four-year term which commenced in January 1991, or was subsequently elected to fill a vacancy of such a term.

**SENATE JOINT RESOLUTION 1 — Equal Rights Amendment Proposed**

BY SZYMONIAK, BUHR, GRONSTAL, HANNON, HORN, HUTCHINS, LIND, LLOYD-JONES, MURPHY, RIFE, ROSENBERG, TINSMAN, AND VARN. This Joint Resolution proposes, to the electorate for ratification at the 1992 general election, an amendment to the Constitution of the State of Iowa providing for equality of rights under the law for both men and women. The Act prohibits the state and its political subdivisions from denying or restricting, on the basis of gender, the equality of rights under the law.

**HOUSE FILE 5 — Public Retirement Systems — Surviving Spouse Benefits**

BY CONNORS. This Act makes a number of changes concerning benefits to surviving spouses under the Chapters 97A, 410, and 411 retirement systems. The Act removes the remarriage penalty for surviving spouses of disabled and retired fire fighters and police officers under the Chapter 410 retirement system. While this provision applies to surviving spouses who remarried prior to July 1, 1991, and to surviving spouses who remarry on or after July 1, 1991, for surviving spouses who remarried prior to that date, benefits shall be paid prospectively only, commencing July 1, 1991.

The Act also prevents the reduction of ordinary death benefits to a member's surviving spouse under the Chapters 97A and 411 retirement systems, by providing that these benefits shall be the higher of one-twelfth of 40 percent of the average final compensation, or the amount the surviving spouse was receiving on July 1, 1990. These provisions of the Act apply retroactively to July 1, 1990, when the new formula took effect.

**HOUSE FILE 73 — Vacancies in Office**

BY ROYER. This Act provides that a civil office becomes vacant if the incumbent is convicted of a felony, or, in the case of a county office, if the Board of Supervisors declares the office of an elected county officer vacant because the officer has been physically absent from the county for 60 consecutive days except in the case of medical emergency.

**HOUSE FILE 198 — Nonsubstantive Corrections**

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act makes Code changes and corrections which are considered to be nonsubstantive and noncontroversial, in addition to style changes.

**HOUSE FILE 274 — Nullification of State Administrative Rules**

BY ADMINISTRATIVE RULES REVIEW COMMITTEE. The Act establishes a procedure for the deletion of rules appearing in the Iowa Administrative Code which have been nullified by the General Assembly pursuant to Article III, section 40, of the Constitution of the State of Iowa. The Secretary of State is required to provide the Administrative Code Editor with a copy of any nullification resolution passed by the General

Assembly which is then to be published in the Administrative Bulletin. The Act also instructs the Administrative Code Editor to notify all affected agencies that the nullified rules are to be omitted, and to omit from the Administrative Code rules which have been nullified prior to July 1, 1991.

**HOUSE FILE 344 — Revenue Estimating Conference — VETOED BY THE GOVERNOR**

**BY COMMITTEE ON WAYS AND MEANS.** This bill would have increased the membership of the State Revenue Estimating Conference by adding the Auditor of State, the Treasurer of State, and a fifth member from outside of state government, who would have been chosen by the other four members of the Conference. Three of the five members would have had to agree to the estimate. The bill provided an expiration date for the fifth member's term, and contained replacement provisions should the fifth member resign or otherwise cease to be a member.

**HOUSE FILE 384 — Prohibited Sales by State Employees — Rules**

**BY CONNORS.** This Act shifts the responsibility for the adoption of administrative rules, which relate to the obtaining of agency consent for agency employees to sell goods or services to individuals, associations, or corporations subject to the agency's regulatory authority, from each regulatory agency to the Department of Personnel. The responsibility for the adoption of rules relating to the obtaining of agency consent for officials to engage in the same activities remains with the individual regulatory agencies.

**HOUSE FILE 420 — Election Laws**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act makes numerous technical and other changes in the laws governing elections and election procedures. It incorporates the party affiliation change or declaration form with the voter's declaration of eligibility form, both of which must be completed by voters at the polls on primary election day. The Act corrects certain election filing and withdrawal deadlines to conform to other provisions of the Code. It also rewrites the section prohibiting a candidate from filing nomination papers for more than one office and exempts the following offices from the prohibition: County Agricultural Extension Council, Soil and Water Conservation District Commission, and Regional Library Board of Trustees. The form of the candidate's affidavit is amended to include acknowledgment of this provision.

The Act also allows the State Commissioner of Elections to exercise emergency powers over any election being held in a district where a natural disaster or extremely inclement weather has occurred, or during an armed conflict or mobilization of United States Armed Forces, or if an election court finds that there were errors in the conduct of an election making it impossible to determine the result.

The Act amends the section on cancellation of registration to provide that if any first class mail, other than a registration receipt, was addressed to a qualified elector and is returned by the postal service as nonforwardable less than 60 days before the date of a general election, the elector's registration shall not be canceled until after the general election is held. The Act also allows the absentee ballot and special voters precinct to be considered a separate precinct for the purpose of ballot rotation.

The Act allows the county election commissioner to shred and recycle used ballots. It eliminates the requirement that general election abstracts be returned to the Secretary of State in separate envelopes. It also eliminates the requirement that an absentee ballot envelope and the elector's application be placed in a large carrier envelope. The election commissioner is allowed to attach the elector's application to the envelope containing the absentee ballot.

The Act allows for an absentee ballot to be applied for and delivered to any location designated by the commissioner, rather than solely at the commissioner's office. The Act prohibits any employee of the state or of a political subdivision to solicit an application or request for an application for an absentee ballot or to take an affidavit in connection with an absentee ballot while on the employer's premises or otherwise in the course of employment. It is a serious misdemeanor for a public officer or employee to knowingly require a public employee to solicit a request for or an application for an absentee ballot or an affidavit in connection with an absentee ballot.

The Act changes the requirement that nominating petitions for County Agricultural Extension Council members be signed by "qualified" electors to "eligible" electors. The enhanced 911 (E911) emergency telephone service public measure is reworded to conform to the style used for other public measures. Finally, the Act removes the specific list of elections at which an E911 surcharge public measure may be submitted.

**HOUSE FILE 592 — Documents Filed with General Assembly**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act lists the officials of the General Assembly with whom a state department or official must file documents required to be submitted to the General Assembly, lists who should be notified of the availability of any other documents or materials not required by the General Assembly, and directs the Legislative Service Bureau to maintain, organize, and distribute the lists.

**HOUSE FILE 644 — Campaign Finance Disclosure — Permanent Organizations**

**BY COMMITTEE ON STATE GOVERNMENT.** This Act provides that a communication regarding any subject by a permanent organization, which is a nonprofit organization, to its dues-paying members is not political activity requiring the organization of a political committee, reporting, or disclosure under Iowa's campaign finance disclosure law. The Act defines a "permanent organization" as an organization which is continuing, stable, and enduring, and which was originally organized for purposes other than engaging in election activities.

**HOUSE FILE 656 — Discriminatory Practices in Housing and Real Estate**

**BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT.** This Act provides additional procedures, civil remedies, and a criminal penalty for unfair or discriminatory housing or real estate practices. The Iowa Civil Rights Commission may issue subpoenas and order discovery in support of investigations and hearings related to unfair or discriminatory housing or real estate practices. The Commission may refer complaints to local agencies which are recognized by the United States Department of Housing and Urban Development as having ordinances enforcing fair housing rights.

Under the Act, persons are prohibited from discriminating on the basis of race, color, creed, sex, religion, national origin, disability, or familial status with regard to inspection, sale, or rental of dwellings. Discrimination also includes refusal to permit reasonable modification of property for disabled persons who will pay for the modification, refusal to make reasonable accommodations in rules, policies, practices, or services, and failure to include design and construction standards to assist disabled persons in multifamily dwellings constructed for first occupancy after January 1, 1992.

A person who intentionally intimidates or uses force or a threat of force to interfere with another person's housing rights or business dealings relating to housing, is guilty of a serious misdemeanor.

The Commission may join a person as an additional respondent to a housing discrimination complaint if, during investigation, evidence shows that the person should be alleged to have committed a discriminatory housing practice. Additional procedures are also provided for mediation of discrimination complaints.

The Commission may order appropriate relief, including actual damages, reasonable attorney's fees, court costs, and other injunctive or equitable relief if a respondent has engaged in a discriminatory housing or real estate practice or is about to engage in a discriminatory practice. The Commission may also assess a civil penalty up to \$50,000 based on the respondent's record of committed discriminatory practices. Civil penalties collected by the Attorney General are to be credited to the State General Fund.

A complainant, a respondent, or an aggrieved person on whose behalf a complaint was filed may elect to resolve the complaint by filing a civil action in the district court. The complaint must be filed within 20 days after receipt of notice by the person or, in the case of the Commission, within 20 days after the date the charge was issued. An aggrieved person may file a civil action within two years after the termination of any alleged unfair housing practice or breach of mediation agreement. An aggrieved person may also file a civil action for an unfair housing practice without having filed a complaint with the Commission or without regard to the status of the complaint. The Attorney General shall represent an aggrieved person if the person makes a timely election to the Commission.

The Act also changes references in the exception provisions concerning unfair or discriminatory practices in housing in the Iowa Civil Rights Act of 1965, by providing that rental or leasing of less than four rooms, rather than six, within a single housing accommodation is exempted. A similar change concerns a percentage change in the definition of "housing for older persons."

**HOUSE FILE 709 — Substantive Code Corrections**

BY MCKINNEY AND VAN MAANEN. This Act adopts miscellaneous Code corrections of a substantive nature which adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, and remove ambiguities.

**HOUSE FILE 710 — Sesquicentennial of Iowa Statehood**

BY MCKINNEY AND VAN MAANEN. This Act establishes the Iowa Statehood Sesquicentennial Commission and provides for the issuance of sesquicentennial motor vehicle registration plates. The Act establishes the Commission in the office of the Governor and provides for the appointment of 25 members by the Governor and the General Assembly. The purpose of the Commission is to plan, coordinate, and administer activities and programs relating to the celebration of the sesquicentennial of Iowa statehood which occurs in the year 1996.

The Commission is required to certify a county commission in each county of the state for the purpose of receiving funds from the state commission and administering the local celebration. The state commission and the county commissions expire by June 30, 1997, under the Act. The Act also provides for issuance of regular letter number and personalized sesquicentennial motor vehicle registration plates by the State Department of Transportation for special fees, effective January 1, 1992.

## TAXATION

- SENATE FILE 83 — Income Tax Withholding, Credits, and Other Provisions
- SENATE FILE 350 — Franchise Tax on Financial Institutions
- SENATE FILE 356 — Tax Administration — Department of Revenue and Finance
- SENATE FILE 403 — Income Tax Checkoff for Olympics
- SENATE FILE 536 — State Income Tax Refunds
- HOUSE FILE 417 — Income Tax — Private Club Expense Deductions
- HOUSE FILE 487 — Taxation of Pay Television Service
- HOUSE FILE 489 — Special Tax Provisions for Certain Military and Other Personnel
- HOUSE FILE 687 — Property and Other Local Taxes — Collection and Administration
- HOUSE FILE 691 — County Agricultural Extension Education Tax
- HOUSE FILE 700 — Property Tax for Municipal Transit Systems

## RELATED LEGISLATION

- SENATE FILE 205 — Commercial Mussel Fishing  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act includes provisions increasing fees for the various categories of mussel fishers, buyers, and helpers.
- SENATE FILE 383 — Smoke Detectors  
*SEE HEALTH AND SAFETY.* This Act relates to smoke detectors and includes provisions requiring certification of the installation of a smoke detector in homes for which a homestead tax credit is filed.
- SENATE FILE 533 — Shelby Tennant School District Income Surtax  
*SEE EDUCATION.* This Act relates to the Shelby Tennant Community School District income surtax.
- SENATE FILE 544 — Legalization of Pleasant Valley School Levy  
*SEE EDUCATION.* This Act legalizes the acts of the Pleasant Valley Community School District concerning a physical plant and equipment levy.
- SENATE FILE 545 — Renewable Fuel  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act relates to the production and distribution of renewable fuels, including ethanol-based fuel, and extends the reduced motor fuel tax rate for ethanol-based fuels.
- SENATE FILE 547 — Urban Renewal and Urban Revitalization  
*SEE LOCAL GOVERNMENT.* This Act allows cities to provide for residential development and housing for low and moderate income families within economic development areas under the provisions of Chapter 403, relating to urban renewal.
- HOUSE FILE 129 — Legalization of Mason City Public Library Tax Levy  
*SEE LOCAL GOVERNMENT.* This Act legalizes the actions of the City Council of Mason City concerning a tax levy for the public library.

- HOUSE FILE 479** — State Government Appropriations and Other Provisions Relating to State Finances  
*SEE APPROPRIATIONS.* Division III of this Act, relating to economic development, increases the real estate transfer tax from \$.55 to \$.85 for each \$500 of value over \$500, increases the tax on tobacco products, and makes a revenue neutral change in the percentage of transfer tax which is retained by the counties.
- HOUSE FILE 612** — Notice of County Budget Hearings  
*SEE LOCAL GOVERNMENT.* This Act provides that the county budget, before a public hearing and final certification, shall be published in the official county newspaper.
- HOUSE FILE 688** — Health Insurance  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act adopts the National Association of Insurance Commissioners Premium Rates and Renewability of Coverage for Health Insurance Sold to Small Groups Model Act, authorizes the Insurance Commissioner to approve basic benefit health insurance, and provides for premium credits and tax exemptions intended to encourage certain employers to provide health insurance.
- HOUSE FILE 690** — Quad Cities Interstate Metropolitan Authority  
*SEE LOCAL GOVERNMENT.* This Act provides enabling legislation for the establishment of the "Quad Cities Interstate Metropolitan Authority" by which Scott County, Iowa, and Rock Island County, Illinois, can jointly establish and operate various facilities and services, and provides mechanisms for tax financing.
- HOUSE FILE 693** — Alternative Forms of Local Government  
*SEE LOCAL GOVERNMENT.* This Act amends existing alternative forms of local government legislation, creates a new alternative form of county government called a community commonwealth and a new alternative form of city government called a consolidated metropolitan corporation, and provides for transfer of taxing authority when an alternative form is implemented.
- HOUSE FILE 694** — Veterans of Persian Gulf Conflict  
*SEE LOCAL GOVERNMENT.* This Act includes veterans of the Persian Gulf Conflict as veterans eligible to serve on county commissions of veteran affairs, to receive certain veterans benefits, and to be eligible for a property tax exemption.
- HOUSE FILE 704** — Urban Renewal and Urban Revitalization Authority to Counties  
*SEE LOCAL GOVERNMENT.* This Act authorizes a county to exercise authority with regard to urban renewal and urban revitalization under Chapters 403 and 404, respectively, in the same manner as a city; however, for a county, tax incremental financing applies only to industrial property in urban renewal areas, and in a revitalization area, the property tax exemption applies to industrial property only.

**TAXATION****SENATE FILE 83 — Income Tax Withholding, Credits, and Other Provisions**

BY COMMITTEE ON WAYS AND MEANS. This Act, for state income tax purposes, updates the references to the federal Internal Revenue Code, including references in the research activities credit statutes, making the provisions of the federal Revenue Reconciliation Act of 1990 applicable for Iowa income tax purposes. The Act also revises the state's earned income credit statute, so that the changes in the federal earned income credit are adopted for tax years beginning on or after January 1, 1991. The Act also requires the withholding of state income tax from pensions, annuities, other similar payments, and other income payments of persons whose primary residence is in Iowa, in those circumstances where federal income tax is withheld from these types of income payments.

The updates of the references to the federal Internal Revenue Code, including references to the research activities credit, are retroactive to January 1, 1990, for tax years beginning on or after that date. The revisions to the earned income credit are retroactive to January 1, 1991, for tax years beginning on or after that date. The withholding of state income tax from pensions, annuities, other similar payments, and other income payments takes effect January 1, 1992, for tax years beginning on or after that date.

The Act takes effect May 29, 1991.

**SENATE FILE 350 — Franchise Tax on Financial Institutions**

BY COMMITTEE ON WAYS AND MEANS. This Act requires financial institutions when computing net income to include interest and dividends from obligations of possessions, agencies, and instrumentalities of the United States, including bonds which were purchased after January 1, 1991, and issued by Puerto Rico, Guam, or the Virgin Islands, to the extent the interest and dividends are not included in computing the federal taxable income of the financial institution. The Act applies to interest received on or after July 1, 1991.

**SENATE FILE 356 — Tax Administration — Department of Revenue and Finance**

BY COMMITTEE ON WAYS AND MEANS. This Act amends a number of provisions of Iowa tax law relating to taxes administered by the Department of Revenue and Finance as follows:

1. Concerning income tax, the Act revises the statutes for the school district income surtaxes so that the same nonrefundable income tax credits and same carryover income tax credits are applied to the income tax liabilities prior to imposition of the two income surtaxes; specifies that certain government pensions which are exempt in computing net income are considered for purposes of determining whether taxpayers are totally exempt from tax; provides that it is a taxpayer's net income instead of federal adjusted gross income which determines a taxpayer's income qualification for the deduction for tuition and textbooks or the tax credit for tuition and textbooks and for computing the child and dependent care credit; makes Iowa law consistent with federal law concerning the due date for filing income tax returns for nonprofit corporations subject to the unrelated business income tax; and makes technical changes in the statutes for the various income tax credits so that there is uniformity in the priority of the tax credits and so that nonrefundable credits are applied against tax prior to the application of carryover tax credits and refundable tax credits.
2. Concerning fuel taxes, the Act eliminates special treatment of delinquent payment penalties related to fuel taxes resulting from payment by a check not honored because of insufficient funds in the account upon which the check was drawn. Penalties from delinquencies of payment of fuel taxes occurring from insufficient funds checks will be treated the same as any other delinquent payment penalty.

3. Concerning confidentiality of tax information, the Act requires the Director of Revenue and Finance to ensure that persons employed under contract and who are not officers or employees of the state, but have access to the confidential tax information as a result of the contracts, are subject to the requirements and penalties of the tax confidentiality laws of the state to the same extent as officers and employees of the state.

4. Concerning assessment of penalties, the Act provides a 10 percent penalty for failure to remit at least 90 percent of the tax due when an extension of time to file a return or deposit form is made; imposes a penalty of five percent for failure to remit payment of taxes by the method set forth in rules of the Director of Revenue and Finance, which in cases of large payments, is by electronic funds transfers; and imposes a penalty of 75 percent of the unpaid use tax when the purchaser of a vehicle subject to use tax willfully makes a false statement regarding the purchase price. Prior to the imposition of the penalty, the Department is to notify the taxpayer of the electronic funds transfer requirement and assist the taxpayer in meeting those requirements. The penalty will be assessed if the taxpayer fails to comply after notification.

5. Concerning the inheritance tax, the Act removes the language which provides for the phase-in of the exemption, since current law provides a complete exemption from inheritance taxation for the share of property passing to the surviving spouse. In addition, changes are made in some instances, in the date upon which the Department of Revenue and Finance begins to pay interest to taxpayers owed refunds for overpayment of inheritance tax. Currently, interest begins to accrue 60 days after the date of payment of the tax. Under this Act, interest would begin to accrue on one of the following three dates, whichever is the latest: the first day of the second calendar month following the date of payment, the date the return was due to be filed, or the date the return was filed. The Act further states that, for the purposes of measuring the date from which interest is to be computed, any fraction of a month counts as an entire month.

6. Concerning the environmental protection charge, the Act provides that certain funds in the Iowa Comprehensive Petroleum Underground Storage Tank Fund are to be allocated to the Department of Revenue and Finance for refunds of the environmental protection charge.

7. Concerning the sales and use taxes, the Act exempts from the taxes laboratory tests on animals and the sale of property that is transferred or shipped outside the state and does not return except solely in the course of interstate commerce or transportation.

Various effective, retroactive, and applicability dates are provided.

#### **SENATE FILE 403 — Income Tax Checkoff for Olympics**

BY HUSAK. This Act requires the Department of Revenue and Finance to pay only one-half of the moneys in the Olympic Checkoff Fund to the United States Olympic Committee, rather than the current practice of paying all of the funds to the Committee and having 50 percent of the funds reimbursed. Fifty percent of the funds retained by the state are to be spent for amateur sports, and the other 50 percent for the Iowa Special Olympics.

#### **SENATE FILE 536 — State Income Tax Refunds**

BY COMMITTEE ON WAYS AND MEANS. This Act removes the requirement that a taxpayer must notify the Department of Revenue and Finance of an income tax matter involving the federal Internal Revenue Service no later than six months after the expiration of the limitation period for filing a claim for state income tax refund or credit. The sole requirement remaining is that the taxpayer file, with the Department, written notice of the final disposition of an Internal Revenue Service income tax matter within six months of final disposition of the matter.

The Act also requires the Department of Revenue and Finance to enter into an agreement with the Internal Revenue Service for the transmission of federal income tax reports on individuals required to file an Iowa income tax return who have been involved in an income tax matter with the Internal Revenue Service. If the individual is due a state income tax refund as a result of final disposition of an income tax matter with the Internal Revenue Service, the Department shall notify the individual, within 30 days, and request the individual to file a claim for refund or credit with the Department.

#### **HOUSE FILE 417 — Income Tax — Private Club Expense Deductions**

BY COMMITTEE ON WAYS AND MEANS. This Act provides that an individual or corporate taxpayer cannot deduct trade or business expenses incurred at a private club which restricts membership or the use of its services or facilities on the basis of age, sex, marital status, race, religion, color, ancestry, or national origin when computing net income for state income tax purposes.

**HOUSE FILE 487 — Taxation of Pay Television Service**

BY COMMITTEE ON WAYS AND MEANS. This Act imposes the state sales and use tax on the provision of pay television services by a municipality and on the municipality's purchase of supplies for purposes of providing pay television services. At present, the provision of the services by nongovernment providers is taxed.

**HOUSE FILE 489 — Special Tax Provisions for Certain Military and Other Personnel**

BY COMMITTEE ON WAYS AND MEANS. This Act eliminates any state income tax liability, if an individual's federal income tax was forgiven, for the same year, for military personnel killed while serving in a designated combat zone, or missing in action and presumed dead, or for military or civilian employees of the United States killed in a military or terroristic action outside of the United States, for the tax year in which falls the date of death and for certain prior tax years. The Act also exempts, from taxation, active duty military pay received by national guard or armed forces military reserve personnel for services performed pursuant to military orders related to the Persian Gulf Conflict.

The Act further provides individuals serving in a designated combat zone or serving in support of the forces in a combat zone an additional 180 days after leaving the combat zone or after release from hospitalization to file a state income tax return or to perform other acts related to the Iowa Department of Revenue and Finance or specified in the federal Internal Revenue Code. If an individual is hospitalized in the United States, the 180-day time period begins to run after the fifth year of hospitalization.

The Act takes effect May 22, 1991, and applies retroactively to August 2, 1990, for tax years ending on or after that date.

**HOUSE FILE 687 — Property and Other Local Taxes — Collection and Administration**

BY COMMITTEE ON WAYS AND MEANS. The Act rewrites the procedures for the collection of real property taxes and mobile home taxes, tax sales and redemptions, and tax deeds in Chapters 445, 446, 447, and 448.

The Act also exempts from the real estate transfer tax the transfer of real property where the consideration is \$500 or less.

Highlights of the rewrite include:

1. Modifications pertaining to taxation of mobile homes so that mobile homes are now treated in a similar manner as real property for taxation purposes and for tax sale procedures.
2. Definitions of the pertinent terms relating to the taxation process.
3. Changes in the abatement process on taxes deemed uncollectible.
4. In determining when the first or second half installment of taxes becomes delinquent, if the last day of September or March, as applicable, falls on a Saturday or Sunday, then that installment becomes delinquent from the following Tuesday.
5. Changes in the tax sale procedure, including:
  - a. If offered the second year, and not purchased by a private bidder, the county will receive the tax sale certificate.
  - b. If the city or county purchases a parcel, and property located on the parcel requires removal, the governing body may cause the property to be removed after notice to the owner and after the right of redemption has lapsed. The cost of removal, dismantling, or demolition shall be assessed against any other property of the owner located within the county.
  - c. The period in which the certificate holder has to take deed has been reduced to three years. If a deed is not taken within the three-year period, the certificate is canceled.

d. Redemption has been changed by deleting the four percent penalty and nine percent interest and adding a two percent per month interest charge from the month of sale to the month of redemption.

e. The redemption period has been shortened from two years and nine months to one year and nine months.

The Act takes effect April 1, 1992.

**HOUSE FILE 691 — County Agricultural Extension Education Tax**

**BY COMMITTEE ON WAYS AND MEANS.** This Act annually increases the maximum amount of money an extension district may raise by the county agricultural extension education tax, beginning in the 1992-1993 Fiscal Year. However, in order for the increased maximum amount to be raised to apply for subsequent fiscal years, the district must have an election at which a majority of those voting on the question favor it. The Act applies to property taxes levied for the fiscal year beginning July 1, 1991, which are payable in the fiscal year beginning July 1, 1992, and to property taxes levied for each subsequent year.

**HOUSE FILE 700 — Property Tax for Municipal Transit Systems**

**BY COMMITTEE ON WAYS AND MEANS.** This Act raises the city transit property tax levy limit from \$.54 per \$1,000 of assessed value to \$.95 per \$1,000 of assessed value.

## TRANSPORTATION

- SENATE FILE 97 — Traffic Control Devices and Flashing Lights
- SENATE FILE 231 — Personalized Collegiate Registration Plates
- SENATE FILE 329 — Department of Transportation — Utility Accommodation Policy
- SENATE FILE 331 — Mobile Home Parks — Traffic Regulation
- SENATE FILE 337 — Secondary Roads — Contract Procedures
- SENATE FILE 338 — Vehicles of Excessive Size and Weight
- SENATE FILE 454 — Light Rail Study
- SENATE FILE 550 — Motor Carriers — Workers' Compensation Insurance Provisions
- HOUSE FILE 220 — Artisan's Lien Against Aircraft and Equipment
- HOUSE FILE 252 — Transportation of Hazardous Materials
- HOUSE FILE 254 — Special Mobile Equipment — Corn Shellers and Feed Grinders
- HOUSE FILE 275 — Departmental Rules on Recovery for Damage to Highways
- HOUSE FILE 297 — Minors' Driver's Licenses
- HOUSE FILE 307 — Transportation Laws — Miscellaneous Changes
- HOUSE FILE 309 — Maximum Length of Vehicles and Drawbars
- HOUSE FILE 385 — Official Iowa Map
- HOUSE FILE 419 — School Bus Traffic Violations
- HOUSE FILE 426 — Pearl Harbor Registration Plates
- HOUSE FILE 483 — Fees for Highway Advertising Devices
- HOUSE FILE 491 — Acquisition of Highway Rights-of-Way — Procedures
- HOUSE FILE 625 — Junked Vehicles and Certificates of Title

## RELATED LEGISLATION

- SENATE FILE 362 — Petroleum Underground and Aboveground Storage Tanks  
*SEE ENVIRONMENTAL PROTECTION.* This Act makes several changes affecting the Iowa Comprehensive Petroleum Underground Storage Tank Fund and makes other miscellaneous changes including increasing the environmental protection charge on petroleum diminution.
- SENATE FILE 496 — Corrections  
*SEE CRIMINAL JUSTICE.* This Act makes a number of changes in the area of criminal justice and corrections, and includes provisions relating to operating a motor vehicle while intoxicated (OWI) and chauffeur's license requirements for employees of the Department of Corrections.
- SENATE FILE 508 — Energy Efficiency  
*SEE ENERGY AND PUBLIC UTILITIES.* This Act provides for a number of measures relating to energy efficiency, including provisions involving vehicle purchases, public transit, transportation studies and planning, and requirements of the State Department of Transportation.

- SENATE FILE 529 — Appropriations to State Departments and Agencies and Related Provisions  
*SEE APPROPRIATIONS.* This Act includes appropriations involving transportation, the Road Use Tax Fund, and the State Department of Transportation.
- SENATE FILE 545 — Renewable Fuel  
*SEE AGRICULTURE.* This Act relates to the production and distribution of renewable fuels, including ethanol-based fuel, and contains provisions involving motor vehicles, fuel taxes, and the State Department of Transportation.
- HOUSE FILE 173 — Appropriation Reductions, Fund Transfers, Surcharge Increase, and Related Provisions  
*SEE APPROPRIATIONS.* This Act relates to appropriations made for the 1990-1991 Fiscal Year and makes reductions in these appropriations in the amount of nearly \$60,000,000 and affects programs, provisions, and funding associated with transportation.
- HOUSE FILE 288 — Boat Manufacturers and Dealers — Special Certificates  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act expands exemptions to boat registration requirements available to manufacturers and dealers.
- HOUSE FILE 289 — Snowmobiles and All-terrain Vehicles  
*SEE NATURAL RESOURCES AND OUTDOOR RECREATION.* This Act authorizes motorcycles to be registered as all-terrain vehicles for the purpose of participating in all programs established under Chapter 321G except for safety instruction and certification.
- HOUSE FILE 566 — Defective Motor Vehicles  
*SEE BUSINESS, BANKING AND INSURANCE.* This Act establishes a new Chapter 322G, which replaces Chapter 322E and provides remedies for a consumer who purchases a motor vehicle which the manufacturer or the manufacturer's authorized agent is unable to repair so that the vehicle meets the express warranties of the manufacturer.
- HOUSE FILE 602 — Procedures for Transfer of Vehicle of Decedent  
*SEE COURTS AND JUDICIAL PROCEEDINGS.* This Act provides that if a decedent has a will, and the will is not probated or is admitted to probate without administration, the persons entitled to possession and ownership of the decedent's vehicle may transfer ownership by filing an affidavit with the county treasurer, in the same manner as current procedure when a decedent dies with no will.
- HOUSE FILE 657 — Ethanol Blended Gasoline  
*SEE AGRICULTURE.* This Act changes the term "gasohol," which is gasoline blended with alcohol, to the term "ethanol blended gasoline" in Code provisions.
- HOUSE FILE 698 — Schools — Bus Drivers — Child Abuse Investigation Procedures  
*SEE EDUCATION.* This Act contains provisions relating to school bus drivers.
- HOUSE FILE 710 — Sesquicentennial of Iowa Statehood  
*SEE STATE GOVERNMENT.* This Act establishes the Iowa Statehood Sesquicentennial Commission and provides for the issuance of sesquicentennial motor vehicle registration plates.

## TRANSPORTATION

**SENATE FILE 97 — Traffic Control Devices and Flashing Lights**

BY COMMITTEE ON TRANSPORTATION. This Act increases the penalty for unlawful possession of an official traffic control device from a simple misdemeanor to a serious misdemeanor. The Act also eliminates the requirement that flashing white lights, which are used on vehicles for emergency medical response personnel, be used only in conjunction with hazard lights.

**SENATE FILE 231 — Personalized Collegiate Registration Plates**

BY HORN. This Act allows collegiate registration plates for motor vehicles to be personalized.

The Act takes effect December 1, 1991.

**SENATE FILE 329 — Department of Transportation — Utility Accommodation Policy**

BY COMMITTEE ON TRANSPORTATION. This Act requires the State Department of Transportation to adopt rules embodying a utility accommodation policy which will impose reasonable restrictions on utility placements on primary road rights-of-way.

**SENATE FILE 331 — Mobile Home Parks — Traffic Regulation**

BY COMMITTEE ON TRANSPORTATION. This Act allows an owner of a mobile home park to have the vehicular traffic laws of the jurisdiction in which the mobile home is located enforced on the property. It authorizes a peace officer to enter the property and enforce the law. For a property owner to elect to have enforcement authority on the property, a written notice of election must be filed with the designated officials of the local authority whose ordinances, rules, or regulations will govern the vehicular traffic.

**SENATE FILE 337 — Secondary Roads — Contract Procedures**

BY COMMITTEE ON TRANSPORTATION. This Act allows counties to contract for road or bridge construction work and materials without advertising and letting the contract publicly, if the engineer's estimate does not exceed a cost of \$50,000. The prior limit was set at \$40,000. The Act also raises the limit of an estimated contract cost from \$20,000 to \$50,000 before the State Department of Transportation must review county contracts for road, bridge, or culvert construction work.

**SENATE FILE 338 — Vehicles of Excessive Size and Weight**

BY COMMITTEE ON TRANSPORTATION. This Act changes length requirements for movement of vehicles of excessive size and weight from a 95- to a 100-foot maximum and changes width requirements for movement of mobile homes or factory-built structures by removing references to a particular width restriction and allowing the State Department of Transportation to regulate movement through the permitting process. The Act also increases the fee for escort services for the movement of vehicles of excessive size and weight from \$100 to \$250.

**SENATE FILE 454 — Light Rail Study**

BY COMMITTEE ON TRANSPORTATION. This Act requires the State Department of Transportation to contract for a study to determine the feasibility of establishing a light rail system with routes located throughout the state, only if federal funds or funds from the private sector are made available to finance the study.

**SENATE FILE 550 — Motor Carriers — Workers' Compensation Insurance Provisions**

BY HUTCHINS AND RIFE. This Act relates to workers' compensation liability insurance coverage of owner-operators of certain vehicles who act as independent contractors.

The Act provides that a person hiring an owner-operator who, as a shareholder of a corporate owner-operator, owns a vehicle licensed and registered as a truck, road tractor, or truck tractor and acts as an independent contractor, is not required to provide workers' compensation liability coverage as the employer of the owner-operator. The Act also removes a requirement that an owner-operator must provide and maintain a certificate of workers' compensation insurance with the carrier in order to be considered an independent contractor.

The Act provides that a motor carrier contracting with an owner-operator who is acting as an independent contractor is not required to insure the carrier's liability for the owner-operator, but may procure coverage for the owner-operator and charge the owner-operator for the premiums. The Act also provides that a motor carrier must require the owner-operator to provide and maintain a certificate of workers' compensation insurance covering the owner-operator's employees and specifies that the owner-operator will remain responsible for providing coverage for the owner-operator's employees.

The Act also specifies that a corporation, association, or organization providing compensation liability insurance shall not require a motor carrier contracting with an owner-operator who is acting as an independent contractor to purchase coverage for the employer's liability for the owner-operator or the owner-operator's employees.

**HOUSE FILE 220 — Artisan's Lien Against Aircraft and Equipment**

BY COMMITTEE ON TRANSPORTATION. This Act creates a special lien in favor of persons who install new electronic navigation or communications aviation equipment in aircraft. The lien causes the equipment and the aircraft to be deemed to be in the possession of the person who installs the equipment for up to 90 days after the installation of the equipment. The lien may be continued for an indefinite period of time, unless it is released, if a notice of the lien is filed with the Federal Aviation Administration. The lien created under the Act has priority over all other prior liens of record and perfected security interests against the equipment or aircraft, and is enforceable against all persons, including a bona fide purchaser.

The Act takes effect April 8, 1991.

**HOUSE FILE 252 — Transportation of Hazardous Materials**

BY COMMITTEE ON TRANSPORTATION. This Act extends the exemption from current hazardous materials transportation regulations for cargo tank motor vehicles with a capacity of 4,000 gallons or less used to transport gasoline in intrastate commerce, which were manufactured between 1950 and 1989, were domiciled in Iowa prior to July 1, 1991, and are in compliance with the American Society of Mechanical Engineers specifications. Prior law exempted cargo tank motor vehicles manufactured between 1950 and 1979 which were in compliance with the American Society of Mechanical Engineers specifications.

This Act is repealed effective July 1, 1994.

**HOUSE FILE 254 — Special Mobile Equipment — Corn Shellers and Feed Grinders**

BY COMMITTEE ON TRANSPORTATION. This Act removes a special registration provision for trucks on which a portable mill or corn sheller is mounted and requires that they, and other similar vehicles, be registered and regulated as special mobile equipment.

**HOUSE FILE 275 — Departmental Rules on Recovery for Damage to Highways**

BY COMMITTEE ON TRANSPORTATION. This Act requires the State Department of Transportation to adopt administrative rules stating the Department's policy for recovery of damages to highways or highway structures. The policy must exclude from recoverable damages the costs of traffic control at the scene of an accident.

**HOUSE FILE 297 — Minors' Driver's Licenses**

BY COMMITTEE ON TRANSPORTATION. This Act provides that a minor may be issued a restricted license to transport dependents to and from temporary care facilities, if it is necessary for the minor to maintain employment. This Act also allows a minor moving into the state to be issued an Iowa driver's license if the minor has been driving under a valid driver's license or permit issued by the prior state of residency for at least one year, if the minor resides with a parent or guardian, passes the written and driving skills tests required by the State Department of Transportation, and has a driving record free of moving traffic violations.

**HOUSE FILE 307 — Transportation Laws — Miscellaneous Changes**

BY COMMITTEE ON TRANSPORTATION. This Act eliminates the requirement that motor vehicle registration cards be signed by the owner of the vehicle, eliminates the \$1 fee for issuance of duplicate extension certificates, provides that "termination or noncontinuance" as used in Chapter 322A includes a reduction of the geographic area of a franchisee's area of responsibility, provides for filing of a petition requesting resolution of connection disputes between railroad corporations with the State Department of Transportation, and allows public transit systems to receive federal aid with the exception that the State Department of Transportation may redirect unused funds to prevent their lapse.

**HOUSE FILE 309 — Maximum Length of Vehicles and Drawbars**

BY COMMITTEE ON TRANSPORTATION. This Act increases the allowable length of saddle mounted or full mounted power units to 75 feet when operated on highways designated by the Transportation Commission for use by larger trucks. The allowable length on other roads would remain at 65 feet. The Act also prohibits a motor truck which is towing a single trailer with a single point of articulation at the hitch connection from having a drawbar or other connection which exceeds 21 feet in length. A vehicle which has a drawbar or connection between 15 and 21 feet in length must have a yellow reflector visible on each vertical face of the drawbar or connection, and a towed vehicle sign affixed to the rear of the towed vehicle.

**HOUSE FILE 385 — Official Iowa Map**

BY COMMITTEE ON TRANSPORTATION. This Act requires the State Department of Transportation to publish an official map of the state of Iowa in 1993 and thereafter. At the request of a citizen of a city or town, the map must include and identify the city or town, and the main road leading into the city or town, if it meets two or more of the following criteria: has a zip coded post office, a population of 25 or more, a building on the National Register of Historic Places, an association with a public recreation area managed by the Department of Natural Resources, a high school, grade school, private school, church, cemetery, a retail business, or an annual festival or celebration.

**HOUSE FILE 419 — School Bus Traffic Violations**

BY COMMITTEE ON TRANSPORTATION. This Act requires the driver of a vehicle operating on a private road or driveway to comply with school bus traffic regulations. The Act also removes a provision allowing a school bus driver to signal the driver to proceed and instead requires a vehicle to remain stopped until the stop arm is retracted and the school bus resumes motion.

**HOUSE FILE 426 — Pearl Harbor Registration Plates**

BY COMMITTEE ON TRANSPORTATION. This Act changes the notation on Pearl Harbor registration plates from "Pearl Harbor Veteran" to "Pearl Harbor Survivor" followed by four identifying letters or numbers rather than two digits of identifying numbers and removes the "Dec. 7" designation. The Act also provides that seriously disabled veterans who are exempted from payment of the annual registration fee for motor vehicle registration plates under section 321.105 pay a \$25 fee for issuance of the Pearl Harbor plates.

**HOUSE FILE 483 — Fees for Highway Advertising Devices**

BY COMMITTEE ON TRANSPORTATION. This Act increases the fees for advertising sign permits issued by the State Department of Transportation from \$25 to \$50 for the initial fee and from \$5 to \$10 for each annual renewal.

**HOUSE FILE 491 — Acquisition of Highway Rights-of-Way — Procedures**

BY COMMITTEE ON TRANSPORTATION. This Act allows the State Department of Transportation to notify a city or county of the need to acquire additional right-of-way within an area. The notice must include a map which depicts the area. Within seven days of filing the notice, the Department must publish in a newspaper of public record a description and map of the area and a description of the potential restrictions. This notification is valid for three years and may be refiled for an additional three-year period. The city or county must

notify the Department 30 days prior to granting a building permit for construction valued at over \$25,000, approving a subdivision plat, or changing the zoning in the affected area. If the Department notifies the city or county within 30 days that it will proceed to acquire all or part of the property in the affected area, the city or county shall not issue the building permit, approve the subdivision plat, or change the zoning requirements. The Department is required to begin the process of acquiring the property or property rights within 10 days of sending written notice of intent to acquire to the city or county.

**HOUSE FILE 625 — Junked Vehicles and Certificates of Title**

**BY COMMITTEE ON TRANSPORTATION.** This Act allows a person who has been issued a junking certificate of title, but who was not reissued a certificate of title for the junked vehicle within the designated 14-day period, to receive a certificate of title if the person files a bond with the State Department of Transportation.

**CHAPTER NUMBERS OF THE 1991 IOWA ACTS,  
CONCURRENT AND JOINT RESOLUTIONS**

**SENATE FILES**

File No.	Acts Chapter	File No.	Acts Chapter	File No.	Acts Chapter
2	130	221	145	435	65
4	250	231	49	436	25
10	88	254	23	441	160
23	193	257	103	444	218
33	89	268	157	445	161
34	5	269	90	452	248
42	233	273	203	453	108
48	228	276	230	454	66
53	32	284	24	455	231
56	98	291	62	470	173
78	61	297	124	471	232
83	215	308	37	473	126
87	16	310	63	476	228
89	4	311	216	477	30
90	2	313	104	479	109
92	21	314	125	488	55
97	131	317	171	491	204
102	185	318	194	492	110
104	33	323	146	494	92
110	144	324	251	495	93
111	17	326	52	496	219
112	99	327	96	501	174
114	100	329	147	502	162
115	122	331	91	503	136
116	8	336	73	504	150
121	262	337	53	507	220
134	101	338	133	508	253
138	123	340	105	518	26
141	6	342	169	519	205
146	29	343	158	520	40
150	261	345	38	525	74
151	18	346	148	529	268
171	34	350	217	532	264
172	132	355	106	533	206
174	15	356	159	535	207
179	35	362	252	536	221
180	19	363	239	539	233
182	179	378	39	541	269
184	202	382	134	542	270
188	9	383	64	544	208
193	229	389	50	545	254
205	170	403	149	546	223
209	263	411	135	547	186
211	102	412	107	548	266
213	36	419	54	549	271
218	10	429	172	550	209

CHAPTER NUMBERS OF THE 1991 IOWA ACTS  
JOINT RESOLUTIONS

## SENATE FILES — Continued

## SENATE JOINT RESOLUTIONS

No.	Acts Chapter
1.....	272
9.....	273

**CHAPTER NUMBERS OF THE 1991 IOWA ACTS,  
CONCURRENT AND JOINT RESOLUTIONS**

**HOUSE FILES**

File No.	Acts Chapter	File No.	Acts Chapter	File No.	Acts Chapter
4	1	380	243	596	182
5	41	384	79	598	48
20	222	385	139	601	118
73	12	386	68	602	119
91	75	391	245	610	246
92	76	392	69	612	164
109	234	417	210	614	190
110	20	419	70	617	72
129	8	420	129	618	183
152	137	423	180	619	95
173	260	426	58	625	142
182	187	430	181	626	85
197	111	455	200	627	86
198	97	459	45	634	213
199	13	479	267	639	120
220	22	480	80	644	165
231	7	483	176	649	155
232	240	485	71	651	166
233	235	486	51	655	143
237	188	487	81	656	184
252	127	489	196	657	87
254	56	491	114	661	121
260	11	498	82	662	227
274	42	499	59	668	225
275	67	500	151	679	167
285	241	501	140	683	255
288	57	502	152	687	191
289	236	506	83	688	244
294	14	510	189	689	168
296	138	516	84	690	198
297	128	518	115	691	156
298	175	534	116	693	256
302	242	556	211	694	199
306	43	558	177	697	192
307	27	565	60	698	201
309	31	566	153	700	247
322	28	567	46	703	237
324	94	570	141	704	214
325	224	571	212	706	257
334	44	575	163	707	249
343	112	577	154	709	258
353	195	583	178	710	259
357	77	589	197	712	265
373	78	592	47		
375	113	593	117		

CHAPTER NUMBERS OF THE 1991 IOWA ACTS,  
CONCURRENT AND JOINT RESOLUTIONS

## HOUSE FILES — Continued

## HOUSE JOINT RESOLUTION

No.	Acts Chapter
10.....	274

## HOUSE CONCURRENT RESOLUTION

No.	Acts Chapter
30.....	275

**SECTIONS AMENDED, ADDED OR REPEALED**  
**1991 Regular Session of the Seventy-fourth General Assembly**

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
2.10	Subsections 1 & 3 amended	HF	709.1	J
2.14	Subsection 5 amended	HF	709.2	1/1/91 R
2.35	Unnumbered paragraph 2 amended	HF	709.3	1/1/91 R
2.42	Subsection 11 amended	HF	709.4	J
2.44	Unnumbered paragraph 1 amended	HF	709.5	1/1/91 R
2.47A	Subsection 1, paragraph d amended	SF	529.601	J
2.91	Subsection 2 amended	HF	709.6	1/1/91 R
2A.2	Section amended	HF	198.1	J
3.6	New unnumb. paragraph	HF	274.1	J
7.14	Subsection 2 amended	HF	198.2	J
7.15A	New section	SF	529.122	VETO
7.17	Section amended	HF	709.7	J
7C.4A	Subsection 4 amended	SF	436.1	E
7G.1	New section	HF	710.1	J
7G.2	New section	HF	710.2	J
8.6	Subsection 13 amended	SF	529.602	J
8.6	Subsection 14, unnumb. paragraph 1 amended	SF	529.603	J
8.22A	Unnumbered paragraph 1 amended	HF	344.1	VETO
8.22A	Unnumbered paragraph 3 amended	HF	344.2	VETO
8.23	Unnumbered paragraph 1 amended	SF	209.31	J
8.23	New unnumb. paragraph 2	HF	173.1201	VETO
8.29	Unnumbered paragraph 4 amended	SF	529.604	VETO
8.35A	Subsection 2 amended	SF	529.605	VETO
8.46	New section	SF	529.606	J
9.7	New section	HF	556.1	J
9B.1	New section	HF	706.1	J
10A.402	Subsection 7 amended	SF	412.1	E
11.6	Subsection 1, unnumb. paragraph 1 amended	HF	479.222	J
12.8	Unnumbered paragraph 2 amended	SF	529.123	J
12.27	Section amended	HF	502.1	J
12.51	Unnumbered paragraph 1 amended	HF	198.3	J
13.11	New section	SF	444.1	J
13.15	Unnumbered paragraph 2 amended	HF	479.410	J
13.26	New section	HF	479.411	VETO
13.31	Section amended	HF	430.16	J
13B.1	Subsection 1 amended	SF	529.408*	E
13B.2A	New section	SF	529.409*	E
13B.2B	New section	SF	529.410*	E
13B.4	Section rewritten	SF	529.411*	E
13B.8	Subsection 1, unnumb. paragraph 2 amended	SF	529.412*	E
13B.9	Section amended	SF	529.413*	E
14.1	Section amended	HF	709.8	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
14.5	New section	HF	709.9	J
14.6	Section amended	HF	709.10	J
14.7	Section repealed	HF	709.72	J
14.8	Section repealed	HF	709.72	J
14.9	Section repealed	HF	709.72	J
14.10	Section amended	HF	709.11	J
14.11	Section repealed	HF	709.72	J
14.12	Section amended	HF	709.12	J
14.13	Section amended	HF	709.13	J
14.14	Section repealed	HF	709.72	J
14.15	Section repealed	HF	709.72	J
14.16	Section repealed	HF	709.72	J
14.17	Section amended	HF	709.14	J
14.18	Section repealed	HF	709.72	J
14.19	Section repealed	HF	709.72	J
14.20	Section repealed	HF	709.72	J
14.21	Section amended	HF	709.15	J
15.102	Subsection 5 amended	SF	257.1	E
15.108	Subsection 7, paragraph h rewritten	HF	322.1	J
15.108	Subsection 9, paragraph a amended	SF	479.1	J
15.232	Section repealed	HF	479.319	J
15.282	Section amended	SF	254.1	E
15.283	Subsection 2 amended	SF	254.2	E
15.283	Subsection 3 amended	SF	254.3	E
15.283	Subsection 4 rewritten	SF	254.4	E
15.283	Subsection 6 stricken	SF	254.5	E
15.284	Subsection 4 amended	SF	254.6	E
15.285	Subsection 1 amended	SF	254.7	E
15.285	Subsection 4 amended	SF	254.8	E
15.286	Subsection 2 amended	HF	479.309	J
15.286	Subsection 4, paragraph b, subpar. (1) amended	HF	479.310	J
15.286A	New section	SF	254.9*	E
15.287	Section amended	SF	254.10	E
15.287	Section amended	HF	479.312	J
15.291	Subsection 8, paragraph d stricken	HF	498.1	E
15.295	Subsection 2 amended	HF	498.2	E
15.308	Subsection 4 amended	SF	254.11	E
17.3	Subsection 8 stricken	HF	709.16	J
17.8	Section amended	SF	507.1	E
17.11	New section	HF	592.1	J
17A.4	Subsection 1, paragraph a & subsection 2 amended	HF	709.17	J
17A.4	Subsection 4, paragraph a & subsection 6 amended	HF	709.18	J
17A.5	Subsection 1 amended	HF	709.19	J
17A.6	Subsection 1 amended	HF	274.2	J
17A.6	Subsection 1, unnumb. par. 1 & subsecs. 2, 3, 5 & 6 amended	HF	709.20	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
17A.6	Subsection 3-new unnumb. paragraph	HF	274.3	J
17A.8	Subsection 1, paragraphs a & b amended	HF	709.21	1/1/91 R
17A.8	Subsection 3 amended	HF	709.22	1/1/91 R
17A.8	Subsection 4 amended	HF	709.23	1/1/91 R
18.12	Subsec. 10, unnumb. pars. 1-3 & pars. b, d & e amended	SF	529.607	J
18.12	Subsection 15 amended	SF	529.608	J
18.12	New subsection 18A	HF	479.601	VETO
18.18	Subsection 1, unnumb. paragraph 1 amended	HF	198.4	J
18.75	Subsection 2 amended	HF	198.5	J
18.97	Subsection 14, paragraph a amended	HF	709.24	J
18.115	Subsection 3 amended	SF	545.1	J
18.115	New subsection 4A	SF	508.1	J
18.117	Unnumbered paragraph 1 amended	HF	479.602	J
18.137	Unnumbered paragraph 1 amended	SF	532.610	E
18B.5	Subsection 5 amended	HF	709.25	1/1/91 R
19A.1	Subsection 2, paragraph f amended	SF	104.1	J
19A.3	New subsection 22	SF	545.2	J
19A.12A	New section	SF	104.2	J
20.4	New subsection 13	SF	545.3	J
20.6	Subsection 3 rewritten	SF	501.1	J
20.9	Unnumbered paragraph 1 amended	SF	457.1	VETO
20.11	Subsection 4 amended	SF	501.2	J
20.17	New subsection 11	SF	501.3	J
20.19	Section amended	SF	501.4	J
20.20	Section amended	SF	501.5	J
20.21	New unnumb. paragraph	SF	501.6	J
21.2	Subsection 1, paragraph f amended	HF	709.26	J
22.1	Unnumbered paragraphs 1 & 2 amended	HF	709.27	J
22.13	New section	SF	327.1	J
25A.13	Section amended	SF	131.1	VETO
25A.14	Subsection 11 amended	SF	441.2	J
25B.6	Section amended	SF	182.1	J
28C	Chapter repealed	SF	92.8	7/1/95
28C.1	New section	SF	92.1	J
28C.2	New section	SF	92.2	J
28C.3	New section	SF	92.3	J
28C.4	New section	SF	92.4	J
28C.5	New section	SF	92.5	J
28C.6	New section	SF	92.6	J
28C.7	New section	SF	92.7	J
28C.8	New section	SF	92.8	7/1/95
28E.40	New section	HF	693.1	J
28F.1	Unnumbered paragraph 1 amended	HF	689.1	J
28.28	New subsections 4-6	HF	199.1	E
28.112	Section amended	HF	173.1202	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
28.120	Subsection 7 stricken	SF	532.512	E
28.120	New subsection 8	SF	254.12	E
28.120	New subsection 8	HF	479.313	J
28.143	Subsection 1, paragraph e amended	HF	479.314	J
28.144	Section rewritten	HF	479.315	J
29C.22	New section	SF	209.36	E
30.7	New subsection 5	HF	683.6	E
30.8	New subsection 4	HF	683.7	E
39.3	New subsection 15	SF	422.21	VETO
40.1	Section rewritten	SF	546.1	E
41.1	Section rewritten	SF	546.2	E
43.14	Unnumbered paragraph 2 amended	HF	420.1	J
43.18	Unnumbered paragraph 2 amended	HF	420.2	J
43.18	New unnumb. paragraph 3	HF	420.3	J
43.29A	New section	SF	505.8	VETO
43.42	Section rewritten	HF	420.4	J
43.43	New section	HF	420.5	J
43.67	New unnumb. paragraph 3	HF	420.6	J
44.3	Subsection 2-new unnumb. paragraph 3	HF	420.7	J
44.4	Unnumbered paragraph 1 amended	SF	505.9	VETO
44.9	Subsections 5 & 6 amended	HF	420.8	J
45.3	New unnumb. paragraph 3	HF	420.9	J
47.1	New unnumbered paragraphs	HF	420.10	J
48.31	Subsection 6 amended	SF	422.22	VETO
48.31	Subsection 6 amended	HF	420.11	J
49A.1	New section	SF	422.1	VETO
49A.2	New section	SF	422.2	VETO
49A.3	New section	SF	422.3	VETO
49A.4	New section	SF	422.4	VETO
49A.5	New section	SF	422.5	VETO
49A.6	New section	SF	422.6	VETO
49A.7	New section	SF	422.7	VETO
49A.8	New section	SF	422.8	VETO
49A.9	New section	SF	422.9	VETO
49A.10	New section	SF	422.10	VETO
49A.11	New section	SF	422.11	VETO
49A.12	New section	SF	422.12	VETO
49A.13	New section	SF	422.13	VETO
49A.14	New section	SF	422.14	VETO
49A.15	New section	SF	422.15	VETO
49A.16	New section	SF	422.16	VETO
49A.17	New section	SF	422.17	VETO
49A.18	New section	SF	422.18	VETO
49A.19	New section	SF	422.19	VETO
49A.20	New section	SF	422.20	VETO

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
49.31	Subsection 6 amended	HF	420.12	J
49.31A	New section	SF	505.10	VETO
49.41	Section rewritten	HF	420.13	J
50.13	New unnumbered paragraph	HF	420.14	J
50.30	Section amended	HF	420.15	J
50.32	Section amended	HF	420.16	J
52.21	Section amended	HF	198.63	J
53.2	Unnumbered paragraph 1 amended	HF	420.17	J
53.7	Section amended	HF	420.18	J
53.11	Section amended	HF	420.19	J
53.18	Section amended	HF	420.20	J
56.2	Subsection 4 rewritten	SF	476.1	J
56.3	Subsection 2 amended	SF	476.2	J
56.5	Subsection 5 amended	SF	476.3	J
56.5A	Section amended	SF	476.4	J
56.6	Subsection 1, paragraph a amended	SF	476.5	J
56.6	Subsection 6-new unnumb. paragraphs	HF	644.1	J
56.10	Subsection 4 amended	SF	476.6	J
56.12A	New section	SF	476.7	J
56.13	Unnumbered paragraph 1 amended	SF	505.11	VETO
56.14	New unnumb. paragraph	SF	505.12	VETO
56.33	New section	SF	505.2	VETO
56.34	New section	SF	505.3	VETO
56.35	New section	SF	505.4	VETO
56.36	New section	SF	505.5	VETO
56.36A	New section	SF	505.6	VETO
56.37	New section	SF	505.7	VETO
56.40	New section	SF	476.9	J
56.41	New section	SF	476.10	J A
56.42	New section	SF	476.11	J A
56.43	New section	SF	476.12	J
56.44	New section	SF	476.14	J
68B.4	Unnumbered paragraph 2 amended	HF	384.1	J
69.2	Unnumbered paragraph 1 amended	HF	73.1	J
69.2	Subsection 6 amended	HF	73.2	J
69.2	New subsection 7	HF	73.3	J
69.13	Subsections 1 & 2 amended	HF	420.21	J
73.7	New unnumb. paragraph	HF	479.603	J
73.17	New unnumb. paragraph	HF	479.223	J
73.18	Section amended	HF	479.224	J
73.19	Section amended	HF	479.225	J
78.1	Subsection 3 amended	HF	534.1	J
79.9	Section amended	HF	479.604	J
79.17	Section amended	SF	520.1	J
80B.11	Subsections 1 & 2 amended	SF	444.2*	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
80B.11	Subsection 2 amended	SF	496.1	J
80.9	Subsection 2, paragraph g amended	SF	171.1	J
85.27	New unnumbered paragraph	HF	517.1	VETO
85.28	Section amended	HF	517.2	VETO
85.30	New unnumbered paragraph	HF	517.3	VETO
85.31	Subsection 1, unnumb. paragraph 2 amended	HF	517.4	VETO
85.34	Subsection 2, unnumb. paragraph 1 amended	HF	517.5	VETO
85.34	Subsection 3, unnumb. paragraph 1 amended	HF	517.6	VETO
85.61	Subsection 13, paragraph c amended	SF	550.1	J
86.13	Unnumbered paragraph 4 amended	HF	517.7	VETO
87.1	Section amended	SF	550.2	J
87.11	New unnumb. paragraphs	SF	441.4	J
87.11	New subsection 3	SF	441.3	J
87.11A	New section	SF	441.5	J
87.11B	New section	SF	441.6	J
87.11C	New section	SF	441.7	J
87.11D	New section	SF	441.8	J
87.11E	New section	SF	441.9	J
87.23	New section	SF	550.3	J
88.14	Subsections 1 & 2 amended	SF	503.1	J
89.7	Subsection 4 amended	SF	503.2	J
90A.1	Section amended	HF	152.1	J
90A.4	Section amended	HF	152.2	J
90A.6	Section amended	HF	152.3	J
90A.7	Subsection 1 amended	HF	152.4	J
90A.8	Section amended	HF	152.5	J
91.4	New subsection 6	SF	503.3	J
91C.1	Subsection 1 amended	SF	503.4	J
91C.7	Section amended	SF	503.5	J
92.2	Section rewritten	SF	503.6	J
92.7	Section amended	SF	503.7	J
92.10	Unnumbered paragraph 1 amended	SF	503.8	J
93.11	Subsection 1, paragraph d amended	SF	508.2	J
93.11	Subsection 1-new paragraph f	SF	508.3	J
93.11	Subsection 5-new paragraph f	SF	508.4	J
93.11	Subsection 6 amended	SF	508.5	J
93.13A	Section amended	SF	508.6	J
93.14	New unnumb. paragraph	HF	173.1203	J
93.14	Section repealed	SF	508.26	J
93.16	New unnumb. paragraph	HF	173.1204	J
93.19	Section amended	SF	508.7	J
93.20	Section amended	SF	508.8	J
93.20A	Section amended	SF	508.9	J
93.40	Subsection 7, unnumb. paragraph 1 amended	HF	198.6	J
93.42	New section	SF	508.10	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
93.44	New section	SF	508.11	J
93A.1	New section	SF	508.12	J
96.4	Subsection 3 amended	HF	459.1	J
96.4	Subsection 6, paragraph b, unnumb. paragraph 2 amended	HF	459.2	J
96.5	Subsection 1, paragraph b stricken	HF	459.3	J
96.5	Subsection 10 amended	HF	459.4	J
96.6	New subsection 4	HF	306.1	J
96.7	Subsection 9, paragraph a amended	HF	459.5	J
96.7	Subsection 9 stricken	SF	529.426	J
96.8	Subsection 5 amended	HF	459.6	J
96.9	Subsection 4, paragraph a amended	HF	459.7	10/1/91
96.9	Subsection 4, paragraph b stricken	HF	459.8	10/1/91
96.11	New subsection 16	HF	459.9	J
96.13	Subsection 3, paragraph a, unnumb. paragraph 3 amended	HF	459.10	J
96.14	Subsection 2, unnumb. paragraph 5 amended	HF	459.11	J
96.14	Subsection 3, unnumb. paragraph 7 amended	HF	687.1	4/1/92
96.36	New section	HF	589.1	E
97A.6	Subsection 8, paragraph b, unnumb. paragraph 5 amended	HF	5.1	7/1/90 R
97B.8	Unnumbered paragraph 3 amended	HF	709.28	1/1/91 R
97B.50	Subsection 2, par. a & unnumb. par. 1 amended	SF	340.1	E R
97B.72	Unnumbered paragraph 2 amended	HF	479.508	J
98.1	Subsection 21 amended	HF	232.1	J
98.1	New subsection 24	HF	232.2	J
98.2	Section rewritten	HF	232.3	J
98.3	Section amended	HF	232.4	J
98.6	Subsection 1 amended	HF	479.509	6/1/91
98.6	Subsection 2 stricken	HF	479.510	6/1/91
98.22	Subsection 2 rewritten	HF	232.5	J
98.36	Subsection 6 amended	HF	232.6	E A
98.39	Section rewritten	HF	232.7	J
98.43	Subsection 1, unnumb. paragraph 1 amended	HF	479.511	6/1/91
98.43	Subsection 2, unnumb. paragraph 1 amended	HF	479.512	6/1/91
98.51	New section	HF	232.8	J
99B.7	Subsection 3, paragraph a amended	HF	298.1	J
99D.5	Subsection 4 amended	SF	548.21	J
99D.7	Subsection 2 amended	HF	173.1205	J
99D.7	New subsection 19A	HF	651.1	E
99D.11	Subsection 5 amended	HF	651.2	E
99D.11	Subsection 6, paragraph b amended	HF	651.3	E
99D.12	Subsection 2, paragraph b amended	HF	651.4	E
99D.13	Subsection 2 amended	HF	651.5	E
99D.15	Subsection 3, paragraph c amended	HF	651.6	1/1/93
99D.15	Subsection 3, paragraph c amended	SF	529.427	J
99D.17	New unnumb. paragraph	HF	173.1206	J
99D.18	Section repealed	HF	173.1250	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
99D.24	Subsection 5, paragraph a amended	HF	353.1	J
99E.10	Subsection 1, paragraph a-new unnumb. paragraph	HF	479.138	J
99E.32	Subsection 1, paragraph d amended	HF	173.1003	07-01-90R
99E.34	Subsection 1, paragraphs a & b amended	HF	173.1004	E
99F.4	Subsection 2 - new unnumb. paragraph	HF	173.1207	J
99F.4	Subsection 2 - new unnumb. paragraph	SF	209.32	VETO
99F.9	Subsection 6 amended	SF	110.1	E
99F.10	Subsection 4 amended	HF	479.605	J
99F.13	Section amended	HF	651.7	E
99F.15	Subsection 2 amended	SF	110.2	E
99F.16	New subsections 4-6	HF	679.1	E
100.18	Subsection 1, paragraph b amended	SF	383.1	J
100.18	Subsection 2 rewritten	SF	383.2	J
100.18	Subsection 3 stricken	SF	383.3	J
100.18	Subsection 5 amended	SF	383.4	J
100.18	Subsection 7 amended	SF	383.5	J
100.18	Subsection 9, unnumb. paragraph 2 stricken	SF	383.6	J
100.34	Section repealed	SF	529.519	J
101.28	Section amended	SF	529.509	J
103A.5	Subsection 5 amended	HF	198.7	J
106.35	Section amended	HF	288.1	E
106.78	Subsections 1 & 5 amended	HF	479.606	J
107.17	New unnumb. paragraph	HF	173.1208	VETO
107.18	Section amended	HF	173.1209	VETO
107.19	Unnumbered paragraph 1 amended	HF	173.1210	VETO
107.19	New unnumb. paragraph	HF	173.1211	VETO
107.23	Section amended	SF	529.224	J
107.24	New subsection 12	HF	373.1	J
107.33A	New section	SF	529.225	J
108.13	Subsection 3 amended	SF	429.1	J
108B.1	New section	HF	610.1	J
108B.2	New section	HF	610.2	J
109B.2	Subsection 5 amended	SF	205.1	E
108B.3	New section	HF	610.3	J
109.54	Section amended	HF	109.1	J
109.60	Section amended	HF	703.1	12/15/91
109.78	Section amended	SF	529.226	VETO
109.95	Unnumbered paragraph 1 amended	HF	703.2	12/15/91
109.125	New section	HF	109.2	J
109B.4	Subsection 6, paragraphs g-i amended	SF	205.2	E
109B.4	Subsection 6-new paragraphs l-n	SF	205.3	E
109B.12	Subsection 1, paragraph d rewritten	SF	205.4	E
109B.13	Subsection 1 amended	SF	205.5	E
109B.13	Subsection 3 stricken	SF	205.6	E
109B.14	Section amended	SF	205.7	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
110.1	Subsections 1-6 rewritten	HF	703.3	Various
110.24	Subsection 16 amended	HF	703.4	12/15/91
110.24	New subsection 17	HF	703.5	12/15/91
110.27	Subsections 1-7 amended	HF	233.1	J
110.27	New subsection 10	HF	233.2	J
111.42	Section amended	SF	134.1	J
111.78	Section amended	HF	610.4	J
111.79	New subsection 4	HF	173.1212	J
116.2	Unnumbered paragraph 1 amended	HF	198.8	J
116.3	Subsections 3-6 amended	HF	198.9	J
116.8	Subsection 1 amended	HF	198.10	J
116.8	New subsection 4	SF	111.1	J
116.15	Unnumbered paragraph 1 amended	HF	198.11	J
116.19	Unnumbered paragraph 1 amended	HF	198.12	J
116.20	Subsection 1 amended	HF	198.13	J
116.20	Subsection 2, paragraph a amended	HF	198.14	J
116.20	Subsections 3-5 amended	HF	198.15	J
116.20A	New section	SF	151.1	J
116.21	Unnumbered paragraph 1 and subsections 1 & 8 amended	HF	198.16	J
116.23	Subsection 4 amended	HF	198.17	J
116.25	Subsections 3, 4 & 10 amended	HF	198.18	J
116.26	Section amended	HF	198.19	J
116.31	Unnumbered paragraph 1 amended	HF	198.20	J
117.47	Subsection 2 amended	HF	198.21	J
117.54	Section amended	HF	173.1213	J
123.30	Subsection 3, paragraphs a-c amended	SF	273.1	J
123.32	Subsection 3 amended	HF	198.22	J
123.34	Subsection 3 amended	HF	198.23	J
123.36	Subsection 6 amended	HF	391.1	J
123.45	Unnumbered paragraph 2 amended	SF	284.1	J
123.49	Subsection 2, paragraph b amended	HF	391.2	J
123.49	Subsection 2, paragraph k amended	HF	391.3	J
123.134	Subsection 5 amended	HF	391.4	J
123.150	Unnumbered paragraph 1 amended	HF	391.5	J
123.173	New unnumb. paragraph	SF	273.3	J
123.173	Unnumbered paragraphs 2 & 3 amended	SF	273.2	J
125.14A	Subsections 1 & 3 amended	HF	296.1	J A
125.77	Section amended	SF	453.1	E
125.81	Unnumbered paragraph 1 & subsection 1 amended	SF	453.2	E
125.82	Subsections 1-3 amended	SF	453.3	E
135.11	Subsection 18 amended	HF	709.29	J
135.11A	New unnumb. paragraph	SF	529.306	J
135.61	Section amended	HF	668.1	J
135.62	Subsection 2, paragraph a, subpar. (2) amended	HF	668.2	J
135.62	Subsection 2, paragraph b, unnumb. paragraph 3 stricken	HF	668.3	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
135.63	Subsections 1 & 2 amended	HF	668.4	J
135.64	Subsection 1, paragraphs a & l-q amended	HF	668.5	J
135.65	Subsection 1 amended	HF	668.6	J
135.66	Subsections 2-4 amended	HF	668.7	J
135.67	Unnumbered paragraph 1 amended	HF	668.8	J
135.67	Subsection 5 amended	HF	668.9	J
135.67	New unnumbered paragraph	HF	668.10	J
135.69	Section amended	HF	668.11	J
135.70	Section rewritten	HF	668.12	J
135.72	Subsection 4 amended	HF	668.13	J
135.73	Section amended	HF	668.14	J
135.80	Section repealed	HF	668.15	J
135.82	Section repealed	HF	668.15	J
135.103	Section amended	SF	529.307	J
135B.6	New unnumbered paragraph	SF	444.3	J
135B.12	Section amended	SF	412.2	E
135C.2	Subsection 5, paragraph b amended	HF	479.139	J
135C.5	Section amended	HF	285.1	J
135C.30	Subsection 4, paragraph d, unnumb. paragraph 1 amended	SF	412.3	J
135C.37	Unnumbered paragraph 2 stricken	SF	412.4	J
135C.38	Subsection 1 rewritten	SF	412.5	J
135C.38	New subsection 1A	SF	412.6	J
135D.22	Subsection 2, paragraph b-new unnumb. paragraph	HF	479.513	1/1/91 R
135D.24	Subsections 1 & 7 amended	HF	687.2	4/1/92
135D.24	New subsection 8	HF	687.3	4/1/92
135D.26	Subsection 1, paragraph c amended	HF	687.4	4/1/92
135D.26	Subsection 2, paragraph b amended	HF	687.5	4/1/92
135G.4	Subsection 3 rewritten	HF	479.140	J
135H.7	Subsection 2, paragraphs a & c amended	HF	296.2	J A
135I.1	Subsection 4 amended	HF	91.1	J
135K.1	New section	SF	10.1	J
135K.2	New section	SF	10.2	J
136.10	Section amended	HF	709.30	J
137A.9	Section rewritten	SF	412.7	J
137A.12	Section amended	SF	529.428	J
137B.2	New subsection 11A	SF	269.1	J
137B.3	New subsection 7	SF	529.429	J
137B.6	Subsection 2-new paragraph c	SF	269.2	J
137B.7	New subsection 2A	SF	269.3	J
137B.11	New section	SF	412.8	J
137C.10	Section rewritten	SF	412.9	J
137C.11	Section amended	SF	529.430	J
137D.8	New section	SF	412.10	J
139.35	New subsections 6 & 7	SF	297.1	E
139B.1	New section	HF	655.1	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
141.22A	Section rewritten	HF	655.2*	J
141.22A	Subsection 3 amended	HF	709.31	J
144.13A	Section amended	HF	380.1	J
144.24	Section amended	HF	380.2	J
144.32	Section repealed	HF	534.23	J
144.35	Section amended	HF	534.2	J
144B.1	New section	HF	501.1	E
144B.2	New section	HF	501.2	E
144B.3	New section	HF	501.3	E
144B.4	New section	HF	501.4	E
144B.5	New section	HF	501.5	E
144B.6	New section	HF	501.6	E
144B.7	New section	HF	501.7	E
144B.8	New section	HF	501.8	E
144B.9	New section	HF	501.9	E
144B.10	New section	HF	501.10	E
144B.11	New section	HF	501.11	E
144B.12	New section	HF	501.12	E
145.3	Subsection 4, paragraph d amended	HF	575.1	J
145.3	New subsection 6	HF	575.2	J
145.4	Unnumbered paragraph 3 amended	HF	575.3	J
147.1	Subsections 2 & 3 amended	SF	193.1	J
147.13	New subsection 16	SF	193.2	J
147.14	Subsections 1 & 2 amended	HF	672.1	VETO
147.14	New subsection 13	SF	193.3	J
147.14	New subsection 13	HF	672.2	VETO
147.36	New subsections 1, 2 & 5	HF	672.3	VETO
147.74	Unnumbered paragraphs 2, 3 & 6 amended	HF	672.4	VETO
147.74	New unnumbered paragraphs 12 & 13	SF	193.4	J
147.74	Unnumbered paragraph 8 rewritten	SF	48.1	J
147.80	Unnumbered paragraph 1 & subsection 3 amended	HF	672.5	VETO
147.80	New subsection 8A	SF	48.2	J
147.80	New subsections 20 & 21	SF	193.5	J
147.86	Section amended	HF	672.6	VETO
147.102	Section amended	HF	672.7	VETO
147.103	Section amended	HF	672.8	VETO
147.103A	New section	HF	672.9	VETO
147.107	New subsection 6	SF	363.1	J
147.107	Subsection 2, unnumb. paragraph 2 amended	HF	672.10	VETO
147.107	New subsections 3A-3D	SF	42.1	E
148.3	Section amended	HF	672.11	VETO
148.4	Section amended	HF	672.12	VETO
148.5	Section amended	HF	672.13	VETO
148.6	Subsection 1, paragraph d amended	HF	672.14	VETO
148.7	Subsection 7, paragraph c amended	HF	672.15	VETO

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
148.14	New section	SF	210.1	VETO
148A.6	New section	SF	48.3	J
149.8	New section	HF	672.16	VETO
150A.9	Section amended	HF	672.17	VETO
152.1	Subsection 6 amended	SF	114.1	J
154.1	Unnumbered paragraph 3 amended	SF	188.1	J
154D.1	New section	SF	193.6	J
154D.2	New section	SF	193.7	J
154D.3	New section	SF	193.8	J
154D.4	New section	SF	193.9	J
154D.5	New section	SF	193.10	J
155A.13A	New section	SF	539.1	J
155A.15	Subsection 2, paragraph d, subpar. (4) amended	SF	539.2	J
155A.17	Section amended	SF	539.3	J
155A.19	Subsection 2 amended	SF	539.4	J
157.11	Unnumbered paragraph 1 amended	SF	529.431	J
158.9	Unnumbered paragraph 1 amended	SF	529.432	J
159.1	New subsections 1A & 1B	SF	525.1	1/1/92
159.9A	New section	SF	529.227	VETO
159.20	Section amended	SF	545.4	J
159.22	Section amended	SF	545.5	J
159A.1	New section	SF	545.6	J
159A.2	New section	SF	545.7	J
159A.3	New section	SF	545.8	J
159A.4	New section	SF	545.9	J
159A.5	New section	SF	545.10	J
159A.6	New section	SF	545.11	J
159A.7	New section	SF	545.12	J
163.1	New subsection 10	SF	53.1	J
163.30	Subsection 5-new unnumb. paragraph	SF	53.2	J
163.31	New section	SF	53.3	J
166D.16	Unnumbered paragraph 1 amended	SF	53.4	J
172C.1	Subsection 1 amended	SF	429.2	J
172C.3	Section amended	SF	429.3	J
172C.4	Unnumbered paragraph 2 amended	SF	429.4	J
172C.5	Subsection 3, paragraph a amended	SF	429.5	J
172C.8	Section repealed	SF	429.8	J
172C.11	Unnumbered paragraph 3 amended	SF	429.6	J
172C.12	Section repealed	SF	429.8	J
172C.14	Section amended	SF	429.7	J
173.1	Subsections 2-4 amended	SF	452.1	5/30/91
173.1	New subsection 5	SF	452.2	5/30/91
173.4	Section amended	SF	452.3	5/30/91
173.5	Section rewritten	SF	452.4	5/30/91
173.6	Section amended	SF	452.5	5/30/91

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>	
173.7	Section amended	SF	452.6	5/30/91	
173.11	Subsection 3 stricken	SF	452.7	J	
173.11	New subsection 4	SF	172.1	J	
173.14	Subsection 4 amended	SF	452.8	J	
173.14	New subsection 11	SF	172.2	J	
173.14B	Subsection 1, unnumb. paragraph 1 amended	SF	529.228	J	
173.14B	Subsection 2 amended	SF	529.229	J	
173.22	New section	SF	172.3	J	
174.2	Unnumbered paragraph 3 amended	SF	452.9	J	
174.19	Section rewritten	SF	56.1	J	
176A.8	Subsection 5, unnumb. paragraph 1 amended	HF	420.22	J	
176A.10	Section amended	HF	691.1	J A	
179.2	Subsection 3 amended	HF	709.32	1/1/91	R
183A.10	Section amended	HF	709.33	1/1/91	R
185.14	Section amended	HF	709.34	1/1/91	R
185C.11	New subsection 5	SF	545.13	J	
185C.14	Section amended	HF	709.35	1/1/91	R
190.1	Subsections 4-6 stricken	SF	525.2	1/1/92	
190.1	Subsections 32-57 stricken	SF	525.3	1/1/92	
190.2	New unnumb. paragraph	SF	525.4	1/1/92	
190.3	Unnumbered paragraph 2 amended	SF	525.5	1/1/92	
190.14	New section	SF	525.6	1/1/92	
190.15	New section	SF	525.7	1/1/92	
191.2	Subsection 5, paragraph j, subpars. (1) & (2) amended	SF	525.8	1/1/92	
191.9	New section	SF	525.9	1/1/92	
191.10	New section	SF	525.10	1/1/92	
192.1	New section	SF	525.11	1/1/92	
192.2	New section	SF	525.12	E	
192.5	Section amended	SF	525.13	1/1/92	
192.7	Section repealed	SF	525.24	1/1/92	
192.8	Section repealed	SF	525.24	1/1/92	
192.9	Section repealed	SF	525.24	1/1/92	
192.10	Section repealed	SF	525.24	1/1/92	
192.11	Unnumbered paragraphs 4-7 stricken	SF	525.14	1/1/92	
192.12	Section repealed	SF	525.24	1/1/92	
192.13	Section repealed	SF	525.24	1/1/92	
192.14	Section repealed	SF	525.24	1/1/92	
192.15	Section repealed	SF	525.24	1/1/92	
192.16	Section repealed	SF	525.24	1/1/92	
192.17	Section repealed	SF	525.24	1/1/92	
192.19	Section repealed	SF	525.24	1/1/92	
192.20	Section repealed	SF	525.24	1/1/92	
192.21	Section repealed	SF	525.24	1/1/92	
192.22	Section repealed	SF	525.24	1/1/92	
192.23	Section repealed	SF	525.24	1/1/92	

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
192.24	Section repealed	SF	525.24	1/1/92
192.25	Section repealed	SF	525.24	1/1/92
192.26	Section repealed	SF	525.24	1/1/92
192.27	Section repealed	SF	525.24	1/1/92
192.28	Section repealed	SF	525.24	1/1/92
192.29	Section repealed	SF	525.24	1/1/92
192.30	Unnumbered paragraph 1 stricken	SF	525.15	1/1/92
192.30	Unnumbered paragraph 2 amended	SF	525.16	1/1/92
192.32	Section amended	SF	525.17	1/1/92
192.33	Section amended	SF	525.18	1/1/92
192.39	Section repealed	SF	525.24	1/1/92
192.41	Section repealed	SF	525.24	1/1/92
192.46	Section repealed	SF	525.24	1/1/92
192.47	Subsection 3-new paragraph c	HF	173.1214	J
192.48	Section amended	SF	525.19	1/1/92
192.56	Section rewritten	SF	525.20	1/1/92
192.63	Section amended	SF	525.21	1/1/92
192.65	Section repealed	SF	525.24	1/1/92
192.66	Section transferred to chapter 194	SF	525.25	E
192A.30	New unnumb. paragraph	HF	173.1215	J
194.20	Section amended	SF	525.22	1/1/92
198.3	Subsection 1 amended	HF	198.24	J
198.5	Subsection 2, paragraph d amended	HF	198.25	J
198.9	Subsection 2, paragraph b, unnumb. paragraph 2 amended	HF	198.26	J
198.9	Subsection 3-new unnumb. paragraph	HF	173.1216	J
198.10	Subsection 2 amended	HF	198.27	J
198.12	Subsection 1 amended	HF	198.28	J
198.15	Section amended	HF	198.29	J
200.9	New unnumb. paragraph	HF	173.1217	J
204.101	Subsection 15 amended	SF	116.1	J
204.204	Subsection 4-new paragraph y	SF	116.2	J
204.206	Subsection 5-new paragraph b	SF	116.3	J
204.208	Subsection 3, paragraph e stricken	SF	116.4	J
204.208	New subsection 5A	SF	308.1	J
204.302	Subsection 1 amended	SF	539.5	J
204.304	Subsection 1-new paragraph d	SF	539.6	J
206.2	New subsections 30 & 31	SF	297.2	7/1/90 R
206.8	Subsection 2 amended	SF	33.1	J
206.10	Section amended	SF	33.2	J
206.12	Subsection 2, paragraph c, unnumb. paragraph 3 amended	SF	297.3	7/1/90 R
206.12	Subsection 3-new unnumb. paragraph	HF	173.1218	J
206.12	Subsection 7, paragraph a, subpar. (1) amended	SF	33.3	J
208A.10	Section amended	HF	173.1219	J
214A.2	Subsection 3, paragraphs a & b amended	HF	657.1	J
214A.16	Section amended	SF	545.14	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
217.9A	New section	SF	479.3	J
217.11	Subsection 4 amended	SF	479.2	J
217.37	Section repealed	HF	709.72	J
218.3	Unnumbered paragraph 1 & subsection 1 amended	HF	709.36	J
218.13	New section	HF	296.3	J A
220.100	Section amended	HF	479.316	J
225C.21	Subsection 2 amended	SF	345.1	J
225C.38	Subsection 1, paragraph c amended	SF	345.2	J
225C.38	Subsection 2 rewritten	SF	345.3	J
225C.41	New unnumb. paragraph	SF	345.4	J
225C.42	Section amended	SF	345.5	J
225D	Chapter repealed	SF	342.9	6/30/96
225D.1	New section	SF	342.1	J
225D.2	New section	SF	342.2	J
225D.3	New section	SF	342.3	J
225D.4	New section	SF	342.4	J
225D.5	New section	SF	342.5	J
225D.6	New section	SF	342.6	J
225D.7	New section	SF	342.7	J
226.12	Section rewritten	SF	345.6	J
229.7	Section amended	SF	453.4	E
229.13	New unnumb. paragraph	SF	453.5	E
229.14	Subsection 4 amended	SF	496.2	J
229.21	Section amended	SF	453.6	E
229.27	Subsection 1 amended	SF	495.1	J
229.35	Section amended	HF	479.514	VETO
230.8	Section amended	HF	479.515	VETO
230.11	Section amended	HF	479.516	VETO
230.12	Section amended	HF	479.141	J
230A.5	Section amended	HF	420.23	J
232.2	Subsection 4 amended	SF	471.1	J
232.8	Subsection 1, unnumb. paragraph 2 amended	HF	232.9	J
232.22	Subsection 2, unnumb. paragraph 1 amended	SF	471.2	J
232.22	New subsection 6	SF	471.3	J
232.45A	New section	SF	471.4	J
232.52	Subsection 2, paragraph e amended	HF	709.37	10/1/91
232.52	Subsection 6-new unnumb. paragraph	SF	471.5	J
232.52	Subsection 7 amended	SF	471.6	J
232.102	Subsection 1-new unnumbered paragraph	SF	471.7	J
232.102	Subsection 7 amended	SF	471.8	J
232.119	Subsection 4 amended	SF	471.9	J
232.119	Subsection 5, unnumb. paragraph 2 amended	SF	471.10	J
232.142	Subsection 4 amended	HF	296.4	J A
235A.15	Subsection 2, paragraph c-new subpar. (10)	HF	296.5	J A
235A.15	Subsection 2, paragraph e, subpar. (3) amended	HF	198.30	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
235A.15	Subsection 2, paragraph e-new subpar. (11)	HF	296.6	J A
235B.1	Section rewritten	SF	455.1	J
235B.2	Section rewritten	SF	455.2	J
235B.3	New section	SF	455.3	J
235B.4	New section	SF	455.4	J
235B.5	New section	SF	455.5	J
235B.6	New section	SF	455.6	J
235B.7	New section	SF	455.7	J
235B.8	New section	SF	455.8	J
235B.9	New section	SF	455.9	J
235B.10	New section	SF	455.10	J
235B.11	New section	SF	455.11	J
235B.12	New section	SF	455.12	J
235B.13	New section	SF	455.13	J
235B.14	New section	SF	455.14	J
235C.3	Subsection 4, unnumb. paragraph 1 amended	HF	198.31	J
236.2	New subsection 4A	SF	444.4	J
236.3	Subsection 1 amended	SF	444.5	J
236.3A	New section	SF	444.6	J
236.5	Subsection 2, paragraph d amended	SF	444.7	J
236.5	Subsection 4 amended	SF	444.8*	J
236.5	Subsection 4 amended	SF	496.3	J
236.8	Section amended	SF	444.9	J
236.9	Unnumbered paragraph 1 amended	SF	180.1	J
236.11	Unnumbered paragraph 1 amended	SF	444.10	J
236.12	Subsection 1, par. c-new unnumb. par. after subpar. (4)	SF	444.11	J
236.14	Subsection 2, unnumb. paragraph 1 amended	SF	496.4	J
236.14	Subsection 2, unnumb. paragraphs 3 & 4 amended	SF	444.12	J
236.15	Section amended	SF	444.13	J
236.15A	New section	SF	444.14	1/1/91 R
236.16	Subsection 1-new paragraphs c-e	SF	444.15	J
236.17	New section	SF	444.16*	J
236.17	New section	SF	496.33	J
236.18	New section	SF	444.17	J
237.8	Subsection 2, paragraphs a & c amended	HF	296.7	J A
237.15	Subsection 1 amended	SF	471.11	J
237A.1	Subsection 7-new paragraphs e & f	HF	500.1	E
237A.2	New unnumb. paragraphs	SF	471.12	E
237A.3	Subsection 1 amended	HF	500.2	E
237A.3	Subsection 1 amended	HF	479.142	J
237A.3	New subsections 4 & 5	SF	471.13	E
237A.5	Subsection 2, paragraphs a & c amended	HF	296.8	J A
237A.12	New unnumb. paragraphs	HF	500.3	E
237A.27	New section	HF	479.143	J
239.2	Subsection 3, paragraph e stricken	SF	470.1	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
239.19	Section amended	SF	470.2	J
239.21	Section amended	SF	470.3	J
246.108	Subsection 1, paragraph p amended	SF	496.5	J
246.108	Subsection 1-new paragraphs p & q	SF	444.18*	J A
246.206	Subsection 1 amended	SF	496.6	J
246.207	New section	SF	496.7	J
246.31	Section amended	HF	173.1220	J
246.310A	Section amended	HF	709.38	J
246.508	Section amended	SF	496.8	J
246.513	Section amended	SF	496.9	J
246.702	Section amended	SF	496.10	J
246.706	Unnumbered paragraph 1 amended	HF	173.1221	J
246.901	Section amended	SF	496.11	J
246.909	Section amended	SF	496.12	J
246.910	New section	SF	496.13	J
249A.2	New subsection 5A	SF	343.1	J
249A.2	Subsection 7 amended	SF	343.2	J
249A.2	New subsection 7A	SF	412.11	J
249A.3	Subsection 8 amended	SF	343.3	J
249A.3	New subsection 10	SF	343.4	J
249A.4	Subsection 13 stricken	HF	198.32	J
249A.4	New subsection 14	SF	343.5	J
249A.8	New section	SF	412.12	J
249A.20	New section	SF	343.6	J
249A.21	New section	SF	343.7	J
249A.22	New section	SF	343.8	J
249B.1	Subsection 6 amended	SF	343.9	J
249C.1	Subsection 4 amended	SF	470.4	J
249C.1	Subsection 5-new paragraph g	SF	470.5	J
249C.3	Section amended	SF	470.6	J
249C.6	Section amended	SF	470.7	J
249C.18	Section amended	SF	470.8	J
250.3	Section amended	HF	694.1	E
250.13	Section amended	HF	694.2	E
250.14	Unnumbered paragraph 1 amended	HF	4.1	J
250.14	Unnumbered paragraph 1 amended	HF	694.3	E
250.16	Section amended	HF	694.4	E
250.17	Section amended	HF	237.1	J
252B.1	Unnumbered paragraph 1 amended	HF	198.33	J
252B.9	Section amended	HF	558.1	J
252B.13A	Subsection 1 amended	HF	558.2	J
252B.14	Subsection 3 amended	HF	558.3	J
252B.15	Subsection 4 amended	HF	558.4	J
252B.16	Subsection 2 amended	HF	558.5	J
252D.18	Subsection 1 amended	HF	558.6	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
255.1	New unnumb. paragraph	HF	479.226	J
255.16	Section amended	HF	198.34	J
255.26	Unnumbered paragraph 3 amended	HF	479.227	J
255.27	Section amended	HF	198.35	J
255A.5	Section amended	SF	115.1	J
255A.14	Section repealed	SF	115.2	J
256A.2	Subsection 1 amended	SF	479.5	J
256A.2	Unnumbered paragraph 2 amended	SF	479.6	J
256A.4	New section	SF	478.3	VETO
256A.5	New section	SF	478.4	VETO
256.7	New subsection 21	HF	516.1	J
256.7	New subsection 21	SF	478.1	VETO
256.9	Subsection 24 amended	SF	473.1	J
256.9	New subsection 45	HF	516.2	J
256.9	New subsection 45	SF	478.2	VETO
256.11	Subsection 5, paragraph f amended	SF	23.1	J
256.11	Subsection 10 amended	SF	313.1	J
256.18	Section repealed	SF	473.5	J
256.19	Section amended	SF	473.2	J
256.34	Subsection 1, unnumb. paragraph 1 amended	SF	323.1	J
256.34	Subsection 1-new paragraphs d & e	SF	323.2	J
256.34	Subsection 1-new unnumb. paragraph	SF	323.3	J
256.41	Subsection 3 amended	SF	479.4	J
256.45A	New section	HF	485.1	J
257.1	Subsection 2, unnumb. paragraph 2 amended	HF	479.517	E
257.2	Subsection 12 stricken	HF	479.518	J
257.3	Subsection 2 rewritten	HF	583.1	E
257.4	New subsection 1A	HF	583.2	E
257.5	Unnumbered paragraphs 1 & 2 rewritten	HF	583.3	E
257.12	Section rewritten	HF	583.4	E
257.15	Subsection 1 amended	SF	141.1	E
257.15	Subsection 1-new unnumb. paragraph	HF	479.519	E
257.16	Unnumbered paragraph 1 amended	HF	583.5	E
257.19	Unnumbered paragraph 1 amended	SF	473.3	E A
257.21	Unnumbered paragraph 2 amended	SF	356.1	1/1/90 R
257.31	Subsections 6 & 11 stricken	HF	479.520	J
257.37	New section	SF	141.2*	E
257.37	Subsection 2 rewritten	HF	479.228	J
257.50	New section	SF	478.5	VETO
257.51	New section	SF	478.6	VETO
260.20	New section	HF	486.1	J
261.1	Subsection 3 stricken	SF	78.1	J
261.1	Subsection 6, unnumb. paragraph 1 amended	SF	78.2	J
261.9	Subsection 5, unnumb. par. 1 & pars. a, b & d amended	HF	423.1	J
261.12	Subsection 2 amended	SF	218.1	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
261.12	Subsection 2 amended	HF	709.39	J
261.19	Unnumbered paragraph 2 amended	HF	479.229	VETO
261.19A	Unnumbered paragraph 1 amended	HF	423.2	J
261.19A	Unnumbered paragraph 2 amended	HF	479.230	J
261.25	Subsections 1-3 amended	HF	173.908*	E
261.25	Subsections 1-3 amended	HF	479.218	J
261.25	Subsection 5, unnumb. paragraph 2 stricken	HF	423.3	J
261.38	Subsection 5 amended	HF	479.231	VETO
261.38	New subsection 5A	HF	423.4	J
261.38	New subsection 6	HF	423.5	J
261.40	Section repealed	HF	423.9	J
261.50	Subsection 3 amended	HF	479.232	J
261.71	Section repealed	HF	423.9	J
261.72	Section repealed	HF	423.9	J
261.73	Section repealed	HF	423.9	J
261.81	Section amended	HF	423.6	J
261.85	Unnumbered paragraph 1 amended	HF	173.909*	E
261.85	Unnumbered paragraph 1 amended	HF	479.219	J
261.88	Subsection 3 amended	HF	423.7	J
261.88	Subsection 6 amended	HF	423.8	J
261.93A	New section	HF	479.233	J
261C.3	Subsection 2 amended	SF	473.4	J
261C.4	Section amended	SF	138.1	E
261C.5	Section amended	SF	138.2	E
262A.3	Section amended	SF	529.609	J
262A.6A	Subsection 1 amended	HF	198.37	J
262.9	Subsection 4, unnumb. paragraph 1 amended	HF	198.36	J
262.9	Subsection 18 amended	SF	146.1	J
262.9	New subsection 27	HF	479.234	VETO
262.9A	New section	HF	479.235	J
262.21	Section amended	SF	520.2	J
262.25A	Section amended	SF	545.15	J
262.43	Section amended	HF	479.236	J
262.71	Subsection 4 amended	SF	479.7	J
263.8C	New section	HF	518.1	J
263A.14	New section	HF	479.237	J
266.39C	New subsections 6-8	SF	508.13	J
268.5	New section	HF	479.238	J
270.5	Section amended	HF	479.521	J
273.9	Subsections 4 & 5 amended	HF	198.38	J
273.12	Section amended	HF	198.39	J
275.27	Section amended	HF	334.1	J
279.7A	Section amended	HF	709.40	J
279.13	New subsection 4	SF	457.2	VETO
279.14	Section rewritten	SF	457.3	VETO

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
279.15	Subsection 1 amended	SF	501.7	J
279.34	New section	SF	545.16	J
279.50	Subsection 4, unnumb. paragraph 2 amended	SF	444.19	J
279.51	Subsection 1, paragraph d amended	HF	479.239	J
279.51	Subsection 1, paragraph f-new unnumb. paragraph	HF	479.240	J
279.55	New section	HF	516.3	J
279.56	New section	HF	516.4	J
279.57	New section	HF	516.5	J
280.2	Section amended	HF	455.1	J
280.3	Unnumbered paragraph 1 amended	HF	455.2	J
280.4	Unnumbered paragraph 1 amended	SF	23.2	J
280.15	Section amended	HF	593.1	J
280A.19A	New section	SF	545.17	J
280A.34	Section amended	HF	479.241	J
280A.39	New unnumb. paragraph	HF	593.2	J
280A.40	New section	HF	479.242	J
280A.56	Subsection 3 amended	HF	479.243	J
280A.56	New subsection 4	HF	479.244	J
280A.58	Unnumbered paragraph 1 amended	HF	479.245	J
280A.59	Section amended	HF	479.246	J
280A.60	Section amended	HF	479.247	J
280C.6	Subsection 1 rewritten	SF	90.1	J
280C.6	Subsection 2 amended	SF	90.2	J
280C.8	Section repealed	SF	90.3	J
281.9	Subsection 1, paragraphs b-d amended	SF	378.1	J
281.15	Subsection 7 amended	SF	314.1	J
281.15	New subsection 10	SF	314.2	J
282.18	Subsection 15 amended	SF	184.1	J A
286A.11	New subsection 5	HF	479.248	J
294A.14	Unnumbered paragraph 2 amended	SF	478.7	VETO
294A.14	Unnumbered paragraphs 1, 6 & 10 amended	HF	479.250	VETO
294A.14	New unnumb. paragraph	HF	479.251	VETO
286A.14A	Unnumbered paragraph 1 amended	HF	479.249	J
294A.16	Unnumbered paragraph 3 amended	HF	479.252	VETO
286A.19	Section repealed	HF	479.256	J
299.1	Section amended	HF	455.3	J
299.1A	New section	HF	455.4	J
299.2	Section amended	HF	455.5	J
299.3	Section amended	HF	455.6	J
299.4	Section amended	HF	455.7	J
299.5	Section amended	HF	455.8	J
299.5A	New section	HF	455.9	J
299.6	Section amended	HF	455.10	J
299.8	Section amended	HF	455.11	J
299.9	Section amended	HF	455.12	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
299.10	Section amended	HF	455.13	J
299.11	Section amended	HF	455.14	J
299.13	Section repealed	HF	455.31	J
299.14	Section repealed	HF	455.31	J
299.16	Section amended	HF	455.15	J
299.18	Section amended	HF	455.16	J
299.19	Section amended	HF	455.17	J
299.20	Section amended	HF	455.18	J
299.22	Section amended	HF	455.19	J
299B.1	New section	HF	455.20	J
299B.2	New section	HF	455.21	J
299B.3	New section	HF	455.22	J
299B.4	New section	HF	455.23	J
299B.5	New section	HF	455.24	J
299B.6	New section	HF	455.25*	J
299B.6	Section amended	HF	709.41	J
299B.7	New section	HF	455.26	J
299B.8	New section	HF	455.27	J
299B.8	New section	HF	455.28	J
299B.9	New section	HF	455.29	J
299B.10	New section	HF	455.29	J
303.1	Subsection 2, paragraph h stricken	HF	639.1	J
303.1	Subsection 2, paragraph i stricken	SF	268.9	J
303.2	Subsection 4, paragraph d stricken	SF	268.10	J
303.3	Subsection 3 rewritten	HF	479.253	VETO
303.3	Subsection 3 rewritten	HF	639.2	J
303.16	Subsection 3, paragraph a amended	SF	336.1	J
303.16	Subsection 3-new paragraphs e-g	SF	336.2	J
303.16	Subsection 6, paragraph a amended	SF	336.3	J
303.16	Subsection 6, paragraph b rewritten	SF	336.4	J
303.16	Subsection 6-new paragraph h	SF	336.5	J
303.16	Subsection 7, paragraph a rewritten	SF	336.6	J
303.16	Subsection 9, paragraph a-new unnumb. paragraph	SF	336.7	J
303.79	Subsection 11 amended	SF	532.611	E
303.87	Subsection 3 stricken	SF	268.11	J
303.89	Subsection 1 amended	HF	198.40	J
303.89	Section repealed	SF	268.13	J
303.90	Section repealed	SF	268.13	J
303.94	Unnumbered paragraph 1 amended	HF	479.254	J
303.94	New subsection 3	HF	479.255	VETO
303C.1	New section	SF	268.2	J
303C.2	New section	SF	268.3	J
303C.3	New section	SF	268.4	J
303C.4	New section	SF	268.5	J
303C.5	New section	SF	268.6	J
303C.6	New section	SF	268.7	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
303C.7	New section	SF	268.8	J
305A.7	Section amended	HF	198.41	J
306.19	New subsection 6	HF	491.1	J
306A.3	New unnumb. paragraph	SF	329.1	J
306C.18	Section amended	HF	483.1	J
307.10	New subsections 8-15	SF	508.14	J
307.12	New subsection 14	SF	529.510	J
307.14	New section	HF	385.1	J A
307.21	Subsection 4, paragraph a amended	HF	198.42	J
307.21	Subsection 4-new paragraph d	SF	545.18	J
307.45	Unnumbered paragraph 4 rewritten	SF	529.511	J
307B.23	New subsection 3	HF	173.1222	J
309.10	Unnumbered paragraph 2 amended	HF	709.42	J
309.40	Section amended	SF	337.1	J
309.42	Section amended	SF	337.2	J
312.2	Subsection 8 amended	HF	709.43	J
312.2	Subsection 13-new unnumb. paragraph	HF	173.1223	J
312.2	Subsection 13 amended	SF	532.906	E
312.2	Subsection 13 amended	HF	479.412	VETO
312.2	Subsection 15-new unnumb. paragraph	HF	173.1224	J
312.2	New subsection 21	SF	529.512	J
312.2	New subsection 22	SF	529.513	J
312.3	Subsection 1, paragraph b amended	HF	709.44	J
312.5	Subsection 5, paragraph b amended	HF	709.45	J
313.2A	Subsection 2-new paragraph e	SF	529.514	J
313.2A	New subsection 4	SF	529.515	J
314.21	Subsection 3, paragraph b, subpar. (1) amended	SF	529.516	J
317.25	Section amended	SF	34.1*	J
317.25	Section amended	HF	709.46	J
319.14	Section amended	SF	329.2	J
321.1	Subsection 17 amended	HF	254.1	J
321.1	Subsection 43, unnumb. paragraph 3 amended	SF	496.14	J
321.18A	New section	HF	198.43	J
321.24	Unnumbered paragraph 8 amended	HF	625.1	J R
321.32	Section amended	HF	307.1	J
321.34	Subsection 10, paragraph b-new subpar. (4)	SF	231.1	12/1/91
321.34	Subsection 10-new paragraph e	SF	231.2	12/1/91
321.34	Subsection 12 amended	HF	426.1	J
321.34	New subsection 14	HF	710.3	1/1/92
321.46	Subsection 2 amended	HF	687.6	4/1/92
321.47	Unnumbered paragraph 1 amended	HF	602.1	J
321.52	Subsection 2 amended	HF	625.2	J R
321.52	Subsection 3, unnumbered paragraph 2 amended	HF	625.3	J R
321.52	Subsection 4, paragraph b-new unnumb. paragraph	HF	173.1225	J
321.52	Subsection 4, paragraph c-new unnumb. paragraph	HF	173.1226	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
321.52A	New section	HF	479.607	J
321.100	Unnumbered paragraph 2 stricken	HF	198.44	J
321.118	Section repealed	HF	254.2	J
321.152	Subsections 1 & 2 amended	HF	479.608	J
321.178	Subsection 2, paragraph a amended	HF	297.1	J
321.178	New subsection 3	HF	297.2	J
321.195	Section amended	HF	307.2	J
321.251	Section amended	SF	331.1	J
321.260	Section amended	SF	97.1	J
321.372	Subsection 3 amended	HF	419.1	J
321.376	Section amended	HF	698.1	J
321.423	Subsection 1, paragraph d stricken	SF	97.2	J
321.423	Subsection 2, paragraph f amended	SF	97.3	J
321.423	Subsection 7, unnumb. paragraph 1 amended	SF	97.4	J
321.450	Unnumbered paragraph 1 amended	HF	252.1	J
321.457	Subsection 1 amended	HF	309.1	J
321.457	Subsection 3-new paragraph f	HF	309.2	J
321.461	New unnumb. paragraph	HF	309.3	J
321.475	New unnumb. paragraph	HF	275.1	J
321E.8	Subsection 2 amended	SF	338.1	J
321E.9	Subsection 1 amended	SF	338.2	J
321E.14	Unnumbered paragraph 1 amended	SF	338.3	J
321E.28	Subsection 1 stricken	SF	338.4	J
321G.1	New subsection 8A	HF	289.1	J
321G.6	New unnumb. paragraph	HF	289.2	J
321G.13	Subsection 11 amended	HF	289.3	J
321G.16	Section amended	HF	289.4	J
321G.24	Subsection 1 amended	HF	289.5	J
321J.4A	Subsection 3 amended	HF	709.47	J
321J.4A	Subsection 4, paragraph a, subpar. (2) amended	HF	709.48	J
321J.4A	Subsection 5 amended	HF	709.49	J
321J.17	Section amended	HF	709.50	J
322A.1	New subsection 9	HF	307.3	J
322E.	Chapter repealed	HF	566.16	J
322G.1	New section	HF	566.1	J
322G.2	New section	HF	566.2	J
322G.3	New section	HF	566.3	J
322G.4	New section	HF	566.4	J
322G.5	New section	HF	566.5	J
322G.6	New section	HF	566.6	J
322G.7	New section	HF	566.7	J
322G.8	New section	HF	566.8	J
322G.9	New section	HF	566.9	J
322G.10	New section	HF	566.10	J
322G.11	New section	HF	566.11	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
322G.12	New section	HF	566.12	J
322G.13	New section	HF	566.13	J
322G.14	New section	HF	566.14	E
322G.15	New section	HF	566.15	J
323A.2	Subsection 1, paragraph a amended	HF	657.2	J
324.2	Subsection 7 amended	HF	657.3	J
324.3	Unnumbered paragraph 1 amended	SF	545.19	J
324.3	Unnumbered paragraph 4 amended	SF	545.20	J
324.3	Subsection 5, unnumb. paragraph 3 amended	HF	657.4	J
324.8	Subsection 6 amended	HF	657.5	J
324.8	Subsection 7, unnumb. paragraph 2 amended	HF	657.6	J
324.18	Section amended	HF	657.7	J
324.21	Unnumbered paragraph 1 amended	HF	657.8	J
324.21	Unnumbered paragraph 3 amended	HF	657.9	J
324.65	Unnumbered paragraph 2 amended	SF	356.2	J
324.79	New unnumb. paragraph	HF	173.1227	J
324.85	Subsection 1 amended	HF	657.10	J
327D.4	Section amended	HF	307.4	J
327H.18	New unnumb. paragraph	HF	173.1228	J
328.36	New unnumb. paragraph	HF	173.1229	J
330.17	Unnumbered paragraph 1 amended	HF	420.24	J
330.20	Section amended	HF	92.1	J
330B.2	New section	HF	690.1	E
330B.3	New section	HF	690.2	E
330B.4	New section	HF	690.3	E
330B.5	New section	HF	690.4	E
330B.6	New section	HF	690.5	E
330B.7	New section	HF	690.6	E
330B.8	New section	HF	690.7	E
330B.9	New section	HF	690.8	E
330B.10	New section	HF	690.9	E
330B.11	New section	HF	690.10	E
330B.12	New section	HF	690.11	E
330B.13	New section	HF	690.12	E
330B.14	New section	HF	690.13	E
330B.15	New section	HF	690.14	E
330B.16	New section	HF	690.15	E
330B.17	New section	HF	690.16	E
330B.18	New section	HF	690.17	E
330B.19	New section	HF	690.18	E
330B.20	New section	HF	690.19	E
330B.21	New section	HF	690.20	E
330B.22	New section	HF	690.21	E
330B.23	New section	HF	690.22	E
330B.24	New section	HF	690.23	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
330B.25	New section	HF	690.24	E
330B.26	New section	HF	690.25	E
331.209	Subsection 1 amended	HF	614.1	J
331.231	Subsection 6 amended	HF	693.3	J
331.231	New subsection 7	HF	693.2	J
331.232	New subsection 1A	HF	693.4	J
331.233	Subsection 1 amended	HF	693.5	J
331.233	Subsection 2 rewritten	HF	693.6	J
331.233	New subsection 3	HF	693.7	J
331.233A	New section	HF	693.8	J
331.234	Subsections 3 & 4 amended	HF	693.9	J
331.235	Section amended	HF	693.10	J
331.236	Section rewritten	HF	693.11	J
331.237	Subsection 1 amended	HF	420.25	J
331.237	Subsection 1 amended	HF	693.12	J
331.237	Subsection 2-new paragraph f	HF	693.13	J
331.237	Subsection 3 amended	HF	693.14	J
331.238	Subsection 2, paragraph f amended	HF	693.15	J
331.238	Subsection 2, paragraph k stricken	HF	693.16	J
331.238	Subsection 2-new unnumb. paragraph after paragraph k	HF	693.17	J
331.238	New subsection 3	HF	693.18	J
331.247	Section amended	HF	693.20	J
331.247	New subsection 5	HF	693.19	J
331.248	Subsection 1 amended	HF	693.21	J
331.248	Subsection 2, paragraph b amended	HF	693.22	J
331.249	Subsections 1 & 2 rewritten	HF	693.23	J
331.249	Subsection 3 amended	HF	693.24	J
331.250	Section rewritten	HF	693.25	J
331.252	Section rewritten	HF	693.26	J
331.253	Section amended	HF	693.27	J
331.254	Unnumbered paragraph 1 & subsection 5 amended	HF	693.28	J
331.254	New subsections 6-8	HF	693.29	J
331.255	Section rewritten	HF	693.30	J
331.256	New section	HF	693.31	J
331.260	New section	HF	693.32	J
331.261	New section	HF	693.33	J
331.262	New section	HF	693.34	J
331.263	New section	HF	693.35	J
331.302	Subsection 4 amended	SF	221.1	J
331.302	New subsection 4A	SF	221.2	J
331.401	Subsection 1, paragraph 1 amended	HF	687.7	4/1/92
331.427	Subsection 1, unnumb. paragraph 1 amended	HF	687.8	4/1/92
331.434	Subsections 3 & 6 amended	HF	612.1	J
331.512	Subsections 14 & 15 stricken	HF	687.9	4/1/92
331.552	Subsection 23 amended	HF	687.10	4/1/92

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
331.553	New subsection 3	HF	687.11	4/1/92
331.559	Subsections 22-24 amended	HF	687.12	4/1/92
331.602	Subsection 27 stricken	HF	556.2	J
331.602	New subsection 35A	HF	618.1	J
331.604	Section amended	HF	687.13	4/1/92
331.653	Subsections 36 & 37 stricken	HF	687.14	4/1/92
331.661	New section	HF	510.1	J
331.908	New section	SF	545.21	J
341A.7	New unnumb. paragraph	SF	492.1	J
347.14	New subsection 9A	SF	441.11	J
347.25	Unnumbered paragraph 1 amended	HF	420.26	J
356.26	Unnumbered paragraph 3 amended	HF	479.413	J
357.13	Section amended	HF	197.1	J
357A.1	Subsections 3, 5 & 6 amended	SF	382.1	J
357A.2	Unnumbered paragraph 1 amended	SF	382.2	J
357A.2	Unnumbered paragraph 3 amended	SF	382.3	J
357A.3	Subsection 2 amended	SF	382.4	J
357A.4	Subsections 1 & 3 amended	SF	382.5	J
357A.5	Section amended	SF	382.6	J
357A.6	Unnumbered paragraph 2 amended	SF	382.7	J
357A.11	Subsection 3 amended	SF	382.8	J
357A.11	Subsection 8 amended	SF	382.9	J
357A.11	New subsections 10 & 11	SF	382.10	J
357A.12	Section amended	SF	382.11	J
357A.14	Subsection 1 amended	SF	382.12	J
357A.14	New subsection 4	SF	382.13	J
357A.16	Section amended	SF	382.14	J
357A.18	Subsection 1 amended	SF	382.15	J
357A.18	Unnumbered paragraph 2 amended	SF	382.16	J
357A.20	Section amended	SF	382.17	J
357B.5	Subsection 1 amended	HF	197.2	J
357C.8	Section amended	HF	197.3	J
357C.11	Section amended	HF	197.4	J
357D.9	Section amended	HF	197.5	J
357D.12	Section amended	HF	197.6	J
357E.9	Unnumbered paragraph 1 amended	HF	197.7	J
357E.12	Section amended	HF	197.8	J
358A.31	New section	SF	10.3	J
362.5	Subsection 10 amended	HF	565.1	J
362.5	New subsection 11	HF	565.2	J
364.20	New section	SF	545.22	J
364.23	Section amended	SF	508.16	J
364.24	Section amended	SF	508.15	J
368.1	New subsection 9A	HF	182.1	J
368.1	Subsection 13 amended	SF	4.1	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
368.3	New unnumb. paragraph	HF	237.2	J
368.6	New section	SF	4.2	E
368.7	Unnumbered paragraph 2 amended	HF	182.2	J
368.7	Unnumbered paragraph 3 amended	HF	182.3	J
368.7	Unnumbered paragraph 3 amended	SF	4.3	E
368.7	New unnumbered paragraph	SF	4.4	E
368.9	Section amended	SF	4.5	E
368.11	New unnumbered paragraphs	SF	4.6	J A
368.12	Section amended	SF	4.7	E
368.14	Unnumbered paragraph 1 amended	SF	4.8	E
368.14A	New section	SF	4.9	E
368.17	New subsection 7	HF	182.4	J
368.19	Unnumbered paragraph 1 amended	SF	4.10	E
372.4	Unnumbered paragraph 1 amended	HF	693.36	J
372.5	Unnumbered paragraph 2 amended	HF	693.37	J
372.10	New subsection 5	HF	693.38	J
372.13	New subsection 11	HF	693.39	J
372A.1	New section	HF	693.40	J
372A.2	New section	HF	693.41	J
372A.3	New section	HF	693.42	J
372A.4	New section	HF	693.43	J
372A.5	New section	HF	693.44	J
372A.6	New section	HF	693.45	J
372A.7	New section	HF	693.46	J
372A.8	New section	HF	693.47	J
372A.9	New section	HF	693.48	J
372A.10	New section	HF	693.49	J
372A.11	New section	HF	693.50	J
380.2	Section amended	SF	221.3	J
380.10	New unnumbered paragraphs	SF	221.4	J
384.12	Subsection 10 amended	HF	700.1	J
384.14	Unnumbered paragraph 2 amended	HF	709.51	1/1/91 R
388A.1	New section	HF	689.2	J
388A.2	New section	HF	689.3	J
388A.3	New section	HF	689.4	J
388A.4	New section	HF	689.5	J
388A.5	New section	HF	689.6	J
400.4	Unnumbered paragraph 1 amended	SF	488.1	E
400.18	Section amended	SF	457.4	VETO
400.27	Unnumbered paragraph 4 amended	SF	488.2	E
403.2	Subsection 3 amended	SF	547.1	J A
403.15	Subsections 2 & 5 amended	HF	704.1	J
403.17	Subsections 2, 4 & 17 amended	HF	704.2	J
403.17	Subsection 20 amended	SF	547.2	J A
403.17	New subsection 20A	SF	547.3	J A

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
403.17	New subsection 21	HF	704.3	J
403.17	New subsection 21	SF	547.4	J A
403.19	New subsection 7	HF	704.4	J
403A.11	New unnumbered paragraphs	SF	542.5	J
404.1	Unnumbered paragraph 1 amended	HF	704.6	J
404.1	New subsection 4	HF	704.7	J
404.2	Section amended	HF	704.11	J
404.2	Subsection 1 amended	HF	704.8	J
404.2	Subsection 2, paragraph f amended	HF	704.5	J
404.2	Subsection 2, paragraph h-new unnumb. paragraph	HF	704.9	J
404.2	Subsections 3 & 6 amended	HF	704.10	J
404.3	Section amended	HF	704.11	J
404.3	Subsection 6 amended	SF	547.5	J A
404.4	Section amended	HF	704.11	J
404.5	Section amended	HF	704.11	J
404.6	Section amended	HF	704.11	J
404.7	Section amended	HF	704.11	J
409A.4	Subsection 1, paragraph a amended	HF	687.15	4/1/92
409A.5	Subsection 1, paragraph a amended	HF	687.16	4/1/92
410.10	Section amended	HF	5.2	J A
411.6	Subsection 8, paragraph b, unnumb. paragraph 4 amended	HF	5.3	7/1/90 R
411.7	New subsection 5	SF	326.1	1/1/92
411.36	New subsections 5 & 6	SF	326.2	1/1/92
411.37	Subsection 3 amended	SF	326.3	E
414.29	New section	SF	10.4	J
420.246	Section amended	HF	687.17	4/1/92
421.17	New subsection 32	SF	356.3	J
421.17	New subsection 32	SF	529.127	J
421.27	Subsection 4, unnumb. paragraph 2 amended	HF	198.45	J
421.27	Subsection 4, unnumb. paragraph 2 amended	SF	356.4	1/1/91 R
421.27	New subsection 5	SF	356.5	1/1/91 R
421.27	New subsection 6	SF	356.6	J A
421.38	Subsection 1 amended	SF	343.10	J
422.3	Subsection 5 amended	SF	83.1	1/1/90 R
422.5	Subsection 2, unnumb. paragraph 1 amended	SF	356.7	1/1/89 R
422.5	New subsection 10	HF	489.1	8/2/90 R
422.6	Unnumbered paragraph 1 amended	SF	356.8	1/1/91 R
422.7	New subsection 24	HF	489.2	8/2/90 R
422.7	New subsection 24	HF	417.1	J
422.9	Subsection 2, paragraph f, unnumb. paragraph 1 amended	SF	356.9	1/1/91 R
422.9	Subsection 2-new paragraph g	HF	417.2	J
422.10	Unnumbered paragraph 1 amended	SF	83.2	1/1/90 R
422.10	Unnumbered paragraph 2 amended	SF	356.10	1/1/91 R
422.11A	Section amended	SF	356.11	1/1/91 R
422.11C	Subsection 1 amended	SF	356.12	1/1/91 R

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>	
422.12	Subsection 2, unnumb. paragraph 1 amended	SF	356.13	1/1/91	R
422.12A	Unnumbered paragraph 5 amended	SF	403.1	J	
422.12B	Subsection 1 amended	SF	356.14	1/1/91	R
422.12B	Subsection 1 amended	SF	83.3	1/1/91	R
422.12C	Subsections 1 & 3 amended	SF	356.15	1/1/91	R
422.16	Subsection 1-new unnumb. paragraph	SF	83.4	1/1/92	
422.20	Subsection 3, unnumb. paragraph 1 amended	SF	356.16	J	
422.21	New unnumb. paragraph	HF	489.3	8/2/90	R
422.21	Unnumbered paragraph 1 amended	SF	356.17	1/1/91	R
422.26	Unnumbered paragraph 6 amended	HF	479.522	J	
422.26	Unnumbered paragraph 8 amended	HF	687.18	4/1/92	
422.33	Subsection 5, unnumb. paragraph 1 amended	SF	83.5	1/1/90	R
422.35	New subsection 14	HF	417.3	J	
422.43	Subsection 1 amended	HF	487.1	J	
422.43	Subsection 1 amended	HF	689.7	J	
422.43	Subsection 11, unnumb. paragraph 1 amended	SF	356.18	J	
422.45	Subsection 5, unnumb. paragraph 1 amended	HF	198.46	J	
422.45	Subsection 5, unnumb. paragraph 1 amended	HF	487.2	J	
422.45	Subsection 7, unnumb. paragraph 1 amended	HF	487.3	J	
422.45	Subsection 11 amended	HF	657.11	J	
422.45	Subsection 20 amended	HF	487.4	J	
422.45	New subsection 46	SF	356.19	J	
422.52	Subsection 3-new unnumb. paragraph	HF	173.1230	J	
422.61	Subsection 4 rewritten	SF	350.1	J	A
422.69	Subsection 3-new unnumb. paragraph	HF	173.1231	J	
422.72	Subsection 3, unnumb. paragraph 1 amended	SF	356.20	J	
422.73	Subsection 2 amended	SF	536.1	J	
422.73	Subsection 2-new unnumb. paragraph	SF	536.2	J	
422.74	Section amended	HF	198.47	J	
422B.5	New section	SF	422.23	VETO	
423.24	Subsection 1, paragraph a amended	SF	362.1	E	
423.27	New section	SF	356.21	J	
424.2	Subsections 5, 9 & 12 amended	SF	362.2	E	
424.3	Subsection 5 amended	SF	362.3	E	
425.1	Subsection 3 amended	HF	198.48	J	
425.2	Unnumbered paragraph 2 amended	HF	198.49	J	
425.11	Subsection 1, paragraph a, unnumb. paragraph 1 amended	HF	198.50	J	
425.17	Subsection 10 rewritten	HF	687.19	4/1/92	
425.23	Subsection 1, paragraph b-new unnumb. paragraph	HF	479.524	1/1/91	R
425A.2	Subsection 1 rewritten	HF	479.609	J	
425A.2	Subsection 4 rewritten	HF	479.610	J	
425A.2	New subsection 6	HF	479.611	J	
425A.3	Subsection 2 rewritten	HF	479.612	J	
425A.3	Subsection 3 rewritten	HF	479.613	J	
425A.4	Subsection 1 amended	HF	198.51	J	

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
425A.4	Subsection 1 rewritten	HF	479.614	J
425A.4	Subsection 2 amended	HF	479.615	J
425A.5	Section amended	HF	479.616	J
425A.6	Section amended	HF	479.617	J
427.1	Subsection 18 amended	HF	198.52	J
427.1	Subsection 37, unnumb. paragraph 1 amended	HF	198.53	J
427.1	New subsection 42	HF	689.8	J
427.3	Subsection 4 amended	HF	694.5	E
427.8	Section amended	HF	687.20	4/1/92
427.9	Section amended	HF	687.21	4/1/92
427.10	Section amended	HF	687.22	4/1/92
427.11	Section amended	HF	687.23	4/1/92
427.12	Section amended	HF	687.24	4/1/92
428A.1	Unnumbered paragraph 1 amended	HF	479.317	J
428A.2	New subsection 21	HF	687.25	4/1/92
428A.8	Section amended	HF	479.318	J
432.11	New section	HF	688.23	J
432.11A	New section	HF	688.24	J
442.2	Subsection 1, unnumb. paragraph 3 amended	HF	583.6	E
442.2	Subsection 2, unnumb. paragraph 2 stricken	HF	583.7	E
442.3	Unnumbered paragraph 1 amended	HF	479.523	E
442.9A	Unnumbered paragraph 4 amended	HF	583.8	E
442.15	Unnumbered paragraph 2 amended	SF	356.22	1/1/90 R
442.39A	Section amended	HF	583.9	E
444.22	Section amended	HF	709.52	J
445.1	Section rewritten	HF	687.26	4/1/92
445.2	New section	HF	687.27	4/1/92
445.3	Section amended	HF	687.28	4/1/92
445.4	Section amended	HF	687.29	4/1/92
445.5	Section rewritten	HF	687.30	4/1/92
445.6	Section repealed	HF	687.123	4/1/92
445.7	Section repealed	HF	687.123	4/1/92
445.8	Section repealed	HF	687.123	4/1/92
445.9	Section repealed	HF	687.123	4/1/92
445.10	Section amended	HF	687.31	4/1/92
445.11	Section amended	HF	687.32	4/1/92
445.12	Section amended	HF	687.33	4/1/92
445.14	Section amended	HF	687.34	4/1/92
445.16	Section rewritten	HF	687.35	4/1/92
445.17	Section repealed	HF	687.123	4/1/92
445.18	Section amended	HF	687.36	4/1/92
445.19	Section repealed	HF	687.123	4/1/92
445.20	Section repealed	HF	687.123	4/1/92
445.22	Section amended	HF	687.37	4/1/92
445.23	Section rewritten	HF	687.38	4/1/92

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
445.24	Section amended	HF	687.39	4/1/92
445.28	Section amended	HF	687.40	4/1/92
445.29	Section repealed	HF	687.123	4/1/92
445.30	Section amended	HF	687.41	4/1/92
445.31	Section repealed	HF	687.123	4/1/92
445.32	Section amended	HF	687.42	4/1/92
445.36	Section amended	HF	687.43	4/1/92
445.36A	Section amended	HF	687.44	4/1/92
445.37	Section amended	HF	687.45	4/1/92
445.38	Section amended	HF	687.46	4/1/92
445.39	Section amended	HF	687.47	4/1/92
445.40	Section repealed	HF	687.123	4/1/92
445.41	Section amended	HF	687.48	4/1/92
445.42	Section repealed	HF	687.123	4/1/92
445.43	Section repealed	HF	687.123	4/1/92
445.44	Section repealed	HF	687.123	4/1/92
445.45	Section repealed	HF	687.123	4/1/92
445.46	Section repealed	HF	687.123	4/1/92
445.47	Section repealed	HF	687.123	4/1/92
445.48	Section repealed	HF	687.123	4/1/92
445.49	Section repealed	HF	687.123	4/1/92
445.50	Section repealed	HF	687.123	4/1/92
445.51	Section repealed	HF	687.123	4/1/92
445.52	Section repealed	HF	687.123	4/1/92
445.53	Section amended	HF	687.49	4/1/92
445.54	Section amended	HF	687.50	4/1/92
445.55	Section amended	HF	687.51	4/1/92
445.56	Section amended	HF	687.52	4/1/92
445.57	Section amended	HF	687.53	4/1/92
445.58	Section repealed	HF	687.123	4/1/92
445.59	Section repealed	HF	687.123	4/1/92
445.60	Section amended	HF	687.54	4/1/92
445.61	Section amended	HF	687.55	4/1/92
445.62	Section amended	HF	687.56	4/1/92
445.63	Section amended	HF	687.57	4/1/92
446.1	Section amended	HF	687.58	4/1/92
446.2	Section rewritten	HF	687.59	4/1/92
446.3	Section repealed	HF	687.123	4/1/92
446.4	Section repealed	HF	687.123	4/1/92
446.5	Section repealed	HF	687.123	4/1/92
446.6	Section repealed	HF	687.123	4/1/92
446.7	Section amended	HF	687.60	4/1/92
446.9	Section amended	HF	687.61	4/1/92
446.10	Section amended	HF	687.62	4/1/92
446.11	Section amended	HF	687.63	4/1/92

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
446.12	Section amended	HF	687.64	4/1/92
446.13	Section amended	HF	687.65	4/1/92
446.14	Section amended	HF	687.66	4/1/92
446.15	Section amended	HF	687.67	4/1/92
446.16	Section amended	HF	687.68	4/1/92
446.17	Section amended	HF	687.69	4/1/92
446.18	Section amended	HF	687.70	4/1/92
446.19	Section amended	HF	687.71	4/1/92
446.20	New section	HF	687.72	4/1/92
446.21	Section amended	HF	687.73	4/1/92
446.23	Section amended	HF	687.74	4/1/92
446.24	Section amended	HF	687.75	4/1/92
446.25	Section amended	HF	687.76	4/1/92
446.26	Section rewritten	HF	687.77	4/1/92
446.27	Section amended	HF	687.78	4/1/92
446.28	Section amended	HF	687.79	4/1/92
446.29	Section amended	HF	687.80	4/1/92
446.30	Section amended	HF	687.81	4/1/92
446.31	Section amended	HF	687.82	4/1/92
446.32	Section amended	HF	687.83	4/1/92
446.35	Section amended	HF	687.84	4/1/92
446.36	Section amended	HF	687.85	4/1/92
446.37	Section amended	HF	687.86	4/1/92
446.38	Section rewritten	HF	687.87	4/1/92
446.39	Section amended	HF	687.88	4/1/92
447.1	Section amended	HF	687.89	4/1/92
447.2	Section repealed	HF	687.123	4/1/92
447.3	Section amended	HF	687.90	4/1/92
447.4	Section amended	HF	687.91	4/1/92
447.5	Section amended	HF	687.92	4/1/92
447.6	Section rewritten	HF	687.93	4/1/92
447.7	Section amended	HF	687.94	4/1/92
447.8	Section amended	HF	687.95	4/1/92
447.9	Section amended	HF	687.96	4/1/92
447.11	Section amended	HF	687.97	4/1/92
447.12	Section amended	HF	687.98	4/1/92
447.13	Section amended	HF	687.99	4/1/92
448.1	Section amended	HF	687.100	4/1/92
448.2	Section amended	HF	687.101	4/1/92
448.3	Section amended	HF	687.102	4/1/92
448.4	Section amended	HF	687.103	4/1/92
448.5	Subsection 3 amended	HF	687.104	4/1/92
448.6	Section amended	HF	687.105	4/1/92
448.7	Section amended	HF	687.106	4/1/92
448.8	Section amended	HF	687.107	4/1/92

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>	
448.9	Section amended	HF	687.108	4/1/92	
448.10	Section amended	HF	687.109	4/1/92	
448.11	Section amended	HF	687.110	4/1/92	
448.12	Section amended	HF	687.111	4/1/92	
448.13	Section repealed	HF	687.123	4/1/92	
448.14	Section amended	HF	687.112	4/1/92	
448.15	Section amended	HF	687.113	4/1/92	
448.16	Section amended	HF	687.114	4/1/92	
448.17	Section amended	HF	687.115	4/1/92	
449.1	Section amended	HF	687.116	4/1/92	
449.3	Section amended	HF	687.117	4/1/92	
449.4	Section amended	HF	687.118	4/1/92	
450.9	Subsection 1 amended	SF	356.23	1/1/88	R
450.9	Unnumbered paragraph 2 stricken	SF	356.24	1/1/88	R
450.10	Subsection 1, unnumb. paragraph 1 amended	SF	356.25	1/1/88	R
450.10	Subsection 3, unnumb. paragraph 1 amended	SF	356.26	1/1/88	R
450.10	Subsection 7 rewritten	SF	356.27	1/1/88	R
450.81	Section amended	HF	687.119	4/1/92	
450.94	Subsection 3 amended	SF	356.28	J	A
452.10	New unnumbered paragraph 2	HF	707.1	J	
453.9	New unnumbered paragraph 2	HF	707.2	J	
455A.4	Subsection 1-new paragraph j	HF	577.1	J	
455A.5	Subsection 6-new paragraph e	SF	529.230	J	
455A.6	Subsection 6, paragraph d amended	SF	529.231	J	
455A.7	Subsection 1, unnumb. paragraph 1 amended	SF	529.232	VETO	
455A.7	Subsection 1-new paragraphs i & j	SF	529.233	J	
455A.7	Subsection 2 stricken	SF	529.234	VETO	
455A.9	New section	SF	529.235	J	
455A.9	New section	SF	529.610	J	
455A.17	Subsection 3 amended	HF	709.53	1/1/91	R
455A.18	Subsection 3 stricken	HF	173.1232	J	
455A.18	Subsection 4, unnumb. paragraph 2 amended	HF	173.1233	J	
455A.19	Subsection 1, paragraph b, subpar. (4) amended	SF	323.4	J	
455A.19	Subsection 1, paragraph b, subpar. (5) amended	SF	323.5	J	
455A.19	Subsection 1, paragraph b, subpar. (5) amended	HF	687.120	4/1/92	
455A.19	Subsection 1, paragraph d amended	SF	323.6	J	
455A.20	Subsection 1, paragraph c amended	SF	323.7	J	
455A.20	Subsection 1, paragraph d, subpar. (9) amended	SF	323.8	J	
455A.20	Subsection 1, paragraph e amended	SF	323.9	J	
455A.21	New section	SF	529.236	VETO	
455B.103A	New section	HF	661.1	E	
455B.105	Subsection 11, paragraph a, unnumb. paragraph 1 amended	HF	661.2	E	
455B.133B	New section	HF	683.10	E	
455B.133	New subsection 8	HF	683.8	E	
455B.133A	New section	HF	683.9	E	

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
455B.133	Subsection 4, unnumb. paragraph 1 amended	HF	302.1	J
455B.134	Subsection 3, unnumb. paragraph 1 amended	HF	683.11	E
455B.134	Subsection 3-new paragraph e	HF	683.12	E
455B.134	Subsection 9 amended	HF	683.13	E
455B.141	Section amended	HF	683.14	E
455B.146	Section amended	SF	324.1	J
455B.171	Subsections 25 & 27 amended	HF	325.3	J
455B.172	Subsection 7 amended	HF	325.4	J
455B.173	Subsection 9 amended	HF	325.5	J
455B.187	Unnumbered paragraph 1 amended	HF	325.6	J
455B.190	Subsection 6 amended	HF	325.7	J
455B.190A	New section	HF	325.2	J
455B.301	Subsection 20 amended	SF	362.4	E
455B.310	Subsection 2-new unnumb. paragraph	HF	706.2	J
455B.310	Subsection 7, unnumb. paragraph 1 amended	HF	706.3	J
455B.310	Subsection 7, paragraph e amended	HF	706.4	J
455B.310	New subsections 9 & 10	HF	706.5	J
455B.335A	New section	HF	302.2	J
455B.381	Subsection 2 amended	HF	649.1	J
455B.411	Subsection 1 amended	HF	649.2	J
455B.423	Subsection 2, paragraphs a, b & e amended	HF	649.3	J
455B.423	Subsection 3 amended	HF	649.4	J
455B.423	Subsection 5 amended	HF	649.5	J
455B.424	Subsection 4, paragraph c amended	HF	649.6	J
455B.426	Section amended	HF	649.7	J
455B.427	Subsections 1, 4 & 5 amended	HF	649.8	J
455B.428	Subsections 1 & 2 amended	HF	649.9	J
455B.430	Subsections 1, 2, 3 & 5 amended	HF	649.10	J
455B.467	Subsection 2 amended	HF	649.11	J
455B.474	Subsection 1, paragraphs d & f rewritten	SF	362.5	E
455B.474	Subsection 1-new paragraph h	SF	362.6	E
455B.501A	New section	HF	302.3	J
455B.502	New section	HF	683.3	E
455B.502	New section	HF	302.4	J
455B.503	New section	HF	683.4	E
455B.503	New section	HF	302.5	E
455B.504	New section	HF	683.5	E
455B.504	New section	HF	302.6	J
455C.1	Subsection 5 amended	SF	529.433	J
455C.2	Subsection 1 amended	SF	529.434	J
455C.16	Section amended	SF	529.435	J
455D.9A	New section	HF	375.1	J
455D.11	New subsection 7	HF	706.7	J
455D.19	Subsection 6, paragraph a amended	SF	273.5	J
455D.19	Subsection 6, paragraph a amended	HF	683.15	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
455E.11	Subsection 2, par. a, subpar. (11), subpar. subdiv. (b) amended	HF	706.6	J
455E.11	Subsection 2, par. b, subpar. (3), subpar. subdiv. (b) amended	SF	529.237	J
455G.1	Subsection 2, unnumb. paragraph 1 amended	SF	362.7	E
455G.1	Subsection 2, paragraph b, subpar. (1) rewritten	SF	362.8	E
455G.2	New subsections 3A & 3B	SF	362.9	E
455G.2	Subsection 4 amended	SF	362.10	E
455G.2	New subsections 6A, 11A & 12A	SF	362.11	E
455G.2	Subsection 15, unnumb. paragraph 2 stricken	SF	362.12	E
455G.3	New subsection 5	SF	356.29	J
455G.4	Subsection 3-new paragraph f	SF	362.13	E
455G.9	Subsection 1, paragraph a, subpar. (1) amended	SF	362.14	E
455G.9	Subsection 1, paragraph a, subpar. (2) amended	SF	362.15	E
455G.9	Subsection 1, par. a, subpar. (3), unnumb. par. 1 amended	SF	362.16	E
455G.9	Subsection 1, paragraph a-new subpars. (4)-(6)	SF	362.17	E
455G.9	Subsection 1, paragraphs b-d amended	SF	362.18	E
455G.9	Subsection 1-new paragraphs g-i	SF	362.19	E
455G.9	Subsection 4 rewritten	SF	362.20	E
455G.9	Subsection 6, unnumb. paragraph 1 amended	SF	362.21	E
455G.9	Subsection 7 amended	SF	362.22	E
455G.9	New subsection 8	SF	362.23	E
455G.9	New subsections 9 & 10	SF	362.24	E
455G.10	Subsection 6 amended	SF	362.25	E
455G.11	Subsection 1-new unnumb. paragraph	SF	362.26	E
455G.11	Subsection 3, paragraph c amended	SF	362.27	E
455G.11	Subsection 6 rewritten	SF	362.28	E
455G.11	Subsection 7 amended	SF	362.29	E
455G.11	New subsection 10	SF	362.30	E
455G.12A	Subsection 2-new unnumb. paragraph	SF	362.31	E
455G.12A	New subsection 4	SF	362.32	E
455G.13	Subsections 1, 6, 8, 9 & subsection 10, unnumb. par. 1 amended	SF	362.33	E
455G.13	New subsection 4A	SF	362.34	E
455G.13	Subsection 10 amended	SF	362.35	E
455G.13	Subsection 10-new unnumb. paragraph	SF	362.36	E
455G.16	New unnumb. paragraph	SF	362.37	E
455G.17	Subsection 3 amended	SF	362.38	E
455G.17	Subsection 4 stricken	SF	362.39	E
455G.17A	New section	SF	362.40	E
455G.18	New section	SF	362.41	E
467A.48	Subsection 1, paragraph c, unnumb. paragraph 1 amended	SF	529.238	J
467A.71	Subsection 3, paragraph b amended	HF	173.1234	J
467F.4	Subsection 2 amended	HF	173.1235	J
468.27	Unnumbered paragraph 2 amended	HF	480.1	J
468.27	New unnumb. paragraph 3	HF	687.121	4/1/92
468.38	Section amended	HF	480.2	J
468.65	New unnumb. paragraph after subsection 4	HF	480.3	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
468.516	Section amended	SF	419.1	J
468.522	Section amended	SF	419.2	J
470.1	Subsections 1 & 2 amended	SF	508.17	J
470.1	New subsections 8-10	SF	508.18	J
470.3	Subsection 2 amended	SF	508.19	J
470.7	Section amended	SF	508.20	J
470.8	New section	SF	508.21	J
472.37	Section amended	HF	534.3	J
472.38	Section amended	HF	534.4	J
476.1	Unnumbered paragraph 8 stricken	SF	504.1	J
476.1	Unnumbered paragraph 5 amended	HF	689.9	J
476.1D	New section	SF	504.2	J
476.6	Subsection 19-new paragraph g	SF	508.22	J
476.10	Unnumbered paragraph 4 amended	HF	173.1236	J
476.10	New unnumb. paragraph	HF	173.1237	J
476.10A	New unnumb. paragraph	SF	508.23	J
476.51	New unnumb. paragraph	HF	173.1238	J
476.57	New section	HF	570.1	J
476.77	Section amended	HF	386.1	E
477B.6	Subsection 1, unnumb. paragraph 2 amended	HF	420.27	J
477B.6	Subsection 2, unnumb. paragraph 2 amended	HF	420.28	J
477C.1	New section	SF	318.1	J
477C.2	New section	SF	318.2	J
477C.3	New section	SF	318.3	J
477C.4	New section	SF	318.4	J
477C.5	New section	SF	318.5	J
477C.6	New section	SF	318.6	J
477C.7	New section	SF	318.7	J
478.22	Section rewritten	HF	343.1	J
478.29	Section rewritten	HF	343.2	J
479.31	Unnumbered paragraph 1 amended	HF	343.3	J
490.130	Section repealed	HF	556.13	J
490.140	Subsection 16 amended	HF	556.3	J
490.632	Subsection 2, unnumb. par. 1 and par. a amended	HF	198.54	J
490.720	Subsection 4 amended	HF	556.4	J
490.803	Subsection 3 amended	HF	556.5	J
490.808	Subsection 4 amended	HF	556.6	J
490.843	Subsection 1 amended	HF	556.7	J
490.1322	Subsection 2 amended	HF	556.8	J
490.1325	Subsection 1 amended	HF	556.9	J
490.1326	Subsection 2 amended	HF	556.10	J
497.35	New section	SF	276.1	E
498.37	New section	SF	276.2	E
499.72	New section	SF	276.3	E
499A.1	Section amended	SF	477.1	E A

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

Section	Description	Bill	Number	Effective
499A.3	Section amended	SF	477.2	E A
499A.4	Section amended	SF	477.3	E A
499A.5	Section repealed	SF	477.17	E A
499A.6	Section repealed	SF	477.17	E A
499A.7	Section amended	SF	477.4	E A
499A.11	Section amended	SF	477.5	E A
499A.12	Section repealed	SF	477.17	E A
499A.13	Section repealed	SF	477.17	E A
499A.14	Section amended	SF	477.6	E A
499A.15	Section repealed	SF	477.17	E A
499A.16	Section repealed	SF	477.17	E A
499A.17	Section repealed	SF	477.17	E A
499A.17A	New section	SF	477.7	E A
499A.17B	New section	SF	477.8	E A
499A.17C	New section	SF	477.9	E A
499A.17D	New section	SF	477.10	E A
499A.17E	New section	SF	477.11	E A
499A.17F	New section	SF	477.12	E A
499A.18	Section amended	SF	477.13	E A
499A.19	Section amended	SF	477.14	E A
499A.20	Section amended	SF	477.15	E A
499A.21	Section repealed	SF	477.17	E A
502.102	Subsection 2, paragraph a amended	SF	276.4	E A
502.102	New subsection 2A	SF	276.5	E A
502.102	Subsection 4, paragraphs c & d rewritten	SF	520.3	J
502.102	Subsection 7, paragraph b rewritten	SF	520.4	J
502.102	Subsection 12 amended	SF	520.5	J
502.202	Subsection 3 amended	SF	520.6	J
502.202	Subsection 10 rewritten	SF	520.7	J
502.202	Subsection 11 amended	SF	520.8	J
502.202	Subsection 12, paragraph a stricken	SF	276.6	E A
502.202	Subsection 13 rewritten	SF	276.7	E A
502.202	New subsection 19	SF	520.9	J
502.203	Subsection 2, paragraph c amended	SF	520.10	J
502.203	Subsection 8 amended	SF	520.11	J
502.203	Subsection 11 rewritten	SF	520.12	J
502.203	Subsection 13, paragraphs a-d rewritten	SF	520.13	J
502.203	New subsection 17	SF	520.14	J
502.206	Subsection 3, unnumb. paragraph 1 amended	SF	520.15	J
502.208	Subsection 2 amended	SF	520.16	J
502.208	Subsection 9 rewritten	SF	520.17	J
502.208	Subsection 10 amended	HF	709.54	J
502.209	Subsection 1-new paragraph j	SF	520.18	J
502.210	Section repealed	SF	520.36	J
502.301	Subsection 1 amended	SF	520.19	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
502.302	Subsection 1 amended	SF	520.20	J
502.302	Subsection 2 amended	SF	520.21	J
502.302	Subsection 5, unnumb. paragraph 1 amended	SF	520.22	J
502.303	Subsection 4 amended	SF	520.23	J
502.304	Subsection 1, unnumb. paragraph 1 amended	SF	520.24	J
502.304	Subsection 1, paragraph d amended	SF	520.25	J
502.304	Subsection 1, paragraph f rewritten	SF	520.26	J
502.304	Subsection 1, paragraph j amended	SF	520.27	J
502.304	Subsection 1-new paragraphs k & l	SF	520.28	J
502.304	Subsection 2 amended	SF	520.29	J
502.304	Subsection 7 amended	SF	520.30	J
502.601	Section amended	HF	709.55	J
502.603	Subsection 2 amended	SF	520.31	J
502.603A	New section	SF	520.32	J
502.604	Section amended	SF	520.33	J
502.604A	New section	SF	520.34	J
502.609	Subsection 1, unnumb. paragraph 1 amended	SF	520.35	J
504A.25A	New section	SF	411.1	J
505.4	New unnumb. paragraph	SF	518.31	J
505.7	Section rewritten	HF	173.1239	J
505.7	New unnumb. paragraph	SF	518.32	J
505.13A	New section	HF	634.1	VOID
507.4A	New section	SF	518.33	J
507.8	New unnumb. paragraph	HF	173.1240	VETO
507.11	Section repealed	SF	518.61	J
507.12	Section amended	SF	518.57	J
507.14	New unnumb. paragraphs	SF	518.34	J
507C.12	New unnumb. paragraph	SF	518.35	J
507C.20A	New section	HF	634.2	J
507C.33	Subsection 1-new paragraph b	HF	634.3	J A
508.7	Section amended	HF	634.4	J
508.8A	New section	HF	634.5	J
508.11	Subsection 43 amended	SF	518.36	J
508.15	Section amended	HF	634.6	J
508.15A	New section	HF	634.7	J
508.17	Section repealed	SF	518.61	J
508.19	Section amended	SF	518.58	J
508C.8	New subsection 1A	SF	518.37	J
508C.16	Unnumbered paragraph 2 amended	HF	198.55	J
509.1	Subsection 1, paragraph c stricken	HF	688.25	J
509.17A	Section repealed	HF	688.27	J
510A.1	New section	SF	518.10	J
510A.2	New section	SF	518.11	J
510A.3	New section	SF	518.12	J
510A.4	New section	SF	518.13*	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
510A.4	Subsection 1 amended	HF	634.9	J
510.1	Section repealed	SF	518.61	J
510.1A	New section	SF	518.1	J
510.2A	New section	SF	518.2	J
510.3A	New section	SF	518.3	J
510.4	New section	SF	518.4	J
510.5	New section	SF	518.5*	J
510.5	Subsection 6 amended	HF	709.56	J
510.6	New section	SF	518.6	J
510.7	New section	SF	518.7*	J
510.7	Subsection 1 amended	HF	634.8	J
510.8	New section	SF	518.8	J
510.9	New section	SF	518.9*	J
510.9	Section amended	HF	709.57	J
511.8	New unnumb. paragraph	SF	518.38	J
511.8	Subsection 16, unnumb. paragraphs 2 & 4 amended	SF	518.59	J
511.8	Subsection 21, paragraph b, subpar. (3) amended	SF	518.60	J
512A.5	Section amended	HF	634.10	J
512B.15	Subsection 2 amended	HF	198.56	J
513A.1	New section	HF	634.11	J
513A.2	New section	HF	634.12	J
513A.3	New section	HF	634.13	J
513A.4	New section	HF	634.14	J
513A.5	New section	HF	634.15	J
513A.6	New section	HF	634.16	J
513B.1	New section	HF	688.1	J
513B.2	New section	HF	688.2	J
513B.3	New section	HF	688.3	J
513B.4	New section	HF	688.4	J
513B.5	New section	HF	688.5	J
513B.6	New section	HF	688.6	J
513B.7	New section	HF	688.7	J
513B.8	New section	HF	688.8	J
513B.9	New section	HF	688.9	J
514.4	Unnumbered paragraph 7 amended	HF	709.58	J
514A.13	New section	HF	634.17	J
514A.14	New section	HF	634.18	J
514A.15	New section	HF	634.19	J
514B.25	Section rewritten	SF	518.39	J
514C.6	New section	HF	634.20	J
514G.7	Subsection 2-new paragraph d	HF	634.21	J
514G.7	Subsection 4, par. a, subpar. (1)-new subpar. subdvs. (a)-(c)	HF	634.22	J
514G.7	Subsection 4, paragraph d amended	HF	634.23	J
514G.10	New section	HF	634.24	J
514H.1	New section	HF	688.11	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
514H.2	New section	HF	688.12	J
514H.3	New section	HF	688.13	J
514H.4	New section	HF	688.14	J
514H.5	New section	HF	688.15	J
514H.6	New section	HF	688.16	J
514H.7	New section	HF	688.17	J
514H.8	New section	HF	688.18	J
514H.9	New section	HF	688.19	J
514H.10	New section	HF	688.20	J
514H.11	New section	HF	688.21	J
514H.12	New section	HF	688.22	J
515B.2	Subsection 3, unnumb. paragraph 2 rewritten	SF	518.43	J
515B.5	Subsection 2 - new paragraph h	SF	518.44	J
515B.9	Subsection 1 amended	SF	518.45	J
515.23	Section repealed	HF	634.36	J
515.26	Section amended	HF	634.25	J
515.35	Subsection 4, paragraph e - new unnumb. paragraph	SF	518.40	J
515.63	Unnumbered paragraph 16 amended	SF	518.41	J
515.65	Section amended	HF	634.26	J
515.77	Section amended	HF	634.27	J
515.85	Section repealed	SF	518.61	J
515.86	Section repealed	SF	518.61	J
515.87	Section repealed	SF	518.61	J
515.89	Section amended	HF	634.28	J
515.89A	New section	HF	634.29	J
515.119	Section rewritten	SF	518.42*	J
515.119	Section amended	HF	709.59	J
515.150	Subsections 1 & 3-5 amended	HF	499.1	J
516A.2	Section amended	HF	634.30	J A
516A.3	Unnumbered paragraph 2 amended	SF	518.46	J
516C.	Chapter repealed	SF	491.10	J
516D.1	New section	SF	491.1	J
516D.2	New section	SF	491.2	J
516D.3	New section	SF	491.3	J
516D.4	New section	SF	491.4	J
516D.5	New section	SF	491.5	J
516D.6	New section	SF	491.6	J
516D.7	New section	SF	491.7	J
516D.8	New section	SF	491.8	J
516D.9	New section	SF	491.9	J
518.17	New unnumb. paragraph	SF	518.47	J
521A.2	Subsection 3, paragraph a, unnumb. paragraph 1 amended	SF	518.48	J
521A.3	Subsection 4, paragraph b amended	SF	518.49	J
521A.3	Subsection 5 stricken	SF	518.50	J
521A.4	Subsection 2, unnumb. paragraph 1 amended	SF	518.51	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
521A.4	Subsection 2, paragraph c - new subpar. (8)	SF	518.52	J
521A.4	New subsection 3A	SF	518.53	J
521A.5	Subsection 1, paragraph b, unnumb. paragraph 1 amended	SF	518.54	J
521A.10	New subsection 1A	SF	518.55	J
521A.10	New subsection 4	SF	518.56	J
521B.1	New section	SF	518.14	J A
521B.2	New section	SF	518.15*	J A
521B.2	Subsection 3, paragraph a amended	HF	709.60	J
521B.3	New section	SF	518.16	J A
521B.4	New section	SF	518.17	J A
521B.5	New section	SF	518.18	J A
521C.1	New section	SF	518.19	J
521C.2	New section	SF	518.20	J
521C.3	New section	SF	518.21	J
521C.4	New section	SF	518.22	J
521C.5	New section	SF	518.23	J
521C.6	New section	SF	518.24	J
521C.7	New section	SF	518.25	J
521C.8	New section	SF	518.26	J
521C.9	New section	SF	518.27	J
521C.10	New section	SF	518.28	J
521C.11	New section	SF	518.29*	J
521C.11	Subsection 1, paragraph c amended	HF	634.31	J
521C.12	New section	SF	518.30	J
522.1	Unnumbered paragraph 1 amended	HF	198.57	J
523A.20	Section amended	HF	173.1241*	J
523B.1	Section rewritten	SF	519.1	J
523B.2	Section rewritten	SF	519.2	J
523B.3	Section rewritten	SF	519.3	J
523B.4	Section rewritten	SF	519.4	J
523B.5	Section rewritten	SF	519.5	J
523B.7	Section rewritten	SF	519.6	J
523B.8	Subsection 2 rewritten	SF	519.7	J
523B.11	Subsection 1 rewritten	SF	519.8	J
523B.12	New section	SF	519.9	J
523B.13	New section	SF	519.10	J
523D.1	Section rewritten	SF	519.11	J
523D.3	Subsection 1 rewritten	SF	519.12	J
523D.3	Subsection 3 rewritten	SF	519.13	J
523D.5	Section rewritten	SF	519.14	J
523D.6	Section rewritten	SF	519.15	J
523D.12	New section	SF	519.16	J
523D.13	New section	SF	519.17	J
523D.14	New section	SF	519.18	J
523E.20	Section amended	HF	173.1242*	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
524.207	New unnumb. paragraph	HF	173.1243	J
524.221	Subsection 1 amended	HF	619.1	J
524.227	Subsection 4, paragraph b stricken	HF	601.1	J
524.228	New section	SF	507.2	E
524.306	Section amended	HF	556.11	J
524.310	New subsection 4	HF	260.1*	J
524.310	Subsection 4 amended	HF	709.61	J
524.606	Subsection 2, unnumb. paragraph 1 amended	SF	507.3	E
524.612	Subsection 5 amended	HF	294.1	J
524.701	Section amended	HF	231.1	J
524.706	Subsection 1, paragraph c amended	HF	231.2	J
524.707	Subsection 2 amended	SF	507.4	E
524.816	Subsection 1 amended	SF	87.1	7/1/92
524.901	Subsection 3-new paragraph m	SF	507.5	E
524.901	Subsection 6 amended	SF	507.6	E
524.1102	Subsection 2, unnumb. paragraph 2 amended	HF	110.1	J
524.1201	Section amended	HF	617.1	J
527.2	New subsections 18-20	SF	311.1	J
527.2	Subsections 5, 10 & 14 amended	SF	311.2	J
527.2	Subsection 6, paragraph a amended	SF	311.3	J
527.3	Subsection 1 amended	SF	494.1	J
527.3	Subsection 2 amended	SF	311.4	J
527.3	New subsections 6 & 7	SF	311.5	J
527.4	Subsection 3, paragraph d amended	SF	311.6	J
527.5	Subsection 2, paragraph b stricken	SF	311.7	J
527.5	Subsection 6 amended	SF	311.8	J
527.5	Subsection 8 amended	SF	311.9	J
527.5	Subsection 9, paragraph b, subpar. (2) amended	SF	311.10	J
527.5	New subsections 11-13	SF	311.11	J
527.7	Subsection 2 amended	SF	311.12	J
527.8A	New section	SF	311.13	J
527.9	Subsection 2, paragraphs e & f amended	SF	311.14	J
533.26	Section amended	HF	619.2	J
533.64	Unnumbered paragraph 1 amended	SF	87.2	7/1/92
533.67	New unnumb. paragraphs	HF	173.1244	J
534.102	Subsection 12 amended	SF	494.2	J
534.102	Subsection 28 amended	SF	494.3	J
534.103	Subsection 1 amended	SF	494.4	J
534.106	Subsection 7 amended	HF	619.3	J
534.111	Section amended	SF	494.5	J
534.112	Section amended	SF	494.6	J
534.205	Subsection 1 amended	SF	494.7	J
534.213	Subsection 1, paragraph c stricken	SF	494.8	J
534.213	Subsection 1, paragraph g amended	SF	494.9	J
534.214	Subsection 5 amended	SF	494.10	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
534.301	Subsection 6 amended	SF	494.11	J
534.309	New section	HF	626.1	J
534.401	Section amended	SF	494.12	J
534.403	Subsections 2 & 3 amended	SF	494.13	J
534.405	Unnumbered paragraph 6 amended	SF	494.14	J
534.408	Subsection 1-new unnumb. paragraph	HF	173.1245	J
534.408	Subsections 1, 8 & 9 amended	SF	494.15	J
534.506	Subsection 1 amended	SF	494.16	J
534.506	Subsection 1 amended	SF	87.3	7/1/92
534.519	Subsection 3 amended	HF	709.62	J
535.15	Subsection 1, paragraph b stricken	HF	502.2	J
535.15	Subsection 4 stricken	HF	502.3	J
535.15	Subsection 5 amended	HF	502.4	J
535B.1	Subsection 6 amended	SF	435.1	J
535B.13	Subsection 1, paragraph a amended	SF	435.2	J
535C.2	Section rewritten	SF	519.19	J
535C.3A	New section	SF	519.20	J
535C.5	Subsections 1-3 amended	SF	519.21	J
535C.7	Section amended	SF	519.22	J
535C.11	Section amended	SF	519.23	J
535C.12	New section	SF	519.24	J
535C.13	New section	SF	519.25	J
535C.14	New section	SF	519.26	J
535C.16	New section	SF	519.27	J
536A.16	Section amended	SF	310.1	J
536A.17	Section amended	SF	310.2	J
536A.22	Section amended	SF	310.3	J
536A.25	Section amended	SF	310.4	J
536B.	Chapter repealed	SF	310.6	J
536C.1	New section	SF	311.15	J
536C.2	New section	SF	311.16	J
536C.3	New section	SF	311.17	J
536C.4	New section	SF	311.18	J
536C.5	New section	SF	311.19	J
536C.6	New section	SF	311.20	J
536C.7	New section	SF	311.21	J
536C.8	New section	SF	311.22	J
536C.9	New section	SF	311.23	J
536C.10	New section	SF	311.24	J
536C.11	New section	SF	311.25	J
536C.12	New section	SF	311.26	J
536C.13	New section	SF	311.27	J
536C.14	New section	SF	311.28	J
537.3205	Subsection 1 amended	HF	601.2	J
537.3205	New subsection 2A	HF	601.3	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
537.6104	Subsection 5 amended	HF	601.4	J
543A.4	New subsection 4	SF	529.239	VETO
546.3	Section amended	SF	310.5	J
546.7	Section amended	HF	198.58	J
546.10	Subsection 6-new unnumb. paragraph	HF	173.1246	J
546.11	New unnumb. paragraph	HF	173.1247	J
547.6	Section repealed	SF	89.1	J
548.13	Subsection 5 amended	SF	525.23	1/1/92
550.2	Subsection 4, unnumb. paragraph 1 amended	SF	179.1	E
554.4104	Subsection 1, paragraph c amended	HF	20.1	J
554.9401	New subsection 6	HF	479.618	J
554.9403	Subsection 5, paragraphs a & b amended	HF	479.619	J
554.9404	Subsection 3 amended	HF	479.620	J
554.9405	Subsections 1 & 2 amended	HF	479.621	J
554.9406	Section amended	HF	479.622	J
556.2	Subsection 1, unnumb. paragraph 1 amended	HF	479.623	J
556.2	Subsection 2, unnumb. paragraph 1 amended	HF	479.624	J
556.2	Subsections 4-6 amended	HF	479.625	J
556.3	Subsection 2 amended	HF	479.626	J
556.4	Section amended	HF	479.627	J
556.5	Subsection 6 amended	HF	479.628	J
556.7	Unnumbered paragraph 1 amended	HF	479.629	J
556.18	Subsection 3-new unnumb. paragraph	HF	173.1248	J
556.18	Subsection 3 amended	SF	508.24	J
557C.1	New section	HF	618.2	J
557C.2	New section	HF	618.3	J
557C.3	New section	HF	618.4	J
557C.4	New section	HF	618.5	J
557C.5	New section	HF	618.6	J
557C.6	New section	HF	618.7	J
558.5	Section amended	HF	618.8	J
558.14	Section amended	HF	618.9	J
558.42	Section amended	HF	556.12	J
558.66	Section amended	HF	627.1	J
561.13	Section amended	SF	355.1	J
566A.1	Section amended	HF	237.12	J
566A.1	New subsection 2	HF	237.13	J
566.14	Section amended	HF	237.3	J
566.15	Section amended	HF	237.4	J
566.15	New unnumb. paragraph	HF	237.5	J
566.16	Section amended	HF	237.6	J
566.21	Section amended	HF	237.7	J
566.22	Section amended	HF	237.8	J
566.24	Section amended	HF	237.9	J
566.26	Section rewritten	HF	237.10	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
566.27	Section rewritten	HF	237.11	J
569.8	Section amended	HF	687.122	4/1/92
570A.4	Subsection 4 amended	HF	479.630	J
573.12	Subsection 2 amended	SF	346.1	J
573.14	Section amended	SF	346.2	J
573.16	Unnumbered paragraph 2 amended	SF	346.3	J
573.18	Section amended	SF	346.4	J
577.1	Section amended	HF	220.1	E
587.10	Section amended	HF	618.10	J
589.1	Section amended	HF	618.11	J
589.2	Section amended	HF	618.12	J
589.3	Section amended	HF	618.13	J
589.4	Section amended	HF	618.14	J
589.5	Section amended	HF	618.15	J
589.6	Section amended	HF	618.16	J
589.8	Section amended	HF	618.17	J
589.9	Section amended	HF	618.18	J
589.10	Section amended	HF	618.19	J
589.11	Section amended	HF	618.20	J
589.12	Section amended	HF	618.21	J
589.13	Section amended	HF	618.22	J
589.14	Section amended	HF	618.23	J
589.17	Section amended	HF	618.24	J
589.18	Section amended	HF	618.25	J
589.19	Section amended	HF	618.26	J
589.20	Section repealed	HF	618.40	J
589.21	Section amended	HF	618.27	J
589.23	Section amended	HF	618.28	J
589.24	Section amended	HF	618.29	J
589.25	Section amended	HF	618.30	J
589.26	Section amended	HF	618.31	J
592.3	Section amended	HF	618.32	J
595A.1	New Section	HF	357.1	1/1/92
595A.2	New Section	HF	357.2	1/1/92
595A.3	New Section	HF	357.3	1/1/92
595A.4	New Section	HF	357.4	1/1/92
595A.5	New Section	HF	357.5	1/1/92
595A.6	New Section	HF	357.6	1/1/92
595A.7	New Section	HF	357.7	1/1/92
595A.8	New Section	HF	357.8	1/1/92
595A.9	New Section	HF	357.9	1/1/92
595A.10	New Section	HF	357.10	1/1/92
595A.11	New Section	HF	357.11	1/1/92
595A.12	New Section	HF	357.12	1/1/92
595.3	Subsection 5 amended	SF	495.2	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
595.4	Unnumbered paragraph 2 amended	HF	534.5	J
597.5	Section amended	SF	355.2	J
598.22A	Subsection 1 amended	HF	558.7	J
598.26	Subsection 1 amended	HF	558.8	J
598.29	Subsection 4 amended	SF	495.3	J
598.42	New section	SF	444.20	J
600.16	Subsection 2-new unnumb. paragraph 2	HF	380.3	J
601A.2	Subsection 8 amended	HF	656.1	J
601A.5	New subsections 13 & 14	HF	656.2	J
601A.8A	New section	HF	656.3	J
601A.11	Section amended	HF	324.1	J
601A.11A	New section	HF	656.4	J
601A.12	Subsection 3 amended	HF	656.5	J
601A.12	Subsection 4 stricken	HF	656.6	J
601A.12	Subsection 6, paragraph a amended	HF	656.7	J
601A.12A	New section	HF	656.8	J
601A.15A	New section	HF	656.9	J
601A.16A	New section	HF	656.10	J
601A.17A	New section	HF	656.11	J
601A.20	New section	HF	656.12	J
601D.11	Section amended	HF	392.1	E
601J.4	Subsection 3 amended	HF	307.5	J
601J.6	Subsection 1-new unnumb. paragraph	HF	173.1249	J
601K.1	Subsection 2 stricken	SF	479.8	J
601K.1	Subsection 8 amended	SF	389.2	J
601K.12	Section amended	SF	389.1	J
601K.31	Section repealed	SF	479.9	J
601K.32	Section repealed	SF	479.9	J
601K.33	Section repealed	SF	479.9	J
601K.34	Section repealed	SF	479.9	J
601K.35	Section repealed	SF	479.9	J
601K.36	Section repealed	SF	479.9	J
601K.37	Section repealed	SF	479.9	J
601K.38	Section repealed	SF	479.9	J
601K.39	Section repealed	SF	479.9	J
601K.102	Subsection 2, paragraph b amended	SF	542.6	J
601K.141	Section amended	SF	389.3	J
601K.142	Section amended	SF	389.4	J
601K.144	Section amended	SF	389.5	J
601K.146	Section amended	SF	389.6	J
601L.3	Subsection 12, unnumb. paragraph 1 amended	HF	198.59	J
601L.3	New subsection 14	SF	318.8	J
601L.3	New subsection 14	SF	545.23	J
602.1301	Subsection 2, paragraph a, subpar. (1) rewritten	HF	479.414	J
602.1401	New subsection 5	HF	534.6	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
602.1502	Section amended	HF	534.7	J
602.1503	Section repealed	HF	534.23	J
602.1504	Section repealed	HF	534.23	J
602.1505	Section repealed	HF	534.23	J
602.1506	Section repealed	HF	534.23	J
602.1507	Section repealed	HF	534.23	J
602.6306	Subsection 2 amended	SF	453.7	E
602.6405	Subsection 1 amended	SF	453.8	E
602.8102	Subsection 10 amended	HF	627.2	J
602.8102	Subsections 45 & 100 stricken	HF	534.8	J
602.8102	New subsection 163A	HF	479.415	J
602.8104	Subsection 2, paragraph c amended	HF	534.9	J
602.8104	Subsection 2, paragraph d stricken	HF	534.10	J
602.8105	Subsection 1, paragraph a amended	HF	534.11	J
602.8105	Subsection 1, paragraph a amended	SF	444.21	J
602.8105	Subsection 1, paragraph c stricken	HF	534.12	J
602.8105	Subsection 1, paragraph l amended	SF	444.22	J
602.8105	Subsection 1, paragraph m amended	SF	444.23*	J
602.8105	Subsection 1, paragraph m amended	SF	496.15	J
602.8105	Subsection 1, paragraphs m, n amended	HF	534.13	J
602.8105	Subsection 1, paragraph n amended	SF	444.24	J
602.8105	Subsection 1, paragraph s amended	HF	598.1	J
602.8105	Subsection 1-new unnumb. paragraph after paragraph u	SF	496.16	J
602.8106	Subsection 1 amended	SF	444.25	J
602.8106	Subsections 4 & 5 amended	HF	534.14	J
602.8106	New subsection 6	SF	496.17	J
602.8108	Section amended	HF	534.15	J
602.9104	Subsection 2 amended	HF	534.16	J
611.23	New section	HF	430.1	J
613.15	Section rewritten	HF	335.1	VETO
613.17	Section amended	HF	596.1	J
614.1	New subsection 12	SF	2.3	J
614.14	Section amended	HF	618.33	J
614.15	Section amended	HF	618.34	J
614.16	Section amended	HF	618.35	J
614.17	Section amended	HF	618.36	J
614.17A	New section	HF	618.37	J
614.20	Section amended	HF	618.38	J
614.22	Section amended	HF	618.39	J
616.10	Section amended	HF	198.60	J
622.10	Unnumbered paragraph 1 amended	SF	193.11	J
622.30	Subsection 2 amended	HF	506.1	J
625.21	Section amended	HF	534.17	J
631.6	Section amended	HF	534.18	J
631.6	Subsection 1-new unnumb. paragraph	SF	444.26*	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
631.6	Subsection 1-new unnumb. paragraph	SF	496.34	J
633.10	Subsection 4 amended	SF	213.1	J
633.76A	New section	SF	213.2	J
633.123	Subsection 1 rewritten	SF	213.3	J
633.123	Subsection 2, unnumb. paragraph 1 rewritten	SF	213.4	J
633.175	Section amended	SF	213.5	J
633.356	New section	SF	213.6	J
633.480	Section amended	HF	534.19	J
633.591	Section amended	SF	213.7	J
633.635	Subsection 3 amended	SF	495.4	J
654.2B	Section amended	HF	567.1	J
654.2D	New subsection 10	HF	567.2	J
654.18	Subsection 1, paragraph d amended	HF	479.416	VETO
654.19	Section amended	HF	479.417	VETO
655A.7	Section amended	HF	479.418	VETO
656.2	Subsection 2 rewritten	SF	445.1	J A
656.5	Section amended	HF	479.419	VETO
656.9	New section	SF	445.2	J
663A.5	Section amended	SF	496.18	J
666.6	Section amended	SF	102.1	J
668B.1	New section	SF	211.1	J
682.11	Subsection 1 amended	HF	634.33	J
682.13	Section amended	HF	634.34	J
682.38	Section amended	HF	709.63	J
692.2	Subsection 1, paragraph c amended	HF	296.9	J A
692.17	Section amended	HF	534.20	J
702.11	Section amended	SF	2.1	J
708.2A	Section rewritten	SF	444.27*	Multiple
708.2A	Subsection 4 amended	SF	496.19	J
708.2A	Subsection 6 amended	SF	496.20	J
708.2B	New section	SF	444.28*	J
708.2B	New section	SF	496.35	J
709.10	Section amended	HF	709.64	J
709.15	New section	SF	2.2	J
709.15	New section	SF	496.21	J
714A.1	New section	SF	317.1	J
714A.2	New section	SF	317.2	J
714A.3	New section	SF	317.3	J
714A.4	New section	SF	317.4	J
714A.5	New section	SF	317.5	J
714.8	New subsection 14	SF	174.1*	J
714.8	Subsection 14, unnumb. paragraph 1 amended	HF	709.65	J
714.16	Subsection 2-new paragraph m	HF	571.1	J
714.23	Subsection 2, paragraph b amended	HF	198.61	J
717A.1	New section	HF	662.1	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
719.1	Section amended	SF	496.22	J
724.11	Section amended	SF	535.1	J
726.7	Section amended	SF	412.13	J
805.6	Subsection 3 amended	HF	534.21	J
809.17	Section amended	HF	430.16	J
809.17	Section amended	HF	709.66	J
815.10	Section amended	SF	529.436*	E
815.10A	New section	SF	529.437	J
820.24	Section amended	HF	479.525	VETO
901.3	Subsection 7 stricken	SF	496.23	J
903.1	Subsection 3 amended	HF	232.10	J
905.1	Subsection 7 amended	SF	112.1	J
905.4	Subsection 5 amended	HF	479.420	1/1/92
905.6	New subsection 8	SF	444.29	J
905.6	Subsection 5 amended	HF	479.421	J
906.9	Unnumbered paragraph 1 amended	SF	496.24	J
906.10	Section repealed	HF	479.526	J
907.3	Subsection 1-new paragraph h	SF	496.25	J
907.3	Subsection 2 amended	SF	496.26	J
907.3	Subsection 3 amended	SF	444.30	J
907.9	Unnumbered paragraph 2 amended	SF	496.27	J
908.9	Section amended	SF	496.28	J
908.11	Section amended	SF	496.29	J
909.9	New section	HF	697.1	J
910A.6	Section amended	HF	430.16	J
910A.6	New subsection 5	HF	430.3	J
910A.9A	New section	HF	430.4	J
910A.10	New subsection 3	HF	430.5	J
910A.10A	New section	HF	430.6	J
910A.11	Subsection 1, unnumb. paragraph 2 amended	HF	430.7	J
910A.11	Subsection 1, unnumb. paragraph 2 amended	SF	444.31	J
910A.11	New subsections 3 & 4	HF	430.8	J
910A.11	New subsections 3-5	SF	444.32*	J
910A.11	Subsection 4 amended	SF	496.32	J
910A.19	Section amended	HF	430.9	J
910.1	Section amended	HF	430.16	J
910.1	Subsection 2 amended	HF	430.2	J
910.3	Section amended	SF	496.30	J
910.9	Unnumbered paragraph 2 amended	HF	534.22	J
910.10	New section	SF	496.31	J
911.1	Section amended	HF	430.16	J
911.2	Unnumbered paragraph 1 amended	HF	173.816*	4/1/91 A
911.2	Unnumbered paragraph 1 amended	SF	209.35	4/1/91 A
911.3	Section amended	SF	209.37*	4/1/91 A
911.3	Section amended	HF	173.817*	4/1/91 A

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Section</u>	<u>Description</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
911.3	Section amended	HF	709.67	J
912.1	Section rewritten	HF	430.10	J
912.2	Section amended	HF	430.16	J
912.2A	Subsection 1, paragraph e amended	HF	430.11	J
912.3	Section amended	HF	430.16	J
912.4	Section amended	HF	430.12	J
912.5	Section amended	HF	430.16	J
912.6	Section amended	HF	430.13	J
912.7	Section amended	HF	430.14	J
912.8	Section amended	HF	430.16	J
912.9	Section amended	HF	430.16	J
912.10	Section amended	HF	430.16	J
912.11	Section amended	HF	430.15	J
912.12	Section amended	HF	430.16	J
912.14	New section	HF	709.68	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

## IOWA ACTS AMENDED BY 1991 LEGISLATIVE SESSION

## 1991 Acts - Listed by Bill Number

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
HF 173.103	Section amended	SF	532.1001	E
HF 173.104	Section amended	SF	209.2*	E
HF 173.104	Section amended	SF	532.1001	E IV
HF 173.112	Section amended	SF	209.5*	E
HF 173.112	Section amended	SF	532.1001	E
HF 173.115	Section amended	SF	209.6*	E
HF 173.115	Section amended	SF	532.1001	E
HF 173.117	Section amended	SF	532.101	E
HF 173.201	Section amended	SF	532.201	E
HF 173.202	Section amended	SF	532.202	E
HF 173.202	Section amended	SF	209.25	E
HF 173.203	Section amended	SF	532.204	E
HF 173.204	Section amended	SF	532.203	E
HF 173.205	Section amended	SF	532.205	E
HF 173.206	Section amended	SF	532.206	E
HF 173.207	Section amended	SF	532.207	E
HF 173.208	Section amended	SF	532.208	E
HF 173.210	Section amended	SF	532.209	E
HF 173.211	Section amended	SF	532.210	E
HF 173.212	Section amended	SF	532.211	E
HF 173.213	Section amended	SF	532.212	E
HF 173.306	Section amended	SF	529.223	E
HF 173.401	Section amended	SF	532.301	E
HF 173.402	Section amended	SF	532.302	E
HF 173.403	Section amended	SF	532.303	E
HF 173.404	Section amended	SF	532.304	E
HF 173.409	Section amended	SF	209.21	E
HF 173.413	Section amended	SF	532.305	E
HF 173.502	Section amended	SF	532.501	E
HF 173.503	Section amended	SF	532.503	E
HF 173.504	Section amended	SF	532.505	E
HF 173.512	Section amended	SF	532.506	E
HF 173.602	Section amended	SF	532.401	E
HF 173.604	Section amended	SF	209.18	E
HF 173.606	Section amended	SF	532.402	E
HF 173.609	Section amended	SF	532.404	E
HF 173.610	Section amended	SF	532.405	E
HF 173.701	Section amended	SF	532.701	E
HF 173.702	Section amended	SF	532.702	E
HF 173.703	Section amended	SF	532.704	E
HF 173.803	Section amended	SF	532.801	E
HF 173.804	Section amended	SF	532.802	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
HF 173.805	Section amended	SF	532.803	E
HF 173.806	Section amended	SF	532.804	E
HF 173.807	Section amended	SF	209.24*	E
HF 173.807	Section amended	SF	532.805	E
HF 173.810	Section amended	SF	209.24*	E
HF 173.814	Section amended	SF	209.23	E
HF 173.816	Section amended	SF	209.35	4/1/91
HF 173.817	Section amended	SF	209.37*	4/1/91
HF 173.817	Section amended	HF	709.67	J
HF 173.901	Section amended	SF	532.601	E
HF 173.903	Section amended	SF	532.602	E
HF 173.908	Section amended	HF	479.218	J
HF 173.909	Section amended	HF	479.219	J
HF 173.910	Section amended	SF	532.603	E
HF 173.911	Section amended	SF	532.604	E
HF 173.916	Section amended	SF	532.608	E
HF 173.919	Subsections 1-3 amended	SF	532.609	E
HF 173.1008	Subsection 1, paragraph h amended	SF	532.510	E
HF 173.1008	Subsection 4-new paragraph c	SF	532.511	E
HF 173.1101	Unnumbered paragraph 4 amended	SF	532.901	E
HF 173.1202	Section repealed	SF	209.40	VETO
HF 173.1205	Section repealed	SF	209.40	VETO
HF 173.1213	Section repealed	SF	209.40	VETO
HF 173.1220	Section repealed	SF	209.40	VETO
HF 173.1221	Section repealed	SF	209.40	VETO
HF 173.1223	Section amended	HF	479.412	VETO
HF 173.1232	Section repealed	SF	209.40	VETO
HF 173.1233	Section repealed	SF	209.40	VETO
HF 173.1234	Section repealed	SF	209.40	VETO
HF 173.1235	Section repealed	SF	209.40	VETO
HF 173.1241	Section rewritten	SF	209.33	VETO
HF 173.1242	Section rewritten	SF	209.34	VETO
HF 173.1250	Section repealed	SF	209.40	VETO
HF 260.1	Section amended	HF	709.61	J
HF 455.25	Section amended	HF	709.41	J
HF 479.418	Section repealed	HF	709.71	J
HF 655.2	Section amended	HF	709.31	J
SF 34.1	Section amended	HF	709.46	J
SF 141.2	Section amended	HF	479.228	J
SF 174.1	Section amended	HF	709.65	J
SF 209.1	Section amended	SF	532.1001	E
SF 209.2	Section amended	SF	532.1001	E IV
SF 209.5	Section amended	SF	532.1001	E
SF 209.6	Section amended	SF	532.1001	E
SF 209.7	Section amended	SF	532.1001	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
SF 209.8	Section amended	SF	532.1001	E IV
SF 209.24	Subsection 1 amended	SF	532.805	E
SF 209.27	Section amended	SF	532.509	E
SF 209.37	Section amended	HF	709.67	J
SF 254.9	Section amended	HF	479.311	J
SF 444.1	Section repealed	SF	496.37	J
SF 444.2	Section amended	SF	496.1	J
SF 444.8	Section amended	SF	496.3	J
SF 444.16	Section amended	SF	496.33	J
SF 444.18	Section amended	SF	496.5	J
SF 444.23	Section amended	SF	496.15	J
SF 444.26	Section amended	SF	496.34	J
SF 444.27	Section amended	SF	496.19	J
SF 444.27	Section amended	SF	496.20	J
SF 444.28	Section amended	SF	496.35	J
SF 444.32	Section amended	SF	496.32	J
SF 444.36	Subsection 2 amended	SF	496.36	J
SF 452.10	Subsection 3, unnumb. paragraph 1 rewritten	HF	479.631	J
SF 518.5	Section amended	HF	709.56	J
SF 518.7	Section amended	HF	634.8	J
SF 518.9	Section amended	HF	709.57	J
SF 518.13	Section amended	HF	634.9	J
SF 518.15	Section amended	HF	709.60	J
SF 518.29	Section amended	HF	634.31	J
SF 518.42	Section amended	HF	709.59	J
SF 518.63	Section amended	HF	634.32	J
SF 529.102	Subsection 1 amended	HF	479.701	J
SF 529.114	Subsection 1 amended	HF	479.702	J
SF 529.116	Unnumbered paragraph 2 amended	HF	479.703	J
SF 529.408	Section repealed	SF	529.439	7/1/95
SF 529.409	Section repealed	SF	529.439	7/1/95
SF 529.410	Section repealed	SF	529.439	7/1/95
SF 529.411	Section repealed	SF	529.439	7/1/95
SF 529.412	Section repealed	SF	529.439	7/1/95
SF 529.413	Section repealed	SF	529.439	7/1/95
SF 529.436	Section repealed	SF	529.439	7/1/95
SF 529.438	Section repealed	SF	529.439	7/1/95
SF 541.13	Unnumbered paragraph 2 amended	HF	709.69	J
SF 541.14	Unnumbered paragraph 1 amended	HF	709.70	J

## 1990 Acts

1166                      Section 2 repealed                      SF            529.308    6/30/91

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1191	Section 5 amended	HF	302.7	J
1224	Section 1, unnumb. paragraph 1 amended	SF	291.1	J
1224	Section 1, unnumb. paragraph 1 amended	HF	479.422	E
1231	Section 2 amended	HF	173.501	E
1233	Section 10, unnumb. paragraph 12 rewritten	HF	198.62	J
1234	Section 76 amended	HF	634.35	J
1239	Section 7 amended	HF	709.37	10/1/91
1240	Section 85, subsection 1 amended	SF	326.4	5/3/90R
1240	Section 89, subsection 5 amended	SF	326.5	E
1240	Section 89-new subsection 7	SF	326.6	5/3/90R
1240	Section 91, unnumb. paragraph 7 amended	SF	326.7	11/30/90R
1248	Section 6, subsection 1, unnumb. paragraph 1 amended	HF	173.101	E
1250	Section 18, unnumb. paragraph 2 amended	HF	479.504	J
1252	Section 49, subsection 1, unnumb. paragraph 1 amended	SF	508.27	J
1255	Section 37, subsection 1 amended	HF	173.1001	7/1/90R
1255	Section 37, subsection 3 amended	HF	173.1002	7/1/90R
1256	Section 11, subsection 2 amended	SF	209.19	E
1257	Section 24, subsection 4, unnumb. paragraph 2 amended	HF	479.423	VETO
1257	Section 36 amended	HF	173.802	E
1258	Section 1, unnumb. paragraph 1 amended	HF	173.102	E
1259	Section 1, unnumb. paragraph 2 amended	HF	173.201*	E
1259	Section 1, unnumb. paragraph 2 amended	SF	532.201	E
1259	Section 2, subsection 6 amended	SF	209.25	E
1259	Section 2, subsections 2-7 amended	HF	173.202*	E
1259	Section 2, subsections 1 & 3-7 amended	SF	532.202	E
1259	Section 4, unnumb. paragraph 2 amended	HF	173.203*	E
1259	Section 4, unnumb. paragraph 2 amended	SF	532.204	E
1259	Section 5, subsection 1 & subsection 7, unnumb. par. 1 amended	HF	173.205*	E
1259	Section 5, subsection 1 & subsection 7, unnumb. par. 1 amended	SF	532.205	E
1259	Section 6, subsection 1 amended	HF	173.207*	E
1259	Section 6, subsection 1 amended	SF	532.207	E
1259	Section 6, subsection 2, par. a, unnumb. par. 1 amended	HF	173.208*	E
1259	Section 6, subsection 2, paragraph a amended	SF	532.208	E
1259	Section 6, subsec. 2, par. b, unnumb. par. 1 & subpar. (1) amended	HF	173.209	E
1259	Section 6, subsection 2, paragraph c amended	SF	532.215	E
1259	Section 6, subsection 3, par. a, unnumb. par. 1 amended	HF	173.210*	E
1259	Section 6, subsection 3, par. a, unnumb. par. 1 amended	SF	532.209	E
1259	Section 6, subsection 3, par. b, unnumb. par. 1 amended	HF	173.211*	E
1259	Section 6, subsection 3, par. b, unnumb. par. 1 amended	SF	532.210	E
1259	Section 6, subsections 4-8 & 10 amended	HF	173.212*	E
1259	Section 6, subsections 5 & 10 amended	SF	532.211	E
1259	Section 6, subsection 11, unnumb. par. 1 of pars. a, c,-f amended	HF	173.213*	E
1259	Section 6, subsec. 11, par. a & unnumb. par. 1 of pars. d & e amended	SF	532.212	E
1259	Section 7 amended	SF	209.22	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1259	Section 9 amended	SF	532.214	E
1260	Section 1, subsection 1, paragraph a amended	HF	173.301	E
1260	Section 1, subsections 2 & 4 amended	HF	173.302	E
1260	Section 1, subsection 5, paragraph a amended	HF	173.303	E
1260	Section 1, subsection 6, paragraph a amended	HF	173.304	E
1260	Section 8, subsections 2-5 & 7 amended	HF	173.306*	E
1260	Section 8, subsection 8, paragraph a amended	HF	173.307	E
1261	Section 1, unnumb. paragraph 2 amended	HF	173.401	E
1261	Section 1, unnumb. paragraph 2 amended	SF	532.301	E
1261	Section 2, unnumb. paragraph 2 amended	HF	173.402*	E
1261	Section 2, unnumb. paragraph 2 amended	SF	532.302	E
1261	Section 3, subsection 1, unnumb. paragraph 1 amended	HF	173.403*	E
1261	Section 3, subsection 1, unnumb. paragraph 1 amended	HF	532.303	E
1261	Section 3, subsection 2, unnumb. paragraph 1 amended	HF	173.404*	E
1261	Section 3, subsection 2, unnumb. paragraph 1 amended	SF	532.304	E
1261	Section 8 amended	HF	173.407	E
1261	Section 9, subsection 1, unnumb. paragraph 1 amended	HF	173.408	E
1261	Section 9, subsections 1 & 2 amended	SF	209.21	E
1261	Section 9, subsection 2, unnumb. paragraph 1 amended	HF	173.409*	E
1261	Section 10 amended	SF	209.15	E
1261	Section 12, unnumb. paragraph 2 amended	HF	173.411	E
1261	Section 13 amended	HF	173.412	E
1261	Section 14 amended	HF	173.413*	E
1261	Section 14 amended	SF	532.305	E
1261	Section 15, unnumb. paragraph 2 amended	HF	173.414	E
1261	Section 16, unnumb. paragraph 2 amended	HF	173.415	E
1261	Section 18, unnumb. paragraph 2 amended	HF	173.416	E
1261	Section 20, unnumb. paragraph 2 amended	HF	173.417	E
1261	Section 21, unnumb. paragraphs 1 & 2 amended	HF	173.410	E
1261	Section 43 amended	SF	529.442	E
1262	Section 1, subsections 1, 8, 17 25 amended	SF	532.502	E
1262	Section 1, subsecs. 2-7, 10, 12-14, 18, 19, 23, 24, 26, 27, 29, 32-34 amended	HF	173.502*	E
1262	Section 1, subsecs. 2, 3, 5, 6, 10, 12, 13, 18, 19, 23, 26, 29 & 33 amended	SF	532.501	E
1262	Section 1, subsection 35 amended	HF	173.510	E
1262	Section 1, subsection 35 amended	HF	173.511	E
1262	Section 2, unnumb. paragraph 2 amended	HF	173.503*	E
1262	Section 2, unnumb. paragraph 2 amended	SF	532.503	E
1262	Section 3, subsection 1, paragraph a amended	HF	173.512*	E
1262	Section 3, subsection 1, paragraph a amended	SF	532.506	E
1262	Section 3, subsection 1, paragraphs b & d amended	SF	209.26	E
1262	Section 4 amended	HF	173.504*	E
1262	Section 4 amended	SF	532.505	E
1262	Section 6, subsection 2 amended	SF	532.504	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date  
\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1262	Section 6, subsection 4 amended	HF	173.505	E
1262	Section 6, subsection 5 amended	HF	173.510	E
1262	Section 6, subsection 5 amended	HF	173.511	E
1262	Section 10, subsections 3 & 5 amended	HF	173.507	E
1262	Section 11 amended	HF	173.510	E
1262	Section 11 amended	HF	173.511	E
1262	Section 11, subsection 1 amended	HF	173.509	E
1262	Section 14, unnumb. paragraph 2 amended	SF	532.216	E
1262	Section 15 amended	SF	532.507	E
1262	Section 17 amended	SF	209.10	E
1263	Section 4, subsection 1, unnumb. paragraph 3 amended	SF	254.14	E
1264	Section 1, unnumb. paragraph 2 amended	HF	173.910*	E
1264	Section 1, unnumb. paragraph 2 amended	SF	532.603	E
1264	Section 4, subsection 1, unnumb. paragraph 1 amended	HF	173.214	E
1264	Section 4, subsection 2 amended	HF	173.215	E
1265	Section 3 amended	SF	542.3	J
1266	Section 1 amended	HF	173.601	E
1266	Section 2 amended	HF	173.602*	E
1266	Section 2, subsection 1 amended	SF	532.401	E
1266	Section 3, unnumb. paragraph 2 amended	HF	173.603	E
1266	Section 5 amended	SF	209.18	E
1266	Section 5, unnumb. paragraph 2 amended	HF	173.604*	E
1266	Section 7 amended	HF	173.605	E
1266	Section 9, subsection 1 amended	SF	209.12	E
1266	Section 10, subsections 1, 2, 4 & 6-8 amended	HF	173.606*	E
1266	Section 10, subsections 1, 2, 4 & 7-8 amended	SF	532.402	E
1266	Section 10, subsections 3 & 5 amended	SF	532.403	E
1266	Section 11 amended	HF	173.607	E
1266	Section 15, subsections 1-3 amended	HF	173.609*	E
1266	Section 15, subsection 1 amended	SF	532.404	E
1266	Section 17, subsections 1-6 amended	HF	173.610*	E
1266	Section 17, subsections 1-3 amended	SF	532.405	E
1266	Section 19 amended	HF	173.611	E
1266	Section 20, unnumb. paragraph 2 amended	HF	173.612	E
1266	Section 23, unnumb. paragraph 2 amended	HF	173.613	E
1266	Section 27 amended	HF	173.608	E
1267	Section 1, subsection 1 amended	HF	173.701*	E
1267	Section 1, subsection 1 amended	SF	532.701	E
1267	Section 2, subsections 1-3 amended	HF	173.702*	E
1267	Section 2, subsections 1-3 amended	SF	532.702	E
1267	Section 2, subsection 4 amended	SF	532.703	E
1267	Section 3 amended	HF	173.703*	E
1267	Section 3 amended	SF	532.704	E
1267	Section 5, unnumb. paragraph 2 amended	HF	173.704	E
1267	Section 6, subsection 5 amended	SF	209.14	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1268	Section 1, subsections 1 & 3 amended	HF	173.801	E
1268	Section 3, unnumb. paragraphs 2 & 3 amended	HF	173.803*	E
1268	Section 3, unnumb. paragraph 2 amended	SF	532.801	E
1268	Section 4, subsection 1 amended	HF	173.804*	E
1268	Section 4, subsection 1 amended	SF	532.802	E
1268	Section 5, subsection 1, unnumb. paragraph 1 amended	HF	173.805*	E
1268	Section 5, subsection 1, unnumb. paragraph 1 amended	SF	532.803	E
1268	Section 5, subsection 2 amended	HF	479.424	7/1/90R
1268	Section 5, subsection 4, unnumb. paragraph 1 amended	HF	173.806*	E
1268	Section 5, subsection 4, unnumb. paragraph 1 amended	SF	532.804	E
1268	Section 6, subsections 1 & 6 amended	SF	209.24*	E
1268	Section 6, subsection 1 amended	SF	532.805	E
1268	Section 6, subsection 1, unnumb. par. 1 & par. a amended	HF	173.807*	E
1268	Section 6, subsection 2, unnumb. par. 1 & par. a amended	SF	532.806	E
1268	Section 6, subsection 3, unnumb. par. 1 & par. a amended	SF	532.807	E
1268	Section 6, subsection 3, unnumb. par. 1 & pars. b & d amended	HF	173.808	E
1268	Section 6, subsection 4, unnumb. par. 1 & par. a amended	SF	532.808	E
1268	Section 6, subsection 5, unnumb. par. 1 & par. a amended	SF	532.809	E
1268	Section 6, subsection 5, unnumb. par. 1 & par. b amended	HF	173.809	E
1268	Section 6, subsection 6, unnumb. par. 1 & par. a amended	SF	532.810	E
1268	Section 6, subsection 6, unnumb. par. 1 & par. d amended	HF	173.810*	E
1268	Section 6, subsection 7, unnumb. par. 1 & par. a amended	SF	532.811	E
1268	Section 6, subsection 7, unnumb. par. 1 & par. c amended	HF	173.811	E
1268	Section 6, subsection 8, unnumb. par. 1 & par. d amended	HF	173.812	E
1268	Section 6, subsection 9, paragraphs a & b amended	HF	173.813	E
1268	Section 7, subsection 1 amended	SF	209.23	E
1268	Section 7, subsection 1, unnumb. paragraph 1 amended	HF	173.814*	E
1268	Section 9, unnumb. paragraph 2 amended	HF	173.204*	E
1268	Section 9, unnumb. paragraph 2 amended	SF	532.203	E
1270	Section 1 amended	SF	209.1*	E
1270	Section 1 amended	SF	532.1001	E
1270	Section 1, unnumb. paragraph 2 amended	HF	173.103*	E
1270	Section 2 amended	SF	209.2*	E
1270	Section 2 amended	SF	532.1001	E IV
1270	Section 2, unnumb. paragraph 2 amended	HF	173.104*	E
1270	Section 2 - new subsection 10	HF	173.105	E
1270	Section 3, unnumb. paragraph 2 amended	HF	173.106	E
1270	Section 4, unnumb. paragraph 2 amended	HF	173.107	E
1270	Section 7 amended	SF	209.4	E
1270	Section 9, subsection 1 amended	HF	173.108	E
1270	Section 10, unnumb. paragraph 2 amended	HF	173.109	E
1270	Section 11, unnumb. paragraph 2 amended	HF	173.110	E
1270	Section 12, subsections 1 & 2 amended	HF	173.111	E
1270	Section 13, unnumb. paragraph 2 & subsection 1 amended	HF	173.112*	E
1270	Section 13 amended	SF	209.5*	E

EFFECTIVE DATE - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1991

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1270	Section 13 amended	SF	532.1001	E
1270	Section 13, subsection 14 stricken	HF	173.113	E
1270	Section 14, subsections 1, 2 & 6 amended	HF	173.114	E
1270	Section 15 amended	SF	532.1001	E
1270	Section 15 amended	SF	209.6*	E
1270	Section 15, unnumb. paragraph 2 amended	HF	173.115*	E
1270	Section 16 amended	SF	209.7*	E
1270	Section 16 amended	SF	532.1001	E
1270	Section 18 amended	SF	209.8*	E
1270	Section 18 amended	SF	532.1001	E IV
1270	Section 19, unnumb. paragraph 2 amended	HF	173.116	E
1270	Section 21 amended	HF	173.117*	E
1270	Section 21, subsection 1, unnumb. paragraph 1 amended	SF	532.101	E
1270	Section 21, subsection 4, amended	SF	209.9	E
1270	Section 22, subsections 1 & 2 amended	HF	173.118	E
1270	Section 23, unnumb. paragraph 1 amended	HF	173.119	E
1270	Section 23, new subsection 3	HF	173.120	E
1270	Section 24, unnumb. paragraph 2 & subsection 2 amended	HF	173.121	E
1270	Section 28, unnumb. paragraph 2 amended	HF	173.122	E
1270	Section 29, unnumb. paragraph 2 amended	HF	173.123	E
1270	Section 30, unnumb. paragraph 2 amended	HF	173.124	E
1271	Section 601, unnumb. paragraph 2 amended	HF	173.815	E
1271	Section 1601 amended	HF	173.902	E
1271	Section 1701, subsections 1 & 2 amended	HF	173.918	E
1272	Section 1 amended	HF	173.901*	E
1272	Section 1, subsections 1-5 & 7 amended	SF	532.601	E
1272	Section 3, subsections 1 & 2 amended	HF	173.903*	E
1272	Section 3, subsection 1 amended	SF	532.602	E
1272	Section 3, subsection 4, unnumb. paragraph 1 amended	HF	173.904	E
1272	Section 4, subsections 1 & 2 amended	HF	173.905	E
1272	Section 6 amended	SF	209.16	E
1272	Section 8, subsections 1, 3, 4, 6, 7, 10 & 11 amended	HF	173.911*	E
1272	Section 8, subsections 1, 3, 4, 6 & 10 amended	SF	532.604	E
1272	Section 8, subsection 8 amended	SF	532.605	E
1272	Section 8, subsection 12, unnumb. paragraph 1 & a-o amended	HF	173.912	E
1272	Section 12 amended	HF	173.913	E
1272	Section 14, subsection 1, par. a, unnumb. par. 1 amended	HF	173.914	VETO
1272	Section 14, subsection 1, par. a, unnumb. par. 1 amended	SF	532.607	E
1272	Section 14, subsection 1, paragraph b amended	HF	173.915	E
1272	Section 14, subsection 2 amended	HF	173.919*	E
1272	Section 14, subsection 2 amended	SF	532.609	E
1272	Section 14, subsection 3 amended	HF	173.919*	E
1272	Section 14, subsection 3 amended	SF	532.609	E
1272	Section 14, subsection 4 amended	HF	173.919*	E
1272	Section 14, subsection 4 amended	SF	532.609	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1272	Section 14, subsections 5 & 6 amended	HF	173.916*	E
1272	Section 14, subsections 5 & 6 amended	SF	532.608	E
1272	Section 19 amended	HF	173.206*	E
1272	Section 19 amended	SF	532.206	E
1272	Section 20, unnumb. paragraph 1 amended	HF	173.216	E
1272	Section 55 amended	HF	173.906	E
1274	Unnumbered paragraph 1 amended	SF	507.7	E

## 1989 Acts

272	Section 42 amended	SF	529.442	E
304	Section 1106, unnumb. paragraph 2 amended	SF	532.213	E
304	Section 1108, unnumb. paragraph 1 amended	SF	532.214	E
307	Section 36, unnumb. paragraph 4 amended	SF	121.1	E
308	Section 1, subsection 2, unnumb. paragraph 2 amended	SF	209.28	E
308	Section 1, subsection 3, unnumb. paragraph 2 amended	SF	209.29	E
310	Section 6, unnumb. paragraphs 2 & 3 amended	SF	254.13	E
312	Section 6 amended	SF	542.3	J
316	Section 1, subsection 3 amended	HF	173.802	E
319	Section 11, subsection 2, par. a, unnumb. par. 1 amended	HF	173.917	E
319	Section 18, unnumb. paragraph 1 amended	SF	532.606	E
321	Section 22, subsections 1 & 4 repealed	HF	173.1251	J

## 1988 Acts

1281	Section 6 amended	SF	542.3	J
------	-------------------	----	-------	---

## 1987 Acts

230	Section 8 amended	SF	542.3	J
-----	-------------------	----	-------	---

## 1986 Acts

1249	Section 4, unnumb. paragraph 1 amended	SF	542.3	J
------	--	----	-------	---

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

**Statutory Standing Appropriations  
Amended or Modified For 1991-92 Fiscal Year**

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
12.13	Section amount limited	HF	479.507	J
53.50	Section amount limited	HF	479.507	J
98.7	Section amount limited	HF	479.507	J
279.51	Subsection 1 amount reduced	HF	479.205	J
294A.25	Subsection 1 amount reduced	HF	479.206	VETO
267.8	Section amount reduced	HF	479.507	J
411.20	Subsection 1 amount limited	HF	479.507	J
426A.1	Section amount limited	HF	479.507	J
427B.13	Section amount limited	HF	479.507	J
18.75	Subsection 3 amount limited	HF	479.507	J
405A.8	Section amount reduced	HF	479.502	J
425.1	Section amount limited	HF	479.507	J
425.39	Section amount limited	HF	479.502	J
426.1	Section amount reduced	HF	479.501	J
455A.18	Subsection 4 amount reduced	HF	479.503	J
19.10	Section amount limited	HF	479.507	VETO
19.29	Section amount limited	HF	479.507	VETO
307.45	Section amount limited	HF	479.507	J
25.2	Section amount limited	HF	479.507	VETO
25A.11	Section amount limited	HF	479.507	VETO
331.660	Section amount reduced	HF	479.507	J
29A.29	Section amount limited	HF	479.507	VETO
85.57	Section amount limited	HF	479.507	VETO
663.44	Section amount limited	HF	479.507	VETO
663A.5	Section amount limited	HF	479.507	J
815.1	Section amount limited	HF	479.507	J
18.137	Section amount reduced	HF	479.507	VETO
257.16	Section amount reduced	HF	479.507	VETO
285.2	Section amount limited	HF	479.507	J
257.20	Section amount limited	HF	479.507	J
422.65	Section amount limited	HF	479.507	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
E - Effective upon enactment  
IV - Part of bill section vetoed

J - Effective July 1, 1991  
R - Retroactive applicability

VETO - Entire bill section vetoed  
00-00-00 - Specified effective date

\* - Section amended by subsequent bill

Appropriations for 1990-91 Fiscal Year Amended

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1231	Section 2 amended	HF	173.501	E
1248	Section 6, subsection 1, unnumb. paragraph 1 amended	HF	173.101	E
1255	Section 37, subsection 1 amended	HF	173.1001	7/1/90R
1255	Section 37, subsection 3 amended	HF	173.1002	7/1/90R
1256	Section 11, subsection 2 amended	SF	209.19	E
1257	Section 24, subsection 4, unnumb. paragraph 2 amended	HF	479.423	VETO
1257	Section 36 amended	HF	173.802	E
1258	Section 1, unnumb. paragraph 1 amended	HF	173.102	E
1259	Section 1, unnumb. paragraph 2 amended	HF	173.201*	E
1259	Section 1, unnumb. paragraph 2 amended	SF	532.201	E
1259	Section 2, subsection 6 amended	SF	209.25	E
1259	Section 2, subsections 2-7 amended	HF	173.202*	E
1259	Section 2, subsections 1 & 3-7 amended	SF	532.202	E
1259	Section 4, unnumb. paragraph 2 amended	HF	173.203*	E
1259	Section 4, unnumb. paragraph 2 amended	SF	532.204	E
1259	Section 5, subsection 1 & subsection 7, unnumb. par. 1 amended	HF	173.205*	E
1259	Section 5, subsection 1 & subsection 7, unnumb. par. 1 amended	SF	532.205	E
1259	Section 6, subsection 1 amended	HF	173.207*	E
1259	Section 6, subsection 1 amended	SF	532.207	E
1259	Section 6, subsection 2, paragraph a, unnumb. par. 1 amended	HF	173.208*	E
1259	Section 6, subsection 2, paragraph a amended	SF	532.208	E
1259	Section 6, subsec. 2, par. b, unnumb. par. 1 & subpar. (1) amended	HF	173.209	E
1259	Section 6, subsection 2, paragraph c amended	SF	532.215	E
1259	Section 6, subsection 3, paragraph a, unnumb. par. 1 amended	HF	173.210*	E
1259	Section 6, subsection 3, paragraph a, unnumb. par. 1 amended	SF	532.209	E
1259	Section 6, subsection 3, paragraph b, unnumb. par. 1 amended	HF	173.211*	E
1259	Section 6, subsection 3, paragraph b, unnumb. par. 1 amended	SF	532.210	E
1259	Section 6, subsections 4-8 & 10 amended	HF	173.212*	E
1259	Section 6, subsections 5 & 10 amended	SF	532.211	E
1259	Section 6, subsec. 11, unnumb. par. 1 of pars. a, c-f amended	HF	173.213*	E
1259	Section 6, subsec. 11, par. a & unnumb. par. 1 of pars. d & e amended	SF	532.212	E
1259	Section 7 amended	SF	209.22	E
1260	Section 1, subsection 1, paragraph a amended	HF	173.301	E
1260	Section 1, subsections 2 & 4 amended	HF	173.302	E
1260	Section 1, subsection 5, paragraph a amended	HF	173.303	E
1260	Section 1, subsection 6, paragraph a amended	HF	173.304	E
1260	Section 8, subsections 2-5 & 7 amended	HF	173.306*	E
1260	Section 8, subsection 8, paragraph a amended	HF	173.307	E
1261	Section 1, unnumb. paragraph 2 amended	HF	173.401	E
1261	Section 1, unnumb. paragraph 2 amended	SF	532.301	E
1261	Section 2, unnumb. paragraph 2 amended	HF	173.402*	E
1261	Section 2, unnumb. paragraph 2 amended	SF	532.302	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1261	Section 3, subsection 1, unnumb. paragraph 1 amended	HF	173.403*	E
1261	Section 3, subsection 1, unnumb. paragraph 1 amended	HF	532.303	E
1261	Section 3, subsection 2, unnumb. paragraph 1 amended	HF	173.404*	E
1261	Section 3, subsection 2, unnumb. paragraph 1 amended	SF	532.304	E
1261	Section 8 amended	HF	173.407	E
1261	Section 9, subsection 1, unnumb. paragraph 1 amended	HF	173.408	E
1261	Section 9, subsections 1 & 2 amended	SF	209.21	E
1261	Section 9, subsection 2, unnumb. paragraph 1 amended	HF	173.409*	E
1261	Section 10 amended	SF	209.15	E
1261	Section 12, unnumb. paragraph 2 amended	HF	173.411	E
1261	Section 13 amended	HF	173.412	E
1261	Section 14 amended	HF	173.413*	E
1261	Section 14 amended	SF	532.305	E
1261	Section 15, unnumb. paragraph 2 amended	HF	173.414	E
1261	Section 16, unnumb. paragraph 2 amended	HF	173.415	E
1261	Section 18, unnumb. paragraph 2 amended	HF	173.416	E
1261	Section 20, unnumb. paragraph 2 amended	HF	173.417	E
1261	Section 21, unnumb. paragraphs 1 & 2 amended	HF	173.410	E
1262	Section 1, subsections 1, 8, 17 & 25 amended	SF	532.502	E
1262	Section 1, subsecs. 2-7, 10, 12-14, 18, 19, 23, 24, 26, 27, 29, 32-34 amended	HF	173.502*	E
1262	Section 1, subsecs. 2, 3, 5, 6, 10, 12, 13, 18, 19, 23, 26, 29 & 33 amended	SF	532.501	E
1262	Section 1, subsection 35 amended	HF	173.510	E
1262	Section 1, subsection 35 amended	HF	173.511	E
1262	Section 2, unnumb. paragraph 2 amended	HF	173.503*	E
1262	Section 2, unnumb. paragraph 2 amended	SF	532.503	E
1262	Section 3, subsection 1, paragraph a amended	HF	173.512*	E
1262	Section 3, subsection 1, paragraph a amended	SF	532.506	E
1262	Section 4 amended	HF	173.504*	E
1262	Section 4 amended	SF	532.505	E
1262	Section 6, subsection 2 amended	SF	532.504	E
1262	Section 6, subsection 4 amended	HF	173.505	E
1262	Section 6, subsection 5 amended	HF	173.510	E
1262	Section 6, subsection 5 amended	HF	173.511	E
1262	Section 10, subsections 3 & 5 amended	HF	173.507	E
1262	Section 11 amended	HF	173.510	E
1262	Section 11 amended	HF	173.511	E
1262	Section 11, subsection 1 amended	HF	173.509	E
1262	Section 14, unnumb. paragraph 2 amended	SF	532.216	E
1262	Section 15 amended	SF	532.507	E
1262	Section 17 amended	SF	209.10	E
1264	Section 1, unnumb. paragraph 2 amended	HF	173.910*	E
1264	Section 1, unnumb. paragraph 2 amended	SF	532.603	E
1264	Section 4, subsection 1, unnumb. paragraph 1 amended	HF	173.214	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

Chapter	Action	Bill	Number	Effective
1264	Section 4, subsection 2 amended	HF	173.215	E
1265	Section 3 amended	SF	542.3	J
1266	Section 1 amended	HF	173.601	E
1266	Section 2 amended	HF	173.602*	E
1266	Section 2, subsection 1 amended	SF	532.401	E
1266	Section 3, unnumb. paragraph 2 amended	HF	173.603	E
1266	Section 5 amended	SF	209.18	E
1266	Section 5, unnumb. paragraph 2 amended	HF	173.604*	E
1266	Section 7 amended	HF	173.605	E
1266	Section 9, subsection 1 amended	SF	209.12	E
1266	Section 10, subsections 1, 2, 4 & 6-8 amended	HF	173.606*	E
1266	Section 10, subsections 1, 2, 4 & 7-8 amended	SF	532.402	E
1266	Section 10, subsections 3 & 5 amended	SF	532.403	E
1266	Section 11 amended	HF	173.607	E
1266	Section 15, subsections 1-3 amended	HF	173.609*	E
1266	Section 15, subsection 1 amended	SF	532.404	E
1266	Section 17, subsections 1-6 amended	HF	173.610*	E
1266	Section 17, subsections 1-3 amended	SF	532.405	E
1266	Section 19 amended	HF	173.611	E
1266	Section 20, unnumb. paragraph 2 amended	HF	173.612	E
1266	Section 23, unnumb. paragraph 2 amended	HF	173.613	E
1266	Section 27 amended	HF	173.608	E
1267	Section 1, subsection 1 amended	HF	173.701*	E
1267	Section 1, subsection 1 amended	SF	532.701	E
1267	Section 2, subsections 1-3 amended	HF	173.702*	E
1267	Section 2, subsections 1-3 amended	SF	532.702	E
1267	Section 2, subsection 4 amended	SF	532.703	E
1267	Section 3 amended	HF	173.703*	E
1267	Section 3 amended	SF	532.704	E
1267	Section 5, unnumb. paragraph 2 amended	HF	173.704	E
1267	Section 6, subsection 5 amended	SF	209.14	E
1268	Section 1, subsections 1 & 3 amended	HF	173.801	E
1268	Section 3, unnumb. paragraphs 2 & 3 amended	HF	173.803*	E
1268	Section 3, unnumb. paragraph 2 amended	SF	532.801	E
1268	Section 4, subsection 1 amended	HF	173.804*	E
1268	Section 4, subsection 1 amended	SF	532.802	E
1268	Section 5, subsection 1, unnumb. paragraph 1 amended	HF	173.805*	E
1268	Section 5, subsection 1, unnumb. paragraph 1 amended	SF	532.803	E
1268	Section 5, subsection 2 amended	HF	479.424	7/1/90R
1268	Section 5, subsection 4, unnumb. paragraph 1 amended	HF	173.806*	E
1268	Section 5, subsection 4, unnumb. paragraph 1 amended	SF	532.804	E
1268	Section 6, subsections 1 & 6 amended	SF	209.24*	E
1268	Section 6, subsection 1 amended	SF	532.805	E
1268	Section 6, subsection 1, unnumb. par. 1 & par. a amended	HF	173.807*	E
1268	Section 6, subsection 2, unnumb. par. 1 & par. a amended	SF	532.806	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date  
 \* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1268	Section 6, subsection 3, unnumb. par. 1 & par. a amended	SF	532.807	E
1268	Section 6, subsection 3, unnumb. par. 1 & pars. b & d amended	HF	173.808	E
1268	Section 6, subsection 4, unnumb. par. 1 & par. a amended	SF	532.808	E
1268	Section 6, subsection 5, unnumb. par. 1 & par. a amended	SF	532.809	E
1268	Section 6, subsection 5, unnumb. par. 1 & par. b amended	HF	173.809	E
1268	Section 6, subsection 6, unnumb. par. 1 & par. a amended	SF	532.810	E
1268	Section 6, subsection 6, unnumb. par. 1 & par. d amended	HF	173.810*	E
1268	Section 6, subsection 7, unnumb. par. 1 & par. a amended	SF	532.811	E
1268	Section 6, subsection 7, unnumb. par. 1 & par. c amended	HF	173.811	E
1268	Section 6, subsection 8, unnumb. par. 1 & par. d amended	HF	173.812	E
1268	Section 6, subsection 9, pars. a & b amended	HF	173.813	E
1268	Section 7, subsection 1 amended	SF	209.23	E
1268	Section 7, subsection 1, unnumb. paragraph 1 amended	HF	173.814*	E
1268	Section 9, unnumb. paragraph 2 amended	HF	173.204*	E
1268	Section 9, unnumb. paragraph 2 amended	SF	532.203	E
1270	Section 1 amended	SF	209.1*	E
1270	Section 1 amended	SF	532.1001	E
1270	Section 1, unnumb. paragraph 2 amended	HF	173.103*	E
1270	Section 2 amended	SF	209.2*	E
1270	Section 2 amended	SF	532.1001	E IV
1270	Section 2, unnumb. paragraph 2 amended	HF	173.104*	E
1270	Section 2 - new subsection 10	HF	173.105	E
1270	Section 3, unnumb. paragraph 2 amended	HF	173.106	E
1270	Section 4, unnumb. paragraph 2 amended	HF	173.107	E
1270	Section 7 amended	SF	209.4	E
1270	Section 9, subsection 1 amended	HF	173.108	E
1270	Section 10, unnumb. paragraph 2 amended	HF	173.109	E
1270	Section 11, unnumb. paragraph 2 amended	HF	173.110	E
1270	Section 12, subsections 1 & 2 amended	HF	173.111	E
1270	Section 13, unnumb. paragraph 2 & subsection 1 amended	HF	173.112*	E
1270	Section 13 amended	SF	209.5*	E
1270	Section 13 amended	SF	532.1001	E
1270	Section 13, subsection 14 stricken	HF	173.113	E
1270	Section 14, subsections 1, 2 & 6 amended	HF	173.114	E
1270	Section 15 amended	SF	532.1001	E
1270	Section 15 amended	SF	209.6*	E
1270	Section 15, unnumb. paragraph 2 amended	HF	173.115*	E
1270	Section 16 amended	SF	209.7*	E
1270	Section 16 amended	SF	532.1001	E
1270	Section 18 amended	SF	209.8*	E
1270	Section 18 amended	SF	532.1001	E IV
1270	Section 19, unnumb. paragraph 2 amended	HF	173.116	E
1270	Section 21 amended	HF	173.117*	E
1270	Section 21, subsection 1, unnumb. paragraph 1 amended	SF	532.101	E
1270	Section 21, subsection 4, amended	SF	209.9	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date.

\* - Section amended by subsequent bill

<u>Chapter</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
1270	Section 22, subsections 1 & 2 amended	HF	173.118	E
1270	Section 23, unnumb. paragraph 1 amended	HF	173.119	E
1270	Section 23, new subsection 3	HF	173.120	E
1270	Section 24, unnumb. paragraph 2 & subsection 2 amended	HF	173.121	E
1270	Section 28, unnumb. paragraph 2 amended	HF	173.122	E
1270	Section 29, unnumb. paragraph 2 amended	HF	173.123	E
1270	Section 30, unnumb. paragraph 2 amended	HF	173.124	E
1271	Section 601, unnumb. paragraph 2 amended	HF	173.815	E
1271	Section 1601 amended	HF	173.902	E
1271	Section 1701, subsections 1 & 2 amended	HF	173.918	E
1272	Section 1 amended	HF	173.901*	E
1272	Section 1, subsections 1-5 & 7 amended	SF	532.601	E
1272	Section 3, subsections 1 & 2 amended	HF	173.903*	E
1272	Section 3, subsection 1 amended	SF	532.602	E
1272	Section 3, subsection 4, unnumb. paragraph 1 amended	HF	173.904	E
1272	Section 4, subsections 1 & 2 amended	HF	173.905	E
1272	Section 6 amended	SF	209.16	E
1272	Section 8, subsections 1, 3, 4, 6, 7, 10 & 11 amended	HF	173.911*	E
1272	Section 8, subsections 1, 3, 4, 6 & 10 amended	SF	532.604	E
1272	Section 8, subsection 8 amended	SF	532.605	E
1272	Section 8, subsection 12, unnumb. paragraph 1 & a-o amended	HF	173.912	E
1272	Section 12 amended	HF	173.913	E
1272	Section 14, subsection 1, par. a, unnumb. par. 1 amended	HF	173.914	VETO
1272	Section 14, subsection 1, par. a, unnumb. par. 1 amended	SF	532.607	E
1272	Section 14, subsection 1, paragraph b amended	HF	173.915	E
1272	Section 14, subsection 2 amended	HF	173.919*	E
1272	Section 14, subsection 2 amended	SF	532.609	E
1272	Section 14, subsection 3 amended	HF	173.919*	E
1272	Section 14, subsection 3 amended	SF	532.609	E
1272	Section 14, subsection 4 amended	HF	173.919*	E
1272	Section 14, subsection 4 amended	SF	532.609	E
1272	Section 14, subsections 5 & 6 amended	HF	173.916*	E
1272	Section 14, subsections 5 & 6 amended	SF	532.608	E
1272	Section 19 amended	HF	173.206*	E
1272	Section 19 amended	SF	532.206	E
1272	Section 20, unnumb. paragraph 1 amended	HF	173.216	E

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill

## Iowa Administrative Code Amended

<u>Chapter</u>	<u>Action</u>	<u>Resolution</u>	<u>Effective</u>
441	Rule 85.8, subrule 2, par. e; subrule 3, par. h; & subrule 4, par. g nullified	SJR 9.1	E
441	Rule 78.1, subrule 20, par. a, subpar. (4), unnumb. par. 1 nullified	HJR 10.1	E

## Proposed Amendment to Iowa Constitution

<u>Article Effective</u>	<u>Section</u>	<u>Resolution</u>	<u>Number</u>
I	Section 1 amended	SJR 1.1	J

**EFFECTIVE DATE** - Effective date indicates the date from which the bill section is to be applied, not necessarily the date specified in the Act.

A - Applicability dates apply  
 E - Effective upon enactment  
 IV - Part of bill section vetoed

J - Effective July 1, 1991  
 R - Retroactive applicability

VETO - Entire bill section vetoed  
 00-00-00 - Specified effective date

\* - Section amended by subsequent bill