State of Iowa

JOURNAL OF THE HOUSE

2014 REGULAR SESSION EIGHTY-FIFTH GENERAL ASSEMBLY

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Volume I

TERRY E. BRANSTAD, Governor
KRAIG PAULSEN, Speaker of the House
PAM JOCHUM, President of the Senate

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OFFICERS OF THE HOUSE

EIGHTY-FIFTH GENERAL ASSEMBLY
2014 Regular Session

PAULSEN, KRAIG ..... *Speaker of the House*

OLSON, STEVEN N. *(Term ended April 30, 2014).* ..... *Speaker Pro Tempore*

WINDSCHITL, MATT W. *(Term began April 30, 2014)* ..... *Speaker Pro Tempore*

UPMEYER, LINDA L. ..... *Majority Leader*

HAGENOW, CHRIS ..... *Majority Whip*

FRY, JOEL ..... *Assistant Majority Leader*

ROGERS, WALT. ..... *Assistant Majority Leader*

SMITH, JEFF *(Term ended April 30, 2014).* ..... *Assistant Majority Leader*

WINDSCHITL, MATT W. *(Term ended April 30, 2014)* ..... *Assistant Majority Leader*

HEIN, LEE *(Term began April 30, 2014).* ..... *Assistant Majority Leader*

KLEIN, JARAD *(Term began April 30, 2014).* ..... *Assistant Majority Leader*

SMITH, MARK D. ..... *Minority Leader*

ABDUL-SAMAD, AKO ..... *Assistant Minority Leader*

GASKILL, MARY ..... *Assistant Minority Leader*

MASCHER, MARY ..... *Assistant Minority Leader*

PRICHARD, TODD. ..... *Assistant Minority Leader*

BOAL, CARMINE ..... *Chief Clerk*

****

ADAMS, MARK ..... *Doorkeeper*

ALBRECHT, JOSIE ..... *Communications Director – House Republicans*

BALDERSON, STEVE ..... *Assistant Sergeant-at-Arms*

BENNETT, ROBIN ..... *Administrative Services Officer I – Journal*

BRANDSGARD, MARK ..... *Senior Administrative Assistant II to Minority Leader*

BRAUN, MARY ..... *Democratic Senior Deputy Caucus Staff Director*

BRONSINK, KELLY ..... *Senior Finance Officer III*

BROWN, CLYDE ..... *Doorkeeper*

BROWN, DARRELL ..... *Doorkeeper*

BURGET, DIANE ..... *Recording Clerk II*

CALARO, TONY ..... *Postmaster*

CHAPMAN, JASON ..... *Republican Legislative Research Analyst II*

DOLAN, MOLLY ..... *Administrative Services Officer*

EPLEY, DAVID ..... *Democratic Senior Legislative Research Analyst*

FIIHR, DEAN ..... *Senior Administrative Assistant to Minority Leader II*

FREEL, AMANDA ..... *Republican Legislative Research Analyst I*

FREELAND, BILL ..... *Democratic Legislative Research Analyst III*

FURLONG, ZEKE ..... *Democratic Legislative Research Analyst III*

GILDE, JOE ..... *Democratic Senior Caucus Secretary*

HALL, JACK ..... *Chief Doorkeeper*

HUGHES, ANGIE ..... *Confidential Secretary to Majority Leader*

HYATT-CROZIER, ANNA ..... *Democratic Senior Legislative Research Analyst*

JANSA, ANDREA ..... *Democratic Legislative Research Analyst II*

JENNINGS, SUE ..... *Senior Administrative Services Officer – Journal*

KENLINE, KATHERINE ..... *Administrative Services Officer – Indexing*

KIELHORN, KRISTI ..... *Republican Legislative Research Analyst I*

MALONE, CARRIE ..... *Republican Legislative Research Analyst*

MAURO, FRANK ..... *Doorkeeper*

MITCHELL, JEFFREY ..... *Republican Senior Caucus Staff Director*

OLSON, LEWIS ..... *Republican Senior Legislative Research Analyst*

PHILLIPS, TONY ..... *Administrative Assistant III to Majority Leader*

REX, DEB ..... *Senior Finance Officer III*

RITLAND, JULIE ..... *Switchboard Operator*

ROMANO, JOE. ..... *Democratic Senior Caucus Staff Director*

SCHUMANN, DANE ..... *Republican Legislative Research Analyst*

SKEFFINGTON, JOAN ..... *Bill Clerk*

STEINKE, TERRI ..... *Confidential Secretary to Speaker/Majority Leader*

TADLOCK, COLIN ..... *Republican Caucus Secretary*

TELK, BRITTANY.....*Republican Legislative Research Analyst*

TERRELL, DOREEN.....*Senior Administrative Services Officer – Assist. Legal Counsel*

THOMAS, RACHELLE .....*Democratic Legislative Research Analyst II*

THRASHER, ALVIN..... *Doorkeeper*

TROW, BRADLEY ..... *Republican Senior Legislative Research Analyst*

VAN WYK, MEGHAN ..... *Assistant Chief Clerk II*

VANDER STREEK, LOUIS.....*Administrative Assistant III to Speaker*

VANDERPLOEG, SARAH.....*Supervisor of Secretaries II*

WEDERQUIST, DONALD.....*Sergeant-at-Arms*

WENTZ, KRIS.....*Administrative Services Officer III – Indexing*

JOINT EMPLOYEES OF THE HOUSE AND SENATE

WILLEMSSEN, MARK L .....*Senior Facilities Manager*

BUNKERS, ZACHARY L.....*Conservation/Restoration Specialist II*

LUNDBERG, MARK S. ..... *Conservation/Restoration Manager*

FERGUSON, SHAWNA S ..... *Legislative Security Coordinator II*

BACUS, KATHLEEN ..... *Legislative Security Officer I*

CORNWELL, ROBERT. ..... *Legislative Security Officer I*

GROVES, SAM ..... *Legislative Security Officer I*

KNAPP, TIM..... *Legislative Security Officer I*

MALONE, BARB ..... *Legislative Security Officer I*

McCURDY, GERALD ..... *Legislative Security Officer I*

SCHNELL, KERT. ..... *Legislative Security Officer I*

SCOTT, CURTIS..... *Legislative Security Officer I*

SKEFFINGTON, GORDON ..... *Legislative Security Officer I*

SKEFFINGTON, LEO R..... *Legislative Security Officer I*

TAYLOR, RICHARD..... *Legislative Security Officer I*

ROACH, SHIRLEY .....*Senior Copy Center Operator*

GARDINER, BRANDIE..... *Assistant Copy Center Operator*

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

TERRY E. BRANSTAD, *Governor* ..... Des Moines

KIM REYNOLDS, *Lieutenant Governor* ..... Osceola

MATT SCHULTZ, *Secretary of State* ..... Truro

MARY MOSIMAN, *Auditor of State* ..... Ames

MICHAEL L. FITZGERALD, *Treasurer of State* ..... Waukee

BILL NORTHEY, *Secretary of Agriculture* ..... Spirit Lake

TOM MILLER, *Attorney General* ..... Des Moines

JUSTICES OF THE IOWA SUPREME COURT

MARK S. CADY, *Chief Justice* ..... Fort Dodge

BRENT R. APPEL, *Justice* ..... Ackworth

DARYL L. HECHT, *Justice* ..... Sioux City

EDWARD M. MANSFIELD, *Justice* ..... Des Moines

THOMAS D. WATERMAN, *Justice* ..... Pleasant Valley

DAVID S. WIGGINS, *Justice* ..... West Des Moines

BRUCE B. ZAGER, *Justice* ..... Waterloo

JUDGES OF THE IOWA COURT OF APPEALS

DAVID DANILSON, *Chief Judge* ..... Boone

THOMAS N. BOWER, *Judge* ..... Cedar Falls

RICHARD H. DOYLE, *Judge* ..... Des Moines

CHRISTOPHER LEE McDONALD, *Judge* ..... Des Moines

MICHAEL R. MULLINS, *Judge* ..... Washington

GAYLE NELSON VOGEL, *Judge* ..... Spirit Lake

AMANDA POTTERFIELD, *Judge* ..... Tiffin

MARY TABOR, *Judge* ..... Des Moines

ANURADHA VAITHESWARAN, *Judge* ..... Des Moines

MEMBERS OF THE HOUSE

EIGHTY-FIFTH GENERAL ASSEMBLY
2014 Regular Session

(Italicized county indicates the county of residence.)

ABDUL-SAMAD, AKO (D)

Residence.....Des Moines
Occupation ..... CEO-Creative Visions
Legislative Service.....2007-2014
Representative District 35-*Polk*

ALONS, DWAYNE A. (R)

Residence..... Hull
Occupation .....Retired Military
Legislative Service.....1999-2014
Representative District 4-*Sioux*

ANDERSON, MARTI (D)

Residence.....Des Moines
Occupation .....Social Worker
Legislative Service.....2013-2014
Representative District 36-*Polk*

BACON, ROBERT (R)

Residence.....Slater
Occupation .....Funeral Director
Legislative Service.....Senate 2011-2012; House 2013-2014
Representative District ..... 48-Boone, Hamilton, *Story*, Webster

BALTIMORE, CHIP (R)

Residence.....Boone
Occupation .....Attorney/General Counsel
Legislative Service.....2011-2014
Representative District .....47-*Boone*, Greene

BAUDLER, CLEL E. (R)

Residence..... Greenfield
Occupation ..... Retired State Trooper/Farmer
Legislative Service.....1999-2014
Representative District .....20-*Adair,* Cass, Dallas, Guthrie

BEARINGER, BRUCE (D)

Residence..... Oelwein
Occupation .....
Legislative Service.....2013-2014
Representative District .....64-Buchanan, *Fayette*

BERRY, DEBORAH L. (D)

Residence.....Waterloo
Occupation .....
Legislative Service.....2003-2014
Representative District ..... 62-*Black Hawk*

BRANDENBURG, MARK A. (R)

Residence..... Council Bluffs
Occupation .....Retired Adjunct Instructor IWCC/Retired HR Professional-Electric Utility
Legislative Service.....2011-2014
Representative District 15-*Pottawattamie*

BYRNES, JOSH (R)

Residence.....Osage
Occupation ..... Industrial Division Chair-North Iowa Area Community College
Legislative Service.....2011-2014
Representative District ..... 51-Howard, *Mitchell*, Winneshiek, Worth

COHOON, DENNIS M. (D)

Residence.....Burlington
Occupation ..... Retired Special Education Teacher
Legislative Service.....1987-2014
Representative District ..... 87-*Des Moines*

COSTELLO, MARK (R)

Residence.....Imogene
Occupation ..... Farmer
Legislative Service.....2013-2014
Representative District ..... 23-Fremont, *Mills*, Montgomery

COWNIE, PETER (R)

Residence..... West Des Moines
Occupation .....Executive Director-Iowa State Fair Blue Ribbon Foundation
Legislative Service.....2009-2014
Representative District .....42-*Polk*, Warren

DAWSON, DAVID (D)

Residence.....Sioux City
Occupation .....
Legislative Service.....2013-2014
Representative District 14-*Woodbury*

DEYOE, DAVE (R)

Residence..... Nevada
Occupation ..... Farmer
Legislative Service.....2007-2014
Representative District ..... 49-Hardin, *Story*

DOLECHECK, CECIL (R)

Residence.....Mount Ayr
Occupation .....Retired Farmer
Legislative Service.....1997-2014
Representative District .....24-Montgomery, Page, *Ringgold*, Taylor

DRAKE, JACK (R)

Residence.....Griswold
Occupation ..... Farmer
Legislative Service.....1993-2014
Representative District .....21-Adams, *Cass*, Pottawattamie, Union

DUNKEL, NANCY A. (D)

Residence.....Dyersville
Occupation .....
Legislative Service.....2013-2014
Representative District 57-*Dubuque*

FISHER, DEAN C. (R)

Residence..... Garwin
Occupation ..... Farming/Engineering
Legislative Service.....2013-2014
Representative District .....72-Black Hawk, Marshall, *Tama*

FORBES, JOHN (D)

Residence..... Urbandale
Occupation .....Pharmacist
Legislative Service.....2013-2014
Representative District 40-*Polk*

FORRISTALL, GREG (R)

Residence.....Macedonia
Occupation ..... Farmer
Legislative Service.....2007-2014
Representative District 22-*Pottawattamie*

FRY, JOEL (R)

Residence..... Osceola
Occupation .....Therapist/Educator/Consultant/Speaker
Legislative Service.....2011-2014
Representative District ..... 27-*Clarke*, Decatur, Lucas, Wayne

GAINES, RUTH ANN (D)

Residence.....Des Moines
Occupation .....Teacher
Legislative Service.....2011-2014
Representative District 32-*Polk*

GASKILL, MARY (D)

Residence..... Ottumwa
Occupation .....Retired County Auditor
Legislative Service.....2003-2014
Representative District 81-*Wapello*

GASSMAN, TEDD (R)

Residence..... Scarville
Occupation .....Insurance Sales/Farmer
Legislative Service.....2013-2014
Representative District .....7-Emmet, Kossuth, *Winnebago*

GRASSLEY, PAT (R)

Residence.....New Hartford
Occupation ..... Farmer
Legislative Service.....2007-2014
Representative District .....50-*Butler*, Grundy, Hardin

GUSTAFSON, STANLEY R. (R)

Residence..... Cumming
Occupation .....Retired Marine/Attorney
Legislative Service.....*2014
Representative District .....25-*Madison*, Warren

*Elected in Special Election January 7, 2014

HAGENOW, CHRIS (R)

Residence.....Windsor Heights
Occupation .....Attorney
Legislative Service.....2009-2014
Representative District 43-*Polk*

HALL, CHRIS (D)

Residence.....Sioux City
Occupation .....
Legislative Service.....2011-2014
Representative District 13-W*oodbury*

HANSON, CURT (D)

Residence..... Fairfield
Occupation ..... Retired Teacher
Legislative Service.....*2009-2014
Representative District ..... 82-Davis, *Jefferson*, Van Buren

*Elected in Special Election September 1, 2009

HANUSA, MARY ANN (R)

Residence..... Council Bluffs
Occupation ..... Elementary School Administrator
Legislative Service..... 2011-2014
Representative District 16-*Pottawattamie*

HEARTSILL, GREG T. (R)

Residence..... Melcher-Dallas
Occupation ..... Fence Contractor
Legislative Service..... 2013-2014
Representative District ..... 28-Jasper, Lucas, *Marion*

HEATON, DAVID E. (R)

Residence..... Mount Pleasant
Occupation ..... Retired Restaurateur
Legislative Service..... 1995-2014
Representative District ..... 84-*Henry*, Jefferson, Lee, Washington

HEDDENS, LISA K. (D)

Residence..... Ames
Occupation .....
Legislative Service..... 2003-2014
Representative District 46-*Story*

HEIN, LEE (R)

Residence..... Monticello
Occupation ..... Business Owner
Legislative Service..... 2011-2014
Representative District ..... 96-Delaware, *Jones*

HESS, MEGAN (R)

Residence..... Spencer
Occupation .....
Legislative Service..... 2013-2014
Representative District ..... 2-*Clay*, Dickinson, Palo Alto

HIGHFILL, JAKE (R)

Residence..... Johnston
Occupation ..... Commercial Real Estate
Legislative Service..... 2013-2014
Representative District 39-*Polk*

HUNTER, BRUCE L. (D)

Residence..... Des Moines
Occupation .....
Legislative Service..... *2003-2014
Representative District 34-*Polk*

*Elected in Special Election February 11, 2003

HUSEMAN, DANIEL ADAIR (R)

Residence..... Aurelia
Occupation ..... Farmer
Legislative Service..... 1995-2014
Representative District ..... 3-*Cherokee*, O'Brien, Plymouth, Sioux

ISENHART, CHARLES (D)

Residence..... Dubuque
Occupation ..... President-Common Good Services/Sports Official
Legislative Service..... 2009-2014
Representative District 100-*Dubuque*

JACOBY, DAVE J. (D)

Residence..... Coralville
Occupation ..... Self-Employed/Small Business
Legislative Service..... *2003-2014
Representative District 74-*Johnson*

*Elected in Special Election August 26, 2003

JORGENSEN, RON (R)

Residence.....Sioux City
Occupation .....Vice President for Business and Finance-Morningside College
Legislative Service.....2011-2014
Representative District 6-*Woodbury*

KAJTAZOVIC, ANESA (D)

Residence.....Waterloo
Occupation .....
Legislative Service.....2011-2014
Representative District ..... 61-*Black Hawk*

KAUFMANN, BOBBY (R)

Residence.....Wilton
Occupation .....Grain and Livestock Farmer/Small Business Owner
Legislative Service.....2013-2014
Representative District .....73-*Cedar,* Johnson, Muscatine

KEARNS, JERRY A. (D)

Residence.....Keokuk
Occupation ..... Staff Representative-United Steelworkers Union
Legislative Service.....2009-2014
Representative District 83-*Lee*

KELLEY, DAN (D)

Residence.....Newton
Occupation .....Realtor/Small Business Owner-DJ Service
Legislative Service.....2011-2014
Representative District 29-*Jasper*

KLEIN, JARAD (R)

Residence.....Keota
Occupation .....Family Farmer
Legislative Service.....2011-2014
Representative District ..... 78-Keokuk, *Washington*

KOESTER, KEVIN (R)

Residence.....Ankeny
Occupation .....Consultant/Retired School Administrator
Legislative Service.....2009-2014
Representative District 38-*Polk*

KRESSIG, BOB M. (D)

Residence.....Cedar Falls
Occupation .....Retired John Deere
Legislative Service.....2005-2014
Representative District ..... 59-*Black Hawk*

LANDON, JOHN (R)

Residence.....Ankeny
Occupation .....Realtor/Farm Manager
Legislative Service.....2013-2014
Representative District 37-*Polk*

LENSING, VICKI S. (D)

Residence.....Iowa City
Occupation .....Funeral Home Owner
Legislative Service.....2001-2014
Representative District 85-*Johnson*

LOFGREN, MARK S. (R)

Residence.....Muscatine
Occupation .....
Legislative Service.....2011-2014
Representative District 91-*Muscatine*

LUNDBY, DANIEL (D)

Residence.....Marion
Occupation .....
Legislative Service.....2013-2014
Representative District 68-*Linn*

LYKAM, JIM (D)

Residence..... Davenport
Occupation ..... Legislator
Legislative Service.....1989-1990, 2003-2014
Representative District 89-*Scott*

MASCHER, MARY (D)

Residence.....Iowa City
Occupation ..... Retired Teacher
Legislative Service.....1995-2014
Representative District 86-*Johnson*

MAXWELL, DAVID E. (R)

Residence..... Gibson
Occupation ..... Drainage Contractor/Farmer
Legislative Service.....2013-2014
Representative District .....76-Iowa, *Poweshiek*

MEYER, BRIAN (D)

Residence.....Des Moines
Occupation .....
Legislative Service.....*2014
Representative District 33-*Polk*
*Elected in Special Election October 22, 2013

MILLER, HELEN (D)

Residence..... Fort Dodge
Occupation .....Attorney/Arts Educator
Legislative Service.....2003-2014
Representative District 9-*Webster*

MILLER, LINDA J. (R)

Residence..... Bettendorf
Occupation .....Retired Registered Nurse
Legislative Service.....2007-2014
Representative District 94-*Scott*

MOORE, BRIAN (R)

Residence.....Bellevue
Occupation .....Farmer/Truck Driver
Legislative Service.....2011-2014
Representative District .....58-Dubuque, *Jackson*, Jones

MUHLBAUER, DAN (D)

Residence.....Manilla
Occupation ..... Farmer
Legislative Service.....2011-2014
Representative District ..... 12-Audubon, Carroll, *Crawford*

MURPHY, PATRICK J. (D)

Residence.....Dubuque
Occupation .....
Legislative Service.....*1989-2014
Representative District 99-*Dubuque*
*Elected in Special Election September 26, 1989

OLDSON, JO (D)

Residence.....Des Moines
Occupation .....
Legislative Service.....2003-2014
Representative District 41-*Polk*

OLSON, RICK (D)

Residence.....Des Moines
Occupation ..... Attorney
Legislative Service.....2005-2014
Representative District 31-*Polk*

OLSON, STEVEN N. (R)

Residence.....DeWitt
Occupation ..... Farmer
Legislative Service.....2003-2014
Representative District .....97-*Clinton*, Scott

OLSON, TYLER (D)

Residence..... Cedar Rapids
Occupation ..... Small Business Owner
Legislative Service.....2007-2014
Representative District 65-*Linn*

OURTH, SCOTT (D)

Residence.....Ackworth
Occupation .....Public Affairs Executive
Legislative Service.....2013-2014
Representative District 26-*Warren*

PAULSEN, KRAIG (R)

Residence..... Hiawatha
Occupation ..... Attorney
Legislative Service.....2003-2014
Representative District 67-*Linn*

PETTENGILL, DAWN E. (R)

Residence..... Mount Auburn
Occupation ..... Legislator
Legislative Service.....2005-2014
Representative District ..... 75-*Benton*, Iowa

PRICHARD, TODD (D)

Residence.....Charles City
Occupation .....Educator
Legislative Service.....*2013-2014
Representative District ..... 52-Chickasaw, Cerro Gordo, *Floyd*

*Elected in Special Election January 22, 2013

RAYHONS, HENRY V. (R)

Residence.....Garner
Occupation .....Semi-Retired Farmer
Legislative Service.....1997-2014
Representative District ..... 8-*Hancock*, Kossuth, Wright

RIDING, JOE (D)

Residence.....Altoona
Occupation .....
Legislative Service.....2013-2014
Representative District 30-*Polk*

ROGERS, WALT (R)

Residence.....Cedar Falls
Occupation .....
Legislative Service.....2011-2014
Representative District ..... 60-*Black Hawk*

RUFF, PATTI (D)

Residence ..... McGregor
Occupation .....
Legislative Service 2013-2014
Representative District ..... 56-Allamakee, *Clayton*

RUNNING-MARQUARDT, KIRSTEN (D)

Residence ..... Cedar Rapids
Occupation .....
Legislative Service *2009-2014
Representative District 69-*Linn*
*Elected in Special Election November 24, 2009

SALMON, SANDY (R)

Residence ..... Janesville
Occupation ..... Retired Home Educator
Legislative Service 2013-2014
Representative District ..... 63-*Black Hawk*, Bremer

SANDS, THOMAS R. (R)

Residence ..... Wapello
Occupation ..... Bank Officer/Real Estate Appraiser/Farm Owner
Legislative Service 2003-2014
Representative District ..... 88-Des Moines, *Louisa*, Muscatine

SCHULTZ, JASON (R)

Residence ..... Schleswig
Occupation ..... Farmer
Legislative Service 2009-2014
Representative District ..... 18-*Crawford*, Harrison, Shelby

SHAW, TOM W. (R)

Residence ..... Laurens
Occupation .....
Legislative Service 2011-2014
Representative District ..... 10-Calhoun, Humboldt, *Pocahontas*, Webster

SHEETS, LARRY (R)

Residence ..... Moulton
Occupation .....
Legislative Service 2013-2014
Representative District ..... 80-*Appanoose*, Mahaska, Monroe, Wapello

SMITH, JEFF (R)

Residence ..... Spirit Lake
Occupation ..... Retired Banker
Legislative Service 2011-2014
Representative District ..... 1-*Dickinson*, Lyon, Osceola

SMITH, MARK D. (D)

Residence ..... Marshalltown
Occupation ..... Licensed Independent Social Worker
Legislative Service 2001-2014
Representative District 71-*Marshall*

SODERBERG, CHUCK (R)

Residence ..... Le Mars
Occupation ..... Vice President of Planning and Legislative Services-Northwest Iowa Power Cooperative
Legislative Service 2005-2014
Representative District ..... 5-*Plymouth*, Woodbury

STAED, ART (D)

Residence ..... Cedar Rapids
Occupation .....
Legislative Service 2007-2008, 2013-2014
Representative District 66-*Linn*

STANERSON, QUENTIN (R)

Residence.....Center Point
Occupation .....Teacher
Legislative Service.....2013-2014
Representative District .....95-Buchanan, *Linn*

STECKMAN, SHARON S. (D)

Residence.....Mason City
Occupation ..... Retired Educator
Legislative Service.....2009-2014
Representative District ..... 53-*Cerro Gordo*

STUTSMAN, SALLY (D)

Residence..... Riverside
Occupation .....Former Johnson County Supervisor
Legislative Service.....2013-2014
Representative District 77-*Johnson*

TAYLOR, ROB (R)

Residence..... West Des Moines
Occupation .....Sales Director/Consultant/Educator
Legislative Service.....2013-2014
Representative District 44-*Dallas*

TAYLOR, TODD E. (D)

Residence..... Cedar Rapids
Occupation .....AFSCME Representative
Legislative Service.....*1995-2014
Representative District 70-*Linn*
*Elected in Special Election June 27, 1995

THEDE, PHYLLIS (D)

Residence..... Bettendorf
Occupation .....
Legislative Service.....2009-2014
Representative District 93-*Scott*

THOMAS, ROGER (D)

Residence.....Elkader
Occupation .....Executive Director-Elkader Development Corporation/Main Street Elkader
Legislative Service.....1997-2000, 2003-2014
Representative District .....55-*Clayton*, Fayette, Winneshiek

UPMEYER, LINDA L. (R)

Residence..... Clear Lake
Occupation .....Nurse Practitioner
Legislative Service.....2003-2014
Representative District ..... 54- Butler, *Cerro Gordo*, Franklin

VANDER LINDEN, GUY (R)

Residence.....Oskaloosa
Occupation ..... Retired Marine
Legislative Service.....2011-2014
Representative District ..... 79-*Mahaska*, Marion

WATTS, RALPH C. (R)

Residence..... Adel
Occupation ..... Retired Engineer
Legislative Service.....2003-2014
Representative District ..... 19-*Dallas*, Polk

WESSEL-KROESCHELL, BETH (D)

Residence.....Ames
Occupation ..... Legislator
Legislative Service.....2005-2014
Representative District 45-*Story*

WINCKLER, CINDY L. (D)

Residence..... Davenport
Occupation ..... Educational Consultant
Legislative Service.....2001-2014
Representative District 90-*Scott*

WINDSCHITL, MATT W. (R)

Residence.....Missouri Valley
Occupation ..... Gunsmith/Conductor-Union Pacific Railroad
Legislative Service.....2007-2014
Representative District ..... 17-*Harrison*, Ida, Monona, Woodbury

WOLFE, MARY (D)

Residence..... Clinton
Occupation .....
Legislative Service.....2011-2014
Representative District 98-*Clinton*

WOOD, FRANK B. (D)

Residence.....Eldridge
Occupation ..... High School Associate Principal
Legislative Service.....Senate 2005-2008; House 2013-2014
Representative District 92-*Scott*

WORTHAN, GARY (R)

Residence..... Storm Lake
Occupation ..... Farmer
Legislative Service.....*2007-2014
Representative District .....11-*Buena Vista*, Sac

*Elected in Special Election December 12, 2006

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 13, 2014

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the House of Representatives of the Eighty-fifth General Assembly of Iowa, 2014 Regular Session, convened at 10:00 a.m., Monday, January 13, 2014.

The House was called to order by the Honorable Kraig Paulsen, Speaker of the House.

Prayer was offered by Pastor Darran Whiting, Liberty Baptist Church, Marion. He was the guest of Speaker Paulsen of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Andy, Austin and Ashton Whiting from Marion. They were the guests of Speaker Paulsen.

The Journal of Thursday, May 23, 2013, was approved.

Worthan of Buena Vista moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

The motion prevailed and the following committee was appointed: Worthan of Buena Vista, Lofgren of Muscatine, Fry of Clarke, Thede of Scott and Lundby of Linn.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following person duly elected to and entitled to a seat in the House of Representatives of the Eighty-fifth General Assembly as show by this duplicate copy of the certificate of election on file in the office of the Secretary of State:

Brian Meyer, House District 33

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the October 22, 2013 Special Election from Iowa Secretary of State Matt Schultz, which is attached hereto and incorporated by this reference.

Gary Worthan, Chair
Mark Lofgren
Joel Fry
Phyllis Thede
Daniel Lundby

Office of the Secretary of State
CERTIFICATION

To the Honorable Chief Clerk of the House:

I, MATT SCHULTZ, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State, do hereby certify that the State Canvassing Board has declared that at a Special Election held on October 22, 2013, the following named person was duly elected to the office of State Representative to represent the district 33 for the residue of the term ending on December 31, 2014:

Thirty-third Brian Meyer

(Seal)

In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this thirtieth day of October, 2013.

MATT SCHULTZ, Secretary of State

I hereby acknowledge receipt of the original copy of this document on this thirtieth day of October, 2013.

CARMINE BOAL, Chief Clerk of the House

Worthan of Buena Vista moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the supplemental report was adopted.

MEMBER OATH OF OFFICE

The following oath of office was administered to Representative Brian Meyer of Polk County by the Chief Clerk on November 1, 2013:

"I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faithfully discharge the duties of Representative, according to the best of my ability, so help me God."

BRIAN MEYER

Cownie of Polk moved that a committee of two be appointed to escort the Honorable Brian Meyer to seat 19.

The motion prevailed and the Speaker appointed Cownie of Polk and Mascher of Johnson to escort Representative Brian Meyer to seat 19.

COMMITTEE TO NOTIFY THE GOVERNOR

Bacon of Story moved that a committee of three be appointed to notify the Governor that the House was duly organized and ready to receive any communication that he may desire to transmit.

The motion prevailed and the following committee was appointed: Bacon of Story, Chair; Hein of Jones and Stutsman of Johnson.

COMMITTEE TO NOTIFY THE SENATE

Hanusa of Pottawattamie moved that a committee of three be appointed to notify the Senate that the House was duly organized and ready to receive any communication that the Senate may desire to transmit.

The motion prevailed and the following committee was appointed: Hanusa of Pottawattamie, Chair; Alons of Sioux and Bearinger of Fayette.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 101

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 101**, as follows, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 101
BY PAULSEN and M. SMITH

1 A concurrent resolution providing for a joint
2 convention.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
4 SENATE CONCURRING, That a joint convention of the two
5 houses of the 2014 session of the Eighty-fifth General
6 Assembly be held on Tuesday, January 14, 2014, at 10:00
7 a.m.; and
8 BE IT FURTHER RESOLVED, That Governor Terry E.
9 Branstad be invited to deliver his condition of the

10 state message at this joint convention of the two
11 houses of the General Assembly, and that the Speaker of
12 the House of Representatives and the President of the
13 Senate be designated to extend the invitation to him.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 102

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 102**, as follows, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 102
BY PAULSEN and M. SMITH

1 A concurrent resolution providing for a joint
2 convention.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
4 SENATE CONCURRING, That a joint convention of the two
5 houses of the 2014 session of the Eighty-fifth General
6 Assembly be held on Wednesday, January 15, 2014, at
7 10:00 a.m.; and
8 BE IT FURTHER RESOLVED, That Chief Justice Mark
9 S. Cady be invited to present his message of the
10 condition of the judicial branch at this convention,
11 and recommend such matters as the Chief Justice deems
12 appropriate, pursuant to section 602.1207 of the Code
13 of Iowa.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 103

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 103**, as follows, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 103
BY PAULSEN and M. SMITH

1 A concurrent resolution to provide for a joint
2 convention.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
4 SENATE CONCURRING, That a joint convention of the two
5 houses of the 2014 session of the Eighty-fifth General
6 Assembly be held on Wednesday, February 5, 2014, at
7 10:00 a.m.; and
8 BE IT FURTHER RESOLVED That Major General Timothy

9 Orr be invited to present his message of the Condition
10 of the Iowa National Guard at this convention.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolutions 101, 102** and **103.**

REMARKS BY MAJORITY LEADER UPMEYER

Upmeyer of Cerro Gordo addressed the House as follows:

Thank you Mr. Speaker.

Ladies and gentlemen of the House, our guests here today, and to all Iowans listening and watching online, welcome back to the Iowa House of Representatives.

A special welcome to the newly elected members of this body, your fresh perspectives and ideas are a welcome addition to the chamber.

Rep. Smith, congratulations on your election as leader of your caucus. I look forward to building on our past experiences of working together to find solutions to important issues facing Iowans.

I know you will all agree that it is truly a special honor to return here today to work on behalf of Iowans toward a better future for our state.

After spending time with Iowans as I travel around the state, there is something on their minds that I would challenge the legislature to give serious consideration. There is increasing concern that gridlock has taken hold in Washington D.C. What was once an effective legislative process has instead devolved into crisis management, unable to escape a campaign mentality.

The relevance of this dysfunction is clear when you consider how much of the work we do in this building is in some way tied to federal programs. My challenge to you is to carefully consider whether there are opportunities for us to better serve Iowans by cutting some of the federal strings that have attached themselves to our efforts here.

We must focus on how to best serve Iowans. As congress and federal agencies become too inflexible and unresponsive, perhaps it is best that we take a more state-based approach.

With public confidence in the federal government at an all-time low, it is a credit to the work done by the Iowa House, Senate and Governor Branstad that Iowans do have confidence in their state government.

In Iowa, we still put people before politics. We still come together and get our work done. We still hold ourselves accountable. When we say that we are going to let Iowa

taxpayers keep more of their money, we do it. When we commit to common sense budget principles, we follow them. We work hard to deliver on our promises.

We must continue this tradition. We must continue to provide the example of leadership that Iowans expect and that Washington, D.C. so desperately needs.

The 2013 session saw the passage of significant legislation. Property tax reform, transforming our education model, and innovating how we provide health care for needy Iowans are all noteworthy accomplishments and certain to be part of the legacy of the 85th General Assembly.

Each one of these pieces of legislation has tasked public and private institutions to invest time and resources to implement them. Our challenge now, is to make sure these bipartisan initiatives have a chance to succeed. We must resist the temptation to change course midstream and create uncertainty. If we remain resolved, I am excited about the long-term positive effects these initiatives will have on Iowa.

This year we must build upon the strong foundation that we have laid. Let's identify our common goals and go about the business of finding solutions that work best for Iowa.

We have done an extraordinary job of changing the culture that surrounds the appropriation process. As a result, our spending is a healthy reflection of revenue. We are among the most financially secure states in the nation and there is once again confidence that we will honor the commitments we have made.

Vigilance is needed to maintain this fiscal health going forward. It only takes one undisciplined budget to destroy the progress that we have made. If we continue to adhere to the common sense budgeting principles we have set out, Iowa will continue to be prepared for whatever lays ahead.

I am encouraged that the unemployment rate in Iowa has dropped to a five-year low and that it is among the lowest in the nation. Thanks to the hardworking nature of Iowans, we are recovering from the fiscal crisis.

As we move forward, we should focus on policies that increase opportunities for low-income Iowans to find high-paying careers. Let's continue a focus on producing a world-class workforce. Let's make a college degree more affordable. Let's make skills training more accessible. Let's make technology and high-speed internet more available.

That is a job-growth agenda. It is an agenda that will promote a strong middle class.

We should make the dream of upward mobility and opportunity a more likely one for all Iowans.

Let's continue our approach of focusing on the priorities of Iowans and being efficient in finding a way forward. I am thankful for the opportunity we have before us to do this together.

Ladies and Gentlemen, Let's get back to work!

Thank you, Mr. Speaker.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Bacon of Story, Chair of the committee to notify the Governor that the House was duly organized and ready to receive any communication he might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

REMARKS BY MINORITY LEADER M. SMITH

M. Smith of Marshall addressed the House as follows:

Thank you, Mr. Speaker. And thank you to House Democrats who have given me this opportunity to serve as your leader.

Last week, I celebrated living on this earth for 62 years and all of those 62 years have been in Iowa.

This is the land that my ancestors selected. Earhart Lentz, from whom I descend, founded the Decatur County town of Woodland, which is in Representative Fry's district. Another ancestor, David Newton Danner, placed his wife and children on a ferry crossing the Mississippi River and then began to swim his horses across the river. They wouldn't move until he swam out in front of them, so he swam the Mississippi, with his horses following, to come to this great state.

Like so many of you, the value I place on this state is deeply steeped in tradition. The traditions of Iowa have been progressive and forward thinking – in education, in equality, in agriculture, in manufacturing – all because of the quality of people who call Iowa their home. These, the working men and women of Iowa, are the people that my caucus is committed to aid. This is the land that our caucus is committed to protect.

Mr. Speaker, in my hand is a block of wood. It is a receiver for when your gavel comes down. This receiver is made of Iowa hickory wood and is a gift from one wood worker to another. Because one of the founders of the Democratic Party was called "Old Hickory," I thought it was a fitting gift. When you are angry with the Democrats, you may strike it with gusto.

And make no mistake - there will be times when we disagree. Democrats will stay strong in our commitment to what we feel are the best policies for the good, hardworking people of our state. But it is better when we work together toward common goals. When we listen to each other and cooperate and compromise, we usually find success. You need look no further than the property tax reductions, health care initiatives, and education reforms we passed last year as examples. So let this block be a symbol of our friendship and willingness to work together in the months ahead.

In these next few months, let's continue to build on Iowa's established strengths as we lay the groundwork for the next generation. A generation of Iowans who whose rights to opportunity should be without regard to gender, ethnicity, color, or sexual orientation.

It starts with education, and it always has. The covered wagons were barely unloaded and the sod barely plowed when Iowans established country schools so their children could learn. It was just fifty-nine days after Iowa became a state that we established our first state university, and private colleges sprang up among the many religious communities that settled here.

Today, our children need to know how to make machines and other products and to deliver services. At the same time, they need an education that allows them to ask "why" as well as "how."

Personally, I think it should be Iowa's long-term goal to change our K-12 system to a Pre-K/14 system, where we guarantee first-rate pre-school opportunities for every child, and we guarantee two years of additional training and study for every high school graduate.

After graduation, we know that 50% of Iowa jobs require more training than a high school diploma, yet only about 33% of Iowans have certification beyond a high school diploma.

Our greatest challenge as legislators is to stimulate job growth, and the biggest obstacle to that is our skilled worker shortage. Competitive taxes, quality of life – there are many factors in creating jobs. But by far the most important factor is a highly-skilled workforce.

We need to make sure Iowa students have opportunities for the higher training better-paying jobs demand. It also means making higher education more affordable, which is why we should freeze tuition at state universities and fully fund the universities' demonstrated needs. Integrating a system of training beyond high school—involving community colleges, apprenticeship programs, and other job trainings is a must for Iowa to compete in a global economy.

Good jobs mean economic security for middle class families. They allow workers to take pride in what they accomplish while giving them the time, health, and ability to be part of vibrant communities. Today, many Iowa parents are working one or two low-wage jobs trying to put food on the table and pay the bills. The minimum wage is supporting Iowa families, not just Iowa teenagers.

We owe it to Iowans to raise that minimum wage, perhaps a dollar an hour now and more in the future. Our experience in Iowa has shown that raising the minimum wage has little effect on businesses, but gives working Iowans hope of a better future.

And while we are grateful that Iowa's rate of unemployment is far below the national average, we need to do more to offer employment opportunities to minorities whose rate of unemployment is higher than the national average.

Twenty-five years ago this legislature created a groundbreaking program called REAP. REAP continues to stand as a shining example of our commitment to proper natural resource stewardship. Our REAP achievements should steel our resolve to conserve our soil, protect our water, and embrace new technology and research in renewable energy like wind, solar, and biofuels.

I am reminded that when government comes collecting taxes, there is not a question about where Iowans live. However, when it comes to service delivery, too often government says "you are not living in the right area." We need to pay more attention to the needs of rural Iowa, where easy access to broadband and Wi-Fi and even emergency medical services is not the norm.

In conclusion, let me remind this body that today is not a day of conclusions, but a day of beginnings. Will this be a session of Washington style gridlock or will this be a session of collaboration, mutual respect, and positive decisions for Iowans? We, on this side of the aisle offer our willingness for it to be the latter and we shall see.

Thank you, Mr. Speaker.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Hanusa of Pottawattamie, Chair of the committee to notify the Senate that the House was duly organized and ready to receive any communication that the Senate might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

REMARKS BY SPEAKER PAULSEN

Speaker Paulsen addressed the House as follows:

I'm happy to welcome you all to the second session of the 85th General Assembly.

I don't know about what your experiences during the interim were, but I have never been thanked for the legislature's work as much as I have been this last eight months. To be clear I don't think all of a sudden we were smarter or harder working, I think it was that the 150 members of the general assembly and Governor Branstad decided to have what ended up being an exceptional focus on Iowans and advancing public policy that advanced our state.

And while we may have been rigid in maintaining our principles, we were flexible and committed to finding resolution within them. The product ended up being something that all Iowans could be proud of.

This commitment to the hardworking taxpayers of Iowa is what we should have again this year, so that when we walk out of this building after the final adjournment for 2014 we can once again say we put Iowans first, moved the state forward, and that the state of Iowa is better for us having been here.

I trust that you are ready to do that, and to have an efficient session – I expect this will not be a year in which we burn daylight.

Some say that since this is an election year both parties will retreat to their respective corners, lob partisan bills back and forth all while taking jabs at each other in the press. That particular strategy has been going on in Washington, D.C. for quite some time and I think we all can agree that it has proven to be a pathway to ineffective government, and simply put, an absolute disaster at times.

Instead of concentrating on political tensions and campaigns, let's find common ground. Instead of imposing policies that pit one group of Iowans against another, let's work on

behalf of all Iowans. Instead of focusing exclusively on our differences, let's focus on what is achievable. Iowans expect this of us and we should expect nothing less of ourselves.

House Republicans will spend time and energy on bipartisan efforts to effectively manage the state budget and create certainty for Iowa families and Iowa employers.

House Republicans have set the tone on the state budget. Gone are the days of spending more than the state takes in while borrowing even more money. While states around us struggle to make their budgets work or are strangled by debt, we have created a fiscally strong and stable Iowa. This is not a coincidence. It is only possible because we have fiercely stuck to these core principles:

- Do not spend more money than the state takes in.
- Do not use one-time money to pay for on-going expenses.
- Do not intentionally underfund entitlement programs to balance the state's budget.
- Return unused tax dollars to Iowa's taxpayers.

Three years ago, Iowa faced a $900 million budget shortfall. As the 2014 session begins, Iowa is spending just 88% of what our outdated expenditure limitation law allows, our budget reserves remain full and the ending balance is projected to be $928 million. Finally, House Republicans led the way on debt reduction by using a portion of the ending balance to pay off $114 million in bond debt earlier than required.

As we make decisions this year, we must recognize we still face challenging budget times and we must not endanger these accomplishments.

Opportunities to do more are before us.

As a parent, there's a principle that I've tried to instill in my children-- a simple idea in regards to the resources they have. Save some, spend some and give some back. With that in mind, we should continue to focus on spending less than we collect, paying off past debts and commitments, and sending the rest back to the hardworking taxpayers who sent the state their money in the first place.

We also have an opportunity to create certainty for Iowans. Those who create jobs and employ our friends and neighbors and the folks who fill those jobs with an honest day's work deserve to know they can count on stability from their state government.

With the constant overreach, intrusion and insecurity made by the federal government, we need to be especially aware of the challenges facing Iowa employers and workers and lessen the burdens we ask them to shoulder at the state level.

We must continue to send the message across the country that Iowa is a great place to do business and House Republicans believe this is a great time to look at our income tax code and find opportunities to leave more money in the pockets of all Iowans.

Working hand in hand with employers, we must continue to advance policies that encourage investment in our state and workforce, and make sure our regulatory environment is not burdensome. Additionally, we need the education opportunities for Iowans to ensure they can get the training they need to take advantage of these jobs.

Last year, through the skilled worker initiative we invested significant resources in job opportunities and growth designed to cultivate future economic health for hardworking

Iowans. This year we will continue our collaboration with community colleges on workforce training and job creation.

Iowa needs more people trained for the jobs that employers need to fill. Many of those jobs do not require a four-year degree. Iowa employers need skilled workers like: welders, computer techs, nurses, and many others. We need to continue the investments that train Iowans for these jobs and we need a bipartisan commitment to encourage Iowans to pursue these fields.

Too often, political rhetoric in this building focuses on the extremes. Today, I instead choose to put a stronger focus on the middle. Those Iowans who "play by the rules" – have a job, a few kids, a house or a car – who want to be left alone to raise their families and enjoy their communities. How can we make their lives easier?

Are we offering them relief from the squeeze of federal, state and local taxes? Are we looking for ways to make it easier for them to send their kids to college? Are we removing barricades that stop them from improving their own financial health? House Republicans are focused on tearing down obstacles for these Iowans.

We will once again look for ways to freeze tuition at the state universities to make college affordable for Iowa families. Across the country institutions are routinely raising tuition on students, putting a quality four year education out of reach for many. The work that our Regents institutions are doing with us to hold this line is important. And while we look forward to seeing the results of their efficiency strategies and studies, we also challenge them to find the greatest amount of savings possible – going through their budgets line by line, just as we have done here at the statehouse.

On behalf of the hard working taxpayers of Iowa we look forward to seeing the various proposals from Governor Branstad and the Iowa Senate. We look forward to working through the challenges in front of us in order to move the state of Iowa ahead.

If we stay focused on prudent management of their tax dollars, assisting in growing Iowa's economy and opportunities, and also making sure Iowans have access to the training they need to advance themselves and their families we will have another productive year.

Every year in my opening day speech I offer a gentle reminder that the desks we sit in belong to the 30,000 Iowans we each represent back home. The people who send us here expect us to do our jobs, just like they do every day.

Every vote you take, I hope you'll think of the small business owner who struggles to keep their doors open, but without whom there would be no town square. I hope you will consider the farmer who feeds the world every day. I hope you will imagine the folks in the middle, the parents who play by the rules and don't ask for anything except a level playing field.

These hardworking Iowans all have the same hopes and concerns. They look at their checkbooks and worry about paying the bills, about their children's future and about making ends meet. These seats are theirs and every day we sit in them we should be focused on how to unite in their best interests.

Now -- let's get to work.

COMMITTEE FROM THE SENATE

Senator Black of Jasper appeared and notified the House that the Senate was duly organized and ready to receive any communication that the House might desire to transmit.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for the committees on Administration and Rules, Appropriations, Economic Growth, Public Safety, State Government and Ways and Means to meet upon adjournment today.

SPECIAL PRESENTATIONS

M. Smith of Marshall introduced to the House, former state legislators, Kevin McCarthy and Dave Schrader.

The House rose and expressed its welcome.

M. Smith of Marshall introduced to the House, Carlos Portes. He was the former Special Ambassador for Latin American affairs during the Carter administration.

The House rose and expressed its welcome.

Abdul-Samad of Polk introduced to the House, former state legislator, Wayne Ford.

The House rose and expressed its welcome.

COMMITTEE AND LEADERSHIP REVISIONS

The Speaker announced the following changes to leadership and committee assignments:

Effective August 10, 2013:

Minority Leader

M. Smith of Marshall (replaced McCarthy of Polk)

Effective August 15, 2013:

Ethics

Gaines of Polk (replaced T. Olson of Linn)
Kearns of Lee (replaced M. Smith of Marshall)

Effective October 14, 2013:

Assistant Minority Leader

Prichard of Floyd (replaced M. Smith of Marshall)

Effective December 10, 2013:

Administration and Rules

Prichard of Floyd (replaced McCarthy of Polk)

Commerce

Meyer of Polk (replaced T. Olson of Linn)

Environmental Protection

T. Olson of Linn (replaced M. Smith of Marshall)

Human Resources

Winckler of Scott (replaced M. Smith of Marshall)

Judiciary

Meyer of Polk (replaced T. Olson of Linn)
Prichard of Floyd (replaced M. Smith of Marshall)

Transportation

Meyer of Polk (replaced Murphy of Dubuque)

Justice System Appropriations Subcommittee

Meyer of Polk (replaced Prichard of Floyd)

Effective January 9, 2014:

Appropriations

Thede of Scott (replaced Kajtazovic of Black Hawk)

Commerce

Ourth of Warren (replaced Kajtazovic of Black Hawk)

State Government

Kelley of Jasper (replaced Kajtazovic of Black Hawk)

Transportation, Infrastructure and Capitals Subcommittee

Wolfe of Clinton (replaced Jacoby of Johnson)

Effective January 12, 2014:

Education

Forristall of Pottawattamie (replaced Garrett of Warren)

Transportation

Forristall of Pottawattamie was removed

2014 COMMITTEE ASSIGNMENTS

The Speaker announced the following appointments to the standing committees of the House:

(Final appointments will be announced after certification of the January 7, 2014 Special Election of House District 25)

* – Vice Chair
** – Ranking Member

ADMINISTRATION AND RULES – 15 Members

Windschitl, Chair	Rogers*	Muhlbauer**
Abdul-Samad	Berry	Fry
Gaskill	Hagenow	Mascher
Olson, S.	Paulsen	Prichard
Smith, J.	Smith, M.	Upmeyer

AGRICULTURE – 23 Members

Grassley, Chair	Klein*	Miller, H.**
Alons	Baudler	Bearinger
Cownie	Deyoe	Drake
Dunkel	Hanson	Hein
Kaufmann	Kearns	Kelley
Maxwell	Moore	Muhlbauer
Olson, S.	Ourth	Prichard
Ruff	Shaw	

APPROPRIATIONS – 25 Members

Soderberg, Chair	Lofgren*	Jacoby**
Bearinger	Deyoe	Dolecheck
Drake	Dunkel	Fisher
Hall	Heaton	Heddens
Highfill	Huseman	Koester
Lundby	Olson, T.	Rogers
Running-Marquardt	Taylor, T.	Thede
Watts	Winckler	Worthan
(Vacant)		

COMMERCE – 23 Members

Cownie, Chair	Brandenburg*	Hall**
Baltimore	Dawson	Fisher
Forbes	Grassley	Jacoby
Kressig	Landon	Lykam
Meyer	Oldson	Ourth
Pettengill	Riding	Sands
Smith, J.	Soderberg	Taylor, R.
Vander Linden	Watts	

ECONOMIC GROWTH – 21 Members

Hanusa, Chair	Kaufmann*	Thomas**
Alons	Baltimore	Bearinger
Deyoe	Dunkel	Gaskill
Heddens	Jacoby	Jorgensen
Lofgren	Miller, H.	Moore
Ourth	Rogers	Schultz
Sheets	Taylor, R.	Wood

EDUCATION – 23 Members

Jorgensen, Chair	Stanerson*	Steckman**
Abdul-Samad	Byrnes	Cohoon
Dolecheck	Forristall	Fry
Gaines	Gassman	Hanson
Hanusa	Hess	Koester
Mascher	Miller, L.	Rogers
Ruff	Salmon	Staed
Winckler	Wood	

ENVIRONMENTAL PROTECTION – 21 Members

Hein, Chair	Taylor, R.*	Isenhart**
Anderson	Baudler	Berry
Deyoe	Gassman	Hess
Kelley	Klein	Lensing
Lundby	Maxwell	Olson, T.
Schultz	Sheets	Smith, J.
Soderberg	Steckman	Wessel-Kroeschell

ETHICS – 6 Members

Smith, J., Chair	Shaw*	Thede**
Gaines	Heaton	Kearns

GOVERNMENT OVERSIGHT – 9 Members

Koester, Chair	Heartsill*	Gaines**
Baudler	Cownie	Lensing
Murphy	Pettengill	Thede

HUMAN RESOURCES – 21 Members

Miller, L., Chair	Bacon*	Wessel-Kroeschell**
Abdul-Samad	Anderson	Costello
Dawson	Forristall	Fry
Heaton	Heddens	Hess
Hunter	Koester	Landon
Lofgren	Murphy	Stutsman
Taylor, R.	Winckler	*(Vacant)*

JUDICIARY – 21 Members

Baltimore, Chair	Hess*	Wolfe**
Alons	Anderson	Brandenburg
Dawson	Gassman	Hagenow
Heartsill	Heaton	Kaufmann
Lensing	Meyer	Oldson
Olson, R.	Prichard	Wessel-Kroeschell
Windschitl	Worthan	*(Vacant)*

LABOR – 17 Members

Forristall, Chair	Sheets*	Hunter**
Berry	Costello	Fry
Hanusa	Jorgensen	Kearns
Klein	Lofgren	Mascher
Murphy	Running-Marquardt	Schultz
Taylor, T.	Watts	

LOCAL GOVERNMENT – 21 Members

Schultz, Chair	Heartsill*	Staed**
Dolecheck	Fisher	Forbes
Gaskill	Gassman	Hanusa
Highfill	Kressig	Lundby
Pettengill	Rayhons	Riding
Running-Marquardt	Sheets	Stanerson
Thede	Windschitl	Wood

NATURAL RESOURCES – 21 Members

Rayhons, Chair	Fisher*	Hanson**
Bacon	Baudler	Byrnes
Dolecheck	Hall	Highfill
Huseman	Lundby	Lykam
Maxwell	Miller, H.	Ourth
Ruff	Salmon	Shaw
Smith, J.	Thede	Thomas

PUBLIC SAFETY – 21 Members

Baudler, Chair	Shaw*	Kressig**
Abdul-Samad	Anderson	Berry
Brandenburg	Dawson	Fry
Gaines	Heartsill	Huseman
Klein	Muhlbauer	Olson, R.
Olson, S.	Rayhons	Salmon
Sands	Wolfe	Worthan

STATE GOVERNMENT – 23 Members

Vander Linden, Chair	Highfill*	Lensing**
Bacon	Cohoon	Costello
Drake	Grassley	Hagenow
Hein	Hunter	Isenhart
Kelley	Koester	Mascher
Miller, L.	Pettengill	Prichard
Stanerson	Steckman	Taylor, T.
Watts	Winckler	

TRANSPORTATION – 21 Members

Byrnes, Chair	Moore*	Lykam**
Cohoon	Forbes	Heartsill
Huseman	Jorgensen	Kaufmann
Landon	Meyer	Miller, H.
Olson, R.	Olson, S.	Pettengill
Rayhons	Riding	Rogers
Stutsman	Wolfe	*(Vacant)*

VETERANS AFFAIRS – 17 Members

Alons, Chair	Salmon*	Kearns**
Bacon	Brandenburg	Costello
Gaines	Jacoby	Kajtazovic
Miller, L.	Muhlbauer	Shaw
Staed	Stanerson	Thomas
Windschitl	Worthan	

WAYS AND MEANS – 25 Members

Sands, Chair	Landon*	Oldson**
Baltimore	Byrnes	Cownie
Forbes	Forristall	Gaskill
Grassley	Hagenow	Hein
Isenhart	Kearns	Kelley
Maxwell	Moore	Muhlbauer
Prichard	Riding	Stanerson
Stutsman	Thomas	Vander Linden
Windschitl		

HOUSE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Watts, Chair	Gassman*	Kelley**
Hunter	Riding	Schultz
Staed	Stanerson	Vander Linden

AGRICULTURE AND NATURAL RESOURCES

Drake, Chair	Klein*	Wood**
Bearinger	Grassley	Hein
Ourth	Ruff	Salmon

ECONOMIC DEVELOPMENT

Deyoe, Chair	Kaufmann*	Running-Marquardt**
Forristall	Hanusa	Isenhart
Kajtazovic	Kressig	Sheets

EDUCATION

Dolecheck, Chair	Taylor, R.*	Winckler**
Byrnes	Hanson	Highfill
Jorgensen	Lundby	Steckman

HEALTH AND HUMAN SERVICES

Heaton, Chair	Costello*	Heddens**
Bacon	Fisher	Forbes
Miller, L.	Stutsman	Wessel-Kroeschell

JUSTICE SYSTEM

Worthan, Chair	*(Vacant)**	Taylor, T.**
Anderson	Baltimore	Brandenburg
Dawson	Hess	Meyer

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Huseman, Chair	Maxwell*	Cohoon**
Alons	Dunkel	Landon
Lykam	Moore	Wolfe

HOUSE COMMITTEE ASSIGNMENTS

Abdul-Samad, Ako
- Administration and Rules
- Education
- Human Resources
- Public Safety

Alons, Dwayne A.
- Agriculture
- Economic Growth
- Judiciary
- Veterans Affairs, Chair
- Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Anderson, Marti
Environmental Protection
Human Resources
Judiciary
Public Safety
Justice System Appropriations Subcommittee

Bacon, Robert
Human Resources, Vice Chair
Natural Resources
State Government
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Baltimore, Chip
Commerce
Economic Growth
Judiciary, Chair
Ways and Means
Justice System Appropriations Subcommittee

Baudler, Clel E.
Agriculture
Environmental Protection
Government Oversight
Natural Resources
Public Safety, Chair

Bearinger, Bruce
Agriculture
Appropriations
Economic Growth
Agriculture and Natural Resources Appropriations Subcommittee

Berry, Deborah L.
Administration and Rules
Environmental Protection
Labor
Public Safety

Brandenburg, Mark A.
Commerce, Vice Chair
Judiciary
Public Safety
Veterans Affairs
Justice System Appropriations Subcommittee

Byrnes, Josh
Education
Natural Resources
Transportation, Chair
Ways and Means
Education Appropriations Subcommittee

Cohoon, Dennis M.
Education
State Government
Transportation
Transportation, Infrastructure and Capitals Appropriations Subcommittee, Ranking Member

Costello, Mark
Human Resources
Labor
State Government
Veterans Affairs
Health and Human Services Appropriations Subcommittee, Vice Chair

Cownie, Peter
Agriculture
Commerce, Chair
Government Oversight
Ways and Means

Dawson, David
Commerce
Human Resources
Judiciary
Public Safety
Justice System Appropriations Subcommittee

Deyoe, Dave
Agriculture
Appropriations
Economic Growth
Environmental Protection
Economic Development Appropriations Subcommittee, Chair

Dolecheck, Cecil
Appropriations
Education
Local Government
Natural Resources
Education Appropriations Subcommittee, Chair

Drake, Jack
Agriculture
Appropriations
State Government
Agriculture and Natural Resources Appropriations Subcommittee, Chair

Dunkel, Nancy A.
Agriculture
Appropriations
Economic Growth
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Fisher, Dean C.
Appropriations
Commerce
Local Government
Natural Resources, Vice Chair
Health and Human Services Appropriations Subcommittee

Forbes, John
Commerce
Local Government
Transportation
Ways and Means
Health and Human Services Appropriations Subcommittee

Forristall, Greg
Education
Human Resources
Labor, Chair
Ways and Means
Economic Development Appropriations Subcommittee

Fry, Joel
Administration and Rules
Education
Human Resources
Labor
Public Safety

Gaines, Ruth Ann
Education
Ethics
Government Oversight, Ranking Member
Public Safety
Veterans Affairs

Gaskill, Mary
Administration and Rules
Economic Growth
Local Government
Ways and Means

Gassman, Tedd
Education
Environmental Protection
Judiciary
Local Government
Administration and Regulation Appropriations Subcommittee, Vice Chair

Grassley, Pat
Agriculture, Chair
Commerce
State Government
Ways and Means
Agriculture and Natural Resources Appropriations Subcommittee

Hagenow, Chris
Administration and Rules
Judiciary
State Government
Ways and Means

Hall, Chris
Appropriations
Commerce, Ranking Member
Natural Resources

Hanson, Curt
Agriculture
Education
Natural Resources, Ranking Member
Education Appropriations Subcommittee

Hanusa, Mary Ann
Economic Growth, Chair
Education
Labor
Local Government
Economic Development Appropriations Subcommittee

Heartsill, Greg T.
Government Oversight, Vice Chair
Judiciary
Local Government, Vice Chair
Public Safety
Transportation

Heaton, David E.
Appropriations
Ethics
Human Resources
Judiciary
Health and Human Resources Appropriations Subcommittee, Chair

Heddens, Lisa K.
Appropriations
Economic Growth
Human Resources
Health and Human Services Appropriations Subcommittee, Ranking Member

Hein, Lee
Agriculture
Environmental Protection, Chair
State Government
Ways and Means
Agriculture and Natural Resources Appropriations Subcommittee

Hess, Megan
Education
Environmental Protection
Human Resources
Judiciary, Vice Chair
Justice System Appropriations Subcommittee

Highfill, Jake
Appropriations
Local Government
Natural Resources
State Government, Vice Chair
Education Appropriations Subcommittee

Hunter, Bruce L.
Human Resources
Labor, Ranking Member
State Government
Administration and Regulation Appropriations Subcommittee

Huseman, Daniel Adair
Appropriations
Natural Resources
Public Safety
Transportation
Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair

Isenhart, Charles
Environmental Protection, Ranking Member
State Government
Ways and Means
Economic Development Appropriations Subcommittee

Jacoby, Dave J.
Appropriations, Ranking Member
Commerce
Economic Growth
Veterans Affairs

Jorgensen, Ron
Economic Growth
Education, Chair
Labor
Transportation
Education Appropriations Subcommittee

Kajtazovic, Anesa
Veterans Affairs
Economic Development Appropriations Subcommittee

Kaufmann, Bobby
Agriculture
Economic Growth, Vice Chair
Judiciary
Transportation
Economic Development Appropriations Subcommittee, Vice Chair

Kearns, Jerry A.
Agriculture
Ethics
Labor
Veterans Affairs, Ranking Member
Ways and Means

Kelley, Dan
Agriculture
Environmental Protection
State Government
Ways and Means
Administration and Regulation Appropriations Subcommittee, Ranking Member

Klein, Jarad
Agriculture, Vice Chair
Environmental Protection
Labor
Public Safety
Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair

Koester, Kevin
Appropriations
Education
Government Oversight, Chair
Human Resources
State Government

Kressig, Bob M.
Commerce
Local Government
Public Safety, Ranking Member
Economic Development Appropriations Subcommittee

Landon, John
Commerce
Human Resources
Transportation
Ways and Means, Vice Chair
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Lensing, Vicki S.
Environmental Protection
Government Oversight
Judiciary
State Government, Ranking Member

Lofgren, Mark S.
Appropriations, Vice Chair
Economic Growth
Human Resources
Labor

Lundby, Daniel
Appropriations
Environmental Protection
Local Government
Natural Resources
Education Appropriations Subcommittee

Lykam, Jim
Commerce
Natural Resources
Transportation, Ranking Member
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Mascher, Mary
Administration and Rules
Education
Labor
State Government

Maxwell, David E.
Agriculture
Environmental Protection
Natural Resources
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair

Meyer, Brian
Commerce
Judiciary
Transportation
Justice System Appropriations Subcommittee

Miller, Helen
Agriculture, Ranking Member
Economic Growth
Natural Resources
Transportation

Miller, Linda J.
Education
Human Resources, Chair
State Government
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Moore, Brian
Agriculture
Economic Growth
Transportation, Vice Chair
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Muhlbauer, Dan
Administration and Rules, Ranking Member
Agriculture
Public Safety
Veterans Affairs
Ways and Means

Murphy, Patrick J.
Government Oversight
Human Resources
Labor

Oldson, Jo
Commerce
Judiciary
Ways and Means, Ranking Member

Olson, Rick
Judiciary
Public Safety
Transportation

Olson, Steven N.
Administration and Rules
Agriculture
Public Safety
Transportation

Olson, Tyler
Appropriations
Environmental Protection

Ourth, Scott
Agriculture
Commerce
Economic Growth
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Paulsen, Kraig
Administration and Rules

Pettengill, Dawn E.
Commerce
Government Oversight
Local Government
State Government
Transportation

Prichard, Todd
Administration and Rules
Agriculture
Judiciary
State Government
Ways and Means

Rayhons, Henry V.
Local Government
Natural Resources, Chair
Public Safety
Transportation

Riding, Joe
Commerce
Local Government
Transportation
Ways and Means
Administration and Regulation Appropriations Subcommittee

Rogers, Walt
Administration and Rules, Vice Chair
Appropriations
Economic Growth
Education
Transportation

Ruff, Patti
Agriculture
Education
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Running-Marquardt, Kirsten
Appropriations
Labor
Local Government
Economic Development Appropriations Subcommittee, Ranking Member

Salmon, Sandy
Education
Natural Resources
Public Safety
Veterans Affairs, Vice Chair
Agriculture and Natural Resources Appropriations Subcommittee

Sands, Thomas R.
Commerce
Public Safety
Ways and Means, Chair

Schultz, Jason
Economic Growth
Environmental Protection
‘ Labor
Local Government, Chair
Administration and Regulation Appropriations Subcommittee

Shaw, Tom W.
Agriculture
Ethics, Vice Chair
Natural Resources
Public Safety, Vice Chair
Veterans Affairs

Sheets, Larry
Economic Growth
Environmental Protection
Labor, Vice Chair
Local Government
Economic Development Appropriations Subcommittee

Smith, Jeff
Administration and Rules
Commerce
Environmental Protection
Ethics, Chair
Natural Resources

Smith, Mark D.
Administration and Rules

Soderberg, Chuck
Appropriations, Chair
Commerce
Environmental Protection

Staed, Art
Education
Local Government, Ranking Member
Veterans Affairs
Administration and Regulation Appropriations Subcommittee

Stanerson, Quentin
Education, Vice Chair
Local Government
State Government
Veterans Affairs
Ways and Means
Administration and Regulation Appropriations Subcommittee

Steckman, Sharon S.
Education, Ranking Member
Environmental Protection
State Government
Education Appropriations Subcommittee

Stutsman, Sally
Human Resources
Transportation
Ways and Means
Health and Human Services Appropriations Subcommittee

Taylor, Rob
Commerce
Economic Growth
Environment Protection, Vice Chair
Human Resources
Education Appropriations Subcommittee, Vice Chair

Taylor, Todd E.
Appropriations
Labor
State Government
Justice System Appropriations Subcommittee, Ranking Member

Thede, Phyllis
Appropriations
Ethics, Ranking Member
Government Oversight
Local Government
Natural Resources

Thomas, Roger
Economic Growth, Ranking Member
Natural Resources
Veterans Affairs
Ways and Means

Upmeyer, Linda L.
Administration and Rules

Vander Linden, Guy
Commerce
State Government, Chair
Ways and Means
Administration and Regulation Appropriations Subcommittee

Watts, Ralph C.
Appropriations
Commerce
Labor
State Government
Administration and Regulation Appropriations Subcommittee, Chair

Wessel-Kroeschell, Beth
Environmental Protection
Human Resources, Ranking Member
Judiciary
Health and Human Services Appropriations Subcommittee

Winckler, Cindy L.
Appropriations
Education
Human Resources
State Government
Education Appropriations Subcommittee, Ranking Member

Windschitl, Matt W.
Administration and Rules, Chair
Judiciary
Local Government
Veterans Affairs
Ways and Means

Wolfe, Mary
Judiciary, Ranking Member
Public Safety
Transportation
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Wood, Frank B.
Economic Growth
Education
Local Government
Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member

Worthan, Gary
Appropriations
Judiciary
Public Safety
Veterans Affairs
Justice System Appropriations Subcommittee, Chair

BILLS RETAINED ON CALENDAR

Pursuant to House Rule 45, the following bills retained their place on the calendar:

House File 245
House File 500

RESIGNATION OF MEMBER

Copies of the following communications were received and placed on file in the office of the Chief Clerk:

August 1, 2013

To: Terry Branstad, Governor of the State of Iowa

Dear Governor Branstad,

In accordance with Iowa code Section 69.4, please accept this letter as official notice of my coming resignation as member of the Iowa General Assembly, **effective at the close of business on Thursday, August 15, 2013.**

It has been an honor to serve the citizens of my district and the State of Iowa.

Sincerely,

Kevin McCarthy
State Representative
House Minority Leader
Iowa House of Representatives
(District 33)

RESIGNATION OF MEMBER

November 22, 2013

Governor Terry Branstad
Statehouse
Des Moines, IA 50319

Dear Governor Branstad:

In light of my recent election to the Iowa Senate, I hereby tender my resignation from the Iowa House of Representatives, effective immediately.

Sincerely,

Representative Julian B. Garrett
(District 25)

PETITION FILED

The following petition was received and placed on file:

By Upmeyer of Cerro Gordo received from 296 Iowans: "to support the State of Iowa enacting a voter ID law that is simple and transparent; that would require voters to present a government-issued form of identification as a condition to vote."

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

ASSOCIATION OF IOWA FAIRS

State Funding Report, pursuant to Iowa Code section 174.10(b).

AUDITOR OF STATE

Combined Reports for Institutions Under the Control of the Department of Correction and for Institutions Under the Control of the Department of Human Services, pursuant to Iowa Code section 11.2.

Independent Auditor Reports for the Iowa Agricultural Development Authority, Iowa Lottery Authority and the Iowa Petroleum Underground Storage Tank Board, pursuant to Iowa Code section 11.2.

Reports of Recommendations for the Department of Commerce, Department of Education, Department of Public Defense and the Judicial Branch-County Clerks of District Courts, pursuant to Iowa Code section 11.2.

Report of Special Investigation of the Department of Transportation 1-29-94 through 7-7-11 and an Addendum Report 1-29-94 through 6-30-13, pursuant to Iowa Code section 11.24.

Honey Creek Resort Operations Account Independent Audit Report, pursuant to Iowa Code section 11.24.

Targeted Small Business Compliance Report, pursuant to Iowa Code section 11.26.

Reports of Recommendations to the Department for the Blind and the Departments of Administrative Services, Agriculture and land Stewardship, Inspection and Appeals, Justice and Public Health, pursuant to Iowa Code section 11.4.

Reports of Special Investigation of the City of Farmington, City of Sloan, City of Riverside, Garner Volunteer Ambulance Service and Creston Water Works, pursuant to Iowa Code section 11.6.

Independent Auditor Reports for Iowa Educational Savings Plan, Xenia Rural Water District, Iowa Federal Family Education Loan Program Division-ICSAC, Peace Officer's Retirement, Accident and Disability System and Iowa Corn Promotion Board, pursuant to Iowa Code section 11.6.

Audit Reports for Iowa Public Television, Iowa Judicial Retirement System and Iowa Medical Assistance Disproportionate Share Hospital Payments Program, pursuant to Iowa Code section 11.6.

BOARD OF REGENTS

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Cooperative Purchasing Plan Report, pursuant to Iowa Code section 262.9B(5).

Postsecondary Enrollment Program Report, pursuant to Iowa Code section 262.9(35).

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2).

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

Transfer of Funds Report, pursuant to House File 604, 2013 Iowa Acts.

Gift and Grant Reports pursuant to Iowa Code section 8.44.

College Bound and IMAGES Report, pursuant to Iowa Code section 262.93.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39E(3).

UIHC Audited Financial Report, pursuant to Iowa Code section 263A.13.

COLLEGE STUDENT AID COMMISSION

Tuition Grant Report, pursuant to Iowa Code section 261.15(4).

Vocational-Technical Tuition Grant Program Report, pursuant to Iowa Code section 261.17.

Barber and Cosmetology Arts and Sciences Tuition Grant Program Report, pursuant to Iowa Code section 261.18.

Iowa Hope Loan Program Report, pursuant to Iowa Code section 261.17A(5)(d).

Accelerated Career Education Grants Report, pursuant to Iowa Code section 261.22(6).

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130.

Registered Nurse and Nurse Educator Loan Forgiveness Program Report, pursuant to Iowa Code section 261.23.

Teacher Shortage Loan Forgiveness Program Reports, pursuant to Iowa Code sections 261.111(9) and 261.112.

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Annual Report, pursuant to Iowa Code section 261.2(8).

Iowa Grant Program Report, pursuant to Iowa Code section 261.96.

Iowa Minority Academic Grants for Economic Success Program Report, pursuant to Iowa Code section 261.104(5).

Higher Education Loan Authority

Annual Report, pursuant to Iowa Code section 261A.21.

DEPARTMENT FOR THE BLIND

Recycling Report, pursuant to Iowa Code section 216B.3(12)(d).

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

DEPARTMENT OF ADMINISTRATIVE SERVICES

Salary Report, pursuant to Iowa Code section 8A.341(2).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

2013 Acceptance of Funds Report, pursuant to Iowa Code section 8A.108(1).

State Employee Retirement Incentive Program Report, pursuant to Chapter 1005.1, 2010 Iowa Acts.

Goals and Objective Annual Report, pursuant to Iowa Code section 7E.3.

Annual Report, pursuant to Iowa Code section 7A.3.

Comprehensive Annual Financial Report, pursuant to Iowa Code section 8A.502(8).

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2(1)(b).

DEPARTMENT OF COMMERCE

Alcoholic Beverages Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Annual Report, pursuant to Iowa Code section 7E.3.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

Banking Division

Financial Literacy Education Expenditures Report, pursuant to Chapter 143.9, 2013 Iowa Acts.

Credit Union Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Insurance Division

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Utilities Division

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48.

DEPARTMENT OF CORRECTIONS

Electronic Monitoring System Report, pursuant to Chapter 139.8, 2013 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Annual Report, pursuant to Iowa Code section 904.115.

DEPARTMENT OF EDUCATION

Competency-Based Instruction Task Force Final Report, pursuant to Chapter 1119.2, 2012 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Senior Year Plus Program Report, pursuant to Iowa Code section 261.E.3(3)(j).

Extended Learning Time Pilot Project Report, pursuant to Chapter 121.109, 2013 Iowa Acts.

Suicide Prevention and Trauma-Informed Care Task Force Report, pursuant to Chapter 138.109, 2013 Iowa Acts.

Disaster Waiver Report, pursuant to Iowa Code section 256.9(59).

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10(2).

Online Curriculum for Uniform Transfer of Academic Credit report, pursuant to Chapter 141.7, 2013 Iowa Acts.

Commission on Educator Leadership and Compensation Report, pursuant to Chapter 121.70, 2013 Iowa Acts.

Iowa Association of School Boards

ISJIT Annual Financial Report, pursuant to Iowa Code section 12B.10A.

Annual Report, pursuant to Iowa Code section 279.38.

Iowa Autism Council

Annual Report, pursuant to Iowa Code section 256.35A(4).

Iowa Public Television

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Division of Vocational Rehabilitation

Job Placement of Individual with Disabilities, pursuant to Chapter 141.6, 2013 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF HUMAN RIGHTS

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Individual Development Accounts Report, pursuant to Chapter 143.9, 2013 Iowa Acts.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

Division of Community Action Agencies

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107(4)(e).

Annual Report, pursuant to Iowa Code section 216A.92(2)(d).

Division of Criminal and Juvenile Justice Planning

Public Safety Advisory Board Funding Report, pursuant to Iowa Code section 216A.133A(5).

Twenty and Five-Year Criminal and Juvenile Justice Plan Report, pursuant to Iowa Code section 216A.135.

DEPARTMENT OF HUMAN SERVICES

Child Abuse Assessments Administrative Appeals Final Report, pursuant to Chapter 1082.7, 2012 Iowa Acts.

Plan for the Transition of Expansion Population Members Under Chapter 249J Report, pursuant to Chapter 138.186, 2013 Iowa Acts.

Iowa's Child Care Quality Rating System Evaluation Report, pursuant to Chapter 138.16, 2013 Iowa Acts.

Crisis Stabilization Program Pilot Project Report, pursuant to Chapter 140.175, 2013 Iowa Acts.

Hospital Bed Tracking System Report, pursuant to Chapter 130.56, 2013 Iowa Acts.

Inventory of Parenthood Support Programs Report, pursuant to Chapter 138.8, 2013 Iowa Acts.

Hawk-I Report, pursuant to Iowa Code section 514I.5(7)(g).

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23.

Independent Living Services Report, pursuant to Iowa Code section 234.35(4).

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235.B.13.

Autism Support Program Fund Report, pursuant to Chapter 138.83, 2013 Iowa Acts.

Division of Mental Health and Disability Services

Family Support Subsidy Program Report, pursuant to Iowa Code section 225C.42(1).

DEPARTMENT OF INSPECTIONS AND APPEALS

Health Facility Division

Background Check Improvement and Requirements for Home Health Service Providers Report, pursuant to Chapter 21.5, 2013 Iowa Acts.

Investigations Division

Fraud in Public Assistance Program Report, pursuant to Chapter 135.13, 2013 Iowa Acts.

Public Defenders

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF JUSTICE
Attorney General

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Iowa Consumer Credit Code Report, pursuant to Iowa Code section 537.6104.

Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2.

DEPARTMENT OF MANAGEMENT

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF NATURAL RESOURCES

Greenhouse Gas Emissions Report, pursuant to Iowa Code section 455B.104(4).

On-Site Wastewater System Assistance Report, pursuant to Iowa Code section 466.8(4).

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14).

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11(2)(c).

Hazardous Substance Remedial Fund Report, pursuant to Iowa Code section 455B.425.

Hazardous Waste/Substance Disposal Report, pursuant to Iowa Code section 455B.427(1).

Low-level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1(3)(i)(1).

Lake Restoration Report, pursuant to Iowa Code section 456A.33B(1).

Mercury-Added Thermostats Report, pursuant to Iowa Code section 455D.16(7)(c).

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52.

DEPARTMENT OF PUBLIC DEFENSE

Annual Report, pursuant to Iowa Code section 29A.12.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

Iowa National Guard

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF PUBLIC HEALTH

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2).

Anatomical Gift Public Awareness Donations and Compliance Report, pursuant to Iowa Code section 142C.17.

Improvements in the Intraoperability and Interoperability of Communications Technology Report, pursuant to Chapter 138.3, 2013 Iowa Acts.

Iowa Collaborative Safety Net Provider Network Care Coordination Progress Report, pursuant to Chapter 138.3, 2013 Iowa Acts.

Plumbing and Mechanical Systems Board

Annual Report, pursuant to Iowa Code section 105.9.

DEPARTMENT OF PUBLIC SAFETY

Joint Investment Trust Report, pursuant to Iowa code section 12B.10A(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Statewide Interoperable Communications System Board

Annual Report, pursuant to Iowa Code section 80.29(14).

DEPARTMENT OF REVENUE

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Solar Energy System Tax Credit Report, pursuant to Iowa Code section 422.11L.

Health Insurance for Dependent Children Report, pursuant to Iowa Code section 422.12M(4)(c).

State Board of Tax Review

Annual Report, pursuant to Iowa Code section 421.1(4)(f).

DEPARTMENT OF TRANSPORTATION

Use of Reversions Report, pursuant to Iowa Code section 307.46(2).

Small Business and Disadvantaged Business Enterprise Report, pursuant to Chapter 1098.4, 2010 Iowa Acts.

2014-2018 Iowa Transportation Improvement Program Report, pursuant to Iowa Code section 7A.9.

Educational Assistance Report, pursuant to Iowa Code section 70A.25(3)(b).

DEPARTMENT OF VETERANS AFFAIRS

Allocation Programs for Veterans Report, pursuant to Iowa Code section 35A.5.

DEPARTMENT OF WORKFORCE DEVELOPMENT

ICN Savings Report, pursuant to Iowa Code section 8D.10.

ECONOMIC DEVELOPMENT AUTHORITY
Iowa Commission on Volunteer Services

Quarterly Report April thru June 2013, pursuant to Iowa Code section 15.107B.

ETHICS AND CAMPAIGN DISCLOSURE BOARD

ICN Savings Report, pursuant to Iowa Code section 8D.10.

GOVERNOR'S OFFICE OF DRUG CONTROL POLICY

Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

IOWA GAMING ASSOCIATION

Casino Incidents Report, pursuant to Chapter 139.51, 2013 Iowa Acts.

IOWA LOTTERY AUTHORITY

Annual Report, pursuant to Iowa Code section 99G.7.

Quarterly Report, pursuant to Iowa Code section 99G.7.

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

Programs and Projects Report, pursuant to Iowa Code section 101C.11.

Audit Report, pursuant to Iowa Code section 101C.11.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Comprehensive Annual Financial Report, pursuant to Iowa Code section 8A.502(8).

IOWA PUBLIC EMPLOYMENT RELATIONS BOARD

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Annual Report, pursuant to Iowa Code section 7E.3.

IOWA PUBLIC INFORMATION BOARD

Project Charter Report, pursuant to Chapter 1115.16, 2012 Iowa Acts.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107(7).

Judicial Retirement Fund Valuation Report, pursuant to Iowa Code section 602.9116(1).

LEGISLATIVE SERVICE AGENCY

Stray Electric Current and Agriculture Study Committee Report, pursuant to Iowa Code section 2.42.

MERCY AUTISM CENTER

Legislative Grant Report, pursuant to Chapter 138.18, 2013 Iowa Acts.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

SECRETARY OF STATE

ICN Savings Report, pursuant to Iowa Code section 8D.10.

TREASURER OF STATE

Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a).

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2).

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

VETERANS HOME

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Biennial Report, pursuant to Iowa Code section 35D.17.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

SUBCOMMITTEE ASSIGNMENTS

House File 427 Reassigned

Public Safety: Klein, Chair; Fry, Berry, Baudler and Anderson.

LSB 5076YC
(Committee of the Whole)

Administration and Rules: Windschitl, Chair; Abdul-Samad, Berry, Fry, Gaskill, Hagenow, Mascher, Muhlbauer, S. Olson, Paulsen, Prichard, Rogers, J. Smith, M. Smith, Upmeyer.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Committee Bill (Formerly LSB 5076YC), a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

Fiscal Note: **No**

Recommendation: **Do Pass** January 13, 2014.

RESOLUTION FILED

H.C.R. 104, by committee on Administration and Rules, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

Placed on the **calendar.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:40 a.m., until 8:30 a.m., Tuesday, January 14, 2014.

JOURNAL OF THE HOUSE

Second Calendar Day - Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 14, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Martha HarriSon, St. John's Lutheran Church, Grand Mound. She was the guest of Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael HarriSon from Grand Mound. He was the guest of S. Olson of Clinton.

The Journal of Monday, January 13, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 13, 2014, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 101, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2001, by Isenhart, a bill for an act relating to eligible applicants for local watershed improvement grants.

Read first time and referred to committee on **Agriculture.**

House File 2002, by Kaufmann, a bill for an act relating to modification of a custody order based on the relocation of a parent.

Read first time and referred to committee on **Judiciary.**

House File 2003, by Anderson, a bill for an act relating to crime victims, including restitution plan hearings, crime victim compensation, and the identity theft passport program.

Read first time and referred to committee on **Judiciary.**

House File 2004, by Ruff, a bill for an act relating to the use of youth spring wild turkey hunting licenses.

Read first time and referred to committee on **Natural Resources.**

House File 2005, by Murphy, a bill for an act relating to the underage consumption of alcohol and making penalties applicable.

Read first time and referred to committee on **Public Safety.**

House File 2006, by Hess, a bill for an act extending the period of existence of the beginning farmer tax credit program.

Read first time and referred to committee on **Agriculture.**

House File 2007, by Hess, a bill for an act relating to products included as household hazardous materials.

Read first time and referred to committee on **Environmental Protection.**

House File 2008, by Hess, a bill for an act relating to child support licensing sanctions.

Read first time and referred to committee on **Judiciary.**

SUPPLEMENTAL REPORT OF THE COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following person duly elected to and entitled to a seat in the House of Representatives of the Eighty-fifth General Assembly as show by this duplicate copy of the certificate of election on file in the office of the Secretary of State:

Stan Gustafson, House District 25

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the January 7, 2014, Special Election from Iowa Secretary of State Matt Schultz, which is attached hereto and incorporated by this reference.

Gary Worthan, Chair
Mark Lofgren
Joel Fry
Phyllis Thede
Daniel Lundby

Office of the Secretary of State
CERTIFICATION

To the Honorable Chief Clerk of the House:

I, MATT SCHULTZ, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State, do hereby certify that the State Canvassing Board has declared that at a Special Election held on January 7, 2014, the following named person was duly elected to the office of State Representative to represent the district 25 for the residue of the term ending on December 31, 2014:

Twenty-fifth Stan Gustafson

(Seal)

In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this thirteenth day of January, 2014.

MATT SCHULTZ, Secretary of State

I hereby acknowledge receipt of the original copy of this document on this thirteenth day of January, 2014.

CARMINE BOAL, Chief Clerk of the House

Worthan of Buena Vista moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the supplemental report was adopted.

MEMBER OATH OF OFFICE

The following oath of office was administered to Representative Stan Gustafson of Madison County by the Chief Clerk on January 14, 2014:

"I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faithfully discharge the duties of Representative, according to the best of my ability, so help me God."

STAN GUSTAFSON

Landon of Polk moved that a committee of two be appointed to escort the Honorable Stan Gustafson to his seat.

The motion prevailed and the Speaker appointed Landon of Polk and Ourth of Warren to escort Representative Stan Gustafson to seat 79.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON ADMINISTRATION AND RULES

January 13, 2014

To: Administration and Rules Committee
From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 4, duly adopted, the following is a list of changes for officers and employees of the House:

Position	Name	Grade-Step	Class of Appointment	Eff. Date
Sr. Admin. Asst. to Speaker	Douglas L. Struyk	38-7 to 38-8	P-FT	05-10-13
Legis. Res. Analyst Admin. Asst. II to Speaker	Louis A. Vander Streek	27-4 to 32-4	P-FT	06-10-13
Admin. Asst. II to Leader	Andrea N. Jansa	32-5	P-FT	06-21-13
Admin. Serv. Officer	Katherine G. Kenline	23-4	P-FT to E-FT	08-01-13
Sr. Legis. Res. Analyst Sr. Admin. Asst. to Leader I	D. Dean Fiihr, Jr.	38-7 to	P-FT	08-16-13
Admin. Asst. II to Leader Legis. Res. Analyst II	Andrea N. Jansa	32-5 to 32-3	P-FT	08-16-13
Admin. Asst. II to Speaker Admin. Asst. III to Speaker	Louis A. Vander Streek	32-4 to 35-6	P-FT	08-30-13
Legis. Res. Analyst	Carrie L. Malone	27-3 to 27-4	P-FT	09-13-13
Sr. Admin. Asst. II to Leader	Mark W. Brandsgard	41-7	P-FT	10-01-13
Legis. Res. Analyst	Brittany L. Telk	27-3	P-FT	10-09-13
Legis. Res. Analyst	Dane J. Schumann	27-3	P-FT	10-23-13
Chief Clerk	Carmine Boal	44-3 to 44-4	P-FT	11-08-13
Admin. Asst. II to Speaker	Josie L. Albrecht	32-6 to 32-7	P-FT	11-22-13
Admin. Asst. III to Leader	Anthony D. Phillips	35-7 to 35-8	P-FT	11-22-13
Sr. Legis. Res. Analyst	David L. Epley	38-4 to 38-5	P-FT	12-06-13
Sr. Admin. Asst.to Leader I Sr. Admin. Asst. to Leader II	D. Dean Fiihr, Jr.	38-7 to 41-6	P-FT	12-06-13
Legis. Res. Analyst II Legis. Res. Analyst III	William T.D. Freeland	32-5 to 35-3	P-FT	12-06-13
Legis. Res. Analyst III	Ezekiel L. Furlong	35-4 to 35-5	P-FT	12-06-13
Sr. Caucus Sec.	Joseph M. Gilde	24-7 to 24-8	P-FT	12-06-13

Position	Name	Grade-Step	Class of Appointment	Eff. Date
Legis. Res. Analyst I	Rachelle D. Thomas	29-5 to	P-FT	12-06-13
Legis. Res. Analyst II		32-3		
Legis. Res. Analyst I	Jason M. Chapman	29-7 to	P-FT	12-20-13
Legis. Res. Analyst II		32-6		
Legis. Res. Analyst	Amanda J. Freel	27-5 to	P-FT	12-20-13
Legis. Res. Analyst I		29-4		
Legis. Res. Analyst	Kristi L. Kielhorn	27-7 to	P-FT	12-20-13
Legis. Res. Analyst I		29-7		
Conf. Sec. to Speaker	Terri P. Steinke	27-2 to	P-FT	12-20-13
		27-3		
Admin. Serv. Officer	Robin L. Bennett	23-5 to	P-FT	01-03-14
Admin. Serv. Officer I		26-3		
Senior Finance Officer III	Kelly M. Bronsink	38-6 to	P-FT	01-03-14
		38-7		
Admin. Serv. Officer	Molly M. Dolan	23-2 to	P-FT	01-03-14
		23-3		
Conf. Sec. to Leader	Angela M. Hughes	27-7 to	P-FT	01-03-14
		27-8		
Sr. Admin. Serv. Officer	Susan K. Jennings	35-4 to	P-FT	01-03-14
		35-5		
Caucus Sec.	Colin M. Tadlock	21-2 to	P-FT	01-03-14
		21-3		
Admin. Serv. Officer III	Doreen R. Terrell	32-8 to	P-FT	01-03-14
Sr. Admin. Serv. Officer		35-6		
Asst. Chief Clerk II	Meghan J. Van Wyk	35-3 to	P-FT	01-03-14
		35-4		
Supervisor of Sec. I	Sarah E. Vanderploeg	24-3 to	P-FT	01-03-14
Supervisor of Sec. II		27-1		
Admin. Serv. Officer III	Kristin L. Wentz	32-7 to	P-FT	01-03-14
		32-8		
Postmaster	Anthony J. Calaro	12-1	S-O	01-07-14
Doorkeeper	Mark L. Adams	11-1	S-O	01-07-14
Switchboard Operator	Julie Ritland	14-1	S-O	01-10-14
Legis. Sec.	Jake A. Bagley	16-1	S-O	01-13-14
Legis. Sec.	Andrew P. Bates	15-1	S-O	01-13-14
Legis. Sec.	Peggy S. Bendixen	16-1	S-O	01-13-14
Legis. Comm. Sec.	Christina A. Bettini	17-1	S-O	01-13-14
Legis. Sec.	Dani L. Boal	18-1	S-O	01-13-14
Legis. Sec.	Coy A. Clark	16-1	S-O	01-13-14
Legis. Sec.	Matthew Cole	16-1	S-O	01-13-14
Legis. Sec.	Brenda S. Curran	17-1	S-O	01-13-14
Legis. Sec.	Alesha Dittmer	16-1	S-O	01-13-14
Legis. Sec.	Therese Dorau	16-1	S-O	01-13-14
Legis. Sec.	Sophia T. Douglas	15-1 to	S-O	01-13-14
		16-1		
Legis. Sec.	Michael T. DuPre	17-1	S-O	01-13-14
Legis. Sec.	Abigial R. Flanders	16-1	S-O	01-13-14
Legis. Sec.	Jessica L. Flannery	15-1	S-O	01-13-14
Legis. Sec.	Susan Foster	16-1	S-O	01-13-14
Legis. Sec.	Danielle Freeburg	16-1	S-O	01-13-14
Legis. Sec.	Lauren M. Gabel	16-1	S-O	01-13-14
Legis. Sec.	Natalie B. Ginty	17-1	S-O	01-21-14
Legis. Comm. Sec.	Talynn D. Griggs	17-1	S-O	01-13-14
Legis. Sec.	Betty M. Gustafson	15-1	S-O	01-13-14
Legis. Sec.	Samuel H. Jurgena	16-1	S-O	01-13-14
Legis. Comm. Sec.	Johnathan W. H. Kaufmann	17-1	S-O	01-13-14

Position	Name	Grade-Step	Class of Appointment	Eff. Date
Legis. Sec.	Adam J. Kenworthy	16-1	S-O	01-13-14
Legis. Sec.	Diane Lake	16-1	S-O	01-13-14
Legis. Sec.	Carole I. Martin	17-3 to 15-3	S-O	01-13-14
Legis. Sec.	Lisa J. Mauro	16-1	S-O	01-13-14
Legis. Sec.	Jacob S. Mayer	15-1	S-O	01-13-14
Legis. Sec.	Ryan D. Moon	15-1	S-O	01-13-14
Legis. Sec.	Isobel F. Osius	16-1	S-O	01-13-14
Legis. Sec.	Bailey Pierotti	16-1	S-O	01-13-14
Legis. Sec.	LeAnn K. Riding	15-1	S-O	01-13-14
Legis. Comm. Sec.	Ashley N. Runge	17-2 to 18-2	S-O	01-13-14
Legis. Sec.	Taylor J. Schipper	16-1 to	S-O	01-13-14
Legis. Comm. Sec.		17-1		
Legis. Sec.	Devon R. Shelton	16-1	S-O	01-13-14
Legis. Sec.	Erika A. Smalley	17-1	S-O	01-13-14
Legis. Sec.	Tessean M. Smith	16-1	S-O	01-13-14
Legis. Comm. Sec.	Cheryl A. Vander Hart	17-1	S-O	01-13-14
Legis. Sec.	Mary A.Ward	16-1	S-O	01-13-14
Legis. Sec.	Peggy S. Wood	16-1	S-O	01-13-14
Legis. Sec.	Jaime W. Yowler	15-1	S-O	01-13-14
	PAGES-GROUP I			
Speaker's Page	Zachary S. Krawiec	9-1	S-O	
Chief Clerk's Page	Chayce C. Glienke	9-1	S-O	
Chief Clerk's Page	Logan A. Kentner	9-1	S-O	
Page	Leo A. Bormann	9-1	S-O	
Page	Rebecca L. Boyer	9-1	S-O	
Page	Cassidy F. Brown	9-1	S-O	
Page	Nolan C. Bursch	9-1	S-O	
Page	Kasey D. Clary	9-1	S-O	
Page	Alexis M. R. Cory	9-1	S-O	
Page	Johnathan B. DuBois	9-1	S-O	
Page	Meghan R. Fisher	9-1	S-O	
Page	Victoria B. Johnson	9-1	S-O	
Page	Adrian J. Mitchell	9-1	S-O	
Page	Dzenita Osmanbegovic	9-1	S-O	
Page	Mallory R. Petsche	9-1	S-O	
Page	Bryan D. Schultz	9-1	S-O	
Page	Lucas V. Smith	9-1	S-O	
Page	Alexis I. Weber	9-1	S-O	
	PAGES-GROUP II			
Page	Ryan J. Elmquist	9-1	S-O	
Page	Alec W. Norem	9-1	S-O	
Page	Julia D. Sheber	9-1	S-O	
Page	Chenoa K. Story	9-1	S-O	
Page	Drake T. Wawro	9-1	S-O	

The following are resignations from the officers and employees of the House:

Sr. Admin. Asst. to Leader I	David F. Schrader	07-01-13
Sr. Admin. Asst. to Speaker	Douglas L. Struyk	07-05-13
Legis. Res. Analyst II	Dustin W. Blythe	09-05-13

Pursuant to Senate Concurrent Resolution 4, duly adopted, the following is a list of changes for officers and employees of the Joint Senate/House:

Position	Name	Grade-Step	Class of Appointment	Eff. Date
Legis. Security Officer I	Samuel L. Groves	20-5 to 20-6	P-FT	07-05-13
Legis. Security Officer I	Gabriel S. Wilson	20-3 to 20-4	P-FT	07-05-13
Conservation/Restoration Specialist II	Zachary L. Bunkers	31-4 to 31-5	P-FT	12-06-13
Legis. Security Officer I	Kathleen C. Bacus	20-6 to 20-7	P-FT	01-03-14
Legis. Security Officer I	Timothy P. Knapp	20-1	P-FT	01-06-14
Copy Center Operator	Brandie L. Gardiner	18-1	S-O	01-10-14

The following are resignations from the officers and employees of the Joint Senate/House:

Legis. Security Officer I	Gabriel S. Wilson	12-26-13

Windschitl of Harrison moved that the supplemental report of the committee on Administration and Rules be accepted.

The motion prevailed and the report was adopted.

SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage for the members of the House submits the following supplemental:

Name	Round Trip Miles
Stanley R. Gustafson	44
Brian J. Meyer	NONE

Respectfully submitted,
Ralph C. Watts, Chair
Theodore J. Gassman
Charles W. Isenhart

Watts of Dallas moved that the supplemental report of the committee on mileage be accepted.

The motion prevailed and the report was adopted.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION 104

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 104,** as follows:

HOUSE CONCURRENT RESOLUTION 104
BY COMMITTEE ON ADMINISTRATION AND RULES

A concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That Rule 20, subsections 2 and 3, of the Joint Rules of the Senate and House of Representatives, as adopted by the Senate and House of Representatives during the 2013 Session in House Concurrent Resolution 5, are amended to read as follows:

2. To be placed on the calendar in the house of origin, a bill must be first reported out of a standing committee by Friday of the 8th week of the first session and the ~~8th~~ 6th week of the second session. To be placed on the calendar in the other house, a bill must be first reported out of a standing committee by Friday of the 12th week of the first session and the ~~11th~~ 9th week of the second session.

3. During the 10th week of the first session and the ~~9th~~ 7th week of the second session, each house shall consider only bills originating in that house and unfinished business. During the 13th week of the first session and the ~~12th~~ 10th week of the second session, each house shall consider only bills originating in the other house and unfinished business. Beginning with the 14th week of the first session and the ~~13th~~ 11th week of the second session, each house shall consider

Page 2

only bills passed by both houses, bills exempt from subsection 2, and unfinished business.

SENATE CONCURRENT RESOLUTION 101 SUBSTITUTED FOR HOUSE CONCURRENT RESOLUTION 104

Windschitl of Harrison asked and received unanimous consent to substitute Senate Concurrent Resolution 101 for House Concurrent Resolution 104.

Windschitl of Harrison called up for consideration **Senate Concurrent Resolution 101,** as follows and moved its adoption:

SENATE CONCURRENT RESOLUTION 101
BY COMMITTEE ON RULES AND ADMINISTRATION

A concurrent resolution amending the joint rules of the Senate and House of Representatives relating to

3 session timetable changes.
4 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
5 REPRESENTATIVES CONCURRING, That Rule 20, subsections
6 2 and 3, of the Joint Rules of the Senate and House
7 of Representatives, as adopted by the Senate and
8 House of Representatives during the 2013 Session in
9 House Concurrent Resolution 5, are amended to read as
10 follows:
11 2. To be placed on the calendar in the house of
12 origin, a bill must be first reported out of a standing
13 committee by Friday of the 8th week of the first
14 session and the ~~8th~~ 6th week of the second session. To
15 be placed on the calendar in the other house, a bill
16 must be first reported out of a standing committee by
17 Friday of the 12th week of the first session and the
18 ~~11th~~ 9th week of the second session.
19 3. During the 10th week of the first session and
20 the ~~9th~~ 7th week of the second session, each house
21 shall consider only bills originating in that house and
22 unfinished business. During the 13th week of the first
23 session and the ~~12th~~ 10th week of the second session,
24 each house shall consider only bills originating in the
25 other house and unfinished business. Beginning with
26 the 14th week of the first session and the ~~13th~~ 11th
27 week of the second session, each house shall consider
28 only bills passed by both houses, bills exempt from

Page 2

1 subsection 2, and unfinished business.

The motion prevailed and the resolution was adopted.

HOUSE CONCURRENT RESOLUTION 104 WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw **House Concurrent Resolution 104** from further consideration by the House.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate Concurrent Resolution 101** be immediately messaged to the Senate.

COMMITTEE TO NOTIFY THE SENATE

Dolecheck of Ringgold moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee Dolecheck of Ringgold, Chair; Salmon of Black Hawk and Muhlbauer of Crawford.

The House stood at ease at 8:44 a.m., until the fall of the gavel.

The House resumed session at 9:43 a.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 14, 2014, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 101, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Tuesday, January 14, 2014, at 10:00 a.m. for Governor Terry E. Branstad to deliver his condition of the state message.

Also: That the Senate has on January 14, 2014, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 102, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, January 15, 2014, at 10:00 a.m. for Chief Justice Mark S. Cady to present his message of the condition of the judicial branch.

Also: That the Senate has on January 14, 2014, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 103, a concurrent resolution to provide for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, February 5, 2014, at 10:00 a.m. for Major General Timothy Orr to present his message of the condition of the Iowa National Guard.

MICHAEL E. MARSHALL, Secretary

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Dolecheck of Ringgold, Chair of the committee appointed to notify the Senate that the House was ready to receive it in Joint Convention reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the Honorable members of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 101, duly adopted, the Joint Convention was called to order at 9:45 a.m., President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present, which motion prevailed.

President Jochum announced a quorum present and the Joint Convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to notify Governor Terry E. Branstad that the Joint Convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Beall of Webster, Ragan of Cerro Gordo, and Boettger of Shelby, on the part of the Senate, and Representatives, Cownie of Polk, Stanerson of Linn and Dunkel of Dubuque, on the part of the House.

Secretary of State, Matt Schultz; Secretary of Agriculture and Land Stewardship, Bill Northey; State Auditor, Mary Mosiman; Treasurer of State, Michael Fitzgerald and Attorney General, Tom Miller were escorted into the House chamber.

The Supreme Court Justice, the Justices of the Supreme Court, the Chief Judge and Judges of the Appellate Court were escorted into the House chamber.

Lieutenant Governor Kim Reynolds, her husband, Kevin and their daughter, Jen Fagan were escorted into the House chamber.

First Lady Chris Branstad, Adrianne and Mackenzie Branstad, Allison Costa, and Marcus, Nicole and Everett Branstad were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

President Jochum presented Governor Terry E. Branstad, who delivered the following condition of the state message:

Madam Lieutenant Governor, Madam President, Mr. Speaker, Leaders, justices, judges, legislators, elected officials, distinguished guests, family, friends and fellow Iowans, good morning.

I offer a special welcome this morning to new Representatives Brian Meyer and Stan Gustafson and new Senator Julian Garrett. I look forward to working with you and all members of the General Assembly.

I stand here today honored to be serving as your Governor, humbled by the opportunity and eager to meet the challenges we face.

I am pleased to report on the condition of our state.

Over the past year, we have come together as families, as communities, as Iowans, putting our differences aside to move Iowa forward.

Because of our hard work last legislative session, Iowa’s economy, educational system and health are moving forward.
Iowans have proved time and time again, when working with one another rather than against one another, we can overcome any challenge.

For example, the International Olympic Committee last year took action to eliminate wrestling from the Olympics.

More than 25,000 people joined us through an online petition to keep Olympic wrestling, the entire Iowa Congressional delegation joined us and more than 30 other governors came together joining me in a letter to the IOC to keep wrestling. And together, we kept wrestling in the Olympics and the Olympic dreams of Iowa wrestlers alive.

My friends, Iowa faces another challenge where we can come together again and rally around what is best for our state. The EPA has proposed reducing the level of biofuels outlined in the Renewable Fuels Standard (RFS).

If this rule is adopted, it would be a devastating setback to the agriculture sector of the Iowa economy.

The proposed rule comes at a time when our state continues to implement new pioneering policies encouraging growth and innovation in the renewable energy sector.

In a partnership with Iowa State University, we launched the "Fueling Our Future" program last October, which will bring Iowa to the forefront in the use of E30 fuel.

This new program is a reflection of the importance of further advancing the renewable fuels industry, and how the RFS is helping to create important Iowa jobs.

The RFS has led to a cleaner environment, opened the markets for Iowa corn and soybeans and reduced our nation's dependence on foreign oil. Thousands of Americans are coming together to support the RFS.

We will be holding a public hearing later this month to give Iowans the opportunity to voice their concerns with the EPA's proposal. Lt. Governor Reynolds and I are pleased the entire Iowa Congressional Delegation and Secretary of Agriculture Bill Northey have agreed to co-host this important forum.

Today, I call on the General Assembly, as its first order of business, in bipartisan fashion, to pass a resolution in support of maintaining a robust Renewable Fuels Standard.

Whether it is our sense of community that saved wrestling or collaboration in support of agriculture and renewable fuel, Iowans come together.

It is this sense of community and collaboration that defines us as Iowans. And it should again shape our approach to governing this year.

As we've demonstrated before, we should again attack our problems with the same common sense and seriousness as Iowans across our state:

- working hard,
- working together, and
- working to make things better than we found them.

To me, this is the Iowa Dream. That dream of opportunity and prosperity which can become a reality for every Iowan willing to work for it.

The seeds of that dream have been planted with our work over the past three years. But now we must cultivate that dream of opportunity – of a great job and a great place to raise a family – so that it can grow and flourish.

The simple truth is we Iowans are a people of faith, of tenacity who each year plant the seeds of our livelihood with the devout belief that with hard work and the grace of God we will reap a bountiful harvest.

Today it is my duty and honor to report to you on the condition of our state. And I am here to tell you, with great pride: the State of Iowa is working.

With more Iowans going to work each and every day, the current unemployment rate stands at 4.4 percent: Iowa is working and our citizens are working toward their Iowa Dream.

With personal incomes growing: Iowa is working.

With schools and students improving their performance and their standing compared to other states around the nation: Iowa is working.

The Federal government has been paralyzed by partisanship leading to cliffs, ceilings, sequesters and shutdown, Iowa leaders have done the opposite; we have come together to work on behalf of Iowans.
We put aside our political differences, to achieve common sense compromise in cutting taxes, improving education and modernizing health care in our state: All evidence that Iowa is working.

Three years ago, like many other states, Iowa faced serious budget challenges. The path to prosperity was grim. Yet the charge to us was clear: restore predictability and stability to the state to get our fiscal house in order.

Working together, we have done just that.

We have passed two biennial budgets that restore predictability to the state budget.

These are budgets that hard-working Iowa taxpayers can depend on, budgets that work for Iowans by prioritizing education, economic development and job training.

Today, Iowa's rainy day and economic emergency funds are full and we are fortunate to have a healthy budget surplus. Iowa is working.

We have taken a similar common sense approach to health care in our state by working to improve the health of Iowans, bringing more doctors to Iowa and providing better care for low-income Iowans.

Since announcing the Healthiest State Initiative, Iowa has improved from 19th to 9th in Well-Being.

During this address last year, students from Des Moines University (DMU) joined us in seeking increased support for a public-private partnership that would encourage more doctors to move to rural Iowa.

Today, the private sector, rural communities and the state are coming together to ensure more doctors will be coming to underserved communities.

These students will benefit from this partnership and our state will benefit from their commitment. As doctors they will work to improve the health of our citizens and as valuable members of rural Iowa their work will help bring jobs to our communities.

Thank you, DMU students, for joining us again this year.

The Iowa Health and Wellness Plan is now in place. Thousands of Iowans are now receiving more than just access, they are getting health care designed to get them healthier.

The Iowa Health and Wellness Plan is using health risk assessments and physicals to empower Iowans to take ownership of their own health. On top of that, more Iowans are receiving private insurance than ever before.

Iowans living longer, healthier lives will improve the health of our state, our economy and our families.

We may not have always agreed on the path to these policies, but we can all resoundingly agree on this: Our plan was designed by Iowans, not out of touch bureaucrats in Washington, DC., and it is going to make Iowans healthier. Iowa is working.

Three years ago, more than 100,000 Iowans were out of work. Jobs were hard to come by and investment in our state was inadequate.

We refocused our economic development efforts by changing our approach. Together, we created the Iowa Partnership for Economic Progress.

This public-private partnership is reaping dividends for our economy with more investments and more jobs for Iowans.

In the last three years, Iowa has seen 7.5 billion dollars in new capital investment, and I am pleased to report that since taking office, over 130,000 new jobs have been created in this state.

Perhaps the best example of our state's turnaround and of our policies working for middle-class families is seen in Lee County, which had the highest unemployment rate in the state when I took office in 2011.

Iowans in Lee County are getting back to work, thanks in part to the largest on-shore purchase of wind turbines in history and a multi-billion dollar, world-class fertilizer plant bringing much needed jobs and investment to the area.

Thanks to these projects, unemployment in Lee County has dropped by 40 percent, and many southeast Iowans are back to work!

To help Iowans keep more of their hard-earned money, and to help employers invest and grow in Iowa, you passed and I signed into law the largest property tax cut in Iowa history!

This historic measure will provide more than 4.4 billion dollars in tax relief, slashing taxes for middle class families and encouraging businesses to grow.

Middle class families are working hard every day to achieve their version of the Iowa dream and providing this much needed tax relief will help them achieve it.

Improving education in our state is imperative to improving our jobs outlook, our economic outlook and the outlook for the Iowa Dream itself.

Together, we have taken steps to help keep our best teachers in classrooms, increase school choice and better equip our students for college and the workforce. We have begun to reform Iowa's education system, and we can expect Iowa schools to pull away from the middle of the pack and reclaim preeminence in student achievement as measured against the rest of the United States.

The demands of both college and the workforce have changed.

In the 21st century, the skills needed to succeed and compete globally include science, technology, engineering and math. Through the STEM advisory council led by Lt. Governor Kim Reynolds and Vermeer CEO, Mary Andringa, about 60,000 additional students are expected to have access to innovative STEM-focused opportunities this school year.

Today, students across Iowa are learning to build robots and solve complex math problems, preparing them for the jobs of tomorrow. In the gallery are students from Des Moines East High School and Greenwood Elementary School. Please join me in welcoming them to their Capitol.

We have worked together and invested in students, teachers and schools.

We have worked together and invested in the health and well-being of our state.

We have worked together and invested in middle-class families, main street businesses and our communities.

I am proud of what we have been able to accomplish working together. The results of our work will have a positive impact in the lives of many Iowans.

However, there is still much more work to be done. Together, let's make this another successful and productive session.

This year, let's continue to work to overcome the obstacles that stand in the way of our citizens as they seek the Iowa Dream.

Skyrocketing college costs have made reaching the Iowa Dream unattainable for too many. Those who do pursue higher education are often strapped with massive amounts of student debt that they spend decades paying off.

We've taken steps to ease this burden. Last year, we provided historic financial support for our community colleges.

We increased the Iowa Tuition Grant for those who attend private colleges. We provided targeted support for high achievers entering the teaching profession, and providing rural health care.

And last year, the budget that you passed, and I signed, provided Regent universities with the necessary resources to freeze tuition for the first time in 30 years.

This year, my budget proposes another investment in key tuition assistance programs so we can continue the fight against escalating student debt.

This year, I am submitting a budget to once again freeze tuition for Iowa students at Regent institutions.

We need to reinforce with our students that if they borrow, they need to borrow only enough to pay the bills. The University of Northern Iowa is requiring all students receiving loans to participate in financial literacy programs.

And it is working!

Last year, student debt at the University of Northern Iowa decreased by eight percent!

Today, I am calling on members of the Iowa Legislature to join me in working to reduce costs to make college affordable and reduce the amount of debt incurred by Iowa students and their families.

What if more students could earn while they learn? Apprenticeships allow just that opportunity by providing focused and streamlined training.

One of the positive outgrowths of the historic capital investments made throughout our state is increased demand for jobs. Apprenticeship programs allow us to quickly and effectively train workers to meet this demand.

The budget I propose to you today triples support for apprenticeship programs. These programs strengthen our middle class, our businesses and our economy. Together we can further build the pipeline of skilled workers. Together we can ensure our workers have the skills they need to fill the jobs they want.

But we need to do more if Iowa is going to remain a national and global competitor. This means we need to be connected. Iowans are now interacting differently.

Interacting differently with businesses, with their government and with each other.

Through technology, we can connect our dreams to reality. Technology will improve educational instruction and make new resources available for our students. It can connect businesses to new customers and new markets. It can connect you to your dream job.

Technology connects the entrepreneur without a dime in her pocket to the billion dollar idea in her dreams.

We've had great success in Iowa in the tech sector. We are home to data centers with household names like Google, Microsoft, and Facebook. We have thriving tech startup

communities in Des Moines, Cedar Rapids, Iowa City, and elsewhere, all with entrepreneurs looking to create the next Dwolla, Pinterest or WebFilings.

Cedar Falls has become a Gigabit City, and three Iowa communities have distinguished themselves as Connected Communities. Yet as a state, we need to do better.

In September, I announced our initiative to Connect Every Iowan, with the goal of making Iowa the Most Connected State in the Midwest. I charged the STEM Advisory Council's Broadband Committee with developing recommendations for our consideration.

Today, I propose The Connect Every Iowan Act, with incentives to encourage access, adoption and use of broadband technology by businesses and individuals.

My plan includes programs that will train workers for 21st century careers in information and communications technology.

My plan also calls for moving to ICN 2.0, repurposing the Iowa Communications Network so it can partner with the private sector to provide connectivity in underserved areas of our state.

Together, we can use broadband technology to grow the Iowa Dream throughout our state, especially in rural areas. As our connection speeds increase, so does the pace of our economic progress, so does our ability to grow jobs, and so does our ability to turn the Iowa Dream into reality.

To keep the Iowa Dream alive, we must keep rural Iowa vibrant and working. As I visit communities throughout our state during my annual 99 county tour, this vibrancy is seen, felt and heard.

From the enjoyment experienced at Watermelon Day in Stanhope, the Bell Tower Festival in Jefferson, and at the Swamp-Fox Festival in Marion. To the early morning farmers markets, and the Rotary Clubs at Noon, day-to-day life reflects our shared Iowa values.

Yet, some of the schools and public buildings which used to be the source of that pride are now empty shells dotting the landscapes of our communities. Once filled with the hustle and bustle of schoolchildren and their teachers, these are more than just abandoned buildings. They hold a part of our childhood. They hold a part of us.

Instead of letting these treasures stand empty, let's turn them into the economic centers of our communities. Let's once again make them part of our daily lives.

We will submit legislation to provide tax incentives to repurpose abandoned schools and public buildings.

Let's turn what used to be our centers of education into centers of commerce. Let's repurpose the crumbling structures with renewed investment, and reinforce the foundation with new jobs.

As we repurpose our schools of yesterday, let's also refocus on our students of today.

Sadly, for some children in Iowa, the bully they face makes every day feel more like a nightmare.

As they consider whether they can continue to take abuse from the bully, they don't know where to turn. Even if they turn to school officials, our laws have tied their hands.

Imagine being that child.

Imagine being unable to escape, as the bully relentlessly pursues them online, in a form accessible 24/7. Imagine how bleak it must be. Imagine how lonely it must feel.

This session, we can let our children know they are not alone. I call on both houses and both parties to support the Bully Free Iowa Act of 2014.

We can take action to empower students and their parents.

We can untie the hands of schools to allow them to better address cyberbullying.

And we can get educators the training they need to respond effectively to bullying.

As we take action to protect our children from bullies, let us also commit to honoring and better serving the men and women that protect our liberties and rights every day.

This session, the centerpiece of my agenda is Home Base Iowa. It is a bipartisan jobs plan focusing on recruiting service members to Iowa and matching them with good, high paying careers.

Here today in the gallery we are joined by members of the Iowa National Guard and veterans organizations. They have served our country and our state with dignity and honor.

Please join me in thanking them for their service.

Theodore Roosevelt once said, "A man who is good enough to shed his blood for his country is good enough to be given a square deal afterwards."

In November, I announced the Home Base Iowa initiative to recruit veterans to Iowa, because I believe Iowa can offer our nation's veterans something even greater than a square deal. We can offer them a better opportunity to live the Iowa Dream. We can give them the best life America has to offer.

Joining me in this endeavor are two men who have served their country, two men who share my uncompromising passion for honoring our veterans.

Please join me in recognizing the Co-Chairs of Home Base Iowa, Congressman Leonard Boswell, and Bob Myers, CEO of Casey's General Stores. Thank you both for your continued service.

We want our veterans to know that in Iowa, if you dream it – you can achieve it. In Iowa, you can find a home you can afford.

In Iowa, you can find a good paying job. In Iowa, you can send your kids to a good school and they can play in a safe neighborhood.

And in Iowa, we honor our veterans – not only with words and ceremonies; but with action.

Today, I call on the legislature to pass the Home Base Iowa Act. Join me in telling veterans that we will no longer tax their military pensions.

Let's increase support for the Military Homeownership Assistance Program, which provides up to $5,000 in down payment or closing cost assistance.

Let's give veterans credit for their military training and experience as they pursue occupational licensure in our state.

And let's make Iowa the destination for veterans to continue their education. Already, the University of Iowa has been named the 6th best university for veterans by U.S. News and World Report. But we can do even better.

I will be asking the State Board of Education to join the Regents institutions by passing rules giving veterans, their spouses, and their dependents automatic in-state tuition at our community colleges.

I will also be convening stakeholders from the Regents, community colleges, and private colleges to develop consistent policies to provide veterans academic credit for their military training and experience.

Our veterans have risked their lives defending our freedom. To show our gratitude, let's make Iowa the leader in respect, support and opportunity for veterans.

Ladies and gentlemen, Iowa is working.

Our state is open to new ideas, open to honest dialogue and open to more business. Iowa is working.

Our efforts are making a difference in the lives of everyday families as they pursue their Iowa dreams.

Our schools are getting better, our communities are coming together and our government is working. But that success tells me that we have an even greater opportunity.

An opportunity to build upon what is great about our state and our people, so that we are competitive now, and in the future.

With those significant accomplishments passed, the opportunity to do even more is at hand.

Iowa is working. The Iowa dream is here to be realized. But I believe we can – and we must – dream even bigger.

As we look to the future, our path is not dictated. We have opportunities not seen in other states or other parts of the world. To be true to our constituents, and ourselves, we must dream big.

We must dream of an Iowa that is competitive with any other place in the world. An Iowa where it is easier to build a business. To build your ideas. To support a family.

We must dream of an Iowa where a world class education is not a dream, but a reality for every Iowa child. An Iowa that embraces the simple goal that every child should be ready to compete in a 21st century marketplace.

We must dream of an Iowa that continually asks the question, how can government better serve people? An Iowa that uses technology for greater transparency and accountability for the taxpayers.

Now is not the time to shy away from the challenges and the opportunities. Now is the time to embrace them, to be bold, to move Iowa forward, to increase the competitiveness of our state and its people today and for years to come.

Iowa is working. But there is more work to be done to realize the Iowa Dream. Let's show everyone we are up to the challenge.

Thank you. God bless you. And God bless the people of Iowa.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

On motion by Upmeyer of Cerro Gordo, the Joint Convention was dissolved at 10:38 a.m.

The House resumed session at 11:14 a.m., Speaker Paulsen in the chair.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 105

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 105,** a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House Concurrent Resolution 105** be immediately messaged to the Senate.

COMMITTEE ASSIGNMENTS AND REVISIONS

The Speaker announced the following assignments and changes to committees:

Gustafson, Stan
Appropriations
Human Resources
Judiciary
Veterans Affairs
Justice System Appropriations Subcommittee, Vice Chair

Appropriations
Highfill of Polk named Vice Chair
(Lofgren of Muscatine remains on the committee)

Transportation
Worthan of Buena Vista

Veterans Affairs
Worthan of Buena Vista was removed

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 500 Judiciary

Relating to the definition of a sexually violent predator for purposes of civil commitment procedures.

SUBCOMMITTEE ASSIGNMENTS

House File 194 Reassigned

Transportation: Pettengill, Chair; Wolfe and Landon.

House File 334 Reassigned

Transportation: Rogers, Chair; Wolfe and Heartsill.

House File 340

Transportation: Landon, Chair; Rayhons and H. Miller.

House File 374

Transportation: Kaufmann, Chair; Landon and Forbes.

House File 375

Transportation: Rayhons, Chair; Stutsman and Pettengill.

House File 460

Agriculture: Maxwell, Chair; Muhlbauer and Moore.

House File 596

Veterans Affairs: Bacon, Chair; Thomas and Salmon.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 11:21 a.m., until 8:30 a.m., Wednesday, January 15, 2014.

JOURNAL OF THE HOUSE

Third Calendar Day - Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 15, 2014

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastors Randy Olson and Sarah Trone Garriott, Faith Lutheran Church, Clive. They were the guests of Representative Upmeyer of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Weber, Majority Leader's Page from Parnell.

The Journal of Tuesday, January 14, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 14, 2014, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 105, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2009, by Heddens, a bill for an act relating to the office of substitute decision maker and providing an appropriation.

Read first time and referred to committee on **Appropriations.**

House File 2010, by S. Olson, a bill for an act relating to the operations of certain common interest communities.

Read first time and referred to committee on **Judiciary.**

House File 2011, by Murphy, M. Smith, Mascher, T. Taylor, R. Olson, Meyer, Gaskill, Staed, Kearns, Ourth, Anderson, Thede, H. Miller, Wolfe, Dawson, Steckman, Hunter, Stutsman, Wessel-Kroeschell, Lensing, and Hanson, a bill for an act to increase the state minimum hourly wage and to provide subsequent increases by the same percentage as the increase in federal social security benefits.

Read first time and referred to committee on **Labor.**

House File 2012, by Fisher, Windschitl, Alons, Landon, Heartsill, Riding, Koester, and Muhlbauer, a bill for an act relating to the possession of a pistol, revolver, or ammunition by a person under the age of twenty-one in certain circumstances and making penalties applicable.

Read first time and referred to committee on **Public Safety.**

House File 2013, by S. Olson and Lykam, a bill for an act including certain bailiffs in the protection occupation category of the Iowa public employees' retirement system.

Read first time and referred to committee on **Public Safety.**

House File 2014, by Murphy, a bill for an act relating to meetings of advisory boards, advisory councils, advisory commissions, and task forces under Iowa's open meetings and public records laws.

Read first time and referred to committee on **State Government.**

House File 2015, by Riding, a bill for an act relating to the establishment of a committee to study professional licenses administered or supervised by the department of public health.

Read first time and referred to committee on **State Government.**

House File 2016, by Byrnes, a bill for an act relating to the use of automated traffic enforcement systems.

Read first time and referred to committee on **Transportation.**

COMMITTEE TO NOTIFY THE SENATE

Grassley of Butler moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee Grassley of Butler, Chair; Gassman of Winnebago and Wood of Scott.

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 9:54 a.m., Speaker Paulsen in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Grassley of Butler, Chair of the committee to notify the Senate that the House was ready to receive it in Joint Convention, reported that it had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the Honorable members of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 102, duly adopted, the Joint Convention was called to order at 9:56 a.m., President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present, which motion prevailed.

President Jochum announced a quorum present and the Joint Convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of six consisting of three members from the Senate and three members from the House of Representatives be appointed to escort Governor Terry E. Branstad to the House chamber for the Condition of the Judicial Branch Message.

The motion prevailed and the President appointed as such committee Senators Bowman of Jackson, Hart of Clinton and Greiner of Washington, on the part of the Senate, and Representatives Hagenow of Polk, Gustafson of Madison and Meyer of Polk, on the part of the House.

Senator Gronstal of Pottawattamie moved that a committee of six consisting of three members from the Senate and three members from the House of Representatives be appointed to notify Chief Justice Mark S. Cady that the Joint Convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Hogg of Linn, Courtney of Des Moines and Schneider of Polk, on the part of the Senate, and Representatives Worthan of Buena Vista, Hess of Clay and Wolfe of Clinton, on the part of the House.

Secretary of State, Matt Schultz; Secretary of Agriculture and Land Stewardship, Bill Northey; Treasurer of State, Michael Fitzgerald; State Auditor, Mary Mosiman and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and Chief Judges of the Court of Appeals and the Chief Judges of the state's judicial districts were escorted into the House chamber.

The Chief Justice's wife, Rebecca, of Fort Dodge, his son and daughter-in-law, Spencer and Reilly Cady were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

The committee waited upon Chief Justice Mark S. Cady and escorted him to the Speaker's station.

President Jochum presented Chief Justice Mark S. Cady who delivered the following Condition of the Judicial Branch Message:

Madame President, Mr. Speaker, Distinguished Members of the General Assembly, Governor Branstad, Lt. Governor Reynolds, state officials, colleagues, family, friends, and all Iowans.

While the holiday season has now passed, the memories left behind from when families gather together continue to nourish and guide us today and will be with us tomorrow. For me, these memories now include the special joy of a granddaughter and a greater appreciation for the importance of values passed from parent to child and grandchild. One such value instilled in me by my parents was to lead a life of gratitude and be quick to express gratitude to others. So, this morning, I begin my remarks on behalf of the Iowa Judicial Branch with two important words: "Thank you." I want this legislative body and Governor Branstad to know how much we appreciate your support and cooperation throughout this past year. This support has lifted our spirits to better reveal the possibilities of what can be and brought into better focus the steps we can take to reach our goal of becoming the best court system in the nation.

This morning I am pleased to share the progress made by the judicial branch during the past year and to discuss what we must accomplish before we can be the best. I view this annual State of the Judiciary Address as one of my most important duties as chief justice, and I appreciate the kind invitation from President Jochum and Speaker Paulsen to be here today. I invite everyone to join the members of the supreme court, and other members of the judicial branch, for a reception downstairs in our historic courtroom immediately following my remarks.

Last year, I described six priorities for the judicial branch shaped from what Iowans have told us they expect and need from their courts. These priorities continue to be:

- Protecting Iowa's children;
- Providing full-time access to justice;
- Operating an efficient, full-service court system;
- Providing faster and less costly resolution of legal disputes;
- Being open and transparent; and
- Providing fair and impartial justice for all.

With your support and cooperation, we continue to do these things every day for more and more Iowans. I will address each priority.

We have strengthened Iowa's commitment to juvenile justice by adding thirteen juvenile court officers across the state. This action has improved our ability to meet face-to-face with children who have engaged in delinquent behavior. Meaningful court intervention guides these children towards productive lives as adults and saves taxpayers the cost of paying for future incarceration or treatment of more serious conditions that too often occur without such intervention. Last year, I described the frustration of juvenile court officers across the state who were increasingly unable to meet face-to-face with children in trouble. This year, say the additional juvenile court officers and the continued use of evidence-based practices have replaced the frustration with renewed enthusiasm. Gary Niles, a Chief JCO in northwest Iowa, told me that with the additional staff, his team can now personally meet with and assist each troubled child who enters the juvenile system in his district. This interaction allows juvenile court officers to better discover the root cause of negative behavior and to introduce positive influences in the life of a child at the time they are needed most and can do the most good.

We know what works to help at-risk children. We also know the goal of protecting Iowa's children is within reach. And, we all know what it means for Iowa's future to achieve this goal. We are committed, in every individual case, to break the cycle of juvenile delinquency that leads to broken homes and adult incarceration.

Equal access to justice for all begins with a full-time justice system that is open to all. Consistent with the goal of providing full-time access to justice, last September we were able to reopen every clerk of court office in every county courthouse on a full-time basis. These offices were closed to full-time public access for the past four years. With your support, once again, our courthouse doors are open to everyone.

As you know, an important part of our efforts to improve access to justice and to operate an efficient and full-service court system is EDMS, our electronic document management system. Last year, we expanded our paperless court system into 28 additional counties, and EDMS is now operational in forty-three counties. The results have exceeded our expectations. The Herculean efforts of Ken Bosier, our Director of Information Systems and Technology, and his very talented team, have given more and more court users, including law enforcement officers, the Department of Human Services, and hospitals—to name a few—secure, prompt, and easy access to judges, court records, and the court system. Within two years, this project will be complete, and Iowa will be a national leader and a model of efficiency with the first totally paperless court system in the nation.

Last year, we also introduced our business court. This court is a pilot project led by three judges highly skilled in business litigation. Iowa's initial business court judges are Mike Huppert of Des Moines, Annette Scieszinski of Albia, and John Telleen of Davenport. Businesses with legal disputes are now taking advantage of the innovative and efficient processes offered by this specialty court. We strengthen the entire court system when we leverage the expertise of our district courts with targeted innovations such as the business court. The business court will help make Iowa an even better place to create and expand business opportunities.

This past year, the supreme court began to develop a new litigation track for civil cases filed in district court with claims less than $75,000. This litigation track has been designed to schedule a trial within one year. Reduced costs and greater court efficiencies for litigants would be achieved with streamlined discovery and trial

processes. I invite you to review the details of this proposal on our website. We are currently seeking input from the public to ensure this new litigation track is a success. This new approach to litigation will offer greater access to justice for Iowans with legitimate claims and defenses that were not considered cost effective in the traditional court system.

We also continue to work to be the most open and transparent court system possible. Iowans deserve to know about their courts, and we have taken a major step towards maintaining our role as a national leader in media access to our courts by proposing new expanded media coverage rules. These rules are consistent with the approach that has served this state so well for thirty-five years. The proposed rules would accommodate new forms of communication, social media, and media forums. In fact, last year a reporter, for the first time, sent a live tweet from the courtroom of the Iowa Supreme Court during oral arguments. And, for historical accuracy, I can report that the first word tweeted was … "bedbugs."

To enhance Iowans' understanding of their courts and for us to better understand the expectations and needs of Iowans, we continue our outreach efforts across the state. Last year, the supreme court was back on the road to hear oral arguments in four communities outside of Des Moines. We visited Sioux City, Dubuque, Fort Dodge, and Burlington.

The supreme court benefits from these travels by talking with Iowans and student groups about the value of our state government, including our court system. Many of you have taken the time to attend these events and talk with us afterwards, and we thank you. The court will visit Clarinda and Toledo this spring, so a heads up to Senators Ernst and Sodders and Representatives Dolecheck and Fisher: we are headed your way. I will also continue my office hours here at the Capitol during the legislative session, and I invite each of you to visit with me.

Let me reflect on our priority of providing fair and impartial justice equally to all persons. Justice for all is, and always has been, our most important goal. Every year, hundreds of thousands of Iowans turn to the courts to seek fair resolution of disputes. And, every day, the judges in this state work hard to apply your laws with impartiality, honesty, and integrity. Every judge in our state also maintains a profound commitment to justice and a genuine respect for the people of Iowa, which will be found at the heart of every decision we make. Our fair and impartial courts have given Iowa a proud history of justice and will ensure a proud future.

We have taken important steps to promote these six priorities during the past year, and we continue to search for new and innovative ways to meet the needs and expectations of all Iowans.

We have learned that creating partnerships between courts and communities is an effective way to address the core problems responsible for many crimes and broken families. These partnerships have created new and innovative courts, such as Drug Courts, Mental Health Courts, and Family Treatment Courts. These courts work with community professionals to empower people to break free from the grip of substance abuse or other problems and take control of their future. While some may consider judges in these courts to be working outside their traditional role, results from around the country and here at home show that these partnerships improve lives and save

taxpayer dollars otherwise spent on incarceration. These are the results Iowans want, and they could not be more compatible with justice.

As a district associate judge thirty years ago, I presided over termination of parental rights cases and saw firsthand how addictions can destroy families. Like our juvenile court judges today, I am also very aware of the tragic cycle created when destructive conduct by parents is imprinted on children and then repeated when those children become parents. These problems are not new, but they are in need of a new solution. Our Family Treatment Courts offer much promise as part of this new solution. They work intensively with a community treatment team of human services workers, substance abuse counselors, mental health providers, and many others to help parents overcome their addictions and assume responsibility for their lives.

I would like to share one successful story from our Family Treatment Courts using the compelling words of a 14-year-old boy, written in a letter to his mother on the eve of her graduation from the program. His mother entered Family Treatment Court feeling, in her words, "hopeless," "unwanted," and "totally broken." Her son wrote:

> *Mom, I'm very proud of you. Together you and I have come pretty far. I remember many times when at night I would stay up praying and wishing you would stop drinking. Pretty soon I gave up. . . . I didn't think you were ever going to stop. I will never forget the night you passed out drunk on the couch with a cigarette in your hand. Lizzy (his baby sister) was hungry and we had no food for her to eat. She was very tired and I was too. But, I knew I couldn't fall asleep because I had to keep an eye on you and make sure you were okay. . . .*

The brave young man continued:

> *But that's all over now. You are a completely changed woman. . . . You have become the mom I've always wanted. I love that you are devoted and willing to change a lot to become the sober, loving, and caring mother you are today. I love you mom. And, no matter what happens, I will be here for you.*

We were there for this child and his mother. She left this program with her children safely at her side and the promise of a productive life ahead. With your help, we can be there for more parents and children in their times of crisis. We must give life to the hope of every child. Success comes one family, one parent, one child at a time. Family Treatment Courts can reunite broken families and will create a better Iowa for all of us.

For example, in Wapello County, Juvenile Court Judge William Owens achieved national recognition last year for the success of his community's Family Treatment Court. As a long-time juvenile judge, Judge Owens was frustrated by the number of parents suffering from substance abuse who appeared in his courtroom for hearings on termination of parental rights. The number of hearings was increasing each year, so in 2006, Judge Owens began working with members of his community to create a Family Treatment Court. Before starting a Family Treatment Court, Judge Owens saw an average of twenty-four parental terminations each year. That number has now dropped to ten.

The Wapello County Family Treatment Court is now one of six federally funded Iowa Family Treatment Court pilot sites. Since our Family Treatment Court pilot project began, 463 families in Iowa, composed of 549 parents and almost 900 children, have

participated in the program through March of last year. As a result, nearly eighty percent of the children have been able to remain in the custody of a parent or caregiver, and ninety-five percent of the children did not suffer a recurrence of abuse or neglect. Additionally, our six pilot courts have saved Iowa's taxpayers $3.5 million.

One problem we face, today, is that our Family Treatment Courts are sprinkled across the state and can only help a fraction of Iowa's troubled parents and at-risk children. Additionally, the federal funding for these pilot courts expires this summer. Even as federal funding is about to run out, more and more people are asking us to expand Family Treatment Courts into their communities. We all know that family services of such critical importance should not be limited to only a handful of communities. All Iowans will benefit from a systematic statewide implementation of Family Treatment Courts. This is what we should do. By working together for a better Iowa, we can and must do our best to end the tragic cycle of broken families and broken lives.

During the past year, we made progress towards reaching our goal to be the best court system in the nation. As we travel across the state, we see this progress through the work of our dedicated, skilled, and experienced judges. We witness this progress when we meet with our committed court staff and administrators. We hear about our progress from Iowans who come to meet us when we visit their communities. What we hear the most is simply, "Keep up the good work." To you and to all Iowans, I promise you that we will.

We will reach our goal of eliminating all unnecessary delays in our court system, so that the time needed for courts to resolve disputes will only be the time needed to render a fair and just result. Justice can only be delivered with the greatest amount of care, but it can never fully be delivered when accompanied by unnecessary delays. Only then can we be the best.

We will take the necessary steps to continue to attract the best and brightest attorneys in our state to serve as judges. We will work with you to build Iowa's judiciary, so that all aspects of the job of a judge, including compensation, will appeal to all Iowa attorneys, and enable us to keep our devoted and experienced judges. Iowa must maintain the high quality of its judiciary, a judiciary that is enhanced by greater gender and racial diversity. We are strongest when attorneys from all backgrounds, from both the public and private sectors, aspire to be judges. Only then can we be the best.

We will work with all of you, as well as law enforcement, schools, and many others, to find practical solutions to eliminate racial disparity in our criminal justice system. Today there is a disproportionate number of African-Americans in Iowa's corrections system. This is a problem we must all address. It is a community problem that requires a community solution and all three branches of government working together in each community. We can, and we must, do better as a state to address all inequities in our criminal justice system. Only then can we be the best.

We will listen and respond to the requests of Iowans to improve their court system. In the same way, we will continue to work with you on those problems that we need to solve together. We must resolve every problem and reach every goal before our court system can be its best. We must continue our spirit of support and cooperation so the problems we tackle in the future will only be those we cannot yet see. Only then can we be the best.

Our progress comes from the power of support and cooperation. Our goals can be achieved through this power of support and cooperation. Together, we can build the best court system in the nation. It would be a profound and wonderful legacy for our children and grandchildren. As my mom would remind me, "Where there is a will, there is a way." We have both, and by working together, our state will shine as bright as the gold dome of this magnificent building, and we will be the best.

Thank you.

On motion by Upmeyer of Cerro Gordo the Joint Convention was dissolved at 10:43 a.m.

The House resumed session at 10:52 a.m., Speaker Paulsen in the chair.

HOUSE FILE 369 REREFERRED

The Speaker announced that House File 369, previously referred to committee on **Local Government** was rereferred to committee on **Ways and Means**.

SENATE FILE 220 REREFERRED

The Speaker announced that Senate File 220, previously referred to committee on **Ways and Means** was rereferred to committee on **Education**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 501 Judiciary

Relating to commission of a criminal offense involving a victim fifteen years of age or younger, and providing penalties.

H.S.B. 502 Judiciary

Relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

H.S.B. 503 Judiciary

Relating to the criminal offense of interference with official acts, and providing penalties.

H.S.B. 504 Judiciary

Reducing the statute of repose period in a case arising out of the unsafe or defective condition of an improvement to real property and including applicability provisions.

H.S.B. 505 Judiciary

Relating to the criminal sentencing of juveniles in district court.

H.S.B. 506 Judiciary

Relating to elections or appointments to a county magistrate appointing commission.

H.S.B. 507 Judiciary

Relating to the fees and expenses of a court appointed attorney or guardian ad litem representing an indigent person in a guardianship, conservatorship, or dissolution proceeding.

H.S.B. 508 Judiciary

Relating to property tax assessment and taxation by modifying requirements relating to property assessment notices and equalization order notices and including applicability provisions.

H.S.B. 509 Judiciary

Relating to a magistrate acting as counsel for clients within the jurisdiction of the magistrate.

H.S.B. 510 Judiciary

Relating to strip searches at a county jail or municipal holding facility.

H.S.B. 511 State Government

Relating to school corporations by changing the date of the election of directors of local school districts, merged areas, and area education agency boards.

H.S.B. 512 Veterans Affairs

Allowing private employers to grant a preference in hiring and promotion to veterans and certain spouses.

H.S.B. 513 Veterans Affairs

Relating to permits to acquire and members of the armed forces of the United States or this state serving on active duty.

H.S.B. 514 Transportation

Increasing the rate of the excise taxes on motor fuel and certain special fuel used in motor vehicles and providing for the use of revenues resulting from the increase.

SUBCOMMITTEE ASSIGNMENTS

House File 384

Judiciary: Windschitl, Chair; Brandenburg and Wessel-Kroeschell.

House File 618

Judiciary: Kaufmann, Chair; Baltimore and R. Olson.

House File 2002

Judiciary: Kaufmann, Chair; Gassman and Lensing.

House File 2004

Natural Resources: Fisher, Chair; Baudler and Ruff.

House File 2005

Public Safety: S. Olson, Chair; Dawson and Fry.

House File 2008

Judiciary: Hess, Chair; Dawson and Windschitl.

House File 2010

Judiciary: Brandenburg, Chair; Heartsill and Meyer.

House File 2011

Labor: Forristall, Chair; Murphy and Watts.

House File 2012

Public Safety: Heartsill, Chair; Muhlbauer and Salmon.

House File 2013

Public Safety: Fry, Chair; S. Olson and Wolfe.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 500

Judiciary: Heartsill, Chair; Heaton and Oldson.

House Study Bill 501

Judiciary: Baltimore, Chair; Windschitl and Wolfe.

House Study Bill 502

Judiciary: Hagenow, Chair; Oldson and Worthan.

House Study Bill 503

Judiciary: Hess, Chair; Anderson and Gassman.

House Study Bill 504

Judiciary: Kaufmann, Chair; Gustafson and Meyer.

House Study Bill 505

Judiciary: Hagenow, Chair; Hess and Wessel-Kroeschell.

House Study Bill 506

Judiciary: Windschitl, Chair; Gustafson and Lensing.

House Study Bill 507

Judiciary: Brandenburg, Chair; Heaton and Prichard.

House Study Bill 508

Judiciary: Baltimore, Chair; Kaufmann and Meyer.

House Study Bill 509

Judiciary: Hess, Chair; Dawson and Hagenow.

House Study Bill 510

Judiciary: Gustafson, Chair; Prichard and Windschitl.

House Study Bill 511

State Government: Hagenow, Chair; Cohoon, Pettengill, Watts and Winckler.

House Study Bill 512

Veterans Affairs: Stanerson, Chair; Costello and Staed.

House Study Bill 513

Veterans Affairs: Alons, Chair; Brandenburg and Gaines.

House Study Bill 514

Transportation: Byrnes, Chair; Cohoon, Lykam, Moore and Worthan.

RESOLUTION FILED

H.R. 101, by Grassley, Cownie, S. Olson, Dolecheck, Heartsill, Heaton, Soderberg, Landon, Moore, Brandenburg, Stanerson, Deyoe, Costello, Forristall, Gustafson, Drake, Paulsen, Koester, Hagenow, Shaw, Hess, Schultz, Maxwell, Bacon, Gassman, Windschitl, Byrnes, Kaufmann, Hein, Klein, Pettengill, Sands, Baudler, J. Smith, Alons, Huseman, Vander Linden, Upmeyer, R. Taylor, Ourth, Muhlbauer, M. Smith, Murphy, Lofgren, Fry, Hall, Gaskill, Hanson, Ruff, Hanusa, Jorgensen, Bearinger, H. Miller, Riding, Fisher, Sheets, and Dunkel, a resolution urging the United States government to renew its commitment to farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard.

Laid over under **Rule 25.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:53 a.m., until 8:30 a.m., Thursday, January 16, 2014.

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 16, 2014

The House met pursuant to adjournment at 8:30 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Pastor Loren Strait, Central Christian Church, Disciples of Christ, Marshalltown. He was the guest of Representative M. Smith of Marshall County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dzenita Osmanbegovic, Minority Leader's Page from Urbandale.

The Journal of Wednesday, January 15, 2014, was approved.

INTRODUCTION OF BILLS

House File 2017, by Ruff, a bill for an act relating to beverage container sorting fees charged by redemption centers.

Read first time and referred to committee on **Environmental Protection.**

House File 2018, by Gaskill, a bill for an act relating to the reimbursement amount paid to dealers or persons operating redemption centers who redeem empty beverage containers.

Read first time and referred to committee on **Environmental Protection.**

House File 2019, by Isenhart, a bill for an act relating to deliberations or actions of governmental bodies under Iowa's open meetings law.

Read first time and referred to committee on **State Government.**

ADOPTION OF HOUSE RESOLUTION 101

Upmeyer of Cerro Gordo called up for consideration **House Resolution 101,** a resolution urging the United States government to renew its commitment to farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

M. Smith of Marshall introduced to the House, former state legislator, John Whitaker, currently the head of the United States Department of Agriculture's Farm Service Agency in Iowa.

The House rose and expressed its welcome.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Speaker Paulsen

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 515 Commerce

Relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including a property tax exemption for broadband infrastructure, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

House File 647

Ways and Means: Vander Linden, Chair; Hagenow and Isenhart.

House File 2001

Agriculture: Klein, Chair; Bearinger and Shaw.

House File 2006

Agriculture: Deyoe, Chair; Alons and Dunkel.

House File 2014

State Government: Watts, Chair; Grassley and Isenhart.

House File 2015

State Government: Watts, Chair; Grassley and T. Taylor.

House File 2019

State Government: Watts, Chair; Grassley and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 511 Reassigned

State Government: Hagenow, Chair; Cohoon and Watts.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:41 a.m., until 9:15 a.m., Friday, January 17, 2014.

JOURNAL OF THE HOUSE

Fifth Calendar Day - Fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 17, 2014

The House met pursuant to adjournment at 9:16 a.m., Landon of Polk in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Koester of Polk.

The Journal of Thursday, January 16, 2014, was approved.

INTRODUCTION OF BILLS

House File 2020, by Wessel-Kroeschell, Dawson, Hunter, and Heddens, a bill for an act relating to procedures for child abuse investigations by the department of human services.

Read first time and referred to committee on **Human Resources.**

House File 2021, by Heartsill, a bill for an act relating to requirements for recipients of medical assistance.

Read first time and referred to committee on **Human Resources.**

House File 2022, by Wolfe, a bill for an act relating to dissolutions of certain marriages which were solemnized in the state.

Read first time and referred to committee on **Judiciary.**

House File 2023, by Kaufmann, a bill for an act increasing penalties for criminal offenses involving certain types of animals.

Read first time and referred to committee on **Judiciary.**

House File 2024, by Heartsill, a bill for an act providing for a task force to develop common statewide service delivery districts.

Read first time and referred to committee on **State Government.**

House File 2025, by Heartsill, a bill for an act providing for a feasibility study for restructuring state government based on function.

Read first time and referred to committee on **State Government.**

House File 2026, by Heartsill, a bill for an act providing for a feasibility study for restructuring state government departments.

Read first time and referred to committee on **State Government.**

House File 2027, by Wessel-Kroeschell, Anderson, Lundby, Steckman, Kearns, Gaskill, Staed, Heddens, Hanson, Mascher, Kressig, Cohoon, Murphy, and Ruff, a bill for an act providing an individual income tax credit equal to a percentage of the federal American opportunity tax credit and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Review of the Sixth Judicial District Department of Correctional Services Report, pursuant to Iowa Code section 11.24.

BOARD OF REGENTS

Annual Articulation Report, pursuant to Iowa Code section 262.9(33)(i).

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Loess Hills Alliance Board of Directors Report, pursuant to Iowa Code section 161D.6(6).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

DEPARTMENT OF COMMERCE
Insurance Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Utilities Division

Customer Contribution Utility Fund Report, pursuant to Iowa Code section 476.66(6).

DEPARTMENT OF CORRECTIONS
Central Office

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

DEPARTMENT OF EDUCATION

Secondary Career and Technical Programming Task Force-Interim Progress Report, pursuant to Chapter 141.52, 2013 Iowa Acts.

Iowa Public Television

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

DEPARTMENT OF HUMAN RIGHTS

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

DEPARTMENT OF NATURAL RESOURCES

Outdoor recreation Trust Fund Report, pursuant to Iowa Code section 461.22.

DEPARTMENT OF PUBLIC HEALTH

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2).

MH/DS Workforce Development Workgroup Final Report, pursuant to Chapter 1120.24, 2012 Iowa Acts.

DEPARTMENT OF REVENUE

Iowa Tax Increment Financing Evaluation and Study Report, pursuant to Iowa Code section 2.48.

Iowa's Redevelopment Tax Credit Evaluation Study Report, pursuant to Iowa Code section 2.48.

Iowa Capital Investment Board

Annual Report, pursuant to Iowa Code section 15E.63(9).

Office of the State Debt Coordinator

Annual Report, pursuant to Chapter 129.60, 2013 Iowa Acts.

DEPARTMENT OF TRANSPORTATION

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22.

DEPARTMENT OF VETERANS AFFAIRS

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

IOWA COMMUNICATIONS NETWORK

ICN Savings Report, pursuant to Iowa Code section 8D.10.

JUDICIAL BRANCH

Enhanced Court Collections Fund Report, pursuant to Chapter 133.1, 2013 Iowa Acts.

Court Technology and Modernization Fund Report, pursuant to Chapter 133.1, 2013 Iowa Acts.

Juvenile Victim Restitution Program Report, pursuant to Iowa Code section 232A.3.

Operating Budget Report, pursuant to Iowa Code section 602.1301.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

On motion by Koester of Polk, the House adjourned at 9:20 a.m., until 10:00 a.m., Tuesday, January 21, 2014.

JOURNAL OF THE HOUSE

Ninth Calendar Day - Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 21, 2014

The House met pursuant to adjournment at 10:04 a.m., Cownie of Polk in the chair.

Prayer was offered by Representative Cownie of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Gustafson of Madison.

The Journal of Friday, January 17, 2014, was approved.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Periotic Examinations of Cities, pursuant to Iowa Code section 11.6.

BOARD OF REGENTS

Technology Transfer and Economic Development, pursuant to Chapter 141.53, 2013 Iowa Acts.

Technology Commercialization, Marketing and Business Development Report, pursuant to Chapter 141.30, 2013 Iowa Acts.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3(3).

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Water Quality Initiative Preliminary Report, pursuant to Chapter 132.11, 2013 Iowa Acts.

State Psuedorabies Advisory Committee Report, pursuant to Iowa Code section 166D.3(2).

DEPARTMENT OF COMMERCE
Banking Division

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Qualified Student Loan Bond Issuer Report, pursuant to Iowa Code section 7C.13.

Insurance Division

Medical Malpractice Report, pursuant to Iowa Code section 505.27.

DEPARTMENT OF EDUCATION

Iowa Reading Research Center Report, pursuant to Iowa Code section 256.9.

Kindergarten Literacy Assessment (KLA) Report, pursuant to Iowa Code section 279.60.

School Infrastructure Funding Report, pursuant to Iowa Code section 256.9(19).

Online Learning Survey Report, pursuant to Iowa Code section 256.7.

DEPARTMENT OF JUSTICE

Mortgage Servicing Settlement Fund Report, pursuant to Chapter 1138.7, 2012 Iowa Acts.

DEPARTMENT OF NATURAL RESOURCES

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

DEPARTMENT OF PUBLIC DEFENSE
Iowa Homeland Security and Emergency Management Division

Iowa Flood Mitigation Board Report, pursuant to Iowa Code section 418.8.

DEPARTMENT OF REVENUE

Child and Dependent Care Tax Credit and Early Childhood Development Tax Credit Evaluation Study Report, pursuant to Iowa Code section 2.48.

Iowa's Endow Iowa Tax Credit Evaluation Study Report, pursuant to Iowa Code section 2.48.

DEPARTMENT OF TRANSPORTATION

Secondary Road Research Fund report, pursuant to Iowa Code section 310.36.

Street Research Fund Report, pursuant to Iowa Code section 312.3A.

Highway Construction Program Expenditures and Contractual Obligations Report, pursuant to Iowa Code section 307.12(1)(o).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF VETERANS AFFAIRS

Veterans Trust Fund Report, pursuant to Iowa Code section 35A.13(8).

Allocation Programs for Veterans Report, pursuant to Iowa Code section 35A.5.

County Commissions on Veterans Affairs Report, pursuant to Iowa Code section 35A.5.

DEPARTMENT ON AGING

ICN Savings Report, pursuant to Iowa Code section 8D.10.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Innovation Corporation Report, pursuant to Iowa Code section 15.107.

JUDICIAL BRANCH

Jury and Witness Fees Report, pursuant to Iowa Code section 602.1302.

VETERANS HOME

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

On motion by Gustafson of Madison, the House adjourned at 10:05 a.m., until 10:00 a.m., Wednesday, January 22, 2014.

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 22, 2014

The House met pursuant to adjournment at 10:01 a.m., Speaker Paulsen in the chair.

Prayer was offered by Chaplain Craig Nelson, Iowa Veterans Home, Marshalltown. He was the guest of Representative M. Smith of Marshall County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bryan Schultz, Page from Waterloo.

The Journal of Tuesday, January 21, 2014, was approved.

INTRODUCTION OF BILLS

House File 2028, by Murphy, a bill for an act relating to mining of silica sand and including effective date provisions.

Read first time and referred to committee on **Environmental Protection.**

House File 2029, by Isenhart, a bill for an act relating to a silica sand study.

Read first time and referred to committee on **Environmental Protection.**

House File 2030, by Heddens and Kaufmann, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time and referred to committee on **Human Resources.**

House File 2031, by Heddens, Heaton, Stutsman, Ruff, Meyer, Hunter, Kearns, Kressig, Gaskill, Dawson, Murphy, Berry, Bacon,

and Huseman, a bill for an act relating to autism spectrum disorders coverage for certain persons covered under group health insurance plans for state employees and including applicability provisions.

Read first time and referred to committee on **State Government.**

House File 2032, by M. Smith, a bill for an act relating to absentee ballot delivery to certain health care facilities and hospitals.

Read first time and referred to committee on **State Government.**

House File 2033, by Heartsill, a bill for an act relating to parent-taught driver education.

Read first time and referred to committee on **Transportation.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:09 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:02 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2034, by Ruff, Hunter, Steckman, Lundby, Murphy, Dawson, Staed, Meyer, Wessel-Kroeschell, Stutsman, Bearinger, Dunkel, Kelley, Gaskill, Hanson and Lensing, a bill for an act relating to tobacco products, and making penalties applicable.

Read first time and referred to committee on **Commerce.**

House File 2035, by Wessel-Kroeschell, a bill for an act requiring the provision of contact information on mortgage-related correspondence, and making penalties applicable.

Read first time and referred to committee on **Commerce.**

House File 2036, by Grassley, a bill for an act relating to the implementation of federal law or policy by state administrative agencies.

Read first time and referred to committee on **Economic Growth.**

House File 2037, by Heartsill, a bill for an act requiring the department of education to convene a work group for streamlining the public school administration system in Iowa.

Read first time and referred to committee on **Education.**

House File 2038, by Heartsill, a bill for an act relating to duties of the school finance formula review committee and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2039, by H. Miller, Highfill, S. Olson, Ourth, Schultz, Hagenow, Lundby, Wood, Dawson, Running-Marquardt, Staed, Steckman, Wessel-Kroeschell, Oldson, Riding, Murphy, Bearinger, Stutsman, Meyer, Heddens, Kelley, Gaskill, Prichard, Thede, Kearns, Thomas, Wolfe, Kressig, Lensing, Winckler, and Hunter, a bill for an act establishing a notification requirement for mammogram reports and written statements to patients.

Read first time and referred to committee on **Human Resources.**

House File 2040, by Heartsill, a bill for an act relating to identification requirements for recipients of the federal food assistance program through the electronic benefits transfer program.

Read first time and referred to committee on **Human Resources.**

House File 2041, by Heartsill, a bill for an act requiring various actions by applicants for and participants in certain public assistance programs administered by the department of human services.

Read first time and referred to committee on **Human Resources.**

House File 2042, by Heartsill, a bill for an act relating to the opening of certain adoption records.

Read first time and referred to committee on **Judiciary.**

House File 2043, by Heartsill, a bill for an act relating to the establishment, maintenance, and funding of emergency warning systems by townships and certain counties.

Read first time and referred to committee on **Local Government.**

SPONSORS ADDED

Gaskill of Wapello requested to be added as a sponsor of House Files 2017 and 2020.

Hanson of Jefferson requested to be added as a sponsor of House Files 2001, 2017 and 2018.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 516 Commerce

Relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions.

H.S.B. 517 Commerce

Modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

H.S.B. 518 Commerce

Modifying notification requirements applicable to underground facility excavations where underground facilities are present.

H.S.B. 519 Commerce

Relating to the regulation of pharmacy benefit managers.

H.S.B. 520 Commerce

Regulating the sale of portable electronics insurance, including requiring licensure, and providing for fees and penalties.

H.S.B. 521 Judiciary

Relating to the disposition of abandoned firearms and ammunition seized by a law enforcement agency.

H.S.B. 522 Judiciary

Relating to criminal gang participation.

H.S.B. 523 Judiciary

Restricting disclosures of specified information by regional transit districts, and providing a penalty.

H.S.B. 524 Agriculture

Relating to corn promotion, including special referendums, the assessment of a checkoff, and voting and refund procedures, and making penalties applicable.

H.S.B. 525 Education

Relating to state and school antiharassment and antibullying policies and providing for training on bullying prevention, suicide prevention, and professional conduct and ethics for school personnel.

H.S.B. 526 Human Resources

Relating to the Iowa health information network.

H.S.B. 527 Human Resources

Relating to the admission or retention of participants in an adult day services program.

H.S.B. 528 Human Resources

Concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

H.S.B. 529 Human Resources

Relating to Miller trusts and including applicability provisions.

H.S.B. 530 Human Resources

Requiring reporting of immunizations or vaccinations to the statewide immunization registry.

H.S.B. 531 Judiciary

Relating to payments from the indigent defense fund by the state public defender, and providing penalties.

H.S.B. 532 Judiciary

Establishing the Gideon fellowship program in the office of the state public defender.

H.S.B. 533 State Government

Relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

H.S.B. 534 Veterans Affairs

Relating to the national guard educational assistance program by removing residency requirements and providing for the nonreversion of certain funds, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2

Appropriations: Lofgren, Chair; T. Olson and Watts.

House File 15 Reassigned

Appropriations: Deyoe, Chair; Gustafson and Jacoby.

House File 501 Reassigned

Appropriations: Dolecheck, Chair; Highfill and Winckler.

House File 642

Local Government: Pettengill, Chair; Gaskill and Gassman.

House File 2007

Environmental Protection: Hess, Chair; Deyoe and Kelley.

House File 2009

Appropriations: Heaton, Chair; Fisher and Jacoby.

House File 2017

Environmental Protection: J. Smith, Chair; Maxwell and Steckman.

House File 2018

Environmental Protection: J. Smith, Chair; Maxwell and Steckman.

House File 2024

State Government: Costello, Chair; Hein and Prichard.

House File 2025

State Government: Stanerson, Chair; Drake and Mascher.

House File 2026

State Government: Watts, Chair; Grassley and Hunter.

House File 2031

State Government: L. Miller, Chair; Koester and Winckler.

House File 2032

State Government: Watts, Chair; Grassley and Steckman.

Senate File 304 Reassigned

Appropriations: Worthan, Chair; Gustafson and T. Taylor.

Senate File 339

Education: Koester, Chair; Hanusa and Ruff.

Senate File 429 Reassigned

Appropriations: Dolecheck, Chair; Lofgren and T. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 515

Commerce: Cownie, Chair; Ourth and Sands.

House Study Bill 516

Commerce: Pettengill, Chair; Meyer and R. Taylor.

House Study Bill 517

Commerce: J. Smith, Chair; Dawson and Landon.

House Study Bill 518

Commerce: Watts, Chair; Landon and Riding.

House Study Bill 519

Commerce: Vander Linden, Chair; Ourth and J. Smith.

House Study Bill 520

Commerce: R. Taylor, Chair; Fisher and Forbes.

House Study Bill 521

Judiciary: Windschitl, Chair; Anderson and Brandenburg.

House Study Bill 522

Judiciary: Hess, Chair; Alons and Anderson.

House Study Bill 523

Judiciary: Hagenow, Chair; Dawson and Worthan.

RESOLUTIONS FILED

H.C.R. 106, by Kaufmann, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to bills and joint resolutions passed by a three-fourths vote of the other house.

Referred to committee on **Administration and Rules.**

H.R. 102, by Muhlbauer, M. Smith, Thomas, Jacoby, Bearinger, Byrnes, Kressig, Dunkel, Abdul-Samad, Stutsman, Wolfe, Gaskill, Heddens, Prichard, Lundby, Ourth, Kearns, Thede, H. Miller,

Hunter, Wessel-Kroeschell, Winckler, Staed, Lensing, Ruff, Cohoon, Steckman, Gaines, Forbes, Kelley, Lykam, Hall, Oldson, Isenhart, Riding, Dawson, T. Taylor, Hanson, Grassley, Hein, Drake, Schultz, Worthan, Costello, Bacon, Deyoe, Soderberg, Kaufmann, Lofgren, Cownie, Gustafson, Klein, Maxwell, Hess, Windschitl, Moore, S. Olson, Alons, and Baudler, a resolution requesting the United States Congress to immediately enact a new federal food, farm, and jobs bill.

Laid over under **Rule 25.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:08 p.m., until 8:30 a.m., Thursday, January 23, 2014.

JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 23, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Dr. Frantz Whitfield, Mount Carmel Missionary Baptist Church, Waterloo. He was the guest of Representatives Berry of Black Hawk and Gaines of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Cory, Page from Elkhart.

The Journal of Wednesday, January 22, 2014, was approved.

INTRODUCTION OF BILLS

House File 2044, by Kaufmann, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain service providers regulated by the department of human services.

Read first time and referred to committee on **Education.**

House File 2045, by Kaufmann, a bill for an act relating to Montessori programs, including practitioner preparation, licensing, and nontraditional preparation options.

Read first time and referred to committee on **Education.**

House File 2046, by Kaufmann, a bill for an act restricting the issuance of a certificate of public convenience, use, and necessity for nuclear generating facility applicants until specified requirements are met.

Read first time and referred to committee on **Commerce.**

House File 2047, by Kaufmann, a bill for an act specifying restrictions on the issuance of a certificate of public convenience, use, and necessity for construction of a nuclear generating facility.

Read first time and referred to committee on **Commerce.**

House File 2048, by Kaufmann and Jacoby, a bill for an act relating to state and local government activities by modifying provisions relating to eminent domain authority and procedures, making appropriations for purposes relating to passenger rail, and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Judiciary.**

House File 2049, by Isenhart, a bill for an act relating to the actions of certain nonprofit corporations and horizontal property regimes and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

House File 2050, by Fisher, a bill for an act relating to restitution to insurers in criminal cases.

Read first time and referred to committee on **Judiciary.**

House File 2051, by Fisher, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

Read first time and referred to committee on **Transportation.**

SPECIAL PRESENTATION

Heaton of Henry introduced to the House, former legislator, Greg Hoversten.

The House rose and expressed their welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:40 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:05 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2052, by Byrnes, a bill for an act relating to educational requirements for heating, ventilation, air conditioning, and refrigeration licensing.

Read first time and referred to committee on **State Government.**

House File 2053, by Hall, a bill for an act relating to the registration and titling of a motor vehicle transferred to a community action agency for donation to a needy individual.

Read first time and referred to committee on **Transportation.**

House File 2054, by Grassley, Kaufmann, Rogers, Fisher, Watts, Heartsill, Schultz, Pettengill, and Byrnes, a bill for an act requiring approval of the general assembly prior to bifurcating a hearing on a petition for a franchise to construct an electric transmission line or related facilities.

Read first time and referred to committee on **Commerce.**

House File 2055, by Riding, Landon, Abdul-Samad, Gaines, Gaskill, Heartsill, Lensing, Staed, Vander Linden, Muhlbauer, Kearns, and Sheets, a bill for an act relating to Iowa's public records Act and library records of a minor.

Read first time and referred to committee on **Education.**

House File 2056, by Grassley, Kaufmann, Rogers, Fisher, Watts, Heartsill, Pettengill, and Byrnes, a bill for an act modifying requirements applicable to petitions for the construction of an electric transmission line or other related facilities.

Read first time and referred to committee on **Judiciary.**

House File 2057, by Hess, a bill for an act relating to real estate transfer receipts and real property enhancement and making appropriations.

Read first time and referred to committee on **Natural Resources.**

House File 2058, by J. Smith, a bill for an act concerning notice of fees imposed and collected by state agencies.

Read first time and referred to committee on **State Government.**

House File 2059, by Maxwell, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

Read first time and referred to committee on **Transportation.**

SPONSOR ADDED

Murphy of Dubuque requested to be added as a sponsor of House Resolution 102.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF NATURAL RESOURCES

Environmental Protection Commission Report, Pursuant to Iowa Code section 455B.105(5).

Natural Resource Commission Report, pursuant to Iowa Code section 455A.5.

DEPARTMENT OF PUBLIC HEALTH
Board of Pharmacy

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554.

LEGISLATIVE SERVICES AGENCY

Iowa Skilled Worker and Job Creation Fund Study Committee Report, pursuant to Iowa Code section 2.42.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 535 Commerce

Relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

H.S.B. 536 Commerce

Relating to the regulation of insurance company holding systems and providing assessments and penalties.

H.S.B. 537 Commerce

Relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

H.S.B. 538 Commerce

Relating to matters under the purview of the banking division of the department of commerce.

H.S.B. 539 Economic Growth

Concerning the Iowa finance authority in regard to the title guaranty program and private activity boards.

H.S.B. 540 Economic Growth

Relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

H.S.B. 541 Economic Growth

Relating to the administration of the job training program and fund by the economic development authority and making an appropriation.

H.S.B. 542 Economic Growth

Relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

H.S.B. 543 Veterans Affairs

Exempting from the individual income tax and the corporate income tax certain payments received in connection with the federal medical foster home program, and including retroactive applicability provisions.

H.S.B. 544 Veterans Affairs

Relating to persons who qualify for a veterans driver's license.

H.S.B. 545 Public Safety

Relating to emergency management assistance in a disaster emergency concerning emergency personnel and mutual aid arrangements and agreements.

H.S.B. 546 Public Safety

Relating to the possession of precursor substances used to manufacture controlled substances, and providing penalties.

H.S.B. 547 Transportation

Concerning the employment of motor vehicle enforcement officers.

H.S.B. 548 Transportation

Relating to the licensing of vehicle recyclers by defining the term "scrapping".

H.S.B. 549 Transportation

Concerning the removal of damaged or disabled vehicles from the roadway following an accident and the removal of abandoned vehicles by the department of transportation.

SUBCOMMITTEE ASSIGNMENTS

House File 334 Reassigned

Transportation: Byrnes, Chair; Kaufmann and Wolfe.

House File 2020

Human Resources: Fry, Chair; Dawson Forristall.

House File 2021

Human Resources: L. Miller, Chair; R. Taylor and Wessel-Kroeschell.

House File 2022

Judiciary: Kaufmann, Chair; Gassman and Wolfe.

House File 2023

Judiciary: Hess, Chair; Kaufmann and R. Olson.

House File 2030

Human Resources: Hess, Chair; Costello and Heddens.

House File 2042

Judiciary: Heartsill, Chair; Heaton and Wolfe.

House File 2050

Judiciary: Brandenburg, Chair; Heartsill and Wolfe.

Senate File 306

Natural Resources: Salmon, Chair; Maxwell and Ruff.

Senate File 385

Public Safety: Fry, Chair; Dawson and Klein.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 526

Human Resources: L. Miller, Chair; Anderson and Gustafson.

House Study Bill 527

Human Resources: R. Taylor, Chair; Heaton and Hunter.

House Study Bill 528

Human Resources: Bacon, Chair; Anderson and Koester.

House Study Bill 529

Human Resources: Hess, Chair; Heaton and Winckler.

House Study Bill 530

Human Resources: L. Miller, Chair; R. Taylor and Wessel-Kroeschell.

House Study Bill 531

Judiciary: Gustafson, Chair; Heartsill and Prichard.

House Study Bill 532

Judiciary: Hess, Chair; Wolfe and Worthan.

House Study Bill 533

State Government: Stanerson, Chair; Bacon and T. Taylor.

House Study Bill 534

Veterans Affairs: Windschitl, Chair; Costello and Kearns.

House Study Bill 535

Commerce: Pettengill, Chair; Dawson and Landon.

House Study Bill 536

Commerce: Pettengill, Chair; Landon and Oldson.

House Study Bill 537

Commerce: Pettengill, Chair; Landon and Oldson.

House Study Bill 538

Commerce: J. Smith, Chair; Kressig and R. Taylor.

House Study Bill 539

Economic Growth: Schultz, Chair; Gaskill and Rogers.

House Study Bill 540

Economic Growth: Jorgensen, Chair; Dunkel and Hanusa.

House Study Bill 541

Economic Growth: Baltimore, Chair; Jorgensen and Wood.

House Study Bill 542

Economic Growth: Kaufmann, Chair; R. Taylor and Thomas.

House Study Bill 543

Veterans Affairs: Brandenburg, Chair; L. Miller and Muhlbauer.

House Study Bill 544

Veterans Affairs: Salmon, Chair; Kearns and Shaw.

House Study Bill 545

Public Safety: Brandenburg, Chair; Gaines and Heartsill.

House Study Bill 546

Public Safety: Fry, Chair; Abdul-Samad and S. Olson.

House Study Bill 547

Transportation: Worthan, Chair; Cohoon and Moore.

House Study Bill 548

Transportation: Kaufmann, Chair; Lykam and Moore.

House Study Bill 549

Transportation: Landon, Chair; Heartsill and Riding.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:07 p.m., until 1:00 p.m., Monday, January 27, 2014.

JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 27, 2014

The House met pursuant to adjournment at 1:03 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Gayle Wilcox, Lovely Lane United Methodist Church, Cedar Rapids. She was the guest of Representative Staed of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Victoria Johnson, Page from Stratford.

The Journal of Thursday, January 23, 2014, was approved.

INTRODUCTION OF BILL

House File 2060, by Heartsill, a bill for an act providing for the creation of a unified educational data system task force.

Read first time and referred to committee on **Education.**

SPECIAL PRESENTATION

M. Smith of Marshall introduced to the House, United States Senator Tom Harkin.

The House rose and expressed its welcome.

ADOPTION OF HOUSE RESOLUTION 102

Upmeyer of Cerro Gordo called up for consideration **House Resolution 102,** a resolution requesting the United States Congress to immediately enact a new federal food, farm, and jobs bill, and moved its adoption.

The motion prevailed and the resolution was adopted.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 550 Commerce

Relating to the determination of fair value for shares of banks and bank holding companies in transactions providing appraisal rights for dissenting shareholders.

H.S.B. 551 Commerce

Modifying provisions applicable to matters under the regulatory authority of the utilities board of the utilities division of the department of commerce.

H.S.B. 552 Commerce

Relating to the supervision of orthotist or prosthetist assistants.

H.S.B. 553 Education

Relating to standards for educational and instructional models, programs, and supplementary weighting for students identified as limited English proficient.

H.S.B. 554 Education

Relating to school employees and the duties and responsibilities of the board of educational examiners, and providing penalties.

H.S.B. 555 Education

Relating to professional development services for elementary teachers to improve students' literacy skills.

H.S.B. 556 Education

Providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

H.S.B. 557 Education

Relating to programs and accounts administered by the college student aid commission.

H.S.B. 558 Education

Relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

H.S.B. 559 Education

Relating to school instructional time.

H.S.B. 560 Education

Relating to the administrator quality program and to a coaching and support system for school district administrators.

H.S.B. 561 Education

Relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

H.S.B. 562 Education

Relating to transitional coaching authorizations issued by the board of educational examiners.

H.S.B. 563 Human Resources

Establishing asset, income, and identity verification requirements for medical assistance applicants and recipients.

H.S.B. 564 Natural Resources

Relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

H.S.B. 565 Natural Resources

Providing for the issuance of a paddlefish fishing license and tag and providing penalties.

H.S.B. 566 Commerce

Relating to vapor products and alternative nicotine products, providing penalties, and including effective date provisions.

H.S.B. 567 Labor

Providing for the use of an electronic filing and notice system by the public employment relations board.

SUBCOMMITTEE ASSIGNMENTS

House File 221 Reassigned

Ways and Means: Windschitl, Chair; Landon and Oldson.

House File 2028

Environmental Protection: R. Taylor, Chair; Isenhart and Sheets.

House File 2029

Environmental Protection: R. Taylor, Chair; Isenhart and Sheets.

Senate File 220

Education: Fry, Chair; Gassman and Hanson.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 525

Education: Stanerson, Chair; Byrnes and Wood.

House Study Bill 550

Commerce: J. Smith, Chair; Fisher and Riding.

House Study Bill 551

Commerce: Watts, Chair; Meyer and R. Taylor.

House Study Bill 552

Commerce: R. Taylor, Chair; Fisher and Forbes.

House Study Bill 553

Education: Hanusa, Chair; Gaines and Jorgensen.

House Study Bill 554

Education: Hess, Chair; Fry and Staed.

House Study Bill 555

Education: L. Miller, Chair; Fry and Mascher.

House Study Bill 556

Education: Stanerson, Chair; Rogers and Steckman.

House Study Bill 557

Education: Jorgensen, Chair; Cohoon and Forristall.

House Study Bill 558

Education: Dolecheck, Chair; Byrnes and Hanson.

House Study Bill 559

Education: Forristall, Chair; Fry and Wood.

House Study Bill 560

Education: Koester, Chair; Abdul-Samad and Hanusa.

House Study Bill 561

Education: Salmon, Chair; Hess and Winckler.

House Study Bill 562

Education: Gassman, Chair; Staed and Stanerson.

House Study Bill 566

Commerce: Baltimore, Chair; Lykam and J. Smith.

House Study Bill 567

Labor: Forristall, Chair; Sheets and T. Taylor.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports

that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 2004), relating to the use of youth spring wild turkey hunting licenses.

Fiscal Note: **No**

Recommendation: **Do Pass** January 23, 2014.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:14 p.m., until 8:30 a.m., Tuesday, January 28, 2014.

JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 28, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Abdul-Samad of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cassidy Brown, Page from Ellsworth.

The Journal of Monday, January 27, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2061, by Heaton and Heddens, a bill for an act relating to third-party payment of services provided by physical therapists and occupational therapists.

Read first time and referred to committee on **Human Resources.**

House File 2062, by Jorgensen and Dawson, a bill for an act authorizing the natural resource commission to issue a paddlefish fishing license and tag and providing penalties.

Read first time and referred to committee on **Natural Resources.**

House File 2063, by Hagenow, a bill for an act relating to the operation of a rescue vehicle when responding to an emergency.

Read first time and referred to committee on **Public Safety.**

House File 2064, by Stanerson, a bill for an act concerning the placement of stop or yield signs at certain intersections.

Read first time and referred to committee on **Public Safety.**

House File 2065, by Hunter, a bill for an act authorizing certain cities to conduct city elections by absentee ballot.

Read first time and referred to committee on **State Government.**

House File 2066, by Hagenow, a bill for an act providing an exemption from the state sales tax for investment counseling services.

Read first time and referred to committee on **Ways and Means.**

House File 2067, by committee on Natural Resources, a bill for an act relating to the use of youth spring wild turkey hunting licenses.

Read first time and placed on the **calendar.**

SENATE MESSAGE CONSIDERED

Senate File 303, by committee on Veterans Affairs, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:36 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:06 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2068, by Wood, Gaskill, Ruff, Winckler, H. Miller, Isenhart, Murphy, Jacoby, Lykam, Hanson, Gaines, Bearinger, Riding, Dunkel, Mascher, Oldson, Running-Marquardt, Forbes, Ourth, R. Olson, Meyer, Kressig, Berry, and Stutsman, a bill for an act relating to the establishment of the state percent of growth and the categorical state percent of growth and including effective date and applicability provisions.

Read first time and referred to committee on **Education.**

House File 2069, by Kaufmann, a bill for an act relating to solid waste.

Read first time and referred to committee on **Natural Resources.**

House File 2070, by Heaton, a bill for an act relating to state child care assistance program eligibility requirements.

Read first time and referred to committee on **Human Resources.**

House File 2071, by Dawson, a bill for an act concerning review by the board of trustees of the statewide fire and police retirement system of certain determinations by participating cities.

Read first time and referred to committee on **State Government.**

House File 2072, by Hagenow, a bill for an act relating to video machine tournament contests.

Read first time and referred to committee on **State Government.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 568 Commerce

Relating to federal home loan bank rights regarding collateral pledged by insurer-members.

H.S.B. 569 Commerce

Relating to matters under the purview of the credit union division of the department of commerce.

H.S.B. 570 Judiciary

Relating to sex offender registry requirements for juveniles.

H.S.B. 571 Judiciary

Relating to transfer of guardianship in child in need of assistance proceedings.

H.S.B. 572 Judiciary

Relating to recording custodial interrogations in a criminal or juvenile case.

H.S.B. 573 Judiciary

Relating to the scope and nature of use restrictions on land.

H.S.B. 574 State Government

Providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

H.S.B. 575 State Government

Concerning the rights of parties to private construction contracts and including applicability provisions.

H.S.B. 576 State Government

Concerning the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

H.S.B. 577 State Government

Relating to the licensure of naturopathic physicians.

H.S.B. 578 State Government

Relating to reporting and other requirements concerning the department of administrative services and other state agencies.

H.S.B. 579 State Government

Concerning allowable uses for purse moneys designated for standardbred horse racing.

H.S.B. 580 Education

Relating to high school graduation requirements.

SUBCOMMITTEE ASSIGNMENTS

House File 221 Reassigned

Ways and Means: Windschitl, Chair; Kearns and Landon.

House File 2038

Education: Hess, Chair; Rogers and Winckler.

House File 2044

Education: Stanerson, Chair; Gaines and Hanusa.

House File 2045

Education: Dolecheck, Chair; Mascher and Rogers.

House File 2051

Transportation: Moore, Chair; Landon and Meyer.

House File 2052

State Government: Koester, Chair; Costello and Winckler.

House File 2053

Transportation: Moore, Chair; Forbes and Landon.

House File 2055

Education: Salmon, Chair; Abdul-Samad and Fry.

House File 2058

State Government: Hein, Chair; Grassley and Steckman.

House File 2059

Transportation: Moore, Chair; Landon and H. Miller.

House File 2065

State Government: Watts, Chair; Grassley and Isenhart.

Senate File 387 Reassigned

Local Government: Pettengill, Chair; Hanusa and Running-Marquardt.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 524

Agriculture: Kaufmann, Chair; Grassley, Hein, H. Miller and Prichard.

House Study Bill 564

Natural Resources: Rayhons, Chair; Huseman and Thede.

House Study Bill 568

Commerce: R. Taylor, Chair; Riding and J. Smith.

House Study Bill 569

Commerce: Landon, Chair; Grassley and Kressig.

House Study Bill 570

Judiciary: Windschitl, Chair; Alons and Wolfe.

House Study Bill 571

Judiciary: Heaton, Chair; Hess and Wessel-Kroeschell.

House Study Bill 572

Judiciary: Hess, Chair; Hagenow and Wolfe.

House Study Bill 573

Judiciary: Hagenow, Chair; Brandenburg and Dawson.

House Study Bill 574

State Government: Highfill, Chair; Costello and Lensing.

House Study Bill 575

State Government: Highfill, Chair; Pettengill and T. Taylor.

House Study Bill 576

State Government: Pettengill, Chair; Mascher and Stanerson.

House Study Bill 577

State Government: Bacon, Chair; Hein and Lensing.

House Study Bill 578

State Government: Highfill, Chair; Koester and Mascher.

House Study Bill 579

State Government: Drake, Chair; Costello and Hunter.

House Study Bill 580

Education: Byrnes, Chair; Forristall and Ruff.

HOUSE STUDY BILL 564 REREFERRED

The Speaker announced that House Study Bill 564, previously referred to committee on **Natural Resources** was rereferred to committee on **Environmental Protection**.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House File 596), relating to county commissions of veteran affairs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 28, 2014.

RESOLUTION FILED

H.R. 103, by Upmeyer and M. Smith, a resolution celebrating the fine arts in Iowa's schools and communities.

Laid over under **Rule 25.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:07 p.m., until 8:30 a.m., Wednesday, January 29, 2014.

JOURNAL OF THE HOUSE

Seventeenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 29, 2014

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

"God Bless America" was sung by Simon Estes. He was the guest of Representative Upmeyer of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Adrian Mitchell, Page from Des Moines.

The Journal of Tuesday, January 28, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 103

Upmeyer of Cerro Gordo called up for consideration **House Resolution 103,** a resolution celebrating the fine arts in Iowa's schools and communities, and moved its adoption.

The motion prevailed and the resolution was adopted.

INTRODUCTION OF BILLS

House File 2073, by Windschitl, Fisher, Costello, Hanusa, Landon, Gassman, Huseman, Brandenburg, Klein, Rogers, Hess, Jorgensen, Maxwell, Soderberg, Salmon, Sheets, Pettengill, Heartsill, and Schultz, a bill for an act relating to the use of telecommunications technology in terminations of pregnancies, and providing penalties.

Read first time and referred to committee on **Human Resources.**

House File 2074, by Alons, a bill for an act relating to registration fees for motor vehicles transferred to a nonprofit corporation for donation to needy individuals.

Read first time and referred to committee on **Transportation.**

House File 2075, by Prichard, Ruff, Sheets, Riding, H. Miller, Steckman, Thomas, Bearinger, Hanson, Muhlbauer, Kressig, Isenhart, Anderson, Staed, Stutsman, Abdul-Samad, Ourth, Hall, Winckler, Cohoon, Gaskill, Lensing, Forbes, T. Olson, Wolfe, Hunter, Gaines, Thede, Kearns, Murphy, Mascher, Wood, Lykam, Dawson, Jacoby, Kajtazovic, Heddens, and Kelley, a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

On motion by Hagenow of Polk, the House was recessed at 8:46 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:13 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2076, by Kaufmann, a bill for an act increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2077, by Isenhart, a bill for an act appropriating moneys to the department of agriculture and land stewardship to develop a nutrient credit earning and trading initiative.

Read first time and referred to committee on **Appropriations.**

House File 2078, by Steckman, Wood, Gaines, Staed, Winckler, Ruff, Cohoon, Mascher, Hanson, Abdul-Samad, Kearns, Murphy, Anderson, Berry, H. Miller, Heddens, Lensing, Gaskill, Wolfe, Thomas, Thede, Lundby, Wessel-Kroeschell, Hunter, Stutsman, Bearinger, Jacoby, Riding, Forbes, Oldson, Ourth, and Kajtazovic, a bill for an act establishing the state percent of growth and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2079, by Steckman, Mascher, Cohoon, Ruff, Winckler, Staed, Gaines, Wood, Abdul-Samad, Anderson, Thomas, Murphy, Berry, H. Miller, Heddens, Lensing, Gaskill, Wolfe, Kearns, Ourth, Bearinger, Thede, Lundby, Wessel-Kroeschell, Hunter, Jacoby, Riding, Forbes, Oldson, and Kajtazovic, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2080, by Dawson, a bill for an act to require owners or operators of certain child care facilities and child care homes to provide evidence of financial responsibility, providing a penalty, and including applicability provisions.

Read first time and referred to committee on **Human Resources.**

House File 2081, by Heartsill, a bill for an act relating to private sewage disposal system inspections for certain property transfers.

Read first time and referred to committee on **Local Government.**

House File 2082, by Hess, a bill for an act providing an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Read first time and referred to committee on **Human Resources.**

House File 2083, by Huseman, a bill for an act concerning requirements for state purchasing from prison industries.

Read first time and referred to committee on **State Government.**

House File 2084, by committee on Veterans Affairs, a bill for an act relating to county commissions of veteran affairs.

Read first time and placed on the **calendar.**

Upmeyer of Cerro Gordo asked and received unanimous consent for committee on Agriculture and committee on Environmental Protection to meet jointly at noon tomorrow.

HOUSE FILE 2064 REREFERRED

The Speaker announced that House File 2064, previously referred to committee on **Public Safety** was rereferred to committee on **Transportation**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 581 Judiciary

Relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

H.S.B. 582 Judiciary

Relating to the assessment of court costs under the probate code.

H.S.B. 583 Judiciary

Relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

H.S.B. 584 Judiciary

Providing for notice of garnishment and levy to a judgment debtor.

H.S.B. 585 Natural Resources

Concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

H.S.B. 586 Commerce

Relating to matters under the purview of the utilities division of the department of commerce.

H.S.B. 587 Commerce

Relating to requirements for recycling facilities and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS

House File 289 Reassigned

Local Government: Rayhons, Chair; Fisher and Running-Marquardt.

House File 385 Reassigned

Local Government: Rayhons, Chair; Fisher and Staed.

House File 516

Economic Growth: Deyoe, Chair; Alons and Bearinger.

House File 2043

Local Government: Heartsill, Chair; Lundby and Sheets.

House File 2057

Natural Resources: Bacon, Chair; Dolecheck and Lundby.

House File 2062

Natural Resources: Shaw, Chair; Hall and Salmon.

House File 2071

State Government: Watts, Chair; Grassley and Mascher.

House File 2072

State Government: Hagenow, Chair; Cohoon and Grassley.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 564

Environmental Protection: Klein, Chair; Gassman and Wessel-Kroeschell.

House Study Bill 581

Judiciary: Hess, Chair; Alons and Prichard.

House Study Bill 582

Judiciary: Hess, Chair; Kaufmann and Wessel-Kroeschell.

House Study Bill 583

Judiciary: Brandenburg, Chair; Alons and Anderson.

House Study Bill 584

Judiciary: Hess, Chair; Gassman and Lensing.

House Study Bill 586

Commerce: R. Taylor, Chair; Fisher and Meyer.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 504), reducing the statute of repose period in a case arising out of the unsafe or defective condition of an improvement to real property and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2014.

Committee Bill (Formerly House Study Bill 508), relating to property tax assessment and taxation by modifying requirements relating to property assessment notices and equalization order notices and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2014.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:18 p.m., until 8:30 a.m., Thursday, January 30, 2014.

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Twelfth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 30, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father John Paisley, Chaplain from Clark University in Dubuque. He was the guest of Representative Isenhart of Dubuque County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kasey Clary, Page from Runnells.

The Journal of Wednesday, January 29, 2014, was approved.

INTRODUCTION OF BILLS

House File 2085, by Heartsill, Schultz, and Sheets, a bill for an act relating to child sexual abuse and child sexual assault awareness and prevention.

Read first time and referred to committee on **Education.**

House File 2086, by Heartsill, Pettengill, Kaufmann, Gassman, and Schultz, a bill for an act providing for midwife licensure and providing for a fee and a penalty, and including effective date provisions.

Read first time and referred to committee on **State Government.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 588 Judiciary

Relating to the offenses of prostitution and pimping and minors and providing penalties.

H.S.B. 589 Veterans Affairs

Relating to veterans and military service members and including appropriations and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 89

Education: Fry, Chair; Abdul-Samad and Salmon.

House File 606

Local Government: Sheets, Chair; Fisher and Wood.

House File 2039

Human Resources: Forristall, Chair; Fry and Hunter.

House File 2040

Human Resources: Costello, Chair; Abdul-Samad and Bacon.

House File 2041

Human Resources: Forristall, Chair; Fry and Murphy.

House File 2061

Human Resources: Forristall, Chair; Fry and Heddens.

House File 2063

Public Safety: S. Olson, Chair; Berry and Fry.

House File 2070

Human Resources: Heaton, Chair; Costello and Stutsman.

House File 2073

Human Resources: Koester, Chair; Fry and Wessel-Kroeschell.

House File 2081

Local Government: Heartsill, Chair; Gaskill and Schultz.

House File 2085

Education: Hess, Chair; Rogers and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 587

Commerce: Watts, Chair; Fisher and Meyer.

House Study Bill 588

Judiciary: Heartsill, Chair; Baltimore and Prichard.

House Study Bill 589

Veterans Affairs: Alons, Chair; Costello, Gustafson, Kearns and Thomas.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:43 a.m., until 10:00 a.m., Friday, January 31, 2014.

JOURNAL OF THE HOUSE

Nineteenth Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 31, 2014

The House met pursuant to adjournment at 10:01 a.m., Hagenow of Polk in the chair.

Prayer was offered by Representative Hagenow of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Noah Hagenow of Windsor Heights, son of Representative Hagenow of Polk.

The Journal of Thursday, January 30, 2014, was approved.

INTRODUCTION OF BILLS

House File 2087, by Anderson, Sheets, Gassman, Staed, Ruff, Prichard, Ourth, Hanson, Steckman, Wolfe, Kearns, Thomas, Thede, H. Miller, Gaines, Hunter, Stutsman, Winckler, Lensing, Cohoon, Abdul-Samad, Kajtazovic, and Bearinger, a bill for an act making an appropriation for preserving community newspapers to the department of cultural affairs for the state archives and records program.

Read first time and referred to committee on **Appropriations.**

House File 2088, by Hein, Moore, Byrnes, Grassley, Costello, Stanerson, Kaufmann, Pettengill, Salmon, Heaton, Fisher, and R. Taylor, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

Read first time and referred to committee on **Commerce.**

House File 2089, by Pettengill, a bill for an act relating to supplementary weighting for school districts and area education agencies that share operational functions and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2090, by Hagenow, Highfill, and Cownie, a bill for an act providing education savings grants for pupils attending a nonpublic school or receiving competent private instruction, establishing an education savings grant fund, making appropriations, providing penalties, and including applicability provisions.

Read first time and referred to committee on **Education.**

House File 2091, by Mascher, Ruff, Hunter, Staed, Jacoby, Kearns, Stutsman, Lensing, Dunkel, Abdul-Samad, Cohoon, T. Taylor, Hall, Meyer, Wolfe, Ourth, and Oldson, a bill for an act relating to the aging and disability resource center network and providing an appropriation.

Read first time and referred to committee on **Human Resources.**

House File 2092, by Hess, a bill for an act relating to invasion of privacy, and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2093, by R. Olson, a bill for an act establishing a senior administrative law judge program.

Read first time and referred to committee on **Judiciary.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Affirmative Action Diversity and Multicultural Accomplishment Report, pursuant to Iowa Code section 19B.5.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code section 262.82.

Research and Development School Advisory Council Report, pursuant to Iowa Code section 256G.4.

Grow Iowa Values Fund Report, pursuant to Iowa Code section 15G.111(5).

DEPARTMENT OF ADMINISTRATIVE SERVICES
Office of the Chief Information Officer

IowaAccess Revolving Fund Report, pursuant to Iowa Code section 8B.33.

Capitol Planning Commission

Annual Report, pursuant to Iowa Code section 8A.373.

DEPARTMENT OF COMMERCE
Banking Division

Mortgage Servicing Settlement Fund Report, pursuant to Chapter 1138.7, 2012 Iowa Acts.

DEPARTMENT OF CORRECTIONS
Central Office

Joint Investment Trust report, pursuant to Iowa Code section 12B.10A(7).

DEPARTMENT OF EDUCATION

Condition of Education Report, pursuant to Iowa Code section 256.7.

State Board of Education

School District Reporting Requirement Review Report, pursuant to Chapter 121.106, 2013 Iowa Acts.

DEPARTMENT OF HUMAN RIGHTS

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139(5).

Division of Criminal and Juvenile Justice Planning

Iowa Collaboration for Youth Development Council Report, pursuant to Iowa Code section 216A.140(7)(g).

Twenty-Year and Five-Year State Legislation Monitoring Report, pursuant to Iowa Code section 216A.135.

DEPARTMENT OF PUBLIC HEALTH

Statewide Health Care Delivery Infrastructure and Resources Strategic Plan Report, pursuant to Iowa Code section 135.164(4).

DEPARTMENT OF TRANSPORTATION

Biodiesel and Biodiesel Blended Fuel Revolving Fund Report, pursuant to Iowa Code section 307.20(1).

Recycling Report, pursuant to Iowa Code section 307.21(3).

Midwest Regional Rail Passenger Initiative Report, pursuant to Iowa Code section 327J.3.

Registered Flexible Fuel Vehicles Report, pursuant to Iowa Code section 452A.33.

DEPARTMENT ON AGING

Long-term Care Ombudsman's Report, pursuant to Iowa Code section 231.42(2)(d).

GOVERNOR'S OFFICE

Reprieves, Commutations, Pardons and Remission of Fines Report, pursuant to Iowa Code section 7A.5.

IOWA PUBLIC INFORMATION BOARD

Annual Report, pursuant to Chapter 1115.9, 2012 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa code section 12B.10A(7).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

LEGISLATIVE SERVICES AGENCY

All-Terrain and Off-Road Utility Vehicle Study Committee Final Report, pursuant to Iowa Code section 2.42.

TREASURER OF STATE

Linked Investments for Tomorrow Report, pursuant to Iowa Code section 12.38.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 513), relating to permits to acquire and members of the armed forces of the United States or this state serving on active duty.

Fiscal Note: **No**

Recommendation: **Do Pass** January 30, 2014.

On motion by Gustafson of Madison, the House adjourned at 10:06 a.m., until 1:00 p.m., Monday, February 3, 2014.

JOURNAL OF THE HOUSE

Twenty-second Calendar Day - Fourteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 3, 2014

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brett DuBois, Page from Des Moines.

The Journal of Friday, January 31, 2014, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:10 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:46 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2002, by Heartsill, Riding, Moore, Schultz, Shaw, and R. Taylor, a joint resolution proposing an amendment to the Constitution of the State of Iowa limiting terms of service for members of the general assembly, the lieutenant governor, and the governor.

Read first time and referred to committee on **State Government.**

House File 2094, by committee on Judiciary, a bill for an act reducing the statute of repose period in a case arising out of the unsafe or defective condition of an improvement to real property and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2095, by Mascher, Ruff, Hunter, Murphy, Staed, Jacoby, Kearns, Stutsman, Lensing, Dunkel, Abdul-Samad, Cohoon, T. Taylor, Meyer, Bearinger, Ourth, Wolfe, Anderson, Thede, H. Miller, Gaines, Wessel-Kroeschell, Steckman, Winckler, Berry, Gaskill, Kajtazovic, Hanson, and Oldson, a bill for an act relating to the department on aging and providing an appropriation.

Read first time and referred to committee on **Appropriations.**

House File 2096, by Alons, Salmon, Sheets, Schultz, Fisher, Gassman, and Shaw, a bill for an act prohibiting certain health care coverage for elective abortions.

Read first time and referred to committee on **Human Resources.**

House File 2097, by Pettengill, a bill for an act relating to community-directed attendant care requirements, and including effective, retroactive, and applicability date provisions.

Read first time and referred to committee on **Human Resources.**

House File 2098, by Heartsill, Sheets, Alons, Salmon, Schultz, Windschitl, Gassman, and Hess, a bill for an act establishing a civil cause of action for physical injury or emotional distress resulting from an abortion.

Read first time and referred to committee on **Judiciary.**

House File 2099, by Forristall, a bill for an act relating to the method of collecting property taxes by a county treasurer and including applicability provisions.

Read first time and referred to committee on **Local Government.**

House File 2100, by Kelley, a bill for an act establishing a tornado resistance infrastructure program, making an appropriation, and including effective date provisions.

Read first time and referred to committee on **State Government.**

House File 2101, by Byrnes, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Read first time and referred to committee on **Transportation.**

House File 2102, by Murphy, a bill for an act relating to the water pollution control works revolving loan fund and making appropriations.

Read first time and referred to committee on **Appropriations.**

House File 2103, by Dolecheck, a bill for an act relating to supplementary weighting for shared operational functions of school districts and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2104, by Steckman, Oldson, Staed, Murphy, Stutsman, Ruff, Hall, Dawson, Lundby, Kelley, Kajtazovic, Prichard, Abdul-Samad, Kearns, Wessel-Kroeschell, Gaines, Thede, Anderson, Wolfe, Ourth, Bearinger, T. Taylor, Mascher, M. Smith, Hanson, and Running-Marquardt, a bill for an act relating to the determination of preschool budget enrollment for the statewide preschool program and including effective date and applicability provisions.

Read first time and referred to committee on **Education.**

House File 2105, by Staed, M. Smith, Abdul-Samad, Berry, Gaines, Anderson, Wolfe, Ourth, and T. Taylor, a bill for an act relating to academic indicators for students.

Read first time and referred to committee on **Education.**

House File 2106, by Heddens, Heaton, Kaufmann, Byrnes, Oldson, M. Smith, Mascher, Meyer, Staed, T. Taylor, Bearinger, Ourth, Winckler, Berry, Gaskill, Abdul-Samad, Kajtazovic, Ruff, Hanson, Wood, Dawson, Murphy, Lensing, Hunter, Lykam, Sheets, Gassman, Hall, Stutsman, Stanerson, and Moore, a bill for an act relating to elder abuse and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2107, by Pettengill, a bill for an act relating to veterans affairs by expanding the definition of veteran.

Read first time and referred to committee on **Veterans Affairs.**

House File 2108, by committee on Judiciary, a bill for an act relating to property tax assessment and taxation by modifying requirements relating to property assessment notices and equalization order notices and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2109, by committee on Commerce, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

Read first time and placed on the **calendar.**

SPONSOR WITHDRAWN

Lensing of Johnson requested to be withdrawn as a sponsor of House File 2055.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 590 Commerce

Exempting internet protocol-enabled service and voice over internet protocol service from specified regulatory authority.

H.S.B. 591 Economic Growth

Relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

H.S.B. 592 Education

Relating to core content standards, assessments, curricula relating to student academic progress, and to the collection of and access to student data.

H.S.B. 593 Judiciary

Enhancing the penalties for an assault on a transit driver.

H.S.B. 594 Local Government

Restricting the regulatory authority of the Iowa utilities board with regard to the deposit and debt collection policies of municipal utilities.

H.S.B. 595 Public Safety

Establishing a mass notification and emergency messaging system fund.

H.S.B. 596 Transportation

Relating to driving on a roadway laned for traffic, and making penalties applicable.

H.S.B. 597 Transportation

Relating to matters under the purview of the department of transportation.

H.S.B. 598 Judiciary

Relating to the definition of person for the purposes of survival of causes of action.

H.S.B. 599 Judiciary

Requiring recording of claims involving mineral rights in real estate owned by another person and providing for loss of mineral rights if a claim is not timely recorded.

H.S.B. 600 Judiciary

Relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

H.S.B. 601 Labor

Relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

H.S.B. 602 Local Government

Relating to customer choice regarding the installation of certain public utility meters.

H.S.B. 603 Local Government

Relating to vital records by increasing fees for certified copies of marriage certificates.

H.S.B. 604 Local Government

Relating to county recorder duties, fees, and recordkeeping.

H.S.B. 605 Local Government

Relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

H.S.B. 606 State Government

Relating to the administration and operation of the Iowa communications network.

H.S.B. 607 Education

Relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2035

Commerce: Cownie, Chair; Hall and Soderberg.

House File 2046

Commerce: Cownie, Chair; Hall and Soderberg.

House File 2047

Commerce: Cownie, Chair; Hall and Soderberg.

House File 2075

Appropriations: Watts, Chair; Bearinger and Highfill.

House File 2077

Appropriations: Drake, Chair; Deyoe and Jacoby.

House File 2080

Human Resources: Forristall, Chair; Dawson and Fry.

House File 2082

Human Resources: Hess, Chair; Dawson and Fry.

House File 2083

State Government: Bacon, Chair; Grassley and Mascher.

House File 2086

State Government: L. Miller, Chair; Mascher and Watts.

House File 2089

Education: Dolecheck, Chair; Fry and Ruff.

House File 2090

Education: Forristall, Chair; Mascher and Stanerson.

House File 2091

Human Resources: Forristall, Chair; Fry and Winckler.

House File 2093

Judiciary: R. Olson, Chair; Hagenow and Hess.

Senate File 369

Judiciary: Baltimore, Chair; Alons and Meyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 563

Human Resources: R. Taylor, Chair; Abdul-Samad and Landon.

House Study Bill 585

Natural Resources: Highfill, Chair; Hanson and Rayhons.

House Study Bill 590

Commerce: R. Taylor, Chair; Kressig and Landon.

House Study Bill 592

Education: Jorgensen, Chair; Forristall and Winckler.

House Study Bill 593

Judiciary: Hagenow, Chair; Dawson and Kaufmann.

House Study Bill 594

Local Government: Stanerson, Chair; Gassman and Wood.

House Study Bill 595

Public Safety: Shaw, Chair; Anderson and Brandenburg.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 517), modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2014.

Committee Bill (Formerly House Study Bill 538), relating to matters under the purview of the banking division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2014.

Committee Bill (Formerly House Study Bill 566), relating to vapor products and alternative nicotine products, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2014.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 502), relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2014.

Committee Bill (Formerly House Study Bill 503), relating to the criminal offense of interference with official acts, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2014.

Committee Bill (Formerly House Study Bill 532), establishing the Gideon fellowship program in the office of the state public defender.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2014.

RESOLUTION FILED

H.R. 104, by Lofgren, Kelley, Rogers, Berry, Landon, Sheets, Thomas, H. Miller, Hanusa, Alons, Bearinger, Drake, Jorgensen, Moore, R. Taylor, Gaskill, Wood, Kaufmann, Ourth, Dunkel, Schultz, Gassman, Heddens, Deyoe, Jacoby, and Mascher, a resolution

honoring the over 200 years of peace, prosperity, and kinship between the peoples of Canada and the United States, and recognizing February 4, 2014, as Canada Day at the Iowa Capitol.

Laid over under **Rule 25.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:49 p.m., until 8:30 a.m., Tuesday, February 4, 2014.

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 4, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Jon Rollefson, Our Savior's Lutheran Church, Callender. He was the guest of Representative Shaw of Pocahontas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Zack Krawiec, Speaker's Page from Davenport.

The Journal of Monday, February 3, 2014, was approved.

SPECIAL PRESENTATION

Lofgren of Muscatine introduced to the House, Canadian Consul General, Jamshed Merchant; Speaker of the Saskatchewan Legislature, Honorable Dan D'Autremont; Honorable John Nilson, Honorable Greg Brkich and Honorable Ms. Victoria Jurgens, members of the Saskatchewan Legislature.

The House rose and expressed its welcome.

ADOPTION OF HOUSE RESOLUTION 104

Upmeyer of Cerro Gordo called up for consideration **House Resolution 104,** a resolution honoring the over 200 years of peace, prosperity, and kinship between the peoples of Canada and the United States, and recognizing February 4, 2014, as Canada Day at the Iowa Capitol, and moved its adoption.

The motion prevailed and the resolution was adopted.

Canadian Consul General, Jamshed Merchant addressed the House.

INTRODUCTION OF BILLS

House Joint Resolution 2003, by J. Smith, a joint resolution nullifying board of educational examiners rules relating to prohibited conduct between licensees and former students and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2110, by Klein, a bill for an act providing for certification requirements for persons actively involved in the operation of a commercial manure service.

Read first time and referred to committee on **Agriculture.**

House File 2111, by Hess, a bill for an act providing an exemption from usury provisions for pawnbrokers.

Read first time and referred to committee on **Commerce.**

House File 2112, by Klein, a bill for an act relating to certification requirements for persons involved in the application of pesticides, and including provisions for contingent implementation.

Read first time and referred to committee on **Environmental Protection.**

House File 2113, by Shaw, Heartsill, Alons, Sheets, Dolecheck, Lofgren, Fisher, Gassman, Salmon, Schultz, and Gustafson, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

Read first time and referred to committee on **Judiciary.**

House File 2114, by Shaw, a bill for an act relating to the murder of a peace officer, reserve peace officer, correctional officer, jailer, public employee, or hostage, and providing penalties.

Read first time and referred to committee on **Public Safety.**

House File 2115, by Staed, Mascher, M. Smith, Abdul-Samad, Berry, Winckler, Steckman, Gaines, Thede, Anderson, Wolfe, Ourth, and Bearinger, a bill for an act relating to the privacy of a victim of sexual related crimes.

Read first time and referred to committee on **Public Safety.**

House File 2116, by Pettengill, a bill for an act prohibiting the disclosure of personal information except under specified circumstances and providing penalties.

Read first time and referred to committee on **Public Safety.**

House File 2117, by Hunter, a bill for an act requiring certain new school buses to be equipped with seat belts, requiring the use of such seat belts, and making penalties applicable.

Read first time and referred to committee on **Transportation.**

House File 2118, by Mascher, Ruff, Hunter, Murphy, Staed, Jacoby, Kearns, Stutsman, Lensing, Dunkel, Abdul-Samad, Wessel-Kroeschell, T. Taylor, Hall, Meyer, Bearinger, Ourth, Wolfe, Anderson, H. Miller, Gaines, Steckman, Winckler, Berry, Gaskill, Kajtazovic, and Oldson, a bill for an act relating to local long-term care ombudsmen and providing an appropriation.

Read first time and referred to committee on **Appropriations.**

House File 2119, by L. Miller, a bill for an act relating to certain costs under the statewide preschool program for four-year-old children.

Read first time and referred to committee on **Education.**

House File 2120, by Mascher, Ruff, Hunter, Staed, Jacoby, Kearns, Stutsman, Lensing, Dunkel, Abdul-Samad, Cohoon, T. Taylor, Hall, Meyer, Isenhart, Wolfe, Ourth, Bearinger, and Oldson, a bill for an act relating to the submission of a Medicaid state plan amendment for the provision of home and community-based services to elders.

Read first time and referred to committee on **Human Resources.**

House File 2121, by Mascher, Ruff, Hunter, Murphy, Staed, Jacoby, Kearns, Dawson, Stutsman, Lensing, Dunkel, Abdul-Samad, Cohoon, T. Taylor, Hall, Meyer, Bearinger, Ourth, Wolfe, Anderson, H. Miller, Gaines, Wessel-Kroeschell, Steckman, Winckler, Berry, Gaskill, Kajtazovic, Hanson, and Oldson, a bill for an act relating to the reimbursement of providers of home and community-based services waiver services.

Read first time and referred to committee on **Human Resources.**

House File 2122, by Mascher, Ruff, Hunter, Murphy, Staed, Jacoby, Kearns, Dawson, Stutsman, Lensing, Dunkel, Abdul-Samad, Cohoon, T. Taylor, Hall, Meyer, Heddens, Bearinger, Ourth, Wolfe, Anderson, Thede, H. Miller, Gaines, Steckman, Winckler, Berry, Gaskill, Kajtazovic, Hanson, and Oldson, a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Read first time and referred to committee on **Human Resources.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:47 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:08 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2123, by Kaufmann, a bill for an act relating to the spaying and neutering of pets, by establishing a board and fund, providing for an income tax checkoff, providing for special motor vehicle registration plates, establishing fees, and making appropriations.

Read first time and referred to committee on **Agriculture.**

House File 2124, by Anderson, a bill for an act exempting certain animals from requirements relating to rabies vaccinations, and making penalties applicable.

Read first time and referred to committee on **Agriculture.**

House File 2125, by Steckman, a bill for an act relating to disclosures on the uniform citation and complaint form.

Read first time and referred to committee on **Judiciary.**

House File 2126, by Highfill, a bill for an act relating to special education scholarships for children requiring special education attending a nonpublic school, establishing a special education scholarship fund, providing a tax exemption, making appropriations, providing penalties, and including applicability provisions.

Read first time and referred to committee on **Education.**

House File 2127, by Wolfe, a bill for an act relating to sex offender applications to modify certain sex offender registry requirements.

Read first time and referred to committee on **Judiciary.**

House File 2128, by Highfill, a bill for an act relating to fantasy sports contests.

Read first time and referred to committee on **State Government.**

House File 2129, by committee on Judiciary, a bill for an act relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2130, by committee on Commerce, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Read first time and placed on the **calendar.**

House File 2131, by committee on Commerce, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

Read first time and placed on the **calendar.**

House File 2132, by committee on Judiciary, a bill for an act establishing the Gideon fellowship program in the office of the state public defender.

Read first time and placed on the **calendar.**

House File 2133, by committee on Judiciary, a bill for an act relating to the criminal offense of interference with official acts, and providing penalties.

Read first time and placed on the **calendar.**

COMMUNICATIONS RECEIVED

The following communications were received by the Speaker of the House:

Rules Referred Under 17A.8(7)

Administrative Rules Review Committee Report providing for the general referral of **ARC 1192C,** Department of Public Health–podiatrist licensing fees.

Referred to committee on **State Government**.

Administrative Rules Review Committee Report providing for the general referral of **ARC 0893C,** Pharmacy Board–controlled substances.

Referred to committee on **Public Safety**.

Rules Referred Under 17A.8(9)

Administrative Rules Review Committee Report providing for the delay of an effective date of **ARC 1170C,** Board of Educational Examiners–prohibited conduct.

Referred to committee on **Education**.

Administrative Rules Review Committee Report providing for the delay of an effective date of **ARC 0734C,** Racing and Gaming Commission–standard of review for appeal of stewards' decisions.

Referred to committee on **State Government**.

Administrative Rules Review Committee Report providing for the delay of an effective date of **ARC 1119C,** Department of Education–supplementary weighting.

Referred to committee on **Education**.

Administrative Rules Review Committee Report providing for the delay of an effective date of **ARC 1220C,** Department of Public Health–plumber licensing.

Referred to committee on **State Government**.

SPONSOR ADDED

Heartsill of Marion requested to be added as a sponsor of House Concurrent Resolution 106.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 608 Judiciary

Relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

H.S.B. 609 Commerce

Relating to the registration of child care homes and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2002

State Government: Watts, Chair; Grassley and Isenhart.

House Joint Resolution 2003

Education: Fry, Chair; Staed and Stanerson.

House File 2016

Transportation: Byrnes, Chair; Kaufmann and Wolfe.

House File 2034

Commerce: Cownie, Chair; Meyer and Soderberg.

House File 2064

Transportation: Kaufmann, Chair; Moore and Stutsman.

House File 2069

Natural Resources: Maxwell, Chair; Bacon and Ourth.

House File 2074

Transportation: Heartsill, Chair; Forbes and Rogers.

House File 2078

Education: Jorgensen, Chair; Forristall and Steckman.

House File 2079

Education: Jorgensen, Chair; Forristall and Steckman.

House File 2088

Commerce: Grassley, Chair; Dawson and Landon.

House File 2098

Judiciary: Heartsill, Chair; Hess and Wessel-Kroeschell.

House File 2100

State Government: Watts, Chair; Grassley and Kelley.

House File 2101

Transportation: Landon, Chair; Meyer and Moore.

House File 2103

Education: Dolecheck, Chair; Fry and Ruff.

House File 2104

Education: L. Miller, Chair; Gassman and Mascher.

House File 2110

Agriculture: Klein, Chair; Cownie and Hanson.

House File 2111

Commerce: Brandenburg, Chair; Fisher and Jacoby.

House File 2112

Environmental Protection: Klein, Chair; Deyoe and Lensing.

House File 2119

Education: L. Miller, Chair; Hess and Winckler.

House File 2120

Human Resources: Forristall, Chair; Anderson and Fry.

House File 2121

Human Resources: Forristall, Chair; Fry and Murphy.

House File 2122

Human Resources: Forristall, Chair; Fry and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 591

Economic Growth: R. Taylor, Chair; Baltimore and Heddens.

House Study Bill 596

Transportation: Landon, Chair; Kaufmann and Riding.

House Study Bill 597

Transportation: Moore, Chair; Wolfe and Worthan.

House Study Bill 598

Judiciary: Windschitl, Chair; Hess and Wessel-Kroeschell.

House Study Bill 599

Judiciary: Heartsill, Chair; Dawson and Worthan.

House Study Bill 600

Judiciary: Hagenow, Chair; Gassman and Lensing.

House Study Bill 601

Labor: Forristall, Chair; Kearns and Klein.

House Study Bill 602

Local Government: Schultz, Chair; Sheets and Thede.

House Study Bill 603

Local Government: Gassman, Chair; Rayhons and Running-Marquardt.

House Study Bill 604

Local Government: Stanerson, Chair; Hanusa and Riding.

House Study Bill 605

Local Government: Fisher, Chair; Gaskill and Highfill.

House Study Bill 606

State Government: Koester, Chair; L. Miller and Steckman.

House Study Bill 607

Education: Jorgensen, Chair; Forristall and Steckman.

House Study Bill 608

Judiciary: Hagenow, Chair; Anderson and Kaufmann.

House Study Bill 609

Commerce: Landon, Chair; Dawson and J. Smith.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 529), relating to Miller trusts and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2014.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 512), allowing private employers to grant a preference in hiring and promotion to veterans and certain spouses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 4, 2014.

RESOLUTION FILED

H.R. 105, by Forbes, Ourth, Thomas, and Lykam, a resolution recognizing Iowa's pharmacists and pharmacies who participate in the Department of Corrections' Behavioral Health Medication Voucher Program.

Laid over under **Rule 25.**

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:10 p.m., until 8:30 a.m., Wednesday, February 5, 2014.

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Sixteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 5, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Dolecheck of Ringgold County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Weber, Majority Leader's Page from Parnell.

The Journal of Tuesday, February 4, 2014, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 2004, by Highfill, a joint resolution proposing an amendment to the Constitution of the State of Iowa to dedicate a portion of state revenue from the tax imposed on certain retail sales of tangible personal property and services for the benefit of the public highways.

Read first time and referred to committee on **Transportation.**

House File 2134, by Pettengill, a bill for an act requiring the department of human services to conduct lean projects for its customer service operations.

Read first time and referred to committee on **Human Resources.**

House File 2135, by Pettengill and Abdul-Samad, a bill for an act eliminating braiding from the definition of cosmetology.

Read first time and referred to committee on **Human Resources.**

House File 2136, by Brandenburg, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding.

Read first time and referred to committee on **Judiciary.**

House File 2137, by Pettengill, a bill for an act concerning state employee discipline regarding false allegations concerning employment and making penalties applicable.

Read first time and referred to committee on **State Government.**

House File 2138, by Pettengill, a bill for an act relating to nonprofit corporation filing requirements.

Read first time and referred to committee on **State Government.**

House File 2139, by Wessel-Kroeschell, a bill for an act providing an exemption from state individual income tax of certain tuition and related expenses of postsecondary education and including retroactive applicability provisions.

Read first time and referred to committee on **Education.**

House File 2140, by Gassman, Heartsill, Schultz, Maxwell, Salmon, Alons, Sheets, Shaw, Fisher, Landon, Watts, Rogers, and Gustafson, a bill for an act relating to academic and assessment standards for school districts and accredited nonpublic schools.

Read first time and referred to committee on **Education.**

House File 2141, by Gassman, Salmon, Alons, Sheets, Heartsill, Shaw, Maxwell, Fisher, Landon, Watts, Schultz, and Rogers, a bill for an act relating to student academic assessments to be administered by school districts and to membership in a multistate assessment consortium.

Read first time and referred to committee on **Education.**

House File 2142, by M. Smith, a bill for an act relating to reimbursement of certain mental health and substance-related disorder service providers under the medical assistance program's managed care or prepaid services contracts and including effective date provisions.

Read first time and referred to committee on **Human Resources.**

House File 2143, by committee on Veterans Affairs, a bill for an act relating to permits to acquire and members of the armed forces of the United States or this state serving on active duty.

Read first time and referred to committee on **Judiciary.**

House File 2144, by Dawson, a bill for an act establishing exposure as a disorderly conduct criminal offense, and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2145, by Steckman, Wessel-Kroeschell, Stutsman, Gaines, Thede, Anderson, Wolfe, Ourth, Heddens, Meyer, Mascher, M. Smith, Abdul-Samad, Hanson, H. Miller, Kajtazovic, Murphy, Gaskill, Oldson, Sheets, Running-Marquardt, Hall, Gassman, Koester, and Wood, a bill for an act relating to an award for rescuing a victim of human trafficking.

Read first time and referred to committee on **State Government.**

House File 2146, by Thomas and Muhlbauer, a bill for an act relating to the use of RISE funds for improving or maintaining highway access to residential housing developments.

Read first time and referred to committee on **Transportation.**

House File 2147, by Hein, a bill for an act relating to funding for Iowa roads by providing for an annual transfer of revenue from the Iowa economic emergency fund to the road use tax fund and for adjustments to the rate of the excise taxes on motor fuel and certain special fuel used in motor vehicles.

Read first time and referred to committee on **Transportation.**

House File 2148, by Forbes, Ourth, Thomas, Lensing, Stutsman, Cohoon, Kearns, Staed, Ruff, Isenhart, and Anderson, a bill for an act relating to an individual income tax credit for reserve peace officers and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2149, by Byrnes, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read first time and referred to committee on **Ways and Means.**

COMMITTEE TO NOTIFY THE SENATE

R. Taylor of Dallas moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee R. Taylor of Dallas, Chair; Heartsill of Marion and Staed of Linn.

The House stood at ease at 8:45 a.m., until the fall of the gavel.

The House resumed session at 9:50 a.m., Speaker Paulsen in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

R. Taylor, Chair of the committee appointed to notify the Senate that the House was ready to receive it in Joint Convention reported that the committee had performed its duty.

The report was accepted, and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 103, duly adopted, the Joint Convention was called to order at 9:52 a.m., President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present, which motion prevailed.

President Jochum announced a quorum present and the Joint Convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Governor Terry E. Branstad to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Ragan of Cerro Gordo, Bowman of Jackson and Bertrand of Woodbury on the part of the Senate, and Representatives Hanusa of Pottawattamie, Rogers of Black Hawk and Kearns of Lee, on the part of the House.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Adjutant General Timothy E. Orr to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Beall of Webster, Quirmbach of Story and Ernst of Montgomery, on the part of the Senate, and Representatives Alons of Sioux, Landon of Polk and Prichard of Floyd, on the part of the House.

Secretary of State, Matt Schultz and State Auditor, Mary Mosiman were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

Suzanne Orr, wife of General Orr, and invited guest Brigadier General Gashi from the Republic of Kosovo were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

The committee waited upon Major General Timothy E. Orr, Adjutant General of the Iowa National Guard and escorted him to the Speaker's station.

President Jochum presented Major General Orr, Adjutant General of the Iowa National Guard. He provides command and control of more than 100 Army and Air National Guard units with approximately 9,400 assigned Soldiers and Airmen.

General Orr delivered the following Condition of the Iowa National Guard Message:

Good morning Ladies and gentlemen – thank you for that wonderful welcome. Speaker Paulsen, President Jochum, distinguished members of the House and Senate –thank you for the opportunity to once again address this joint convention of the Eighty-Fifth General Assembly of the Iowa Legislature.

Governor Branstad, Lieutenant Governor Reynolds, distinguished guests, and fellow Iowans. Today, I deliver my fifth Condition of the Guard address and it is indeed an honor and a privilege to be here.

Today, I am proud to report that the Iowa National Guard continues to be "Mission Focused and Warrior Ready".

I want to begin by saying thank you – thank you to Governor Branstad and Lieutenant Governor Reynolds for your strong support and outstanding leadership during this most significant period of time in the history of the Iowa National Guard. You have been with us every step of the way.

I want to publically thank you for your efforts to attend our homecomings, sendoffs, military ceremonies, and for your untiring efforts to work critical issues between the Council of Governors, the Department of Defense, and the National Guard. Your steadfast support for all Iowans who serve our nation in uniform today is deeply appreciated. Thank you for everything you do for our servicemen and women, our National Guard families, and our employers.

I also want to sincerely thank you, our citizen-legislators, who have done so much to honor and support the men and women of the Iowa National Guard. Through your legislative efforts and participation in our events, you have done a great deal for our Soldiers and Airmen. The state of Iowa has one of the strongest traditions of any state for its commitment to their National Guard and veterans. Our success is directly attributed to what you have done for your Iowa National Guard – we sincerely thank you. But above all, I want to thank the people of Iowa. Your support for our Soldiers, Airmen, and families has been absolutely incredible, particularly over the past 12 years. The members of the Iowa National Guard that make up our all-volunteer force are our State and Nation's decisive advantage. Those who serve in the Iowa National Guard are the source of our unrivaled strength. Today, your Iowa National Guard is a national leader in the quality of the Soldiers and Airmen that we recruit. More than 29% of our Basic Training or Advanced Individual Training graduates are either honor

or distinguished graduates, on the commandant's list, or in the top 10% at their respective military schools.

I owe a special thank you to the mothers and fathers who continue to show their support for the Iowa National Guard by continuing to entrust us with their most sacred treasure – their sons and daughters - and allowing them to serve. I don't take this responsibility lightly and nothing is more important or a greater testament to the vitality of our organization than for a parent to trust us with whom they cherish most. I will continue to do everything I can to honor that trust and strive to never allow it to be broken.

As we near the conclusion of America's longest, continuous period of war, a time also marked by natural and manmade disasters of magnitudes rarely seen in any similar period of our state's and nation's history, the Iowa National Guard remains a proven, dual-mission force. The past 12 years have brought vast improvements in the overall training, equipping, and readiness of our force. This reality, combined with significant combat experience, has created a "dividend" in the Iowa National Guard. We have the most proficient, capable, accessible, and battle-tested National Guard in the history of the state.

However, going forward, the need for the powerful capabilities the National Guard provides cannot be overstated. Difficult national budgetary realities come at a time of emerging and increasing threats around the world. Constitutionally unique by its federal and state missions, the Iowa National Guard remains capable and ready to rapidly respond to complex civilian and military challenges. Today's threats demand the full capability the Iowa National Guard provides, and its adaptability to meet critical future missions.

This period of time also finds the Iowa National Guard at a strategic inflection point. The responsibility for defending our nation is one the National Guard as an organization has proudly carried for more than 375 years, since the establishment of the Massachusetts Bay Colony militia in 1636. Here in Iowa since 1839, the Iowa National Guard has been built on a foundation of strong units, strong families, strong civilian employers, and strong communities. From our origins as protectors of fellow settlers on the prairie, over the past 175 years we've grown into global guardians.

As we examine how the past decade has affected our force and apply those lessons to the way ahead, we face three challenging transitions which will test our leadership and shape our future: First of all, we will transition from war, but in the context of an increasingly complex and competitive security environment. Secondly, we will transition from abundant to constrained resources. And lastly, many active duty service members and their families will transition into civilian life, looking for meaningful professional opportunities and a quality way of life. Any one of these issues by itself would be challenging to understand and resolve. All three combined will test our leadership at every level. Taken together, these are no small tasks. How we chart our course and successfully adapt for the future will be important, not just for the Iowa National Guard but for our entire nation.

The Iowa National Guard has not faced such a profound time of change since the end of World War II. As we return home to our armories and communities after more than a decade of war, we face an exceptionally challenging era. Now is the time that the Iowa National Guard needs to reflect, reassess, reexamine, and in certain areas reshape,

who we are as a military force, to best fulfill our responsibilities to our State and Nation. Our core missions will continue to remain: providing combat-ready Soldiers and Airmen for the global warfight and operational missions; responding here at home with robust homeland security and domestic response capabilities; making our communities better places to live; and building partnership capacity with regionally-aligned partners.

Throughout the 175-year history of the Iowa National Guard, the one constant that will never change is the importance of our people. Created by the Territorial Legislature in January 1839 and strengthened by experiences borne of wars and disasters, the men and women of your Iowa National Guard are the most seasoned, prepared, and well-led military force in the history of our state.

More than 4,000 currently-serving Iowa National Guard Soldiers and Airmen are combat veterans, nearly 45 percent of our force. In the last ten years, we've mobilized more than 17,000 Soldiers and Airmen onto active duty for combat and combat support duties in Iraq, Afghanistan, and other global locations, peacekeeping duties in the Balkans and on the Sinai Peninsula, and domestic support missions in various states across the country. Our men and women have operated in more than 35 different nations since 9/11.

The demand for Iowa National Guard forces over the past two decades has required almost continuous use of our Soldiers and Airmen. Since the large deployment in 2010-2011 of the 2nd Brigade Combat Team, we've seen a significant decline in the demand for Iowa National Guard forces. Today, I am happy to report, that after 12 years of war, all Iowa National Guard units are home from Iraq and Afghanistan.

Currently we have approximately 100 Soldiers and Airmen deployed around the world. With the exception of only a few deployed personnel, all of our Soldiers and Airmen were home with their families for the holidays this year for the first time since 2003.

The approximately 100 Soldiers and Airmen currently deployed is the lowest number of deployed service members from the Iowa National Guard since the start of Operations Enduring and Iraqi Freedom.

Most recently, 40 selected Soldiers assigned to Company B, 248th Aviation Support Battalion from Boone, with detachments in Waterloo, and Davenport, deployed to Kosovo, where they are providing aviation maintenance support for an aviation brigade. We expect these Soldiers to return to Iowa in late 2014.

While we are grateful that so many of our Iowa National Guard Warriors have returned home from their deployments, we must not forget about those still recovering from wounds, injuries, or illnesses related to their mobilizations.

Over the past year, 44 of our wounded, injured, or ill Warriors back from deployments have received medical care, either at military treatment facilities across the country or from health care providers in their local communities.

Today, I am proud to say we continue to make progress with only 18 Soldiers currently receiving treatment at these facilities. However, for me, those deployments are not truly over until all of our Warriors have returned back home to their families.

Two years ago, President Obama announced his intention that the United States military would be withdrawing from Afghanistan by the close of 2014. We are now at a point where current and projected demands for Army and Air Force assets will continue to decrease. We currently have only two Iowa National Guard units that have received notification for potential overseas deployments later this year.

In addition to the drawdown of forces, we are working the transition of the 132nd Fighter Wing, Des Moines, from F-16 fighter aircraft into three new missions: a Remotely Piloted Aircraft squadron; an intelligence surveillance reconnaissance group; and a cyber security mission. I am extremely proud of the unit leadership and members for their wiliness to accept the new missions and to take care of each other through this challenging process. The 132nd has executed every task required of them for this conversion and is on schedule to complete a very complicated transition process and be fully mission capable.

Out of the nearly four hundred positions originally subject to elimination at the 132nd, these three new missions allowed us to keep approximately 970 personnel at the Des Moines Airbase, a loss of only approximately 30 personnel, which was managed through retirements and transfers. The unit has aggressively shifted its focus to sending Airmen to Air Force schools for training in their new assignments.

As the unit provides nearly $50 million in economic infusion to Iowa annually through salaries and unit purchases from the local economy, retaining these highly-skilled Airmen and this unit significantly benefits Des Moines and the entire state of Iowa. Additionally, future military construction necessary at the Des Moines Airbase for the mission conversion over the next several years is estimated at $15-20 million.

Despite the departure of the last F-16 fighter jet this past October from Des Moines, aeronautical missions continue at the airbase. By virtue of the 132nd's outstanding reputation for F-16 maintenance, the unit leadership successfully acquired an aircraft speedline at Des Moines, where highly-skilled 132nd maintainers refurbish and upgrade F-16 aircraft from Air National Guard units across the country. By executing this process at the Des Moines Airbase through September 2014, the 132nd will save taxpayers more than $2.7 million.

Additionally, the airbase continues to serve as an emergency divert site for military aircraft of all types.

Another way we're supporting and adapting to the changing global and operational environment is through the National Guard's State Partnership Program, or SPP. The Iowa National Guard's State Partnership Program with the Republic of Kosovo continues to make great progress since its inception in March 2011.

The current focus of the program is on non-commissioned officer and commissioned officer professional development, as well as cooperative initiatives in the disaster response and emergency management area. Partnering with Kosovo is a natural fit for the Iowa National Guard and the state of Iowa.

Last year, Kosovo Prime Minister Hashim Thaci (hah sheem THAH chee) made his first-ever visit to Iowa and met with Iowa leaders from across the public and private sectors. Governor Branstad reciprocated by visiting Kosovo last July and officially signed the Iowa's ninth Sister State agreement with this new democracy.

Since the inception of the State Partnership Program with Kosovo, we have expanded our vision of a "Whole of Iowa/Whole of Kosovo" relationship and have conducted more than 50 engagements between Iowa government and private entities, the Kosovo Security Force, Kosovo's Ministries of Agriculture, Health, Education, and Economic Development, and other Kosovo agencies over the past two years.

Two of our near-term goals with our partnership were to establish a Sister State agreement between Kosovo and Iowa, and establish a Sister City relationship between an Iowa community and a Kosovo community, which has been accomplished between Peja, Kosovo and the city of Johnston.

Finally, in 2013, another tangible sign of progress in the development of this relationship is the enduring presence of our Kosovo friends in Iowa. During Governor Branstad's visit to Kosovo last July, he met with President Ahtifete Jahjaga (ah tuh feh tay yah YAH guh) and Prime Minister Thaci, where they announced that the Republic of Kosovo will establish a consulate and trade office in Iowa in 2014, which will greatly expedite trade and other opportunities between Kosovo and Iowa.

Today, I am honored to introduce the Republic of Kosovo's first ever attaché assigned to the United States, Brigadier General Xhavit Gashi, as my honored guest.

Please join me in giving General Gashi a warm Iowa welcome.

We also face historic challenges much closer to home. One of the more difficult realities our Servicemen and women from all branches face during periods of fiscal uncertainty is the reduction of our military forces.

For many of our active duty service members, despite their commitment to our nation, they will lose an opportunity to continue their service in the military or the ability to earn an active duty military retirement due to the significant planned reduction of active duty military personnel.

Over the next five years, several hundred thousand men and women from all services will be released from active duty and returned to civilian status. Although transitioning to civilian careers will be difficult for many of them, it provides the State of Iowa with an historic opportunity.

From his experience working with the Department of Defense as co-chair of the Council of Governors working group, Governor Branstad had the foresight to develop an initiative called Home Base Iowa, which he introduced this past Veterans Day and expanded on during his Condition of the State address last month. Over the next five years, Home Base Iowa has tremendous potential to attract veterans and their families to Iowa. Those veterans will be leaving the active duty military, searching for a new career, and looking to put down roots and contribute to a safe, quality community where they can raise and educate their families and own a home. Iowa can be that place where many of these veterans and their families can live a quality life and reach their dreams.

One initiative that makes Iowa attractive to veterans and their families is our Military Homeownership Assistance Program, which has provided up to a $5,000 matching grant for hundreds of qualified Iowa veterans since its creation in 2005. Governor Branstad is also proposing in-state tuition for veterans and their dependents,

exempting military retirement pay from state tax, and reciprocal credentialing and licensure in Iowa for certain highly-skilled military specialties.

The Iowa National Guard plays a key role in the Home Base Iowa initiative. We can provide these servicemen and women an opportunity to continue their service in the military. What we call the "Service for Life" concept allows those coming off of active duty to join the Iowa National Guard; this continuum of service allows the service member to apply their valuable experience and training immediately as members of the Iowa National Guard, instantly enhancing our organizational readiness.

In addition to recruiting qualified prior service members for opportunities in the Iowa National Guard, we have implemented a "one-stop shop" concept for offering services for veterans, their families, and military retirees at Camp Dodge. Our new service member Support Center, located in the center of Camp Dodge, provides all veterans and military members with assistance in receiving state and federal veterans' services, acquiring military identification cards, and requesting military records. Additionally, information and resources are available for civilian employment and training, opportunities in the Iowa National Guard, employer support and outreach for Reserve Component personnel, education benefits, and retirement services.

The Iowa Legislature is one of our strongest allies for keeping the Iowa National Guard ready and strong today and in the future, particularly through your support to the development of our Soldiers and Airmen, and to our organization's infrastructure.

The Iowa National Guard has been able to maintain our position as a national leader in readiness among our fellow states because of programs like the Iowa National Guard Educational Assistance Program or NGEAP, a program funded in its entirety by the state of Iowa.

This critical recruiting and retention tool helps ensure our readiness and provides an invaluable benefit to our Soldiers and Airmen, and ultimately to the state of Iowa. This year, nearly 1,200 of our members received up to 100% tuition paid at the State Regents' rate to attend Iowa colleges, universities, and community colleges through this program, keeping our young people here in the state and providing them with a high-quality, Iowa education.

We also need multifunctional and well-maintained infrastructure to keep the Iowa National Guard ready for the warfight and for emergency response here at home.

On Camp Dodge, we just completed building the Medical Simulation Training Center. This is a world-class training facility that provides standardized medical training to both medical and non-medical personnel in both a classroom environment and under simulated battlefield conditions.

Camp Dodge was utilized by more than 400,000 service members, law enforcement officers, civilians, and museum visitors last year, and has become a regional training center in the Midwest for military, law enforcement, and other local, state, and federal agencies. In 2013, only five other major National Guard training installations in the United States had more visitors than Camp Dodge.

As less than one percent of all Americans currently serve in our military, it has never been more critical than it is today to teach our future generations about the importance

of military service and to preserve Iowa's rich military heritage. The Iowa Gold Star Military Museum on Camp Dodge continues to get better every year, with more exhibits, equipment displays, and visitors. This last year we completed the second Notable Iowans exhibit, installed the P-40 Tomahawk aircraft in the main gallery, placed the restored Sherman tank outside the museum entrance, and continued to expand the outdoor military equipment displays. Nearly 20,000 visitors experienced the museum this past year. I want to sincerely thank the legislature for providing $4 million in funding during the 2006 legislative session necessary to construct the museum's addition and renovate the existing facility, which nearly tripled the facility's capacity and provides educational and meeting facilities for a wide variety of events and groups. I would encourage everyone to come and visit the museum; it is an outstanding tribute to Iowa's veterans of all services and eras.

For the past 175 years, protecting Iowa's citizens and communities has remained a core mission of the Iowa National Guard. I am very pleased to report that 2013 has been a relatively quiet year for our emergency response operations. We used this additional time to plan, prepare, and exercise for potential disaster response support on a variety of scenarios.

And that training paid off this fall when we deployed nine medical evacuation aviators and crew members from Iowa in support of the floods in northern Colorado, providing Medevac and search and rescue capability to the state of Colorado in remote, mountainous areas.

One of our key core competencies is our ability to plan for the future. One of my priorities is to focus on homeland support mission by developing, synchronizing, and rehearsing a series of disaster scenarios that have potential to impact Iowa in the future. One of the greatest threats we live with in Iowa is tornadoes. After watching Joplin, Missouri and the entire state of Missouri respond to their catastrophic tornado last year, I've directed the staff to develop plans and capabilities necessary to support the state of Iowa in the event of a similar, large-scale disaster in our state. The next step is to exercise that plan with our local, state, and federal partners.

As I come to a close, I hope I have left you confident that the Iowa National Guard is in good hands and is moving in the spirit of one. We have executed every mission assigned, served our state and communities here at home, and deployed wherever needed in a moment's notice.

For 175 years, the men and women of the Iowa National Guard have played a significant role in maintaining peace and security for our State and the Nation. I am very proud of our Soldiers, Airmen, their families, our rich heritage, and our resolve as we continue our role in the preservation of the ideals upon which our nation and state were founded.

Today, we are faced with historic opportunity as we stand at the confluence of a new fiscal environment and the transition from combat to stability operations. The Iowa National Guard is postured to rise to new challenges, but we will remain focused on the fundamental mission of the Iowa National Guard: Defend America—at home and abroad. We will continue to provide affordable, flexible, tailored and community-based solutions to national defense and domestic response, and remain a critical reserve component for the Army and the Air Force.

To fulfill our mission, the Iowa National Guard must ensure its full range of capabilities are "Always Ready, Always There," just as we have since 1839.

This team will continue to take care of our Soldiers, Airmen, families, and employers as we continue to serve so proudly as your hometown military. And we are so grateful for the continued support we receive from the Iowa General Assembly and the people of Iowa.

On behalf of our men and women and their families, I want to thank you for this opportunity to provide an update and assessment of the Iowa National Guard.

Thank you, Ladies and Gentlemen.

General Orr was escorted from the House chamber by the committee previously appointed.

Governor Branstad was escorted from the House chamber by the committee previously appointed.

On motion by Upmeyer of Cerro Gordo, the Joint Convention was dissolved at 10:32 a.m.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:38 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:12 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 5, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2077, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Also: That the Senate has on February 5, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2078, a bill for an act relating to school district property tax replacement payments.

Also: That the Senate has on February 5, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2079, a bill for an act establishing the state percent of growth and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2150, by Isenhart, a bill for an act making an appropriation to celebrate the twenty-fifth anniversary of the resource enhancement and protection program.

Read first time and referred to committee on **Appropriations.**

House File 2151, by Bearinger, Kaufmann, Forbes, Dunkel, Ourth, Murphy, Thomas, Wood, Grassley, Muhlbauer, and Ruff, a bill for an act eliminating a restriction on a person associated with a county agricultural extension district from engaging in certain activities affecting legislation.

Read first time and referred to committee on **Agriculture.**

House File 2152, by Koester, R. Taylor, Heaton, Moore, Stanerson, and Kaufmann, a bill for an act to require radon testing and mitigation in public schools.

Read first time and referred to committee on **Education.**

House File 2153, by Murphy, a bill for an act directing the state board of regents and the department of education to convene a commission to study financing strategies for the state's public postsecondary institutions.

Read first time and referred to committee on **Education.**

House File 2154, by Windschitl, a bill for an act relating to sex offenders registering in the county where the sex offense requiring registration occurred, and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2155, by Kressig, a bill for an act concerning lubrication requirements for certain state vehicles.

Read first time and referred to committee on **State Government.**

House File 2156, by Fisher, a bill for an act concerning employment rights for certain state employees.

Read first time and referred to committee on **State Government.**

House File 2157, by Pettengill and R. Olson, a bill for an act relating to state agency decision making.

Read first time and referred to committee on **State Government.**

House File 2158, by Fisher, a bill for an act relating to driver's license requirements for a person operating a certain combination of vehicles for the purpose of engaging in a hobby.

Read first time and referred to committee on **Transportation.**

House File 2159, by committee on Human Resources, a bill for an act relating to Miller trusts and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2160, by Berry and Murphy, a bill for an act relating to telemedicine relative to professional licensure, insurance coverage, and reimbursement under the medical assistance program.

Read first time and referred to committee on **Human Resources.**

SPONSORS ADDED

The following representatives requested to be added as a sponsor of House File 2076:

Klein of Washington
Lofgren of Muscatine
Fisher of Tama
Hein of Jones
Maxwell of Poweshiek
Moore of Jackson
Stanerson of Linn
Dolecheck of Ringgold
Byrnes of Mitchell

SPONSOR ADDED

Gaskill of Wapello requested to be added as a sponsor of House File 2087.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 610 Education

Relating to the open enrollment of students for purposes of receiving educational instruction and course content delivered primarily over the internet and providing for an online learning program to be created as a new school within an existing public school, within a charter school or innovation zone school, or as an independently operating charter school.

H.S.B. 611 Education

Permitting schools to stock, administer, and provide epinephrine.

H.S.B. 612 Local Government

Relating to an exception under Iowa's public records law for calendar entries and scheduling information of a governmental body or a government body.

H.S.B. 613 Veterans Affairs.

Relating to workforce services for veterans and making appropriations.

H.S.B. 614 Veterans Affairs

Relating to the fees for special registration plates associated with military service.

H.S.B. 615 Veterans Affairs

Requiring reporting on certain educational credits awarded to veterans.

H.S.B. 616 Veterans Affairs

Relating to professional and occupational licensure of veterans and the spouses of veterans.

H.S.B. 617 Veterans Affairs

Appropriating funds to the home ownership assistance program for military members.

SUBCOMMITTEE ASSIGNMENTS

House File 559

Education: Dolecheck, Chair; Hanson and Stanerson.

House File 2087

Appropriations: Watts, Chair; Gustafson and Thede.

House File 2095

Appropriations: Heaton, Chair; Fisher and T. Taylor.

House File 2096

Human Resources: L. Miller, Chair; Koester and Wessel-Kroeschell.

House File 2097

Human Resources: Heaton, Chair; Bacon and Heddens.

House File 2102

Appropriations: Drake, Chair; Highfill and Jacoby.

House File 2114

Public Safety: Shaw, Chair; Brandenburg and R. Olson.

House File 2115

Public Safety: Klein, Chair; Sands and Wolfe.

House File 2116

Public Safety: Klein, Chair; Sands and Wolfe.

House File 2118

Appropriations: Heaton, Chair; Fisher and T. Taylor.

House File 2126

Education: Forristall, Chair; Mascher and Stanerson.

House File 2128

State Government: Highfill, Chair; Cohoon and Hagenow.

House File 2134

Human Resources: Landon, Chair; Forristall and Winckler.

House File 2135

Human Resources: Bacon, Chair; Costello and Stutsman.

House File 2137

State Government: Pettengill, Chair; Highfill and Prichard.

House File 2138

State Government: Watts, Chair; Grassley and Kelley.

House File 2140

Education: Salmon, Chair; Forristall and Steckman.

House File 2141

Education: Salmon, Chair; Byrnes and Winckler.

House File 2142

Human Resources: Heaton, Chair; Fry and Heddens.

House File 2145

State Government: Watts, Chair; Grassley and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 216

Government Oversight: Koester, Chair; Gaines and Heartsill.

House Study Bill 610

Education: Byrnes, Chair; Fry and Wood.

House Study Bill 611

Education: Koester, Chair; Gaines and L. Miller.

House Study Bill 612

Local Government: Hanusa, Chair; Forbes and Windschitl.

House Study Bill 613

Veterans Affairs: Gustafson, Chair; Staed and Stanerson.

House Study Bill 614

Veterans Affairs: Costello, Chair; Brandenburg and Gaines.

House Study Bill 615

Veterans Affairs: Windschitl, Chair; Costello and Kearns.

House Study Bill 616

Veterans Affairs: Stanerson, Chair; Bacon and Muhlbauer.

House Study Bill 617

Veterans Affairs: Gustafson, Chair; Kajtazovic and Shaw.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 510), relating to strip searches at a county jail or municipal holding facility.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2014.

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 567), providing for the use of an electronic filing and notice system by the public employment relations board.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2014.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 2062), authorizing the natural resource commission to issue a paddlefish fishing license and tag and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2014.

AMENDMENT FILED

H–8001 H.F. 2108 Baltimore of Boone

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:14 p.m., until 8:30 a.m., Thursday, February 6, 2014.

JOURNAL OF THE HOUSE

Twenty-fifth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 6, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Terry Hamilton-Poore, United Church of Christ, Ames. She was the guest of Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Logan Kentner, Chief Clerk's Page from Elliott.

The Journal of Wednesday, February 5, 2014, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 2005, by R. Olson, a joint resolution nullifying racing and gaming commission rules related to the appeal of certain administrative actions and including effective date provisions.

Read first time and referred to committee on **State Government.**

House File 2161, by Riding and Heartsill, a bill for an act relating to the number of calendar days of per diem payable to members of the general assembly while serving in a regular session of a general assembly.

Read first time and referred to committee on **State Government.**

SENATE MESSAGES CONSIDERED

Senate File 2077, by committee on Education, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Read first time and referred to committee on **Education.**

Senate File 2078, by committee on Education, a bill for an act relating to school district property tax replacement payments.

Read first time and referred to committee on **Education.**

Senate File 2079, by committee on Education, a bill for an act establishing the state percent of growth and including effective date provisions.

Read first time and referred to committee on **Education.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:42 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:00 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2162, by Anderson, a bill for an act relating to limited English proficient education by modifying the supplementary weighting for limited English proficient students, requiring the establishment of a limited English proficient advisory group, requiring the creation of a committee within the department of education, modifying provisions relating to the special instruction of limited English proficient students, and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2163, by Pettengill, a bill for an act authorizing the board of medicine to inspect medical settings in which anesthesia services are provided by licensees under the purview of the board.

Read first time and referred to committee on **Human Resources.**

House File 2164, by Fisher, Staed, Murphy, Riding, Wessel-Kroeschell, M. Smith, Bearinger, Sheets, Alons, Dawson,

Kajtazovic, Kearns, T. Taylor, Mascher, Hunter, and Thede, a bill for an act relating to the services provided through the department of human services for children and young adults, including through the Iowa juvenile home, and including effective date provisions.

Read first time and referred to committee on **Human Resources.**

House File 2165, by Anderson, a bill for an act relating to the issuance of lifetime hunting licenses to Iowa residents.

Read first time and referred to committee on **Natural Resources.**

House File 2166, by Isenhart, Anderson, Gaskill, Kelley, Riding, Forbes, Staed, Wessel-Kroeschell, Prichard, Hanson, Kajtazovic, Steckman, Winckler, and Lensing, a bill for an act requiring a specified percentage of alternate energy purchase requirements to be derived from solar energy.

Read first time and referred to committee on **Commerce.**

House File 2167, by Mascher, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities.

Read first time and referred to committee on **Education.**

House File 2168, by Mascher, a bill for an act establishing minimum nurse-to-patient ratios for hospitals.

Read first time and referred to committee on **Human Resources.**

House File 2169, by Mascher and Heddens, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

House File 2170, by committee on Education, a bill for an act relating to school instructional time.

Read first time and placed on the **calendar.**

House File 2171, by committee on Natural Resources, a bill for an act authorizing the natural resource commission to issue a paddlefish fishing license and tag and providing penalties.

Read first time and referred to committee on **Ways and Means.**

House File 2172, by committee on Labor, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board.

Read first time and placed on the **calendar.**

House File 2173, by S. Olson, a bill for an act concerning alcoholic beverage control, by allowing micro-distilled spirits manufacturers to sell micro-distilled spirits at retail for on-site consumption and concerning dramshop liability insurance, and establishing fees.

Read first time and referred to committee on **Commerce.**

House File 2174, by committee on Judiciary, a bill for an act relating to strip searches at a county jail or municipal holding facility.

Read first time and placed on the **calendar.**

The House stood at ease at 5:04 p.m., until the fall of the gavel.

EVENING SESSION

The House resumed session at 7:54 p.m., Koester of Polk in the chair.

INTRODUCTION OF BILL

House File 2175, by committee on Human Resources, a bill for an act relating to the use of telecommunications technology in terminations of pregnancies, and providing penalties.

Read first time and placed on the **calendar.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 618 Economic Growth

Providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

H.S.B. 619 Education

Relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

H.S.B. 620 Labor

Creating a wage payment collection revolving fund and making an appropriation.

H.S.B. 621 State Government

Concerning live dog racing at pari-mutuel dog racetracks, simultaneously telecast wagering, establishing fees, and including effective date provisions.

H.S.B. 622 State Government

Relating to the terms of appointees to vacancies in elective city office.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2005

State Government: Grassley, Chair; Bacon and Cohoon.

House File 2060

Education: Hess, Chair; Hanson and Rogers.

House File 2068

Education: L. Miller, Chair; Jorgensen and Wood.

House File 2092

Judiciary: Hess, Chair; Kaufmann and Lensing.

House File 2099

Local Government: Hanusa, Chair; Dolecheck and Gaskill.

House File 2139

Education: L. Miller, Chair; Jorgensen and Staed.

House File 2150

Appropriations: Drake, Chair; Deyoe and Jacoby.

House File 2152

Education: Koester, Chair; Dolecheck and Gaines.

House File 2155

State Government: Watts, Chair; Grassley and Kelley.

House File 2156

State Government: Hein, Chair; Drake and T. Taylor.

House File 2157

State Government: Pettengill, Chair; Hunter and Stanerson.

House File 2161

State Government: Watts, Chair; Grassley and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 618

Economic Growth: Moore, Chair; Lofgren and Ourth.

House Study Bill 619

Education: Stanerson, Chair; Cohoon and Jorgensen.

House Study Bill 620

Labor: Forristall, Chair; Running-Marquardt and Watts.

House Study Bill 621

State Government: Vander Linden, Chair; Highfill and Mascher.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House File 516), relating to rural water providers by making changes to water service requirements and changes related to compensation for the acquisition of certain facilities by a city.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2014.

COMMITTEE ON EDUCATION

Senate File 220, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8002** February 5, 2014.

Committee Bill (Formerly House Study Bill 556), providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2014.

Committee Bill (Formerly House Study Bill 559), relating to school instructional time.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2014.

Committee Bill (Formerly House Study Bill 561), relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2014.

Committee Bill (Formerly House Study Bill 562), relating to transitional coaching authorizations issued by the board of educational examiners.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2014.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2073), relating to the use of telecommunications technology in terminations of pregnancies, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2014.

Committee Bill (Formerly House Study Bill 526), relating to the Iowa health information network.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2014.

Committee Bill (Formerly House Study Bill 527), relating to the admission or retention of participants in an adult day services program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2014.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2016), relating to the use of automated traffic enforcement systems.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2014.

Committee Bill (Formerly House File 2051), relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2014.

AMENDMENT FILED

H–8002 S.F. 220 Committee on Education

On motion by Fry of Clarke, the House adjourned at 7:54 p.m., until 11:00 a.m., Friday, February 7, 2014.

JOURNAL OF THE HOUSE

Twenty-sixth Calendar Day - Eighteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 7, 2014

The House met pursuant to adjournment at 11:05 a.m., Koester of Polk in the chair.

Prayer was offered by Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Landon of Polk.

The Journal of Thursday, February 6, 2014, was approved.

INTRODUCTION OF BILLS

House File 2176, by Wessel-Kroeschell, Winckler, Heddens, Lensing, Kressig, and Jacoby, a bill for an act providing for an independent study of student debt and making appropriations.

Read first time and referred to committee on **Education.**

House File 2177, by Heartsill, a bill for an act concerning public notice of changes to the speed limit on a primary highway.

Read first time and referred to committee on **Transportation.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Review of Selected and General Application Controls Over the Vehicle Registration and Title System Report, pursuant to Iowa Code section 11.4.

COLLEGE STUDENT AID COMMISSION

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20.

DEPARTMENT OF ADMINISTRATIVE SERVICES

IowaAccess Revolving Fund Report, pursuant to Iowa Code section 8A.224.

DEPARTMENT OF COMMERCE
Insurance Division

Health Spending Costs for Health Insurance Plans in the State of Iowa Report, pursuant to Iowa Code section 505.18.

DEPARTMENT OF EDUCATION

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14(21)(c).

DEPARTMENT OF MANAGEMENT

Standing Appropriations Report, pursuant to Iowa Code section 8.6(2).

DEPARTMENT OF NATURAL RESOURCES

Resources Enhancement and Protection Recommendations Report, pursuant to Iowa Code section 455A.17.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11(16).

Board of Medicine and Board of Physician Assistant Joint Report, pursuant to Iowa Code section 148C.12.

IOWA PREVENTION OF DISABILITIES POLICY COUNCIL

Preventing Disabilities and Ensuring Access to Care Report, pursuant to Chapter 138.27, 2013 Iowa Acts.

NATIONAL CENTER FOR SPORTS SAFETY

Municipal Youth Sports Injury Prevention Study Report, pursuant to Chapter 138.108, 2013 Iowa Acts.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

Senate File 339, a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8003** February 5, 2014.

Referred to the committee on Ways and Means pursuant to Rule 31.7.

AMENDMENT FILED

H–8003	S.F.	339	Committee on Education

On motion by Landon of Polk, the House adjourned at 11:07 a.m., until 1:00 p.m., Monday, February 10, 2014.

JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 10, 2014

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Hagenow of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Leo Bormann, Page from Davenport.

The Journal of Friday, February 7, 2014, was approved.

INTRODUCTION OF BILLS

House File 2178, by Mascher, a bill for an act providing for midwife licensure and providing for a fee and a penalty, and including effective date provisions.

Read first time and referred to committee on **State Government.**

House File 2179, by committee on Education, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Read first time and placed on the **calendar.**

House File 2180, by committee on Education, a bill for an act relating to transitional coaching authorizations issued by the board of educational examiners.

Read first time and placed on the **calendar.**

House File 2181, by committee on Transportation, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

Read first time and placed on the **calendar.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:16 p.m., until 5:00 p.m.

EVENING SESSION

The House reconvened at 6:12 p.m., Hagenow of Polk in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2006, by Anderson, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

Read first time and referred to committee on **Judiciary.**

House File 2182, by Heaton, a bill for an act relating to the requirements for psychologist licensing.

Read first time and referred to committee on **Human Resources.**

House File 2183, by Wolfe and S. Olson, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Read first time and referred to committee on **Local Government.**

House File 2184, by Wessel-Kroeschell, a bill for an act relating to duties of the school finance formula review committee by requiring a review of certain school district expenditures and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2185, by M. Smith, Gaskill, Abdul-Samad, Cohoon, Lensing, Winckler, Wessel-Kroeschell, Stutsman, Lundby, Steckman, Berry, H. Miller, Thede, Murphy, Staed, Bearinger, Ourth, Kearns, Anderson, Heddens, T. Taylor, Mascher, Jacoby, Hall, Gaines, Wood, Lykam, Meyer, Hunter, Kelley, Isenhart, Forbes, Dunkel, Kressig, Dawson, Riding, Muhlbauer, T. Olson, Hanson, Running-Marquardt, and Wolfe, a bill for an act relating to the development of a proposal to establish family courts in the judicial branch.

Read first time and referred to committee on **Judiciary.**

House File 2186, by committee on Human Resources, a bill for an act relating to the admission or retention of participants in an adult day services program.

Read first time and placed on the **calendar.**

House File 2187, by committee on Human Resources, a bill for an act relating to the Iowa health information network.

Read first time and placed on the **calendar.**

House File 2188, by Kaufmann, a bill for an act relating to classroom placement of multiple birth siblings by school districts.

Read first time and referred to committee on **Education.**

House File 2189, by Staed, a bill for an act relating to reimbursement rates for family foster care and related providers for the fiscal year beginning July 1, 2014.

Read first time and referred to committee on **Human Resources.**

House File 2190, by Staed, a bill for an act providing for the licensure of music therapists and providing for fees.

Read first time and referred to committee on **State Government.**

House File 2191, by Heartsill, a bill for an act requesting a legislative interim study committee relating to alcoholic beverage control licensing and regulation of breweries.

Read first time and referred to committee on **Commerce.**

House File 2192, by committee on Economic Growth, a bill for an act relating to rural water providers by making changes to water service requirements.

Read first time and placed on the **calendar.**

House File 2193, by committee on Education, a bill for an act providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

Read first time and placed on the **calendar.**

House File 2194, by committee on Education, a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

Read first time and placed on the **calendar.**

SPONSOR ADDED

Murphy of Dubuque requested to be added as a sponsor of House File 2166.

SPONSOR WITHDRAWN

Staed of Linn requested to be withdrawn as a sponsor of House File 2055.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 623 Commerce

Relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code.

H.S.B. 624 Economic Growth

Relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

H.S.B. 625 Judiciary

Creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

H.S.B. 626 Local Government

Relating to the period of time for issuing bonds by cities and counties for certain disaster-related purposes and including effective date provisions.

H.S.B. 627 Local Government

Related to special exceptions and variances from city zoning regulations.

H.S.B. 628 Local Government

Relating to the definitions of mobile home park in the Iowa Code chapters concerning property tax on manufactured and mobile homes and for purposes of residential landlord and tenant laws.

H.S.B. 629 Judiciary

Relating to pharmacy benefits management and the use, sharing, selling, rental, leasing, and dissemination of a covered individual's health information.

H.S.B. 630 State Government

Relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, requiring that absentee ballots be received before the polls close on election day, and allowing for changes to the envelopes provided to absentee voters.

H.S.B. 631 Judiciary

Relating to nonsubstantive code corrections.

SUBCOMMITTEE ASSIGNMENTS

House File 2160

Human Resources: Forristall, Chair; Fry and Murphy.

House File 2163

Human Resources: Forristall, Chair; Fry and Hunter.

House File 2168

Human Resources: Forristall, Chair; Fry and Murphy.

House File 2178

State Government: Watts, Chair; Grassley and Mascher.

Senate File 293 Reassigned

State Government: Koester, Chair; Bacon and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 120 Reassigned

Judiciary: Heartsill, Chair; Anderson and Windschitl.

House Study Bill 165 Reassigned

Judiciary: Windschitl, Chair; Dawson and Worthan.

House Study Bill 622

State Government: Costello, Chair; Hagenow and Prichard.

House Study Bill 623

Commerce: J. Smith, Chair; Dawson and Fisher.

House Study Bill 624

Economic Growth: Hanusa, Chair; Jorgensen and Thomas.

House Study Bill 625

Judiciary: Gustafson, Chair; Alons and Oldson.

House Study Bill 626

Local Government: Stanerson, Chair; Forbes and Hanusa.

House Study Bill 627

Local Government: Pettengill, Chair; Rayhons and Riding.

House Study Bill 628

Local Government: Sheets, Chair; Heartsill and Staed.

House Study Bill 630

State Government: Hagenow, Chair; Stanerson and Winckler.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 535), relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

Committee Bill (Formerly House Study Bill 536), relating to the regulation of insurance company holding systems and providing assessments and penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

Committee Bill (Formerly House Study Bill 537), relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

Committee Bill (Formerly House Study Bill 568), relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 10, 2014.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 607), relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 601), relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

COMMITTEE ON LOCAL GOVERNMENT

House File 642, a bill for an act requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8005** February 4, 2014.

AMENDMENTS FILED

H–8004	H.F.	2108	Sands of Louisa
H–8005	H.F.	642	Committee on Local Government
H–8006	H.F.	2109	Baltimore of Boone
H–8007	H.F.	2109	T. Olson of Linn
Abdul-Samad of Polk			Anderson of Polk
Berry of Black Hawk			Gaines of Polk
Gaskill of Wapello			Hall of Woodbury
Hanson of Jefferson			Heddens of Story
Jacoby of Johnson			Kearns of Lee
Kelley of Jasper			Lensing of Johnson
Mascher of Johnson			H. Miller of Webster
Oldson of Polk			Prichard of Floyd
Staed of Linn			Steckman of Cerro Gordo
H–8008	H.F.	2109	Ruff of Clayton
Abdul-Samad of Polk			Anderson of Polk

Berry of Black Hawk
Gaskill of Wapello
Isenhart of Dubuque
Kearns of Lee
Lensing of Johnson
H. Miller of Webster
Oldson of Polk
Ourth of Warren
Staed of Linn
T. Taylor of Linn
Gaines of Polk
Hanson of Jefferson
Jacoby of Johnson
Kelley of Jasper
Mascher of Johnson
Murphy of Dubuque
T. Olson of Linn
Prichard of Floyd
Steckman of Cerro Gordo
Winckler of Scott

H–8009 H.F. 2109

T. Olson of Linn
Berry of Black Hawk
Gaskill of Wapello
Hanson of Jefferson
Jacoby of Johnson
Kelley of Jasper
Mascher of Johnson
Oldson of Polk
Staed of Linn
Meyer of Polk
Abdul-Samad of Polk
Gaines of Polk
Hall of Woodbury
Heddens of Story
Kearns of Lee
Lensing of Johnson
H. Miller of Webster
Ruff of Clayton
Steckman of Cerro Gordo

On motion by Hess of Clay, the House adjourned at 6:15 p.m., until 8:30 a.m., Tuesday, February 11, 2014.

JOURNAL OF THE HOUSE

Thirtieth Calendar Day - Twentieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 11, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Cory Stout, Community Heights Alliance Church, Newton. He was the guest of Representative Kelley of Jasper County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Meghan Fisher, Page from Ellsworth.

The Journal of Monday, February 10, 2014, was approved.

INTRODUCTION OF BILLS

House File 2195, by Isenhart and Watts, a bill for an act relating to the alternate energy revolving loan program.

Read first time and referred to committee on **Commerce.**

House File 2196, by S. Olson and Sands, a bill for an act relating to the enforcement of natural resource regulations.

Read first time and referred to committee on **Natural Resources.**

House File 2197, by Schultz, Heartsill, Gassman, Sheets, Alons, Shaw, Vander Linden, and Watts, a bill for an act relating to intermediate driver's licenses and special minor's licenses, and including effective date provisions.

Read first time and referred to committee on **Transportation.**

House File 2198, by Sands and Windschitl, a bill for an act relating to the registration and regulation of motorsports recreational

vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees.

Read first time and referred to committee on **Ways and Means.**

House File 2199, by committee on Labor, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

Read first time and placed on the **calendar.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:39 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:12 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 11, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2110, a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 2:14 p.m., until the fall of the gavel.

The House resumed session at 2:35 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2200, by Anderson, a bill for an act relating to the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Read first time and referred to committee on **Judiciary.**

House File 2201, by Heartsill, Shaw, Schultz, Sheets, and Alons, a bill for an act providing for an annual transfer of revenue to the road use tax fund.

Read first time and referred to committee on **Transportation.**

House File 2202, by committee on Transportation, a bill for an act relating to the use of automated traffic enforcement systems.

Read first time and placed on the **calendar.**

House File 2203, by Kajtazovic, Kelley, Kressig, Berry, and Isenhart, a bill for an act establishing a solar energy initiative involving specified institutions under the control of the state board of regents, and making an appropriation.

Read first time and referred to committee on **Appropriations.**

House File 2204, by Salmon, Gassman, Alons, Sheets, Heartsill, Shaw, Maxwell, Fisher, Landon, Watts, and Schultz, a bill for an act relating to the Iowa core curriculum and core content standards applicable to students in kindergarten through grade twelve and including effective date provisions.

Read first time and referred to committee on **Education.**

House File 2205, by Sheets, Fisher, Heartsill, Watts, Alons, Gustafson, Gassman, Shaw, Salmon, Maxwell, and Vander Linden, a bill for an act relating to academic and assessment standards and consortiums and contracts for the development and implementation of such standards.

Read first time and referred to committee on **Education.**

House File 2206, by Hagenow and R. Taylor, a bill for an act relating to the removal of charge records from the Iowa court information system.

Read first time and referred to committee on **Judiciary.**

House File 2207, by Abdul-Samad, a bill for an act granting immunity from prosecution to persons seeking medical assistance in possession-of-a-controlled-substance cases.

Read first time and referred to committee on **Judiciary.**

House File 2208, by Sheets, Heartsill, Alons, Byrnes, Gassman, Brandenburg, Fisher, Shaw, Salmon, Maxwell, Vander Linden, Baudler, Baltimore, and Koester, a bill for an act modifying earned time for a person who kidnaps a minor and is required to register as a sex offender.

Read first time and referred to committee on **Judiciary.**

House File 2209, by Fisher, a bill for an act relating to harassment of minors, and providing penalties.

Read first time and referred to committee on **Judiciary.**

CONSIDERATION OF BILLS
Regular Calendar

House File 2108, a bill for an act relating to property tax assessment and taxation by modifying requirements relating to property assessment notices and equalization order notices and including applicability provisions, was taken up for consideration.

Baltimore of Boone offered amendment H–8001 filed by him.

Sands of Louisa offered amendment H–8004, to amendment H–8001, filed by him and moved its adoption.

Amendment H–8004, to amendment H–8001, was adopted.

Baltimore of Boone moved the adoption of amendment H–8001, as amended.

Amendment H–8001, as amended, was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2108)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 3:

Hunter	Wessel-Kroeschell	Winckler

Absent or not voting, 2:

Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2130, a bill for an act relating to matters under the purview of the banking division of the department of commerce, was taken up for consideration.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2130)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2067, a bill for an act relating to the use of youth spring wild turkey hunting licenses, was taken up for consideration.

Fisher of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2067)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2004 WITHDRAWN

Fisher of Tama asked and received unanimous consent to withdraw House File 2004 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2067, 2108** and **2130.**

House File 2131, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility, was taken up for consideration.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2131)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2132, a bill for an act establishing the Gideon fellowship program in the office of the state public defender, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2132)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Forristall	Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2109, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties, was taken up for consideration.

T. Olson of Linn offered amendment H–8007 filed by T. Olson, et al.

Baltimore of Boone rose on a point of order that amendment H–8007 was not germane.

The Speaker ruled the point well taken and amendment H–8007 not germane.

The House stood at ease at 3:12 p.m., until the fall of the gavel.

The House resumed session at 3:43 p.m., Speaker Paulsen in the chair.

T. Olson of Linn asked for unanimous consent to suspend the rules to consider amendment H–8007.

Objection was raised.

T. Olson of Linn moved to suspend the rules to consider amendment H–8007.

Roll call was requested by T. Olson of Linn and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H–8007?" (H.F. 2109)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kaufmann	Kelley	Kressig
Lensing	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.

Thede	Thomas	Wessel-Kroeschell	Winckler
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Klein	Koester	Landon
Lofgren	Lundby	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Forristall	Kearns	Wolfe

The motion to suspend the rules lost.

Meyer of Polk offered amendment H–8009 filed by Meyer, et al., and moved its adoption.

Roll call was requested by Meyer of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H–8009 be adopted?" (H.F. 2109)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Forristall	Kearns	Wolfe

Amendment H–8009 lost.

Baltimore of Boone offered amendment H–8006 filed by him.

Baltimore of Boone offered amendment H–8011, to amendment H–8006, filed by him from the floor and moved its adoption.

Amendment H–8011, to amendment H–8006, was adopted.

Baltimore of Boone moved the adoption of amendment H–8006, as amended.

Amendment H–8006, as amended, was adopted.

Ruff of Clayton offered amendment H–8008 filed by Ruff, et al.

Baltimore of Boone rose on a point of order that amendment H–8008 was not germane.

The Speaker ruled the point well taken and amendment H–8008 not germane.

Ruff of Clayton asked for unanimous consent to suspend the rules to consider amendment H–8008.

Objection was raised.

Ruff of Clayton moved to suspend the rules to consider amendment H–8008.

Roll call was requested by Ruff of Clayton and Jacoby of Johnson.

On the question "Shall the rules be suspended to consider amendment H–8008?" (H.F. 2109)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Forristall	Kearns	Wolfe

The motion to suspend the rules lost.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2109)

The ayes were, 76:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Olson, R.	Olson, S.	Ourth
Pettengill	Rayhons	Riding	Rogers
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Stanerson	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 22:

Abdul-Samad	Anderson	Gaines	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kelley	Lensing	Mascher	Meyer
Oldson	Olson, T.	Prichard	Ruff
Staed	Steckman	Stutsman	Taylor, T.
Wessel-Kroeschell	Winckler		

Absent or not voting, 2:

Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2109, 2131** and **2132.**

House File 2175, a bill for an act relating to the use of telecommunications technology in terminations of pregnancies, and providing penalties, was taken up for consideration.

Pettengill of Benton rose on a point of order under Rule 10, regarding members confine their remarks to the question under debate.

The Speaker ruled the point well taken.

Windschitl of Harrison in the chair at 4:33 p.m.

Speaker Paulsen in the chair at 4:41 p.m.

Windschitl of Harrison in the chair at 5:05 p.m.

Speaker Paulsen in the chair at 5:47 p.m.

Windschitl of Harrison in the chair at 5:58 p.m.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2175)

The ayes were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forristall	Fry	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Muhlbauer
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz

Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Thede	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Forbes	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Meyer	Miller, H.	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Shaw	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thomas	Wessel-Kroeschell
Winckler	Wood		

Absent or not voting, 3:

Gaines	Kearns	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Worthan of Buena Vista rose on a point of order under Rule 4, regarding preservation of order.

The Speaker ruled the point not well taken.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that **House File 2175** be immediately messaged to the Senate.

HOUSE FILE 2073 WITHDRAWN

Koester of Polk asked and received unanimous consent to withdraw House File 2073 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Forristall of Pottawattamie
Kearns of Lee
Wolfe of Clinton

SPONSORS ADDED

Abdul-Samad of Polk requested to be added as a sponsor of House File 2011.

Berry of Black Hawk requested to be added as a sponsor of House File 2011.

Gaines of Polk requested to be added as a sponsor of House File 2011.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 632 Human Resources

Extending the duration of county mental health and disabilities services fund per capita levy and equalization provisions.

H.S.B. 633 Human Resources

Relating to crisis stabilization programs authorized by the department of human services.

H.S.B. 634 Local Government

Providing for the use of milk derived from certain animals for the animal owner's personal use.

H.S.B. 635 Public Safety

Relating to certain personal information under the authority of local officials and including effective date provisions.

H.S.B. 636 Public Safety

Relating to communications by an arrested person in a jail or other detention facility.

H.S.B. 637 Human Resources

Relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

H.S.B. 638 Economic Growth

Providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 184

Judiciary: Brandenburg, Chair; Baltimore and Wessel-Kroeschell.

House File 571

Judiciary: Baltimore, Chair; Meyer and Worthan.

House File 2013 Reassigned

Public Safety: Fry, Chair; Kressig and S. Olson.

House File 2036

Economic Growth: Moore, Chair; Alons and Jacoby.

House File 2056

Judiciary: Kaufmann, Chair; Anderson and Hagenow.

House File 2115 Reassigned

Public Safety: Klein, Chair; Dawson and Sands.

House File 2116 Reassigned

Public Safety: Klein, Chair; Dawson and Sands.

House File 2123

Agriculture: Moore, Chair; S. Olson and Ruff.

House File 2124

Agriculture: Shaw, Chair; Alons and Bearinger.

House File 2143

Judiciary: Alons, Chair; Meyer and Windschitl.

House File 2151

Agriculture: Grassley, Chair; Hein and Kelley.

House File 2154

Judiciary: Windschitl, Chair; Anderson and Gustafson.

House File 2162

Education: L. Miller, Chair; Gaines and Rogers.

House File 2165

Natural Resources: Highfill, Chair; Baudler and Thede.

House File 2166

Commerce: Cownie, Chair; Riding and Soderberg.

House File 2167

Education: Koester, Chair; Mascher and L. Miller.

House File 2173

Commerce: J. Smith, Chair; Baltimore and Meyer.

House File 2176

Education: L. Miller, Chair; Jorgensen and Winckler.

House File 2182

Human Resources: Fry, Chair; Landon and Winckler.

House File 2183

Local Government: Windschitl, Chair; Highfill and Thede.

House File 2184

Education: L. Miller, Chair; Fry and Winckler.

House File 2188

Education: Gassman, Chair; Hess and Ruff.

House File 2189

Human Resources: Forristall, Chair; Fry and Heddens.

House File 2190

State Government: Watts, Chair; Grassley and Kelley.

House File 2191

Commerce: Cownie, Chair; Hall and Soderberg.

House File 2195

Commerce: Watts, Chair; Fisher and Jacoby.

House File 2196

Natural Resources: Fisher, Chair; Huseman and Ourth.

Senate File 383 Reassigned

Judiciary: Kaufmann, Chair; Baltimore and Dawson.

Senate File 2077

Education: Jorgensen, Chair; Forristall and Steckman.

Senate File 2078

Education: Jorgensen, Chair; Forristall and Steckman.

Senate File 2079

Education: Jorgensen, Chair; Forristall and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 597 Reassigned

Transportation: Moore, Chair; Stutsman and Worthan.

House Study Bill 629

Judiciary: Baltimore, Chair; Gustafson and Lensing.

House Study Bill 631

Judiciary: Gustafson, Chair; Gassman and Wessel-Kroeschell.

House Study Bill 632

Human Resources: Heaton, Chair; Fry and Heddens.

House Study Bill 633

Human Resources: Fry, Chair; Stutsman and R. Taylor.

House Study Bill 634

Local Government: Schultz, Chair; Heartsill and Staed.

House Study Bill 635

Public Safety: Klein, Chair; Berry and Fry.

House Study Bill 636

Public Safety: S. Olson, Chair; Fry and Muhlbauer.

House Study Bill 637

Human Resources: Fry, Chair; Heaton and Heddens.

House Study Bill 638

Economic Growth: Baltimore, Chair; H. Miller and Sheets.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 564), relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2014.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 585), concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2014.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2059), relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2014.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 534), relating to the national guard educational assistance program by removing residency requirements and providing for the nonreversion of certain funds, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2014.

Committee Bill (Formerly House Study Bill 615), requiring reporting on certain educational credits awarded to veterans.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2014.

AMENDMENTS FILED

H–8010	H.F.	2180	Winckler of Scott Gassman of Winnebago
H–8011	H.F.	2109	Baltimore of Boone

On motion by Hagenow of Polk, the House adjourned at 6:06 p.m., until 8:30 a.m., Wednesday, February 12, 2014.

JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 12, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Michael Wolfram, Trinity Lutheran Church, Des Moines. He was the guest of Representative Gaines of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lucas Smith, Page from Des Moines.

The Journal of Tuesday, February 11, 2014, was approved.

INTRODUCTION OF BILLS

House File 2210, by H. Miller, Prichard, Stutsman, Murphy, Wolfe, Anderson, Wood, Ruff, Muhlbauer, Hall, Grassley, Thede, Kearns, Ourth, Steckman, Hanson, Mascher, Gaskill, Kajtazovic, Abdul-Samad, Cohoon, Lensing, Winckler, Wessel-Kroeschell, Gaines, Forbes, Oldson, Riding, Jacoby, Dunkel, Berry, S. Olson, Hein, R. Olson, Baudler, Drake, Isenhart, and Cownie, a bill for an act relating to the establishment of an urban-ag academy under the board of regents.

Read first time and referred to committee on **Agriculture.**

House File 2211, by Kaufmann, a bill for an act establishing a medical student promise tax credit and a medical student promise fund under the control of the college student aid commission, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Education.**

House File 2212, by Hanson, a bill for an act relating to used home appliance recycling and disposal.

Read first time and referred to committee on **Environmental Protection.**

House File 2213, by Hanson, a bill for an act relating to the collection of used tires and including fees.

Read first time and referred to committee on **Environmental Protection.**

House File 2214, by Landon, a bill for an act prohibiting gifts to elected officials upon or after leaving office and making penalties applicable.

Read first time and referred to committee on **State Government.**

House File 2215, by Pettengill, a bill for an act requiring the department of workforce development to implement a notification feature in the Iowaworks system.

Read first time and referred to committee on **Labor.**

House File 2216, by committee on Natural Resources, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Read first time and placed on the **calendar.**

House File 2217, by committee on Commerce, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Read first time and placed on the **calendar.**

House File 2218, by committee on Commerce, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2219, by committee on Commerce, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2220, by Salmon, a bill for an act increasing mandatory minimum periods of confinement and fines for first, second, and third operating-while-intoxicated offenses.

Read first time and referred to committee on **Judiciary.**

House File 2221, by Gaines and Abdul-Samad, a bill for an act renaming the commission and office on the status of African Americans to include Africans.

Read first time and referred to committee on **State Government.**

House File 2222, by Gaines and Abdul-Samad, a bill for an act establishing a point of contact within the office on the status of African Americans concerning the African community in this state.

Read first time and referred to committee on **State Government.**

SENATE MESSAGE CONSIDERED

Senate File 2110, by committee on Appropriations, a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:38 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:00 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

House File 2223, by committee on Veterans Affairs, a bill for an act relating to the national guard educational assistance program by removing residency requirements and providing for the nonreversion of certain funds, and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

House File 2224, by committee on Veterans Affairs, a bill for an act requiring reporting on certain educational credits awarded to veterans.

Read first time and referred to committee on **Education.**

House File 2225, by Schultz, a bill for an act directing the deposit of wagering tax revenues from certain licensees to the road use tax fund.

Read first time and referred to committee on **Transportation.**

House File 2226, by committee on Environmental Protection, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Read first time and placed on the **calendar.**

House File 2227, by Hunter, a bill for an act relating to state and school antiharassment and antibullying policies, providing for a harassment and bullying investigation specialist, and making an appropriation.

Read first time and referred to committee on **Education.**

House File 2228, by Isenhart, a bill for an act providing that a student participating in an internship is considered an employee under the Iowa civil rights Act and making penalties applicable.

Read first time and referred to committee on **Labor.**

House File 2229, by Heaton, a bill for an act relating to lighting requirements for towed machinery or equipment, and making penalties applicable.

Read first time and referred to committee on **Transportation.**

House File 2230, by committee on Transportation, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

Read first time and placed on the **calendar.**

House File 2231, by committee on Commerce, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Read first time and placed on the **calendar.**

House File 2232, by M. Smith, a bill for an act modifying the definition of gold star parents.

Read first time and referred to committee on **Veterans Affairs.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 12:02 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:06 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2233, by Hanusa, a bill for an act relating to proof of responsibility and insurance coverage requirements for damages resulting from motor vehicle accidents.

Read first time and referred to committee on **Commerce.**

House File 2234, by committee on Veterans Affairs, a bill for an act allowing private employers to grant a preference in hiring and promotion to veterans and certain spouses.

Read first time and referred to committee on **Economic Growth.**

House File 2235, by Steckman, Mascher, Dawson, Staed, Lensing, Murphy, Prichard, Hanson, Wessel-Kroeschell, H. Miller, Maxwell, Muhlbauer, Cohoon, Abdul-Samad, Wolfe, Bearinger, Ourth, Kearns, Anderson, Heddens, M. Smith, Wood, Riding, and Kajtazovic, a bill for an act relating to placement options for a child adjudicated as delinquent or a child in need of assistance, at the time the child becomes an adult.

Read first time and referred to committee on **Human Resources.**

House File 2236, by Worthan, a bill for an act relating to the liability of a private land holder for the public use of private lands and waters for a noncommercial aviation purpose.

Read first time and referred to committee on **Judiciary.**

House File 2237, by Pettengill, a bill for an act to establish a right to engage in a lawful occupation free from substantial burdens imposed by occupational regulations unless certain conditions are met and providing remedies.

Read first time and referred to committee on **State Government.**

House File 2238, by Steckman, Murphy, Prichard, Staed, Stutsman, Lensing, Hanson, Wessel-Kroeschell, H. Miller, Dawson, Koester, Mascher, Wood, Muhlbauer, Cohoon, Abdul-Samad, Wolfe, Bearinger, Ourth, Kearns, Anderson, Heddens, Lykam, M. Smith, Riding, Winckler, Jacoby, Dunkel, Oldson, Kajtazovic, Thede, Lundby, Gaskill, and Gaines, a bill for an act including children who have been subjected to human trafficking in child in need of assistance provisions under the juvenile justice code.

Read first time and referred to committee on **Judiciary.**

House File 2239, by Isenhart, a bill for an act relating to the local food and farm program fund, by making a name change and making an appropriation to the fund to support projects for the development or expansion of food hubs or farming innovation zones.

Read first time and referred to committee on **Appropriations.**

House File 2240, by Isenhart, Jacoby, and Lensing, a bill for an act relating to food waste landfill diversion demonstration projects and making an appropriation.

Read first time and referred to committee on **Appropriations.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 639 Public Safety

Establishing a crime stopper surcharge, creating a crime stopper fund, and making appropriations.

H.S.B. 640 Public Safety

Adding the hallucinogenic substance kratom to the list of schedule I controlled substances, and providing penalties.

H.S.B. 641 Commerce

Relating to information required for inclusion in petitions for an electric transmission line franchise or an extension of franchise, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 382 Reassigned

Commerce: Brandenburg, Chair; Dawson and Fisher.

House File 2056 Reassigned

Judiciary: Kaufmann, Chair; Dawson and Hagenow.

House File 2210

Agriculture: Grassley, Chair; Cownie and H. Miller.

House File 2211

Education: L. Miller, Chair; Cohoon and Gassman.

House File 2224

Education: Stanerson, Chair; Hanson and Hanusa.

House File 2227

Education: L. Miller, Chair; Rogers and Wood.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 639

Public Safety: Brandenburg, Chair; Muhlbauer and Shaw.

House Study Bill 640

Public Safety: Fry, Chair; Abdul-Samad and Rayhons.

House Study Bill 641

Commerce: Watts, Chair; Fisher and Hall.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 2088), relating to disposition of unclaimed property provisions applicable to gift certificates.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 519), relating to the regulation of pharmacy benefit managers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 569), relating to matters under the purview of the credit union division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 2103), relating to supplementary weighting for shared operational functions of school districts and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 553), relating to standards for educational and instructional models, programs, and supplementary weighting for students identified as limited English proficient.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 558), relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 560), relating to the administrator quality program and to a coaching and support system for school district administrators.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 120), relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 501), relating to commission of a criminal offense involving a victim fifteen years of age or younger, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 523), restricting disclosures of specified information by regional transit districts, and providing a penalty.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 588), relating to the offenses of prostitution and pimping and minors and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 608), relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 594), restricting the regulatory authority of the Iowa utilities board with regard to the deposit and debt collection policies of municipal utilities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 603), relating to vital records by increasing fees for certified copies of marriage certificates.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 604), relating to county recorder duties, fees, and recordkeeping.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 605), relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 427), relating to the use of drones, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 2058), concerning notice of fees imposed and collected by state agencies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 578), relating to reporting and other requirements concerning the department of administrative services and other state agencies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 579), concerning allowable uses for purse moneys designated for standardbred horse racing.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

RESOLUTION FILED

H.R. 106, by Hunter, a resolution requesting the legislative council to establish a legislative interim committee on racial disparity in incarceration rates.

Laid over under **Rule 25.**

AMENDMENT FILED

H–8012 H.F. 2194 Steckman of Cerro Gordo

Abdul-Samad of Polk
Anderson of Polk
Bearinger of Fayette
Berry of Black Hawk
Cohoon of Des Moines
Dunkel of Dubuque
Forbes of Polk
Gaines of Polk
Gaskill of Wapello
Hall of Woodbury
Hanson of Jefferson
Heddens of Story
Hunter of Polk
Isenhart of Dubuque
Jacoby of Johnson
Kajtazovic of Black Hawk
Kelley of Jasper
Kressig of Black Hawk
Lensing of Johnson
Lundby of Linn
Lykam of Scott
Mascher of Johnson
H. Miller of Webster
Muhlbauer of Crawford
Murphy of Dubuque
Oldson of Polk
R. Olson of Polk
T. Olson of Linn
Ourth of Warren
Prichard of Floyd
Riding of Polk
Ruff of Clayton
Running-Marquardt of Linn
M. Smith of Marshall
Staed of Linn
Stutsman of Johnson
T. Taylor of Linn
Thede of Scott
Thomas of Clayton
Wessel-Kroeschell of Story
Winckler of Scott
Wood of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 8:30 a.m., Thursday, February 13, 2014.

JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 13, 2014

The House met pursuant to adjournment at 8:38 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Jim Mead, New Covenant Church, Knoxville. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mallory Petsche, Page from Ankeny.

The Journal of Wednesday, February 12, 2014, was approved.

INTRODUCTION OF BILLS

House File 2241, by Murphy, a bill for an act concerning competitive bidding requirements for service contracts.

Read first time and referred to committee on **Local Government.**

House File 2242, by Isenhart, a bill for an act concerning competitive bidding requirements for certain service contracts.

Read first time and referred to committee on **Local Government.**

House File 2243, by T. Taylor and Wessel-Kroeschell, a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Read first time and referred to committee on **State Government.**

SPECIAL PRESENTATION

Grassley of Butler introduced to the House, United States Senator Charles Grassley.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS
Regular Calendar

House File 2170, a bill for an act relating to school instructional time, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2170)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Kearns	Miller, H.	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2194, a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions, was taken up for consideration.

Steckman of Cerro Gordo offered amendment H–8012 filed by Steckman, et al.

Jorgensen of Woodbury rose on a point of order that amendment H–8012 was not germane.

The Speaker ruled the point well taken and amendment H–8012 not germane.

Steckman of Cerro Gordo asked for unanimous consent to suspend the rules to consider amendment H–8012.

Objection was raised.

Steckman of Cerro Gordo moved to suspend the rules to consider amendment H–8012.

Roll call was requested by Steckman of Cerro Gordo and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H–8012?" (H.F. 2194)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby

Kajtazovic	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Meyer
Muhlbauer	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wood	

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Murphy	Olson, S.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 4:

Kearns	Miller, H.	Taylor, R.	Wolfe

The motion to suspend the rules lost.

L. Miller of Scott rose on a point of order regarding Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Windschitl of Harrison in the chair at 9:24 a.m.

Speaker Paulsen in the chair at 9:49 a.m.

Pettengill of Benton rose on a point of order regarding Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Cownie of Polk in the chair at 10:13 a.m.

Speaker Paulsen in the chair at 10:31 a.m.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2194)

The ayes were, 54:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gaines	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Windschitl
Worthan	Mr. Speaker Paulsen		

The nays were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wood	

Absent or not voting, 3:

Kearns	Running-Marquardt	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Kearns of Lee
Running-Marquardt of Linn
Wolfe of Clinton

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:47 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:04 p.m., Hess of Clay in the chair.

INTRODUCTION OF BILLS

House File 2244, by Berry and Murphy, a bill for an act providing for the establishment of a community practitioner preparation initiative within the department of education.

Read first time and referred to committee on **Education.**

House File 2245, by Anderson, a bill for an act to establish an Iowa center for suicide prevention in the department of education and to require school employee training and protocols relating to suicide prevention and trauma-informed care and making an appropriation.

Read first time and referred to committee on **Education.**

House File 2246, by Winckler, Lensing, Kajtazovic, Hunter, Thede, Hanson, Ourth, T. Taylor, Staed, Anderson, Prichard, Gaskill, Mascher, M. Smith, Abdul-Samad, Cohoon, Steckman, Jacoby, Kressig, and R. Olson, a bill for an act requiring employment background checks of community college employees who work with children.

Read first time and referred to committee on **Education.**

House File 2247, by Winckler, Lensing, Kajtazovic, Hunter, Thede, Hanson, Ourth, T. Taylor, Heddens, Staed, Anderson, Prichard, Gaskill, Mascher, M. Smith, Abdul-Samad, Steckman, R. Olson, and H. Miller, a bill for an act relating to competency-based education and making appropriations.

Read first time and referred to committee on **Education.**

House File 2248, by Winckler, Lensing, Berry, Kressig, Stutsman, Hunter, R. Olson, Steckman, Abdul-Samad, Gaines, Kelley, Muhlbauer, Riding, Dunkel, Oldson, Kajtazovic, Wood, Hanson, Ourth, T. Taylor, Staed, Anderson, Prichard, Mascher, and Jacoby, a bill for an act relating to the concurrent enrollment program between school districts and community colleges.

Read first time and referred to committee on **Education.**

House File 2249, by M. Smith, Murphy, Bearinger, Berry, Abdul-Samad, Cohoon, Steckman, Winckler, Lensing, H. Miller, Thede, Hanson, Ourth, T. Taylor, Staed, Anderson, and Prichard, a bill for an act relating to community-directed attendant care requirements, and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **Human Resources.**

House File 2250, by Dawson, a bill for an act relating to expungement of a conviction of theft in the fifth degree.

Read first time and referred to committee on **Judiciary.**

House File 2251, by Dawson, a bill for an act establishing a family treatment court for a child adjudicated a child in need of assistance, and including an effective date provision.

Read first time and referred to committee on **Judiciary.**

House File 2252, by committee on Education, a bill for an act relating to standards for educational and instructional models, programs, and supplementary weighting for students identified as limited English proficient.

Read first time and placed on the **calendar.**

House File 2253, by committee on Judiciary, a bill for an act relating to commission of a criminal offense involving a victim fifteen years of age or younger, and providing penalties.

Read first time and placed on the **calendar.**

House File 2254, by committee on Judiciary, a bill for an act relating to the offenses of prostitution and pimping and minors and providing penalties.

Read first time and placed on the **calendar.**

House File 2255, by Steckman, Hall, Winckler, Murphy, Prichard, Ruff, Kajtazovic, and Muhlbauer, a bill for an act relating to school district funding for at-risk pupils and dropout prevention programs and including applicability provisions.

Read first time and referred to committee on **Education.**

House File 2256, by Windschitl, a bill for an act providing for employment protections for employees absent from work due to adoptions and making penalties applicable.

Read first time and referred to committee on **Labor.**

House File 2257, by Windschitl, a bill for an act relating to identification required for operation of a railroad train.

Read first time and referred to committee on **Transportation.**

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2170** and **2194.**

EXPLANATION OF VOTE

On February 13, 2014, I inadvertently voted “aye” on House File 2194, I meant to vote “nay”.

GAINES of Polk

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 642 Commerce

Relating to mutual-to-stock insurance company conversions.

SUBCOMMITTEE ASSIGNMENTS

House File 2203

Appropriations: Watts, Chair; Gustafson and Jacoby.

House File 2215

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 2228

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 2235

Human Resources: Forristall, Chair; Fry and Hunter.

House File 2241

Local Government: Highfill, Chair; Riding and Windschitl.

House File 2242

Local Government: Windschitl, Chair; Highfill and Riding.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 642

Commerce: Pettengill, Chair; Landon and Oldson.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 460), relating to drainage or levee districts by providing for mergers, bidding requirements, the annexation of land, and special agreements, and authorizing the imposition of assessments upon affected landowners.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House File 2110), providing for certification requirements for persons actively involved in the operation of a commercial manure service.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 540), relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 13, 2014.

Committee Bill (Formerly House Study Bill 542), relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2014.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2082), providing an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 528), concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

Committee Bill (Formerly House Study Bill 563), establishing asset, income, and identity verification requirements for medical assistance applicants and recipients.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2014.

COMMITTEE ON LOCAL GOVERNMENT

House File 2043, a bill for an act relating to the establishment, maintenance, and funding of emergency warning systems by townships and certain counties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2014.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 10:00 a.m., Friday, February 14, 2014.

JOURNAL OF THE HOUSE

Thirty-third Calendar Day - Twenty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 14, 2014

The House met pursuant to adjournment at 10:05 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Sam Webster from Panora. He was the guest of Representative Highfill of Polk.

The Journal of Thursday, February 13, 2014, was approved.

INTRODUCTION OF BILLS

House File 2258, by Heartsill, Alons, Sheets, Shaw, Schultz, and Gassman, a bill for an act to prohibit state departments, agencies, and political subdivisions of this state and members of the Iowa national guard from assisting the armed forces of the United States in the investigation, prosecution, or detainment of any citizen of the United States under certain circumstances and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2259, by Dawson, a bill for an act relating to the Iowa Indian child welfare Act.

Read first time and referred to committee on **Judiciary.**

House File 2260, by Salmon, Kaufmann, Klein, Hein, Moore, Brandenburg, Sheets, Fisher, Drake, Bacon, Byrnes, Maxwell, Shaw, Dolecheck, Stanerson, S. Olson, Gassman, Heartsill, Rogers, Rayhons, Deyoe, Worthan, Prichard, Bearinger, and Thomas, a bill for an act relating to emergency services by increasing the tax credit amount for volunteer fire fighter and emergency medical services personnel, by increasing reimbursement of emergency medical

services under the Medicaid program, and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Watershed Improvement Review Board Annual Report, pursuant to Iowa Code section 466A.3.

DEPARTMENT OF PUBLIC SAFETY

Annual Report, pursuant to Iowa Code section 7E.3.

LEGISLATIVE SERVICES AGENCY

Administrative Costs in Higher Education Study Committee Final Report, pursuant to Iowa Code section 2.42.

Iowa Rivers and Waterways Study Committee Final Report, pursuant to Iowa Code section 2.42.

Urban Renewal Report-Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403.

On motion by Highfill of Polk, the House adjourned at 10:07 a.m., until 1:00 p.m., Monday, February 17, 2014.

JOURNAL OF THE HOUSE

Thirty-sixth Calendar Day - Twenty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 17, 2014

The House met pursuant to adjournment at 1:03 p.m., Speaker Paulsen in the chair.

Prayer was offered by Rabbi Steve Edelman-Blank, Tifereth Israel Synagogue, Des Moines. He was the guest of Representative Oldson of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chayce Glienke, Chief Clerk's Page from Alta.

The Journal of Friday, February 14, 2014, was approved.

INTRODUCTION OF BILLS

House File 2261, by Isenhart, Hunter, Anderson, Kajtazovic, Gaskill, Kearns, Hanson, Jacoby, and Wolfe, a bill for an act relating to wage and salary rates for certain public officials and public employees.

Read first time and referred to committee on **State Government.**

House File 2262, by Wolfe, a bill for an act relating to the removal of charge records from the Iowa court information system and the expungement of such records.

Read first time and referred to committee on **Judiciary.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:07 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:05 p.m., Speaker Paulsen in the chair.

COMMITTEE REVISION

The Speaker announced the following temporary change to the committee on State Government, effective February 17, 2014:

Kearns of Lee replaced T. Taylor of Linn

INTRODUCTION OF BILLS

House File 2263, by Mascher, a bill for an act relating to publicly funded preschool and early childhood programming and making appropriations.

Read first time and referred to committee on **Education.**

House File 2264, by Hess, a bill for an act relating to public hospitals by allowing a hospital board to hold closed sessions for strategic planning and by allowing a city to reduce terms for trustees for city hospitals or health care facilities.

Read first time and referred to committee on **Human Resources.**

House File 2265, by Wolfe, a bill for an act relating to driver's license sanctions imposed for a first violation of requirements for meeting or overtaking a school bus, and including effective date provisions.

Read first time and referred to committee on **Transportation.**

House File 2266, by committee on Local Government, a bill for an act relating to vital records by increasing the portion of marriage license fees retained by a county.

Read first time and referred to committee on **Ways and Means.**

House File 2267, by committee on Local Government, a bill for an act relating to county recorder duties, fees, and records maintenance.

Read first time and referred to committee on **Ways and Means.**

House File 2268, by committee on Human Resources, a bill for an act providing an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2269, by committee on Education, a bill for an act relating to the administrator quality program and to a coaching and support system for school district administrators.

Read first time and placed on the **calendar.**

House File 2270, by R. Taylor, a bill for an act creating a physician donated services tax credit available against the individual income tax, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2271, by committee on Education, a bill for an act relating to supplementary weighting for shared operational functions of school districts and including effective date provisions.

Read first time and placed on the **calendar.**

House File 2272, by committee on Education, a bill for an act relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

Read first time and placed on the **calendar.**

House File 2273, by committee on Local Government, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Read first time and placed on the **calendar.**

House File 2274, by committee on State Government, a bill for an act concerning notice of fees imposed and collected by state agencies.

Read first time and placed on the **calendar.**

House File 2275, by committee on Human Resources, a bill for an act establishing asset, income, and identity verification requirements for medical assistance applicants and recipients.

Read first time and placed on the **calendar.**

House File 2276, by committee on Human Resources, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Read first time and placed on the **calendar.**

House File 2277, by committee on Judiciary, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Read first time and placed on the **calendar.**

House File 2278, by committee on Judiciary, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty.

Read first time and placed on the **calendar.**

House File 2279, by committee on Judiciary, a bill for an act relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

Read first time and placed on the **calendar.**

House File 2280, by committee on Local Government, a bill for an act restricting the regulatory authority of the Iowa utilities board with regard to municipal utility disconnection of service requirements.

Read first time and placed on the **calendar.**

House File 2281, by Heartsill and Lykam, a bill for an act authorizing the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Read first time and referred to committee on **Economic Growth.**

SPONSORS ADDED

Dawson of Woodbury requested to be added as a sponsor of House File 2153.

Hanson of Jefferson requested to be added as a sponsor of House File 2153.

Stutsman of Johnson requested to be added as a sponsor of House File 2153.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 643 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

H.S.B. 644 Ways and Means

Relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

H.S.B. 645 Ways and Means

Relating to the administration of the streamlined sales tax agreement by the department of revenue.

H.S.B. 646 Ways and Means

Increasing the amount of the homestead property tax credit and including applicability provisions.

H.S.B. 647 Ways and Means

Relating to the military service property tax exemption and credit by increasing the exemption amount, and including applicability provisions.

H.S.B. 648 Ways and Means

Relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the individual income tax, inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

H.S.B. 649 Ways and Means

Relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

H.S.B. 650 Veterans Affairs

Creating individual income tax credits for military service during certain military conflicts in Lebanon, Grenada, and Panama, and for service during certain military conflicts in the Persian Gulf, providing for penalties, and including retroactive applicability provisions.

H.S.B. 651 Veterans Affairs

Exempting from the individual income tax all pay received from the federal government for certain military service in support of the national guard and including retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2015 Reassigned

State Government: Watts, Chair; Grassley and Hunter.

House File 2212

Environmental Protection: J. Smith, Chair; Lundby and Maxwell.

House File 2213

Environmental Protection: J. Smith, Chair; Isenhart and Maxwell.

House File 2214

State Government: Watts, Chair; Grassley and Kelley.

House File 2221

State Government: Watts, Chair; Grassley and Isenhart.

House File 2222

State Government: Watts, Chair; Grassley and Prichard.

House File 2236

Judiciary: Worthan, Chair; Alons and Oldson.

House File 2243

State Government: Watts, Chair; Grassley and Winckler.

House File 2249

Human Resources: Forristall, Chair; Anderson and Fry.

House File 2256

Labor: Jorgensen, Chair; Forristall and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 643

Judiciary: Gustafson, Chair; Hess and Wessel-Kroeschell.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 515), relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including a property tax exemption for broadband infrastructure, and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 623), relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 555), relating to professional development services for elementary teachers to improve students' literacy skills.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 619), relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 184), relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 531), relating to payments from the indigent defense fund by the state public defender, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 599), requiring recording of claims involving mineral rights in real estate owned by another person and providing for loss of mineral rights if a claim is not timely recorded.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 600), relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 2069), relating to solid waste.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2101), providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 548), relating to the licensing of vehicle recyclers by defining the term "scrapping".

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 597), relating to matters under the purview of the department of transportation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2014.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 613), relating to workforce services for veterans and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 616), relating to professional and occupational licensure of veterans and the spouses of veterans.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

Committee Bill (Formerly House Study Bill 617), appropriating funds to the home ownership assistance program for military members.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2014.

AMENDMENTS FILED

H–8013	S.F.	220	Fry of Clarke
H–8014	H.F.	2192	Deyoe of Story

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:09 p.m., until 8:30 a.m., Tuesday, February 18, 2014.

JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 18, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by the Honorable Dave Mulder, former Senator from Sioux City. He was the guest of Representative Alons of Sioux County.

In lieu of the Pledge of Allegiance, the Oskaloosa String Ensemble performed “America the Beautiful”. They were the guests of Representative Vander Linden of Mahaska.

The Journal of Monday, February 17, 2014, was approved.

INTRODUCTION OF BILLS

House File 2282, by Alons, Shaw, Fry, Sheets, Gassman, Salmon, Heartsill, Watts, Schultz, Brandenburg, and Lofgren, a bill for an act requiring display of the motto "in God we trust" by school districts.

Read first time and referred to committee on **Education.**

House File 2283, by Anderson, a bill for an act establishing a refugee family support services pilot program and making appropriations.

Read first time and referred to committee on **Education.**

House File 2284, by Shaw, Schultz, Heartsill, Alons, Salmon, Sheets, Gassman, Dolecheck, and Huseman, a bill for an act relating to the carrying and possession of weapons and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2285, by Berry and Rogers, a bill for an act relating to a study and report concerning juvenile detention.

Read first time and referred to committee on **Judiciary.**

House File 2286, by Hunter, a bill for an act relating to the regulation of employment agencies and making penalties applicable.

Read first time and referred to committee on **Labor.**

House File 2287, by committee on Economic Growth, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2288, by committee on State Government, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies.

Read first time and placed on the **calendar.**

House File 2289, by committee on Public Safety, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

Read first time and placed on the **calendar.**

House File 2290, by committee on State Government, a bill for an act concerning allowable uses for purse moneys designated for standardbred horse racing.

Read first time and placed on the **calendar.**

House File 2291, by Kressig, Lensing, Bacon, Muhlbauer, Isenhart, Jacoby, R. Olson, Abdul-Samad, Hanson, Murphy, Gaskill, Fisher, Ourth, Steckman, H. Miller, Wood, Kajtazovic, Oldson, Forbes, Kelley, Ruff, Lykam, Berry, Gaines, and Staed, a bill for an act making an appropriation to provide assistance to parents, guardians, and custodians with costs resulting from the death of a child.

Read first time and referred to committee on **Appropriations.**

House File 2292, by Kajtazovic, a bill for an act providing for an increase in the state minimum hourly wage.

Read first time and referred to committee on **Labor.**

House File 2293, by Kajtazovic, a bill for an act relating to the choice of doctor to treat injuries.

Read first time and referred to committee on **Labor.**

House File 2294, by Byrnes, a bill for an act relating to driving in the passing lane of a highway, and providing penalties.

Read first time and referred to committee on **Transportation.**

House File 2295, by Isenhart, H. Miller, Gaines, and Abdul-Samad, a bill for an act providing a property tax exemption for land used to produce food within the limits of a city.

Read first time and referred to committee on **Ways and Means.**

House File 2296, by committee on Commerce, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

Read first time and placed on the **calendar.**

House File 2297, by committee on Commerce, a bill for an act relating to the regulation of pharmacy benefit managers.

Read first time and placed on the **calendar.**

CONSIDERATION OF BILLS
Regular Calendar

House File 2159, a bill for an act relating to Miller trusts and including applicability provisions, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2159)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Kelley	Running-Marquardt	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2172, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2172)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kelley	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2180, a bill for an act relating to transitional coaching authorizations issued by the board of educational examiners, was taken up for consideration.

Winckler of Scott offered amendment H–8010 filed by her and Gassman of Winnebago and moved its adoption.

Amendment H–8010 was adopted.

Gassman of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2180)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kelley	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2159, 2172** and **2180.**

House File 2181, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2181)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Kelley	Murphy	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2051 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House File 2051 from further consideration by the House.

House File 2192, a bill for an act relating to rural water providers by making changes to water service requirements, was taken up for consideration.

Deyoe of Story offered amendment H–8014 filed by him and moved its adoption.

Amendment H–8014 was adopted.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2192)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons

Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Berry	Kelley	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 516 WITHDRAWN

Deyoe of Story asked and received unanimous consent to withdraw House File 516 from further consideration by the House.

House File 2199, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2199)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart

Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Kelley	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2216, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources, was taken up for consideration.

Highfill of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2216)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2181, 2192, 2199** and **2216.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Taylor, T. of Linn

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:09 a.m., until 4:30 p.m.

AFTERNOON SESSION

The House reconvened at 4:34 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2298, by Kajtazovic, a bill for an act imposing a moratorium on the mining of silica sand and including effective date provisions.

Read first time and referred to committee on **Environmental Protection.**

House File 2299, by Kajtazovic, a bill for an act establishing a property-assessed clean energy program, authorizing city and county special assessments, and providing civil penalties.

Read first time and referred to committee on **Local Government.**

House File 2300, by Bearinger, a bill for an act relating to the care of livestock, by providing training for law enforcement officials and a tax credit to reimburse veterinarians who provide livestock food, and including applicability date provisions.

Read first time and referred to committee on **Agriculture.**

House File 2301, by Hall, a bill for an act restricting the sale of information or data relating to a deferred judgment and providing penalties.

Read first time and referred to committee on **Judiciary.**

House File 2302, by Deyoe, a bill for an act prohibiting the hunting or taking of cougars and making penalties applicable.

Read first time and referred to committee on **Natural Resources**.

House File 2303, by Dunkel, a bill for an act relating to the performance of background checks for certified nurse aide training program students.

Read first time and referred to committee on **Public Safety.**

House File 2304, by Hall, a bill for an act relating to the property tax credit or rent reimbursement for elderly, disabled, and low-income persons and including applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2305, by committee on Economic Growth, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2306, by Ruff and Thomas, a bill for an act making an appropriation for grants to community mental health centers for implementation of electronic health records.

Read first time and referred to committee on **Appropriations.**

House File 2307, by Hall, a bill for an act relating to a hospital's participation in the state perinatal program.

Read first time and referred to committee on **Human Resources.**

House File 2308, by Steckman, Ruff, Hall, Dawson, Winckler, Hunter, Mascher, Hanson, Cohoon, Gaines, Wood, Abdul-Samad, Anderson, Lensing, Kearns, Thede, Bearinger, and Murphy, a bill for an act relating to private instruction.

Read first time and referred to committee on **Education.**

House File 2309, by Steckman, Prichard, Ruff, Wood, Murphy, Gaskill, Kajtazovic, Muhlbauer, Thede, and L. Miller, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, and providing for a fee.

Read first time and referred to committee on **Judiciary.**

House File 2310, by Bearinger, a bill for an act providing that a child who is twelve years of age or older, who is truant, and who refuses to engage in mediation or who violates a mediation agreement commits a delinquent act.

Read first time and referred to committee on **Judiciary.**

House File 2311, by committee on Education, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Read first time and referred to committee on **Ways and Means.**

House File 2312, by committee on Transportation, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Read first time and referred to committee on **Ways and Means.**

HOUSE FILE 2264 REREFERRED

The Speaker announced that House File 2264, previously referred to committee on **Human Resources** was rereferred to committee on **State Government**.

EXPLANATION OF VOTE

On February 18, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2159 – "aye"
House File 2172 – "aye"
House File 2180 – "aye"
House File 2181 – "aye"
House File 2192 – "aye"
House File 2199 – "aye"

KELLEY of Jasper

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 652 Human Resources

Relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

H.S.B. 653 Human Resources

Requiring the development and use of a standard process and form for prior authorization of prescription drug benefits.

H.S.B. 654 Education

Relating to continuity of learning for children receiving foster care services.

H.S.B. 655 Local Government

Creating a derelict building grant program and fund and making appropriations.

H.S.B. 656 Veterans Affairs

Exempting military survivor benefits for certain purposes of the state individual income tax and including retroactive applicability provisions.

H.S.B. 657 Commerce

Specifying procedures applicable to claims asserting stray electric current or voltage.

H.S.B. 658 Natural Resources

Concerning liability protection for volunteers on state lands.

H.S.B. 659 Education

Relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS

House File 369

Ways and Means: Hagenow, Chair; Forbes and Landon.

House File 2066

Ways and Means: Hagenow, Chair; Kearns and Landon.

House File 2076

Ways and Means: Stanerson, Chair; Moore and Thomas.

House File 2129

Ways and Means: Hagenow, Chair; Landon and Prichard.

House File 2149

Ways and Means: Moore, Chair; Byrnes and Riding.

House File 2158

Transportation: Landon, Chair; Kaufmann and H. Miller.

House File 2204

Education: Gassman, Chair; Stanerson and Wood.

House File 2205

Education: Gassman, Chair; Hanusa and Mascher.

House File 2229

Transportation: Moore, Chair; Forbes and Landon.

House File 2233

Commerce: Pettengill, Chair; Landon and Riding.

House File 2234

Economic Growth: Alons, Chair; Bearinger and Deyoe.

House File 2237

State Government: Watts, Chair; Grassley and Isenhart.

House File 2245

Education: L. Miller, Chair; Hess and Wood.

House File 2247

Education: L. Miller, Chair; Fry and Winckler.

House File 2255

Education: L. Miller, Chair; Fry and Steckman.

House File 2257

Transportation: Heartsill, Chair; Cohoon and Huseman.

House File 2261

State Government: Watts, Chair; Grassley and Isenhart.

House File 2263

Education: L. Miller, Chair; Rogers and Winckler.

House File 2281

Economic Growth: Deyoe, Chair; Ourth and Rogers.

House File 2282

Education: Forristall, Chair; Fry and Winckler.

House File 2283

Education: L. Miller, Chair; Abdul-Samad and Gassman.

House File 2286

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 2292

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 2293

Labor: Jorgensen, Chair; Forristall and Hunter.

Senate File 303

Ways and Means: Windschitl, Chair; Kearns and Landon.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 644

Ways and Means: Landon, Chair; Gaskill and Stanerson.

House Study Bill 645

Ways and Means: Vander Linden, Chair; Stanerson and Thomas.

House Study Bill 646

Ways and Means: Stanerson, Chair; Kearns and Maxwell.

House Study Bill 647

Ways and Means: Landon, Chair; Forristall and Prichard.

House Study Bill 648

Ways and Means: Windschitl, Chair; Baltimore and Stutsman.

House Study Bill 649

Ways and Means: Landon, Chair; Isenhart and Vander Linden.

House Study Bill 650

Veterans Affairs: Brandenburg, Chair; Kajtazovic and Shaw.

House Study Bill 651

Veterans Affairs: Alons, Chair; Bacon and Jacoby.

House Study Bill 652

Human Resources: Fry, Chair; Heddens and Landon.

House Study Bill 653

Human Resources: L. Miller, Chair; Costello and Wessel-Kroeschell.

House Study Bill 654

Education: Fry, Chair; Hanusa and Steckman.

House Study Bill 655

Local Government: Schultz, Chair; Staed and Windschitl.

House Study Bill 656

Veterans Affairs: Alons, Chair; Costello and Kearns.

House Study Bill 657

Commerce: J. Smith, Chair; Kressig and Soderberg.

House Study Bill 658

Natural Resources: Rayhons, Chair; Hanson and J. Smith.

House Study Bill 659

Education: Fry, Chair; Staed and Stanerson.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2001), relating to eligible applicants for local watershed improvement grants.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 516), relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 586), relating to matters under the purview of the utilities division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 539), concerning the Iowa finance authority in regard to the title guaranty program and private activity boards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 591), relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 638), providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

COMMITTEE ON EDUCATION

House File 2224, a bill for an act requiring reporting on certain educational credits awarded to veterans.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

Committee Bill (Formerly House File 559), relating to school district funding by modifying school budget review committee authority to recommend fiscal reviews and to provide transportation assistance aid, specifying uses of the district management levy, authorizing school districts to levy for transportation costs, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 628), relating to the definitions of mobile home park in the Iowa Code chapters concerning property tax on manufactured and mobile homes and for purposes of residential landlord and tenant laws.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2074), relating to registration fees for motor vehicles transferred to a nonprofit corporation for donation to needy individuals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 614), relating to the fees for special registration plates associated with military service.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

AMENDMENTS FILED

H–8015	H.F.	2219	Pettengill of Benton
H–8016	H.F.	2084	Alons of Sioux

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:37 p.m., until 8:30 a.m., Wednesday, February 19, 2014.

JOURNAL OF THE HOUSE

Thirty-eighth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 19, 2014

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by the Most Reverend Michael Jackels, Archbishop of the Diocese of Dubuque. He was the guest of Representatives Dunkel of Dubuque County and Hein of Jones County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dzenita Osmanbegovic, Minority Leader's Page from Urbandale.

The Journal of Tuesday, February 18, 2014, was approved.

INTRODUCTION OF BILLS

House File 2313, by Hunter, a bill for an act relating to the possession and distribution of marijuana, and providing penalties.

Read first time and referred to committee on **Public Safety.**

House File 2314, by Deyoe, a bill for an act providing for the reclassification and recalculation of assessments for land located within a drainage district.

Read first time and referred to committee on **Agriculture.**

House File 2315, by Wessel-Kroeschell, a bill for an act relating to the obtaining of a copy of an original birth certificate by an adult adoptee, and providing for fees.

Read first time and referred to committee on **Human Resources.**

House File 2316, by committee on Veterans Affairs, a bill for an act relating to workforce services for veterans and making appropriations.

Read first time and referred to committee on **Appropriations.**

House File 2317, by committee on Veterans Affairs, a bill for an act appropriating funds to the home ownership assistance program for military members.

Read first time and referred to committee on **Appropriations.**

House File 2318, by Stutsman, a bill for an act relating to the recording of certain instruments affecting real estate and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

House File 2319, by committee on Veterans Affairs, a bill for an act relating to professional and occupational licensure of veterans and the spouses of veterans.

Read first time and referred to committee on **State Government.**

House File 2320, by Stutsman and Kaufmann, a bill for an act related to the storage of voter registration applications.

Read first time and referred to committee on **State Government.**

House File 2321, by Kearns, a bill for an act relating to commercial and property tax replacement payments and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2322, by Thomas and Bearinger, a bill for an act providing for certain moneys generated from the corporate income tax, including by providing for the transfer of such moneys to an Iowa conservation, outdoor recreation, and economy fund and the allocation from that fund to specific funds relating to soil and water

conservation, natural resources, and the environment and making appropriations.

Read first time and referred to committee on **Ways and Means.**

House File 2323, by Cownie, a bill for an act reducing the individual income tax rates and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2324, by committee on Commerce, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code.

Read first time and placed on the **calendar.**

House File 2325, by committee on Judiciary, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

Read first time and placed on the **calendar.**

House File 2326, by committee on Judiciary, a bill for an act relating to payments from the indigent defense fund by the state public defender, and providing penalties.

Read first time and placed on the **calendar.**

House File 2327, by committee on Judiciary, a bill for an act requiring recording of claims involving mineral rights in real estate owned by another person and providing for loss of mineral rights if a claim is not timely recorded.

Read first time and placed on the **calendar.**

House File 2328, by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Read first time and placed on the **calendar.**

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Commerce and committee on Education to meet today at 11:30 a.m.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:43 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:07 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2329, by committee on Commerce, a bill for an act relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including a property tax exemption for broadband infrastructure, and making appropriations.

Read first time and referred to committee on **Ways and Means.**

House File 2330, by committee on Commerce, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Read first time and placed on the **calendar.**

House File 2331, by committee on Judiciary, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Read first time and placed on the **calendar.**

House File 2332, by committee on Transportation, a bill for an act relating to the licensing of vehicle recyclers and defining the term "scrapping".

Read first time and placed on the **calendar.**

House File 2333, by committee on Commerce, a bill for an act relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions.

Read first time and placed on the **calendar.**

House File 2334, by committee on Education, a bill for an act relating to professional development services for elementary teachers to improve students' literacy skills.

Read first time and placed on the **calendar.**

House File 2335, by Lundby, Staed, Riding, Kearns, Jacoby, Ourth, Forbes, Stutsman, Winckler, Wessel-Kroeschell, Heddens, T. Olson, and Berry, a bill for an act creating a spay and neuter fund, and making an appropriation.

Read first time and referred to committee on **Appropriations.**

House File 2336, by Kajtazovic, a bill for an act providing for the establishment of a net metering program applicable to rate-regulated electric utilities, and including effective date provisions.

Read first time and referred to committee on **Commerce.**

House File 2337, by Hanson, Murphy, and Staed, a bill for an act requiring motor fuel dealers to assist disabled individuals obtaining motor fuel from motor fuel pumps, and providing penalties.

Read first time and referred to committee on **Commerce.**

House File 2338, by Lundby, Hanson, Murphy, Wessel-Kroeschell, and T. Olson, a bill for an act relating to the use of permeable paving and reservoir retention systems in the construction of certain parking lots.

Read first time and referred to committee on **Environmental Protection.**

House File 2339, by Kajtazovic, a bill for an act to prohibit employers from seeking access to certain online personal employee information.

Read first time and referred to committee on **Labor.**

House File 2340, by Hein, a bill for an act relating to benefited recreational lake districts, water quality districts, and combined recreational lake and water quality districts and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 660 Local Government

Relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects.

H.S.B. 661 Transportation

Relating to the rate of the excise tax on motor fuel and certain special fuel used in motor vehicles.

H.S.B. 662 Transportation

Relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

H.S.B. 663 Transportation

Relating to the taxation of fuel used in motor vehicles, and including effective date provisions.

H.S.B. 664 Transportation

Relating to testing requirements for a class M driver's license or a motorcycle endorsement on a driver's license, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2223

Appropriations: Dolecheck, Chair; Dunkel and Worthan.

House File 2239

Appropriations: Drake, Chair; Highfill and Jacoby.

House File 2240

Appropriations: Drake, Chair; Highfill and Jacoby.

House File 2244

Education: L. Miller, Chair; Gaines and Stanerson.

House File 2246

Education: L. Miller, Chair; Byrnes and Cohoon.

House File 2248

Education: L. Miller, Chair; Rogers and Staed.

House File 2291

Appropriations: Heaton, Chair; Jacoby and Soderberg.

House File 2307

Human Resources: Forristall, Chair; Fry and Hunter.

House File 2315

Human Resources: L. Miller, Chair; Bacon and Dawson.

Senate File 2110

Appropriations: Watts, Chair; Bearinger and Highfill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 660

Local Government: Hanusa, Chair; Gaskill and Rayhons.

House Study Bill 662

Transportation: Moore, Chair; Kaufmann and Riding.

House Study Bill 664

Transportation: Byrnes, Chair; Lykam and Moore.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2006), extending the period of existence of the beginning farmer tax credit program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2123), relating to the spaying and neutering of pets, by establishing a board and fund, providing for an income tax checkoff, providing for special motor vehicle registration plates, establishing fees, and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2210), relating to the establishment of an urban-ag academy under the board of regents.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 524), relating to corn promotion, including special referendums, the assessment of a checkoff, and voting and refund procedures, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 518), modifying notification requirements applicable to underground facility excavations where underground facilities are present.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 552), relating to the supervision of orthotist or prosthetist assistants.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 642), relating to mutual-to-stock insurance company conversions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 657), specifying procedures applicable to claims asserting stray electric current or voltage.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House File 2234), allowing private employers to grant a preference in hiring and promotion to veterans and certain spouses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 541), relating to the administration of the job training program and fund by the economic development authority and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 618), providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax

credits, providing for the powers and duties of the authority, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 624), relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2070), relating to state child care assistance program eligibility requirements.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2097), relating to community-directed attendant care requirements, and including effective, retroactive, and applicability date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2182), relating to the requirements for psychologist licensing.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 633), relating to crisis stabilization programs authorized by the department of human services.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 637), relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 653), requiring the development and use of a standard process and form for prior authorization of prescription drug benefits.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 289), authorizing a city to use city reserve funds as a loan for certain projects.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 627), related to special exceptions and variances from city zoning regulations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 626), relating to the period of time for issuing bonds by cities and counties for certain disaster-related purposes and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 655), creating a derelict building grant program and fund and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 658), concerning liability protection for volunteers on state lands.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 2114), relating to the murder of a peace officer, reserve peace officer, correctional officer, jailer, public employee, or hostage, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2116), prohibiting the disclosure of personal information except under specified circumstances and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 545), relating to emergency management assistance in a disaster emergency concerning emergency personnel and mutual aid arrangements and agreements.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 546), relating to the possession of precursor substances used to manufacture controlled substances, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 595), establishing a mass notification and emergency messaging system fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 640), adding the hallucinogenic substance kratom to the list of schedule I controlled substances, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Joint Resolution 2005), nullifying racing and gaming commission rules related to the appeal of certain administrative actions and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2015), relating to the establishment of a committee to study professional licenses administered or supervised by the department of public health.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2083), concerning requirements for state purchasing from prison industries.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2128), relating to fantasy sports contests.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2157), relating to state agency decision making.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 533), relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 574), providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 576), concerning the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 606), relating to the administration and operation of the Iowa communications network.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2014.

Committee Bill (Formerly House Study Bill 621), concerning live dog racing at pari-mutuel dog racetracks, simultaneously telecast wagering, establishing fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 622), relating to the terms of appointees to vacancies in elective city office.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 630), relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, requiring that absentee ballots be received before the polls close on election day, and allowing for changes to the envelopes provided to absentee voters.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2014.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 547), concerning the employment of motor vehicle enforcement officers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 596), relating to driving on a roadway laned for traffic, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 662), relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 650), creating individual income tax credits for military service during certain military conflicts in Lebanon, Grenada, and Panama, and for service during certain military conflicts in the Persian Gulf, providing for penalties, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 651), exempting from the individual income tax all pay received from the federal government for certain military service in support of the national guard and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 656), exempting military survivor benefits for certain purposes of the state individual income tax and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:09 p.m., until 8:30 a.m., Thursday, February 20, 2014.

JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 20, 2014

The House met pursuant to adjournment at 8:34 a.m., Landon of Polk in the chair.

Prayer was offered by Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Landon of Polk.

The Journal of Wednesday, February 19, 2014, was approved.

INTRODUCTION OF BILLS

House File 2341, by Heaton, a bill for an act relating to disclosure requirements for the sale or rental of certain property that was used for the manufacture of methamphetamine and making penalties applicable.

Read first time and referred to committee on **Commerce.**

House File 2342, by Grassley, a bill for an act relating to administrative costs savings and efficiencies at the state board of regents.

Read first time and referred to committee on **Education.**

House File 2343, by Lundby, Staed, Gaskill, Kaufmann, Kearns, Murphy, Jacoby, Ourth, Thomas, Isenhart, Steckman, Forbes, Stutsman, Winckler, Wessel-Kroeschell, Byrnes, Moore, T. Olson, Thede, and Berry, a bill for an act establishing an Iowa employment rides initiative in the department of transportation and making an appropriation.

Read first time and referred to committee on **Transportation.**

House File 2344, by committee on Agriculture, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners.

Read first time and placed on the **calendar.**

House File 2345, by committee on Agriculture, a bill for an act relating to eligible applicants for local watershed improvement grants.

Read first time and placed on the **calendar.**

House File 2346, by committee on Natural Resources, a bill for an act relating to solid waste.

Read first time and placed on the **calendar.**

House File 2347, by committee on Local Government, a bill for an act relating to the definitions of mobile home park in the Iowa Code chapters concerning property tax on manufactured and mobile homes and for purposes of residential landlord and tenant laws.

Read first time and placed on the **calendar.**

House File 2348, by committee on State Government, a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission.

Read first time and placed on the **calendar.**

House File 2349, by committee on Economic Growth, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Read first time and placed on the **calendar.**

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 2119), relating to certain costs under the statewide preschool program for four-year-old children.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 525), relating to state and school antiharassment and antibullying policies and providing for training on bullying prevention, suicide prevention, and professional conduct and ethics for school personnel.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 592), relating to core content standards, assessments, curricula relating to student academic progress, and to the collection of and access to student data.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 611), permitting schools to stock, administer, and provide epinephrine.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 654), relating to continuity of learning for children receiving foster care services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 659), relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 384), concerning the authorized possession of certain offensive weapons and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 571), relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House File 2143), relating to permits to acquire and members of the armed forces of the United States or this state serving on active duty.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 505), relating to the criminal sentencing of juveniles in district court.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 571), relating to transfer of guardianship in child in need of assistance proceedings.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 573), relating to the scope and nature of use restrictions on land.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 581), relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 584), providing for notice of garnishment and levy to a judgment debtor.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 625), creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 629), relating to pharmacy benefits management and the use, sharing, selling, rental, leasing, and dissemination of a covered individual's health information.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 631), relating to nonsubstantive code corrections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

Committee Bill (Formerly House Study Bill 643), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2014.

COMMITTEE ON LOCAL GOVERNMENT

House File 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2014.

RESOLUTION FILED

H.C.R. 107, by Kajtazovic, a concurrent resolution requesting that the United States Congress propose amendments to the Constitution of the United States to allow for the regulation of the political expenditure of funds by corporations.

Referred to committee on **State Government.**

On motion by Gustafson of Madison, the House adjourned at 8:37 a.m., until 10:00 a.m., Friday, February 21, 2014.

JOURNAL OF THE HOUSE

Fortieth Calendar Day - Twenty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 21, 2014

The House met pursuant to adjournment at 10:03 a.m., R. Taylor of Dallas in the chair.

Prayer was offered by Rich Taylor, elder at Earlham Church of Christ, Earlham. He was the guest of Representative R. Taylor of Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative R. Taylor of Dallas.

The Journal of Thursday, February 20, 2014, was approved.

INTRODUCTION OF BILLS

House File 2350, by Hanson, a bill for an act relating to certain public cafeterias concerning local purchasing preferences and dietary guidelines.

Read first time and referred to committee on **Education.**

House File 2351, by committee on Veterans Affairs, a bill for an act relating to the fees for special registration plates associated with military service.

Read first time and referred to committee on **Transportation.**

House File 2352, by committee on Economic Growth, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2353, by committee on Economic Growth, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2354, by committee on State Government, a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, requiring that absentee ballots be received before the polls close on election day, and allowing for changes to the envelopes provided to absentee voters.

Read first time and placed on the **calendar.**

House File 2355, by committee on Public Safety, a bill for an act adding the hallucinogenic substance kratom to the list of schedule I controlled substances, and providing penalties.

Read first time and placed on the **calendar.**

House File 2356, by committee on Public Safety, a bill for an act relating to the possession of precursor substances used to manufacture controlled substances, and providing penalties.

Read first time and placed on the **calendar.**

House File 2357, by committee on Transportation, a bill for an act relating to registration fees for motor vehicles transferred to a nonprofit corporation for donation to needy individuals.

Read first time and referred to committee on **Ways and Means.**

House File 2358, by committee on State Government, a bill for an act providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar.**

House File 2359, by committee on Veterans Affairs, a bill for an act exempting military survivor benefits for certain purposes of the state individual income tax and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2360, by committee on Education, a bill for an act establishing a transportation cost supplement program for school districts, authorizing the imposition of a transportation cost supplement property tax and income surtax, and including applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2361, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation.

Read first time and placed on the **calendar.**

House File 2362, by committee on Public Safety, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

Read first time and placed on the **calendar.**

House File 2363, by committee on Transportation, a bill for an act concerning the employment of motor vehicle enforcement officers.

Read first time and placed on the **calendar.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

Core Curriculum Report, pursuant to Iowa Code section 256.9(54).

Child Development Coordinating Council Report, pursuant to Iowa Code section 256A.3.

Returning Dropout and Dropout Prevention Report, pursuant to Iowa Code section 257.40(2).

Job Placement of Individual with Disabilities-Vocational Rehabilitation Division Report, pursuant to Chapter 141.6, 2013 Iowa Acts.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B.

DEPARTMENT OF HUMAN RIGHTS

Public Safety Advisory Board Report, pursuant to Iowa Code section 216A.133A(5).

Information Regarding Sex Offender Special Sentence and Registry Requirements Report, pursuant to Iowa Code section 692A.106.

DEPARTMENT OF REVENUE

Corporate Income Tax-Research Activities Credit Report, pursuant to Iowa Code section 422.33(5)(h).

Individual Income Tax-Research Activities Credit Report, pursuant to Iowa Code section 422.10(6).

Economic Development Award-Research Activities Credit Report, pursuant to Iowa Code section 15.335(9).

ECONOMIC DEVELOPMENT AUTHORITY

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Annual Report, pursuant to Iowa Code section 15.107B.

On motion by Hagenow of Polk, the House adjourned at 10:09 a.m., until 1:00 p.m., Monday, February 24, 2014.

JOURNAL OF THE HOUSE

Forty-third Calendar Day - Twenty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 24, 2014

The House met pursuant to adjournment at 1:05 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Belinda Creighton-Smith, Faith Temple Baptist Church, Waterloo. She was the guest of Representative Berry of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Rebecca Boyer, Page from Ringsted.

The Journal of Friday, February 21, 2014, was approved.

INTRODUCTION OF BILLS

House File 2364, by committee on State Government, a bill for an act relating to the establishment of a committee to study professional licenses administered or supervised by the department of public health's professional licensure division.

Read first time and placed on the **calendar.**

House File 2365, by committee on State Government, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2366, by committee on State Government, a bill for an act relating to the terms of appointees to vacancies in elective city office.

Read first time and placed on the **calendar.**

House File 2367, by committee on Agriculture, a bill for an act providing for certification requirements for persons actively involved in the operation of a commercial manure service.

Read first time and placed on the **calendar.**

House File 2368, by committee on Public Safety, a bill for an act extending security freeze protection to specified individuals designated as protected consumers.

Read first time and placed on the **calendar.**

House File 2369, by committee on Commerce, a bill for an act specifying procedures applicable to claims asserting stray electric current or voltage.

Read first time and placed on the **calendar.**

House File 2370, by committee on Commerce, a bill for an act relating to the supervision of orthotist or prosthetist assistants.

Read first time and placed on the **calendar.**

House File 2371, by committee on Public Safety, a bill for an act establishing a mass notification and emergency messaging system fund.

Read first time and referred to committee on **Appropriations.**

House File 2372, by committee on Veterans Affairs, a bill for an act exempting from the individual income tax all pay received from the federal government for certain military service in support of the national guard and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2373, by committee on Economic Growth, a bill for an act allowing private employers to grant a preference in hiring and promotion to veterans and certain spouses.

Read first time and placed on the **calendar.**

SPECIAL PRESENTATION

Drake of Cass introduced to the House, former state legislator, Willard Jenkins.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:16 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:15 p.m., Heartsill of Marion in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2007, by committee on State Government, a joint resolution nullifying racing and gaming commission rules related to the appeal of certain administrative actions and including effective date provisions.

Read first time and placed on the **calendar.**

House File 2374, by committee on Veterans Affairs, a bill for an act creating individual income tax credits for military service during certain military conflicts in Lebanon, Grenada, and Panama, and for service during certain military conflicts in the Persian Gulf, providing for penalties, and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2375, by committee on Judiciary, a bill for an act relating to the scope and nature of use restrictions on land.

Read first time and placed on the **calendar.**

House File 2376, by committee on Human Resources, a bill for an act requiring the development and use of a standard process and form for prior authorization of prescription drug benefits.

Read first time and placed on the **calendar.**

House File 2377, by committee on Human Resources, a bill for an act relating to community-directed attendant care requirements, and including effective, retroactive, and applicability date provisions.

Read first time and placed on the **calendar.**

House File 2378, by committee on Human Resources, a bill for an act relating to the requirements for psychologist licensing.

Read first time and placed on the **calendar.**

House File 2379, by committee on Human Resources, a bill for an act relating to crisis stabilization programs authorized by the department of human services.

Read first time and placed on the **calendar.**

House File 2380, by committee on Human Resources, a bill for an act providing for a state child care assistance program eligibility pilot project.

Read first time and placed on the **calendar.**

House File 2381, by committee on Judiciary, a bill for an act concerning the possession of firearm suppressors.

Read first time and placed on the **calendar.**

House File 2382, by committee on State Government, a bill for an act concerning requirements for state purchasing from prison industries.

Read first time and placed on the **calendar.**

House File 2383, by committee on State Government, a bill for an act relating to fantasy sports contests.

Read first time and placed on the **calendar.**

House File 2384, by committee on State Government, a bill for an act concerning the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar.**

House File 2385, by committee on State Government, a bill for an act relating to state agency decision making.

Read first time and placed on the **calendar.**

House File 2386, by committee on Judiciary, a bill for an act relating to the criminal sentencing of juveniles in district court.

Read first time and placed on the **calendar.**

House File 2387, by committee on Judiciary, a bill for an act providing for notice of garnishment and levy to a judgment debtor.

Read first time and placed on the **calendar.**

House File 2388, by committee on Education, a bill for an act relating to continuity of learning for children receiving foster care services.

Read first time and placed on the **calendar.**

House File 2389, by committee on Education, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

Read first time and placed on the **calendar.**

House File 2390, by committee on Education, a bill for an act relating to certain costs under the statewide preschool program for four-year-old children and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 24, 2014, insisted on its amendment to House File 381, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, and the members of the Conference Committee on the part of the Senate are: The Senator from Black Hawk, Senator Danielson; the Senator from Linn, Senator Horn; the Senator from Jackson, Senator Bowman; the Senator from Woodbury, Senator Bertrand; the Senator from Dallas, Senator Schneider.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2131, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2216, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2056, a bill for an act relating to whole grade sharing incentives for school districts.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2080, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2083, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2091, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2092, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2095, a bill for an act authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2104, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2105, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2109, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the commission of sex offenses against minors.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2120, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2121, a bill for an act making changes to the controlled substance schedules, and providing penalties.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2131, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2187, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2189, a bill for an act requiring the department of transportation to display, under certain circumstances, the descriptive information of a cognitively impaired missing person on the dynamic message signs of the department.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2190, a bill for an act requiring rulemaking for the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2192, a bill for an act relating to the definition of motorized bicycle.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2197, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

MICHAEL E. MARSHALL, Secretary

SUBCOMMITTEE ASSIGNMENT

House File 2299

Local Government: Fisher, Chair; Gassman and Kressig.

AMENDMENTS FILED

H–8017	H.F.	2361	Wolfe of Clinton
H–8018	H.F.	2275	Windschitl of Harrison Hess of Clay Heaton of Henry

H–8019	H.F.	2254	Heartsill of Marion
H–8020	H.F.	2326	Gustafson of Madison
H–8021	H.F.	2174	Gustafson of Madison
H–8022	H.F.	2367	Hanson of Jefferson
H–8023	H.F.	2217	Pettengill of Benton
H–8024	H.F.	2289	Klein of Washington
H–8025	H.F.	2344	Maxwell of Poweshiek
H–8026	H.F.	2253	Wolfe of Clinton

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:19 p.m., until 8:30 a.m., Tuesday, February 25, 2014.

JOURNAL OF THE HOUSE

Forty-fourth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 25, 2014

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Jeffrey Niles, DeWitt Evangelical Free Church, DeWitt. He was the guest of Representatives Wolfe and S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Gonzalez and Joseph Rehani from North High School in Des Moines. They were the guests of Representative M. Smith of Marshall.

The Journal of Monday, February 24, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2172, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2132, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2155, a bill for an act concerning the rights of parties to private construction contracts and including applicability provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2168, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Also: That the Senate has on February 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2169, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:41 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:03 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2201, a bill for an act relating to kidnapping, and providing penalties.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2211, a bill for an act relating to the civil commitment of a sexually violent predator.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2212, a bill for an act relating to land disposal of yard waste.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2228, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2230, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2232, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2241, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 3:03 p.m., until the fall of the gavel.

The House resumed session at 3:35 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2391, by Kajtazovic, a bill for an act concerning the utilization of energy by authorizing the establishment of an energy finance program to finance certain energy improvements, and providing civil penalties.

Read first time and referred to committee on **Commerce.**

House File 2392, by committee on Education, a bill for an act relating to the administration of epinephrine in schools.

Read first time and placed on the **calendar.**

House File 2393, by Pettengill, a bill for an act establishing a motor vehicle insurance verification program, establishing fees, and including penalty provisions.

Read first time and referred to committee on **Commerce.**

House File 2394, by M. Smith, Stutsman, and Moore, a bill for an act relating to fees charged for the services of a lawful custodian in examining and copying public records.

Read first time and referred to committee on **State Government.**

House File 2395, by committee on Transportation, a bill for an act relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

Read first time and placed on the **calendar.**

House File 2396, by committee on Transportation, a bill for an act relating to driving on a roadway laned for traffic, and making penalties applicable.

Read first time and placed on the **calendar.**

House File 2397, by committee on Natural Resources, a bill for an act concerning liability protection for volunteers on state lands.

Read first time and placed on the **calendar.**

House File 2398, by committee on Public Safety, a bill for an act relating to the murder of a peace officer, reserve peace officer, correctional officer, jailer, public employee, or hostage, and providing penalties.

Read first time and placed on the **calendar.**

House File 2399, by Dawson, a bill for an act relating to the involuntary commitment of persons with an intellectual disability.

Read first time and referred to committee on **Judiciary.**

House File 2400, by Prichard, a bill for an act providing an income tax credit for propane storage tanks and related equipment, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2401, by committee on Agriculture, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryover period, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2402, by committee on Local Government, a bill for an act creating a derelict building grant program and fund.

Read first time and referred to committee on **Appropriations.**

House File 2403, by committee on Judiciary, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Read first time and placed on the **calendar.**

House File 2404, by committee on Judiciary, a bill for an act relating to nonsubstantive code corrections.

Read first time and placed on the **calendar.**

House File 2405, by committee on Agriculture, a bill for an act relating to the spaying and neutering of pets, by establishing a board and fund, providing for an income tax checkoff, providing a program to assist low-income owners of dogs and cats to spay and neuter their pets, and making an appropriation.

Read first time and referred to committee on **Ways and Means.**

House File 2406, by committee on State Government, a bill for an act concerning live dog racing at pari-mutuel dog racetracks,

simultaneously telecast wagering, establishing fees, and including effective date provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2407, by committee on Economic Growth, a bill for an act relating to the administration of the job training program and fund by the economic development authority and making an appropriation.

Read first time and referred to committee on **Ways and Means.**

House File 2408, by committee on Commerce, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present.

Read first time and placed on the **calendar.**

House File 2409, by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies and providing for training on bullying prevention.

Read first time and placed on the **calendar.**

House File 2410, by committee on Local Government, a bill for an act related to special exceptions from city zoning regulations.

Read first time and placed on the **calendar.**

House File 2411, by committee on Local Government, a bill for an act relating to state and local government powers and limitations, including authorizing loans from city reserve funds and modifying eminent domain authority and procedures and including effective date and retroactive and other applicability provisions.

Read first time and placed on the **calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2056, by Beall, a bill for an act relating to whole grade sharing incentives for school districts.

Read first time and referred to committee on **Education.**

Senate File 2080, by committee on Human Resources, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Read first time and referred to committee on **Human Resources.**

Senate File 2083, by committee on Human Resources, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Read a first time and **passed on file.**

Senate File 2091, by committee on Judiciary, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2092, by committee on Judiciary, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Read first time and referred to committee on **Judiciary.**

Senate File 2095, by committee on Judiciary, a bill for an act authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court.

Read first time and referred to committee on **Judiciary.**

Senate File 2104, by committee on Commerce, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Read a first time and **passed on file.**

Senate File 2105, by committee on Commerce, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Read a first time and **passed on file.**

Senate File 2109, by committee on Judiciary, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the commission of sex offenses against minors.

Read first time and referred to committee on **Judiciary.**

Senate File 2118, by committee on Judiciary, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Read first time and referred to committee on **Judiciary.**

Senate File 2120, by committee on Human Resources, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Read first time and referred to committee on **Human Resources.**

Senate File 2121, by committee on Human Resources, a bill for an act making changes to the controlled substance schedules, and providing penalties.

Read first time and referred to committee on **Public Safety.**

Senate File 2131, by committee on Commerce, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Read a first time and **passed on file.**

Senate File 2132, by committee on Commerce, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Read a first time and **passed on file.**

Senate File 2155, by committee on State Government, a bill for an act concerning the rights of parties to private construction contracts and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2168, by committee on Judiciary, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2169, by committee on Judiciary, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2187, by committee on Judiciary, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

Read first time and referred to committee on **Public Safety.**

Senate File 2189, by committee on Judiciary, a bill for an act requiring the department of transportation to display, under certain circumstances, the descriptive information of a cognitively impaired missing person on the dynamic message signs of the department.

Read first time and referred to committee on **Transportation.**

Senate File 2190, by committee on Judiciary, a bill for an act requiring rulemaking for the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2192, by committee on Transportation, a bill for an act relating to the definition of motorized bicycle.

Read first time and referred to committee on **Transportation.**

Senate File 2197, by committee on Natural Resources and Environment, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Read a first time and **passed on file.**

CONFERENCE COMMITTEE APPOINTED
(House File 381)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 381: Stanerson of Linn, Chair; Vander Linden of Mahaska, J. Smith of Dickinson, Cohoon of Des Moines and Hunter of Polk.

CONSIDERATION OF BILLS
Regular Calendar

House File 2230, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2230)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.

Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Hess	Kressig	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2059 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House File 2059 from further consideration by the House.

House File 2253, a bill for an act relating to commission of a criminal offense involving a victim fifteen years of age or younger, and providing penalties, was taken up for consideration.

Wolfe of Clinton asked and received unanimous consent to withdraw amendment H–8026 filed by her on February 24, 2014.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2253)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein

Koester	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 3:

Hunter	Isenhart	Wolfe

Absent or not voting, 3:

Hess	Kressig	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2208 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House File 2208 from further consideration by the House.

House File 2254, a bill for an act relating to the offenses of prostitution and pimping and minors and providing penalties, was taken up for consideration.

Heartsill of Marion offered amendment H–8019 filed by him.

Prichard of Floyd offered amendment H–8030, to amendment H–8019, filed by him from the floor.

Heartsill of Marion rose on a point of order that amendment H–8030 was not germane, to amendment H–8019.

The Speaker ruled the point not well taken and amendment H–8030 germane, to amendment H–8019.

Prichard of Floyd moved the adoption of amendment H–8030, to amendment H–8019.

Amendment H–8030, to amendment H–8019, was adopted.

Steckman of Cerro Gordo offered amendment H–8029, to amendment H–8019, filed by her from the floor and moved its adoption.

Amendment H–8029, to amendment H–8019, was adopted.

Prichard of Floyd moved the adoption of amendment H–8019, as amended.

Amendment H–8019, as amended, was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2254)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell

Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2273, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts, was taken up for consideration.

Fisher of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2273)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell

Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2230, 2253, 2254** and **2273.**

House File 2274, a bill for an act concerning notice of fees imposed and collected by state agencies, was taken up for consideration.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2274)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.

Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2058 WITHDRAWN

Hein of Jones asked and received unanimous consent to withdraw House File 2058 from further consideration by the House.

House File 2275, a bill for an act establishing asset, income, and identity verification requirements for medical assistance applicants and recipients, was taken up for consideration.

Windschitl of Harrison asked and received unanimous consent to withdraw amendment H–8018 filed by Windschitl, et al., on February 24, 2014.

Windschitl of Harrison in the chair at 4:26 p.m.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2275)

The ayes were, 86:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie

Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Highfill	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Winckler	Wood
Worthan	Windschitl, Presiding		

The nays were, 12:

Anderson	Gaskill	Hunter	Kearns
Murphy	Oldson	Riding	Running-Marquardt
Smith, M.	Taylor, T.	Wessel-Kroeschell	Wolfe

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2278, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2278)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg

Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, 1:

Baudler

Absent or not voting, 2:

Hess Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2296, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates, was taken up for consideration.

Grassley of Butler moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2296)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2088 WITHDRAWN

Grassley of Butler asked and received unanimous consent to withdraw House File 2088 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2274, 2275, 2278** and **2296.**

House File 2325, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2325)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Hess Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2326, a bill for an act relating to payments from the indigent defense fund by the state public defender, and providing penalties, was taken up for consideration.

Gustafson of Madison offered amendment H–8020 filed by him and moved its adoption.

Amendment H–8020 was adopted.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2326)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman

Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Hess	Rogers

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2344, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowner, was taken up for consideration.

Maxwell of Poweshiek offered amendment H–8025 filed by him and moved its adoption.

Amendment H–8025 was adopted.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2344)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer

Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, 1:

Running-Marquardt

Absent or not voting, 2:

Hess Rogers

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 460 WITHDRAWN

Maxwell of Poweshiek asked and received unanimous consent to withdraw House File 460 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2325, 2326** and **2344.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Hess of Clay
Kressig of Black Hawk
Rogers of Black Hawk

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 25, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2130, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2170, a bill for an act relating to school instructional time.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2114, a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2133, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2147, a bill for an act providing for an executive director of the dental board.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2156, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2185, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2191, a bill for an act relating to financing work within drainage or levee districts.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2193, a bill for an act relating to the admission or retention of participants in an adult day services program.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2199, a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2202, a bill for an act relating to city elections.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2205, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2206, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Also: That the Senate has on February 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2244, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SPONSOR ADDED

Gaskill of Wapello requested to be added as a sponsor of House Resolution 107 and House File 2350.

EXPLANATION OF VOTE

On February 25 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2230 – "aye"
House File 2253 – "aye"

KRESSIG of Black Hawk

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 665 Ways and Means

Excluding certain wagers from the definition of adjusted gross receipts for purposes of the wagering tax on gambling games.

H.S.B. 666 Ethics

Amending the Code of Ethics of the House of Representatives relating to personal financial disclosure reports.

SUBCOMMITTEE ASSIGNMENTS

House File 2198

Ways and Means: Windschitl, Chair; Isenhart and Moore.

House File 2329

Ways and Means: Cownie, Chair; Prichard and Sands.

House File 2339

Labor: Jorgensen, Chair; Forristall and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 665

Ways and Means: Vander Linden, Chair; Isenhart and Windschitl.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ETHICS

Committee Bill (Formerly House Study Bill 666), amending the Code of Ethics of the House of Representatives relating to personal financial disclosure reports.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2014.

COMMITTEE ON JUDICIARY

Senate File 383, a bill for an act relating to the sealing of juvenile delinquency records.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8027** February 19, 2014.

RESOLUTION FILED

H.R. 107, by Gaines, Abdul-Samad, Huseman, Wessel-Kroeschell, Kelley, Vander Linden, Stutsman, Berry, H. Miller, Muhlbauer, Hagenow, Riding, Jorgensen, Heartsill, Koester, Gassman, Maxwell, Meyer, Mascher, and R. Olson, a resolution congratulating the Grandview University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8027	S.F.	383	Committee on Judiciary
H–8028	H.F.	2043	Lundby of Linn

H–8029	H.F.	2254	Steckman of Cerro Gordo
H–8030	H.F.	2254	Prichard of Floyd
H–8031	H.F.	2289	Klein of Washington
H–8032	H.F.	2361	Moore of Jackson
H–8033	H.F.	2271	Dolecheck of Ringgold
			Ruff of Clayton
H–8034	H.F.	2324	J. Smith of Dickinson
			Dawson of Woodbury
H–8035	H.F.	2289	Klein of Washington
H–8036	H.F.	2354	Winckler of Scott
Hunter of Polk			Gaskill of Wapello
Isenhart of Dubuque			Kearns of Lee
Lensing of Johnson			Staed of Linn
Steckman of Cerro Gordo			Stutsman of Johnson
Wessel-Kroeschell of Story			

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:04 p.m., until 8:30 a.m., Wednesday, February 26, 2014.

JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Thirty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 26, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Brad Dittmer, Centerville Assembly of God, Centerville. He was the guest of Representative Sheets of Appanoose County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kasey Clary, Page from Runnells.

The Journal of Tuesday, February 25, 2014, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 2008, by Heartsill, Schultz, and Sheets, a joint resolution requesting the call of a constitutional convention, or in the alternative requesting the United States Congress, to propose an amendment to the Constitution of the United States repealing the Seventeenth Amendment to the United States Constitution relating to the direct election of senators.

Read first time and referred to committee on **State Government.**

House File 2412, by Kajtazovic, a bill for an act establishing a school radon testing and mitigation grant program and making an appropriation.

Read first time and referred to committee on **Education.**

House File 2413, by Kajtazovic, a bill for an act concerning employment leave and providing penalties.

Read first time and referred to committee on **Labor.**

House File 2414, by Sheets, a bill for an act providing for excise taxes on motor fuel and special fuel used in motor vehicles to be based on the wholesale price of the fuel, and including effective date provisions.

Read first time and referred to committee on **Transportation.**

House File 2415, by committee on Economic Growth, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2416, by committee on Commerce, a bill for an act relating to mutual-to-stock insurance company conversions.

Read first time and placed on the **calendar.**

House File 2417, by committee on Human Resources, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Read first time and placed on the **calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2114, by committee on Judiciary, a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

Read first time and referred to committee on **Judiciary.**

Senate File 2133, by committee on Commerce, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Read a first time and **passed on file.**

Senate File 2147, by committee on Human Resources, a bill for an act providing for an executive director of the dental board.

Read first time and referred to committee on **Human Resources.**

Senate File 2156, by committee on Human Resources, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

Read first time and referred to committee on **State Government.**

Senate File 2185, by committee on State Government, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Read first time and referred to committee on **State Government.**

Senate File 2191, by committee on Agriculture, a bill for an act relating to financing work within drainage or levee districts.

Read first time and referred to committee on **Agriculture.**

Senate File 2193, by committee on Human Resources, a bill for an act relating to the admission or retention of participants in an adult day services program.

Read a first time and **passed on file.**

Senate File 2196, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Read first time and referred to committee on **Human Resources.**

Senate File 2199, by committee on Judiciary, a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

Read first time and referred to committee on **Judiciary.**

Senate File 2201, by committee on Judiciary, a bill for an act relating to kidnapping, and providing penalties.

Read first time and referred to committee on **Judiciary.**

Senate File 2202, by committee on State Government, a bill for an act relating to city elections.

Read first time and referred to committee on **State Government.**

Senate File 2205, by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Read a first time and **passed on file.**

Senate File 2206, by committee on Economic Growth, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Read a first time and **passed on file.**

Senate File 2211, by committee on Judiciary, a bill for an act relating to the civil commitment of a sexually violent predator.

Read first time and referred to committee on **Judiciary.**

Senate File 2212, by committee on Natural Resources and Environment, a bill for an act relating to land disposal of yard waste.

Read first time and referred to committee on **Environmental Protection.**

Senate File 2228, by committee on Transportation, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Read first time and referred to committee on **Transportation.**

Senate File 2230, by committee on Education, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Read a first time and **passed on file.**

Senate File 2232, by committee on State Government, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records.

Read first time and referred to committee on **Appropriations.**

Senate File 2241, by committee on Judiciary, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Read first time and referred to committee on **Judiciary.**

Senate File 2244, by committee on State Government, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **State Government.**

The House stood at ease at 8:48 a.m., until the fall of the gavel.

The House resumed session at 10:06 a.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2418, by Lykam, Thede, Wood, and Winckler, a bill for an act relating to the targeted jobs withholding tax credit program by modifying the number and qualification of cities that may participate in the program.

Read first time and referred to committee on **Economic Growth.**

House File 2419, by Cownie, a bill for an act relating to the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2420, by committee on Local Government, a bill for an act relating to the period of time for issuing bonds by cities and counties for certain disaster-related purposes and including effective date provisions.

Read first time and placed on the **calendar.**

House File 2421, by committee on Judiciary, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

Read first time and placed on the **calendar.**

House File 2422, by committee on Judiciary, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Read first time and placed on the **calendar.**

House File 2423, by committee on Judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

Read first time and placed on the **calendar.**

CONSIDERATION OF BILLS
Regular Calendar

House File 2333, a bill for an act relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2333)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Highfill	Lofgren

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2289, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties, was taken up for consideration.

Klein of Washington asked and received unanimous consent to withdraw amendment H–8024 filed by him on February 24, 2014.

Klein of Washington asked and received unanimous consent to withdraw amendment H–8031 filed by him on February 25, 2014.

Klein of Washington offered amendment H–8035 filed by him and moved its adoption.

Amendment H–8035 was adopted.

Windschitl of Harrison in the chair at 10:59 a.m.

Speaker Paulsen in the chair at 11:17 a.m.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2289)

The ayes were, 87:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding

Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 12:

Hunter	Isenhart	Jacoby	Lensing
Mascher	Miller, H.	Staed	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 1:

Meyer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 427 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House File 427 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2289** and **2333.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Highfill of Polk Lofgren of Muscatine

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:20 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:08 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2090, a bill for an act establishing a lyme disease task force.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2226, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2240, a bill for an act relating to nonsubstantive code corrections.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2251, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2252, a bill for an act establishing a task force related to breast density education and notification.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2255, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2257, a bill for an act relating to programs and accounts administered by the college student aid commission.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2259, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2424, by committee on Agriculture, a bill for an act relating to the establishment of an urban-ag academy under the board of regents.

Read first time and referred to committee on **Education.**

SENATE MESSAGES CONSIDERED

Senate File 2090, by committee on Human Resources, a bill for an act establishing a lyme disease task force.

Read first time and referred to committee on **Human Resources.**

Senate File 2226, by committee on Education, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Read first time and referred to committee on **Education.**

Senate File 2240, by committee on Judiciary, a bill for an act relating to nonsubstantive code corrections.

Read a first time and **passed on file.**

Senate File 2251, by committee on Human Resources, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Read first time and referred to committee on **Human Resources.**

Senate File 2252, by committee on Human Resources, a bill for an act establishing a task force related to breast density education and notification.

Read first time and referred to committee on **Human Resources.**

Senate File 2255, by committee on Commerce, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Read first time and referred to committee on **Commerce.**

Senate File 2257, by committee on Education, a bill for an act relating to programs and accounts administered by the college student aid commission.

Read first time and referred to committee on **Education.**

EXPLANATIONS OF VOTE

On February 25, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2230 – "aye"
House File 2253 – "aye"
House File 2254 – "aye"
House File 2273 – "aye"
House File 2274 – "aye"
House File 2275 – "aye"
House File 2278 – "aye"
House File 2296 – "aye"
House File 2325 – "aye"
House File 2326 – "aye"
House File 2344 – "aye"

HESS of Clay

On February 26, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2333 – "aye"

LOFGREN of Muscatine

SUBCOMMITTEE ASSIGNMENTS

House File 2306

Appropriations: Rogers, Chair; Fisher and Thede.

House File 2316

Appropriations: Worthan, Chair; Deyoe and Running-Marquardt.

House File 2317

Appropriations: Deyoe, Chair; Dunkel and Heaton.

House File 2335

Appropriations: Huseman, Chair; Lofgren and Lundby.

House File 2343

Transportation: Kaufmann, Chair; Landon and Stutsman.

House File 2351

Transportation: Heartsill, Chair; R. Olson and Rogers.

House File 2371

Appropriations: Worthan, Chair; Gustafson and Jacoby.

Senate File 2056

Education: Dolecheck, Chair; Byrnes and Hanson.

Senate File 2080

Human Resources: L. Miller, Chair; Heddens and R. Taylor.

Senate File 2120

Human Resources: L. Miller, Chair; Landon and Stutsman.

Senate File 2147

Human Resources: L. Miller, Chair; Forristall and Winckler.

Senate File 2168

Judiciary: Gustafson, Chair; Baltimore and Oldson.

Senate File 2192

Transportation: Moore, Chair; Heartsill and Meyer.

Senate File 2196

Human Resources: Costello, Chair; Forristall and Wessel-Kroeschell.

Senate File 2228

Transportation: Jorgensen, Chair; Cohoon and Heartsill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 665 Reassigned

Ways and Means: Vander Linden, Chair; Muhlbauer and Windschitl.

RESOLUTION FILED

H.R. 108, by Alons, Heartsill, Sheets, Salmon, Hanusa, Fry, Vander Linden, Gassman, Windschitl, Gustafson, Huseman, L. Miller, Bacon, Costello, Brandenburg, Stanerson, Shaw, Lofgren, Deyoe, Fisher, Landon, Baudler, Rayhons, Kaufmann, Worthan, Forristall, Watts, Highfill, Baltimore, Klein, Hein, Heaton, Jorgensen, Rogers, Dolecheck, Schultz, Maxwell, J. Smith, Koester, Moore, Byrnes, Thomas, Jacoby, Staed, Heddens, Gaskill, Murphy, Ruff, Stutsman, Kearns, Hunter, Cohoon, Forbes, Steckman, Hall, Dawson, H. Miller, Wessel-Kroeschell, Kelley, Dunkel, Hanson, Bearinger, Lykam, Wood, Wolfe, T. Olson, Meyer, Kajtazovic, Oldson, Gaines, Riding, Kressig, Mascher, Abdul-Samad, M. Smith, Lensing, Winckler, Lundby, Thede, S. Olson, Hagenow, Drake, Cownie, R. Taylor, Grassley, Soderberg, Sands, Pettengill, Paulsen, Upmeyer, and Hess, a resolution commemorating the members of the United States Cadet Nurse Corps.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8037	H.F.	2410	Pettengill of Benton
H–8038	H.F.	2404	Committee on Judiciary
H–8039	H.F.	2423	Committee on Judiciary
H–8040	H.F.	2409	Alons of Sioux
			Fry of Clarke
			Sheets of Appanoose
			Fisher of Tama
			Shaw of Pocahontas
			Salmon of Black Hawk
			Gassman of Winnebago
			Schultz of Crawford
			Rogers of Black Hawk
			Watts of Dallas
			Heartsill of Marion
H–8041	H.F.	2408	Watts of Dallas
H–8042	H.F.	2094	Kaufmann of Cedar

	Riding of Polk		Jacoby of Johnson
	Heddens of Story		Ruff of Clayton
	Lykam of Scott		Muhlbauer of Crawford
	Cohoon of Des Moines		
H–8043	H.F.	2381	Wessel-Kroeschell of Story

On motion by Upmeyer of Cerro Gordo, the House adjourned at 3:10 p.m., until 8:30 a.m., Thursday, February 27, 2014.

JOURNAL OF THE HOUSE

Forty-sixth Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 27, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Brian Ochsner, Sully Christian Reformed Church, Sully. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Meghan Fisher, Page from Ellsworth.

The Journal of Wednesday, February 26, 2014, was approved.

INTRODUCTION OF BILL

House File 2425, by Lensing and Mascher, a bill for an act relating to the creation of the medical cannabis Act and providing for civil and criminal penalties and fees and including effective date provisions.

Read first time and referred to committee on **Public Safety.**

SENATE MESSAGE CONSIDERED

Senate File 2259, by committee on Judiciary, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Read first time and referred to committee on **Public Safety.**

The House stood at ease at 8:34 a.m., until the fall of the gavel.

The House resumed session at 8:58 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 2043, a bill for an act relating to the establishment, maintenance, and funding of emergency warning systems by townships and certain counties, with report of committee recommending passage, was taken up for consideration.

Lundby of Linn asked and received unanimous consent to withdraw amendment H–8028 filed by him on February 25, 2014.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2043)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2094, a bill for an act reducing the statute of repose period in a case arising out of the unsafe or defective condition of an improvement to real property and including applicability provisions, was taken up for consideration.

Kaufmann of Cedar offered amendment H–8042 filed by Kaufmann, et al.

M. Smith of Marshall rose on a point of order that amendment H–8042 was not germane.

The Speaker ruled the point not well taken and amendment H–8042 germane.

Kaufmann of Cedar moved the adoption of amendment H–8042.

Amendment H–8042 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2094)

The ayes were, 60:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Fisher	Forristall	Fry	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Olson, S.
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw

Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 39:

Abdul-Samad	Anderson	Bearinger	Berry
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Hunter
Isenhart	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Mascher
Meyer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Pettengill	Prichard
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 1:

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2271, a bill for an act relating to supplementary weighting for shared operational functions of school districts and including effective date provisions, was taken up for consideration.

Dolecheck of Ringgold offered amendment H–8033 filed by him and Ruff of Clayton and moved its adoption.

Amendment H–8033 was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2271)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes

Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Kajtazovic	Lofgren

Absent or not voting, 2:

Jacoby	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2103 WITHDRAWN

Dolecheck of Ringgold asked and received unanimous consent to withdraw House File 2103 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2043, 2094** and **2271.**

House File 2280, a bill for an act restricting the regulatory authority of the Iowa utilities board with regard to municipal utility disconnection of service requirements, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2280)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2347, a bill for an act relating to the definitions of mobile home park in the Iowa Code chapters concerning property tax on manufactured and mobile homes and for purposes of residential landlord and tenant laws, was taken up for consideration.

J. Smith of Dickinson in the chair at 9:57 a.m.

Sheets of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2347)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Smith, J., Presiding	

The nays were, none.

Absent or not voting, 1:

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 10:06 a.m.

House File 2381, a bill for an act concerning the possession of firearm suppressors, was taken up for consideration.

Wessel-Kroeschell of Story asked and received unanimous consent to withdraw amendment H–8043 filed by her on February 26, 2014.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2381)

The ayes were, 83:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jorgensen
Kaufmann	Kearns	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 16:

Abdul-Samad	Anderson	Gaines	Gaskill
Heddens	Kajtazovic	Kelley	Lensing
Mascher	Oldson	Running-Marquardt	Staed
Steckman	Thomas	Wessel-Kroeschell	Winckler

Absent or not voting, 1:

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 384 WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 384 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2280, 2347** and **2381.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:41 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:04 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2263, a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2266, a bill for an act relating to the vehicle registration duties of county treasurers.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2271, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2273, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2280, a bill for an act requiring the chief information officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2283, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2291, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2297, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2300, a bill for an act relating to the regulation of snowmobiles, and making penalties applicable.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2302, a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2303, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2305, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2312, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2313, a bill for an act relating to the removal of clerks of the district court.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2315, a bill for an act relating to the scope and nature of use restrictions on land.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2319, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Also: That the Senate has on February 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2322, a bill for an act relating to services provided through the department of human services for children who have been adjudicated and establishing a state training school for delinquent females and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2426, by Prichard, a bill for an act relating to small farm operations producing vegetables or fruit, including by establishing programs to support production and marketing, a preference for government entities when purchasing food, a tax credit and appropriation, and a property tax exemption, and including applicability date provisions.

Read first time and referred to committee on **Agriculture.**

House File 2427, by committee on Agriculture, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable.

Read first time and placed on the **calendar.**

House File 2428, by committee on Economic Growth, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2429, by committee on Judiciary, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices.

Read first time and placed on the **calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2273, by committee on Agriculture, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Read first time and referred to committee on **Agriculture.**

Senate File 2297, by committee on Judiciary, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2302, by committee on State Government, a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission.

Read a first time and **passed on file.**

Senate File 2305, by committee on State Government, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

Read a first time and **passed on file.**

Senate File 2312, by committee on Judiciary, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2313, by committee on Judiciary, a bill for an act relating to the removal of clerks of the district court.

Read first time and referred to committee on **Judiciary.**

Senate File 2315, by committee on Judiciary, a bill for an act relating to the scope and nature of use restrictions on land.

Read a first time and **passed on file.**

SENATE FILE 2056 REFERRED

The Speaker announced that Senate File 2056, previously referred to committee on **Education** was **passed on file**.

SENATE FILE 2168 REFERRED

The Speaker announced that Senate File 2168, previously referred to committee on **Judiciary** was **passed on file**.

SENATE FILE 2169 REFERRED

The Speaker announced that Senate File 2169, previously referred to committee on **Judiciary** was **passed on file**.

EXPLANATION OF VOTE

On February 27, 2014, I inadvertently voted "aye" on House File 2094, I meant to vote "nay".

H. MILLER of Webster

CONFERENCE COMMITTEE REPORT FILED

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the conference committee report on the following bill has been received and is on file in the office of the Chief Clerk.

CARMINE BOAL
Chief Clerk of the House

House File 381**,** a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

ON THE PART OF THE HOUSE:

QUENTIN STANERSON, CHAIR
DENNIS COHOON
BRUCE HUNTER
JEFF SMITH
GUY VANDER LINDEN

ON THE PART OF THE SENATE:

JEFF DANIELSON, CHAIR
RICK BERTRAND
TOD R. BOWMAN
WALLY E. HORN
CHARLES SCHNEIDER

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 667 Ways and Means

Relating to funding of unified law enforcement districts, legalizing certain district budgets, and including effective date and retroactive applicability provisions.

H.S.B. 668 Ways and Means

Relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

H.S.B. 669 Ways and Means

Exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

SUBCOMMITTEE ASSIGNMENTS

House File 2054

Commerce: Cownie, Chair; Hall and Soderberg.

House File 2336

Commerce: Cownie, Chair; Kressig and Soderberg.

House File 2337

Commerce: Cownie, Chair; Soderberg and Lykam.

House File 2341

Commerce: Cownie, Chair; Ourth and Soderberg.

House File 2391

Commerce: Cownie, Chair; Kressig and Soderberg.

House File 2393

Commerce: Pettengill, Chair; Landon and Lykam.

House File 2413

Labor: Jorgensen, Chair; Forristall and Hunter.

Senate File 2090

Human Resources: L. Miller, Chair; Abdul-Samad and Forristall.

Senate File 2091

Judiciary: Brandenburg, Chair; Gassman and Prichard.

Senate File 2095

Judiciary: Heaton, Chair; Hess and Wessel-Kroeschell.

Senate File 2118

Judiciary: Kaufmann, Chair; Baltimore and Meyer.

Senate File 2121

Public Safety: Fry, Chair; Sands and Wolfe.

Senate File 2187

Public Safety: Shaw, Chair; Brandenburg and R. Olson.

Senate File 2199

Judiciary: Hagenow, Chair; Anderson and Hess.

Senate File 2201

Judiciary: Baltimore, Chair; Heartsill and Wolfe.

Senate File 2211

Judiciary: Heartsill, Chair; Alons and Wolfe.

Senate File 2226

Education: L. Miller, Chair; Abdul-Samad and Hanusa.

Senate File 2241

Judiciary: Hagenow, Chair; Dawson and Windschitl.

Senate File 2251

Human Resources: Heaton, Chair; Costello and Dawson.

Senate File 2252

Human Resources: Hess, Chair; Heaton and Hunter.

Senate File 2257

Education: Forristall, Chair; Cohoon and Stanerson.

Senate File 2259

Public Safety: Klein, Chair; Anderson and Fry.

RESOLUTIONS FILED

H.R. 109, by Heartsill, Salmon, Gassman, Windschitl, Jorgensen, Shaw, R. Taylor, Watts, Gustafson, Alons, Riding, Ourth, Rogers, Koester, Dolecheck, Brandenburg, Bacon, Costello, Sheets, Fisher, Fry, Thede, Lofgren, Dawson, Hagenow, Dunkel, Berry, Abdul-Samad, Gaines, Maxwell, Klein, Pettengill, Grassley, Soderberg, Forbes, Sands, Heaton, Schultz, Landon, Rayhons, Drake, and Muhlbauer, a resolution recognizing February 10, 2014, as the 60th anniversary of the introduction of federal legislation to add the words, "under God," to the United States Pledge of Allegiance.

Laid over under **Rule 25.**

H.R. 110, by Hess and Thede, a resolution recognizing March 2014 as Iowa Women's History Month.

Laid over under **Rule 25.**

H.R. 111, by Hanusa, Running-Marquardt, Kaufmann, Deyoe, Wood, Dunkel, Thomas, Jorgensen, Jacoby, Alons, Fry, Highfill, Schultz, Heartsill, Murphy, Ourth, T. Olson, Gustafson, Worthan, Bacon, Cohoon, J. Smith, Gaskill, Stutsman, Shaw, Gassman, Lofgren, Rogers, Sheets, Baltimore, Costello, Soderberg, Drake, Watts, Moore, Hagenow, R. Taylor, H. Miller, Isenhart, Bearinger, Abdul-Samad, Kearns, and Heddens, a resolution to recognize the Iowa Small Business Development Centers and honor 2013 award winners.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8044	H.F.	2366	Kaufmann of Cedar
H–8045	H.F.	2224	Mascher of Johnson
H–8046	H.F.	2330	Watts of Dallas
H–8047	H.F.	2330	Watts of Dallas
H–8048	S.F.	2132	Watts of Dallas
H–8049	S.F.	2132	Watts of Dallas

On motion by Heaton of Henry, the House adjourned at 3:07 p.m., until 8:30 a.m., Friday, February 28, 2014.

JOURNAL OF THE HOUSE

Forty-seventh Calendar Day - Thirty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 28, 2014

The House met pursuant to adjournment at 8:32 a.m., Dolecheck of Ringgold in the chair.

Prayer was offered by Representative Dolecheck of Ringgold County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Dolecheck of Ringgold.

The Journal of Thursday, February 27, 2014, was approved.

SENATE MESSAGES CONSIDERED

Senate File 2263, by committee on Local Government, a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects.

Read first time and referred to committee on **Local Government.**

Senate File 2266, by committee on Local Government, a bill for an act relating to the vehicle registration duties of county treasurers.

Read first time and referred to committee on **Local Government.**

Senate File 2271, by committee on Education, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Read first time and referred to committee on **Ways and Means.**

Senate File 2280, by committee on State Government, a bill for an act requiring the chief information officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs.

Read first time and referred to committee on **State Government.**

Senate File 2283, by committee on Commerce, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Read first time and referred to committee on **State Government.**

Senate File 2291, by committee on Transportation, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Read first time and referred to committee on **Ways and Means.**

Senate File 2300, by committee on Natural Resources and Environment, a bill for an act relating to the regulation of snowmobiles, and making penalties applicable.

Read first time and referred to committee on **Natural Resources.**

Senate File 2303, by committee on State Government, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Read first time and referred to committee on **Public Safety.**

Senate File 2311, by committee on Judiciary, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary.**

Senate File 2319, by committee on Education, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Read first time and referred to committee on **Education.**

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

CHIEF INFORMATION OFFICER

Information Technology Coordination Management Report, pursuant to Iowa Code section 8B.13.

DEPARTMENT OF EDUCATION

Compact for Education Report, pursuant to Iowa Code section 272B.1(3)(j).

Competency-Based Education Pilot and Demonstration Projects Report, pursuant to Chapter 121.76, 2013 Iowa Acts.

DEPARTMENT OF VETERANS AFFAIRS

Goals and Objectives or Agency Annual Report, pursuant to Iowa Code section 7E.3.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11(5).

Occupational Safety and Health Report, pursuant to Iowa Code section 88.19.

AMENDMENTS FILED

H–8050	H.F.	2409	Alons of Sioux
Salmon of Black Hawk			Watts of Dallas
Fisher of Tama			Sheets of Appanoose
Heartsill of Marion			Schultz of Crawford
Gassman of Winnebago			Shaw of Pocahontas
Maxwell of Poweshiek			
H–8051	H.F.	2409	Schultz of Crawford
Salmon of Black Hawk			Alons of Sioux

			Heartsill of Marion
			Fisher of Tama
			Gassman of Winnebago
			Maxwell of Poweshiek
			Sheets of Appanoose
			Watts of Dallas
			Shaw of Pocahontas
H–8052	H.F.	2409	Gassman of Winnebago
			Salmon of Black Hawk
			Schultz of Crawford
			Heartsill of Marion
			Fisher of Tama
			Maxwell of Poweshiek
			Alons of Sioux
			Sheets of Appanoose
			Watts of Dallas
			Shaw of Pocahontas
H–8053	H.F.	2409	Alons of Sioux
			Salmon of Black Hawk
			Sheets of Appanoose
			Schultz of Crawford
			Fisher of Tama
			Maxwell of Poweshiek
			Watts of Dallas
			Heartsill of Marion
			Gassman of Winnebago
			Shaw of Pocahontas
H–8054	H.F.	2409	Watts of Dallas
			Salmon of Black Hawk
			Fisher of Tama
			Sheets of Appanoose
			Schultz of Crawford
			Maxwell of Poweshiek
			Alons of Sioux
			Heartsill of Marion
			Gassman of Winnebago
			Shaw of Pocahontas
H–8055	H.F.	2409	Sheets of Appanoose
			Salmon of Black Hawk
			Heartsill of Marion
			Fisher of Tama
			Schultz of Crawford
			Maxwell of Poweshiek
			Alons of Sioux
			Watts of Dallas
			Gassman of Winnebago
			Shaw of Pocahontas
H–8056	H.F.	2409	Salmon of Black Hawk
			Alons of Sioux
			Fisher of Tama
			Heartsill of Marion
			Gassman of Winnebago
			Maxwell of Poweshiek
			Watts of Dallas
			Sheets of Appanoose
			Schultz of Crawford
			Shaw of Pocahontas

On motion by J. Smith of Dickinson, the House adjourned at 8:37 a.m., until 1:00 p.m., Monday, March 3, 2014.

JOURNAL OF THE HOUSE

Fiftieth Calendar Day - Thirty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 3, 2014

The House met pursuant to adjournment at 1:03 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Kent McKusick, Unitarian Universalist Fellowship of Ames. He was the guest of Representatives Heddens of Story County and Wessel-Kroeschell of Story County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lucas Smith, Page from Des Moines.

The Journal of Friday, February 28, 2014, was approved.

INTRODUCTION OF BILL

House File 2430, by Pettengill, Running-Marquardt, Kaufmann, Kelley, and Staed, a bill for an act providing for an Iowa individual income tax checkoff for the reduction of food insecurity within this state and making an appropriation.

Read first time and referred to committee on **Ways and Means.**

SPONSOR ADDED

Gaskill of Wapello requested to be added as a sponsor of House Resolution 109.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2008

State Government: Vander Linden, Chair; Highfill and Mascher.

House File 2266

Ways and Means: Stanerson, Chair; Kelley and Windschitl.

House File 2267

Ways and Means: Stanerson, Chair; Riding and Windschitl.

House File 2287

Ways and Means: Moore, Chair; Baltimore and Gaskill.

House File 2305

Ways and Means: Landon, Chair; Thomas and Vander Linden.

House File 2311

Ways and Means: Stanerson, Chair; Byrnes and Stutsman.

House File 2312

Ways and Means: Landon, Chair; Moore and Riding.

House File 2340

Ways and Means: Hein, Chair; Gaskill and Hagenow.

House File 2352

Ways and Means: Baltimore, Chair; Moore and Thomas.

House File 2353

Ways and Means: Baltimore, Chair; Gaskill and Landon.

House File 2357

Ways and Means: Moore, Chair; Landon and Stutsman.

House File 2359

Ways and Means: Windschitl, Chair; Kearns and Landon.

House File 2372

Ways and Means: Windschitl, Chair; Kearns and Landon.

House File 2374

Ways and Means: Windschitl, Chair; Landon and Muhlbauer.

House File 2394

State Government: Watts, Chair; Grassley and Isenhart.

Senate File 2092

Judiciary: Brandenburg, Chair; Dawson and Gustafson.

Senate File 2109

Judiciary: Hess, Chair; Hagenow and Oldson.

Senate File 2156

State Government: Stanerson, Chair; Pettengill and T. Taylor.

Senate File 2185

State Government: Drake, Chair; Grassley and Hunter.

Senate File 2202

State Government: Costello, Chair; Highfill and Kelley.

Senate File 2212

Environmental Protection: Maxwell, Chair; Gassman and Lensing.

Senate File 2244

State Government: Watts, Chair; Grassley and T. Taylor.

Senate File 2252 Reassigned

Human Resources: Forristall, Chair; Heaton and Hunter.

Senate File 2263

Local Government: Stanerson, Chair; Gaskill and Highfill.

Senate File 2266

Local Government: Hanusa, Chair; Riding and Sheets.

Senate File 2280

State Government: Hein, Chair; L. Miller and Steckman.

Senate File 2283

State Government: Bacon, Chair; Drake and Prichard.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 667

Ways and Means: Landon, Chair; Hagenow and Riding.

House Study Bill 668

Ways and Means: Cownie, Chair; Forbes and Stanerson.

House Study Bill 669

Ways and Means: Hein, Chair; Moore and Muhlbauer.

RESOLUTION FILED

H.R. 112, by committee on Ethics, a resolution amending the Code of Ethics of the House of Representatives relating to personal financial disclosure reports.

Placed on the **calendar.**

AMENDMENTS FILED

H–8057	H.F.	2179	Salmon of Black Hawk
H–8058	H.F.	2417	Fry of Clarke
H–8059	H.F.	2252	Gaines of Polk
			Anderson of Polk
			Steckman of Cerro Gordo
			Oldson of Polk
H–8060	H.F.	2366	Costello of Mills
H–8061	H.F.	2272	Dolecheck of Ringgold
H–8062	S.F.	2056	Dolecheck of Ringgold
H–8063	H.F.	2382	Bearinger of Fayette
H–8064	H.F.	2368	Klein of Washington
H–8065	H.F.	2382	Thomas of Clayton
H–8066	H.F.	2409	Ourth of Warren
Stanerson of Linn			Wood of Scott
Dawson of Woodbury			Dolecheck of Ringgold
Steckman of Cerro Gordo			Jorgensen of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:10 p.m., until 8:30 a.m., Tuesday, March 4, 2014.

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 4, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Bob Dodge, United Methodist Church, Britt. He was the guest of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bryan Schultz, Page from Waterloo.

The Journal of Monday, March 3, 2014, was approved.

COMMITTEE REVISION

The Speaker announced the following change to the committee on State Government, effective March 3, 2014:

T. Taylor of Linn replaced Kearns of Lee

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2119, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2129, a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2200, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2235, a bill for an act concerning government accountability and relating to service contract requirements and reporting and other requirements concerning the department of administrative services and other state agencies.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2242, a bill for an act relating to the home ownership assistance program for military members.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2248, a bill for an act relating to management of the emerald ash borer.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2278, a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2285, a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2288, a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2290, a bill for an act relating to identification required for operation of a railroad train.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2296, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Also: That the Senate has on March 3, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2310, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2431, by Heartsill, a bill for an act relating to the individual income tax checkoff for the Iowa election campaign fund by providing for the future repeal of the tax checkoff and the Iowa election campaign fund, and including effective date provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2432, by committee on Judiciary, a bill for an act relating to permits to acquire and members of the armed forces of the United States or this state serving on active duty.

Read first time and placed on the **calendar.**

House File 2433, by committee on Judiciary, a bill for an act relating to pharmacy benefits management and the use, sharing, selling, rental, leasing, and dissemination of a covered individual's health information.

Read first time and placed on the **calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2119, by committee on State Government, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Read first time and referred to committee on **State Government.**

Senate File 2129, by committee on Education, a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

Read first time and referred to committee on **Education.**

Senate File 2200, by committee on Judiciary, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Read a first time and **passed on file.**

Senate File 2235, by committee on State Government, a bill for an act concerning government accountability and relating to service contract requirements and reporting and other requirements concerning the department of administrative services and other state agencies.

Read a first time and **passed on file.**

Senate File 2248, by committee on Natural Resources and Environment, a bill for an act relating to management of the emerald ash borer.

Read first time and referred to committee on **Natural Resources.**

Senate File 2278, by committee on State Government, a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Read first time and referred to committee on **State Government.**

Senate File 2285, by committee on Human Resources, a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions.

Read first time and referred to committee on **Human Resources.**

Senate File 2288, by committee on Transportation, a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Read first time and referred to committee on **Transportation.**

Senate File 2290, by committee on Transportation, a bill for an act relating to identification required for operation of a railroad train.

Read first time and referred to committee on **Transportation.**

Senate File 2296, by committee on Judiciary, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Read first time and referred to committee on **Public Safety.**

Senate File 2310, by committee on Judiciary, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Read first time and referred to committee on **Public Safety.**

ADOPTION OF HOUSE RESOLUTION 111

Upmeyer of Cerro Gordo called up for consideration **House Resolution 111,** a resolution to recognize the Iowa Small Business Development Centers and honor 2013 award winners, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:43 a.m., until the fall of the gavel.

The House resumed session at 9:44 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 2179, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property, was taken up for consideration.

Salmon of Black Hawk offered amendment H–8057 filed by her and moved its adoption.

Amendment H–8057 was adopted.

SENATE FILE 2230 SUBSTITUTED FOR HOUSE FILE 2179

Salmon of Black Hawk asked and received unanimous consent to substitute Senate File 2230 for House File 2179.

Senate File 2230, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2230)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow

Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Smith, J.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2179 WITHDRAWN

Salmon of Black Hawk asked and received unanimous consent to withdraw House File 2179 from further consideration by the House.

House File 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2183)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Smith, J.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2186, a bill for an act relating to the admission or retention of participants in an adult day services program, was taken up for consideration.

SENATE FILE 2193 SUBSTITUTED FOR HOUSE FILE 2186

R. Taylor of Dallas asked and received unanimous consent to substitute Senate File 2193 for House File 2186.

Senate File 2193, a bill for an act relating to the admission or retention of participants in an adult day services program, was taken up for consideration.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2193)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2186 WITHDRAWN

R. Taylor of Dallas asked and received unanimous consent to withdraw House File 2186 from further consideration by the House.

House File 2218, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions, was taken up for consideration.

SENATE FILE 2105 SUBSTITUTED FOR HOUSE FILE 2218

Pettengill of Benton asked and received unanimous consent to substitute Senate File 2105 for House File 2218.

Senate File 2105, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2105)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard

Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2218 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 2218 from further consideration by the House.

House File 2219, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions, was taken up for consideration.

Pettengill of Benton offered amendment H–8015 filed by her and moved its adoption.

Amendment H–8015 was adopted.

SENATE FILE 2131 SUBSTITUTED FOR HOUSE FILE 2219

Pettengill of Benton asked and received unanimous consent to substitute Senate File 2131 for House File 2219.

Senate File 2131, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2131)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2219 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 2219 from further consideration by the House.

House File 2226, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality, was taken up for consideration.

SENATE FILE 2197 SUBSTITUTED FOR HOUSE FILE 2226

Klein of Washington asked and received unanimous consent to substitute Senate File 2197 for House File 2226.

Senate File 2197, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2197)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2226 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House File 2226 from further consideration by the House.

House File 2231, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members, was taken up for consideration.

SENATE FILE 2133 SUBSTITUTED FOR HOUSE FILE 2231

R. Taylor of Dallas asked and received unanimous consent to substitute Senate File 2133 for House File 2231.

Senate File 2133, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members, was taken up for consideration.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2133)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby

Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2231 WITHDRAWN

R. Taylor of Dallas asked and received unanimous consent to withdraw House File 2231 from further consideration by the House.

House File 2272, a bill for an act relating to incentives for whole grade sharing and reorganization or dissolution by school districts, was taken up for consideration.

Dolecheck of Ringgold offered amendment H–8061 filed by him and moved its adoption.

Amendment H–8061 was adopted.

SENATE FILE 2056 SUBSTITUTED FOR HOUSE FILE 2272

Dolecheck of Ringgold asked and received unanimous consent to substitute Senate File 2056 for House File 2272.

Senate File 2056, a bill for an act relating to whole grade sharing incentives for school districts, was taken up for consideration.

Dolecheck of Ringgold offered amendment H–8062 filed by him and moved its adoption.

Amendment H–8062 was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2056)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2272 WITHDRAWN

Dolecheck of Ringgold asked and received unanimous consent to withdraw House File 2272 from further consideration by the House.

House File 2276, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics, was taken up for consideration.

SENATE FILE 2083 SUBSTITUTED FOR HOUSE FILE 2276

Bacon of Story asked and received unanimous consent to substitute Senate File 2083 for House File 2276.

Senate File 2083, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics, was taken up for consideration.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2083)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.

Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2276 WITHDRAWN

Bacon of Story asked and received unanimous consent to withdraw House File 2276 from further consideration by the House.

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2183** and **Senate Files 2056, 2083, 2105, 2131, 2133, 2193, 2197** and **2230.**

House File 2297, a bill for an act relating to the regulation of pharmacy benefit managers, was taken up for consideration.

S. Olson of Clinton in the chair at 10:27 a.m.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2297)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Olson, S., Presiding		

The nays were, none.

Absent or not voting, 2:

Hess	Upmeyer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2346, a bill for an act relating to solid waste, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2346)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2069 WITHDRAWN

Maxwell of Poweshiek asked and received unanimous consent to withdraw House File 2069 from further consideration by the House.

House File 2349, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds, was taken up for consideration.

SENATE FILE 2206 SUBSTITUTED FOR HOUSE FILE 2349

Schultz of Crawford asked and received unanimous consent to substitute Senate File 2206 for House File 2349.

Senate File 2206, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds, was taken up for consideration.

Speaker Paulsen in the chair at 10:35 a.m.

Schultz of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2206)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Koester

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2349 WITHDRAWN

Schultz of Crawford asked and received unanimous consent to withdraw House File 2349 from further consideration by the House.

House File 2328, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions, was taken up for consideration.

SENATE FILE 2205 SUBSTITUTED FOR HOUSE FILE 2328

Landon of Polk asked and received unanimous consent to substitute Senate File 2205 for House File 2328.

Senate File 2205, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2205)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig

Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2328 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House File 2328 from further consideration by the House.

House File 2362, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements, was taken up for consideration.

SENATE FILE 2305 SUBSTITUTED FOR HOUSE FILE 2362

Brandenburg of Pottawattamie asked and received unanimous consent to substitute Senate File 2305 for House File 2362.

Senate File 2305, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2305)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2362 WITHDRAWN

Brandenburg of Pottawattamie asked and received unanimous consent to withdraw House File 2362 from further consideration by the House.

House File 2365, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the

department of inspections and appeals, and including applicability provisions, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2365)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2366, a bill for an act relating to the terms of appointees to vacancies in elective city office, was taken up for consideration.

Kaufmann of Cedar offered amendment H–8044 filed by him and moved its adoption.

Amendment H–8044 was adopted.

Costello of Mills offered amendment H–8060 filed by him and moved its adoption.

Amendment H–8060 was adopted.

Costello of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2366)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Hess

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2368, a bill for an act extending security freeze protection to specified individuals designated as protected consumers, was taken up for consideration.

Klein of Washington offered amendment H–8064 filed by him.

Klein of Washington offered amendment H–8068, to amendment H–8064, filed by him from the floor and moved its adoption.

Amendment H–8068, to amendment H–8064, was adopted.

Klein of Washington moved the adoption of amendment H–8064, as amended.

Amendment H–8064, as amended, was adopted.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2368)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam

Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Koester

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2116 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House File 2116 from further consideration by the House.

House File 2370, a bill for an act relating to the supervision of orthotist or prosthetist assistants, was taken up for consideration.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2370)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill

Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Koester

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2427, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2427)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Hess	Koester

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2324, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, was taken up for consideration.

J. Smith of Dickinson offered amendment H–8034 filed by him and Dawson of Woodbury and moved its adoption.

Amendment H–8034 was adopted.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2324)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, :

Hess	Koester

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2297, 2324, 2346, 2365, 2366, 2368, 2370, 2427** and **Senate Files 2205, 2206** and **2305.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Hess of Clay
Smith, J. of Dickinson
Koester of Polk
Upmeyer of Cerro Gordo

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:11 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:05 p.m., Pettengill of Benton in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 4, 2014, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 2067, a bill for an act relating to the use of youth spring wild turkey hunting licenses and including effective date provisions.

Also: That the Senate has on March 4, 2014, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 2297, a bill for an act relating to the regulation of pharmacy benefits managers.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2239, a bill for an act relating to elder abuse and providing penalties.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2262, a bill for an act requiring radon testing in public schools and including applicability provisions.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2276, a bill for an act relating to adoption investigation and report requirements.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2286, a bill for an act establishing a fine arts standards task force and including effective date provisions.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2295, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2301, a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and allowing for changes to the envelopes provided to absentee voters.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2320, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Also: That the Senate has on March 4, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2328, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2434, by Kajtazovic, a bill for an act relating to the definition of a qualified veteran for the classification of certain veterans as residents for purposes of community college and regents institution tuition and mandatory fees.

Read first time and referred to committee on **Veterans Affairs.**

House File 2435, by committee on Ways and Means, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2436, by committee on Ways and Means, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue.

Read first time and placed on the **Ways and Means calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2239, by committee on Human Resources, a bill for an act relating to elder abuse and providing penalties.

Read first time and referred to committee on **Judiciary.**

Senate File 2262, by committee on Education, a bill for an act requiring radon testing in public schools and including applicability provisions.

Read first time and referred to committee on **Education.**

Senate File 2276, by committee on Human Resources, a bill for an act relating to adoption investigation and report requirements.

Read first time and referred to committee on **Human Resources.**

Senate File 2286, by committee on Education, a bill for an act establishing a fine arts standards task force and including effective date provisions.

Read first time and referred to committee on **Education.**

Senate File 2295, by committee on Labor and Business Relations, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to

employers, providing penalties and remedies, and including effective date provisions.

Read first time and referred to committee on **Labor.**

Senate File 2301, by committee on State Government, a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and allowing for changes to the envelopes provided to absentee voters.

Read a first time and **passed on file.**

Senate File 2320, by committee on Human Resources, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Human Resources.**

Senate File 2328, by committee on Economic Growth, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Read first time and referred to committee on **Ways and Means.**

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following correction was made:

Amendment H–8034 to House File 2324

1. Page 1, line 27 – Delete period after 537.1301

CARMINE BOAL
Chief Clerk of the House

EXPLANATIONS OF VOTE

On March 4, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2183 – "aye"
House File 2297 – "aye"
House File 2324 – "aye"
House File 2346 – "aye"
House File 2365 – "aye"
House File 2366 – "aye"
House File 2368 – "aye"
House File 2370 – "aye"
House File 2427 – "aye"

Senate Files 2056 – "aye"
Senate Files 2083 – "aye"
Senate Files 2105 – "aye"
Senate Files 2131 – "aye"
Senate Files 2133 – "aye"
Senate Files 2193 – "aye"
Senate Files 2197 – "aye"
Senate Files 2205 – "aye"
Senate Files 2206 – "aye"
Senate Files 2230 – "aye"
Senate Files 2305 – "aye"

HESS of Clay

On March 4, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2324 – "aye"
House File 2368 – "aye"
House File 2370 – "aye"
House File 2427 – "aye"

Senate File 2206 – "aye"

KOESTER of Polk

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 4th day of March, 2014: House Files 2130, 2131, 2170, 2172 and 2216.

CARMINE BOAL
Chief Clerk of the House

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 670 Ways and Means

Relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

SUBCOMMITTEE ASSIGNMENTS

House File 2418

Economic Growth: Moore, Chair; Rogers and Wood.

House File 2424

Education: Byrnes, Chair; Staed and Stanerson.

Senate File 2255

Commerce: J. Smith, Chair; Dawson and R. Taylor.

Senate File 2285

Human Resources: Forristall, Chair; Fry and Heddens.

Senate File 2288

Transportation: Rogers, Chair; Jorgensen and Wolfe.

Senate File 2290

Transportation: Landon, Chair; Heartsill and Riding.

Senate File 2296

Public Safety: Worthan, Chair; Berry and Sands.

Senate File 2303

Public Safety: Shaw, Chair; Anderson and Brandenburg.

Senate File 2310

Public Safety: Klein, Chair; Fry and R. Olson.

Senate File 2311

Judiciary: Heartsill, Chair; Baltimore and Prichard.

Senate File 2313

Judiciary: Hagenow, Chair; Baltimore and Dawson.

Senate File 2319

Education: L. Miller, Chair; Fry and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 670

Ways and Means: Vander Linden, Chair; Kearns and Windschitl.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 644), relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2014.

Committee Bill (Formerly House Study Bill 645), relating to the administration of the streamlined sales tax agreement by the department of revenue.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2014.

Committee Bill (Formerly House Study Bill 649), relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2014.

RESOLUTION FILED

H.R. 113, by Kajtazovic, a resolution commemorating July 11th as the anniversary of the Srebrenica genocide.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8067	H.F.	2409	Schultz of Crawford
H–8068	H.F.	2368	Klein of Washington
H–8069	H.F.	2361	Thomas of Clayton
H–8070	H.F.	2409	Sheets of Appanoose
			Heartsill of Marion
			Salmon of Black Hawk
H–8071	H.F.	2067	Senate Amendment
H–8072	H.F.	2297	Senate Amendment
H–8073	H.F.	2380	Stutsman of Johnson
H–8074	H.F.	2279	Heartsill of Marion
H–8075	H.F.	2388	Fry of Clarke
H–8076	H.F.	2361	Stutsman of Johnson
H–8077	H.F.	2409	Winckler of Scott
H–8078	H.F.	2409	Wood of Scott
			Hunter of Polk
H–8079	H.F.	2409	Hunter of Polk
H–8080	H.F.	2409	Steckman of Cerro Gordo
H–8081	H.F.	2429	Wolfe of Clinton
H–8082	H.F.	2409	Stanerson of Linn

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:08 p.m., until 8:30 a.m., Wednesday, March 5, 2014.

JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 5, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tim Rude, Walnut Creek Church, Des Moines. He was the guest of Representatives Hagenow of Polk County and Highfill of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cassidy Brown, Page from Ellsworth.

The Journal of Tuesday, March 4, 2014, was approved.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 8:56 a.m., Speaker Paulsen in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:56 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:06 p.m., Speaker Paulsen in the chair.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Paulsen invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Kasey Clary
Meghan Fisher
Bryan Schultz
Lucas Smith

Certificates of excellence for serving with honor and distinction as a House Page during the Second Regular Session of the Eighty-fifth General Assembly were presented to the House Pages by Speaker Kraig Paulsen, Majority Leader Linda Upmeyer and Minority Leader Mark Smith.

The House rose and expressed its appreciation.

INTRODUCTION OF BILLS

House File 2437, by Salmon, Fisher, Heartsill, Kaufmann, Sheets, Landon, Deyoe, and Schultz, a bill for an act exempting from the inheritance tax the entire amount of property, interest in property, and income passing to a natural person, and including applicability provisions.

Read first time and referred to committee on **Ways and Means.**

House File 2438, by committee on Ways and Means, a bill for an act relating to the administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(House File 381)

Stanerson of Linn called up for consideration the report of the conference committee on **House File 381,** a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 381)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Windschitl of Harrison in the chair at 3:16 p.m.

CONSIDERATION OF BILLS
Regular Calendar

House File 2174, a bill for an act relating to strip searches at a county jail or municipal holding facility, was taken up for consideration.

Gustafson of Madison offered amendment H–8021 filed by him and moved its adoption.

Amendment H–8021 was adopted.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2174)

The ayes were, 94:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 5:

Abdul-Samad	Anderson	Mascher	Sheets
Wessel-Kroeschell			

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2367, a bill for an act providing for certification requirements for persons actively involved in the operation of a commercial manure service, was taken up for consideration.

Hanson of Jefferson asked and received unanimous consent to withdraw amendment H–8022 filed by him on February 24, 2014.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2367)

The ayes were, 68:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Lykam	Miller, H.	Miller, L.
Moore	Muhlbauer	Olson, S.	Ourth
Paulsen, Spkr.	Pettengill	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Taylor, R.	Thomas	Upmeyer	Vander Linden
Watts	Wolfe	Worthan	Windschitl, Presiding

The nays were, 31:

Abdul-Samad	Anderson	Cohoon	Gaines
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Mascher	Maxwell	Meyer	Murphy
Oldson	Olson, R.	Olson, T.	Running-Marquardt
Staed	Stutsman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wood	

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2110 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House File 2110 from further consideration by the House.

House File 2376, a bill for an act requiring the development and use of a standard process and form for prior authorization of prescription drug benefits, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2376)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Wolfe
Wood	Worthan	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2378, a bill for an act relating to the requirements for psychologist licensing, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2378)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell

Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Wolfe
Wood	Worthan	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2182 WITHDRAWN

Fry of Clarke asked and received unanimous consent to withdraw House File 2182 from further consideration by the House.

House File 2379, a bill for an act relating to crisis stabilization programs authorized by the department of human services, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2379)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Prichard	Upmeyer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2382, a bill for an act concerning requirements for state purchasing from prison industries, was taken up for consideration.

Thomas of Clayton asked and received unanimous consent to withdraw amendment H–8065 filed by him on March 3, 2014.

Bearinger of Fayette asked and received unanimous consent to withdraw amendment H–8063 filed by him on March 3, 2014.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2382)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie

Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Windschitl, Presiding

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2083 WITHDRAWN

Bacon of Story asked and received unanimous consent to withdraw House File 2083 from further consideration by the House.

House File 2387, a bill for an act providing for notice of garnishment and levy to a judgment debtor, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2387)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Prichard	Upmeyer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2388, a bill for an act relating to continuity of learning for children receiving foster care services, was taken up for consideration.

Fry of Clarke offered amendment H–8075 filed by him.

The House stood at ease at 3:56 p.m., until the fall of the gavel.

The House resumed session at 4:50 p.m., Speaker Paulsen in the chair.

SPECIAL PRESENTATION

Running-Marquardt of Linn introduced to the House, former state legislator, Richard Running.

The House rose and expressed its welcome.

Fry of Clarke moved amendment H–8075.

Amendment H–8075 was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2388)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Cownie of Polk in the chair at 4:58 p.m.

House File 2389, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2389)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts

Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Cownie, Presiding	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2395, a bill for an act relating to the operation of all-terrain vehicles on highways, and making penalties applicable, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2395)

The ayes were, 71:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Costello	Dawson	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Kelley
Klein	Koester	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Olson, R.	Olson, S.	Olson, T.	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Cownie, Presiding	

The nays were, 28:

Abdul-Samad	Anderson	Cohoon	Dunkel
Forbes	Gaines	Hanson	Heddens

Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kressig	Lensing	Mascher
Meyer	Oldson	Ourth	Ruff
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 5:16 p.m.

House File 2397, a bill for an act concerning liability protection for volunteers on state lands, was taken up for consideration.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2397)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thomas	Upmeyer	Vander Linden	Watts

Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 4:

Hall	Lundby	Olson, R.	Thede

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2403, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions, was taken up for consideration.

SENATE FILE 2169 SUBSTITUTED FOR HOUSE FILE 2403

Hess of Clay asked and received unanimous consent to substitute Senate File 2169 for House File 2403.

Senate File 2169, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2169)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2403 WITHDRAWN

Hess of Clay asked and received unanimous consent to withdraw House File 2403 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 381, 2174, 2367, 2376, 2378, 2379, 2382, 2387, 2388, 2389, 2395, 2397** and **Senate File 2169.**

House File 2404, a bill for an act relating to nonsubstantive code corrections, was taken up for consideration.

Gustafson of Madison offered amendment H–8038 filed by the committee on Judiciary and moved its adoption.

The committee amendment H–8038 was adopted.

SENATE FILE 2240 SUBSTITUTED FOR HOUSE FILE 2404

Gustafson of Madison asked and received unanimous consent to substitute Senate File 2240 for House File 2404.

Senate File 2240, a bill for an act relating to nonsubstantive code corrections, was taken up for consideration.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2240)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2404 WITHDRAWN

Gustafson of Madison asked and received unanimous consent to withdraw House File 2404 from further consideration by the House.

House File 2408, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present, was taken up for consideration.

Watts of Dallas offered amendment H–8041 filed by him and moved its adoption.

Amendment H–8041 was adopted.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2408)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Rayhons

Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Maxwell

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2410, a bill for an act related to special exceptions from city zoning regulations, was taken up for consideration.

Pettengill of Benton offered amendment H–8037 filed by her.

M. Smith of Marshall rose on a point of order that amendment H–8037 was not germane.

The Speaker ruled the point well taken and amendment H–8037 not germane.

Pettengill of Benton asked for unanimous consent to suspend the rules to consider amendment H–8037.

Objection was raised.

Pettengill of Benton moved to suspend the rules to consider amendment H–8037.

A non-record roll call was requested.

The ayes were 56, nays 24.

The motion to suspend the rules prevailed.

Pettengill of Benton moved the adoption of amendment H–8037.

Amendment H–8037 was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2410)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Thede

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2417, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties, was taken up for consideration.

Fry of Clarke offered amendment H–8058 filed by him and moved its adoption.

Amendment H–8058 was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2417)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Pettengill

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2421, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2421)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2423, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates, was taken up for consideration.

Gustafson of Madison offered amendment H–8039 filed by the committee on Judiciary and moved its adoption.

The committee amendment H–8039 was adopted.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2423)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.

Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF HOUSE RESOLUTION 112

Shaw of Pocahontas called up for consideration **House Resolution 112,** a resolution amending the Code of Ethics of the House of Representatives relating to personal financial disclosure reports, and moved its adoption.

The motion prevailed and the resolution was adopted.

SENATE AMENDMENTS CONSIDERED

Fisher of Tama called up for consideration **House File 2067,** a bill for an act relating to the use of youth spring wild turkey hunting licenses, amended by the Senate, and moved that the House concur in the Senate amendment H–8071.

The motion prevailed and the House concurred in the Senate amendment H–8071.

Fisher of Tama moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2067)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello

Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Vander Linden of Mahaska called up for consideration **House File 2297,** a bill for an act relating to the regulation of pharmacy benefit managers, amended by the Senate, and moved that the House concur in the Senate amendment H–8072.

The motion prevailed and the House concurred in the Senate amendment H–8072.

Vander Linden of Mahaska moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2297)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2067, 2297, 2408, 2410, 2417, 2421, 2423** and **Senate File 2240.**

INTRODUCTION OF BILL

House File 2439, by committee on Education, a bill for an act relating to core content standards, assessments, and curricula relating to student academic progress, and to the collection of and access to student data.

Read first time and placed on the **calendar.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Prichard of Floyd Upmeyer of Cerro Gordo

SUBCOMMITTEE ASSIGNMENTS

House File 2232

Veterans Affairs: Windschitl, Chair; Shaw and Staed.

House File 2300

Agriculture: Klein, Chair; Bearinger and Hein.

House File 2314

Agriculture: Klein, Chair; Hein and Kearns.

House File 2426

Agriculture: Klein, Chair; Hein and Prichard.

House File 2434

Veterans Affairs: Windschitl, Chair; Muhlbauer and Shaw.

Senate File 2119

State Government: Grassley, Chair; Hein and Winckler.

Senate File 2129

Education: Rogers, Chair; Byrnes and Ruff.

Senate File 2191

Agriculture: Maxwell, Chair; Dunkel and Moore.

Senate File 2248

Natural Resources: Rayhons, Chair; Ruff and Salmon.

Senate File 2262

Education: Koester, Chair; Dolecheck and Gaines.

Senate File 2273

Agriculture: Maxwell, Chair; Moore and Muhlbauer.

Senate File 2276

Human Resources: Fry, Chair; Costello and Dawson.

Senate File 2286

Education: Forristall, Chair; Gaines and Rogers.

Senate File 2300

Natural Resources: Highfill, Chair; Lundby and Shaw.

Senate File 2320

Human Resources: Heaton, Chair; Landon and Stutsman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Senate File 2120, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2014.

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2014.

COMMITTEE ON JUDICIARY

Senate File 2091, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2014.

Senate File 2092, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2014.

Senate File 2201, a bill for an act relating to kidnapping, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8090** March 5, 2014.

COMMITTEE ON PUBLIC SAFETY

Senate File 2121, a bill for an act making changes to the controlled substance schedules, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2014.

Senate File 2187, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8086** March 4, 2014.

COMMITTEE ON STATE GOVERNMENT

Senate File 293, a bill for an act relating to the sale of services by an official, a state employee, a member of the general assembly, or a legislative employee.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8084** March 4, 2014.

Senate File 379, a bill for an act relating to disciplinary procedures before the board of medicine and providing a penalty.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8085** March 4, 2014.

RESOLUTION FILED

H.R. 114, by Lofgren, Kelley, Berry, Drake, Hanusa, Rogers, Thomas, H. Miller, Moore, Kaufmann, Baltimore, Jorgensen, Heddens, Gaskill, Schultz, Wood, Alons, Sheets, Landon, R. Taylor, Deyoe, Dunkel, Paulsen, Upmeyer, Ourth, Bearinger, Mascher, M. Smith, and Jacoby, a resolution reaffirming Iowa's commitment to its relationship with Taiwan, particularly to strengthening sister-state ties and continuing to grow trade and exchanges between Iowa and Taiwan; reaffirming support for Taiwan's efforts to secure entry to the Trans-Pacific Partnership; and supporting the signing of a bilateral investment agreement between Taiwan and the United States.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8083	S.F.	2301	Winckler of Scott
Hunter of Polk			Gaskill of Wapello
Isenhart of Dubuque			Kearns of Lee
Lensing of Johnson			Staed of Linn
Steckman of Cerro Gordo			Stutsman of Johnson
Wessel-Kroeschell of Story			
H–8084	S.F.	293	Committee on State Government
H–8085	S.F.	379	Committee on State Government
H–8086	S.F.	2187	Committee on Public Safety
H–8087	H.F.	2409	Hunter of Polk
H–8088	H.F.	2361	Moore of Jackson
H–8089	H.F.	2361	Moore of Jackson
H–8090	S.F.	2201	Committee on Judiciary
H–8091	H.F.	2429	Meyer of Polk
H–8092	H.F.	2429	Baltimore of Boone
H–8093	H.F.	2422	Baltimore of Boone

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:56 p.m., until 8:30 a.m., Thursday, March 6, 2014.

JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 6, 2014

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Bishop Richard Pates, Des Moines Diocese of the Catholic Church, Des Moines. He was the guest of Representative Hunter of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tyler Steinke and Abbie Kliegl representing Special Olympics/Best Buddies of Iowa, Des Moines.

The Journal of Wednesday, March 5, 2014, was approved.

The House stood at ease at 8:40 a.m., until the fall of the gavel.

The House resumed session at 9:51 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 2288, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies, was taken up for consideration.

Highfill of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2288)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Joint Resolution 2007, a joint resolution nullifying racing and gaming commission rules related to the appeal of certain administrative actions and including effective date provisions, was taken up for consideration.

Grassley of Butler moved that the joint resolution be read a last time now and placed upon its adoption and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 2007)

The yeas were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Prichard

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

HOUSE JOINT RESOLUTION 2005 WITHDRAWN

Grassley of Butler asked and received unanimous consent to withdraw House Joint Resolution 2005 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 2007** and **House File 2288.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Prichard of Floyd

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:58 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:03 p.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 2242, by committee on Veterans Affairs, a bill for an act relating to the home ownership assistance program for military members.

Read first time and referred to committee on **Ways and Means.**

SENATE FILE 2235 REFERRED

The Speaker announced that Senate File 2235, previously **passed on file** was referred to committee on **State Government**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 671 Ways and Means

Relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2401

Ways and Means: Moore, Chair; Kelley and Stanerson.

House File 2402

Appropriations: Drake, Chair; Lundby and Rogers.

House File 2407

Ways and Means: Baltimore, Chair; Byrnes and Thomas.

House File 2415

Ways and Means: Hagenow, Chair; Forbes and Landon.

House File 2428

Ways and Means: Moore, Chair; Baltimore and Gaskill.

Senate File 2232

Appropriations: Worthan, Chair; Gustafson and Lundby.

Senate File 2271

Ways and Means: Stanerson, Chair; Byrnes and Stutsman.

Senate File 2291

Ways and Means: Landon, Chair; Moore and Riding.

Senate File 2295

Labor: Jorgensen, Chair; Forristall and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 671

Ways and Means: Sands, Chair; Kelley and Windschitl.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

House File 2424, a bill for an act relating to the establishment of an urban-ag academy under the board of regents.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2014.

Senate File 2257, a bill for an act relating to programs and accounts administered by the college student aid commission.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2014.

COMMITTEE ON JUDICIARY

Senate File 2211, a bill for an act relating to the civil commitment of a sexually violent predator.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2014.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2129), relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2014.

Committee Bill (Formerly House File 2149), concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2014.

RESOLUTION FILED

H.R. 115, by Alons, Bacon, Brandenburg, Gustafson, Stanerson, L. Miller, Salmon, Windschitl, Shaw, Kearns, Staed, Muhlbauer, Gaines, Thomas, Jacoby, and Kajtazovic, a resolution urging Congress to restore the presumption of service connection for Agent Orange exposure for Vietnam veterans who served in the waters and airspace defined by the Vietnam combat zone.

Laid over under **Rule 25.**

AMENDMENT FILED

H–8094	H.F.	2439	Salmon of Black Hawk
Alons of Sioux			Sheets of Appanoose
Jorgensen of Woodbury			Heartsill of Marion
Schultz of Crawford			Landon of Polk
Gassman of Winnebago			Watts of Dallas

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:04 p.m., until 10:00 a.m., Friday, March 7, 2014.

JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 7, 2014

The House met pursuant to adjournment at 10:03 a.m., Koester of Polk in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative J. Smith of Dickinson.

The Journal of Thursday, March 6, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2322, by committee on Human Resources, a bill for an act relating to services provided through the department of human services for children who have been adjudicated and establishing a state training school for delinquent females and including effective date provisions.

Read first time and referred to committee on **Human Resources.**

HOUSE FILE 2411 REFERRED

The Speaker announced that House File 2411, previously placed on the **calendar** was referred to committee on **Ways and Means**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Recommendations to the Iowa Public Employees' Retirement System Report, pursuant to Iowa Code section 11.2.

DEPARTMENT OF NATURAL RESOURCES

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22.

LEGISLATIVE SERVICES AGENCY

Integrated Health Care Models and Multi-payer Delivery Systems Study Committee Final Report, pursuant to Iowa Code section 2.43.

STATE FAIR FOUNDATION

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

AMENDMENTS FILED

H–8095	H.F.	2277	Hagenow of Polk
H–8096	H.F.	2252	Gaines of Polk Steckman of Cerro Gordo Anderson of Polk
H–8097	H.F.	2252	Gaines of Polk Steckman of Cerro Gordo Anderson of Polk
H–8098	H.F.	2252	Gaines of Polk Steckman of Cerro Gordo Anderson of Polk
H–8099	H.F.	2439	Jorgensen of Woodbury

On motion by J. Smith of Dickinson, the House adjourned at 10:07 a.m., until 1:00 p.m., Monday, March 10, 2014.

JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 10, 2014

The House met pursuant to adjournment at 1:04 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Robert Lindau, St. Paul's Lutheran Church, Council Bluffs. He was the guest of Representatives Costello of Mills County and Hanusa of Pottawattamie County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Nolan Bursch, Page from Des Moines.

The Journal of Friday, March 7, 2014, was approved.

The House stood at ease at 1:17 p.m., until the fall of the gavel.

The House resumed session at 2:06 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 2277, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders, was taken up for consideration.

Hagenow of Polk offered amendment H–8095 filed by him and moved its adoption.

Amendment H–8095 was adopted.

SENATE FILE 2200 SUBSTITUTED FOR HOUSE FILE 2277

Hagenow of Polk asked and received unanimous consent to substitute Senate File 2200 for House File 2277.

Senate File 2200, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2200)

The ayes were, 96:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2277 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 2277 from further consideration by the House.

House File 2435, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2435)

The ayes were, 96:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.

Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2436, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2436)

The ayes were, 96:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden

Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2438, a bill for an act relating to the administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2438)

The ayes were, 95:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz

Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard

Under the provision of Rule 76, conflict of interest, Maxwell of Poweshiek refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2439, a bill for an act relating to core content standards, assessments, and curricula relating to student academic progress, and to the collection of and access to student data, was taken up for consideration.

Salmon of Black Hawk offered amendment H–8094 filed by Salmon, et al.

Salmon of Black Hawk offered amendment H–8100, to amendment H–8094, filed by her from the floor and moved its adoption.

Amendment H–8100, to amendment H–8094, was adopted.

Salmon of Black Hawk moved the adoption of amendment H–8094, as amended.

Amendment H–8094, as amended, was adopted.

Jorgensen of Woodbury offered amendment H–8099 filed by him and moved its adoption.

Amendment H–8099 was adopted.

Wood of Scott rose on a point of order under Rule 10, regarding members confining their remarks to the question under debate.

The Speaker ruled the point not well taken.

Mascher of Johnson rose on a point of order under Rule 11, regarding limit on debate.

The Speaker ruled the point not well taken.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2439)

The ayes were, 96:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2140, 2204 AND 2205 WITHDRAWN

Jorgensen of Woodbury asked and received unanimous consent to withdraw House Files 2140, 2204 and 2205 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2435, 2436, 2438, 2439** and **Senate File 2200.**

ADOPTION OF HOUSE RESOLUTION 109

Upmeyer of Cerro Gordo called up for consideration **House Resolution 109,** a resolution recognizing February 10, 2014, as the 60th anniversary of the introduction of federal legislation to add the words, "under God," to the United States Pledge of Allegiance, and moved its adoption.

The motion prevailed and the resolution was adopted.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk
Anderson of Polk

EXPLANATION OF VOTE

On March 5, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 381 – "aye"
House File 2067 – "aye"
House File 2174 – "aye"
House File 2297 – "aye"
House File 2367 – "aye"
House File 2376 – "aye"
Senate File 2169 – "aye"
Senate File 2240 – "aye"

House File 2378 – “aye”
House File 2379 – “aye”
House File 2382 – “nay”
House File 2387 – “aye”
House File 2388 – “aye”
House File 2389 – “aye”
House File 2395 – “nay”
House File 2397 – “aye”
House File 2408 – “aye”
House File 2410 – “aye”
House File 2417 – “aye”
House File 2421 – “aye”
House File 2423 – “aye”

Also: On March 6, 2014, I would have voted as follows:

House Joint Resolution 2007 – “yea”
House File 2288 – “aye”

PRICHARD of Floyd

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 7, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 2130, an Act relating to matters under the purview of the banking division of the department of commerce.

House File 2131, an Act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

House File 2170, an Act relating to school instructional time.

House File 2172, an Act providing for the use of an electronic filing and notice system by the Public Employment Relations Board.

House File 2216, an Act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

SUBCOMMITTEE ASSIGNMENTS

House File 2406

Ways and Means: Vander Linden, Chair; Moore and Prichard.

Senate File 2239

Judiciary: Baltimore, Chair; Heaton and Wolfe.

Senate File 2278

State Government: Hagenow, Chair; Hunter and Stanerson.

Senate File 2297

Judiciary: Baltimore, Chair; Hagenow and Wessel-Kroeschell.

Senate File 2312

Judiciary: Gustafson, Chair; Hess and Meyer.

Senate File 2322

Human Resources: Forristall, Chair; Dawson and Fry.

RESOLUTION FILED

H.R. 116, by Heddens and Wessel-Kroeschell, a resolution honoring the sesquicentennial anniversary of the city of Ames.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8100	H.F.	2439	Salmon of Black Hawk
H–8101	H.F.	2390	Winckler of Scott Dolecheck of Ringgold L. Miller of Scott
H–8102	H.F.	2385	Pettengill of Benton
H–8103	H.F.	2416	Pettengill of Benton
H–8104	S.F.	2201	Dawson of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:54 p.m., until 8:30 a.m., Tuesday, March 11, 2014.

JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day - Fortieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 11, 2014

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Stasia Fine, New Disciples Christian Church, Cedar Rapids. She was the guest of Representative Running-Marquardt of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by representatives from iJAG, Iowa Jobs for America's Graduates. They were the guests of Representative Stanerson of Linn.

The Journal of Monday, March 10, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 10, 2014, adopted the Conference Committee report and passed House File 381, a bill for an act concerning horse racing, including the use of purse moneys for harness racing, advance deposit wagering, and restrictions on dosage amounts for phenylbutazone in certain horse races.

Also: That the Senate has on March 10, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2056, a bill for an act relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

Also: That the Senate has on March 10, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2250, a bill for an act relating to the licensing of vehicle recyclers.

Also: That the Senate has on March 10, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2282, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Also: That the Senate has on March 10, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2284, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Also: That the Senate has on March 10, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2321, a bill for an act relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

Also: That the Senate has on March 10, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2330, a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2440, by committee on Ways and Means, a bill for an act relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2441, by committee on Ways and Means, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read first time and placed on the **Ways and Means calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2250, by committee on Transportation, a bill for an act relating to the licensing of vehicle recyclers.

Read a first time and **passed on file.**

Senate File 2321, by committee on Veterans Affairs, a bill for an act relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

Read first time and referred to committee on **Veterans Affairs.**

Senate File 2330, by committee on Appropriations, a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Human Resources.**

ADOPTION OF HOUSE RESOLUTION 107

Upmeyer of Cerro Gordo called up for consideration **House Resolution 107,** a resolution congratulating the Grandview University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:47 a.m., until the fall of the gavel.

The House resumed session at 9:16 a.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 2282, by committee on Transportation, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Read first time and referred to committee on **Transportation.**

CONSIDERATION OF BILL
Regular Calendar

House File 2279, a bill for an act relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties, was taken up for consideration.

Heartsill of Marion offered amendment H–8074 filed by him and moved its adoption.

Amendment H–8074 was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2279)

The ayes were, 97:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Abdul-Samad Meyer Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2279** be immediately messaged to the Senate.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Ethics to meet at 11:00 a.m.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:22 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:19 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 11, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2195, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

Also: That the Senate has on March 11, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2289, a bill for an act establishing electronic messaging while driving as a moving violation and a primary traffic offense for purposes of law enforcement, and making penalties applicable.

Also: That the Senate has on March 11, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2293, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Also: That the Senate has on March 11, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2299, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2442, by Hall, a bill for an act relating to violations for failure to provide proof of motor vehicle financial liability coverage, and including effective date provisions.

Read first time and referred to committee on **Transportation.**

SENATE MESSAGES CONSIDERED

Senate File 2195, by committee on Commerce, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

Read first time and referred to committee on **Commerce.**

Senate File 2293, by committee on Human Resources, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Read first time and referred to committee on **Human Resources.**

Senate File 2299, by committee on Transportation, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions.

Read a first time and **passed on file.**

The House stood at ease at 4:20 p.m., until the fall of the gavel.

The House resumed session at 4:22 p.m., Speaker Paulsen in the chair.

EXPLANATION OF VOTE

On March 10, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2435 – "aye"
House File 2436 – "aye"
House File 2438 – "aye"
House File 2439 – "aye"
Senate File 2200 – "aye"

PRICHARD of Floyd

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 11th day of March, 2014: House Files 2067 and 2297.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS

Senate File 2235

State Government: Pettengill, Chair; Koester and T. Taylor.

Senate File 2282

Transportation: Rogers, Chair; Forbes and Heartsill.

Senate File 2321

Veterans Affairs: Gustafson, Chair; Alons, Gaines, Shaw and Thomas.

Senate File 2330

Human Resources: Fry, Chair; Heddens and Landon.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Senate File 2255, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Fiscal Note: **No**

Recommendation: **Do Pass** March 10, 2014.

COMMITTEE ON HUMAN RESOURCES

Senate File 2080, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Fiscal Note: **No**

Recommendation: **Do Pass** March 10, 2014.

Senate File 2251, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8106** March 10, 2014.

Senate File 2276, a bill for an act relating to adoption investigation and report requirements.

Fiscal Note: **No**

Recommendation: **Do Pass** March 10, 2014.

COMMITTEE ON JUDICIARY

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Fiscal Note: **No**

Recommendation: **Do Pass** March 10, 2014.

Senate File 2313, a bill for an act relating to the removal of clerks of the district court.

Fiscal Note: **No**

Recommendation: **Do Pass** March 10, 2014.

COMMITTEE ON PUBLIC SAFETY

Senate File 2303, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

COMMITTEE ON STATE GOVERNMENT

Senate File 2119, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Senate File 2156, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Senate File 2185, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Senate File 2283, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2352), relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 11, 2014.

Committee Bill (Formerly House Study Bill 648), relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the individual income tax, inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 11, 2014.

Committee Bill (Formerly House Study Bill 670), relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 11, 2014.

AMENDMENTS FILED

H–8105	H.F.	2332	Kaufmann of Cedar
H–8106	S.F.	2251	Committee on Human Resources
H–8107	H.F.	2361	Stanerson of Linn

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:22 p.m., until 8:30 a.m., Wednesday, March 12, 2014.

JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 12, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Lucille King, Christ Church Presbyterian, Hiawatha. She was the guest of Representative Staed of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Mauro, House Doorkeeper from Des Moines.

The Journal of Tuesday, March 11, 2014, was approved.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 9:58 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 2332, a bill for an act relating to the licensing of vehicle recyclers and defining the term "scrapping", was taken up for consideration.

Kaufmann of Cedar offered amendment H–8105 filed by him and moved its adoption.

Amendment H–8105 was adopted.

SENATE FILE 2250 SUBSTITUTED FOR HOUSE FILE 2332

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 2250 for House File 2332.

Senate File 2250, a bill for an act relating to the licensing of vehicle recyclers, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2250)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2332 WITHDRAWN

Kaufmann of Cedar asked and received unanimous consent to withdraw House File 2332 from further consideration by the House.

House File 2385, a bill for an act relating to state agency decision making, was taken up for consideration.

Pettengill of Benton offered amendment H–8102 filed by her.

Upmeyer of Cerro Gordo asked and received unanimous consent that House File 2385 be deferred and that the bill retain its place on the calendar. (amendment H–8102 pending)

House File 2390, a bill for an act relating to certain costs under the statewide preschool program for four-year-old children and including effective date and retroactive applicability provisions, was taken up for consideration.

Winckler of Scott offered amendment H–8101 filed by Winckler, et al., and moved its adoption.

Amendment H–8101 was adopted.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2390)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 255 AND 2119 WITHDRAWN

L. Miller of Scott asked and received unanimous consent to withdraw House Files 255 and 2119 from further consideration by the House.

RULE 60 INVOKED

Steckman of Cerro Gordo moved to invoke Rule 60, to immediately withdraw Senate File 2079 from committee on Education and place it on the calendar.

Roll call was requested by Steckman of Cerro Gordo and M. Smith of Marshall.

On the question "Shall Senate File 2079 be withdrawn from the committee on Education and placed on the calendar?"

Rule 75 was invoked.

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 1:

Olson, R.

The motion lost.

The House stood at ease at 10:43 a.m., until the fall of the gavel.

The House resumed session at 11:37 a.m., Speaker Paulsen in the chair.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2390** and **Senate File 2250.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:37 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:04 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 2443, by committee on Ways and Means, a bill for an act relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

Read first time and placed on the **Ways and Means calendar.**

House File 2444, by committee on Ways and Means, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2445, by committee on Ways and Means, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

The House stood at ease at 4:07 p.m., until the fall of the gavel.

The House resumed session at 5:06 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILL
Regular Calendar

The House resumed consideration of House File 2385, a bill for an act relating to state agency decision making, previously deferred. (amendment H–8102 pending)

Pettengill of Benton offered amendment H–8112, to amendment H–8102, filed by her from the floor and moved its adoption.

Amendment H–8112, to amendment H–8102, was adopted.

Pettengill of Benton moved the adoption of amendment H–8102, as amended.

Amendment H–8102, as amended, was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2385)

The ayes were, 77:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kaufmann
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Miller, H.	Miller, L.	Moore
Muhlbauer	Olson, R.	Olson, S.	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Stutsman	Taylor, R.	Thomas
Upmeyer	Vander Linden	Watts	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 23:

Abdul-Samad	Anderson	Gaines	Gaskill
Heddens	Hunter	Isenhart	Kajtazovic
Kearns	Kelley	Mascher	Meyer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Smith, M.	Staed	Steckman
Taylor, T.	Thede	Wessel-Kroeschell	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2157 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 2157 from further consideration by the House.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2385** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Olson, R. of Polk

EXPLANATION OF VOTE

On March 11, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2279 – “aye”

MEYER of Polk

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 672 Ways and Means

Relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2195

Commerce: Watts, Chair; Meyer and R. Taylor.

Senate File 2293

Human Resources: Forristall, Chair; Fry and Stutsman.

Senate File 2328

Ways and Means: Moore, Chair; Baltimore and Gaskill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 672

Ways and Means: Windschitl, Chair; Baltimore and Isenhart.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

Senate File 2319, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8115** March 12, 2014.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Senate File 2212, a bill for an act relating to land disposal of yard waste.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8109** March 11, 2014.

COMMITTEE ON HUMAN RESOURCES

Senate File 2320, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8113** March 12, 2014.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 366, a bill for an act relating to radon control and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8114** March 12, 2014.

COMMITTEE ON PUBLIC SAFETY

Senate File 2259, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8110** March 11, 2014.

COMMITTEE ON TRANSPORTATION

House File 2351, a bill for an act relating to the fees for special registration plates associated with military service.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Referred to the committee on Ways and Means pursuant to Rule 31.7.

Senate File 2192, a bill for an act relating to the definition of motorized bicycle.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Senate File 2228, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

Senate File 2288, a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8111** March 11, 2014.

Senate File 2290, a bill for an act relating to identification required for operation of a railroad train.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

AMENDMENTS FILED

H–8108	H.F.	2361	Stutsman of Johnson
H–8109	S.F.	2212	Committee on Environmental Protection
H–8110	S.F.	2259	Committee on Public Safety
H–8111	S.F.	2288	Committee on Transportation
H–8112	H.F.	2385	Pettengill of Benton
H–8113	S.F.	2320	Committee on Human Resources
H–8114	S.F.	366	Committee on Local Government
H–8115	S.F.	2319	Committee on Education

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:30 p.m., until 8:30 a.m., Thursday, March 13, 2014.

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 13, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Mark Stringer, First Unitarian Church, Des Moines. He was the guest of Representative Anderson of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Leo Bormann, Page from Davenport.

The Journal of Wednesday, March 12, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 110

Upmeyer of Cerro Gordo called up for consideration **House Resolution 110,** a resolution recognizing March 2014 as Iowa Women's History Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:49 a.m., until the fall of the gavel.

The House resumed session at 9:24 a.m., Hagenow of Polk in the chair.

CONSIDERATION OF BILL
Regular Calendar

House File 2217, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties, was taken up for consideration.

Pettengill of Benton offered amendment H–8023 filed by her and moved its adoption.

Amendment H–8023 was adopted.

SENATE FILE 2104 SUBSTITUTED FOR HOUSE FILE 2217

Pettengill of Benton asked and received unanimous consent to substitute Senate File 2104 for House File 2217.

Senate File 2104, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2104)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Murphy	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Hagenow, Presiding	

The nays were, none.

Absent or not voting, 5:

Baltimore	Muhlbauer	Oldson	Smith, J.
Smith, M.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2217 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 2217 from further consideration by the House.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2104** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Oldson of Polk
Smith, J. of Dickinson	Smith, M. of Marshall

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:31 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:05 p.m., Speaker Paulsen in the chair.

SENATE MESSAGES CONSIDERED

Senate File 2284, by committee on Agriculture, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Read first time and referred to committee on **Agriculture.**

Senate File 2289, by committee on Transportation, a bill for an act establishing electronic messaging while driving as a moving violation and a primary traffic offense for purposes of law enforcement, and making penalties applicable.

Read first time and referred to committee on **Public Safety.**

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 2191, a bill for an act relating to financing work within drainage or levee districts.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

Senate File 2273, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

COMMITTEE ON COMMERCE

Senate File 2195, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

COMMITTEE ON HUMAN RESOURCES

Senate File 2330, a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

COMMITTEE ON JUDICIARY

Senate File 2239, a bill for an act relating to elder abuse and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8119** March 12, 2014.

Senate File 2297, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8118** March 12, 2014.

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8117** March 12, 2014.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 2266, a bill for an act relating to the vehicle registration duties of county treasurers.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

Referred to the committee on Ways and Means pursuant to Rule 31.7.

COMMITTEE ON NATURAL RESOURCES

Senate File 2248, a bill for an act relating to management of the emerald ash borer.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2014.

COMMITTEE ON PUBLIC SAFETY

Senate File 2296, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

COMMITTEE ON WAYS AND MEANS

Senate File 2271, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2014.

Senate File 2291, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2014.

Senate File 2328, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2014.

RESOLUTIONS FILED

H.R. 117, by L. Miller, Berry, Steckman, and Forristall, a resolution recognizing the health threat posed by chronic obstructive pulmonary disease.

Laid over under **Rule 25.**

H.R. 118, by Watts, Gassman, Windschitl, Salmon, Huseman, Gustafson, Shaw, Deyoe, Alons, Sheets, R. Taylor, Lofgren, Fisher, Heartsill, Baudler, Rayhons, Worthan, Schultz, Forristall, and Dolecheck, a resolution in support of recognizing the lead role of states in the regulation of carbon dioxide emissions from existing power plants.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8116	S.F.	2301	Hagenow of Polk
H–8117	S.F.	2311	Committee on Judiciary
H–8118	S.F.	2297	Committee on Judiciary
H–8119	S.F.	2239	Committee on Judiciary
H–8120	S.F.	2118	Alons of Sioux
H–8121	H.F.	2354	Hagenow of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:07 p.m., until 8:45 a.m., Friday, March 14, 2014.

JOURNAL OF THE HOUSE

Sixty-first Calendar Day - Forty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 14, 2014

The House met pursuant to adjournment at 8:46 a.m., Landon of Polk in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tim Garner from Ames, teacher at Ankeny Centennial High School.

The Journal of Thursday, March 13, 2014, was approved.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Koester of Polk asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

House File 2354
House File 2375
House File 2409
House File 2429
House File 2441
House File 2444
House File 2361
House File 2383
House File 2422
House File 2440
House File 2443
House File 2445

BILLS REREFERRED TO COMMITTEES

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

House File 642	Way and Means
House File 2133	Judiciary
House File 2193	Education
House File 2224	Veterans Affairs
House File 2269	Education
House File 2327	Judiciary
House File 2331	Judiciary
House File 2345	Agriculture
House File 2355	Public Safety
House File 2084	Veterans Affairs
House File 2187	Human Resources
House File 2202	Transportation
House File 2252	Education
House File 2290	State Government
House File 2330	Commerce
House File 2334	Education
House File 2348	State Government
House File 2356	Public Safety

House File 2358	State Government	House File 2363	Transportation
House File 2364	State Government	House File 2369	Commerce
House File 2373	Economic Growth	House File 2377	Human Resources
House File 2380	Human Resources	House File 2384	State Government
House File 2386	Judiciary	House File 2392	Education
House File 2396	Transportation	House File 2398	Public Safety
House File 2416	Commerce	House File 2420	Local Government
House File 2424	Agriculture	House File 2432	Judiciary
House File 2433	Judiciary		

The Speaker announced the following Senate Files previously passed on file were referred to the following committees:

Senate File 2132	Commerce	Senate File 2302	State Government

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Special Investigation of Grange Township Report, pursuant to Iowa Code section 11.6.

Selected General and Application Controls over the Vendor Payment System Report, pursuant to Iowa Code section 11.4.

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2.

DEPARTMENT OF EDUCATION

State Library Report – Enrich Iowa Program Evaluation Report, pursuant to Iowa Code section 256.57(6).

LEGISLATIVE SERVICES AGENCY

Emergency Medical Services Study Committee Report, pursuant to Iowa Code section 2.42.

Public Retirement Systems Committee Report, pursuant to Iowa Code section 97D.4.

State Government Efficiency Review Committee Report, pursuant to Iowa Code section 2.69.

On motion by Koester of Polk, the House adjourned at 8:50 a.m., until 1:00 p.m., Monday, March 17, 2014.

JOURNAL OF THE HOUSE

Sixty-fourth Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 17, 2014

The House met pursuant to adjournment at 1:03 p.m., Speaker Paulsen in the chair.

"America the Beautiful" was sung by Grace Mulherin, sister of Michelle Mulherin from the Irish Parliament, Dublin, Ireland. She was the guest of Representative Hess of Clay County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jack Stanerson from Center Point. He is the son of Representative Stanerson of Linn.

The Journal of Friday, March 14, 2014, was approved.

SPECIAL PRESENTATION

Hess of Clay introduced to the House, Michelle Mulherin from the Irish Parliament, Dublin, Ireland, who briefly addressed the House.

The House rose and expressed its welcome.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 14, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 2067, an Act relating to the use of youth spring wild turkey hunting licenses, and including effective date provisions.

House File 2297, an Act relating to the regulation of pharmacy benefit managers.

Senate File 2083, an Act concerning licensure requirements for dietetics as established or approved by the Academy of Nutrition and Dietetics.

Senate File 2105, an Act relating to various matters involving insurance and the insurance division of the Department of Commerce and including applicability provisions.

Senate File 2133, an Act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Senate File 2193, an Act relating to the admission or retention of participants in an adult day services program.

Senate File 2197, an Act relating to certain conditional permits issued by the Department of Natural Resources relating to air and water quality.

Senate File 2205, an Act relating to matters under the purview of the credit union division of the Department of Commerce, and including effective date provisions.

Senate File 2206, an Act concerning the Iowa Finance Authority in regard to the title guaranty program and private activity bonds.

Senate File 2230, an Act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Senate File 2305, an Act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Senate File 2312, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8122** March 12, 2014.

COMMITTEE ON VETERANS AFFAIRS

Senate File 2321, a bill for an act relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2014.

RESOLUTIONS FILED

H.R. 119, by Isenhart, Drake, Kressig, Moore, Muhlbauer, Vander Linden, M. Smith, Hein, Jacoby, Dolecheck, Stutsman, Huseman, Kajtazovic, Pettengill, Kelley, Fisher, Gaines, Sheets, Lykam, Baudler, Riding, Koester, Murphy, Landon, Wood, R. Taylor, Hall, Grassley, Ruff, Salmon, Bearinger, Forristall, Running-Marquardt, Jorgensen, Thomas, Hanusa, R. Olson, Watts, Dunkel, Rayhons, Dawson, J. Smith, T. Olson, Heaton, Oldson, Alons, Hanson, Brandenburg, Lundby, Rogers, Thede, Cownie, H. Miller, S. Olson, Berry, Baltimore, Wolfe, Stanerson, Steckman, Gustafson, Kearns, Kaufmann, Ourth, Byrnes, Heddens, Lofgren, Anderson, Worthan, Prichard, Highfill, Mascher, Hagenow, Abdul-Samad, L. Miller, Gaskill, Bacon, Meyer, Gassman, Cohoon, Sands, Forbes, Shaw, Lensing, Hess, Wessel-Kroeschell, Heartsill, Hunter, Maxwell, T. Taylor, Upmeyer, Winckler, Windschitl, Staed, Soderberg, and Paulsen, a resolution commemorating the 25th anniversary of the Resource Enhancement and Protection Program.

Laid over under **Rule 25.**

H.R. 120, by Ourth, Kearns, Staed, Heddens, T. Taylor, Mascher, Abdul-Samad, M. Smith, Gaskill, Cohoon, Winckler, Wessel-Kroeschell, Wolfe, Running-Marquardt, Lundby, Steckman, Berry, Hanson, Ruff, Thomas, Bearinger, Kelley, Dawson, T. Olson, Oldson, Forbes, Riding, Muhlbauer, Hunter, Lensing, Dunkel, Stutsman, Lykam, Gaines, Murphy, Wood, Fisher, Alons, Vander Linden, Hein, Drake, Bacon, Landon, Jorgensen, Hall, Cownie, Dolecheck, Heaton, Deyoe, Worthan, Watts, Baudler, Klein, Huseman, Windschitl, Heartsill, Moore, Schultz, H. Miller, Brandenburg, Costello, Hagenow, Soderberg, Hanusa, Koester, Hess, and R. Taylor, a resolution recognizing May 9 and 10, 2014, as Iowa School Band Days.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8122	S.F.	2312	Committee on Judiciary
H–8123	H.F.	2361	Stanerson of Linn

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:18 p.m., until 8:30 a.m., Tuesday, March 18, 2014.

JOURNAL OF THE HOUSE

Sixty-fifth Calendar Day - Forty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 18, 2014

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Rod Rindahl, New Life Community Church, Charles City. He was the guest of Representative Prichard of Floyd County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jared and Brody King from Hudson. They were the guests of Speaker Paulsen.

The Journal of Monday, March 17, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2199, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2271, a bill for an act relating to supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2346, a bill for an act relating to solid waste.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2365, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Also: That the Senate has on March 17, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2388, a bill for an act relating to continuity of learning for children receiving foster care services.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2389, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2408, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2421, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2435, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2436, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2198, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Also: That the Senate has on March 17, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2198, by committee on Natural Resources and Environment, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Read first time and referred to committee on **Ways and Means.**

Senate File 2337, by committee on Ways and Means, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

ADOPTION OF HOUSE RESOLUTION 119

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Resolution 119,** a resolution commemorating the 25th anniversary of the Resource Enhancement and Protection Program, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:45 a.m., until 2:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:39 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 18, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 475, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

Also: That the Senate has on March 18, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 514, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2288, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2324, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, and including applicability provisions.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2325, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2326, a bill for an act relating to payments from the indigent defense fund by the state public defender, including effective date provisions, and providing penalties.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2344, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2368, a bill for an act modifying security freeze provisions and extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2370, a bill for an act relating to the supervision of orthotist or prosthetist assistants.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2378, a bill for an act relating to the requirements for psychologist licensing.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2379, a bill for an act relating to crisis stabilization programs authorized by the department of human services.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2397, a bill for an act concerning liability protection for volunteers on state lands.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2423, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2427, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2318, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Also: That the Senate has on March 18, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2338, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2338, by committee on Ways and Means, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read a first time and **passed on file.**

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-two members present, eight absent.

T. Olson of Linn in the chair at 2:47 p.m.

CONSIDERATION OF BILLS
Regular Calendar

Senate File 220, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Rogers of Black Hawk offered amendment H–8002 filed by the committee on Education.

Fry of Clarke offered amendment H–8013, to the committee amendment H–8002, filed by him and moved its adoption.

Amendment H–8013, to the committee amendment H–8002, was adopted.

Rogers of Black Hawk moved the adoption of the committee amendment H–8002, as amended.

The committee amendment H–8002, as amended, was adopted.

Rogers of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 220)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Olson, T., Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 366, a bill for an act relating to radon control and making penalties applicable, with report of committee recommending amendment and passage, was taken up for consideration.

Windschitl of Harrison offered amendment H–8114 filed by the committee on Local Government.

Windschitl of Harrison offered amendment H–8126, to the committee amendment H–8114, filed by him from the floor and moved its adoption.

Amendment H–8126, to the committee amendment H–8114, was adopted.

Windschitl of Harrison moved the adoption of the committee amendment H–8114, as amended.

The committee amendment H–8114, as amended, was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 366)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, T., Presiding	

The nays were, 1:

Thomas

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 3:03 p.m.

Senate File 2080, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing, with report of committee recommending passage, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2080)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden

Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Schultz of Crawford in the chair at 3:06 p.m.

Senate File 2091, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2091)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.

Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Schultz, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2092, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2092)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Schultz, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 3:13 p.m.

Senate File 2120, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners, with report of committee recommending passage, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2120)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2121, a bill for an act making changes to the controlled substance schedules, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2121)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Upmeyer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2192, a bill for an act relating to the definition of motorized bicycle, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2192)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 1:

Berry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2201, a bill for an act relating to kidnapping, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Baltimore of Boone offered amendment H–8090 filed by the committee on Judiciary and moved its adoption.

The committee amendment H–8090 was adopted.

Dawson of Woodbury offered amendment H–8104 filed by him and moved its adoption.

Amendment H–8104 was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2201)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons

Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 3:

Hunter	Isenhart	Wolfe

Absent or not voting, 1:

Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 220, 366, 2080, 2091, 2092, 2120, 2121, 2192** and **2201.**

Senate File 2212, a bill for an act relating to land disposal of yard waste, with report of committee recommending amendment and passage, was taken up for consideration.

Maxwell of Poweshiek offered amendment H–8109 filed by the committee on Environmental Protection and moved its adoption.

The committee amendment H–8109 was adopted.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2212)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck

Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Thomas of Clayton in the chair at 3:40 p.m.

Senate File 2228, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment, with report of committee recommending passage, was taken up for consideration.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2228)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Taylor, R.	Taylor, T.	Thede
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Thomas, Presiding		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 3:57 p.m.

Senate File 2251, a bill for an act relating to the state child care assistance program eligibility and application provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Heaton of Henry offered amendment H–8106 filed by the committee on Human Resources and moved its adoption.

Roll call was requested by Wessel-Kroeschell of Story and Abdul-Samad of Polk.

On the question "Shall the committee amendment H–8106 be adopted?" (S.F. 2251)

The ayes were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Lundby	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

The nays were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 2:

Meyer	Stutsman

The committee amendment H–8106 was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2251)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Anderson	Steckman

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 2255, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act, with report of committee recommending passage, was taken up for consideration.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2255)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2257, a bill for an act relating to programs and accounts administered by the college student aid commission, with report of committee recommending passage, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2257)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2259, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable, with report of committee recommending amendment and passage, was taken up for consideration.

Klein of Washington offered amendment H–8110 filed by the committee on Public Safety and moved its adoption.

The committee amendment H–8110 was adopted.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2259)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2276, a bill for an act relating to adoption investigation and report requirements, with report of committee recommending passage, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2276)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Meyer	Riding	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2290, a bill for an act relating to identification required for operation of a railroad train, with report of committee recommending passage, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2290)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2257 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House File 2257 from further consideration by the House.

Unfinished Business Calendar

House File 2441, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel, was taken up for consideration.

SENATE FILE 2338 SUBSTITUTED FOR HOUSE FILE 2441

Moore of Jackson asked and received unanimous consent to substitute Senate File 2338 for House File 2441.

Senate File 2338, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2338)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell

Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2149 AND 2441 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House Files 2149 and 2441 from further consideration by the House.

House File 2443, a bill for an act relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2443)

The ayes were, 81:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers

Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 17:

Abdul-Samad	Anderson	Gaines	Heddens
Hunter	Isenhart	Kearns	Lensing
Mascher	Oldson	Olson, R.	Staed
Steckman	Taylor, T.	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2444, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2444)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Meyer	Stutsman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2443, 2444** and **Senate Files 2212, 2228, 2251, 2255, 2257, 2259, 2276, 2290** and **2338.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Meyer of Polk	Stutsman of Johnson
Upmeyer of Cerro Gordo	

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 673 Ways and Means

Creating a student loan tax credit available against the state individual income tax, and including retroactive applicability provisions.

H.S.B. 674 Ways and Means

Reducing the state franchise tax rate, and including effective date and applicability provisions.

H.S.B. 675 Ways and Means

Relating to Iowa's urban renewal law by establishing restrictions on the use of divided revenues, establishing restrictions on the issuance of certain bonds and indebtedness, modifying the methodology for calculating the amount of divided revenues, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2171

Ways and Means: Forristall, Chair; Maxwell and Thomas.

House File 2351

Ways and Means: Windschitl, Chair; Landon and Riding.

Senate File 2198

Ways and Means: Forristall, Chair; Maxwell and Thomas.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 673

Ways and Means: Stanerson, Chair; Forristall and Kearns.

House Study Bill 674

Ways and Means: Baltimore, Chair; Forbes and Landon.

House Study Bill 675

Ways and Means: Sands, Chair; Isenhart and Vander Linden.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports

that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON PUBLIC SAFETY

Senate File 2310, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8128** March 13, 2014.

COMMITTEE ON TRANSPORTATION

Senate File 2282, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2014.

Referred to the committee on Ways and Means pursuant to Rule 31.7.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2198), relating to the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2014.

Committee Bill (Formerly House File 2305), relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2014.

Committee Bill (Formerly House Study Bill 669), exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2014.

AMENDMENTS FILED

H–8124	S.F.	2311	Hess of Clay
H–8125	S.F.	2311	Hess of Clay
H–8126	S.F.	366	Windschitl of Harrison
H–8127	H.F.	2388	Senate Amendment
H–8128	S.F.	2310	Committee on Public Safety
H–8129	S.F.	2239	Baltimore of Boone
H–8130	H.F.	514	Senate Amendment
H–8131	H.F.	475	Senate Amendment
H–8132	S.F.	2301	Hagenow of Polk
H–8133	S.F.	2310	Baudler of Adair
H–8134	S.F.	2211	Heartsill of Marion

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:42 p.m., until 8:30 a.m., Wednesday, March 19, 2014.

JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 19, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Ron Wheeler, Community Chapel, Lakota. He was the guest of Representative Gassman of Winnebago County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Rebecca Boyer, Page from Ringsted.

The Journal of Tuesday, March 18, 2014, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:37 a.m., until 2:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:41 p.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 2318, by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

CONSIDERATION OF BILLS
Regular Calendar

Senate File 2185, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering, with report of committee recommending passage, was taken up for consideration.

Drake of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2185)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Kelley

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2191, a bill for an act relating to financing work within drainage or levee districts, with report of committee recommending passage, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2191)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2211, a bill for an act relating to the civil commitment of a sexually violent predator, with report of committee recommending passage, was taken up for consideration.

Heartsill of Marion offered amendment H–8134 filed by him and moved its adoption.

Amendment H–8134 was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2211)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2273, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts, with report of committee recommending passage, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2273)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Bearinger	Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2291, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale, with report of committee recommending passage, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2291)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Gaines	Huseman	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2101 AND 2312 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House Files 2101 and 2312 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2185, 2191, 2211, 2273** and **2291.**

Senate File 2296, a bill for an act relating to mental health treatment costs of certain persons accused of a crime, with report of committee recommending passage, was taken up for consideration.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2296)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer

Miller, H.	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Heartsill of Marion offered amendment H–8117 filed by the committee on Judiciary.

Dawson of Woodbury offered amendment H–8135, to the committee amendment H–8117, filed by him from the floor.

The House stood at ease at 3:13 p.m., until the fall of the gavel.

The House resumed session at 3:44 p.m., Speaker Paulsen in the chair.

Dawson of Woodbury moved the adoption of amendment H–8135, to the committee amendment H–8117.

Roll call was requested by Upmeyer of Cerro Gordo and Hagenow of Polk.

On the question "Shall amendment H–8135, to the committee amendment H–8117 be adopted?" (S.F. 2311)

The ayes were, 16:

Anderson	Dawson	Gaskill	Hunter
Isenhart	Kearns	Lensing	Mascher
Miller, H.	Oldson	Olson, R.	Steckman
Stutsman	Wessel-Kroeschell	Winckler	Wolfe

The nays were, 81:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, L.	Muhlbauer	Murphy	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Stanerson	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 3:

Gaines	Moore	Staed

Amendment H–8135, to the committee amendment H–8117, lost.

Hess of Clay asked and received unanimous consent to withdraw amendments H–8124 and H–8125, to the committee amendment H–8117, filed by her on March 18, 2014.

Heartsill of Marion moved the adoption of the committee amendment H–8117.

The committee amendment H–8117 was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2311)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2309 WITHDRAWN

Heartsill of Marion asked and received unanimous consent to withdraw House File 2309 from further consideration by the House.

Senate File 2313, a bill for an act relating to the removal of clerks of the district court, with report of committee recommending passage, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2313)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 3:

Baudler	Hunter	Taylor, T.

Absent or not voting, 3:

Gaines	Moore	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 2375, a bill for an act relating to the scope and nature of use restrictions on land, was taken up for consideration.

SENATE FILE 2315 SUBSTITUTED FOR HOUSE FILE 2375

Hagenow of Polk asked and received unanimous consent to substitute Senate File 2315 for House File 2375.

Senate File 2315, a bill for an act relating to the scope and nature of use restrictions on land, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2315)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Baudler

Absent or not voting, 3:

Gaines Moore Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2375 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 2375 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2296, 2311, 2313** and **2315.**

INTRODUCTION OF BILLS

House File 2446, by committee on Ways and Means, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Read first time and placed on the **Ways and Means calendar.**

House File 2447, by committee on Ways and Means, a bill for an act relating to the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees and penalties.

Read first time and placed on the **Ways and Means calendar.**

House File 2448, by committee on Ways and Means, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk
Moore of Jackson
Huseman of Cherokee
Staed of Linn

EXPLANATION OF VOTE

On March 18, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2443 – "aye"
House File 2444 – "aye"
Senate File 2201 – "aye"
Senate File 2212 – "aye"
Senate File 2228 – "aye"
Senate File 2251 – "aye"
Amendment H–8106 – "nay"
Senate File 2255 – "aye"
Senate File 2257 – "aye"
Senate File 2259 – "aye"
Senate File 2276 – "aye"
Senate File 2290 – "aye"
Senate File 2338 – "aye"

STUTSMAN of Johnson

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 676 Appropriations

Relating to appropriations to the judicial branch.

H.S.B. 677 Appropriations

Relating to appropriations to the justice system and including effective date provisions.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2353), providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 19, 2014.

Committee Bill (Formerly House File 2415), relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 19, 2014.

AMENDMENTS FILED

H–8135	S.F.	2311	Dawson of Woodbury
H–8136	S.F.	2118	Alons of Sioux
Watts of Dallas			Shaw of Pocahontas
Sheets of Appanoose			Huseman of Cherokee
Dolecheck of Ringgold			Bacon of Story
Schultz of Crawford			Vander Linden of Mahaska
Klein of Washington			Baltimore of Boone
Kaufmann of Cedar			

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:12 p.m., until 8:30 a.m., Thursday, March 20, 2014.

JOURNAL OF THE HOUSE

Sixty-seventh Calendar Day - Forty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 20, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Stan Johnson, Evangelical Free Church, Britt. He was the guest of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Rebecca Heartsill, daughter of Representative Heartsill of Marion.

The Journal of Wednesday, March 19, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 114

Upmeyer of Cerro Gordo called up for consideration **House Resolution 114,** a resolution reaffirming Iowa's commitment to its relationship with Taiwan, particularly to strengthening sister-state ties and continuing to grow trade and exchanges between Iowa and Taiwan; reaffirming support for Taiwan's efforts to secure entry to the Trans-Pacific Partnership; and supporting the signing of a bilateral investment agreement between Taiwan and the United States, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Drake of Cass introduced to the House Mr. Baushaun Ger, Consul General of Taipei Economic and Cultural Office in Chicago. He was accompanied by Mr. Wayne Wang, Consul; and Ms. Eva Yeh, Vice Consul.

The House rose and expressed its welcome.

The House stood at ease at 8:45 a.m., until the fall of the gavel.

The House resumed session at 9:42 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Ways and Means Calendar

Senate File 2271, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission, with report of committee recommending passage, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2271)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2311 WITHDRAWN

Stanerson of Linn asked and received unanimous consent to withdraw House File 2311 from further consideration by the House.

Senate File 2328, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2328)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede

Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2428 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House File 2428 from further consideration by the House.

SENATE AMENDMENT CONSIDERED

Brandenburg of Pottawattamie called up for consideration **House File 514,** a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties, amended by the Senate, and moved that the House concur in the Senate amendment H–8130.

The motion prevailed and the House concurred in the Senate amendment H–8130.

Brandenburg of Pottawattamie moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 514)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill

Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Staed

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 514** and **Senate Files 2271** and **2328.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Staed of Linn

RULE 60 INVOKED

Steckman of Cerro Gordo moved to invoke Rule 60, to immediately withdraw Senate File 2079 from committee on Education and place it on the calendar.

The Speaker ruled the motion out of order.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:54 a.m., until 2:30 p.m.

AFTERNOON SESSION

The House reconvened at 4:30 p.m., S. Olson of Clinton in the chair.

INTRODUCTION OF BILLS

House File 2449, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time and placed on the **Appropriations calendar.**

House File 2450, by committee on Appropriations, a bill for an act relating to appropriations to the justice system and including effective date provisions.

Read first time and placed on the **Appropriations calendar.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 678 Ways and Means

Providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 678

Ways and Means: Vander Linden, Chair; Maxwell and Riding.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 676), relating to appropriations to the judicial branch.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2014.

Committee Bill (Formerly House Study Bill 677), relating to appropriations to the justice system and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2014.

COMMITTEE ON WAYS AND MEANS

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8137** March 19, 2014.

Senate File 2198, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2014.

Committee Bill (Formerly House File 2287), relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2014.

Committee Bill (Formerly House File 2401), relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryover period, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2014.

Committee Bill (Formerly House Study Bill 668), relating to the approval and imposition of the facilities property tax levy and the equipment replacement and

program sharing property tax levy for a merged area and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2014.

Committee Bill (Formerly House Study Bill 671), relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2014.

RESOLUTION FILED

H.R. 121, by Heartsill, a resolution recognizing Knoxville as the birthplace of the Iowa State Flag and recognizing the week of March 23 through March 29, 2014, as Dixie Cornell Gebhardt Week.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8137	S.F.	303	Committee on Ways and Means
H–8138	H.F.	2422	Gustafson of Madison
H–8139	H.F.	2361	Alons of Sioux Hall of Woodbury
H–8140	H.F.	2429	Baltimore of Boone
H–8141	S.F.	2299	Baltimore of Boone

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:31 p.m., until 8:45 a.m., Friday, March 21, 2014.

JOURNAL OF THE HOUSE

Sixty-eighth Calendar Day - Forty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 21, 2014

The House met pursuant to adjournment at 8:48 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative S. Olson of Clinton.

The Journal of Thursday, March 20, 2014, was approved.

INTRODUCTION OF BILLS

House File 2451, by committee on Ways and Means, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2452, by committee on Ways and Means, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2453, by committee on Ways and Means, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Cownie of Polk asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

Senate File 383	Senate File 2118
Senate File 2168	Senate File 2195
Senate File 2196	Senate File 2239
Senate File 2283	Senate File 2297
Senate File 2299	Senate File 2310
Senate File 2312	Senate File 2319
Senate File 2320	Senate File 2321

BILLS REREFERRED TO COMMITTEES

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

House File 2354	State Government	Senate File 293	State Government
Senate File 379	State Government	Senate File 2119	State Government
Senate File 2156	State Government	Senate File 2187	Public Safety
Senate File 2248	Natural Resources	Senate File 2288	Transportation
Senate File 2301	State Government	Senate File 2303	Public Safety
Senate File 2330	Human Resources		

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C(5).

HAWKEYE COMMUNITY COLLEGE

District-to-Community College Pilot Program and Facilities Sharing Report, pursuant to Chapter 91.1, 2011 Iowa Acts.

LEGISLATIVE SERVICES AGENCY

Elder Abuse Prevention and Intervention Study Committee Final Report, pursuant to Iowa Code section 2.42.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 679 Appropriations

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

On motion by Cownie of Polk, the House adjourned at 8:50 a.m., until 1:00 p.m., Monday, March 24, 2014.

JOURNAL OF THE HOUSE

Seventy-first Calendar Day - Forty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 24, 2014

The House met pursuant to adjournment at 1:04 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Thomas Ross, Destiny Christian Church, Des Moines. He was the guest of Representatives Gaines and Abdul-Samad of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Drake Wawro, Page from Cedar Rapids.

The Journal of Friday, March 21, 2014, was approved.

INTRODUCTION OF BILLS

House File 2454, by committee on Ways and Means, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryover period, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2455, by committee on Ways and Means, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2456, by committee on Ways and Means, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing

property tax levy for a merged area and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

ADOPTION OF HOUSE RESOLUTION 121

Upmeyer of Cerro Gordo called up for consideration **House Resolution 121,** a resolution recognizing Knoxville as the birthplace of the Iowa State Flag and recognizing the week of March 23 through March 29, 2014, as Dixie Cornell Gebhardt Week, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Alons of Sioux introduced to the House, the Orange City Tulip Festival Queen and her court.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:18 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:09 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 24, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 159, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

Also: That the Senate has on March 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2132, a bill for an act establishing the Gideon fellowship program in the office of the state public defender.

Also: That the Senate has on March 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2159, a bill for an act relating to Miller trusts and including applicability provisions.

Also: That the Senate has on March 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2181, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

Also: That the Senate has on March 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2278, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty.

Also: That the Senate has on March 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2341, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2457, by Hall, a bill for an act relating to smoking in and on the grounds of long-term care facilities.

Read first time and referred to committee on **State Government.**

House File 2458, by committee on Appropriations, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

Read first time and placed on the **Appropriations calendar.**

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 24th day of March, 2014: House Files 381, 2199, 2271, 2288, 2324, 2326, 2346, 2365, 2368, 2370, 2378, 2379, 2389, 2397, 2408, 2421, 2427, 2436.

CARMINE BOAL
Chief Clerk of the House

PETITION FILED

The following petition was received and placed on file:

By Upmeyer of Cerro Gordo received from the Iowa Federation of Republican Women from over 500 Iowans: "to adopt legislation calling for voters to present acceptable identification before being allowed to cast a vote in Iowa."

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 680 Ways and Means

Exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

H.S.B. 681 Ways and Means

Exempting from the sales tax the sales price for the use of self-pay washers and dryers.

H.S.B. 682 Ways and Means

Relating to state and local government powers and limitations, including authorizing loans from city reserve funds.

SUBCOMMITTEE ASSIGNMENTS

House File 2260

Ways and Means: Windschitl, Chair; Prichard and Sands.

House File 2270

Ways and Means: Windschitl, Chair; Isenhart and Sands.

House File 2295

Ways and Means: Windschitl, Chair; Isenhart and Sands.

House File 2304

Ways and Means: Windschitl, Chair; Gaskill and Sands.

House File 2321

Ways and Means: Windschitl, Chair; Kearns and Sands.

House File 2322

Ways and Means: Windschitl, Chair; Sands and Thomas.

House File 2360

Ways and Means: Vander Linden, Chair; Prichard and Stanerson.

House File 2400

Ways and Means: Windschitl, Chair; Prichard and Sands.

House File 2411

Ways and Means: Windschitl, Chair; Gaskill and Sands.

House File 2419

Ways and Means: Windschitl, Chair; Kelley and Sands.

House File 2430

Ways and Means: Windschitl, Chair; Kelley and Sands.

House File 2431

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 2437

Ways and Means: Windschitl, Chair; Kearns and Sands.

Senate File 339

Ways and Means: Stanerson, Chair; Forristall and Stutsman.

Senate File 2242

Ways and Means: Windschitl, Chair; Kearns and Sands.

Senate File 2266

Ways and Means: Stanerson, Chair; Gaskill and Windschitl.

Senate File 2337

Ways and Means: Stanerson, Chair; Hagenow and Prichard.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 680

Ways and Means: Hagenow, Chair; Kearns and Maxwell.

House Study Bill 681

Ways and Means: Byrnes, Chair; Hagenow and Isenhart.

House Study Bill 682

Ways and Means: Stanerson, Chair; Cownie and Riding.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 679), relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing

for eminent domain procedures, and including effective and applicability date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 24, 2014.

AMENDMENTS FILED

H–8142	S.F.	2301	Hunter of Polk
H–8143	S.F.	2239	Baltimore of Boone
H–8144	S.F.	2299	Hall of Woodbury
H–8145	H.F.	159	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:09 p.m., until 8:30 a.m., Tuesday, March 25, 2014.

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 25, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Chuck DeVos, LifePoint Assembly of God, Osceola. He was the guest of Representative R. Taylor of Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ryan Elmquist, Page from Glidden.

The Journal of Monday, March 24, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2341, by committee on Ways and Means, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

Read a first time and **passed on file.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:43 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:01 p.m., Speaker Paulsen in the chair.

The House stood at ease at 3:01 p.m., until the fall of the gavel.

The House resumed session at 4:09 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Unfinished Business Calendar

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case, with report of committee recommending passage, was taken up for consideration.

Alons of Sioux offered amendment H–8136 filed by Alons, et al.

M. Smith of Marshall rose on a point of order that amendment H–8136 was not germane.

The Speaker ruled the point not well taken and amendment H–8136 germane.

Alons of Sioux moved the adoption of amendment H–8136.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

On the question "Shall amendment H–8136 be adopted?" (S.F. 2118)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forbes
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Riding	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Gaines
Gaskill	Hall	Hanson	Heddens

Hunter	Isenhart	Jacoby	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 5:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.			

Amendment H–8136 was adopted, placing out of order amendment H–8120 filed by Alons of Sioux on March 13, 2014.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 75 was invoked.

On the question "Shall the bill pass?" (S.F. 2118)

The ayes were, 73:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Isenhart	Jorgensen
Kaufmann	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, L.
Moore	Muhlbauer	Murphy	Olson, S.
Ourth	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 22:

Abdul-Samad	Cohoon	Dawson	Gaines
Gaskill	Heddens	Hunter	Jacoby
Kearns	Lensing	Mascher	Oldson
Olson, T.	Prichard	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, 5:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 286 WITHDRAWN

Kaufmann of Cedar asked and received unanimous consent to withdraw House File 286 from further consideration by the House.

Ways and Means Calendar

Senate File 2198, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties, with report of committee recommending passage, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2198)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein

Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

Senate File 2239, a bill for an act relating to elder abuse and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Baltimore of Boone offered amendment H–8119 filed by the committee on Judiciary.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H–8129, to the committee amendment H–8119, filed by him on March 18, 2014.

Baltimore of Boone offered amendment H–8143, to the committee amendment H–8119, filed by him and moved its adoption.

Amendment H–8143, to the committee amendment H–8119, was adopted.

Heddens of Story offered amendment H–8146, to the committee amendment H–8119, filed by her from the floor and moved its adoption.

Amendment H–8146, to the committee amendment H–8119, lost.

Heddens of Story offered amendment H–8149, to the committee amendment H–8119, filed by her from the floor and moved its adoption.

Amendment H–8149, to the committee amendment H–8119, was adopted.

Baltimore of Boone moved the adoption of the committee amendment H–8119, as amended.

The committee amendment H–8119, as amended, was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2239)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden

Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Hunter	Taylor, T.

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2106 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House File 2106 from further consideration by the House.

Senate File 2319, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance, with report of committee recommending amendment and passage, was taken up for consideration.

L. Miller of Scott offered amendment H–8115 filed by the committee on Education and moved its adoption.

The committee amendment H–8115 was adopted.

Windschitl of Harrison in the chair at 4:56 p.m.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2319)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake

Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, 1:

Mascher

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2320, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Heaton of Henry offered amendment H–8113 filed by the committee on Human Resources and moved its adoption.

The committee amendment H–8113 was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2320)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2118, 2198, 2239, 2319** and **2320.**

Senate File 2321, a bill for an act relating to jurisdiction over certain offenses committed by members of the state military forces, and

establishing certain notification and reporting requirements, with report of committee recommending passage, was taken up for consideration.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2321)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 5:14 p.m.

Ways and Means Calendar

House File 2446, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production, was taken up for consideration.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2446)

The ayes were, 91:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, L.	Moore	Muhlbauer	Murphy
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 3:

Hunter	Mascher	Oldson

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2447, a bill for an act relating to the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees and penalties, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2447)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 7:

Byrnes	Fry	Heaton	Kajtazovic
Miller, H.	Olson, R.	Riding	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2198 WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 2198 from further consideration by the House.

Appropriations Calendar

House File 2449, a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2449)

The ayes were, 92:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Alons Shaw

Absent or not voting, 6:

Byrnes Fry Kajtazovic Miller, H.
Olson, R. Riding

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 2429, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, was taken up for consideration.

Baltimore of Boone offered amendment H–8140 filed by him and moved its adoption.

Amendment H–8140 was adopted, placing out of order amendment H–8081 filed by Wolfe of Clinton on March 4, 2014, amendment H–8091 filed by Meyer of Polk on March 5, 2014 and amendment H–8092 filed by Baltimore of Boone on March 5, 2014.

SENATE FILE 2299 SUBSTITUTED FOR HOUSE FILE 2429

Baltimore of Boone asked and received unanimous consent to substitute Senate File 2299 for House File 2429.

Senate File 2299, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions, was taken up for consideration.

Baltimore of Boone offered amendment H–8141 filed by him and moved its adoption.

Amendment H–8141 was adopted.

Hall of Woodbury asked and received unanimous consent to withdraw amendment H–8144 filed by him on March 24, 2014.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2299)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Prichard	Rayhons	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Upmeyer	Vander Linden	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 5:

Baudler	Pettengill	Shaw	Thomas
Watts			

Absent or not voting, 6:

Byrnes	Fry	Kajtazovic	Miller, H.
Olson, R.	Riding		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 571 AND 2429 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House Files 571 and 2429 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2446, 2447, 2449** and **Senate Files 2299** and **2321.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Byrnes of Mitchell
Heaton of Henry
Miller, H. of Webster
Riding of Polk
Fry of Clarke
Kajtazovic of Black Hawk
Olson, R. of Polk

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2076), increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 25, 2014.

AMENDMENTS FILED

H–8146	S.F.	2239	Heddens of Story
H–8147	S.F.	2168	Baltimore of Boone
H–8148	H.F.	2448	Kaufmann of Cedar Thomas of Clayton

H–8149	S.F.	2239	Heddens of Story
H–8150	H.F.	2452	Baltimore of Boone
H–8151	S.F.	2195	Watts of Dallas
H–8152	S.F.	2195	Watts of Dallas
H–8153	S.F.	2195	Watts of Dallas
H–8154	S.F.	2195	Watts of Dallas
H–8155	H.F.	2458	Watts of Dallas
H–8156	H.F.	2458	Wood of Scott
H–8157	H.F.	2458	Bearinger of Fayette
H–8158	S.F.	303	Windschitl of Harrison

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:40 p.m., until 8:30 a.m., Wednesday, March 26, 2014.

JOURNAL OF THE HOUSE

Seventy-third Calendar Day - Fifty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 26, 2014

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Gary Axtell, Mark Baptist Church, Bloomfield. He was the guest of Representative Sheets of Appanoose County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Steve Balderson, Assistant Sergeant-at-Arms from Des Moines.

The Journal of Tuesday, March 25, 2014, was approved.

SPECIAL PRESENTATION

Ourth of Warren introduced to the House, former state legislator Staci Appel.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:42 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:20 p.m., Hagenow of Polk in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety members present, ten absent.

Speaker Paulsen in the chair at 2:25 p.m.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2211, a bill for an act relating to the civil commitment of a sexually violent predator.

Also: That the Senate has on March 26, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2212, a bill for an act relating to land disposal of yard waste and including effective date provisions.

Also: That the Senate has on March 26, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2259, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Also: That the Senate has on March 26, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2339, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Ways and Means Calendar

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Windschitl of Harrison offered amendment H–8137 filed by the committee on Ways and Means.

Windschitl of Harrison offered amendment H–8158, to the committee amendment H–8137, filed by him and moved its adoption.

Amendment H–8158, to the committee amendment H–8137, was adopted.

Windschitl of Harrison moved the adoption of the committee amendment H–8137, as amended.

The committee amendment H–8137, as amended, was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 303)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

House File 2361, a bill for an act relating to matters under the purview of the department of transportation, was taken up for consideration.

Muhlbauer of Crawford offered amendment H–8069 filed by Thomas of Clayton and moved its adoption.

Amendment H–8069 lost.

Stutsman of Johnson asked and received unanimous consent to withdraw amendment H–8076 filed by her on March 4, 2014.

Stutsman of Johnson offered amendment H–8108 filed by her and moved its adoption.

Amendment H–8108 was adopted.

Moore of Jackson offered amendment H–8088 filed by him and moved its adoption.

Amendment H–8088 was adopted.

Moore of Jackson offered amendment H–8089 filed by him and moved its adoption.

Amendment H–8089 was adopted.

Wolfe of Clinton offered amendment H–8017 filed by her and moved its adoption.

Amendment H–8017 was adopted.

Moore of Jackson offered amendment H–8032 filed by him and moved its adoption.

Amendment H–8032 was adopted.

Stanerson of Linn offered amendment H–8107 filed by him.

Stanerson of Linn offered amendment H–8123, to amendment H–8107, filed by him and moved its adoption.

Amendment H–8123, to amendment H–8107, was adopted.

Stanerson of Linn moved the adoption of amendment H–8107, as amended.

Amendment H–8107, as amended, was adopted.

Alons of Sioux asked and received unanimous consent to withdraw amendment H–8139 filed by him and Hall of Woodbury on March 20, 2014.

RULE 32 INVOKED

Hall of Woodbury rose on a point of order to invoke Rule 32 to refer House File 2361 to the committee on Ways and Means.

The Speaker ruled the point well taken and House File 2361 was referred to the committee on Ways and Means.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Ways and Means to meet immediately.

Upmeyer of Cerro Gordo asked and received unanimous consent that House File 2361 be deferred and that the bill retain its place on the calendar.

The House stood at ease at 3:07 p.m., until the fall of the gavel.

The House resumed session at 3:38 p.m., Speaker Paulsen in the chair.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

House File 2361, a bill for an act relating to matters under the purview of the department of transportation.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2014.

The House resumed consideration of House File 2361, a bill for an act relating to matters under the purview of the department of transportation, previously deferred.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2361)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam

Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

RULE 60 INVOKED

Shaw of Pocahontas moved to invoke Rule 60, to immediately withdraw House File 138 from committee on Judiciary and place it on the calendar.

The Speaker ruled the motion out of order.

House File 2422, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions, was taken up for consideration.

Gustafson of Madison offered amendment H–8138 filed by him and moved its adoption.

Amendment H–8138 was adopted, placing out of order amendment H–8093 filed by Baltimore of Boone on March 5, 2014.

SENATE FILE 2168 SUBSTITUTED FOR HOUSE FILE 2422

Gustafson of Madison asked and received unanimous consent to substitute Senate File 2168 for House File 2422.

Senate File 2168, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions, was taken up for consideration.

Baltimore of Boone offered amendment H–8147 filed by him and moved its adoption.

Amendment H–8147 was adopted.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2168)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2169 AND 2422 WITHDRAWN

Gustafson of Madison asked and received unanimous consent to withdraw House Files 2169 and 2422 from further consideration by the House.

Ways and Means Calendar

House File 2448, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions, was taken up for consideration.

Kaufmann of Cedar offered amendment H–8148 filed by him and Thomas of Clayton.

Kaufmann of Cedar offered amendment H–8164, to amendment H–8148, filed by him from the floor and moved its adoption.

Amendment H–8164, to amendment H–8148, was adopted.

Kaufmann of Cedar moved the adoption of amendment H–8148, as amended.

Amendment H–8148, as amended, was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2448)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2305 WITHDRAWN

Kaufmann of Cedar asked and received unanimous consent to withdraw House File 2305 from further consideration by the House.

House File 2451, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions, was taken up for consideration.

SENATE FILE 2341 SUBSTITUTED FOR HOUSE FILE 2451

Sands of Louisa asked and received unanimous consent to substitute Senate File 2341 for House File 2451.

Senate File 2341, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions, was taken up for consideration.

Sands of Louisa moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2341)

The ayes were, 82:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Huseman	Isenhart	Jacoby	Kaufmann
Kearns	Kelley	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Prichard	Riding	Rogers
Ruff	Running-Marquardt	Sands	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden
Watts	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 14:

Baudler	Fisher	Heddens	Highfill
Hunter	Jorgensen	Klein	Olson, R.
Pettengill	Rayhons	Salmon	Schultz
Shaw	Wessel-Kroeschell		

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2451 WITHDRAWN

Sands of Louisa asked and received unanimous consent to withdraw House File 2451 from further consideration by the House.

House File 2452, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions, was taken up for consideration.

Baltimore of Boone offered amendment H–8150 filed by him and moved its adoption.

Amendment H–8150 was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2452)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden

Watts	Wessel-Kroeschell	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 5:

Fry	Kajtazovic	Ourth	Thomas
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2353 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House File 2353 from further consideration by the House.

House File 2453, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2453)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson

Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2415 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 2415 from further consideration by the House.

SENATE AMENDMENT CONSIDERED

Worthan of Buena Vista called up for consideration **House File 475,** a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device, amended by the Senate, and moved that the House concur in the Senate amendment H–8131.

The motion prevailed and the House concurred in the Senate amendment H–8131.

Pursuant to Rule 31.8, relating to the timely filing of amendments, amendment H–8160 to the Senate amendment H–8131, filed by Sheets of Appanoose from the floor, was placed out of order.

Worthan of Buena Vista moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 475)

The ayes were, 76:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heaton	Heddens
Hein	Hess	Huseman	Isenhart
Jorgensen	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Prichard	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Shaw	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Stutsman	Taylor, R.
Thede	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 20:

Abdul-Samad	Anderson	Berry	Gaines
Heartsill	Highfill	Hunter	Jacoby
Kearns	Lensing	Mascher	Ourth
Pettengill	Running-Marquardt	Schultz	Sheets
Steckman	Taylor, T.	Wessel-Kroeschell	Wolfe

Absent or not voting, 4:

Fry	Kajtazovic	Thomas	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 475, 2361, 2448, 2452, 2453** and **Senate Files 303, 2168** and **2341.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2230, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

Also: That the Senate has on March 26, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 220, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Fry of Clarke
Thomas of Clayton
Kajtazovic of Black Hawk
Winckler of Scott

Windschitl of Harrison in the chair at 4:27 p.m.

EXPLANATION OF VOTE

On March 25, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2446 – “aye”
House File 2447 – “aye”

Senate File 2118 – “nay”
Senate File 2198 – “aye”
Senate File 2299 – “aye”
Senate File 2319 – “aye”
Senate File 2320 – “aye”
Senate File 2321 – “aye”

H. MILLER of Webster

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 26, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 381, an Act concerning horse racing, including the use of purse moneys for harness racing, advance deposit wagering, and restrictions on dosage amounts for phenylbutazone in certain horse races.

House File 2199, an Act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

House File 2271, an Act relating to supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

House File 2288, an Act relating to reporting and other requirements concerning the Department of Administrative Services and other state agencies.

House File 2324, an Act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, and including applicability provisions.

House File 2326, an Act relating to payments from the indigent defense fund by the state public defender, including effective date provisions, and providing penalties.

House File 2346, an Act relating to solid waste.

House File 2365, an Act relating to employment, disciplinary, and other procedures for entities regulated by the Department of Inspections and Appeals, and including applicability provisions.

House File 2368, an Act modifying security freeze provisions and extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions.

House File 2370, an Act relating to the supervision of orthotist or prosthetist assistants.

House File 2378, an Act relating to the requirements for psychologist licensing.

House File 2379, an Act relating to crisis stabilization programs authorized by the Department of Human Services.

House File 2389, an Act relating to misconduct under the code of professional conduct and ethics of the Board of Educational Examiners and making penalties applicable.

House File 2397, an Act concerning liability protection for volunteers on state lands.

House File 2408, an Act modifying notification requirements applicable to underground facility excavations where underground facilities are present.

House File 2421, an Act relating to transfer of guardianship in child in need of assistance proceedings.

House File 2427, an Act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable.

House File 2436, an Act relating to the administration of the streamlined sales tax agreement by the Department of Revenue.

Senate File 2056, an Act relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

Senate File 2104, an Act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Senate File 2120, an Act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Senate File 2131, an Act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Senate File 2169, an Act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Senate File 2191, an Act relating to financing work within drainage or levee districts.

Senate File 2192, an Act relating to the definition of motorized bicycle.

Senate File 2200, an Act relating to the Iowa Business Corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Senate File 2228, an Act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Senate File 2240, an Act relating to nonsubstantive code corrections.

Senate File 2250, an Act relating to the licensing of vehicle recyclers.

Senate File 2255, an Act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa Tort Claims Act.

Senate File 2276, an Act relating to adoption investigation and report requirements.

Senate File 2290, an Act relating to identification required for operation of a railroad train.

Senate File 2313, an Act relating to the removal of clerks of the district court.

Senate File 2338, an Act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 683 Appropriations

Relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

SUBCOMMITTEE ASSIGNMENT

Senate File 2318

Appropriations: Dolecheck, Chair; Lundby and Rogers.

AMENDMENTS FILED

H–8159	H.F.	2458	Ruff of Clayton
H–8160	H.F.	475	Sheets of Appanoose
H–8161	S.F.	2195	Watts of Dallas
H–8162	S.F.	2195	Watts of Dallas
H–8163	S.F.	2195	Watts of Dallas
H–8164	H.F.	2448	Kaufmann of Cedar
H–8165	H.F.	2458	Wood of Scott
H–8166	H.F.	2458	Thede of Scott
H–8167	H.F.	2230	Senate Amendment
H–8168	H.F.	2450	T. Taylor of Linn

On motion by Hagenow of Polk, the House adjourned at 4:28 p.m., until 8:30 a.m., Thursday, March 27, 2014.

JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day - Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 27, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Richard Paulus, retired pastor from United Methodist Church, West Branch. He was the guest of Representative Kaufmann of Cedar County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chenoa Story, Page from Sheldon.

The Journal of Wednesday, March 26, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2339, by committee on Ways and Means, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Read a first time and **passed on file.**

The House stood at ease at 8:37 a.m., until the fall of the gavel.

The House resumed session at 9:04 a.m., Speaker Paulsen in the chair.

ADOPTION OF HOUSE RESOLUTION 108

Upmeyer of Cerro Gordo called up for consideration **House Resolution 108,** a resolution commemorating the members of the United States Cadet Nurse Corps, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:07 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:01 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Also: That the Senate has on March 27, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2274, a bill for an act concerning notice of fees imposed and collected by state agencies.

Also: That the Senate has on March 27, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2296, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

Also: That the Senate has on March 27, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2387, a bill for an act providing for notice of garnishment and levy to a judgment debtor.

Also: That the Senate has on March 27, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2438, a bill for an act relating to the administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 27, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2320, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Also: That the Senate has on March 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 27, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2343, a bill for an act relating to qualification requirements for the renewable energy tax credit.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2459, by committee on Ways and Means, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2460, by committee on Appropriations, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

Read first time and placed on the **Appropriations calendar.**

SENATE MESSAGES CONSIDERED

Senate File 2340, by committee on Ways and Means, a bill for an act modifying provisions applicable to the solar energy system tax

credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Commerce.**

Senate File 2343, by committee on Ways and Means, a bill for an act relating to qualification requirements for the renewable energy tax credit.

Read first time and referred to committee on **Commerce.**

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 683), relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 27, 2014.

AMENDMENTS FILED

H–8169	H.F.	2456	Cownie of Polk
H–8170	H.F.	2458	Ourth of Warren
H–8171	H.F.	2458	Dawson of Woodbury
H–8172	H.F.	2387	Senate Amendment
H–8173	H.F.	2296	Senate Amendment
H–8174	H.F.	2183	Senate Amendment
H–8175	S.F.	2195	Watts of Dallas

On motion by Fisher of Tama, the House adjourned at 3:03 p.m., until 9:00 a.m., Friday, March 28, 2014.

JOURNAL OF THE HOUSE

Seventy-fifth Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 28, 2014

The House met pursuant to adjournment at 9:02 a.m., R. Taylor of Dallas in the chair.

Prayer was offered by Representative R. Taylor of Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Will Taylor of West Des Moines, son of Representative R. Taylor of Dallas.

The Journal of Thursday, March 27, 2014, was approved.

On motion by Hagenow of Polk, the House adjourned at 9:03 a.m., until 1:00 p.m., Monday, March 31, 2014.

JOURNAL OF THE HOUSE

Seventy-eighth Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 31, 2014

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Abdul-Samad of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Julia Sheber, Page from Norwalk.

The Journal of Friday, March 28, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 120

Upmeyer of Cerro Gordo called up for consideration **House Resolution 120,** a resolution recognizing May 9 and 10, 2014, as Iowa School Band Days, and moved its adoption.

The motion prevailed and the resolution was adopted.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 31st day of March, 2014: House Files 514, 2132, 2181, 2278, 2325, 2344 and 2435.

CARMINE BOAL
Chief Clerk of the House

AMENDMENTS FILED

H–8176	H.F.	2458	Drake of Cass

H–8177	H.F.	2458	Isenhart of Dubuque
			Lensing of Johnson
			Jacoby of Johnson
H–8178	H.F.	2458	Isenhart of Dubuque
H–8179	H.F.	2450	Dawson of Woodbury
			Hanson of Jefferson
			Hall of Woodbury
			Berry of Black Hawk
H–8180	S.F.	2196	L. Miller of Scott
H–8181	S.F.	2196	L. Miller of Scott
H–8182	H.F.	2458	Watts of Dallas
H–8183	H.F.	2460	Isenhart of Dubuque
			Kearns of Lee
H–8184	H.F.	2458	Drake of Cass
H–8185	H.F.	2455	Upmeyer of Cerro Gordo
H–8186	S.F.	2196	L. Miller of Scott
H–8187	H.F.	2460	Deyoe of Story
H–8188	S.F.	2196	L. Miller of Scott
H–8189	H.F.	2454	Drake of Cass
H–8190	H.F.	2460	M. Smith of Marshall
H–8191	H.F.	2460	Running-Marquardt of Linn
H–8192	H.F.	2450	Isenhart of Dubuque
H–8193	H.F.	2460	Running-Marquardt of Linn
H–8194	H.F.	2460	Running-Marquardt of Linn
H–8195	H.F.	2460	M. Smith of Marshall
H–8196	H.F.	2458	Hanson of Jefferson
H–8197	H.F.	2450	Worthan of Buena Vista

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:08 p.m., until 8:30 a.m., Tuesday, April 1, 2014.

JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 1, 2014

The House met pursuant to adjournment at 8:36 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Monsignor Drake Shafer, St. Ann's Catholic Church, Long Grove. He was the guest of Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alec Norem, Page from Goldfield.

The Journal of Monday, March 31, 2014, was approved.

SPECIAL PRESENTATIONS

Kressig of Black Hawk introduced to the House, former state legislator, Gene Ficken.

The House rose and expressed its welcome.

Vander Linden of Mahaska presented to the House, the Queen of the 2014 Pella Tulip Festival and her court.

The House rose and expressed its welcome.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 31, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2192, a bill for an act relating to rural water providers by making changes to water service requirements.

Also: That the Senate has on March 31, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2366, a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:47 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:10 p.m., Windschitl of Harrison in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-six members present, four absent.

Speaker Paulsen in the chair at 2:20 p.m.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 1, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2168, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Also: That the Senate has on April 1, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2251, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Also: That the Senate has on April 1, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2344, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits

and a biodiesel production refund, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Appropriations Calendar

House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions, was taken up for consideration.

Hagenow of Polk in the chair at 2:47 p.m.

T. Taylor of Linn offered amendment H–8168 filed by him and moved its adoption.

Roll call was requested by T. Taylor of Linn and Hunter of Polk.

Rule 75 was invoked.

On the question "Shall amendment H–8168 be adopted?" (H.F. 2450)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon

Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Hagenow, Presiding

Absent or not voting, 1:

Baltimore

Amendment H–8168 lost.

Isenhart of Dubuque offered amendment H–8192 filed by him.

Isenhart of Dubuque offered amendment H–8202, to amendment H–8192, filed by him from the floor and moved its adoption.

Amendment H–8202, to amendment H–8192, lost.

Speaker Paulsen in the chair at 3:17 p.m.

Hagenow of Polk asked and received unanimous consent to immediately reconsider amendment H–8202 to amendment H–8192.

Isenhart of Dubuque moved the adoption of amendment H–8202 to amendment H–8192.

Amendment H–8202, to amendment H–8192, was adopted.

Isenhart of Dubuque moved the adoption of amendment H–8192, as amended.

Amendment H–8192, as amended, lost.

Dawson of Woodbury offered amendment H–8179 filed by Dawson, et al.

Dawson of Woodbury offered amendment H–8200, to amendment H–8179, filed by him from the floor and moved its adoption.

Amendment H–8200, to amendment H–8179, was adopted.

Worthan of Buena Vista rose on a point of order that amendment H–8179, as amended, was not germane.

The Speaker ruled the point well taken and amendment H–8179, as amended, not germane.

Worthan of Buena Vista offered amendment H–8197 filed by him and moved its adoption.

Roll call was requested by T. Taylor of Linn and Hunter of Polk.

On the question "Shall amendment H–8197 be adopted?" (H.F. 2450)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

Amendment H–8197 was adopted.

Windschitl of Harrison in the chair at 3:40 p.m.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2450)

The ayes were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters, was taken up for consideration.

Speaker Paulsen in the chair at 4:12 p.m.

The House stood at ease at 4:13 p.m., until the fall of the gavel.

The House resumed session at 4:41 p.m., Cownie of Polk in the chair.

Deyoe of Story offered amendment H–8187 filed by him and moved its adoption.

Amendment H–8187 was adopted.

Running-Marquardt of Linn offered amendment H–8191 filed by her and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H–8191 be adopted?" (H.F. 2460)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck

Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 5:

Baltimore	Gaines	Lensing	Murphy
Thede			

Amendment H–8191 lost.

Running-Marquardt of Linn offered amendment H–8193 filed by her and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Hunter of Polk.

On the question "Shall amendment H–8193 be adopted?" (H.F. 2460)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein

Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 5:

Baltimore	Gaines	Lensing	Murphy
Thede			

Amendment H–8193 lost.

Running-Marquardt of Linn offered amendment H–8194 filed by her and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and T. Taylor of Linn.

On the question "Shall amendment H–8194 be adopted?" (H.F. 2460)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon

Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 1:

Baltimore

Amendment H–8194 lost.

Isenhart of Dubuque offered amendment H–8183 filed by him and Kearns of Lee and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Abdul-Samad of Polk.

On the question "Shall amendment H–8183 be adopted?" (H.F. 2460)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Lundby	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands

Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

Absent or not voting, 1:

Baltimore

Amendment H–8183 lost.

M. Smith of Marshall asked and received unanimous consent to withdraw amendment H–8190 filed by him on March 31, 2014.

M. Smith of Marshall offered amendment H–8195 filed by him and moved its adoption.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

On the question "Shall amendment H–8195 be adopted?" (H.F. 2460)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts

Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Cownie, Presiding	

The nays were, none.

Absent or not voting, 1:

Baltimore

Amendment H–8195 was adopted.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2460)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Cownie, Presiding			

The nays were, 2:

Isenhart	Thomas

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 5:29 p.m.

Ways and Means Calendar

House File 2454, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryover period, and including effective date and retroactive applicability provisions, was taken up for consideration.

Drake of Cass offered amendment H–8189 filed by him.

Deyoe of Story offered amendment H–8201, to amendment H–8189, filed by him from the floor and moved its adoption.

Amendment H–8201, to amendment H–8189, was adopted.

Drake of Cass moved the adoption of amendment H–8189, as amended.

Amendment H–8189, as amended, was adopted.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2454)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall

Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 4:

Hunter	Mascher	Olson, R.	Wessel-Kroeschell

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILES 2006 AND 2401 WITHDRAWN

Deyoe of Story asked and received unanimous consent to withdraw House Files 2006 and 2401 from further consideration by the House.

House File 2455, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions, was taken up for consideration.

Jorgensen of Woodbury offered amendment H–8185 filed by Upmeyer of Cerro Gordo and moved its adoption.

Amendment H–8185 was adopted.

SENATE FILE 2339 SUBSTITUTED FOR HOUSE FILE 2455

Jorgensen of Woodbury asked and received unanimous consent to substitute Senate File 2339 for House File 2455.

Senate File 2339, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions, was taken up for consideration.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2339)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2287 AND 2455 WITHDRAWN

Jorgensen of Woodbury asked and received unanimous consent to withdraw House Files 2287 and 2455 from further consideration by the House.

House File 2456, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions, was taken up for consideration.

Cownie of Polk offered amendment H–8169 filed by him and moved its adoption.

Amendment H–8169 was adopted.

Cownie of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2456)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby

Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Pettengill

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILL

House File 2461, by committee on Ways and Means, a bill for an act exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2450, 2454, 2456, 2460** and **Senate File 2339.**

House File 2459, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2459)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2076 AND 2148 WITHDRAWN

Stanerson of Linn asked and received unanimous consent to withdraw House Files 2076 and 2148 from further consideration by the House.

Unfinished Business Calendar

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

L. Miller of Scott asked and received unanimous consent to withdraw amendment H–8180 filed by her on March 31, 2014.

Costello of Mills offered amendment H–8186 filed by L. Miller of Scott.

Costello of Mills offered amendment H–8203, to amendment H–8186, filed by him from the floor and moved its adoption.

Amendment H–8203, to amendment H–8186, was adopted.

Costello of Mills moved the adoption of amendment H–8186, as amended.

Amendment H–8186, as amended, was adopted.

L. Miller of Scott offered amendment H–8181 filed by her and moved its adoption.

Amendment H–8181 was adopted.

L. Miller of Scott offered amendment H–8188 filed by her and moved its adoption.

Amendment H–8188 was adopted.

Costello of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2196)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2283, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned, with report of committee recommending passage, was taken up for consideration.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2283)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2312, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions,

with report of committee recommending amendment and passage, was taken up for consideration.

Gustafson of Madison offered amendment H–8122 filed by the committee on Judiciary and moved its adoption.

The committee amendment H–8122 was adopted.

Gustafson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2312)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENTS CONSIDERED

Brandenburg of Pottawattamie called up for consideration **House File 159,** a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H–8145.

The motion prevailed and the House concurred in the Senate amendment H–8145.

Brandenburg of Pottawattamie moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 159)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede

Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2356 WITHDRAWN

Brandenburg of Pottawattamie asked and received unanimous consent to withdraw House File 2356 from further consideration by the House.

Windschitl of Harrison called up for consideration **House File 2183,** a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise, amended by the Senate, and moved that the House concur in the Senate amendment H–8174.

The motion prevailed and the House concurred in the Senate amendment H–8174.

Windschitl of Harrison moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2183)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman

Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Hess of Clay called up for consideration **House File 2387,** a bill for an act providing for notice of garnishment and levy to a judgment debtor, amended by the Senate, and moved that the House concur in the Senate amendment H–8172.

The motion prevailed and the House concurred in the Senate amendment H–8172.

Hess of Clay moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2387)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg

Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Fry of Clarke called up for consideration **House File 2388,** a bill for an act relating to continuity of learning for children receiving foster care services, amended by the Senate, and moved that the House concur in the Senate amendment H–8127.

The motion prevailed and the House concurred in the Senate amendment H–8127.

Fry of Clarke moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2388)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Baltimore

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 159, 2183, 2387, 2388, 2459** and **Senate Files 2196, 2283** and **2312.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 1, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2273, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Also: That the Senate has on April 1, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Also: That the Senate has on April 1, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone

EXPLANATION OF VOTE

On March 26, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 475 – “nay”
House File 2361 – “aye”
House File 2448 – “aye”
House File 2452 – “aye”
House File 2453 – “aye”
Senate File 303 – “aye”
Senate File 2168 – “aye”
Senate File 2341 – “aye”

WINCKLER of Scott

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 684 Government Oversight

Concerning public employee personnel settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 680), exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2014.

AMENDMENTS FILED

H–8198	H.F.	2192	Senate Amendment
H–8199	H.F.	2366	Senate Amendment
H–8200	H.F.	2450	Dawson of Woodbury
H–8201	H.F.	2454	Deyoe of Story
H–8202	H.F.	2450	Isenhart of Dubuque
H–8203	S.F.	2196	Costello of Mills
H–8204	H.F.	2273	Senate Amendment
H–8205	H.F.	2458	Hanson of Jefferson Maxwell of Poweshiek Sheets of Appanoose Gaskill of Wapello

H–8206	H.F.	2458	Gaskill of Wapello Hanson of Jefferson

On motion by Upmeyer of Cerro Gordo, the House adjourned at 6:18 p.m., until 8:30 a.m., Wednesday, April 2, 2014.

JOURNAL OF THE HOUSE

Eightieth Calendar Day - Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 2, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Sister Emily Devine, Sisters of Mercy West Midwest, Cedar Rapids. She was the guest of Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Cory, Page from Elkhart.

The Journal of Tuesday, April 1, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2130, by committee on Appropriations, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

ADOPTION OF HOUSE RESOLUTION 122

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Resolution 122,** a resolution recognizing the Hoover Uncommon Public Service Award winner for 2014, Representative Steven Olson, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 9:53 a.m., Speaker Paulsen in the chair.

SENATE AMENDMENTS CONSIDERED

Moore of Jackson called up for consideration **House File 2230,** a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land, amended by the Senate, and moved that the House concur in the Senate amendment H–8167.

The motion prevailed and the House concurred in the Senate amendment H–8167.

Moore of Jackson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2230)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Kelley	Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Grassley of Butler called up for consideration **House File 2296,** a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates, amended by the Senate, and moved that the House concur in the Senate amendment H–8173.

The motion prevailed and the House concurred in the Senate amendment H–8173.

Grassley of Butler moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2296)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.

Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Kelley	Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Deyoe of Story called up for consideration **House File 2192,** a bill for an act relating to rural water providers by making changes to water service requirements, amended by the Senate, and moved that the House concur in the Senate amendment H–8198.

The motion prevailed and the House concurred in the Senate amendment H–8198.

Deyoe of Story moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2192)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons

Riding	Rogers	Ruff	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Kelley	Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2192, 2230** and **2296.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:01 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:06 p.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 2344, by committee on Ways and Means, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means.**

CONSIDERATION OF BILLS
Appropriations Calendar

House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, was taken up for consideration.

Drake of Cass offered amendment H–8176 filed by him and moved its adoption.

Amendment H–8176 was adopted.

Isenhart of Dubuque offered amendment H–8177 filed by Isenhart, et al.

Drake of Cass rose on a point of order that amendment H–8177 was not germane.

The Speaker ruled the point well taken and amendment H–8177 not germane.

Isenhart of Dubuque asked for unanimous consent to suspend the rules to consider amendment H–8177.

Objection was raised.

Isenhart of Dubuque moved to suspend the rules to consider amendment H–8177.

Roll call was requested by Isenhart of Dubuque and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H–8177?" (H.F. 2458)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby

Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

Absent or not voting, 2:

Baltimore	Forristall

The motion to suspend the rules lost.

Ruff of Clayton offered amendment H–8159 filed by her and moved its adoption.

Roll call was requested by Ruff of Clayton and Abdul-Samad of Polk.

On the question "Shall amendment H–8159 be adopted?" (H.F. 2458)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaines
Gaskill	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman

Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 3:

Baltimore	Forristall	Upmeyer

Amendment H–8159 lost.

Cownie of Polk in the chair at 3:38 p.m.

Gaskill of Wapello offered amendment H–8206 filed by her and Hanson of Jefferson and moved its adoption.

Roll call was requested by Gaskill of Wapello and Hunter of Polk.

On the question "Shall amendment H–8206 be adopted?" (H.F. 2458)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Sheets
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Fry	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Lundby	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Cownie, Presiding	

Absent or not voting, 2:

Baltimore	Forristall

Amendment H–8206 lost.

Isenhart of Dubuque asked and received unanimous consent that amendment H–8178 be deferred.

Ourth of Warren offered amendment H–8170 filed by him and moved its adoption.

Roll call was requested by Ourth of Warren and M. Smith of Marshall.

On the question "Shall amendment H–8170 be adopted?" (H.F. 2458)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 1:

Baltimore

Amendment H–8170 lost.

Wood of Scott asked and received unanimous consent to withdraw amendment H–8156 filed by him on March 25, 2014.

Speaker Paulsen in the chair at 3:54 p.m.

Bearinger of Fayette offered amendment H–8157 filed by him and moved its adoption.

Roll call was requested by Bearinger of Fayette and Murphy of Dubuque.

On the question "Shall amendment H–8157 be adopted?" (H.F. 2458)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.

Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 1:

Baltimore

Amendment H–8157 lost.

Thede of Scott asked and received unanimous consent to withdraw amendment H–8166 filed by her on March 26, 2014.

Wood of Scott offered amendment H–8165 filed by him.

Drake of Cass rose on a point of order that amendment H–8165 was not germane.

The Speaker ruled the point well taken and amendment H–8165 not germane.

Dawson of Woodbury offered amendment H–8171 filed by him.

Drake of Cass rose on a point of order that amendment H–8171 was not germane.

The Speaker ruled the point not well taken and amendment H–8171 germane.

Dawson of Woodbury moved the adoption of amendment H–8171.

Roll call was requested by Dawson of Woodbury and Jacoby of Johnson.

On the question "Shall amendment H–8171 be adopted?" (H.F. 2458)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 1:

Baltimore

Amendment H–8171 lost.

Hanson of Jefferson asked and received unanimous consent to withdraw amendment H–8196 filed by him on March 31, 2014.

S. Olson of Clinton in the chair at 4:18 p.m.

Hanson of Jefferson offered amendment H–8205 filed by Hanson, et al.

Rayhons of Hancock rose on a point of order that amendment H–8205 was not germane.

Speaker Paulsen in the chair at 4:21 p.m.

The Speaker ruled the point well taken and amendment H–8205 not germane.

Drake of Cass offered amendment H–8184 filed by him.

Hall of Woodbury offered amendment H–8210, to amendment H–8184, filed by him from the floor.

Pettengill rose on a point of order under Rule 10, regarding decorum in debate.

The Speaker ruled the point well taken.

Hall of Woodbury moved the adoption of amendment H–8210 to amendment H–8184.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

On the question "Shall amendment H–8210, to amendment H–8184, be adopted?" (H.F. 2458)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby

Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore	Taylor, R.

Amendment H–8210, to amendment H–8184, was adopted.

Drake of Cass moved the adoption of amendment H–8184, as amended.

A non-record roll call was requested.

The ayes were 95, nays none.

Amendment H–8184, as amended, was adopted.

Watts of Dallas asked and received unanimous consent to withdraw amendment H–8155 filed by him on March 25, 2014.

Watts of Dallas offered amendment H–8182 filed by him.

Hall of Woodbury rose on a point of order that amendment H–8182 was not germane.

The Speaker ruled the point not well taken and amendment H–8182 germane.

Watts of Dallas moved the adoption of amendment H–8182.

Amendment H–8182 was adopted.

Isenhart of Dubuque offered amendment H–8178, previously deferred, filed by him.

The House stood at ease at 4:38 p.m., until the fall of the gavel.

The House resumed session at 5:15 p.m., Speaker Paulsen in the chair.

Isenhart of Dubuque offered amendment H–8178, previously deferred, filed by him and moved its adoption.

Amendment H–8178 lost.

The House stood at ease at 5:22 p.m., until the fall of the gavel.

The House resumed session at 5:44 p.m., Speaker Paulsen in the chair.

Drake of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2458)

The ayes were, 71:

Alons	Bacon	Baudler	Bearinger
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jorgensen
Kajtazovic	Kaufmann	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Stutsman	Taylor, R.	Thede

Upmeyer	Vander Linden	Watts	Windschitl
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 27:

Abdul-Samad	Anderson	Berry	Cohoon
Dawson	Gaines	Gaskill	Hall
Hanson	Hunter	Isenhart	Jacoby
Kearns	Kelley	Lensing	Mascher
Murphy	Oldson	Olson, T.	Smith, M.
Staed	Steckman	Taylor, T.	Thomas
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 1:

Baltimore

Under the provision of Rule 76, conflict of interest, Fry of Clarke refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Forristall of Pottawattamie	Taylor, R. of Dallas
Upmeyer of Cerro Gordo	

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 2, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2417, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Also: That the Senate has on April 2, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2449, a bill for an act relating to appropriations to the judicial branch.

Also: That the Senate has on April 2, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Also: That the Senate has on April 2, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2319, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Also: That the Senate has on April 2, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2342, by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Appropriations.**

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2458** be immediately messaged to the Senate.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 5:47 p.m., until 7:15 p.m.

The House reconvened at 8:50 p.m., Speaker Paulsen in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:50 p.m., until 8:00 a.m., Thursday, April 3, 2014.

MORNING SESSION

The House reconvened at 8:00 a.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 2462, by committee on Government Oversight, a bill for an act concerning public employee personnel settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar.**

The House stood at ease at 8:02 a.m., until the fall of the gavel.

The House resumed session at 8:47 a.m., Speaker Paulsen in the chair.

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following correction was made:

Amendment H–8187 to House File 2460

1. Page 1, line 33 – Delete 100., add Sec__.

CARMINE BOAL
Chief Clerk of the House

SENATE FILE 2343 REREFERRED

The Speaker announced that Senate File 2343, previously referred to committee on **Commerce** was rereferred to committee on **Ways and Means**.

EXPLANATION OF VOTE

On April 2, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2192 – "aye"
House File 2230 – "aye"
House File 2296 – "aye"

KELLEY of Jasper

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 2, 2014, he approved and transmitted to the Secretary of State the following bill:

Senate File 2341, an Act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 685 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

H.S.B. 686 Ways and Means

Creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2027

Ways and Means: Windschitl, Chair; Kearns and Sands.

House File 2405

Ways and Means: Vander Linden, Chair; Kelley and Windschitl.

Senate File 2130

Appropriations: Huseman, Chair; Dunkel and Gustafson.

Senate File 2282

Ways and Means: Windschitl, Chair; Riding and Sands.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON GOVERNMENT OVERSIGHT

Committee Bill (Formerly House Study Bill 684), concerning public employee personnel settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 2, 2014.

RESOLUTIONS FILED

H.R. 123, by Grassley, Upmeyer, Alons, Anderson, Bacon, Baltimore, Baudler, Bearinger, Brandenburg, Byrnes, Costello, Cownie, Deyoe, Dolecheck, Drake, Dunkel, Fisher, Forbes, Forristall, Gassman, Gustafson, Hagenow, Hanusa, Heartsill, Heaton, Hein, Hess, Highfill, Hunter, Huseman, Jorgensen, Kaufmann, Kearns, Kelley, Klein, Koester, Landon, Lofgren, Maxwell, H. Miller, L. Miller, Moore, Muhlbauer, S. Olson, Paulsen, Pettengill, Rayhons, Riding, Rogers, Ruff, Salmon, Sands, Schultz, Shaw, Sheets, J. Smith, Soderberg, Stanerson, Stutsman, R. Taylor, Thomas, Vander Linden, Watts, Windschitl, Wood, and Worthan, a resolution requesting that all necessary and immediate action be taken by the State of California, the United States Congress, the United States Attorney General, state legislatures, state governors, and state attorneys general to

effectuate the repeal of California legislation enacted as AB 1437 that unconstitutionally infringes upon the Commerce Clause of the Constitution of the United States to the detriment of this nation's consumers and farmers.

Laid over under **Rule 25.**

H.R. 124, by Heddens, Wessel-Kroeschell, Thomas, Wood, Kelley, Dolecheck, Byrnes, Koester, Fisher, Landon, Hunter, R. Olson, S. Olson, Forbes, Dawson, Murphy, Winckler, Abdul-Samad, Kressig, Stutsman, Heartsill, Steckman, Isenhart, Meyer, Ruff, Bearinger, Oldson, H. Miller, Staed, Lykam, Hall, M. Smith, Sheets, Gaskill, Riding, Ourth, Drake, T. Taylor, Gassman, Huseman, Hein, Hess, Deyoe, and Kearns, a resolution honoring the Iowa State University men's basketball team.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8207	H.F.	2445	Baltimore of Boone
H–8208	H.F.	2417	Senate Amendment
H–8209	S.F.	2311	Senate Amendment
H–8210	H.F.	2458	Hall of Woodbury
H–8211	H.R.	118	Isenhart of Dubuque

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:48 a.m., until 9:15 a.m., Thursday, April 3, 2014.

JOURNAL OF THE HOUSE

Eighty-first Calendar Day - Fifty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 3, 2014

The House met pursuant to adjournment at 9:20 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Adrian Mitchell, Page from Des Moines.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present.

A record roll call was requested by M. Smith of Marshall and Hunter of Polk.

Present, 55:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hall	Hanson
Heddens	Highfill	Huseman	Jacoby
Kearns	Kelley	Koester	Kressig
Landon	Lensing	Lundby	Meyer
Miller, H.	Miller, L.	Oldson	Olson, S.
Ourth	Ruff	Running-Marquardt	Sands
Schultz	Sheets	Smith, J.	Smith, M.
Soderberg	Steckman	Stutsman	Taylor, T.
Thomas	Upmeyer	Watts	Winckler
Wolfe	Worthan	Mr. Speaker Paulsen	

Absent, 45:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Fisher	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Hunter
Isenhart	Jorgensen	Kajtazovic	Kaufmann
Klein	Lofgren	Lykam	Mascher
Maxwell	Moore	Muhlbauer	Murphy
Olson, R.	Olson, T.	Pettengill	Prichard
Rayhons	Riding	Rogers	Salmon
Shaw	Staed	Stanerson	Taylor, R.
Thede	Vander Linden	Wessel-Kroeschell	Windschitl
Wood			

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Wood of Scott

Leave of absence was granted until their arrival as follows:

Alons of Sioux	Bacon of Story
Baltimore of Boone	Baudler of Adair
Brandenburg of Pottawattamie	Byrnes of Mitchell
Costello of Mills	Cownie of Polk
Fisher of Tama	Hagenow of Polk
Hanusa of Pottawattamie	Heartsill of Marion
Heaton of Henry	Hein of Jones
Hess of Clay	Jorgensen of Woodbury
Kaufmann of Cedar	Klein of Washington
Lofgren of Muscatine	Maxwell of Poweshiek
Moore of Jackson	Pettengill of Benton
Rayhons of Hancock	Rogers of Black Hawk
Salmon of Black Hawk	Shaw of Pocahontas
Stanerson of Linn	Taylor, R. of Dallas
Vander Linden of Mahaska	Windschitl of Harrison

ADOPTION OF HOUSE RESOLUTION 117

Upmeyer of Cerro Gordo called up for consideration **House Resolution 117,** a resolution recognizing the health threat posed by chronic obstructive pulmonary disease, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 123

Upmeyer of Cerro Gordo called up for consideration **House Resolution 123,** a resolution requesting that all necessary and immediate action be taken by the State of California, the United States Congress, the United States Attorney General, state legislatures, state governors, and state attorneys general to effectuate the repeal of California legislation enacted as AB 1437 that unconstitutionally infringes upon the Commerce Clause of the Constitution of the United States to the detriment of this nation's consumers and farmers, and moved its adoption.

The motion prevailed and the resolution was adopted.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Appropriations to meet today.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:30 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:36 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 2463, by committee on Appropriations, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Read first time and placed on the **Appropriations calendar.**

SPONSOR WITHDRAWN

Anderson of Polk requested to be withdrawn as a sponsor of House Resolution 123.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 3, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 514, an Act specifying procedures for resolving claims against purchased or pledged goods held by pawnbrokers.

House File 2132, an Act establishing the Gideon Fellowship Program in the Office of the State Public Defender.

House File 2181, an Act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

House File 2278, an Act restricting disclosures of specified information by regional transit districts, and providing a penalty.

House File 2325, an Act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

House File 2344, an Act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners.

House File 2435, an Act relating to taxation by updating the code references to the internal revenue code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Senate File 220, an Act relating to funding for retirement incentive programs offered by school districts and including effective date and retroactive applicability provisions.

Senate File 2080, an Act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Senate File 2091, an Act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Senate File 2092, an Act relating to the criminal offense of fraudulent practice and making penalties applicable.

Senate File 2121, an Act making changes to the controlled substance schedules, and providing for penalties.

Senate File 2185, an Act concerning the determination of native horses for purposes of pari-mutuel wagering.

Senate File 2198, an Act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Senate File 2211, an Act relating to the civil commitment of a sexually violent predator.

Senate File 2212, an Act relating to land disposal of yard waste and including effective date provisions.

Senate File 2257, an Act relating to programs and accounts administered by the College Student Aid Commission.

Senate File 2259, an Act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Senate File 2271, an Act relating to the duties and authority of the College Student Aid Commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Senate File 2273, an Act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Senate File 2291, an Act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Senate File 2296, an Act relating to mental health treatment costs of certain persons accused of a crime.

Senate File 2315, an Act relating to the scope and nature of use restrictions on land.

Senate File 2320, an Act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Senate File 2321, an Act relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 687 Ways and Means

Relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 686

Ways and Means: Baltimore, Chair; Landon and Prichard.

House Study Bill 687

Ways and Means: Hagenow, Chair; Kearns and Landon.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8212** April 3, 2014.

Committee Bill (Formerly House Study Bill 685), relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 3, 2014.

AMENDMENT FILED

H–8212	S.F.	2130	Committee on Appropriations

On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:47 p.m., until 10:00 a.m., Friday, April 4, 2014.

JOURNAL OF THE HOUSE

Eighty-second Calendar Day - Fifty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 4, 2014

The House met pursuant to adjournment at 10:08 a.m., Highfill of Polk in the chair.

Prayer was offered by Susan Foster from Des Moines. She is the clerk for Representative Salmon of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Terri Steinke, confidential secretary to the Speaker and Majority Leader, from Urbandale.

The Journals of Wednesday, April 2 and Thursday, April 3, 2014, were approved.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF WORKFORCE DEVELOPMENT

Unemployment Compensation Trust Fund Report, pursuant to Iowa Code section 96.35.

OFFICE OF OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18.

AMENDMENT FILED

H–8213 H.F. 2462 Pettengill of Benton

On motion by J. Smith of Dickinson, the House adjourned at 10:10 a.m., until 1:00 p.m., Monday, April 7, 2014.

JOURNAL OF THE HOUSE

Eighty-fifth Calendar Day - Fifty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 7, 2014

The House met pursuant to adjournment at 1:05 p.m., Speaker Paulsen in the chair.

Prayer was offered by Imam Mohammed Khan, Islamic Mosque, Des Moines. He was the guest of Representative Abdul-Samad of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mallory Petsche, Page from Ankeny.

The Journal of Friday, April 4, 2014, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:15 p.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:52 p.m., Speaker Paulsen in the chair.

The House stood at ease at 3:53 p.m., until the fall of the gavel.

The House resumed session at 5:43 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2299, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions.

Also: That the Senate has on April 7, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2312, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes, by allowing limited companies to form multiple housing cooperatives, and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Regular Calendar

House File 2462, a bill for an act concerning public employee personnel settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Koester of Polk offered amendment H–8213 filed by Pettengill of Benton.

Gaines of Polk offered amendment H–8220, to amendment H–8213, filed by Gaines, et al., from the floor and moved its adoption.

Roll call was requested by Gaines of Polk and Hunter of Polk.

On the question "Shall amendment H–8220, to amendment H–8213, be adopted?" (H.F. 2462)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede

Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 2:

Mascher	Murphy

Amendment H–8220, to amendment H–8213, lost.

Baudler of Adair offered amendment H–8214, to amendment H–8213, filed by him and Gaines of Polk from the floor and moved its adoption.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

On the question "Shall amendment H–8214, to amendment H–8213, be adopted?" (H.F. 2462)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Mascher	Murphy

Amendment H–8214, to amendment H–8213, was adopted.

Pettengill of Benton rose on a point of order regarding Rule 10, decorum in debate.

The Speaker deferred on the ruling.

Koester of Polk moved the adoption of amendment H–8213, as amended.

Amendment H–8213, as amended, was adopted.

Windschitl of Harrison in the chair at 6:07 p.m.

Speaker Paulsen in the chair at 6:43 p.m.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2462)

The ayes were, 63:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel

Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Maxwell	Miller, L.	Moore	Muhlbauer
Olson, R.	Olson, S.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

The nays were, 35:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Gaines	Gaskill
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Meyer	Miller, H.
Oldson	Olson, T.	Prichard	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 2:

Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2462** be immediately messaged to the Senate.

Unfinished Business Calendar

Senate File 2195, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce, with report of committee recommending passage, was taken up for consideration.

Watts of Dallas offered amendment H–8151 filed by him.

Watts of Dallas offered amendment H–8175, to amendment H–8151, filed by him and moved its adoption.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

On the question "Shall amendment H–8175, to amendment H–8151, be adopted?" (S.F. 2195)

The ayes were, 37:

Alons	Bacon	Baudler	Brandenburg
Costello	Deyoe	Dolecheck	Drake
Fisher	Forristall	Fry	Gassman
Gustafson	Hanusa	Heartsill	Heaton
Highfill	Huseman	Isenhart	Jorgensen
Koester	Landon	Lofgren	Maxwell
Miller, L.	Rayhons	Rogers	Salmon
Schultz	Shaw	Sheets	Soderberg
Upmeyer	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 60:

Abdul-Samad	Anderson	Baltimore	Bearinger
Berry	Byrnes	Cohoon	Cownie
Dawson	Dunkel	Forbes	Gaines
Gaskill	Grassley	Hagenow	Hall
Hanson	Heddens	Hein	Hess
Hunter	Jacoby	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Moore	Muhlbauer	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Riding	Ruff
Running-Marquardt	Smith, J.	Smith, M.	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Vander Linden
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

Mascher	Murphy	Sands

Amendment H–8175, to amendment H–8151, lost.

Watts of Dallas asked and received unanimous consent to withdraw amendments H–8161, H–8162 and H–8163, to amendment H–8151, filed by him on March 26, 2014.

Watts of Dallas moved the adoption of amendment H–8151.

Amendment H–8151 was adopted, placing out of order amendments H–8152, H–8153 and H–8154 filed by Watts of Dallas on March 25, 2014.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2195)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENT CONSIDERED

Costello of Mills called up for consideration **House File 2366,** a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office, amended by the Senate, and moved that the House concur in the Senate amendment H–8199.

The motion prevailed and the House concurred in the Senate amendment H–8199.

Costello of Mills moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2366)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kelley
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 5:

Hunter	Lensing	Running-Marquardt	Taylor, T.
Winckler			

Absent or not voting, 3:

Kearns	Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

Senate File 2310, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Klein of Washington offered amendment H–8128 filed by the committee on Public Safety and moved its adoption.

The committee amendment H–8128 was adopted.

Baudler of Adair asked and received unanimous consent to withdraw amendment H–8133 filed by him on March 18, 2014.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2310)

The ayes were, 89:

Alons	Bacon	Baltimore	Bearinger
Berry	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig

Landon	Lofgren	Lundby	Lykam
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 8:

Abdul-Samad	Anderson	Gaines	Hunter
Lensing	Taylor, T.	Wessel-Kroeschell	Winckler

Absent or not voting, 3:

Baudler	Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 234 AND 529 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House Files 234 and 529 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2366** and **Senate Files 2195** and **2310.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair	Mascher of Johnson
Murphy of Dubuque	Sands of Louisa

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 7th day of April, 2014: House Files 159, 475, 2159, 2183, 2192, 2230, 2274, 2296, 2387, 2388, 2423 and 2438.

CARMINE BOAL
Chief Clerk of the House

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 678), providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2014.

AMENDMENTS FILED

H–8214	H.F.	2462	Baudler of Adair
			Gaines of Polk
H–8215	H.R.	118	Staed of Linn
H–8216	H.R.	118	Staed of Linn
H–8217	H.R.	118	Staed of Linn
H–8218	H.F.	2463	Isenhart of Dubuque
H–8219	H.R.	118	Staed of Linn
H–8220	H.F.	2462	Gaines of Polk
Abdul-Samad of Polk			Anderson of Polk
Berry of Black Hawk			Cohoon of Des Moines
Gaskill of Wapello			Hanson of Jefferson

Hunter of Polk	Isenhart of Dubuque
Jacoby of Johnson	Kearns of Lee
Kressig of Black Hawk	Lensing of Johnson
H. Miller of Webster	Muhlbauer of Crawford
Oldson of Polk	Prichard of Floyd
Ruff of Clayton	M. Smith of Marshall
Staed of Linn	Steckman of Cerro Gordo
Stutsman of Johnson	T. Taylor of Linn
Thede of Scott	Thomas of Clayton
Wessel-Kroeschell of Story	Winckler of Scott
Wolfe of Clinton	

H–8221 H.F. 2463 H. Miller of Webster

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:23 p.m., until 8:30 a.m., Tuesday, April 8, 2014.

JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Sixtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 8, 2014

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Lloyd Johnson, First Baptist Church, Centerville. He was the guest of Representative Sheets of Appanoose County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brett DuBois, Page from Des Moines.

The Journal of Monday, April 7, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2444, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

Also: That the Senate has on April 7, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2464, by committee on Ways and Means, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Read first time and placed on the W**ays and Means calendar.**

SENATE MESSAGE CONSIDERED

Senate File 2347, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Read first time and referred to committee on **Appropriations.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:34 a.m., until 10:00 a.m.

MORNING SESSION

The House reconvened at 10:43 a.m., Speaker Paulsen in the chair.

The House stood at ease at 10:43 a.m., until the fall of the gavel.

The House resumed session at 10:56 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILL
Appropriations Calendar

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Thomas of Clayton offered amendment H–8224 filed by him from the floor and moved its adoption.

Roll call was requested by Thomas of Clayton and Hunter of Polk.

On the question "Shall amendment H–8224 be adopted?" (S.F. 2130)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 2:

Mascher	Murphy

Amendment H–8224 lost.

Rogers of Black Hawk offered amendment H–8212 filed by the committee on Appropriations and moved its adoption.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

On the question "Shall the committee amendment H–8212 be adopted?" (S.F. 2130)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Mascher	Murphy	Olson, S.	Taylor, R.

The committee amendment H–8212 was adopted.

Lundby of Linn offered amendment H–8223 filed by him from the floor and moved its adoption.

Amendment H–8223 lost.

Ourth of Warren offered amendment H–8225 filed by him from the floor and moved its adoption.

Roll call was requested by Ourth of Warren and M. Smith of Marshall.

On the question "Shall amendment H–8225 be adopted?" (S.F. 2130)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Mascher	Murphy

Amendment H–8225 was adopted.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2130)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baltimore	Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Heartsill of Marion called up for consideration **Senate File 2311,** a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8209 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H–8209, to the House amendment.

Heartsill of Marion moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2311)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Mascher	Murphy

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2130** and **2311.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone
Murphy of Dubuque
Taylor, R. of Dallas
Mascher of Johnson
Olson, S. of Clinton

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 8, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 499, a bill for an act permitting the use of crossbows to hunt deer and providing penalties.

Also: That the Senate has on April 8, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 366, a bill for an act relating to radon control in schools.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:31 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:16 p.m., Speaker Paulsen in the chair.

The House stood at ease at 3:16 p.m., until the fall of the gavel.

The House resumed session at 6:08 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 8, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Also: That the Senate has on April 8, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2465, by committee on Appropriations, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records.

Read first time and placed on the **Appropriations calendar.**

House File 2466, by committee on Ways and Means, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2467, by committee on Ways and Means, a bill for an act relating to Iowa's urban renewal law by establishing restrictions on the use of divided revenues, establishing restrictions on the issuance of certain bonds and indebtedness, modifying the methodology for calculating the amount of divided revenues, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar.**

SENATE MESSAGE CONSIDERED

Senate File 2349, by committee on Appropriations, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Read first time and referred to committee on **Appropriations.**

EXPLANATION OF VOTE

On April 7, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2366 — "aye"

KEARNS of Lee

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8228** April 8, 2014.

Committee Bill (Formerly House File 2371), establishing a mass notification and emergency messaging system fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 8, 2014.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 675), relating to Iowa's urban renewal law by establishing restrictions on the use of divided revenues, establishing restrictions on the issuance of certain bonds and indebtedness, modifying the methodology for calculating the amount of divided revenues, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 8, 2014.

Committee Bill (Formerly House Study Bill 687), relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 8, 2014.

AMENDMENTS FILED

H–8222	H.F.	2444	Senate Amendment
H–8223	S.F.	2130	Lundby of Linn
H–8224	S.F.	2130	Thomas of Clayton
H–8225	S.F.	2130	Ourth of Warren
H–8226	H.F.	2463	Fisher of Tama
H–8227	H.F.	2463	Running-Marquardt of Linn
H–8228	S.F.	2342	Committee on Appropriations
H–8229	H.F.	2463	Kressig of Black Hawk
H–8230	H.F.	2463	Schultz of Crawford
H–8231	S.F.	2196	Senate Amendment
H–8232	H.F.	2444	Byrnes of Mitchell
H–8233	H.F.	2463	Heddens of Story

On motion by Soderberg of Plymouth, the House adjourned at 6:09 p.m., until 8:30 a.m., Wednesday, April 9, 2014.

JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Sixty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 9, 2014

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Robert Anderson, Sunnyside Bible Chapel, Atlantic. He was the guest of Representative Costello of Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cassidy Brown, Page from Ellsworth.

The Journal of Tuesday, April 8, 2014, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:40 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:11 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 9, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2468, by committee on Ways and Means, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

SENATE FILE 2232 REFERRED

The Speaker announced that Senate File 2232, previously referred to committee on **Appropriations** was **passed on file**.

SENATE FILE 2340 REREFERRED

The Speaker announced that Senate File 2340, previously referred to committee on **Commerce** was rereferred to committee on **Ways and Means**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 688 Appropriations

Relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2406), concerning live dog racing at pari-mutuel dog racetracks, simultaneously telecast wagering, establishing fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 9, 2014.

Committee Bill (Formerly House Study Bill 686), creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 9, 2014.

AMENDMENTS FILED

H–8234	S.F.	2130	Senate Amendment
H–8235	H.F.	2463	M. Smith of Marshall
H–8236	H.F.	2463	Murphy of Dubuque

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:22 p.m., until 8:30 a.m., Thursday, April 10, 2014.

JOURNAL OF THE HOUSE

Eighty-eighth Calendar Day - Sixty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 10, 2014

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father John Bertogli, St. Ambrose Cathedral, Des Moines. He was the guest of Representative Gaines of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chenoa Story, Page from Sheldon.

The Journal of Wednesday, April 9, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 9, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2348, a bill for an act relating to the approval and imposition of local option taxes.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2469, by committee on Ways and Means, a bill for an act concerning live dog racing at pari-mutuel dog racetracks, purse supplements, and fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar.**

SENATE MESSAGE CONSIDERED

Senate File 2348, by committee on Ways and Means, a bill for an act relating to the approval and imposition of local option taxes.

Read first time and referred to committee on **Ways and Means.**

The House stood at ease at 8:38 a.m., until the fall of the gavel.

The House resumed session at 8:42 a.m., Speaker Paulsen in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for the Transportation, Infrastructure, and Capitals Appropriations Subcommittee to meet immediately.

The House stood at ease at 8:42 a.m., until the fall of the gavel.

The House resumed session at 5:45 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 10, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2310, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILL
Appropriations Calendar

House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and

retroactive and other applicability date provisions, was taken up for consideration.

Heddens of Story offered amendment H–8241 filed by Heddens, et al., from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Murphy of Dubuque.

On the question "Shall amendment H–8241 be adopted?" (H.F. 2463)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Ourth	Pettengill	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8241 lost.

Heaton of Henry asked and received unanimous consent that amendment H–8253 be deferred.

Cownie of Polk in the chair at 6:01 p.m.

Wessel-Kroeschell of Story offered amendment H–8242 filed by Heddens, et al., from the floor and moved its adoption.

Roll call was requested by Wessel-Kroeschell of Story and Steckman of Cerro Gordo.

On the question "Shall amendment H–8242 be adopted?" (H.F. 2463)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8242 lost.

Kressig of Black Hawk asked and received unanimous consent that amendment H–8229 be deferred.

Soderberg of Plymouth offered amendment H–8251 filed by Soderberg, et al., from the floor and moved its adoption.

Amendment H–8251 was adopted.

Staed of Linn asked and received unanimous consent that amendment H–8239 be deferred.

Speaker Paulsen in the chair at 6:17 p.m.

Salmon of Black Hawk asked and received unanimous consent to withdraw amendment H–8238 filed by Salmon, et al., from the floor.

Heddens of Story offered amendment H–8243 filed by Heddens, et al., from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Hunter of Polk.

On the question "Shall amendment H–8243 be adopted?" (H.F. 2463)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Drake	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Ourth	Prichard
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson

Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

Absent or not voting, 4:

Mascher	Moore	Olson, T.	Riding

Amendment H–8243 lost.

Windschitl of Harrison in the chair at 6:43 p.m.

Heddens of Story offered amendment H–8244 filed by Heddens, et al., from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Abdul-Samad of Polk.

On the question "Shall amendment H–8244 be adopted?" (H.F. 2463)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill

Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8244 lost.

Fisher of Tama offered amendment H–8226 filed by him and moved its adoption.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

Rule 75 was invoked.

On the question "Shall amendment H–8226 be adopted?" (H.F. 2463)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Taylor, T.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Byrnes	Cohoon	Dawson	Dunkel
Forbes	Gaines	Gaskill	Hall

Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8226 was adopted.

M. Smith of Marshall offered amendment H–8249 filed by M. Smith, et al., from the floor and moved its adoption.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

Rule 75 was invoked.

On the question "Shall amendment H–8249 be adopted?" (H.F. 2463)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Fisher
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman

Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8249 lost.

M. Smith of Marshall offered amendment H–8245 filed by him from the floor and moved its adoption.

Amendment H–8245 lost.

Murphy of Dubuque offered amendment H–8236 filed by him and moved its adoption.

Roll call was requested by Murphy of Dubuque and Hunter of Polk.

Rule 75 was invoked.

On the question "Shall amendment H–8236 be adopted?" (H.F. 2463)

The ayes were, none.

The nays were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy

Oldson	Olson, R.	Olson, S.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

Absent or not voting, 3:

Baltimore	Mascher	Olson, T.

Amendment H–8236 lost.

M. Smith of Marshall offered amendment H–8235 filed by him and moved its adoption.

Roll call was requested by M. Smith of Marshall and Heartsill of Marion.

On the question "Shall amendment H–8235 be adopted?" (H.F. 2463)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman

Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8235 was adopted.

Staed of Linn offered amendment H–8252 filed by him from the floor.

Soderberg of Plymouth rose on a point of order that amendment H–8252 was not germane.

The Speaker ruled the point well taken and amendment H–8252 not germane.

Staed of Linn asked for unanimous consent to suspend the rules to consider amendment H–8252.

Objection was raised.

Staed of Linn moved to suspend the rules to consider amendment H–8252.

Roll call was requested by Staed of Linn and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H–8252?" (H.F. 2463)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Ourth	Prichard	Riding

Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

Absent or not voting, 2:

Mascher	Olson, T.

The motion to suspend the rules lost.

Heddens of Story asked and received unanimous consent to withdraw amendment H–8233 filed by her on April 8, 2014.

Heddens of Story asked and received unanimous consent to withdraw amendment H–8246 filed by her from the floor.

Running-Marquardt of Linn asked and received unanimous consent to withdraw amendment H–8227 filed by her on April 8, 2014.

Speaker Paulsen in the chair at 7:56 p.m.

Isenhart of Dubuque offered amendment H–8218 filed by him and moved its adoption.

Amendment H–8218 was adopted.

H. Miller of Webster asked and received unanimous consent to withdraw amendment H–8221 filed by her on April 7, 2014.

Schultz of Crawford asked for unanimous consent to withdraw amendment H–8230 filed by him on April 8, 2014.

Objection was raised.

Schultz of Crawford moved to withdraw amendment H–8230.

A non-record roll call was requested.

The ayes were 68, nays 5.

Amendment H–8230 was withdrawn.

Cownie of Polk in the chair at 8:05 p.m.

H. Miller of Webster offered amendment H–8240 filed by her from the floor and moved its adoption.

Amendment H–8240 lost.

Heaton of Henry offered amendment H–8253, previously deferred, filed by him from the floor.

L. Miller of Scott offered amendment H–8256, to amendment H–8253, filed by her from the floor and moved its adoption.

Amendment H–8256, to amendment H–8253, was adopted.

Heaton of Henry offered amendment H–8255, to amendment H–8253, filed by him from the floor and moved its adoption.

Amendment H–8255, to amendment H–8253, was adopted.

Heaton of Henry moved the adoption of amendment H–8253, as amended.

Amendment H–8253, as amended, was adopted.

Kressig of Black Hawk asked and received unanimous consent to withdraw amendment H–8229, previously deferred, filed by him on April 8, 2014.

Staed of Linn offered amendment H–8239, previously deferred, filed by Staed, et al., from the floor and moved its adoption.

Roll call was requested by Staed of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H–8239 be adopted?" (H.F. 2463)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

Absent or not voting, 2:

Mascher	Olson, T.

Amendment H–8239 lost.

The House stood at ease at 8:32 p.m., until the fall of the gavel.

The House resumed session at 8:50 p.m., Cownie of Polk in the chair.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2463)

The ayes were, 51:

Bacon	Baltimore	Baudler	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Cownie, Presiding	

The nays were, 47:

Abdul-Samad	Alons	Anderson	Bearinger
Berry	Cohoon	Dawson	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Sheets
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 2:

Mascher	Olson, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 9:11 p.m.

SENATE AMENDMENT CONSIDERED

Huseman of Cherokee called up for consideration **Senate File 2130,** a bill for an act relating to and making transportation and other infrastructure–related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8234 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H–8234, to the House amendment.

Huseman of Cherokee moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2130)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas

Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Mascher	Olson, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2463** and **Senate File 2130.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Mascher of Johnson
Moore of Jackson	Olson, T. of Linn

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 9, 2014, he approved and transmitted to the Secretary of State the following bill:

Senate File 2319, an Act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

SUBCOMMITTEE ASSIGNMENT

Senate File 2344

Ways and Means: Moore, Chair; Riding and Vander Linden.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 688

Appropriations: Soderberg, Chair; Hall and Rogers.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8248** April 10, 2014.

Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8250** April 10, 2014.

AMENDMENTS FILED

H–8237	H.F.	2445	Dunkel of Dubuque Berry of Black Hawk H. Miller of Webster
H–8238	H.F.	2463	Salmon of Black Hawk Alons of Sioux Gassman of Winnebago Gustafson of Madison Watts of Dallas
			Shaw of Pocahontas Sheets of Appanoose Heartsill of Marion Koester of Polk Fisher of Tama
H–8239	H.F.	2463	Staed of Linn

Abdul-Samad of Polk
Berry of Black Hawk
Dunkel of Dubuque
Gaines of Polk
Hall of Woodbury
Heddens of Story
Isenhart of Dubuque
Kajtazovic of Black Hawk
Kelley of Jasper
Lensing of Johnson
H. Miller of Webster
Murphy of Dubuque
R. Olson of Polk
Ourth of Warren
Riding of Polk
Running-Marquardt of Linn
Steckman of Cerro Gordo
T. Taylor of Linn
Thomas of Clayton
Winckler of Scott
Wood of Scott
Anderson of Polk
Dawson of Woodbury
Forbes of Polk
Gaskill of Wapello
Hanson of Jefferson
Hunter of Polk
Jacoby of Johnson
Kearns of Lee
Kressig of Black Hawk
Lundby of Linn
Muhlbauer of Crawford
Oldson of Polk
T. Olson of Linn
Prichard of Floyd
Ruff of Clayton
M. Smith of Marshall
Stutsman of Johnson
Thede of Scott
Wessel-Kroeschell of Story
Wolfe of Clinton

H–8240 H.F. 2463
H. Miller of Webster

H–8241 H.F. 2463
Abdul-Samad of Polk
Cohoon of Des Moines
Forbes of Polk
Gaskill of Wapello
Hunter of Polk
Kajtazovic of Black Hawk
Kressig of Black Hawk
Lykam of Scott
Ourth of Warren
Staed of Linn
Stutsman of Johnson
Wessel-Kroeschell of Story
Heddens of Story
Berry of Black Hawk
Dunkel of Dubuque
Gaines of Polk
Hanson of Jefferson
Jacoby of Johnson
Kearns of Lee
Lensing of Johnson
Oldson of Polk
Prichard of Floyd
Steckman of Cerro Gordo
T. Taylor of Linn
Winckler of Scott

H–8242 H.F. 2463
Abdul-Samad of Polk
Berry of Black Hawk
Forbes of Polk
Gaskill of Wapello
Hunter of Polk
Heddens of Story
Anderson of Polk
Dunkel of Dubuque
Gaines of Polk
Hanson of Jefferson
Isenhart of Dubuque

Jacoby of Johnson
Kearns of Lee
Lensing of Johnson
Muhlbauer of Crawford
Ourth of Warren
Staed of Linn
Stutsman of Johnson
Thede of Scott
Winckler of Scott

H–8243 H.F. 2463
Abdul-Samad of Polk
Berry of Black Hawk
Dawson of Woodbury
Forbes of Polk
Gaskill of Wapello
Hanson of Jefferson
Isenhart of Dubuque
Kajtazovic of Black Hawk
Kressig of Black Hawk
Lykam of Scott
Muhlbauer of Crawford
Oldson of Polk
Prichard of Floyd
Staed of Linn
Stutsman of Johnson
Thede of Scott
Winckler of Scott

H–8244 H.F. 2463
Abdul-Samad of Polk
Berry of Black Hawk
Dawson of Woodbury
Forbes of Polk
Gaskill of Wapello
Hanson of Jefferson
Isenhart of Dubuque
Kajtazovic of Black Hawk
Kressig of Black Hawk
Lykam of Scott
Muhlbauer of Crawford
Oldson of Polk
Prichard of Floyd
Kajtazovic of Black Hawk
Kressig of Black Hawk
H. Miller of Webster
Oldson of Polk
Prichard of Floyd
Steckman of Cerro Gordo
T. Taylor of Linn
Wessel-Kroeschell of Story

Heddens of Story
Anderson of Polk
Cohoon of Des Moines
Dunkel of Dubuque
Gaines of Polk
Hall of Woodbury
Hunter of Polk
Jacoby of Johnson
Kearns of Lee
Lensing of Johnson
H. Miller of Webster
Murphy of Dubuque
Ourth of Warren
Ruff of Clayton
Steckman of Cerro Gordo
T. Taylor of Linn
Wessel-Kroeschell of Story
Wood of Scott

Heddens of Story
Anderson of Polk
Cohoon of Des Moines
Dunkel of Dubuque
Gaines of Polk
Hall of Woodbury
Hunter of Polk
Jacoby of Johnson
Kearns of Lee
Lensing of Johnson
H. Miller of Webster
Murphy of Dubuque
Ourth of Warren
Staed of Linn

			Steckman of Cerro Gordo
			T. Taylor of Linn
			Wessel-Kroeschell of Story
			Wood of Scott
H–8245	H.F.	2463	M. Smith of Marshall
H–8246	H.F.	2463	Heddens of Story
H–8247	H.F.	2445	Dunkel of Dubuque
			Berry of Black Hawk
			H. Miller of Webster
H–8248	S.F.	2347	Committee on Appropriations
H–8249	H.F.	2463	M. Smith of Marshall
			Abdul-Samad of Polk
			Berry of Black Hawk
			Dawson of Woodbury
			Forbes of Polk
			Gaskill of Wapello
			Heddens of Story
			Isenhart of Dubuque
			Kajtazovic of Black Hawk
			Kressig of Black Hawk
			Lundby of Linn
			Muhlbauer of Crawford
			Oldson of Polk
			Prichard of Floyd
			Staed of Linn
			Stutsman of Johnson
			Thede of Scott
			Winckler of Scott
H–8250	S.F.	2349	Committee on Appropriations
H–8251	H.F.	2463	Soderberg of Plymouth
			Kressig of Black Hawk
			Fisher of Tama
			Bacon of Story
			Heaton of Henry
H–8252	H.F.	2463	Staed of Linn
H–8253	H.F.	2463	Heaton of Henry
H–8254	H.F.	2444	Isenhart of Dubuque
H–8255	H.F.	2463	Heaton of Henry
H–8256	H.F.	2463	L. Miller of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 9:19 p.m., until 10:00 a.m., Friday, April 11, 2014.

JOURNAL OF THE HOUSE

Eighty-ninth Calendar Day - Sixty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 11, 2014

The House met pursuant to adjournment at 10:04 a.m., Cownie of Polk in the chair.

Prayer was offered by Susan Foster from Des Moines. She is the clerk for Representative Salmon of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Cownie of Polk.

The Journal of Thursday, April 10, 2014, was approved.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 10, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 159, an Act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

House File 475, an Act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

House File 2159, an Act relating to Miller trusts and including applicability provisions.

House File 2183, an Act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

House File 2192, an Act relating to rural water providers by making changes to water services requirements.

House File 2230, an Act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land, and including effective date provisions.

House File 2274, an Act concerning notice of fees imposed and collected by state agencies.

House File 2296, an Act relating to disposition of unclaimed property provisions applicable to gift certificates, and providing applicability provisions.

House File 2387, an Act providing for notice of garnishment and levy to a judgment debtor.

House File 2388, an Act relating to continuity of learning for children adjudicated under the juvenile justice law receiving foster care services.

House File 2423, an Act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

House File 2438, an Act relating to the administration of the tax and related laws of the state, including administration by the Department of Revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Senate File 2168, an Act creating the Iowa Uniform Power of Attorney Act and providing penalties and including applicability provisions.

Senate File 2283, an Act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Senate File 2328, an Act providing for the reorganization of the Code provisions relating to the Iowa Finance Authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Senate File 2339, an Act relating to the administration of the redevelopment tax credits program by the Economic Development Authority and including applicability provisions.

RESOLUTION FILED

H.R. 125, by Fisher, Isenhart, Watts, Huseman, Stutsman, Deyoe, Sheets, Alons, Jorgensen, Soderberg, Gustafson, Gassman, Schultz, Shaw, Staed, Kressig, Ruff, Hanson, Kearns, R. Taylor, Hess, Baudler, Windschitl, Byrnes, Forristall, Kaufmann, Lofgren, Rayhons, S. Olson, Maxwell, Salmon, Bacon, Vander Linden, Hall, Klein, Pettengill, Brandenburg, and Worthan, a resolution recognizing April 16, 2014, as Line Worker Appreciation Day in the state of Iowa.

Laid over under **Rule 25.**

On motion by Hagenow of Polk, the House adjourned at 10:06 a.m., until 1:00 p.m., Monday, April 14, 2014.

JOURNAL OF THE HOUSE

Ninety-second Calendar Day - Sixty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 14, 2014

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

"God Bless America" was sung by Dani Boal, clerk for Representative Rogers of Black Hawk County and the guest of Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ryan Elmquist, Page from Glidden.

The Journal of Friday, April 11, 2014, was approved.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Government Oversight to meet at 2:30 p.m.

The House stood at ease at 1:07 p.m., until the fall of the gavel.

The House resumed session at 2:05 p.m., Speaker Paulsen in the chair.

ADOPTION OF HOUSE RESOLUTION 124

Upmeyer of Cerro Gordo called up for consideration **House Resolution 124,** a resolution honoring the Iowa State University men's basketball team, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Wessel-Kroeschell of Story introduced to the House Coach Fred Hoiberg and the Iowa State University men's basketball team.

The House rose and expressed its welcome.

PETITION FILED

The following petition was received and placed on file:

By Dolecheck of Ringgold received from 315 members representing the Iowa State Education Association's 34,000 members at its 2014 delegate assembly: "in support of the Iowa State Education Association's proclamation in support of 6 percent supplemental state aid."

SUBCOMMITTEE ASSIGNMENTS

House File 2268

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 2323

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 2340

Ways and Means: Forristall, Chair; Isenhart and Landon.

Senate File 2343

Ways and Means: Landon, Chair; Forristall and Kelley.

AMENDMENTS FILED

H–8257	S.F.	2342	Hunter of Polk
H–8258	S.F.	2342	Hunter of Polk Lundby of Linn
H–8259	S.F.	2342	Hunter of Polk
H–8260	S.F.	2342	Hunter of Polk
H–8261	S.F.	2342	Hunter of Polk
H–8262	S.F.	2342	Riding of Polk
H–8263	S.F.	2342	Hunter of Polk
H–8264	S.F.	2342	Bearinger of Fayette

H–8265	S.F.	2349	Alons of Sioux Cohoon of Des Moines Huseman of Cherokee
H–8266	S.F.	2349	Meyer of Polk
H–8267	S.F.	2349	Gaskill of Wapello
H–8268	S.F.	2349	Isenhart of Dubuque

On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:15 p.m., until 8:30 a.m., Tuesday, April 15, 2014.

JOURNAL OF THE HOUSE

Ninety-third Calendar Day - Sixty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 15, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Dan Kuckuck, St. Stephen Lutheran Church, Urbandale. He was the guest of Representative Forbes of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chayce Glienke, Chief Clerk's Page from Alta.

The Journal of Monday, April 14, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 14, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2351, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 9:24 a.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 2351, by committee on Appropriations, a bill for an act relating to the state preschool program for four-year-old children

by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Read first time and referred to committee on **Education.**

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 2468, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions, was taken up for consideration.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2468)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 1:

Hunter

Absent or not voting, 4:

Fry	Jacoby	Mascher	Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2082 AND 2268 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House Files 2082 and 2268 from further consideration by the House.

Appropriations Calendar

Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Huseman of Cherokee offered amendment H–8250 filed by the committee on Appropriations.

Isenhart of Dubuque offered amendment H–8270, to the committee amendment H–8250, filed by him and Ruff of Clayton from the floor and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Hunter of Polk.

On the question "Shall amendment H–8270, to the committee amendment H–8250, be adopted?" (S.F. 2349)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Kajtazovic

Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 4:

Fry	Jacoby	Mascher	Running-Marquardt

Amendment H–8270, to the committee amendment H–8250, lost.

Isenhart of Dubuque offered amendment H–8268, to the committee amendment H–8250, filed by him and moved its adoption.

Roll call was requested by Soderberg of Plymouth and Schultz of Crawford.

On the question "Shall amendment H–8268, to the committee amendment H–8250, be adopted?" (S.F. 2349)

The ayes were, 40:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaines
Gaskill	Hanson	Heddens	Hunter
Isenhart	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth

Riding	Ruff	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe

The nays were, 56:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Fisher	Forristall	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Prichard	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

Absent or not voting, 4:

Fry	Jacoby	Mascher	Running-Marquardt

Amendment H–8268, to the committee amendment H–8250, lost.

Gaskill of Wapello offered amendment H–8267, to the committee amendment H–8250, filed by her and moved its adoption.

Amendment H–8267, to the committee amendment H–8250, lost.

Alons of Sioux offered amendment H–8265, to the committee amendment H–8250, filed by Alons, et al., and moved its adoption.

Amendment H–8265, to the committee amendment H–8250, was adopted.

Huseman of Cherokee offered amendment H–8269, to the committee amendment H–8250, filed by him from the floor.

The House stood at ease at 9:51 a.m., until the fall of the gavel.

The House resumed session at 10:14 a.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 2470, by Isenhart, a bill for an act relating to state financial matters, including state sales and use taxes, the natural resources and outdoor recreation trust fund, and the state individual income tax, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

Huseman of Cherokee moved the adoption of amendment H–8269, to the committee amendment H–8250.

Amendment H–8269, to the committee amendment H–8250, was adopted.

Meyer of Polk offered amendment H–8266, to the committee amendment H–8250, filed by him and moved its adoption.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

On the question "Shall amendment H–8266, to the committee amendment H–8250, be adopted?" (S.F. 2349)

The ayes were, 40:

Abdul-Samad	Anderson	Bearinger	Berry
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Hunter
Isenhart	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Meyer
Miller, H.	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Pettengill	Prichard
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 57:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Fisher	Forristall	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen

Kaufmann	Klein	Koester	Landon
Lofgren	Lykam	Maxwell	Miller, L.
Moore	Muhlbauer	Olson, S.	Rayhons
Riding	Rogers	Ruff	Salmon
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 3:

Fry	Mascher	Sands

Amendment H–8266, to the committee amendment H–8250, lost.

M. Smith of Marshall rose on a point of order that committee amendment H–8250, as amended, was not germane.

The Speaker ruled the point well taken and committee amendment H–8250, as amended, not germane.

Huseman of Cherokee asked for unanimous consent to suspend the rules to consider committee amendment H–8250, as amended.

Objection was raised.

Huseman of Cherokee moved to suspend the rules to consider committee amendment H–8250, as amended.

A non-record roll call was requested.

The ayes were 51, nays 41.

The motion to suspend the rules prevailed.

Huseman of Cherokee moved the adoption of committee amendment H–8250, as amended.

Roll call was requested by Soderberg of Plymouth and L. Miller of Scott.

On the question “Shall the committee amendment H–8250, as amended, be adopted?” (S.F. 2349)

The ayes were, 60:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Costello
Cownie	Deyoe	Dolecheck	Drake
Fisher	Forristall	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Lundby	Maxwell	Miller, L.	Moore
Olson, S.	Ourth	Pettengill	Rayhons
Riding	Rogers	Ruff	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 38:

Abdul-Samad	Anderson	Berry	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lykam
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Prichard
Running-Marquardt	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, 2:

Fry	Mascher

The committee amendment H–8250, as amended, was adopted.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2349)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson

Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Riding	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Fry	Mascher

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Ways and Means Calendar

House File 2466, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions, was taken up for consideration.

Hagenow of Polk offered amendment H–8271 filed by him from the floor and moved its adoption.

Amendment H–8271 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2466)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 6:

Hunter	Isenhart	Jacoby	Lensing
Wessel-Kroeschell	Winckler		

Absent or not voting, 2:

Fry	Mascher

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2466, 2468** and **Senate File 2349.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:55 a.m., until the conclusion of the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 3:49 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 15, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions.

Also: That the Senate has on April 15, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the House is asked:

Senate File 2195, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Also: That the Senate has on April 15, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2350, a bill for an act relating to payment of wages.

Also: That the Senate has on April 15, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2352, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2352, by committee on Ways and Means, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means.**

CONSIDERATION OF BILLS
Appropriations Calendar

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Watts of Dallas offered amendment H–8228 filed by the committee on Appropriations.

The House stood at ease at 3:56 p.m., until the fall of the gavel.

The House resumed session at 4:28 p.m., Speaker Paulsen in the chair.

Hunter of Polk asked and received unanimous consent that amendment H–8257, to the committee amendment H–8228, be deferred.

Watts of Dallas offered amendment H–8276, to the committee amendment H–8228, filed by him from the floor and moved its adoption.

Amendment H–8276, to the committee amendment H–8228, was adopted, placing out of order amendment H–8258, to the committee amendment H–8228, filed by Hunter of Polk and Lundby of Linn on April 14, 2014.

Hunter of Polk asked and received unanimous consent to withdraw amendment H–8257, to the committee amendment H–8228, filed by him on April 14, 2014.

Watts of Dallas moved the adoption of the committee amendment H–8228, as amended.

The committee amendment H–8228, as amended, was adopted.

Hunter of Polk offered amendment H–8259 filed by him and moved its adoption.

A non-record roll call was requested.

The ayes were 46, nays 51.

Amendment H–8259 lost.

Hunter of Polk offered amendment H–8260 filed by him.

Watts of Dallas rose on a point of order that amendment H–8260 was not germane.

The Speaker ruled the point well taken and amendment H–8260 not germane.

Windschitl of Harrison in the chair at 4:50 p.m.

Hunter of Polk offered amendment H–8261 filed by him.

Watts of Dallas rose on a point of order that amendment H–8261 was not germane.

The Speaker ruled the point well taken and amendment H–8261 not germane.

Riding of Polk offered amendment H–8262 filed by him.

Watts of Dallas rose on a point of order that amendment H–8262 was not germane.

The Speaker ruled the point well taken and amendment H–8262 not germane.

Riding of Polk asked for unanimous consent to suspend the rules to consider amendment H–8262.

Objection was raised.

Riding of Polk moved to suspend the rules to consider amendment H–8262.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

Rule 75 was invoked.

On the question "Shall the rules be suspended to consider amendment H–8262?" (S.F. 2342)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

Absent or not voting, 2:

Fry	Mascher

The motion to suspend the rules lost.

Bearinger of Fayette offered amendment H–8264 filed by him and moved its adoption.

Roll call was requested by Bearinger of Fayette and M. Smith of Marshall.

On the question "Shall amendment H–8264 be adopted?" (S.F. 2342)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Baudler	Fry	Mascher

Amendment H–8264 was adopted.

Hunter of Polk offered amendment H–8263 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

Rule 75 was invoked.

On the question “Shall amendment H–8263 be adopted?” (S.F. 2342)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

Absent or not voting, 2:

Fry	Mascher

Amendment H–8263 lost.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2342)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson

Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Fry	Mascher

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 5:25 p.m.

HOUSE REFUSED TO CONCUR

Worthan of Buena Vista called up for consideration **House File 2450,** a bill for an act relating to appropriations to the justice system and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8277.

Roll call was requested by M. Smith of Marshall and Heartsill of Marion.

On the question "Shall the House concur in the Senate amendment H–8277?" (H.F. 2450)

The ayes were, 45:

Abdul-Samad	Anderson	Berry	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Bearinger	Fry	Mascher

The motion lost and the House refused to concur in the Senate amendment H–8277.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2450** and **Senate File 2342.**

The House stood at ease at 5:28 p.m., until the fall of the gavel.

The House resumed session at 7:18 p.m., Speaker Paulsen in the chair.

Appropriations Calendar

Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, with report of committee recommending amendment and passage, was taken up for consideration.

Dolecheck of Ringgold offered amendment H–8248 filed by the committee on Appropriations.

Winckler of Scott offered amendment H–8272, to the committee amendment H–8248, filed by Winckler, et al., from the floor.

Dolecheck of Ringgold rose on a point of order that amendment H–8272 was not germane, to the committee amendment H–8248.

The Speaker ruled the point well taken and amendment H–8272 not germane, to the committee amendment H–8248.

Winckler of Scott asked for unanimous consent to suspend the rules to consider amendment H–8272, to the committee amendment H–8248.

Objection was raised.

Winckler of Scott moved to suspend the rules to consider amendment H–8272, to the committee amendment H–8248.

Roll call was requested by Winckler of Scott and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H–8272, to the committee amendment H–8248?" (S.F. 2347)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Meyer	Miller, H.

Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

Absent or not voting, 4:

Baltimore	Berry	Fry	Mascher

The motion to suspend the rules lost.

Ruff of Clayton offered amendment H–8279, to the committee amendment H–8248, filed by her from the floor.

Dolecheck of Ringgold rose on a point of order that amendment H–8279 was not germane, to the committee amendment H–8248.

The Speaker ruled the point well taken and amendment H–8279 not germane, to the committee amendment H–8248.

Ruff of Clayton asked for unanimous consent to suspend the rules to consider amendment H–8279, to the committee amendment H–8248.

Objection was raised.

Ruff of Clayton moved to suspend the rules to consider amendment H–8279, to the committee amendment H–8248.

Roll call was requested by Ruff of Clayton and Murphy of Dubuque.

On the question "Shall the rules be suspended to consider amendment H–8279, to the committee amendment H–8248?" (S.F. 2347)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 2:

Fry	Mascher

The motion to suspend the rules lost.

Windschitl of Harrison in the chair at 7:59 p.m.

Dolecheck of Ringgold moved the adoption of the committee amendment H–8248.

Roll call was requested by Winckler of Scott and Hunter of Polk.

On the question "Shall the committee amendment H–8248 be adopted?" (S.F. 2347)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Fry	Mascher

The committee amendment H–8248 was adopted.

Steckman of Cerro Gordo offered amendment H–8275 filed by her from the floor and moved its adoption.

Amendment H–8275 lost.

The House stood at ease at 8:30 p.m., until the fall of the gavel.

The House resumed session at 9:00 p.m., Cownie of Polk in the chair.

Steckman of Cerro Gordo offered amendment H–8273 filed by Steckman, et al., from the floor.

Ruff of Clayton offered amendment H–8278, to amendment H–8273, filed by Ruff, et al., from the floor and moved its adoption.

Amendment H–8278, to amendment H–8273, was adopted.

Dolecheck of Ringgold rose on a point of order that amendment H–8273, as amended, was not germane.

The Speaker ruled the point well taken and amendment H–8273, as amended, not germane.

Steckman of Cerro Gordo asked for unanimous consent to suspend the rules to consider amendment H–8273, as amended.

Objection was raised.

Steckman of Cerro Gordo moved to suspend the rules to consider amendment H–8273, as amended.

Roll call was requested by Steckman of Cerro Gordo and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H–8273, as amended?" (S.F. 2347)

The ayes were, 50:

Abdul-Samad	Anderson	Bearinger	Berry
Byrnes	Cohoon	Dawson	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kaufmann	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Meyer	Miller, H.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Stanerson	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 48:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 2:

Fry	Mascher

The motion to suspend the rules lost.

Winckler of Scott offered amendment H–8274 filed by Steckman, et al., from the floor.

Dolecheck of Ringgold rose on a point of order that amendment H–8274 was not germane.

The Speaker ruled the point well taken and amendment H–8274 not germane.

Winckler of Scott asked for unanimous consent to suspend the rules to consider amendment H–8274.

Objection was raised.

Winckler of Scott moved to suspend the rules to consider amendment H–8274.

Roll call was requested by Winckler of Scott and Steckman of Cerro Gordo.

On the question "Shall the rules be suspended to consider amendment H–8274?" (S.F. 2347)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 2:

Fry	Mascher

The motion to suspend the rules lost.

Wessel-Kroeschell of Story offered amendment H–8280 filed by Winckler of Scott and Wessel-Kroeschell of Story from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Abdul-Samad of Polk.

On the question "Shall amendment H–8280 be adopted?" (S.F. 2347)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 2:

Fry	Mascher

Amendment H–8280 lost.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2347)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Gassman	Grassley	Gustafson	Hagenow

Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Staed	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Fry	Mascher

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2347** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Fry of Clarke	Jacoby of Johnson
Mascher of Johnson	Sands of Louisa

EXPLANATION OF VOTE

On April 15, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2468 – "aye"
Amendment H–8268 to amendment H–8250 – "aye"
Amendment H–8270 to amendment H–8250 – "aye"

JACOBY of Johnson

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 689 Ways and Means

Extending the duration of county mental health and disabilities services fund per capita levy provisions.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2329), relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including a property tax exemption for broadband infrastructure, and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 15, 2014.

Committee Bill (Formerly House File 2430), providing for an Iowa individual income tax checkoff for the reduction of food insecurity within this state and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 15, 2014.

RESOLUTION FILED

H.R. 126, by Hanson, Gaines, Lensing, Thede, Gaskill, Anderson, Dawson, Kajtazovic, T. Taylor, M. Smith, Running-Marquardt, Winckler, Hunter, H. Miller, Thomas, Isenhart, Wood, Prichard, Abdul-Samad, Jacoby, Oldson, Kressig, Lykam, Berry, Cohoon, Murphy, Muhlbauer, Kelley, Forbes, Steckman, Stutsman, Wessel-Kroeschell, Bearinger, Wolfe, Ruff, Dunkel, Lundby, Kearns, Staed, and Heddens, a resolution directing the standing Committee on Government Oversight to investigate certain state government matters.

Referred to committee on **Administration and Rules.**

AMENDMENTS FILED

H–8269	S.F.	2349	Huseman of Cherokee
H–8270	S.F.	2349	Isenhart of Dubuque
			Ruff of Clayton
H–8271	H.F.	2466	Hagenow of Polk
H–8272	S.F.	2347	Winckler of Scott
Abdul-Samad of Polk			Anderson of Polk
Berry of Black Hawk			Cohoon of Des Moines
Dawson of Woodbury			Gaines of Polk
Gaskill of Wapello			Hall of Woodbury
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Kearns of Lee
Kelley of Jasper			Kressig of Black Hawk
Lensing of Johnson			Lundby of Linn
Mascher of Johnson			Murphy of Dubuque
T. Olson of Linn			Ourth of Warren
Prichard of Floyd			Ruff of Clayton
Running-Marquardt of Linn			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			Thomas of Clayton
Wessel-Kroeschell of Story			Wolfe of Clinton
Wood of Scott			
H–8273	S.F.	2347	Steckman of Cerro Gordo
Abdul-Samad of Polk			Anderson of Polk
Bearinger of Fayette			Berry of Black Hawk
Cohoon of Des Moines			Dawson of Woodbury
Dunkel of Dubuque			Gaines of Polk

			Gaskill of Wapello
			Hanson of Jefferson
			Isenhart of Dubuque
			Kelley of Jasper
			Lensing of Johnson
			Lykam of Scott
			Murphy of Dubuque
			Ourth of Warren
			Ruff of Clayton
			Staed of Linn
			Winckler of Scott
			Wood of Scott
H–8274	S.F.	2347	Steckman of Cerro Gordo
			Abdul-Samad of Polk
			Bearinger of Fayette
			Cohoon of Des Moines
			Dunkel of Dubuque
			Hall of Woodbury
			Hunter of Polk
			Kearns of Lee
			Kressig of Black Hawk
			Lykam of Scott
			Murphy of Dubuque
			Ourth of Warren
			Ruff of Clayton
			Staed of Linn
			Thede of Scott
			Wolfe of Clinton
H–8275	S.F.	2347	Steckman of Cerro Gordo
H–8276	S.F.	2342	Watts of Dallas
H–8277	H.F.	2450	Senate Amendment
H–8278	S.F.	2347	Ruff of Clayton
			Muhlbauer of Crawford
			Thomas of Clayton
H–8279	S.F.	2347	Ruff of Clayton
H–8280	S.F.	2347	Winckler of Scott
			Wessel-Kroeschell of Story
			Hall of Woodbury
			Hunter of Polk
			Kearns of Lee
			Kressig of Black Hawk
			Lundby of Linn
			Muhlbauer of Crawford
			Oldson of Polk
			Prichard of Floyd
			M. Smith of Marshall
			Thede of Scott
			Wolfe of Clinton
			Anderson of Polk
			Berry of Black Hawk
			Dawson of Woodbury
			Gaskill of Wapello
			Hanson of Jefferson
			Isenhart of Dubuque
			Kelley of Jasper
			Lundby of Linn
			Muhlbauer of Crawford
			Oldson of Polk
			Prichard of Floyd
			M. Smith of Marshall
			Stutsman of Johnson
			Winckler of Scott
			Wood of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:28 p.m., until 8:30 a.m., Wednesday, April 16, 2014.

JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 16, 2014

The House met pursuant to adjournment at 8:37 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Alons of Sioux County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Logan Kentner, Chief Clerk's Page from Elliott.

The Journal of Tuesday, April 15, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 125

Upmeyer of Cerro Gordo called up for consideration **House Resolution 125,** a resolution recognizing April 16, 2014, as Line Worker Appreciation Day in the state of Iowa, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:46 a.m., until the fall of the gavel.

The House resumed session at 9:46 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 2464, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2464)

The ayes were, 78:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Gaines	Gaskill
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Hein	Hess	Huseman	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Maxwell
Meyer	Miller, H.	Moore	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Prichard	Riding	Rogers	Running-Marquardt
Sands	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 15:

Baudler	Costello	Gassman	Heddens
Highfill	Hunter	Isenhart	Klein
Olson, R.	Pettengill	Rayhons	Salmon
Schultz	Shaw	Wessel-Kroeschell	

Absent or not voting, 7:

Anderson	Fry	Kajtazovic	Mascher
Miller, L.	Muhlbauer	Ruff	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2281 WITHDRAWN

Vander Linden of Mahaska asked and received unanimous consent to withdraw House File 2281 from further consideration by the House.

Appropriations Calendar

House File 2465, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records, was taken up for consideration.

SENATE FILE 2232 SUBSTITUTED FOR HOUSE FILE 2465

Worthan of Buena Vista asked and received unanimous consent to substitute Senate File 2232 for House File 2465.

Senate File 2232, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records, was taken up for consideration.

Worthan of Buena Vista asked and received unanimous consent that House File 2465 and Senate File 2232 be deferred and retain their place on the calendar.

SENATE AMENDMENT CONSIDERED

Fisher of Tama called up for consideration **House File 2273,** a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts, amended by the Senate, and moved that the House concur in the Senate amendment H–8204.

The motion prevailed and the House concurred in the Senate amendment H–8204.

Fisher of Tama moved that the bill, as amended by the Senate and

concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2273)

The ayes were, 93:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Maxwell
Meyer	Miller, H.	Moore	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 7:

Anderson	Fry	Kajtazovic	Mascher
Miller, L.	Muhlbauer	Ruff	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE RECEDES

Kaufmann of Cedar called up for consideration **Senate File 2118**, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or

minor child of the petitioner or respondent in a domestic abuse case, amended by the House and moved that the House recede from its amendment.

The motion prevailed and the House recedes.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2118)

The ayes were, 83:

Abdul-Samad	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kaufmann	Kearns
Kelley	Koester	Kressig	Lensing
Lofgren	Lundby	Lykam	Meyer
Miller, H.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Running-Marquardt	Salmon	Shaw
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 10:

Alons	Hein	Klein	Landon
Maxwell	Sands	Schultz	Sheets
Vander Linden	Watts		

Absent or not voting, 7:

Anderson	Fry	Kajtazovic	Mascher
Miller, L.	Muhlbauer	Ruff	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2273, 2464** and **Senate File 2118.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:00 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:24 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 16, 2014, insisted on its amendment to House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Des Moines, Senator Courtney, Chair; the Senator from Linn, Senator Hogg; the Senator from Henry, Senator Taylor; the Senator from Warren, Senator Garrett; the Senator from Wapello, Senator Chelgren.

Also: That the Senate has on April 16, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Also: That the Senate has on April 16, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 2471, by committee on Ways and Means, a bill for an act relating to the Iowa individual income tax checkoffs by modifying the Iowa election campaign income tax checkoff and providing for the future repeal of the checkoff, by creating an income tax checkoff for the reduction of food insecurity within this state and providing for the future repeal of the checkoff, making an appropriation, creating a study committee, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2472, by committee on Ways and Means, a bill for an act relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including income and property tax incentives for broadband infrastructure installation, and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

House File 2473, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

Read first time and placed on the **Appropriations calendar.**

SENATE MESSAGE CONSIDERED

Senate File 2350, by committee on Ways and Means, a bill for an act relating to payment of wages.

Read first time and referred to committee on **Ways and Means.**

SPECIAL PRESENTATION

Kressig of Black Hawk introduced to the House former United States Congressman, Dave Nagle.

The House rose and expressed its welcome.

The House stood at ease at 3:27 p.m., until the fall of the gavel.

The House resumed session at 3:52 p.m., Speaker Paulsen in the chair.

CONFERENCE COMMITTEE APPOINTED
(House File 2450)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 2450: Worthan of Buena Vista, Chair; Gustafson of Madison, Hess of Clay, T. Taylor of Linn and Anderson of Polk.

HOUSE INSISTS

Dolecheck of Ringgold called up for consideration **Senate File 2347,** a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 2347)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 2347: Dolecheck of Ringgold, Chair; R. Taylor of Dallas, Highfill of Polk, Winckler of Scott and Steckman of Cerro Gordo.

HOUSE INSISTS

Huseman of Cherokee called up for consideration **Senate File 2349,** a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 2349)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate

concerning Senate File 2349: Huseman of Cherokee, Chair; Maxwell of Poweshiek, Landon of Polk, Cohoon of Des Moines and Dunkel of Dubuque.

CONSIDERATION OF BILL
Appropriations Calendar

House File 2465, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records, previously deferred, was taken up for consideration.

Worthan of Buena Vista offered amendment H–8282 filed by him from the floor and moved its adoption.

Amendment H–8282 was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2465)

The ayes were, 88:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Moore	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman

Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 12:

Anderson	Byrnes	Fry	Kajtazovic
Lofgren	Mascher	Miller, L.	Muhlbauer
Prichard	Ruff	Taylor, R.	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Costello of Mills called up for consideration **Senate File 2196,** a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8231 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H–8231, to the House amendment.

Costello of Mills moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2196)

The ayes were, 88:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman

Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lundby
Lykam	Maxwell	Meyer	Miller, H.
Moore	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 12:

Anderson	Byrnes	Fry	Kajtazovic
Lofgren	Mascher	Miller, L.	Muhlbauer
Prichard	Ruff	Taylor, R.	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2371 WITHDRAWN

Worthan of Buena Vista asked and received unanimous consent to withdraw House File 2371 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2450, 2465** and **Senate Files 2196, 2347** and **2349.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk	Byrnes of Mitchell
Fry of Clarke	Kajtazovic of Black Hawk
Lofgren of Muscatine	Mascher of Johnson
Miller, L. of Scott	Taylor, R. of Dallas

SENATE FILE 2232 REFERRED

The Speaker announced that Senate File 2232, previously placed on the **calendar** was referred to committee on **Public Safety**.

SPONSOR ADDED

Oldson of Polk requested to be added as a sponsor of House Joint Resolution 5.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 689

Ways and Means: Hagenow, Chair; Forristall and Stutsman.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 688), relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 16, 2014.

AMENDMENTS FILED

H–8281	S.F.	2232	Worthan of Buena Vista
H–8282	H.F.	2465	Worthan of Buena Vista

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:17 p.m., until 8:30 a.m., Thursday, April 17, 2014.

JOURNAL OF THE HOUSE

Ninety-fifth Calendar Day - Sixty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 17, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Associate Pastor Jon Nelson, Meredith Drive Reformed Church, Des Moines. He was the guest of Representative Anderson of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alec Norem, Page from Goldfield.

The Journal of Wednesday, April 16, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 16, 2014, appointed the Conference Committee to Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and the members of the Conference Committee on the part of the Senate are: The Senator from Fayette, Senator Schoenjahn, Chair; the Senator from Linn, Senator Horn; the Senator from Story, Senator Quirmbach; the Senator from Wayne, Senator Sinclair; the Senator from Shelby, Senator Boettger.

Also: That the Senate has on April 16, 2014, appointed the Conference Committee to Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator McCoy, Chair; the Senator from Webster, Senator Beall; the Senator from Jackson, Senator Bowman; the Senator from Benton, Senator Kapucian; the Senator from Woodbury, Senator Anderson.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:35 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:30 p.m., Speaker Paulsen in the chair.

EXPLANATION OF VOTE

On April 16, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2465 – "aye"
Senate File 2196 – "aye"

LOFGREN of Muscatine

SUBCOMMITTEE ASSIGNMENT

Senate File 2352

Ways and Means: Windschitl, Chair; Kearns and Landon.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2014.

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2014.

Senate File 2343, a bill for an act relating to qualification requirements for the renewable energy tax credit.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2014.

Senate File 2344, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2014.

Senate File 2352, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2014.

On motion by Pettengill of Benton, the House adjourned at 3:30 p.m., until 10:00 a.m., Friday, April 18, 2014.

JOURNAL OF THE HOUSE

Ninety-sixth Calendar Day - Sixty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 18, 2014

The House met pursuant to adjournment at 10:00 a.m., R. Taylor of Dallas in the chair.

Prayer was offered by Representative Ourth of Warren County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative R. Taylor of Dallas.

The Journal of Thursday, April 17, 2014, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 17, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

Also: That the Senate has on April 17, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2239, a bill for an act relating to elder abuse and providing penalties.

MICHAEL E. MARSHALL, Secretary

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 17, 2014, he approved and transmitted to the Secretary of State the following bills:

Senate File 366, an Act relating to radon control in schools.

Senate File 2312, an Act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes, by allowing limited liability companies to form multiple housing cooperatives, and including applicability provisions.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

Supplemental Assistance for High-Need Schools Report, pursuant to Chapter 121.66, 2013 Iowa Acts.

IOWA FINANCE AUTHORITY

Annual Report, pursuant to Iowa Code section 16.7.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

AMENDMENTS FILED

H–8283	H.F.	2458	Senate Amendment
H–8284	S.F.	2239	Senate Amendment

On motion by Highfill of Polk, the House adjourned at 10:02 a.m., until 1:00 p.m., Monday, April 21, 2014.

JOURNAL OF THE HOUSE

Ninety-ninth Calendar Day - Sixty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 21, 2014

The House met pursuant to adjournment at 1:06 p.m., S. Olson of Clinton in the chair.

Prayer was offered by Pastor Josh Steward, Sheridan Park United Methodist Church, Des Moines. He was the guest of Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Darrell Brown, House Doorkeeper from Des Moines.

The Journal of Friday, April 18, 2014, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 17, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2353, a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2353, by committee on Appropriations, a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

Read first time and referred to committee on **Economic Growth.**

Speaker Paulsen in the chair at 1:10 p.m.

HOUSE REFUSED TO CONCUR

Drake of Cass called up for consideration **House File 2458,** a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, amended by the Senate amendment H–8283.

Isenhart of Dubuque offered amendment H–8285, to the Senate amendment H–8283, filed by him from the floor, and moved its adoption.

The motion lost and amendment H–8285, to the Senate amendment H–8283, lost.

Drake of Cass moved the adoption of the Senate amendment H–8283.

The motion lost and the House refused to concur in the Senate amendment H–8283.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2458** be immediately messaged to the Senate.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:22 p.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:05 p.m., S. Olson of Clinton in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2453, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Also: That the Senate has on April 21, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2456, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Also: That the Senate has on April 21, 2014, insisted on its amendment to House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Jasper, Senator Black, Chair; the Senator from Polk, Senator Dearden; the Senator from Howard, Senator Wilhelm; the Senator from Mahaska, Senator Rozenboom; the Senator from Dallas, Senator Chapman.

Also: That the Senate has on April 21, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 21, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2355, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(House File 2458)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 2458: Drake of Cass, Chair; Klein of Washington, Kaufmann of Cedar, Bearinger of Fayette and Wood of Scott.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2458** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Dawson of Woodbury

AMENDMENTS FILED

H–8285	H.F.	2458	Isenhart of Dubuque
H–8286	H.F.	2456	Senate Amendment
H–8287	H.F.	2453	Senate Amendment
H–8288	S.F.	2342	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:06 p.m., until 8:30 a.m., Tuesday, April 22, 2014.

JOURNAL OF THE HOUSE

One Hundredth Calendar Day - Seventieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 22, 2014

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tom Dettmer, Trinity Lutheran Church, Mason City. He was the guest of Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Julia Sheber, Page from Norwalk.

The Journal of Monday, April 21, 2014, was approved.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Paulsen invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Leo Bormann
Cassidy Brown
Alexis Cory
Ryan Elmquist
Victoria Johnson
Zack Krawiec
Alec Norem
Mallory Petsche
Chenoa Story
Alexis Weber
Rebecca Boyer
Nolan Bursch
Brett DuBois
Chayce Glienke
Logan Kentner
Adrian Mitchell
Dzenita Osmanbegovic
Julia Sheber
Drake Wawro

Certificates of excellence for serving with honor and distinction as a House Page during the Second Regular Session of the Eighty-fifth General Assembly were presented to the House Pages by Speaker Kraig Paulsen, Majority Leader Linda Upmeyer and Minority Leader Mark Smith.

The House rose and expressed its appreciation.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

MICHAEL E. MARSHALL, Secretary

HOUSE REFUSED TO CONCUR

Heaton of Henry called up for consideration **House File 2463,** a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8289.

The motion lost and the House refused to concur in the Senate amendment H–8289.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2463** be immediately messaged to the Senate.

The House stood at ease at 8:46 a.m., until the fall of the gavel.

The House resumed session at 9:50 a.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 22, 2014, insisted on its amendment to House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and

other applicability date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator Hatch, Chair; the Senator from Johnson, Senator Bolkcom; the Senator from Cerro Gordo, Senator Ragan; the Senator from Osceola, Senator Johnson; the Senator from Polk, Senator Whitver.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(House File 2463)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 2463: Heaton of Henry, Chair; L. Miller of Scott, Fry of Clarke, Heddens of Story and Forbes of Polk.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2463** be immediately messaged to the Senate.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:52 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:03 p.m., Speaker Paulsen in the chair.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 22nd day of April, 2014: House Files 499 and 2366.

CARMINE BOAL
Chief Clerk of the House

AMENDMENTS FILED

H–8289	H.F.	2463	Senate Amendment
H–8290	H.F.	2445	Baltimore of Boone
H–8291	H.F.	2473	Shaw of Pocahontas

H–8292	H.F.	2473	Shaw of Pocahontas
H–8293	H.F.	2473	Baudler of Adair

On motion by Upmeyer of Cerro Gordo, the House adjourned at 3:06 p.m., until 8:30 a.m., Wednesday, April 23, 2014.

JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Seventy-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 23, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Salmon of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Weber, Majority Leader's Page from Parnell.

The Journal of Tuesday, April 22, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2355, by committee on Appropriations, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

Read first time and referred to committee on **Ways and Means.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:35 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:15 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 2474, by Upmeyer, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization.

Read first time and referred to committee on **Judiciary.**

The House stood at ease at 1:24 p.m., until the fall of the gavel.

The House resumed session at 1:30 p.m., Speaker Paulsen in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Judiciary to meet at 2:30 p.m. today or upon the conclusion of debate.

CONSIDERATION OF BILLS
Ways and Means Calendar

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Stanerson of Linn offered amendment H–8296 filed by him from the floor and moved its adoption.

Amendment H–8296 was adopted.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2337)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein

Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 2343, a bill for an act relating to qualification requirements for the renewable energy tax credit, with report of committee recommending passage, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2343)

The ayes were, 91:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Shaw	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 4:

Highfill	Schultz	Sheets	Watts

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2471, a bill for an act relating to the Iowa individual income tax checkoffs by modifying the Iowa election campaign income tax checkoff and providing for the future repeal of the checkoff, by creating an income tax checkoff for the reduction of food insecurity within this state and providing for the future repeal of the checkoff, making an appropriation, creating a study committee, and including effective date provisions, was taken up for consideration.

Windschitl of Harrison offered amendment H–8294 filed by him from the floor and moved its adoption.

Amendment H–8294 was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 2471)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2430 WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 2430 from further consideration by the House.

SENATE AMENDMENTS CONSIDERED

Hagenow of Polk called up for consideration **House File 2453,** a bill for an act relating to the administration of the historic preservation

and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8287.

The motion prevailed and the House concurred in the Senate amendment H–8287.

Hagenow of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2453)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Cownie of Polk called up for consideration **House File 2456,** a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8286.

The motion prevailed and the House concurred in the Senate amendment H–8286.

Cownie of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2456)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas

Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Pettengill

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2453, 2456, 2471** and **Senate Files 2337** and **2343.**

The House stood at ease at 1:56 p.m., until the fall of the gavel.

The House resumed session at 2:07 p.m., Speaker Paulsen in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 2:07 p.m., until 4:00 p.m.

EVENING SESSION

The House reconvened at 6:39 p.m., Speaker Paulsen in the chair.

The House stood at ease at 6:39 p.m., until the fall of the gavel.

The House resumed session at 8:06 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 23, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2289, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2446, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2464, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2466, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Also: That the Senate has on April 23, 2014, adopted the Conference Committee report and passed Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2356, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Ways and Means Calendar

Senate File 2344, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson offered amendment H–8300 filed by him from the floor, and moved its adoption.

Amendment H–8300 was adopted.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2344)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Highfill	Watts

Absent or not voting, 2:

Baudler	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 2347)

A conference committee report signed by the following Senate and House members was filed April 23, 2014, on Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CECIL DOLECHECK, CHAIR	BRIAN SCHOENJAHN, CHAIR
JAKE HIGHFILL	NANCY J. BOETTGER
SHARON STECKMAN	WALLY E. HORN
ROB TAYLOR	HERMAN C. QUIRMBACH
CINDY WINCKLER	

Windschitl of Harrison in the chair at 8:14 p.m.

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(Senate File 2347)

Dolecheck of Ringgold called up for consideration the report of the conference committee on **Senate File 2347,** a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and moved the adoption of the conference committee report and the amendments contained therein.

A non-record roll call was requested.

The ayes were 68, nays 17.

The motion prevailed and the conference committee report was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2347)

The ayes were, 90:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 8:

Anderson	Gaines	Gaskill	Hunter
Isenhart	Kressig	Murphy	Thomas

Absent or not voting, 2:

Baudler	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

House File 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization.

Fiscal Note: **No**

Recommendation: **Do Pass** April 23, 2014.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of House File 2474.

House File 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, was taken up for consideration.

Hanson of Jefferson offered amendment H–8298 filed by him from the floor and moved its adoption.

Amendment H–8298 was adopted.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2474)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard

Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Baudler	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE MESSAGE CONSIDERED

Senate File 2356, by committee on Ways and Means, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Read first time and referred to committee on **Ways and Means.**

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2474** and **Senate Files 2344** and **2347.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair	Forbes of Polk
Kajtazovic of Black Hawk	Miller, H. of Webster
Moore of Jackson	

EXPLANATION OF VOTE

On April 23, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2453 — "aye"
House File 2456 — "aye"
House File 2471 — "aye"
Senate File 2337 — "aye"
Senate File 2343 — "aye"

H. MILLER of Webster

AMENDMENTS FILED

H–8294	H.F.	2471	Windschitl of Harrison
H–8295	H.F.	2445	Baltimore of Boone
H–8296	S.F.	2337	Stanerson of Linn
H–8297	H.F.	2473	Pettengill of Benton
H–8298	H.F.	2474	Hanson of Jefferson
H–8299	H.F.	2473	Fisher of Tama
H–8300	S.F.	2344	Moore of Jackson
H–8301	H.F.	2289	Senate Amendment
H–8302	H.F.	2445	Baltimore of Boone

On motion by Upmeyer of Cerro Gordo, the House adjourned at 9:01 p.m., until 8:30 a.m., Thursday, April 24, 2014.

JOURNAL OF THE HOUSE

One Hundred-second Calendar Day - Seventy-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 24, 2014

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Dolecheck of Ringgold County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Adrian Mitchell, Page from Des Moines.

The Journal of Wednesday, April 23, 2014, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:40 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:04 p.m., Windschitl of Harrison in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Appropriations and the committee on Ways and Means to meet immediately.

The House stood at ease at 1:06 p.m., until the fall of the gavel.

The House resumed session at 3:21 p.m., S. Olson of Clinton in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2360, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 3:28 p.m., until the fall of the gavel.

The House resumed session at 3:33 p.m., S. Olson of Clinton in the chair.

The House stood at ease at 3:33 p.m., until the fall of the gavel.

The House resumed session at 5:24 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions.

Also: That the Senate has on April 24, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2344, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 5:46 p.m., until the fall of the gavel.

The House resumed session at 5:58 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 2475, by committee on Ways and Means, a bill for an act extending the duration of county mental health and disabilities services fund per capita levy provisions.

Read first time and placed on the **Ways and Means calendar.**

HOUSE REFUSED TO CONCUR

Watts of Dallas called up for consideration **Senate File 2342,** a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8288 to the House amendment.

The motion lost and the House refused to concur in the Senate amendment H–8288, to the House amendment.

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 2450)

A conference committee report signed by the following Senate and House members was filed April 24, 2014, on House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
GARY WORTHAN, CHAIR	THOMAS G. COURTNEY, CHAIR
MARTI ANDERSON	JULIAN GARRETT
STAN GUSTAFSON	ROBERT M. HOGG
MEGAN HESS	RICH TAYLOR
TODD TAYLOR	

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(House File 2450)

Worthan of Buena Vista called up for consideration the report of the conference committee on **House File 2450,** a bill for an act relating to appropriations to the justice system and including effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2450)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 6:

Baudler	Gaines	Kajtazovic	Miller, H.
Olson, T.	Steckman		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILL

House File 2476, by committee on Ways and Means, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

The House stood at ease at 6:19 p.m., until the fall of the gavel.

The House resumed session at 6:29 p.m., Speaker Paulsen in the chair.

Windschitl of Harrison in the chair at 6:32 p.m.

CONSIDERATION OF BILL
Ways and Means Calendar

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Forristall of Pottawattamie offered amendment H–8306 filed by him from the floor and moved its adoption.

Roll call was requested by Isenhart of Dubuque and M. Smith of Marshall.

Rule 75 was invoked.

On the question "Shall amendment H–8306 be adopted?" (S.F. 2340)

The ayes were, 51:

Alons	Bacon	Baltimore	Byrnes
Costello	Cownie	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

The nays were, 43:

Abdul-Samad	Anderson	Bearinger	Berry
Brandenburg	Cohoon	Dawson	Dunkel
Forbes	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Meyer
Muhlbauer	Murphy	Oldson	Olson, R.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 6:

Baudler	Gaines	Kajtazovic	Miller, H.
Olson, T.	Steckman		

Amendment H–8306 was adopted.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2340)

The ayes were, 90:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake

Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Huseman	Isenhart
Jacoby	Jorgensen	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Ourth
Paulsen, Spkr	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 4:

Highfill	Hunter	Sheets	Watts

Absent or not voting, 6:

Baudler	Gaines	Kajtazovic	Miller, H.
Olson, T.	Steckman		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2450** and **Senate Files 2340** and **2342.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair	Kajtazovic of Black Hawk
Miller, H. of Webster	Olson T. of Linn
Steckman of Cerro Gordo	

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 24, 2014, he approved and transmitted to the Secretary of State the following bills:

Senate File 2310, an Act relating to the underage possession or consumption of alcohol and providing penalties.

Senate File 2311, an Act relating to sexual and criminal offenses involving minors and others, including prostitution, pimping, and human trafficking, providing for a fee, and including penalties and effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2470

Ways and Means: Windschitl, Chair; Isenhart and Sands.

Senate File 2348

Ways and Means: Windschitl, Chair; Gaskill and Sands.

Senate File 2350

Ways and Means: Windschitl, Chair; Isenhart and Sands.

Senate File 2355

Ways and Means: Moore, Chair; Byrnes and Riding.

Senate File 2356

Ways and Means: Windschitl, Chair; Kelley and Sands.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2318, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8307** April 24, 2014.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 667), relating to funding of unified law enforcement districts, legalizing certain district budgets, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 24, 2014.

Committee Bill (Formerly House Study Bill 689), extending the duration of county mental health and disabilities services fund per capita levy provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 24, 2014.

AMENDMENTS FILED

H–8303	H.F.	2472	Prichard of Floyd
H–8304	H.F.	2472	Prichard of Floyd
H–8305	H.F.	2472	Prichard of Floyd
H–8306	S.F.	2340	Forristall of Pottawattamie
H–8307	S.F.	2318	Committee on Appropriations
H–8308	S.F.	2318	Stanerson of Linn Ourth of Warren
H–8309	H.F.	2472	Isenhart of Dubuque
H–8310	H.F.	2472	Cownie of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 6:52 p.m., until 9:30 a.m., Friday, April 25, 2014.

JOURNAL OF THE HOUSE

One Hundred-third Calendar Day - Seventy-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 25, 2014

The House met pursuant to adjournment at 9:38 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chayce Glienke, Chief Clerk's Page from Alta.

The Journal of Thursday, April 24, 2014, was approved.

SENATE MESSAGE CONSIDERED

Senate File 2360, by committee on Ways and Means, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

Read first time and referred to committee on **Public Safety.**

The House stood at ease at 9:42 a.m., until the fall of the gavel.

The House resumed session at 11:13 a.m., Speaker Paulsen in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Public Safety to meet at 1:00 p.m. today.

SENATE AMENDMENT CONSIDERED

Klein of Washington called up for consideration **House File 2289,** a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties, amended by the Senate, and moved that the House concur in the Senate amendment H–8301.

The motion prevailed and the House concurred in the Senate amendment H–8301.

Klein of Washington moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2289)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Brandenburg	Fisher

Absent or not voting, 6:

Baudler	Dawson	Forbes	Jorgensen
Miller, H.	Staed		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE REFUSED TO CONCUR

Baltimore of Boone called up for consideration **Senate File 2239,** a bill for an act relating to elder abuse and providing penalties, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8284 to the House amendment.

The motion lost and the House refused to concur in the Senate amendment H–8284, to the House amendment.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of Senate File 2318.

CONSIDERATION OF BILL
Appropriations Calendar

Senate File 2318, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Stanerson of Linn offered amendment H–8307 filed by the committee on Appropriations.

Windschitl of Harrison in the chair at 11:26 a.m.

Stanerson of Linn offered amendment H–8308, to the committee amendment H–8307, filed by him and Ourth of Warren and moved its adoption.

Roll call was requested by Wood of Scott and Winckler of Scott.

On the question "Shall amendment H–8308, to the committee amendment H–8307 be adopted?" (S.F. 2318)

The ayes were, 55:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Muhlbauer	Olson, S.
Ourth	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Running-Marquardt	Salmon	Sands
Schultz	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

The nays were, 40:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Gaines	Gaskill
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lykam	Mascher
Meyer	Murphy	Oldson	Olson, R.
Olson, T.	Prichard	Riding	Ruff
Shaw	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 5:

Baudler	Dawson	Forbes	Jorgensen
Miller, H.			

Amendment H–8308, to the committee amendment H–8307, was adopted.

Stanerson of Linn moved the adoption of the committee amendment H–8307, as amended.

The committee amendment H–8307, as amended, was adopted.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2318)

The ayes were, 68:

Alons	Bacon	Baltimore	Bearinger
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heaton
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Meyer	Miller, L.
Moore	Muhlbauer	Olson, S.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Sands	Schultz	Smith, J.	Soderberg
Stanerson	Taylor, R.	Thede	Thomas
Upmeyer	Wood	Worthan	Windschitl, Presiding

The nays were, 27:

Abdul-Samad	Anderson	Berry	Gaines
Gaskill	Heartsill	Heddens	Hunter
Lensing	Mascher	Murphy	Oldson
Olson, R.	Olson, T.	Salmon	Shaw
Sheets	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 5:

Baudler	Dawson	Forbes	Jorgensen
Miller, H.			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 12:15 p.m.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2289** and **Senate Files 2239** and **2318.**

The House stood at ease at 12:30 p.m., until the fall of the gavel.

The House resumed session at 12:50 p.m., Windschitl of Harrison in the chair.

CONSIDERATION OF BILL
Ways and Means Calendar

House File 2472, a bill for an act relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including income and property tax incentives for broadband infrastructure installation, and including retroactive applicability provisions, was taken up for consideration. (House File 2472 deferred)

The House stood at ease at 12:55 p.m., until the fall of the gavel.

The House resumed session at 2:31 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 25, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2448, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions.

Also: That the Senate has on April 25, 2014, adopted the Conference Committee report and passed House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions.

Also: That the Senate has on April 25, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Also: That the Senate has on April 25, 2014, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 25, 2014, insisted on its amendment to Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Linn, Senator Mathis, Chair; the Senator from Pottawattamie, Senator Gronstal; the Senator from Polk, Senator McCoy; the Senator from Polk, Senator Whitver; the Senator from Shelby, Senator Boettger.

Also: That the Senate has on April 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2358, a bill for an act concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions.

Also: That the Senate has on April 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2359, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 2:44 p.m., until the fall of the gavel.

The House resumed session at 3:00 p.m., Windschitl of Harrison in the chair.

CONFERENCE COMMITTEE APPOINTED
(Senate File 2342)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 2342: Watts of Dallas, Chair; Pettengill of Benton, Landon of Polk, Kelley of Jasper and Hunter of Polk.

The House resumed consideration of **House File 2472,** a bill for an act relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including income and

property tax incentives for broadband infrastructure installation, and including retroactive applicability provisions, previously deferred.

Prichard of Floyd asked and received unanimous consent that amendment H–8303 be deferred.

Prichard of Floyd asked and received unanimous consent that amendment H–8304 be deferred.

Prichard of Floyd offered amendment H–8305 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and Hunter of Polk.

Rule 75 was invoked.

On the question "Shall amendment H–8305 be adopted?" (H.F. 2472)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 51:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg

Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 5:

Baudler	Dawson	Gaines	Jorgensen
Miller, H.			

Amendment H–8305 lost.

Cownie of Polk offered amendment H–8310 filed by him and moved its adoption.

A non-record roll call was requested.

The ayes were 74, nays none.

Amendment H–8310 was adopted.

Isenhart of Dubuque offered amendment H–8309 filed by him and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H–8309 be adopted?" (H.F. 2472)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 51:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall

Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 5:

Baudler	Dawson	Gaines	Jorgensen
Miller, H.			

Amendment H–8309 lost.

Prichard of Floyd asked and received unanimous consent to withdraw amendment H–8303 and amendment H–8304, previously deferred, filed by him on April 24, 2014.

Cownie of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 75 was invoked.

On the question "Shall the bill pass?" (H.F. 2472)

The ayes were, 44:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heaton	Hein
Hess	Highfill	Huseman	Kaufmann
Klein	Koester	Landon	Lofgren
Miller, L.	Moore	Olson, S.	Ourth
Paulsen, Spkr.	Prichard	Rayhons	Rogers
Sands	Schultz	Smith, J.	Soderberg
Stanerson	Taylor, R.	Worthan	Windschitl, Presiding

The nays were, 51:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaskill
Hall	Hanson	Heartsill	Heddens

Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Maxwell
Meyer	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Pettengill	Riding
Ruff	Running-Marquardt	Salmon	Shaw
Sheets	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 5:

Baudler	Dawson	Gaines	Jorgensen
Miller, H.			

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

The House stood at ease at 3:30 p.m., until the fall of the gavel.

The House resumed session at 3:40 p.m., Speaker Paulsen in the chair.

SENATE AMENDMENTS CONSIDERED

Kaufmann of Cedar called up for consideration **House File 2448,** a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8313.

The motion prevailed and the House concurred in the Senate amendment H–8313.

Kaufmann of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2448)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 7:

Baudler	Brandenburg	Dawson	Gaines
Jorgensen	Kajtazovic	Miller, H.	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Stanerson of Linn called up for consideration **Senate File 2337,** a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8311 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H–8311, to the House amendment.

Stanerson of Linn moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2337)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 8:

Baudler	Brandenburg	Dawson	Gaines
Jorgensen	Kajtazovic	Miller, H.	Sands

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE RECEDES

Forristall of Pottawattamie called up for consideration **Senate File 2340**, a bill for an act modifying provisions applicable to the

solar energy system tax credit, and including effective date and retroactive applicability provisions, amended by the House and moved that the House recede from its amendment.

The motion prevailed and the House recedes.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2340)

The ayes were, 88:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Huseman	Isenhart	Jacoby	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Schultz	Shaw
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 4:

Highfill	Hunter	Sheets	Watts

Absent or not voting, 8:

Baudler	Brandenburg	Dawson	Gaines
Jorgensen	Kajtazovic	Miller, H.	Sands

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2448** and **Senate Files 2337, 2340** and **2342.**

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Ways and Means to meet immediately following the conclusion of the meeting of the committee on Public Safety.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:47 p.m., until 4:30 p.m.

EVENING SESSION

The House reconvened at 6:45 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 25, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2459, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Also: That the Senate has on April 25, 2014, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

Also: That the Senate has on April 25, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2362, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 2477, by Isenhart and Ruff, a bill for an act relating to river restoration plans and reports.

Read first time and referred to committee on **Agriculture.**

SENATE MESSAGES CONSIDERED

Senate File 2358, by committee on Government Oversight, a bill for an act concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions.

Read first time and referred to committee on **Government Oversight.**

Senate File 2359, by committee on Ways and Means, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read a first time and **passed on file.**

Senate File 2362, by committee on Appropriations, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

Read a first time and **passed on file.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair
Brandenburg of Pottawattamie
Dawson of Woodbury
Gaines of Polk
Jorgensen of Woodbury
Miller, H. of Webster
Sands of Louisa

MOTION TO RECONSIDER
(House File 2472)

I move to reconsider the vote by which House File 2472 failed to pass the House on April 25, 2014.

UPMEYER of Cerro Gordo

EXPLANATION OF VOTE

On April 24, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 2450 — "aye"
Senate File 2340 — "aye"
Amendment H–8306 — "nay"

STECKMAN of Cerro Gordo

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 25, 2014, he approved and transmitted to the Secretary of State the following bills:

House File 499, an Act permitting the use of crossbows to hunt deer and providing penalties.

House File 2366, an Act relating to the policy administration of elections and voter registration and including effective date provisions.

Senate File 2118, an Act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Senate File 2195, an Act relating to matters under the purview of the utilities division of the Department of Commerce.

SUBCOMMITTEE ASSIGNMENT

Senate File 2360

Public Safety: Klein, Chair; Kressig and Shaw.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 2355, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 25, 2014.

RESOLUTIONS FILED

H.C.R. 108, by Isenhart, Jacoby, Steckman, Hunter, Kearns, M. Smith, Thomas, Kressig, Abdul-Samad, Hanson, Ourth, Wood, Heddens, Cohoon, Staed, Forbes, Kelley, Riding, Winckler, Gaskill, Stutsman, Bearinger, Hall, Lensing, Oldson, R. Olson, T. Olson, Wolfe, H. Miller, Thede, Prichard, Mascher, Anderson, Dawson, Meyer, Gaines, Ruff, Berry, Murphy, Muhlbauer, T. Taylor, Wessel-Kroeschell, Dunkel, Lykam, and Running-Marquardt, a concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States to allow Congress and the states to prohibit or otherwise regulate the expenditure of funds for political speech by corporate entities, and to limit or otherwise regulate political contributions and spending.

Laid over under **Rule 25.**

H.R. 127, by Landon, Gustafson, Maxwell, Alons, Vander Linden, Thomas, Kearns, Windschitl, Prichard, Stanerson, Isenhart, Meyer, and Shaw, a resolution honoring the service and sacrifice of Iowans who served or lost their lives in the Vietnam War.

Laid over under **Rule 25.**

AMENDMENTS FILED

H–8311	S.F.	2337	Senate Amendment
H–8312	H.F.	2467	Koester of Polk
H–8313	H.F.	2448	Senate Amendment
H–8314	S.F.	2355	Byrnes of Mitchell
H–8315	H.F.	2473	Soderberg of Plymouth
H–8316	H.F.	2459	Senate Amendment
H–8317	S.F.	303	Senate Amendment
H–8318	H.F.	2473	Soderberg of Plymouth

On motion by Upmeyer of Cerro Gordo, the House adjourned at 6:47 p.m., until 1:00 p.m., Monday, April 28, 2014.

JOURNAL OF THE HOUSE

One Hundred-sixth Calendar Day - Seventy-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 28, 2014

The House met pursuant to adjournment at 1:08 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ryan Elmquist, Page from Glidden.

The Journal of Friday, April 25, 2014, was approved.

The House stood at ease at 1:13 p.m., until the fall of the gavel.

The House resumed session at 3:09 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-nine members present, eleven absent.

Upmeyer of Cerro Gordo asked and received unanimous consent to consider House File 2476.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 2476, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2476)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 5:

Baltimore	Baudler	Berry	Dawson
Gaines			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Stanerson of Linn called up for consideration **House File 2459,** a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H–8316.

The motion prevailed and the House concurred in the Senate amendment H–8316.

Stanerson of Linn moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2459)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 5:

Baltimore	Baudler	Berry	Dawson
Gaines			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2459** and **2476.**

The House stood at ease at 3:35 p.m., until the fall of the gavel.

The House resumed session at 5:04 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 28, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2454, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 28, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2468, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Also: That the Senate has on April 28, 2014, insisted on its amendment to Senate File 2239, a bill for an act relating to elder abuse and providing penalties, and the members of the Conference Committee on the part of the Senate are: The Senator from Howard, Senator Wilhelm, Chair; the Senator from Cerro Gordo, Senator Ragan; the Senator from Johnson, Senator Dvorsky; the Senator from Osceola, Senator Johnson; the Senator from Scott, Senator Smith.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(Senate File 2239)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning

Senate File 2239: Baltimore of Boone, Chair; Hess of Clay, Kaufmann of Cedar, Heddens of Story and Wolfe of Clinton.

The House stood at ease at 5:05 p.m., until the fall of the gavel.

The House resumed session at 5:55 p.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED

Windschitl of Harrison called up for consideration **Senate File 303,** a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H–8317 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H–8317, to the House amendment.

Windschitl of Harrison moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 303)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons

Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 4:

Baudler	Berry	Dawson	Gaines

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILL
Ways and Means Calendar

Senate File 2352, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2352)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Berry	Dawson	Gaines

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 303, 2239** and **2352.**

The House stood at ease at 6:04 p.m., until the fall of the gavel.

The House resumed session at 7:01 p.m., Speaker Paulsen in the chair.

The House stood at ease at 7:01 p.m., until the fall of the gavel.

The House resumed session at 7:51 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 28, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2109, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Unfinished Business Calendar

Senate File 383, a bill for an act relating to the sealing of juvenile delinquency records, with report of committee recommending amendment and passage, was taken up for consideration.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty members present, forty absent.

Kaufmann of Cedar offered amendment H–8027 filed by the committee on Judiciary and moved its adoption.

The committee amendment H–8027 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 383)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Berry	Dawson	Gaines
Sands			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

House File 2469, a bill for an act concerning live dog racing at pari-mutuel dog racetracks, purse supplements, and fees, and including effective date provisions, was taken up for consideration.

Vander Linden of Mahaska offered amendment H–8320 filed by him from the floor and moved its adoption.

Amendment H–8320 was adopted.

SENATE FILE 2362 SUBSTITUTED FOR HOUSE FILE 2469

Vander Linden of Mahaska asked and received unanimous consent to substitute Senate File 2362 for House File 2469.

Senate File 2362, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2362)

The ayes were, 79:

Abdul-Samad	Anderson	Bacon	Baltimore
Bearinger	Brandenburg	Cohoon	Costello
Deyoe	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Prichard	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 16:

Alons	Byrnes	Cownie	Dolecheck
Drake	Gassman	Grassley	Heartsill
Heaton	Lofgren	Olson, R.	Pettengill
Rayhons	Schultz	Shaw	Sheets

Absent or not voting, 5:

Baudler	Berry	Dawson	Gaines
Sands			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2469 WITHDRAWN

Vander Linden of Mahaska asked and received unanimous consent to withdraw House File 2469 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 383** and **2362.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Berry of Black Hawk	Dawson of Woodbury
Gaines of Polk	Sands of Louisa

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in enrolling bills the following correction was made:

House File 2450

1. Page 11, line 30 – delete Alzheimers's, replace it with Alzheimer's

CARMINE BOAL
Chief Clerk of the House

AMENDMENTS FILED

H–8319	S.F.	2359	Dunkel of Dubuque Berry of Black Hawk H. Miller of Webster
H–8320	H.F.	2469	Vander Linden of Mahaska
H–8321	S.F.	2355	Thomas of Clayton
H–8322	H.F.	2473	Byrnes of Mitchell
H–8323	H.F.	2473	Winckler of Scott Abdul-Samad of Polk Anderson of Polk

Bearinger of Fayette
Forbes of Polk
Heddens of Story
Isenhart of Dubuque
Kajtazovic of Black Hawk
Kelley of Jasper
Lensing of Johnson
Mascher of Johnson
Murphy of Dubuque
T. Olson of Linn
Prichard of Floyd
M. Smith of Marshall
Stutsman of Johnson
Thede of Scott
Wessel-Kroeschell of Story
Cohoon of Des Moines
Gaskill of Wapello
Hunter of Polk
Jacoby of Johnson
Kearns of Lee
Kressig of Black Hawk
Lykam of Scott
H. Miller of Webster
Oldson of Polk
Ourth of Warren
Ruff of Clayton
Steckman of Cerro Gordo
T. Taylor of Linn
Thomas of Clayton
Wood of Scott

H–8324 H.F. 2473
Mascher of Johnson
Murphy of Dubuque
Ruff of Clayton
Staed of Linn
T. Taylor of Linn
Bearinger of Fayette
Hanson of Jefferson
Hunter of Polk
Winckler of Scott
Isenhart of Dubuque
H. Miller of Webster
Prichard of Floyd
M. Smith of Marshall
Stutsman of Johnson
Anderson of Polk
Gaskill of Wapello
Heddens of Story
Lensing of Johnson

H–8325 H.F. 2473
Anderson of Polk
Gaskill of Wapello
Hunter of Polk
Kearns of Lee
Mascher of Johnson
Murphy of Dubuque
Prichard of Floyd
M. Smith of Marshall
T. Taylor of Linn
Winckler of Scott
Abdul-Samad of Polk
Bearinger of Fayette
Hanson of Jefferson
Isenhart of Dubuque
Lensing of Johnson
H. Miller of Webster
Ourth of Warren
Ruff of Clayton
Staed of Linn
Thede of Scott

H–8326 H.F. 2473
Abdul-Samad of Polk
Bearinger of Fayette
Forbes of Polk
Hall of Woodbury
Staed of Linn
Anderson of Polk
Cohoon of Des Moines
Gaskill of Wapello
Hanson of Jefferson

	Heddens of Story		Hunter of Polk
	Isenhart of Dubuque		Jacoby of Johnson
	Kajtazovic of Black Hawk		Kearns of Lee
	Kelley of Jasper		Kressig of Black Hawk
	Lensing of Johnson		Lundby of Linn
	Lykam of Scott		Mascher of Johnson
	Meyer of Polk		H. Miller of Webster
	Muhlbauer of Crawford		Murphy of Dubuque
	Oldson of Polk		R. Olson of Polk
	T. Olson of Linn		Ourth of Warren
	Prichard of Floyd		Riding of Polk
	Ruff of Clayton		Running-Marquardt of Linn
	M. Smith of Marshall		Steckman of Cerro Gordo
	Stutsman of Johnson		T. Taylor of Linn
	Thede of Scott		Thomas of Clayton
	Wessel-Kroeschell of Story		Winckler of Scott
	Wolfe of Clinton		Wood of Scott
H–8327	H.F.	2109	Senate Amendment
H–8328	H.F.	2473	Hall of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:03 p.m., until 8:30 a.m., Tuesday, April 29, 2014.

JOURNAL OF THE HOUSE

One Hundred-seventh Calendar Day - Seventy-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 29, 2014

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Gassman of Winnebago County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Drake Wawro, Page from Cedar Rapids.

The Journal of Monday, April 28, 2014, was approved.

ADOPTION OF HOUSE RESOLUTION 127

Upmeyer of Cerro Gordo called up for consideration **House Resolution 127,** a resolution honoring the service and sacrifice of Iowans who served or lost their lives in the Vietnam War, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:34 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:07 p.m., S. Olson of Clinton in the chair.

The House stood at ease at 1:07 p.m., until the fall of the gavel.

The House resumed session at 3:54 p.m., Speaker Paulsen in the chair.

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 2463)

A conference committee report signed by the following Senate and House members was filed April 29, 2014, on House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
DAVE HEATON, CHAIR	JACK HATCH, CHAIR
JOHN FORBES	JOE BOLKCOM
JOEL FRY	AMANDA RAGAN
LISA HEDDENS	
LINDA MILLER	

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(House File 2463)

Heaton of Henry called up for consideration the report of the conference committee on **House File 2463,** a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2463)

The ayes were, 86:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes

Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Jacoby	Jorgensen	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Smith, J.	Soderberg
Staed	Stanerson	Stutsman	Taylor, R.
Taylor, T.	Thomas	Upmeyer	Vander Linden
Watts	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 11:

Alons	Isenhart	Murphy	Oldson
Shaw	Sheets	Smith, M.	Steckman
Thede	Wessel-Kroeschell	Wolfe	

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 383, a bill for an act relating to the sealing of juvenile delinquency records.

Also: That the Senate has on April 29, 2014, adopted the Conference Committee report and passed Senate File 2239, a bill for an act relating to elder abuse and providing penalties.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 4:09 p.m., until the fall of the gavel.

The House resumed session at 4:27 p.m., Speaker Paulsen in the chair.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2463** be immediately messaged to the Senate.

SENATE AMENDMENT CONSIDERED

Baltimore of Boone called up for consideration **House File 2109,** a bill for an act relating to vapor products and alternative nicotine products, and providing penalties, amended by the Senate amendment H–8327.

T. Olson of Linn offered amendment H–8331, to the Senate amendment H–8327, filed by him from the floor and moved its adoption.

Roll call was requested by T. Olson of Linn and Meyer of Polk.

On the question "Shall amendment H–8331, to the Senate amendment H–8327, be adopted?" (H.F. 2109)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Byrnes
Cohoon	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kaufmann
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	Meyer
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Cownie	Deyoe

Dolecheck	Drake	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Riding
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

Absent or not voting, 4:

Berry	Dawson	Kajtazovic	Upmeyer

Amendment H–8331, to the Senate amendment H–8327, lost.

T. Olson of Linn offered amendment H–8332, to the Senate amendment H–8327, filed by him from the floor and moved its adoption.

Amendment H–8332, to the Senate amendment H–8327, lost.

Baltimore of Boone moved that the House concur in the Senate amendment H–8327.

The motion prevailed and the House concurred in the Senate amendment H–8327.

Baltimore of Boone moved that the bill, as amended by the Senate, and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2109)

The ayes were, 74:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Hein

Hess	Highfill	Huseman	Jorgensen
Kearns	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Lykam
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Stanerson	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 23:

Abdul-Samad	Anderson	Deyoe	Gaines
Heddens	Hunter	Isenhart	Jacoby
Kaufmann	Kelley	Lensing	Mascher
Oldson	Olson, T.	Ruff	Staed
Steckman	Stutsman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 2239)

A conference committee report signed by the following Senate and House members was filed April 29, 2014, on Senate File 2239, a bill for an act relating to elder abuse and providing penalties:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CHIP BALTIMORE, CHAIR	MARY JO WILHELM, CHAIR
LISA HEDDENS	ROBERT E. DVORSKY
MEGAN HESS	DAVID JOHNSON
BOBBY KAUFMANN	AMANDA RAGAN
MARY WOLFE	ROBY SMITH

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(Senate File 2239)

Baltimore of Boone called up for consideration the report of the conference committee on **Senate File 2239,** a bill for an act relating to elder abuse and providing penalties, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2239)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS
Ways and Means Calendar

Senate File 2355, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Thomas of Clayton offered amendment H–8321 filed by him.

The House stood at ease at 4:50 p.m., until the fall of the gavel.

The House resumed session at 5:14 p.m., Speaker Paulsen in the chair.

Thomas of Clayton moved the adopted of amendment H–8321.

Amendment H–8321 lost.

Byrnes of Mitchell offered amendment H–8314 filed by him.

The Speaker ruled amendment H–8314 not germane.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 2355)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel

Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2109** and **Senate Files 2239** and **2355.**

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2014, adopted the Conference Committee report and passed House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 5:26 p.m., until the fall of the gavel.

The House resumed session at 8:23 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Berry of Black Hawk	Dawson of Woodbury
Kajtazovic of Black Hawk	Upmeyer of Cerro Gordo

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following correction was made:

House File 2463

1. Page 31, line 30 – Delete ~~$1,581,92~~7, replace it with ~~$1,581,927~~

CARMINE BOAL
Chief Clerk of the House

HOUSE FILE 2409 REFERRED

The Speaker announced that House File 2409, previously placed on the **calendar** was referred to committee on **Education**.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON PUBLIC SAFETY

Senate File 2360, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H–8333** April 29, 2014.

AMENDMENTS FILED

H–8329	H.F.	2473	Soderberg of Plymouth
H–8330	H.F.	2473	Ourth of Warren

Abdul-Samad of Polk
Anderson of Polk
Bearinger of Fayette
Berry of Black Hawk
Cohoon of Des Moines
Dawson of Woodbury
Dunkel of Dubuque
Forbes of Polk
Gaines of Polk
Gaskill of Wapello
Hall of Woodbury
Hanson of Jefferson
Heddens of Story
Hunter of Polk
Jacoby of Johnson
Kearns of Lee
Kelley of Jasper
Kressig of Black Hawk
Lensing of Johnson
Lundby of Linn
Lykam of Scott
Mascher of Johnson
Meyer of Polk
H. Miller of Webster
Muhlbauer of Crawford
Murphy of Dubuque
Oldson of Polk
T. Olson of Linn
Prichard of Floyd
Riding of Polk
Ruff of Clayton
Running-Marquardt of Linn

	M. Smith of Marshall		Staed of Linn
	Steckman of Cerro Gordo		Stutsman of Johnson
	T. Taylor of Linn		Thede of Scott
	Thomas of Clayton		Wessel-Kroeschell of Story
	Winckler of Scott		Wolfe of Clinton
	Wood of Scott		
H–8331	H.F.	2109	T. Olson of Linn
H–8332	H.F.	2109	T. Olson of Linn
H–8333	S.F.	2360	Committee on Public Safety
H–8334	S.F.	2360	Baltimore of Boone
H–8335	S.F.	2360	Baltimore of Boone
H–8336	S.F.	2360	Baltimore of Boone
H–8337	S.F.	2360	L. Miller of Scott
H–8338	S.F.	2360	L. Miller of Scott
H–8339	S.F.	2360	L. Miller of Scott
H–8340	S.F.	2360	Rogers of Black Hawk
H–8341	S.F.	2360	Rogers of Black Hawk
H–8342	S.F.	2360	Rogers of Black Hawk
H–8343	S.F.	2360	Rogers of Black Hawk
H–8344	S.F.	2360	Pettengill of Benton
H–8345	S.F.	2360	L. Miller of Scott
H–8346	S.F.	2360	L. Miller of Scott
H–8347	S.F.	2360	L. Miller of Scott
H–8348	S.F.	2360	L. Miller of Scott
H–8349	H.F.	2460	Senate Amendment

On motion by Deyoe of Story, the House adjourned at 8:23 p.m., until 8:30 a.m., Wednesday, April 30, 2014.

JOURNAL OF THE HOUSE

One Hundred-eighth Calendar Day - Seventy-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 30, 2014

The House met pursuant to adjournment at 8:38 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Zack Krawiec, Speaker's Page from Davenport.

The Journal of Tuesday, April 29, 2014, was approved.

The House stood at ease at 8:42 a.m., until the fall of the gavel.

The House resumed session at 1:17 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty members present, twenty absent.

SENATE AMENDMENT CONSIDERED

Windschitl of Harrison called up for consideration **House File 2444,** a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions, amended by the Senate amendment H–8222.

Byrnes of Mitchell asked and received unanimous consent to withdraw amendment H–8232, to the Senate amendment H–8222, filed by him on April 8, 2014.

Isenhart of Dubuque asked and received unanimous consent to withdraw amendment H–8254, to the Senate amendment H–8222, filed by him on April 10, 2014.

Windschitl of Harrison moved that the House concur in the Senate amendment H–8222.

The motion prevailed and the House concurred in the Senate amendment H–8222.

Windschitl of Harrison moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2444)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Berry Dawson Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILL
Unfinished Business Calendar

House File 2445, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions, was taken up for consideration.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H–8295 filed by him on April 23, 2014.

Baltimore of Boone offered amendment H–8302 filed by him and moved its adoption.

Amendment H–8302 was adopted.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H–8290 filed by him on April 22, 2014.

H. Miller of Webster asked and received unanimous consent to withdraw amendments H–8237 and H–8247 filed by Dunkel of Dubuque, et al., on April 10, 2014.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H–8207 filed by him on April 2, 2014.

SENATE FILE 2359 SUBSTITUTED FOR HOUSE FILE 2445

Baltimore of Boone asked and received unanimous consent to substitute Senate File 2359 for House File 2445.

Senate File 2359, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions, was taken up for consideration.

H. Miller of Webster asked and received unanimous consent to withdraw amendment H–8319 filed by Dunkel of Dubuque, et al., on April 28, 2014.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2359)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Hunter

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2444** and **Senate File 2359.**

HOUSE FILES 2352 AND 2445 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House Files 2352 and 2445 from further consideration by the House.

RESIGNATION OF SPEAKER PRO TEMPORE

The Speaker announced the resignation of Steve Olson of Clinton as Speaker Pro Tempore.

ELECTION OF SPEAKER PRO TEMPORE

Hagenow of Polk placed in nomination the Honorable Matt Windschitl of Harrison as candidate for Speaker Pro Tempore.

M. Smith of Marshall seconded the nomination of Windschitl of Harrison for Speaker Pro Tempore.

In accordance with the foregoing motion, the votes were cast and Matt Windschitl of Harrison was declared duly elected to that office and duly sworn by the Chief Clerk.

SPECIAL PRESENTATION TO RETIRING MEMBERS

Speaker Kraig Paulsen, Majority Leader Linda Upmeyer and Minority Leader Mark Smith invited retiring members of the House to the well for a special recognition. Plaques were presented to the following:

Mark Brandenburg, District 15	2011-2014
Anesa Kajtazovic, District 61	2011-2014
Mark S. Lofgren, District 91	2011-2014
Patrick Murphy, District 99	1989-2014

Steven N. Olson, District 97	2003-2014
Tyler Olson, District 65	2007-2014
Jason Schultz, District 18	2009-2014
Tom Shaw, District 10	2011-2014
Jeff Smith, District 1	2011-2014
Roger Thomas, District 55	1997-2000 and 2005-2014

SPECIAL PRESENTATION TO LEADERS

The Speaker presented plaques to each leader in appreciation of their service and dedication to the Iowa House of Representatives.

Kraig Paulsen, Speaker of the House	2013-2014
Linda Upmeyer, Majority Leader	2013-2014
Mark Smith, Minority Leader	2013-2014
Kevin McCarthy, Minority Leader	1/2013-8/2013

The House rose and expressed its appreciation.

The House stood at ease at 1:41 p.m., until the fall of the gavel.

The House resumed session at 3:37 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2014, adopted the Conference Committee report and passed Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 2349)

A conference committee report signed by the following Senate and House members was filed April 30, 2014, on Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the

technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
DAN HUSEMAN, CHAIR	MATT MCCOY, CHAIR
DENNIS COHOON	BILL ANDERSON
NANCY DUNKEL	DARYL BEALL
JOHN LANDON	TOD R. BOWMAN
DAVE MAXWELL	TIM L. KAPUCIAN

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(Senate File 2349)

Huseman of Cherokee called up for consideration the report of the conference committee on **Senate File 2349,** a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2349)

The ayes were, 95:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein

Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 1:

Kelley

Absent or not voting, 4:

Abdul-Samad	Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2349** be immediately messaged to the Senate.

The House stood at ease at 3:47 p.m., until the fall of the gavel.

The House resumed session at 5:58 p.m., Windschitl of Harrison in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 2458)

A conference committee report signed by the following Senate and House members was filed April 30, 2014, on House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
JACK DRAKE, CHAIR	DENNIS H. BLACK, CHAIR
BRUCE BEARINGER	DICK L. DEARDEN
JARAD KLEIN	MARY JO WILHELM
FRANK WOOD	

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(House File 2458)

Drake of Cass called up for consideration the report of the conference committee on **House File 2458,** a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Drake of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2458)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILL
Appropriations Calendar

House File 2473, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters, was taken up for consideration.

Soderberg of Plymouth asked and received unanimous consent that amendment H–8315 be deferred.

Soderberg of Plymouth offered amendment H–8362 filed by him, from the floor.

Pettengill of Benton rose on a point of order under Rule 10, regarding decorum in debate.

Soderberg of Plymouth offered amendment H–8363, to amendment H–8362, filed by him from the floor and moved its adoption.

Amendment H–8363, to amendment H–8362, was adopted, placing out of order amendment H–8366, to amendment H–8362, filed by Hall of Woodbury from the floor and amendment H–8367, to amendment H–8362, filed by Baudler of Adair from the floor.

Soderberg of Plymouth moved the adoption of amendment H–8362, as amended.

Amendment H–8362, as amended, was adopted, placing out of order the following amendments:

H–8291 filed by Shaw of Pocahontas on April 22, 2014.
H–8292 filed by Shaw of Pocahontas on April 22, 2014.
H–8293 filed by Baudler of Adair on April 22, 2014.
H–8297 filed by Pettengill of Benton on April 23, 2014.
H–8299 filed by Fisher of Tama on April 23, 2014.
H–8315 filed by Soderberg of Plymouth on April 25, 2014, previously deferred.
H–8318 to amendment H–8315 filed by Soderberg of Plymouth on April 25, 2014.
H–8322 to amendment H–8315 filed by Byrnes of Mitchell on April 28, 2014.
H–8323 to amendment H–8315 filed by Winckler of Scott et al., on April 28, 2014.
H–8324 to amendment H–8315 filed by Isenhart of Dubuque et al., on April 28, 2014.
H–8325 to amendment H–8315 filed by Abdul-Samad of Polk et al., on April 28, 2014.
H–8326 to amendment H–8315 filed by Staed of Linn et al., on April 28, 2014.
H–8328 to amendment H–8315 filed by Hall of Woodbury on April 28, 2014.
H–8329 to amendment H–8315 filed by Soderberg of Plymouth on April 29, 2014.
H–8330 to amendment H–8315 filed by Ourth of Warren et al., on April 29, 2014.

H–8364 to amendment H–8315 filed by Shaw of Pocahontas from the floor.

H–8365 to amendment H–8315 filed by Shaw of Pocahontas from the floor.

H–8368 to amendment H–8315 filed by Pettengill of Benton from the floor.

H–8371 to amendment H–8315 filed by Lykam of Scott et al., from the floor.

H–8372 to amendment H–8315 filed by Anderson of Polk from the floor.

H–8373 to amendment H–8315 filed by Stutsman of Johnson et al., from the floor.

H–8374 to amendment H–8315 filed by Gaines of Polk et al., from the floor.

H–8376 to amendment H–8315 filed by Winckler of Scott et al., from the floor.

H–8377 to amendment H–8315 filed by Hall of Woodbury et al., from the floor.

H–8378 to amendment H–8315 filed by Kressig of Black Hawk et al., from the floor.

H–8379 to amendment H–8315 filed by Dunkel of Dubuque et al., from the floor.

Soderberg of Plymouth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2473)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.

Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 6:40 p.m.

SENATE AMENDMENT CONSIDERED

Baltimore of Boone called up for consideration **House File 398,** a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, amended by the Senate amendment H–8369.

Baltimore of Boone offered amendment H–8380, to the Senate amendment H–8369, filed by him from the floor and moved its adoption.

Roll call was requested by Wolfe of Clinton and Baltimore of Boone.

On the question "Shall amendment H–8380, to the Senate amendment H–8369, be adopted?" (H.F. 398)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie

Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 4:

Berry	Dawson	Kajtazovic	Upmeyer

Amendment H–8380, to the Senate amendment H–8369, was adopted.

Baltimore of Boone moved that the House concur in the Senate amendment H–8369, as amended.

The motion prevailed and the House concurred in the Senate amendment H–8369, as amended.

Baltimore of Boone moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 398)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

Berry	Dawson	Kajtazovic

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 398, 2458** and **2473.**

SPECIAL PRESENTATION

Shaw of Pocahontas introduced to the House, former legislator, Glen Massie.

The House rose and expressed its welcome.

The House stood at ease at 7:00 p.m., until the fall of the gavel.

The House resumed session at 8:42 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2014, refused to concur in the House amendment to the Senate amendment to the following bill in which the concurrence of the Senate was asked:

House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

Also: That the Senate has on April 30, 2014, adopted the Conference Committee report and passed House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

MICHAEL E. MARSHALL, Secretary

HOUSE INSISTS

Baltimore of Boone called up for consideration **House File 398,** a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(House File 398)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 398: Baltimore of Boone, Chair; Cownie of Polk, Hess of Clay, Wolfe of Clinton and T. Olson of Linn.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that **House File 398** be immediately messaged to the Senate.

The House stood at ease at 8:42 p.m., until the fall of the gavel.

The House resumed session at 8:58 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2363, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2363, by committee on Appropriations, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

Read first time and referred to committee on **Appropriations.**

RULE 57 SUSPENDED

Hagenow of Polk asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Appropriations to meet immediately.

The House stood at ease at 8:59 p.m., until the fall of the gavel.

The House resumed session at 11:45 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2014, appointed the conference committee to House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, and the members of the Conference Committee on the part of the Senate are: The Senator from Linn, Senator Hogg, Chair; the Senator from Pottawattamie, Senator Gronstal; the Senator from Des Moines, Senator Courtney; the Senator from Sioux, Senator Feenstra; the Senator from Woodbury, Senator Anderson.

MICHAEL E. MARSHALL, Secretary

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2363, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 30, 2014.

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 75, regarding voting after midnight.

Upmeyer asked and received unanimous consent for the immediate consideration of Senate File 2363.

CONSIDERATION OF BILL

Senate File 2363, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability

provisions, with report of committee recommending passage, was taken up for consideration.

Isenhart of Dubuque offered amendment H–8382 filed by him from the floor and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Jacoby of Johnson.

On the question "Shall amendment H–8382 be adopted?" (S.F. 2363)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

Absent or not voting, 3:

Berry	Dawson	Olson, R.

Amendment H–8382 lost.

Ruff of Clayton asked and received unanimous consent to withdraw amendment H–8381 filed by her from the floor.

Prichard of Floyd offered amendment H–8383 filed by him from the floor.

Soderberg of Plymouth rose on a point of order that amendment H–8383 was not germane.

The Speaker ruled the point well taken and amendment H–8383 not germane.

Prichard of Floyd asked for unanimous consent to suspend the rules to consider amendment H–8383.

Objection was raised.

Prichard of Floyd moved to suspend the rules to consider amendment H–8383.

Roll call was requested by Prichard of Floyd and Steckman of Cerro Gordo.

On the question "Shall the rules be suspended to consider amendment H–8383?" (S.F. 2363)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher

Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 4:

Berry	Dawson	Olson, R.	Upmeyer

The motion to suspend the rules lost.

Kressig of Black Hawk offered amendment H–8384 filed by him from the floor.

Soderberg of Plymouth rose on a point of order that amendment H–8384 was not germane.

The House stood at ease at 12:09 a.m., until the fall of the gavel.

The House resumed session at 12:10 a.m., Speaker Paulsen in the chair.

Soderberg of Plymouth withdrew his motion regarding germaneness of amendment H–8384.

Upmeyer of Cerro Gordo asked and received unanimous consent that Senate File 2363 be deferred and that the bill retain its place on the calendar. (amendment H–8384 deferred)

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 398)

A conference committee report signed by the following Senate and House members was filed April 30, 2014, on House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CHIP BALTIMORE, CHAIR	BILL ANDERSON
PETER COWNIE	RANDY FEENSTRA
MEGAN HESS	MICHAEL E. GRONSTAL

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(House File 398)

Baltimore of Boone called up for consideration the report of the conference committee on **House File 398,** a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 398)

The ayes were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forristall	Fry	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Rayhons	Riding	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker Paulsen	

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Cohoon
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 3:

Berry	Dawson	Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that **House File 398** be immediately messaged to the Senate.

The House stood at ease at 12:19 a.m., until the fall of the gavel.

The House resumed session at 1:50 a.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, adopted the Conference Committee report and passed House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILL
Unfinished Business Calendar

Senate File 2297, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H–8118 filed by the committee on Judiciary on March 13, 2014.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2297)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Berry Dawson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2297** be immediately messaged to the Senate.

SENATE AMENDMENT CONSIDERED

Deyoe of Story called up for consideration **House File 2460,** a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters, amended by the Senate amendment H–8349.

Kaufmann of Cedar offered amendment H–8370, to the Senate amendment H–8349, filed by him and Byrnes of Mitchell from the floor and moved its adoption.

The motion prevailed and amendment H–8370, to the Senate amendment H–8349, was adopted.

Soderberg of Plymouth offered amendment H–8385, to the Senate amendment H–8349, filed by him from the floor and moved its adoption.

The motion prevailed and amendment H–8385, to the Senate amendment H–8349, was adopted.

Deyoe of Story moved that the House concur in the Senate amendment H–8349, as amended.

The motion prevailed and the House concurred in the Senate amendment H–8349, as amended.

Deyoe of Story moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2460)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Berry	Dawson

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that **House File 2460** be immediately messaged to the Senate.

The House stood at ease at 2:04 a.m., until the fall of the gavel.

The House resumed session at 2:12 a.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, adopted the Conference Committee report and passed Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 2342)

A conference committee report signed by the following Senate and House members was filed April 30, 2014, on Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions:

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
RALPH WATTS, CHAIR	LIZ MATHIS, CHAIR
DAN KELLEY	MICHAEL E. GRONSTAL
JOHN LANDON	MATT MCCOY
DAWN PETTENGILL	

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE
(Senate File 2342)

Watts of Dallas called up for consideration the report of the conference committee on **Senate File 2342,** a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2342)

The ayes were, 56:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Rayhons	Riding	Rogers
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer

Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Ruff	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 2:

Berry	Dawson

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that **Senate File 2342** be immediately messaged to the Senate.

The House stood at ease at 2:18 a.m., until the fall of the gavel.

The House resumed session at 2:39 a.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, amended and passed the following bill in which the concurrence of the House is asked:

House File 2473, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions.

Also: That the Senate has on May 1, 2014, passed the following bill in which the concurrence of the House is asked:

Senate File 2364, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2364, by committee on Ways and Means, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

Read first time and referred to committee on **Ways and Means.**

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Ways and Means to meet immediately.

The House stood at ease at 2:39 a.m., until the fall of the gavel.

The House resumed session at 3:00 a.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

MICHAEL E. MARSHALL, Secretary

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 2364, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** May 1, 2014.

Upmeyer asked and received unanimous consent for the immediate consideration of Senate File 2364.

CONSIDERATION OF BILLS

Senate File 2364, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2364)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson

Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Hunter	Olson, R.

Absent or not voting, 2:

Berry	Dawson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2364** be immediately messaged to the Senate.

The House stood at ease at 3:04 a.m., until the fall of the gavel.

The House resumed session at 3:21 a.m., Speaker Paulsen in the chair.

Upmeyer asked and received unanimous consent for the immediate consideration of Senate File 2360.

Regular Calendar

Senate File 2360, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Klein of Washington offered amendment H–8333 filed by the committee on Public Safety.

Klein of Washington asked and received unanimous consent to withdraw amendment H–8375, to the committee amendment H–8333, filed by him from the floor.

Klein of Washington offered amendment H–8388, to the committee amendment H–8333, filed by him from the floor and moved its adoption.

Amendment H–8388, to the committee amendment H–8333, was adopted, placing out of order amendment H–8344 to the committee amendment H–8333 filed by Pettengill of Benton on April 29, 2014.

Klein of Washington moved the adoption of the committee amendment H–8333, as amended.

The committee amendment H–8333, as amended, was adopted placing out of order the following amendments:

H–8334 filed by Baltimore of Boone on April 29, 2014.
H–8335 filed by Baltimore of Boone on April 29, 2014.
H–8336 filed by Baltimore of Boone on April 29, 2014.
H–8337 filed by L. Miller of Scott on April 29, 2014.
H–8338 filed by L. Miller of Scott on April 29, 2014.
H–8339 filed by L. Miller of Scott on April 29, 2014.
H–8340 filed by Rogers of Black Hawk on April 29, 2014.
H–8341 filed by Rogers of Black Hawk on April 29, 2014.
H–8342 filed by Rogers of Black Hawk on April 29, 2014.
H–8343 filed by Rogers of Black Hawk on April 29, 2014.
H–8345 filed by L. Miller of Scott on April 29, 2014.
H–8346 filed by L. Miller of Scott on April 29, 2014.
H–8347 filed by L. Miller of Scott on April 29, 2014.
H–8348 filed by L. Miller of Scott on April 29, 2014.
H–8350 to amendment H–8345 filed by L. Miller of Scott from the floor.
H–8351 to amendment H–8345 filed by L. Miller of Scott from the floor.
H–8352 to amendment H–8345 filed by L. Miller of Scott from the floor.
H–8353 to amendment H–8345 filed by L. Miller of Scott from the floor.
H–8354 to amendment H–8345 filed by L. Miller of Scott from the floor.
H–8355 to amendment H–8345 filed by L. Miller of Scott from the floor.

H–8356 to amendment H–8345 filed by L. Miller of Scott from the floor.

H–8357 to amendment H–8345 filed by L. Miller of Scott from the floor.

H–8358 to amendment H–8345 filed by L. Miller of Scott from the floor.

H–8359 to amendment H–8345 filed by L. Miller of Scott from the floor.

H–8360 filed by L. Miller of Scott from the floor.

H–8361 filed by Brandenburg of Pottawattamie from the floor.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2360)

The ayes were, 77:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Byrnes	Cohoon
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Gaines
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Klein
Koester	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Salmon
Sands	Shaw	Sheets	Smith, J.
Smith, M.	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Mr. Speaker Paulsen			

The nays were, 20:

Baltimore	Brandenburg	Costello	Forristall
Fry	Gustafson	Hanusa	Huseman
Kelley	Landon	Lofgren	Maxwell
Miller, L.	Pettengill	Rayhons	Rogers
Schultz	Soderberg	Watts	Worthan

Absent or not voting, 3:

Berry Dawson Moore

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2360** be immediately messaged to the Senate.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, passed the following bill in which the concurrence of the Senate was asked:

House File 2476, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

Windschitl of Harrison in the chair at 3:40 a.m.

SENATE AMENDMENT CONSIDERED

Soderberg of Plymouth called up for consideration **House File 2473,** a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions, amended by the Senate amendment H–8387.

Soderberg of Plymouth offered amendment H–8389, to the Senate amendment H–8387, filed by him, from the floor, and moved its adoption.

Roll call was requested by Hall of Woodbury and Prichard of Floyd.

On the question "Shall amendment H–8389, to the Senate amendment H–8387, be adopted?" (H.F. 2473)

The ayes were, 49:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Klein	Koester
Landon	Maxwell	Miller, L.	Olson, S.
Paulsen, Spkr.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 48:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kaufmann
Kearns	Kelley	Kressig	Lensing
Lofgren	Lundby	Lykam	Mascher
Meyer	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Stanerson	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

Berry	Dawson	Moore

The motion prevailed and amendment H–8389, to the Senate amendment H–8387, was adopted.

Soderberg of Plymouth moved that the House concur in the Senate amendment H–8387, as amended.

The motion prevailed and the House concurred in the Senate amendment H–8387, as amended.

Soderberg of Plymouth moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2473)

The ayes were, 57:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Maxwell	Miller, L.	Olson, R.	Olson, S.
Paulsen, Spkr.	Pettengill	Rayhons	Riding
Rogers	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Staed	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Worthan
Windschitl, Presiding			

The nays were, 40:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lykam
Mascher	Meyer	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Ruff	Smith, M.	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

Berry	Dawson	Moore

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 2473** be immediately messaged to the Senate.

The House resumed consideration of **Senate File 2363,** a bill for an act relating to state and local finances by making transfers and

appropriations, providing for properly related matters, and including effective date and applicability provisions, previously deferred.

Hall of Woodbury offered amendment H–8386 filed by him from the floor.

Soderberg of Plymouth rose on a point of order that amendment H–8386 was not germane.

The Speaker ruled the point well taken and amendment H–8386 not germane.

Hall of Woodbury asked for unanimous consent to suspend the rules to consider amendment H–8386.

Objection was raised.

Hall of Woodbury moved to suspend the rules to consider amendment H–8386.

Roll call was requested by Hall of Woodbury and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H–8386?" (S.F. 2363)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhart	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Meyer	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie

Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Gassman	Grassley
Gustafson	Hagenow	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 4:

Berry	Dawson	Hanusa	Moore

The motion to suspend the rules lost.

Kressig of Black Hawk asked and received unanimous consent to withdraw amendment H–8384, filed by him, previously deferred.

Soderberg of Plymouth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2363)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt

Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe	Wood	Worthan
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Berry	Dawson	Moore

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 2363** be immediately messaged to the Senate.

REMARKS BY MINORITY LEADER M. SMITH

M. Smith of Marshall offered the following remarks:

Thank you, Mr. Speaker.

Today marks the end of my first legislative session as Democratic Leader. I want to begin by saying that every day I have appreciated this great honor. Further, I want to thank the members of my caucus; I could not be more proud of the work we did this session.

I also want to express my extreme gratitude to our staff. They did wonderful work for every member of our caucus. You guys are the best.

This Iowa has always been a welcoming and accepting place. It has been a place where we have valued our children, provided for their education, and kept them from harm. Iowa's history has been one of respect for all people and their rights. We have been a people of progressive thinking.

As I expressed on opening day, I had hoped that this legislative session would improve public schools and early childhood education, create a better environment for quality jobs, and reduce taxes for families with average incomes. I'm afraid the results were mixed.

Last year, we made significant bipartisan progress in property tax, education and health care reform. This year we seemed to lose momentum.

I'm proud of some of the bipartisan work we did this session. We froze tuition again at the state universities. We extended skilled job training programs. We encouraged more production and use of renewable energy.

But we missed other opportunities to improve the quality of life in Iowa. We could have taken a big step toward transforming our K-12 school system into a pre-K/14 system by reducing tuition for community college students and extending early childhood education to all Iowa kids, but we didn't. We failed to meet our legal obligation to set public school funding.

Too many of Iowa's children are being bullied in schools, yet for the second session in a row we didn't get a reasonable bill to protect them signed in to law. The majority party wouldn't consider an increase in the minimum wage by even so much as a dollar and we didn't find a way to expand broadband access to more Iowans.

These issues remain unresolved, even though Democrats stood ready to work together and address them this session. So we will have a conversation with Iowans about those issues as we head into November and will work toward their accomplishment during the next General Assembly.

Thank you, Mr. Speaker.

REMARKS BY MAJORITY LEADER UPMEYER

Upmeyer of Cerro Gordo offered the following remarks:

Thank you Mr. Speaker.

At the beginning of this, the 85th General Assembly, I spoke on the floor about my concern that Iowans were losing faith in government. This arises from the gridlock that has consumed Washington D.C. Each night you can turn on the television and watch pundits and politicians arguing about blame when we really need to be coming together to talk about solutions.

It's that kind of culture in the federal government that has Iowans doubting that elected officials can come together and tackle issues head on. Our challenge was to show Iowans that we could do better.

So how did we do that?

We did it by taking on an issue like property tax growth that has been unresolved for years. We have long known that the growth in property taxes was unsustainable for homeowners and that it was discouraging job growth. It was the members of this General Assembly who finally stepped up… and in the process passed the largest tax cut in state history!

We have shown Iowans that they can have faith in state government when we have done more than talk about improving our children's education system. Instead of lip service when it comes to education, we stepped up and truly innovated. The teacher-leadership model broke the mold of how we look to improve the achievement of our

students. This is the kind of landmark legislation that will help us compete with an increasingly global challenge.

After a couple of years of strong fiscal discipline, you could not blame Iowans for thinking we would slip back into the bad budgeting practices of the past. Rather than doing that, we have shown Iowans that we can keep our commitment to common sense budgeting principles. As a result, we are spending less than we take in and we are sending money back to the taxpayers!

A few short years ago the state racked up unprecedented debt. Having seen so much government borrowing around the country, Iowans may have resigned themselves to continuing down that path going forward.
While the federal government and states like Illinois burden future generations with their borrowing, we have wisely chosen to go a different direction. Over the last two sessions we have paid off over $200 million in debt early and ensured a stronger financial future for our Iowa.

Doing the easy thing and the right thing are rarely the same thing. There is no better example of that than what Iowans sent us here to do. They sent us here to come together, in a bipartisan manner, and get work done. While I am proud that we have done this, we have also been reminded this session of how fragile a thing it can be. At times this year there have been efforts to campaign through our committees. When that happens, it becomes hard to distinguish our process from the one in Washington, D.C.

Thankfully, in recent days I believe we have risen above the fray and renewed our focus. I am so honored to stand before you today as we close the 85th General Assembly because I believe that over the course of the past two years we have demonstrated the best in public service. You have displayed the leadership our nation's capitol lacks and needs to follow.

Ladies and gentlemen of the House, thank you for rising to the occasion. It is an honor to serve with you.

Thank you Minority Leader Smith, the House Democrat caucus and your staff for working with us and your dedication.

Thank you Governor Branstad, Lieutenant Governor Reynolds and your team for your tireless efforts.

Thank you to everyone who keeps this building beautiful and running smoothly.

I want to thank the Chief Clerk's office and everyone in LSA. We would never shut this place down if you were not ready and willing to help at a moments notice.

Thank you to our staff. Jeff, Brad, Jason, Amanda, Carrie, Colin, Kristi, Lew, Brittany, Dane, Terri, Louis, Josie, Tony and Angie, you guys rock!

To the leadership team: Steve, Chris, Matt, Jeff, Joel, Walt, Lee and Jarad, thank you for your support and counsel.

To my caucus, I am honored to serve with you and humbled at the opportunity you have given me. I am excited about what the future holds for this caucus, thank you.

Mr. Speaker, thank you for your friendship and your leadership.

REMARKS BY SPEAKER PAULSEN

Paulsen of Linn offered the following remarks:

I'd like to start by quickly thanking you, the members of the eighty-fifth general assembly for your hard work and for closing the books on another session. It is truly an honor to serve as your speaker. Specifically, I'd like to thank the House Republicans – you have proved once again that we can govern while maintaining our principles.

To my wife, Cathy, and our children, thank you for your constant support and understanding.

I want to thank our great leadership team that I am honored to work with – Reps. Windschitl, Hagenow, Rogers, Smith and Fry - I appreciate your leadership and dedication to the Republican caucus. To Speaker Pro Tem Steve Olson, I have greatly appreciated your insights and our conversations. You will be missed next year.

To the Majority Leader, Linda Upmeyer, thank you for your unwavering leadership. Rarely is there a wall put up that you cannot find a way around or, as sometimes is required, to break through. I value your friendship and appreciate your tireless work.

To Leader Smith and the minority party, thank you for your efforts this year.

To our leadership staff: Louis, Terri, Josie, Angie, and Tony. And, in my opinion, the best caucus staff in the building – the House Republican Caucus staff: Jeff, Lew, Brad, Jason, Kristi, Carrie, Colin, Amanda, Dane and Brittany – you are not thanked enough for the work that you do and the service you provide. We are very appreciative.

Chief Clerk Boal, thank you to you and your staff, the work you all do to make this chamber operate efficiently. And LSA for all of your hard work, much of what you do is not seen but it does not go unnoticed.

And finally, a special thank you to Governor Terry Branstad and Lieutenant Governor Kim Reynolds and their team for their resolve and steadfast leadership.

When Iowans look back on the entire eighty-fifth general assembly, and specifically the House of Representatives, I think they will remember it for the work focused on those Iowans who play by the rules and simply want less government in their lives and in their pockets. This Legislature has opportunities to make family life more affordable, upward mobility more likely and employment easier to find.

We did this through targeted investments in education and job training. Iowa's community colleges saw an increase in funding, nearly a 25 percent increase over the past four years. Families will find it a bit easier to afford the cost of college tuition as we have provided the funding necessary to freeze tuition at our regents institutions.

We focused on family-friendly tax changes, including the implementation of the taxpayer trust fund, a mechanism to return the overpayment of taxes back to the taxpayers. And after more than a decade of kicking the can down the road, we came together to pass historic property tax relief and reform that absolutely makes a difference for every Iowan.

We also fulfilled our commitment to provide strong budget leadership. It wasn't that long ago when Iowa faced a $900 million budget shortfall, behaving much like they do in Washington, D.C. Iowans demanded change. In response, House Republicans outlined budgeting principles that have guided our decisions for the last four sessions. This included a serious commitment to a very basic and common sense practice - paying off the state's debt. We should all be very proud that unlike Washington, D.C. we have stopped borrowing money and instead we are paying off our debts. A new course has been charted for future legislatures, one that puts hardworking Iowa taxpayers first, not the government.

In my opening day speech, I asked you to consider a few questions and let them guide you through this session. Are we offering Iowa families relief from the squeeze of federal, state and local taxes? Are we looking for ways to make it easier for them to send their kids to college? Are we removing barricades that stop them from improving their own financial health?

Ladies and gentlemen, I believe the answer to those questions is yes.

Again, thank you for your efforts.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 109

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 109,** a concurrent resolution to provide for adjournment sine die, and moved its adoption.

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The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House Concurrent Resolution 109** be immediately messaged to the Senate.

The House stood at ease at 4:11 a.m., until the fall of the gavel.

The House resumed session at 5:54 a.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2014, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 2473, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions.

Also: That the Senate has on May 1, 2014, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2360, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk
Dawson of Woodbury
Kajtazovic of Black Hawk
Upmeyer of Cerro Gordo
Berry of Black Hawk
Hanusa of Pottawattamie
Moore of Jackson

FINAL DISPOSITION OF MOTION TO RECONSIDER

Pursuant to House Rule 73.6, the following motion to reconsider which remained on the House Calendar upon adjournment of the 2014 Regular Session of the Eighty-fifth General Assembly will be considered to have failed:

By Upmeyer of Cerro Gordo to **House File 2472,** a bill for an act relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including income and property tax incentives for broadband infrastructure installation, and including retroactive applicability provisions, filed on April 25, 2014.

LEADERSHIP REVISIONS

The Speaker announced the following leadership changes effective April 30, 2014:

Klein of Washington and Hein of Jones were named **assistant majority leaders** replacing Windschitl of Harrison and J. Smith of Dickinson.

SPONSOR ADDED

R. Taylor of Dallas requested to be added as a sponsor of amendment H–8370, to the Senate amendment H–8349, to House File 2460.

AMENDMENTS FILED

H–8350	S.F.	2360	L. Miller of Scott
H–8351	S.F.	2360	L. Miller of Scott
H–8352	S.F.	2360	L. Miller of Scott
H–8353	S.F.	2360	L. Miller of Scott
H–8354	S.F.	2360	L. Miller of Scott
H–8355	S.F.	2360	L. Miller of Scott
H–8356	S.F.	2360	L. Miller of Scott
H–8357	S.F.	2360	L. Miller of Scott
H–8358	S.F.	2360	L. Miller of Scott
H–8359	S.F.	2360	L. Miller of Scott
H–8360	S.F.	2360	L. Miller of Scott
H–8361	S.F.	2360	Brandenburg of Pottawattamie
H–8362	H.F.	2473	Soderberg of Plymouth
H–8363	H.F.	2473	Soderberg of Plymouth
H–8364	H.F.	2473	Shaw of Pocahontas
H–8365	H.F.	2473	Shaw of Pocahontas
H–8366	H.F.	2473	Hall of Woodbury
H–8367	H.F.	2473	Baudler of Adair
H–8368	H.F.	2473	Pettengill of Benton
H–8369	H.F.	398	Senate Amendment
H–8370	H.F.	2460	Kaufmann of Cedar
			Byrnes of Mitchell
H–8371	H.F.	2473	Lykam of Scott
			Thede of Scott
			Wood of Scott
			Winckler of Scott
H–8372	H.F.	2473	Anderson of Polk
H–8373	H.F.	2473	Stutsman of Johnson
			Lensing of Johnson
			Jacoby of Johnson

Mascher of Johnson
Running-Marquardt of Linn

H–8374 H.F. 2473 Gaines of Polk
Lensing of Johnson
Anderson of Polk
Hall of Woodbury
Hunter of Polk
Jacoby of Johnson
Lykam of Scott
Murphy of Dubuque
Ourth of Warren
Ruff of Clayton
Staed of Linn
T. Taylor of Linn
Thomas of Clayton
Wolfe of Clinton
Abdul-Samad of Polk
Gaskill of Wapello
Heddens of Story
Isenhart of Dubuque
Kearns of Lee
H. Miller of Webster
Oldson of Polk
Prichard of Floyd
M. Smith of Marshall
Stutsman of Johnson
Thede of Scott
Winckler of Scott
Wood of Scott

H–8375 S.F. 2360 Klein of Washington

H–8376 H.F. 2473 Winckler of Scott
Abdul-Samad of Polk
Bearinger of Fayette
Dunkel of Dubuque
Hall of Woodbury
Hunter of Polk
Jacoby of Johnson
Kelley of Jasper
Lundby of Linn
Mascher of Johnson
Murphy of Dubuque
Ourth of Warren
Riding of Polk
Staed of Linn
Stutsman of Johnson
Thede of Scott
Wood of Scott
Anderson of Polk
Cohoon of Des Moines
Gaskill of Wapello
Hanson of Jefferson
Isenhart of Dubuque
Kearns of Lee
Lensing of Johnson
Lykam of Scott
H. Miller of Webster
Oldson of Polk
Prichard of Floyd
Ruff of Clayton
Steckman of Cerro Gordo
T. Taylor of Linn
Thomas of Clayton

H–8377 H.F. 2473 Hall of Woodbury
Abdul-Samad of Polk
Bearinger of Fayette
Dunkel of Dubuque
Gaskill of Wapello
Heddens of Story
Isenhart of Dubuque
Anderson of Polk
Cohoon of Des Moines
Forbes of Polk
Hanson of Jefferson
Hunter of Polk
Jacoby of Johnson

			Kearns of Lee
			Lundby of Linn
			H. Miller of Webster
			Oldson of Polk
			Prichard of Floyd
			Ruff of Clayton
			Staed of Linn
			Stutsman of Johnson
			Thede of Scott
			Winckler of Scott
H–8378	H.F.	2473	Kressig of Black Hawk
			Abdul-Samad of Polk
			Bearinger of Fayette
			Gaskill of Wapello
			Heddens of Story
			Isenhart of Dubuque
			Kearns of Lee
			Lundby of Linn
			Mascher of Johnson
			Murphy of Dubuque
			Ourth of Warren
			Riding of Polk
			Staed of Linn
			Stutsman of Johnson
			Thede of Scott
			Winckler of Scott
H–8379	H.F.	2473	Dunkel of Dubuque
			Muhlbauer of Crawford
			Ruff of Clayton
			Hall of Woodbury
			Bearinger of Fayette
			Forbes of Polk
			Kressig of Black Hawk
			Lundby of Linn
			H. Miller of Webster
			Riding of Polk
			Staed of Linn
H–8380	H.F.	398	Baltimore of Boone
H–8381	S.F.	2363	Ruff of Clayton
H–8382	S.F.	2363	Isenhart of Dubuque
H–8383	S.F.	2363	Prichard of Floyd
H–8384	S.F.	2363	Kressig of Black Hawk
H–8385	H.F.	2460	Soderberg of Plymouth
H–8386	S.F.	2363	Hall of Woodbury
H–8387	H.F.	2473	Senate Amendment
H–8388	S.F.	2360	Klein of Washington
			Kelley of Jasper
			Lykam of Scott
			Murphy of Dubuque
			Ourth of Warren
			Riding of Polk
			Running-Marquardt of Linn
			Steckman of Cerro Gordo
			T. Taylor of Linn
			Thomas of Clayton
			Anderson of Polk
			Forbes of Polk
			Hanson of Jefferson
			Hunter of Polk
			Jacoby of Johnson
			Kelley of Jasper
			Lykam of Scott
			H. Miller of Webster
			Oldson of Polk
			Prichard of Floyd
			Ruff of Clayton
			Steckman of Cerro Gordo
			T. Taylor of Linn
			Thomas of Clayton
			Wood of Scott

H–8389 H.F. 2473 Soderberg of Plymouth

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 109, duly adopted, the day of Thursday, May 1, 2014 having arrived, the Speaker of the House of Representatives declared the 2014 Regular Session of the Eighty-fifth General Assembly adjourned sine die at 5:54 a.m.

SUPPLEMENT

The following reports and communications were received subsequent to final adjournment:

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 2, 2014, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 109, a concurrent resolution to provide for adjournment sine die.

MICHAEL E. MARSHALL, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 2nd day of May, 2014: House Files 2273, 2289, 2446, 2448, 2453, 2454, 2459, 2464, 2466, 2468 and 2474.

CARMINE BOAL
Chief Clerk of the House

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 8th day of May, 2014: House Files 2449, 2450 and 2456.

CARMINE BOAL
Chief Clerk of the House

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 9th day of May, 2014: House Files 398, 2109, 2444, 2458, 2460, 2463, 2473 and 2476.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY GOVERNOR

The following is a record of the action of the Governor on the bills passed by the 2014 Regular Session of the Eighty-fifth General Assembly and which action was had subsequent to the date of final adjournment.

House File 398, an Act relating to the duties and responsibilities of insurance producers under insurance policies or contracts. Approved 5-23-14.

House File 2109, an Act relating to vapor products and alternative nicotine products, and providing penalties. Approved 5-23-14.

House File 2273, an Act relating to certain state and local government activities related to vehicle registration, taxation of rental vehicles, and levee and drainage districts. Approved 5-23-14.

House File 2289, an Act relating to the regulation and use of unmanned aerial vehicles. Approved 5-23-14.

House File 2444, an Act relating to the administration of the tax and related laws of the Department of Revenue, including powers and duties of the director of administration of the inheritance tax, motor fuel and special fuel taxes, and including effective date and retroactive applicability provisions. Approved 5-30-14.

House File 2446, an Act exempting from the sales tax the sales price of diesel fuel trailer or seed tender used primarily in agricultural production. Approved 5-30-14.

House File 2448, an Act relating to the administration of programs by the Economic Development Authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions. Approved 5-30-14.

House File 2449, an Act relating to appropriations to the Judicial Branch. Approved 5-30-14.

House File 2453, an Act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the Department of Cultural Affairs, providing for fees, and including applicability provisions. Approved 5-27-14.

House File 2454, an Act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions. Approved 5-23-14.

House File 2459, an Act relating to the individual income tax by creating a tax credit for reserve peace officers and by modifying the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions. Approved 5-16-14.

House File 2464, an Act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties. Approved 5-13-14.

House File 2466, an Act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions. Approved 5-30-14.

House File 2468, an Act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions. Approved 5-23-14.

House File 2474, an Act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions. Approved 5-23-14.

House File 2476, an Act relating to funding of unified law enforcement districts, and including effective date and applicability provisions. Approved 5-23-14.

Senate File 303, an Act relating to veterans, military service members, and certain survivor beneficiaries and including effective date and retroactive applicability provisions. Approved 5-26-14.

Senate File 383, an Act relating to the sealing of juvenile delinquency records. Approved 5-23-14.

Senate File 2130, an Act relating to and making transportation and other infrastructure-related appropriations to the Department of Transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions. Approved 5-30-14.

Senate File 2196, an Act relating to programs and services under the purview of the Department of Public Health, and including effective date provisions. Approved 5-23-14.

Senate File 2239, an Act relating to elder abuse and providing penalties. Approved 5-23-14.

Senate File 2297, an Act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions. Approved 5-30-14.

Senate File 2337, an Act relating to the child and dependent care credit available against the individual income tax, and including effective date and applicability provisions. Approved 5-30-14.

Senate File 2340, an Act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions. Approved 5-30-14.

Senate File 2342, an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, including penalties, and including effective date provisions. Approved 5-30-14.

Senate File 2343, an Act relating to qualification requirements for the renewable energy tax credit. Approved 5-30-14.

Senate File 2344, an Act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the e-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions. Approved 5-21-14.

Senate File 2347, an Act relating to the funding of, the operation of, and appropriation of moneys to the College Student Aid Commission, the Department for the Blind, the Department of Education, and the State Board of Regents, and providing for related matters. Approved 5-30-14.

Senate File 2352, an Act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions. Approved 5-26-14.

Senate File 2355, an Act relating to matters under the purview of the Department of Transportation, establishing a fee, and including effective date provisions. Approved 5-30-14.

Senate File 2359, an Act relating to the administration of certain economic development programs by the Economic Development Authority and including effective date and retroactive applicability provisions. Approved 5-30-14.

Senate File 2360, an Act creating the medical cannabidiol act and providing penalties. Approved 5-30-14.

Senate File 2362, an Act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions. Approved 5-30-14.

Senate File 2364, an Act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions. Approved 5-30-14.

GOVERNOR'S VETO MESSAGES

A copy of the following communications were received and placed on file:

HOUSE FILE 2456

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

House File 2456, an Act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions is hereby disapproved and transmitted to you in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

House File 2456 is hereby disapproved on this date.

HF 2456 gives community college boards authority to continue the Property Tax Facility Levy and the Property Tax Equipment Sharing Levy for up to ten years without voter approval, provided voters have passed the levies in the two previous 10-year cycles. The two levies combined cost a maximum of approximately 27 cents per $1,000 of valuation.

I am unable to approve House File 2456 for the following reasons:

House File 2456 takes away decision-making power from the voters for property tax increases. Estimates reveal that the amount of property tax dollars at issue are $9,200,000 in FY 2015, $11,600,000 in FY 2016, $12,900,000 in FY 2017, $15,100,000 in FY 2018 and $17,800,000 in FY 2019. If this bill was allowed to become law, the voters would not be allowed to vote on these property taxes; instead they would be taxed by resolution of a community college board.

Voters should have the power to approve or disapprove property tax increases or continuing additional levies. When voters get to decide, it helps to hold everyone accountable. Typically, when these measures are on the ballot, they receive voter approval. Voters should have the opportunity to decide this important property tax issue. Decision-making power in the hands of the voters helps for voters, communities and community colleges to work together to best serve the needs of the community.

For the above reasons, I respectfully disapprove of House File 2456, in its entirety, in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 2363

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

Senate File 2363, relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions, is hereby disapproved and transmitted to you in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Senate File 2363 is hereby disapproved on this date.

I am unable to approve Senate File 2363 for the following reasons:

Senate File 2363 attempts to use one-time dollars to pay for special projects and pay down bonds. In total, it contains nearly $140 million dollars in one-time spending.

Currently, the State of Iowa has a healthy ending balance. However, the most recent state revenue projection, which occurred since the legislature adjourned, shows significant decline in projected revenues. This information was not available to the legislature during the time this legislation was approved. With this new information, it is very important we continue to be prudent with taxpayer dollars.

When I took office in 2011, I proposed a two year budget with a five year projection. My budget is fiscally sound, predictable and sustainable for the long term. Long term budgeting isn't easy and requires very difficult decisions to align projected spending with revenue.

In 2013, the legislature and I made multi-year commitments with the $4.4 billion property tax cut and education reform that included investing in our teachers and students. These were historic commitments to the people of Iowa and commitments we must keep to Iowa taxpayers, schools and local governments. Signing this spending bill could jeopardize our ability to fund those commitments in the future.

While there are items in this bill that I support, and in some instances recommended, I cannot sign them into law at this time. As the Chief Executive of this state, it is my responsibility to have a long term vision that maintains stability and predictability in our state's budget. Maintaining the fiscal health of Iowa over the long term is my top budgeting priority.

Iowa is working--we are growing. The growth of jobs and opportunities in our state is due, in part, to a government Iowans can rely on. Our commitments to teachers, students and local communities must be honored and our focus must be on the long term stability so Iowa can continue to flourish. In order to continue growing good

paying jobs, we need to make tough choices that ensure a balanced budget today and for the long term.

For the above reasons, I respectfully disapprove of Senate File 2363, in its entirety, in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Sincerely,

TERRY E. BRANSTAD
Governor

GOVERNOR'S ITEM VETO MESSAGES

A copy of the following communications were received and placed on file:

HOUSE FILE 2450

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 2450, an Act relating to appropriations to the justice system and including effective date provisions.

House File 2450 is approved on this date with the following exception, which I hereby disapprove.

I am unable to approve the item designated as Section 6, amending the 2013 Iowa Acts, chapter 139, section 22, subsection 1, by inserting lettered paragraph c. This item contains policy language pertaining to the Department of Corrections entering into a new contract in excess of $100,000 for privatized services during fiscal year 2015 without prior notification of the legislature and employee organizations. However, this item allows the department to renew existing contracts without notification. This item would prevent the department from obtaining services for inmates in an effective and efficient manner. This notification unnecessarily impedes the department's management authority.

For the above reasons, I respectfully disapprove the designated item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2450 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 2458

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 2458 an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, providing for taxable property, making related statutory changes, and including effective date and retroactive applicability provisions.

House File 2458 is approved on this date with the following exception, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 11, amending the 2013 Iowa Acts, chapter 132, section 38, subsection 3. This item permits the Department of Natural Resources to spend the remaining balance of the Fish and Game Protection Fund on salary adjustments. This item is unnecessary as the purpose of this fund is to support fish and wildlife activities.

For the above reasons, I respectfully disapprove the designated item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2458 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 2460

May 27, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 2460, an Act relating to and making appropriations to the Department of Cultural Affairs, the Economic Development Authority, the Department of Workforce Development, the Iowa Finance Authority, the Public Employment Relations Board, and the State Board of Regents and regents institutions, and providing for other properly related matters, and including effective date and retroactive applicability provisions.

House File 2460 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 3, amending 2013 Iowa Acts, chapter 137, Section 21 inserting subsection 2. This item makes changes to the administration of the 260F program. The Iowa Economic Development Authority (IEDA) has the infrastructure to administer this program and maintaining the 260F program at the IEDA is the most efficient use of funds. It is important to keep the 260F program consistent and stable for the business community.

I am unable to approve the item designated as Section 16, in its entirety. This item makes changes to the administration of the 260F program. The Iowa Economic Development Authority (IEDA) has the infrastructure to administer this program and maintaining the 260F program at the IEDA is the most efficient use of funds. It is important to keep the 260F program consistent and stable for the business community.

I am unable to approve the designated portion of the item designated as Section 20, subsection 5. This item places restrictions on the funding formula for the apprenticeship program. Requiring all stakeholders who are recipients of funds from the apprenticeship program to comply with the same statutory funding formula is fair and transparent.

I am unable to approve the item designated as Section 21, in its entirety. This item creates an apprenticeship training program advisory board. Such board is unnecessary to administer the financial assistance for the apprenticeship programs because the assistance is provided by statutory formula rather than board approval. Further, the purpose of the apprenticeship program is to create jobs and grow the private sector, not government. This advisory board makes government bigger without serving any purpose.

I am unable to approve the items designated as Sections 23, 24, 25, 26, 27, 28, 29, 30, 31, and 32, in their entirety. These items make changes to the administration of the 260F program. The Iowa Economic Development Authority (IEDA) has the infrastructure to administer this program and maintaining the 260F program at the IEDA is the most efficient use of funds. It is important to keep the 260F program consistent and stable for the business community.

I am unable to approve the items designated as Sections 35, 36, 37 and 38, in their entirety. These items make changes to the administration of the 260F program. The Iowa Economic Development Authority (IEDA) has the infrastructure to administer this program and maintaining the 260F program at the IEDA is the most efficient use of funds. It is important to keep the 260F program consistent and stable for the business community.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2460 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 2463

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 2463, an Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, extending the duration of county mental health and disabilities services fund per capita levy provisions, and including effective date and retroactive and other applicability date provisions.

A stable, predictable health and human services budget is critically important to Iowa taxpayers who fund these programs and to Iowa's most vulnerable who rely upon these programs. This budget falls short of the high standard Iowans deserve and need, especially in two areas: compensatory education for former Iowa Juvenile Home residents and Medicaid. The budget I proposed in January 2014 included funding for compensatory education of children formerly served by the Iowa Juvenile Home. This bill fails to fund compensatory education; however, I am committed to ensuring the educational needs of the children are met. The Department of Human Services will fund any compensatory education required. Although sufficient funds will remain available to cover a potential Medicaid budget shortfall in fiscal year 2014, the failure to meet the projected needs for Medicaid leads to bad budgeting and is a practice that must be changed.

House File 2463 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 3, amending the 2013 Iowa Acts, chapter 138, section 133, subsection 4, lettered paragraph p by inserting subparagraph 2. This item requires the Department of Human Services to collaborate with the Iowa Collaborative Safety Net Provider Network and the Iowa Primary Care Association to develop a long-term place for the statewide regionally based network. This is unnecessary because it is duplicative of the department's continued efforts to work with all stakeholders and study methods to modernize the Medicaid system.

I am unable to approve the designated portion of the item designated as Section 6, in its entirety. This item creates a redundant, overly burdensome mandate requiring the Iowa Veterans' Home to make expenditure reports monthly to the Legislative Services Agency for fiscal year 2015. I strongly support transparency efforts that publicly disclose how departments spend their resources and this information is already available within the State's accounting and budgeting systems.

I am unable to approve the item designated as Section 17, in its entirety. This item requires the Department of Human Services to redundantly report on cost containment strategies. The Department of Human Services, Department of Management and the

Legislative Services Agency meet on a monthly basis to determine projections for the Medical Assistance appropriation. Information relating to cost containment strategies is shared during these meetings. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 18, amending the 2013 Iowa Acts, chapter 138, section 142 by inserting a new subsection 23. This item is unnecessary and is duplicative of efforts by the Department of Human Services because the department is continually evaluating new methods to better serve Medicaid patients in the most cost-effective way for taxpayers.

I am unable to approve the designated portion of the item designated as Section 19, amending the 2013 Iowa Acts, chapter 138, section 143, by inserting numbered paragraph 8. This item requires the Department of Human Services to submit a report regarding implementation of a uniform cost report. While I strongly support transparency and collaboration, this item is redundant and duplicative because the department already works with stakeholders and a report is unnecessary due to the fact that this information is available upon request. There is no need to require government to make a report about a report. This is unnecessary red-tape.

I am unable to approve the designated portion of the item designated as Section 23, amending the 2013 Iowa Acts, chapter 138, section 147, subsection 1, by inserting an unnumbered paragraph. This item requires that the maintenance staff be maintained at the Iowa Juvenile Home at the same level as it was in January 2014. In December of 2013, the Department of Human Services determined it was in the best interest of the youth to find appropriate, alternative placements. The department completed placing all children formerly housed at the Iowa Juvenile Home at licensed or accredited facilities or at home. Because the Iowa Juvenile Home no longer serves children and the facility continues to be maintained by the Department of Human Services in coordination with the Department of Administrative Services, this item is no longer necessary.

I am unable to approve the designated portion of the item designated as Section 24, amending the 2013 Iowa Acts, chapter 138, by inserting section 147A, subsection 2. The Department of Human Services already tracks youth served by the department and the outcomes the youth experience. This item creates an unfunded system that is duplicative of the department's ongoing efforts.

I am unable to approve the designated portion of the item designated as Section 24, amending the 2013 Iowa Acts, chapter 138, by inserting section 147A, subsection 3. The Department of Human Services has transfer authority. When transfers are made, a notification mechanism to the Legislature is already in place.

I am unable to approve the designated portion of the item designated as Section 25, amending the 2013 Iowa Acts, chapter 138, section 148, by inserting numbered paragraph 28. This item requires the department to review child welfare expansion issues. A task force conducted a review in 2009 and the Department of Human Services will proceed to update this study if any changes are needed.

I am unable to approve the designated portion of the item designated Section 32, amending 2013 Iowa Acts, chapter 138, section 156, by inserting lettered, numbered

paragraph 1A. This item prohibits external approvals that are designed to ensure budget integrity, stability and predictability. Management must have the ability and flexibility to allocate resources where they are most effective and needed. In addition, this item creates a redundant, overly burdensome mandate requiring the department to report to the chairpersons and ranking members of the appropriations committees on a monthly basis. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the item designated as Section 58, in its entirety. This item causes unspent funds for Field Operations to not revert to the General Fund. The carry-forward language does not work to advance my goals of returning predictability and sustainability back to government budgeting. Additionally, providing carry-forward language for the Department of Human Services for field operations before the fiscal year has begun and before it can be known if funds will exist to carry-forward is inappropriate.

I am unable to approve the item designated Section 91, in its entirety. This item requires the Department of Human Services to report to the Legislature prior to the submission of any Medicaid or hawk-i program state plan amendment or waiver to the centers for Medicare and Medicaid services. The Department of Human Services, Department of Management and the Legislative Services Agency meet on a monthly and quarterly basis to determine projections for these services. While I strongly support transparency efforts that publicly disclose how departments manage their programs, this information is already provided to the Legislature and can be made available upon request as well.

I am unable to approve the item designated as Division XIII, in its entirety. I am supportive of efforts to increase accountability and oversight in Medicaid spending. However, this item depends on the one-time funding provided in Senate File 2363. I am taking action on this item consistent with the action I took on Senate File 2363.

I am unable to approve the item designated as Section 98, subsection 7, in its entirety. This item requires each health insurance carrier and pharmacy benefits manager (PBM) to develop a single standard form that the insurance carrier or PBM must use when prior authorization for prescription drugs is required. This requirement creates inconsistencies between state and federal insurance regulations. I believe time requirements are best implemented through the administrative rules process under the Iowa Insurance Division. The division will initiate rulemaking creating consistency for consumers and insurers.

I am unable to approve the item designated as Division XIX, in its entirety. This duplicates the work of the Healthiest State Initiative by creating the Healthiest Children Initiative. My administration's goal is to make Iowa the Healthiest State by 2016. The Healthiest State Initiative is privately led and publicly endorsed and encourages all Iowans to improve their overall health and well-being. Making Iowa the healthiest state in the nation is not only critical to the economic viability of our state, but also critical to the quality of life for all Iowans. Iowans have made great strides in improving their health and continue to work toward my goal of becoming the healthiest state in the nation by 2016. The Healthiest State Initiative has and will continue to assist Iowans, including children, in learning about and applying proven methods to

live longer, happier, and healthier lives. There is no need to duplicate programs or grow bureaucracy when a private sector led initiative is working.

I am unable to approve the item designated as Division XX, in its entirety. This item requires the Department of Human Services to meet with stakeholders regarding elder services under the Medicaid program. This effort is already being conducted on a regular basis and there is no need to duplicate government services.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2463 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 2473

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 2473, an Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

House File 2473 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Division II in its entirety. This item would permanently move the standing appropriation for the State Appeal Board from the General Fund to the Economic Emergency Fund. This was not my recommendation. This item undermines best financial practices, which require an economic emergency fund truly be used for emergencies.

I am unable to approve the item designated as Section 12 in its entirety. This item creates a redundant mandate requiring the Department of Management to report to Legislative Services Agency when a department is applying for or renewing a federal grant with a value of over $1,000. While I strongly support communication and collaboration among state agencies and branches of government, this item is unnecessary because Iowa Code section 8.9, paragraph 2(a) already requires that all grant applications submitted and grant moneys received shall be reported to the Office of Grant Enterprise Management. Iowa Code section 8.9, paragraph 2(b) currently

provides that a report shall be submitted to the legislature by January 31 of each year. The Department of Management will work with the Legislative Services Agency to ensure that they have the financial information they need in a timely manner, making the mandate in this language unnecessary.

I am unable to approve the item designated as Section 14 in its entirety. This item would extend an exemption for licensed health care professionals from state law requiring a four month waiting period for employees who retire from Iowa Public Employees' Retirement System (IPERS) covered employment before returning to work. The IPERS Benefits Advisory Committee opposes an extension of this exemption. I believe the four-month waiting period mandated by Iowa Code is reasonable. The carve-out is costly for Iowa taxpayers and poor pension policy.

I am unable to approve the item designated as Division XII in its entirety. This item would permit a new type of flood mitigation entity to qualify under the Flood Mitigation Program. It would allow an entity to be approved for a flood mitigation district containing multiple counties, cities or sanitary districts. I agree with the concept of this change. However, if the new language in House File 2473 is added to current law, when new multi-jurisdiction flood mitigation districts are approved, they will overlap with other proposed reinvestment districts that were created last year with the passage of House File 641. This creates problems. In the case of overlap, it appears this item would affect the reinvestment districts which are already underway causing them to receive substantially less revenue than originally anticipated. I believe this unintended consequence should be resolved by the legislature. This item veto will allow the legislature time to work through this issue to ensure that flood mitigation and reinvestment districts receive the funding needed.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2473 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 2349

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 2349, an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Several vetoes of spending in Senate File 2349 are needed so that our state can maintain a balanced, sustainable and predictable budget. I am supportive of many of the programs and policy goals that would be achieved by some of these appropriations. However, in order to maintain a sustainable budget, tough choices must be made to control spending. The overall level of spending must be kept within limits that will serve our state well in the long term. Fiscal responsibility requires that $41 million in taxpayer funded spending be vetoed from this legislation. In order to grow good-paying jobs in Iowa, we need to keep our fiscal house in order.

Senate File 2349 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 1, subsection 1, in its entirety. This item would provide $4,000,000 for routine maintenance of state buildings and facilities. The effect of this disapproval saves $4,000,000 in spending and helps us achieve our goal of a balanced budget.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph b. This item would give $2,000,000 in taxpayer dollars for a pharmacy building at the University of Iowa for FY 2014-2015. The effect of this disapproval saves $2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding in future fiscal years for this building. This item veto preserves funding totaling $64,300,000 in future fiscal years for this building.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph c. This item would give $2,000,000 in taxpayer dollars for a biosciences building at the Iowa State University for FY 2014-2015. The effect of this disapproval saves $2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding totaling $50,000,000 in future fiscal years for this building.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph c. This item would give $2,000,000 in taxpayer dollars for an educational center for teach education and preparation building at the University of Northern Iowa for FY 2014-2015. The effect of this disapproval saves $2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding totaling $30,900,000 in future fiscal years for this building.

I am unable to approve the item designated as Section 7 in its entirety. This item deappropriates the final year of funding from the Rebuild Iowa Infrastructure Fund to the following Board of Regents projects: Agriculture and Biosystems Engineering Complex at Iowa State University, the Dental Sciences Building at the University of Iowa, and the Bartlett Hall renovation at the University of Northern Iowa. As these projects are already in progress, funding for them is crucial. The effect of this action reinstates these appropriations for Fiscal Year 2015.

I am unable to approve the item designated as Section 10 in its entirety. This item would give an additional $10,000,000 in taxpayer dollars for major repairs and maintenance of state buildings. The effect of this disapproval saves $10,000,000 in spending and helps us achieve our goal of a balanced budget. It leaves $14,000,000 still available for major repairs and maintenance of state buildings.

I am unable to approve the item designated as Sections 17 and 18 in their entirety. Section 17 would delay the funding of the Technology Reinvestment Fund from the General Fund for another year. Section 18 provides the funding for the Technology Reinvestment Fund for FY 2015 from the Rebuild Iowa Infrastructure Fund. I recommend the funding for the Technology Reinvestment Fund come out of the General Fund as required by statute. Changing funding sources makes it hard for taxpayers to follow the budget and hurts transparency. The effect of this disapproval would be to stop this shift and restore compliance with the Iowa Code to provide for stability and predictability.

I am unable to approve the item designated as Division VI in its entirety. This item would give $4,000,000 in taxpayer dollars to the Resources Enhancement and Protection fund (REAP). The effect of this disapproval saves $4,000,000 in spending and helps us achieve our goal of a balanced budget. The REAP program has $16,000,000 still available in other appropriation bills for this year, representing an increase of $2,000,000 available for REAP over last year.

I am unable to approve the item designated as Section 20 in its entirety. This item would exempt certain leases for state office space in downtown Des Moines from the competitive bidding process. I believe competitive bidding serves the best interest of the taxpayers.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 2349 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Review of Operations of Fire Departments Report, pursuant to Iowa Code section 11.4.

Special Investigation of the United Health Care Information Systems Department, pursuant to Iowa Code Section 11.6.

Special Investigation of the City of Kinross Report, pursuant to Iowa Code section 11.6.

Audit Report on Wireless Fund of the IHSEM Div. Department of Public Defense, pursuant to Iowa Code section 11.2.

DEPARTMENT OF EDUCATION

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3(3)(j).

DEPARTMENT OF REVENUE

Iowa Streamlined Sales Tax Advisory Council Report, pursuant to Iowa Code section 423.9A.

ECONOMIC DEVELOPMENT AUTHORITY
Iowa Commission on Volunteer Service

Quarterly Report, pursuant to Iowa Code section 15.107B.

GOVERNOR'S OFFICE OF DRUG CONTROL POLICY

Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program Report, pursuant to Iowa Code section 8E.

IOWA FINANCE AUTHORITY

Annual Report, pursuant to Iowa Code section 16.7.

LOTTERY AUTHORITY

Quarterly Report, pursuant to Iowa Code section 99G.7.

State of Iowa

JOURNAL OF THE HOUSE

2014
REGULAR SESSION
EIGHTY-FIFTH
GENERAL ASSEMBLY

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Volume II

TERRY E. BRANSTAD, Governor
KRAIG PAULSEN, Speaker of the House
PAM JOCHUM, President of the Senate

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AMENDMENTS FILED

H-8001

Amend House File 2108 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 441.23, Code 2014, is amended to read as follows:

441.23 Notice of valuation.

If there has been an increase or decrease in the valuation of the property, or upon the written request of the person assessed, the assessor shall, at the time of making the assessment, inform the person assessed, in writing, of the valuation put upon the taxpayer's property, and notify the person, that if the person feels aggrieved, to contact the assessor pursuant to section 441.30 or to appear before the board of review and show why the assessment should be changed. However, if the valuation of a class of property is uniformly decreased, the assessor may, in lieu of individual written notices, notify the affected property owners by publication in the official newspapers of the county. The owners of real property shall be notified not later than April 1 of any adjustment of the real property assessment.

Sec. 2. Section 441.26, subsection 2, Code 2014, is amended to read as follows:

2. The notice in ~~1981 and~~ each odd-numbered year ~~thereafter~~ shall contain a statement that the assessments are subject to equalization pursuant to an order issued by the director of revenue, that the county auditor shall give notice on or before October ~~15~~ 8 by publication in an official newspaper of general circulation to any class of property affected by the equalization order, that the county auditor shall give notice by mail postmarked on or before October 8 to each property owner or taxpayer whose valuation has been increased by the equalization order, and that the board of review shall be in session from October 15 to November ~~15~~ 30 to hear protests of affected property owners or taxpayers whose valuations have been adjusted by the equalization order.

Sec. 3. Section 441.35, subsection 2, Code 2014, is amended to read as follows:

2. In any year after the year in which an assessment has been made of all of the real estate in any taxing district, the board of review shall meet as provided in section 441.33, and where the board finds the same has changed in value, the board shall revalue and reassess any part or all of the real estate contained in such taxing district, and in

49 such case, the board shall determine the actual value
50 as of January 1 of the year of the revaluation and

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1 reassessment and compute the taxable value thereof.
2 If the assessment of any such property is raised, or
3 any property is added to the tax list by the board,
4 the clerk shall give notice in the manner provided in
5 section 441.36. ~~However, if~~ If the assessment of all
6 property in any taxing district is ~~raised~~ revalued and
7 reassessed, the board ~~may~~ shall, in addition to notices
8 required to be provided in the manner specified in
9 section 441.36, instruct the clerk to give immediate
10 notice by one publication in one of the official
11 newspapers located in the taxing district~~, and such~~
12 ~~published notice shall take the place of the mailed~~
13 ~~notice provided for in section 441.36, but all other~~
14 ~~provisions of that section shall apply~~. The decision
15 of the board as to the foregoing matters shall be
16 subject to appeal to the property assessment appeal
17 board within the same time and in the same manner as
18 provided in section 441.37A and to the district court
19 within the same time and in the same manner as provided
20 in section 441.38.
21 Sec. 4. Section 441.37, subsection 3, Code 2014, is
22 amended to read as follows:
23 3. For assessment years beginning on or after
24 January 1, 2014, the board of review may allow property
25 owners or aggrieved taxpayers who are dissatisfied
26 with the owner's or taxpayer's assessment to file a
27 protest against such assessment by electronic means.
28 Electronic filing of assessment protests may be
29 authorized for the protest period that begins April
30 7, the protest period that begins October ~~15~~ 8, or
31 both. Except for the requirement that a protest be
32 signed, all other requirements of this section for an
33 assessment protest to the board of review shall apply
34 to a protest filed electronically. If electronic
35 filing is authorized by the local board of review, the
36 availability of electronic filing shall be clearly
37 indicated on the assessment roll notice provided
38 to the property owner or taxpayer and included in
39 both the published equalization order notice and the
40 equalization order notice mailed to the property owner
41 or taxpayer.
42 Sec. 5. Section 441.49, subsection 1, paragraph b,
43 Code 2014, is amended to read as follows:
44 *b.* However, an assessing jurisdiction may request
45 the director to permit the use of an alternative method
46 of applying the equalization order to the property
47 values in the assessing jurisdiction, provided that the

48 final valuation shall be equivalent to the director's
49 equalization order. The assessing jurisdiction
50 shall notify the county auditor of the request for

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1 the use of an alternative method of applying the
2 equalization order and the director's disposition
3 of the request. The request to use an alternative
4 method of applying the equalization order, including
5 procedures for notifying affected property owners and
6 appealing valuation adjustments, shall be made within
7 ten days from the date the county auditor receives
8 the equalization order and the valuation adjustments,
9 and appeal procedures shall be completed by ~~November~~
10 ~~30~~ December 15 of the year of the equalization order.
11 Compliance with the provisions of section 441.21 is
12 sufficient grounds for the director to permit the use
13 of an alternative method of applying the equalization
14 order.
15 Sec. 6. Section 441.49, subsections 2 and 4, Code
16 2014, are amended to read as follows:
17 2. *a.* On or before October ~~15~~ 8 the county auditor
18 shall cause to be published in official newspapers of
19 general circulation the final equalization order. The
20 county auditor shall also notify each property owner
21 or taxpayer whose valuation has been increased by the
22 final equalization order by mail postmarked on or
23 before October 8. The publication and the individual
24 notice mailed to each affected property owner or
25 taxpayer shall include, in type larger than the
26 remainder of the publication or notice, the following
27 ~~statement~~ statements:
28 Assessed values are equalized by the department of
29 revenue every two years. Local taxing authorities
30 determine the final tax levies and may reduce property
31 tax rates to compensate for any increase in valuation
32 due to equalization. If you are not satisfied that
33 your assessment as adjusted by the equalization order
34 is correct, you may file a protest against such
35 assessment with the board of review on or after October
36 9, to and including October 31.
37 *b.* Failure to publish the equalization order or to
38 notify property owners or taxpayers of the equalization
39 order has no effect upon the validity of the orders.
40 4. The local board of review shall reconvene in
41 special session from October 15 to November ~~15~~ 30
42 for the purpose of hearing the protests of affected
43 property owners or taxpayers within the jurisdiction
44 of the board whose valuation of property if adjusted
45 pursuant to the equalization order issued by the
46 director of revenue will result in a greater value than

47 permitted under section 441.21. The board of review
48 shall accept protests only during the ~~first ten days~~
49 ~~following the date the local board of review reconvenes~~
50 period of time from October 9 to and including October

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1 31. The board of review shall limit its review to
2 only the timely filed protests. The board of review
3 may adjust all or a part of the percentage increase
4 ordered by the director of revenue by adjusting the
5 actual value of the property under protest to one
6 hundred percent of actual value. Any adjustment so
7 determined by the board of review shall not exceed the
8 percentage increase provided for in the director's
9 equalization order. The determination of the board of
10 review on filed protests is final, subject to appeal
11 to the property assessment appeal board. A final
12 decision by the local board of review, or the property
13 assessment appeal board, if the local board's decision
14 is appealed, is subject to review by the director of
15 revenue for the purpose of determining whether the
16 board's actions substantially altered the equalization
17 order. In making the review, the director has all the
18 powers provided in chapter 421, and in exercising the
19 powers the director is not subject to chapter 17A.
20 Not later than fifteen days following the adjournment
21 of the board, the board of review shall submit to
22 the director of revenue, on forms prescribed by the
23 director, a report of all actions taken by the board of
24 review during this session.
25 Sec. 7. IMPLEMENTATION OF ACT. Section 25B.2,
26 subsection 3, shall not apply to this Act.
27 Sec. 8. APPLICABILITY. This Act applies to
28 assessment years beginning on or after January 1,
29 2015.>
30 2. Title page, line 3, by striking <order notices>
31 and inserting <order notices, modifying provisions
32 relating to property assessment protests,>

BALTIMORE of Boone

H-8002

1 Amend Senate File 220, as passed by the Senate, as
2 follows:
3 1. Page 1, line 1, by striking <2013> and inserting
4 <2014>
5 2. Page 1, line 22, by striking <2013> and
6 inserting <2014>

COMMITTEE ON EDUCATION

H-8003

Amend Senate File 339, as amended, passed, and reprinted by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 285.8, subsection 4, Code 2014, is amended to read as follows:

4. *a.* Inspect or cause to be inspected all vehicles used as school buses to transport school children and all vehicles otherwise used to transport children to determine if such vehicles meet all legal and established standards of construction and can be operated with safety, comfort, and economy. When it is determined that further use of such vehicles is dangerous to the ~~pupils~~ children transported ~~and~~ or to the safety and welfare of the traveling public, the department of education shall order such vehicle to be withdrawn from further use ~~on a specified date~~. ~~School~~ Vehicles used as school buses and vehicles otherwise used to transport children which do not conform to the requirements of the department of education may be issued a temporary certificate of operation provided that such ~~school buses~~ vehicles can be operated with safety, and provided further that ~~no~~ such certificate shall not be issued for a period in excess of ~~one year~~ thirty days. All equipment can be required to be altered, or safety equipment added, in order to make vehicles reasonably safe for operation. A vehicle which does not pass an inspection shall be subject to a subsequent inspection by the department of education in accordance with section 321.374, subsection 2.

New buses and vehicles otherwise used to transport children, after initial inspection and approval, shall be issued a seal of inspection. After ~~each~~ a vehicle passes its annual inspection a seal of inspection and approval shall be issued. ~~Said~~ The seals shall be mounted on the lower right hand corner of the windshield.

b. The state board of education shall adopt rules for required, uniform inspections of vehicles otherwise used to transport children. Such rules shall allow for inspections to be conducted by qualified private automobile mechanics or the department of education. Such rules shall provide that subsequent inspections shall be conducted only by the department of education.

c. For purposes of this subsection, *"vehicle otherwise used to transport children"* means the same as defined in section 321.1, subsection 91A.

Sec. 2. Section 285.8, subsection 9, Code 2014, is amended to read as follows:

9. Establish a fee for conducting ~~school bus~~

Page 2

1 vehicle inspections and subsequent inspections in
2 accordance with subsection 4 and issuing school bus
3 driver authorizations in accordance with section
4 321.376, which shall not exceed the budgeted cost
5 for conducting inspections and administering
6 authorizations.
7 Sec. 3. Section 321.1, Code 2014, is amended by
8 adding the following new subsection:
9 NEW SUBSECTION. 91A. *"Vehicle otherwise used*
10 *to transport children"* means every vehicle operated
11 for the transportation of children, except for the
12 following:
13 *a.* School buses.
14 *b.* Vehicles used to transport ten or fewer children
15 in case of an emergency.
16 *c.* Vehicles used exclusively to transport children
17 in the immediate family of the driver.
18 *d.* Vehicles used to provide transportation service
19 available to the general public, whether or not for
20 compensation.
21 *e.* Authorized emergency vehicles.
22 *f.* Privately owned vehicles used to transport
23 children to or from before and after school programs,
24 summer programs, and child care programs if such
25 programs are not operated by a school district.
26 Sec. 4. Section 321.373, subsection 1, Code 2014,
27 is amended to read as follows:
28 1. Every school bus except private passenger
29 vehicles used as school buses and every vehicle
30 otherwise used to transport children shall be
31 constructed and equipped to meet safety standards
32 prescribed in rules adopted by the state board
33 of education. Such rules shall conform to safety
34 standards set forth in federal laws and regulations and
35 shall conform, insofar as practicable, to the minimum
36 standards for school buses recommended by the national
37 conference on school transportation administered by the
38 national commission on safety education and published
39 by the national education association.
40 Sec. 5. Section 321.374, Code 2014, is amended to
41 read as follows:
42 **321.374 Inspection —— seal of approval.**
43 1. ~~No~~ A vehicle shall not be put into service
44 as a school bus or as a vehicle otherwise used to
45 transport children until it is given an original
46 inspection to determine if it meets all legal and
47 established uniform standards of construction for the
48 protection of the health and safety of children to
49 be transported. Vehicles which are approved shall
50 be issued a seal of approval by the director of the

Page 3

department of education. All vehicles used as school buses or vehicles otherwise used to transport children shall be given a safety inspection at least once a year. ~~Buses~~ Vehicles passing the inspection shall be issued an inspection seal of approval by the director of the department of education. The seal of original inspection and the annual seal of inspection shall be affixed to the lower right hand corner of the windshield.

2. A vehicle used as a school bus or vehicle otherwise used to transport children that does not pass an inspection and receives an out-of-service violation in such inspection shall be subject to a subsequent inspection by the department of education within no more than thirty days. A vehicle that does not pass a subsequent inspection and receives an out-of-service violation in such inspection shall be removed from service until such time as the vehicle passes an inspection. The state board of education shall establish by rule a procedure for returning such vehicles to service. The board shall define out-of-service violations by rule. Such definitions shall include any deficiency under which operation of a vehicle would create an immediate risk to the safety of the driver, passengers, or the general public. The department of education shall include in its vehicle maintenance and inspection manual procedures for inspections of vehicles otherwise used to transport children, the procedure for returning vehicles to service, and the definitions of out-of-service violations.

Sec. 6. Section 321.379, Code 2014, is amended to read as follows:

321.379 Violations.

1. A school board, individual, or organization shall not purchase, construct, or contract for use, to transport ~~pupils to or from school~~ children, any school bus or vehicle otherwise used to transport children which does not comply with the minimum requirements of section 321.373 and any individual, or any member or officer of such board or organization who authorizes, the purchase, construction, or contract for any such ~~bus~~ vehicle not complying with these minimum requirements commits a simple misdemeanor.

2. An individual who knowingly falsifies an inspection record for a school bus or vehicle otherwise used to transport children that is subject to an out-of-service violation as defined by the state board of education commits a simple misdemeanor.

Sec. 7. Section 331.653, subsection 32, Code 2014,

Page 4

is amended to read as follows:
32. Enforce sections 321.372 to 321.379 relating to school buses and vehicles otherwise used to transport children.
Sec. 8. STATE MANDATE FUNDING SPECIFIED. In accordance with section 25B.2, subsection 3, the state cost of requiring compliance with any state mandate included in this Act shall be paid by a school district from state school foundation aid received by the school district under section 257.16. This specification of the payment of the state cost shall be deemed to meet all of the state funding-related requirements of section 25B.2, subsection 3, and no additional state funding shall be necessary for the full implementation of this Act by and enforcement of this Act against all affected school districts.>

COMMITTEE ON EDUCATION

H-8004

Amend the amendment, H-8001, to House File 2108 as follows:
1. Page 1, after line 22 by inserting:
<Sec. ___. Section 441.26, subsection 1, Code 2014, is amended to read as follows:
1. The director of revenue shall each year prescribe the form of assessment roll to be used by all assessors in assessing property, in this state, also the form of pages of the assessor's assessment book. The assessment rolls shall be in a form that will permit entering, separately, the names of all persons assessed, and shall also contain a notice in substantially the following form:
If you are not satisfied that the foregoing assessment is correct, you may contact the assessor on or after April ~~1~~ 2, to and including ~~May 4~~ April 25, of the year of the assessment to request an informal review of the assessment pursuant to section 441.30.
If you are not satisfied that the foregoing assessment is correct, you may file a protest against such assessment with the board of review on or after April ~~7~~ 2, to and including ~~May 5~~ April 30, of the year of the assessment, such protest to be confined to the grounds specified in section 441.37.
Dated: .. day of ... (month), .. (year)
.....
County/City Assessor.>
2. Page 1, after line 39 by inserting:
<Sec. ___. Section 441.28, Code 2014, is amended to

read as follows:

441.28 Assessment rolls —— change —— notice to taxpayer.

The assessment shall be completed not later than April 1 each year. If the assessor makes any change in an assessment after it has been entered on the assessor's rolls, the assessor shall note on the roll, together with the original assessment, the new assessment and the reason for the change, together with the assessor's signature and the date of the change. Provided, however, in the event the assessor increases any assessment the assessor shall give notice of the increase in writing to the taxpayer by mail postmarked no later than April 1. No changes shall be made on the assessment rolls after April 1 except by written agreement of the taxpayer and assessor under section 441.30, by order of the board of review or of the property assessment appeal board, or by decree of court.

Sec. ___. Section 441.30, Code 2014, is amended to read as follows:

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441.30 Informal assessment review period —— ~~recommendation~~ written agreement.

1. Any property owner or aggrieved taxpayer who is dissatisfied with the owner's or taxpayer's assessment may contact the assessor by telephone or in writing by paper or electronic medium on or after April ~~1~~ 2, to and including ~~May 4~~ April 25, of the year of the assessment to inquire about the specifics and accuracy of the assessment. Such an inquiry may also include a request for an informal review of the assessment by the assessor under one or more of the grounds for protest authorized under section 441.37 for the same assessment year.

2. In response to an inquiry under subsection 1, if the assessor, following an informal review, determines that the assessment was incorrect under one or more of the grounds for protest authorized under section 441.37 for the same assessment year, the assessor may ~~recommend that the property owner or aggrieved taxpayer file a protest with the local board of review and may file a recommendation with the local board of review related to the informal review~~ on or before April 25 enter into a signed written agreement with the property owner or aggrieved taxpayer authorizing the assessor to correct or modify the assessment according to the agreement of the parties.

~~3. A recommendation filed with the local board of review by the assessor pursuant to subsection 2~~

29 ~~shall be utilized by the local board of review in the~~
30 ~~evaluation of all evidence properly before the local~~
31 ~~board of review.~~
32 ~~4.~~ 3. This section~~, including any action taken by~~
33 ~~the assessor under this section,~~ shall not be construed
34 to limit a property owner or taxpayer's ability to file
35 a protest with the local board of review under section
36 441.37.>
37 3. Page 2, after line 20 by inserting:
38 <Sec. ___. Section 441.37, subsection 1, paragraph
39 a, unnumbered paragraph 1, Code 2014, is amended to
40 read as follows:
41 Any property owner or aggrieved taxpayer who is
42 dissatisfied with the owner's or taxpayer's assessment
43 may file a protest against such assessment with the
44 board of review on or after April ~~7~~ 2, to and including
45 ~~May 5~~ April 30, of the year of the assessment. In any
46 county which has been declared to be a disaster area
47 by proper federal authorities after March 1 and prior
48 to May 20 of said year of assessment, the board of
49 review shall be authorized to remain in session until
50 June 15 and the time for filing a protest shall be

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1 extended to and include the period from May 25 to June
2 5 of such year. The protest shall be in writing and,
3 except as provided in subsection 3, signed by the one
4 protesting or by the protester's duly authorized agent.
5 The taxpayer may have an oral hearing on the protest if
6 the request for the oral hearing is made in writing at
7 the time of filing the protest. The protest must be
8 confined to one or more of the following grounds:>
9 4. Page 2, line 30, by striking <7> and inserting
10 <~~7~~ 2>
11 5. By renumbering, redesignating, and correcting
12 internal references as necessary.

SANDS of Louisa

H-8005

1 Amend House File 642 as follows:
2 1. Page 1, line 2, by striking <2013> and inserting
3 <2014>
4 2. Page 1, line 32, after <of the county.> by
5 inserting <The director of revenue shall prescribe by
6 rule the form for written notices required to be sent
7 by the commissioner of elections under this paragraph.>

COMMITTEE ON LOCAL GOVERNMENT

H-8006

Amend House File 2109 as follows:
1. Page 4, after line 6 by inserting:
<Sec. ___. Section 453A.13, subsection 1, Code 2014, is amended to read as follows:
1. *Permits required.* Every distributor, wholesaler, cigarette vendor, and retailer, now engaged or who desires to become engaged in the sale or use of cigarettes, upon which a tax is required to be paid, and every retailer now engaged or who desires to become engaged in selling, offering for sale, or distributing alternative nicotine products or vapor products shall obtain a state or retail ~~cigarette~~ permit as a distributor, wholesaler, cigarette vendor, or retailer, as the case may be.>
2. By renumbering as necessary.

BALTIMORE of Boone

H-8007

Amend House File 2109 as follows:
1. By striking everything after the enacting clause and inserting:
Section 1. NEW SECTION. **142B.1 Definitions.**
As used in this chapter, unless the context otherwise requires:
1. *"Electronic smoking device"* means any product containing or delivering nicotine or other substance intended for human consumption that can be used by a person to simulate smoking including through inhalation of vapor or aerosol from the product. *"Electronic smoking device"* does not include any product that has been approved by the United States food and drug administration for sale as a tobacco cessation product and is being marketed and sold solely for that approved purpose.
2. *"Retail permit"* means a permit issued pursuant to section 453A.13 or 453A.47A to retailers of cigarettes or tobacco products.
3. *"Retailer"* means any person in this state who sells, distributes, or offers for sale for consumption or possesses for the purpose of sale for consumption, electronic smoking devices irrespective of quantity or amount or the number of sales.
Sec. 2. NEW SECTION. **142B.2 Retail permits required.**
1. It shall be unlawful for a person other than a holder of a retail permit to act as a retailer and sell, distribute, or offer for sale electronic smoking devices at retail under this chapter.

31 2. A retailer shall not sell, distribute, or
32 offer for sale any electronic smoking device until
33 an application has been filed and the fee prescribed
34 paid for a retail permit and until such retail permit
35 is obtained and only while such retail permit is not
36 suspended, unrevoked, or unexpired.
37 3. The provisions of chapter 453A applicable to
38 retail permit holders including but not limited to
39 section 453A.13, 453A.22, 453A.47A, and 453A.50 shall
40 also apply to retailers under this chapter, with the
41 exception of the application to electronic smoking
42 devices of requirements relating to the imposition of
43 a tax on and the affixing of stamps to cigarettes or
44 tobacco products.
45 Sec. 3. NEW SECTION. **142B.3 Access to electronic**
46 **smoking devices —— compliance checks —— manner of sale**
47 **—— samples —— penalties.**
48 1. A person shall not sell, give, or otherwise
49 supply any electronic smoking device to any person
50 under eighteen years of age.

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1 2. A person under eighteen years of age shall not
2 use, possess, purchase, or attempt to purchase any
3 electronic smoking device.
4 3. A retailer shall not sell or offer for sale
5 electronic smoking devices through the use of a
6 self-service display.
7 4. Any sales of electronic smoking devices made
8 through a cigarette vending machine are subject
9 to rules relative to retail sales of cigarettes
10 and tobacco products provided for in chapter 453A,
11 including section 453A.36, subsection 6.
12 5. A retailer shall not give away electronic
13 smoking devices at any time in connection with the
14 retailer's business or for promotion of the business
15 or device including to any person under eighteen years
16 of age, or within five hundred feet of any playground,
17 school, high school, or other facility when such
18 facility is being used primarily by persons under
19 age eighteen for recreational, educational, or other
20 purposes.
21 6. Possession of an electronic smoking device by an
22 individual under a person eighteen years of age does
23 not constitute a violation under this section if the
24 individual under eighteen years of age possesses the
25 electronic smoking device as part of the individual's
26 employment and the individual is employed by a person
27 who holds a valid retail permit.
28 7. *a.* The alcoholic beverages division of the
29 department of commerce, a county, or a city may

30 directly enforce subsections 1 and 2 in district court
31 and initiate proceedings pursuant to section 453A.22
32 before a permit-issuing authority which issued the
33 retail permit against a retail permit holder violating
34 this section.
35 *b.* Payment and distribution of court costs, fees,
36 and fines in a prosecution initiated by a city or
37 county relating to subsection 1 or 2 shall be made as
38 provided in chapter 602 for violation of a city or
39 county ordinance.
40 *c.* If a county or a city has not assessed a penalty
41 as provided in section 453A.22, subsection 2, for a
42 violation of subsection 1, within sixty days of the
43 adjudication of the violation, the matter shall be
44 transferred to and be the exclusive responsibility of
45 the alcoholic beverages division of the department
46 of commerce. Following transfer of the matter, if
47 the violation is contested, the alcoholic beverages
48 division of the department of commerce shall request
49 an administrative hearing before an administrative
50 law judge, assigned by the division of administrative

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1 hearings of the department of inspections and appeals
2 in accordance with the provisions of section 10A.801,
3 to adjudicate the matter pursuant to chapter 17A.
4 *d.* The provisions of section 453A.4 relating
5 to seizure of a false or altered driver's license
6 or nonoperator's identification card shall apply
7 to retailers and employees of retailers under this
8 chapter.
9 *e.* The alcoholic beverages division of the
10 department of commerce shall enhance and utilize the
11 tobacco compliance employee training program developed
12 pursuant to section 453A.5 to assess compliance with
13 subsections 1 and 2 by employees and prospective
14 employees of retailers. Civil penalties assessed under
15 section 453A.22 for violations of this subsections 1
16 and 2 shall be deposited in the tobacco compliance
17 employee training fund created in section 453A.2.
18 Sec. 4. NEW SECTION. **142B.4 Penalties.**
19 1. *a.* (1) A person, other than a retailer, who
20 violates section 142B.3, subsection 1, is subject to
21 the same penalties applicable to a violation of section
22 453A.2, subsection 1.
23 (2) An employee of a retailer who violates section
24 142B.3, subsection 1, is subject to the same penalties
25 applicable to a violation of section 453A.2, subsection
26 1.
27 *b.* A person who violates section 142B.2, subsection
28 2, is subject to the same penalties applicable to

29 violations of section 453A.2, subsection 2.
30 *c.* (1) A person shall not be guilty of a violation
31 of section 142B.3, subsection 1 or 2, if conduct that
32 would otherwise constitute a violation is performed to
33 assess compliance with electronic smoking device laws
34 if any of the following applies:
35 (a) The compliance effort is conducted by or under
36 the supervision of law enforcement officers.
37 (b) The compliance effort is conducted with the
38 advance knowledge of law enforcement officers and
39 reasonable measures are adopted by those conducting
40 the effort to ensure that use of electronic smoking
41 devices by individuals under eighteen years of age does
42 not result from participation by any individual under
43 eighteen years of age in the compliance effort.
44 *d.* For the purposes of paragraph *"c"*, *"law*
45 *enforcement officer"* means a peace officer as defined
46 in section 801.4 and includes persons designated under
47 section 142B.3, subsection 7, to enforce this section.
48 2. *a.* A retailer who violates section 142B.3,
49 subsection 3, is subject to the same penalties
50 applicable to a violation of section 453A.36A.

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1 *b.* A retailer who willfully violates section
2 142B.3, subsection 1 or 2, or who violates another
3 provision of this chapter, is subject to the applicable
4 provisions of section 453A.22 for violations of section
5 453A.2 or other provisions of chapter 453A.
6 *c.* A retailer or employee of a retailer who
7 violates section 142B.3, subsection 1 or 3, is subject
8 to the provisions of section 453A.22 applicable to
9 a violation of section 453A.2 or section 453A.36,
10 subsection 6.
11 *d.* A retailer of an employee who violates section
12 142B.3, subsection 1, is subject to the provisions of
13 section 453A.22, subsection 3.
14 *e.* Section 453A.22, subsections 5, 6, and 7 shall
15 also apply to the suspensions or revocations of retail
16 permits resulting under this subsection.
17 3. Retailers shall be subject to other penalties
18 specified under chapter 453A including those specified
19 for certain violations pursuant to section 453A.31,
20 453A.37, and 453A.47A applicable to retail permit
21 holders.>
22 2. Title page, lines 1 and 2, by striking <vapor
23 products and alternative nicotine products> and
24 inserting <electronic smoking devices>

T. OLSON of Linn
ANDERSON of Polk
ABDUL-SAMAD of Polk
BERRY of Black Hawk

GAINES of Polk
HALL of Woodbury
HEDDENS of Story
KEARNS of Lee
LENSING of Johnson
H. MILLER of Webster
PRICHARD of Floyd
STECKMAN of Cerro Gordo
GASKILL of Wapello
HANSON of Jefferson
JACOBY of Johnson
KELLEY of Jasper
MASCHER of Johnson
OLDSON of Polk
STAED of Linn

H-8008

Amend House File 2109 as follows:
1. Page 4, line 30, by striking **<cigarette samples ——>** and inserting <~~cigarette~~ **cigarettes —— samples —— school property ——>**
2. Page 5, after line 28 by inserting:
<3. The use or possession of an alternative nicotine product or a vapor product is prohibited on the property of any public or nonpublic school as defined in section 280.2. The board of directors of a school district pursuant to chapter 279 and the authorities in charge of each nonpublic school shall adopt necessary rules to administer this subsection.>

RUFF of Clayton
ANDERSON of Polk
GAINES of Polk
HANSON of Jefferson
JACOBY of Johnson
KELLEY of Jasper
MASCHER of Johnson
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd
STECKMAN of Cerro Gordo
WINCKLER of Scott
ABDUL-SAMAD of Polk
BERRY of Black Hawk
GASKILL of Wapello
ISENHART of Dubuque
KEARNS of Lee
LENSING of Johnson
H. MILLER of Webster
OLDSON of Polk
OURTH of Warren
STAED of Linn
T. TAYLOR of Linn

H-8009

Amend House File 2109 as follows:
1. Page 1, before line 1 by inserting:
Section 1. Section 142A.6, subsection 6, paragraph d, Code 2014, is amended to read as follows:
d. For the purpose of this subsection, manufacturer, distributor, wholesaler, retailer, and distributing agent mean as defined in section 453A.1 or 453A.42.
Sec. 2. Section 232C.4, subsection 3, Code 2014, is amended to read as follows:
3. An emancipated minor shall remain subject

to voting restrictions under chapter 48A, gambling restrictions under chapter 99B, 99D, 99F, 99G, or 725, alcohol restrictions under chapter 123, compulsory attendance requirements under chapter 299, and ~~cigarette~~ tobacco, tobacco products, alternative nicotine products, vapor products, and cigarette restrictions under chapter 453A.

Sec. 3. Section 321.216C, Code 2014, is amended to read as follows:

321.216C Use of driver's license or nonoperator's identification card by underage person to obtain ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes.

A person who is under the age of eighteen, who alters or displays or has in the person's possession a fictitious or fraudulently altered driver's license or nonoperator's identification card and who uses the license or card to violate or attempt to violate section 453A.2, subsection 2, commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 4. The court shall forward a copy of the conviction to the department.>

2. Page 1, by striking lines 1 and 2 and inserting:

<Sec. ___. Section 453A.1, subsections 19 and 21, Code 2014, are amended to read as follows:

19. *"Place of business"* is construed to mean and include any place where cigarettes, alternative nicotine products, or vapor products are sold or where cigarettes, alternative nicotine products, or vapor products are stored within or without the state of Iowa by the holder of an Iowa permit or kept for the purpose of sale or consumption; or if sold from any vehicle or train, the vehicle or train on which or from which such cigarettes, alternative nicotine products, or vapor products are sold shall constitute a place of business.>

3. Page 1, line 16, by striking <regulated> and inserting <approved>

4. Page 1, line 18, after <Act> by inserting <for

Page 2

sale as a tobacco cessation product that is being marketed and sold solely for the approved purpose>

5. Page 1, line 26, by striking <regulated> and inserting <approved>

6. Page 1, line 28, after <Act> by inserting <for sale as a tobacco cessation product that is being marketed and sold solely for the approved purpose>

7. Page 2, by striking line 13 and inserting <~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes.>

8. Page 4, after line 6 by inserting:
<Sec. ___. Section 453A.13, subsection 1, Code 2014, is amended to read as follows:
1. *Permits required.* Every distributor, wholesaler, cigarette vendor, and retailer, now engaged or who desires to become engaged in the sale or use of cigarettes, upon which a tax is required to be paid, and every retailer now engaged or who desires to become engaged in selling, offering for sale, or distributing alternative nicotine products or vapor products shall obtain a state or retail ~~cigarette~~ permit as a distributor, wholesaler, cigarette vendor, or retailer, as the case may be.
Sec. ___. Section 453A.13, subsection 2, paragraph a, Code 2014, is amended to read as follows:
a. The department shall issue state permits to distributors, wholesalers, and cigarette vendors subject to the conditions provided in this division. Cities may issue retail permits to ~~dealers~~ retailers within their respective limits. County boards of supervisors may issue retail permits to ~~dealers~~ retailers in their respective counties, outside of the corporate limits of cities.
Sec. ___. Section 453A.13, subsections 6, 9, and 10, Code 2014, are amended to read as follows:
6. *No sales without permit.* ~~No~~ A distributor, wholesaler, cigarette vendor, or retailer shall not sell any cigarettes, alternative nicotine products, or vapor products until such application has been filed and the fee prescribed paid for a permit and until such permit is obtained and only while such permit is unrevoked and unexpired.
9. *Permit —— form and contents.* Each permit issued shall describe clearly the place of business for which it is issued, shall be nonassignable, consecutively numbered, designating the kind of permit, and shall authorize the sale of cigarettes, alternative nicotine products, or vapor products in this state subject to the limitations and restrictions herein contained. The retail permits shall be upon forms furnished by the

department or on forms made available or approved by the department.
10. *Permit displayed.* The permit shall, at all times, be publicly displayed by the distributor, wholesaler, or retailer at the place of business so as to be easily seen by the public and the persons authorized to inspect the place of business. The proprietor or keeper of any building or place where cigarettes ~~and other~~, alternative nicotine products,

vapor products, or tobacco products are kept for sale, or with intent to sell, shall upon request of any agent of the department or any peace officer exhibit the permit. A refusal or failure to exhibit the permit is prima facie evidence that the cigarettes, alternative nicotine products, vapor products, tobacco, or ~~other~~ tobacco products are kept for sale or with intent to sell in violation of this division.

Sec. ___. Section 453A.15, subsection 4, Code 2014, is amended to read as follows:

4. Every permit holder or other person shall, when requested by the department, make additional reports as the department deems necessary and proper and shall at the request of the department furnish full and complete information pertaining to any transaction of the permit holder or other person involving the purchase or sale or use of cigarettes, alternative nicotine products, or vapor products, tobacco, or the purchase of cigarette stamps.>

9. Page 4, by striking lines 7 and 8 and inserting:

<Sec. ___. Section 453A.36, subsections 6, 7, and 11, Code 2014, are amended to read as follows:

6. Any sales of ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products or cigarettes made through a cigarette vending machine are subject to rules and penalties relative to retail sales of ~~cigarettes and~~ tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes provided for in this chapter. Cigarettes shall not be sold through any cigarette vending machine unless the cigarettes have been properly stamped or metered as provided by this division, and in case of violation of this provision, the permit of the dealer authorizing retail sales of cigarettes shall be revoked. Payment of the permit fee as provided in section 453A.13 authorizes a cigarette vendor to sell ~~cigarettes or~~ tobacco,tobacco products, alternative nicotine products, vapor products and cigarettes through vending machines. However, ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes shall not

Page 4

be sold through a vending machine unless the vending machine is located in a place where the retailer ensures that no person younger than eighteen years of age is present or permitted to enter at any time. ~~Cigarettes or~~ Tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes shall not be sold through any cigarette vending machine if such products are placed together with any nontobacco

product, other than matches, in the cigarette vending machine. This section does not require a retail permit holder to buy a cigarette vendor's permit if the retail permit holder is in fact the owner of the cigarette vending machines and the machines are operated in the location described in the retail permit.>

10. Page 4, line 11, by striking <permit, as applicable,> and inserting <permit>

11. Page 4, after line 18 by inserting:

<11. Violation of this section by the holder of a retailer's, distributor's, wholesaler's or manufacturer's permit shall be grounds for the revocation of such permit.>

12. Page 5, by striking lines 29 and 30 and inserting:

<Sec. ___. Section 453A.42, subsections 1, 2, 8, 9, 10, 11, 13, and 16, Code 2014, are amended to read as follows:

1. *"Business"* means any trade, occupation, activity, or enterprise engaged in for the purpose of selling or distributing tobacco, tobacco products, alternative nicotine products, or vapor products in this state.

2. *"Consumer"* means any person who has title to or possession of tobacco, tobacco products, alternative nicotine products, or vapor products in storage, for use or other consumption in this state.

8. *"Place of business"* means any place where tobacco, tobacco products, alternative nicotine products, or vapor products are sold or where tobacco, tobacco products, alternative nicotine products, or vapor products are manufactured, stored, or kept for the purpose of sale or consumption, including any vessel, vehicle, airplane, train, or vending machine.

9. *"Retail outlet"* means each place of business from which tobacco, tobacco products, alternative nicotine products, or vapor products are sold to consumers.>

13. Page 5, after line 33 by inserting:

<11. *"Sale"* means any transfer, exchange, or barter, in any manner or by any means whatsoever, for a consideration, and includes and means all sales made

Page 5

by any person. It includes a gift by a person engaged in the business of selling tobacco, tobacco products, alternative nicotine products, or vapor products, for advertising, as a means of evading the provisions of this division, or for any other purposes whatsoever.

13. *"Storage"* means any keeping or retention of tobacco, tobacco products, alternative nicotine

8 products, or vapor products for use or consumption in
9 this state.
10 16. *"Use"* means the exercise of any right or
11 power incidental to the ownership of tobacco, tobacco
12 products, alternative nicotine products, or vapor
13 products.
14 Sec. ___. Section 453A.45, subsection 3, Code 2014,
15 is amended to read as follows:
16 3. Every retailer and subjobber shall procure
17 itemized invoices of all tobacco, tobacco products,
18 alternative nicotine products, and vapor products
19 purchased. The invoices shall show the name and
20 address of the seller and the date of purchase. The
21 retailer and subjobber shall preserve a legible copy
22 of each invoice for three years from the date of
23 purchase. Invoices shall be available for inspection
24 by the director or the director's authorized agents or
25 employees at the retailer's or subjobber's place of
26 business.
27 Sec. ___. Section 453A.47A, subsections 1, 2, 4, 5,
28 and 10, Code 2014, are amended to read as follows:
29 1. *Permits required.* A person shall not engage
30 in the business of a retailer of tobacco, tobacco
31 products, alternative nicotine products, or vapor
32 products at any place of business without first having
33 received a permit as a ~~tobacco products~~ retailer.
34 2. *No sales without permit.* A retailer shall
35 not sell any tobacco, tobacco products, alternative
36 nicotine products, or vapor products, until an
37 application has been filed and the fee prescribed paid
38 for a permit and until such permit is obtained and
39 only while such permit is not suspended, unrevoked, or
40 unexpired.
41 4. *Retailer —— cigarettes and tobacco, tobacco*
42 *products, alternative nicotine products, and vapor*
43 *products.* A retailer, as defined in section 453A.1,
44 who holds a permit under division I of this chapter
45 is not required to also obtain a retail permit under
46 this division. However, if a retailer, as defined in
47 section 453A.1, only holds a permit under division I
48 of this chapter and that permit is suspended, revoked,
49 or expired, the retailer shall not sell any ~~cigarettes~~
50 ~~or~~ tobacco, tobacco products, alternative nicotine

Page 6

1 products, or vapor products, during the time which the
2 permit is suspended, revoked, or expired.
3 5. *Separate permit.* A separate retail permit
4 shall be required of a distributor or subjobber if
5 the distributor or subjobber sells tobacco, tobacco
6 products, alternative nicotine products, or vapor

7 products at retail.
8 10. *Records and reports of retailers.*
9 *a.* The director shall prescribe the forms necessary
10 for the efficient administration of this section
11 and may require uniform books and records to be used
12 and kept by each retailer or other person as deemed
13 necessary.
14 *b.* Every retailer shall, when requested by the
15 department, make additional reports as the department
16 deems necessary and proper and shall at the request of
17 the department furnish full and complete information
18 pertaining to any transaction of the retailer involving
19 the purchase or sale or use of tobacco, tobacco
20 products, alternative nicotine products, or vapor
21 products.>
22 14. By renumbering as necessary.

MEYER of Polk
ABDUL-SAMAD of Polk
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
KEARNS of Lee
LENSING of Johnson
H. MILLER of Webster
RUFF of Clayton
STECKMAN of Cerro Gordo
T. OLSON of Linn
BERRY of Black Hawk
GASKILL of Wapello
HANSON of Jefferson
JACOBY of Johnson
KELLEY of Jasper
MASCHER of Johnson
OLDSON of Polk
STAED of Linn

H-8010

1 Amend House File 2180 as follows:
2 1. Page 2, line 5, after <schools.> by inserting <A
3 consortium of schools may include a school district,
4 a school district school attendance center, or an
5 accredited nonpublic school, or any combination
6 thereof.>

WINCKLER of Scott
GASSMAN of Winnebago

H-8011

1 Amend the amendment, H-8006, to House File 2109 as
2 follows:
3 1. Page 1, after line 14 by inserting:
4 <___. Page 4, before line 7 by inserting:
5 <Sec. ___. Section 453A.13, subsections 6, 9, and
6 10, Code 2014, are amended to read as follows:
7 6. *No sales without permit.* ~~No~~ A distributor,
8 wholesaler, cigarette vendor, or retailer shall not
9 sell any cigarettes, alternative nicotine products, or

vapor products until such application has been filed and the fee prescribed paid for a permit and until such permit is obtained and only while such permit is unrevoked and unexpired.

9. *Permit —— form and contents.* Each permit issued shall describe clearly the place of business for which it is issued, shall be nonassignable, consecutively numbered, designating the kind of permit, and shall authorize the sale of cigarettes, alternative nicotine products, or vapor products in this state subject to the limitations and restrictions herein contained. The retail permits shall be upon forms furnished by the department or on forms made available or approved by the department.

10. *Permit displayed.* The permit shall, at all times, be publicly displayed by the distributor, wholesaler, or retailer at the place of business so as to be easily seen by the public and the persons authorized to inspect the place of business. The proprietor or keeper of any building or place where cigarettes ~~and other~~, alternative nicotine products, vapor products, or tobacco products are kept for sale, or with intent to sell, shall upon request of any agent of the department or any peace officer exhibit the permit. A refusal or failure to exhibit the permit is prima facie evidence that the cigarettes, alternative nicotine products, vapor products, tobacco, or ~~other~~ tobacco products are kept for sale or with intent to sell in violation of this division.>

___. Page 4, by striking lines 7 and 8 and inserting:

<Sec. ___. Section 453A.36, subsections 6, 7, and 11, Code 2014, are amended to read as follows:

6. Any sales of ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products or cigarettes made through a cigarette vending machine are subject to rules and penalties relative to retail sales of ~~cigarettes and~~ tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes provided for in this chapter. Cigarettes shall not be sold through any cigarette vending machine

Page 2

unless the cigarettes have been properly stamped or metered as provided by this division, and in case of violation of this provision, the permit of the dealer authorizing retail sales of cigarettes shall be revoked. Payment of the permit fee as provided in section 453A.13 authorizes a cigarette vendor to sell ~~cigarettes or~~ tobacco,tobacco products, alternative nicotine products, vapor products and cigarettes

through vending machines. However, ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes shall not be sold through a vending machine unless the vending machine is located in a place where the retailer ensures that no person younger than eighteen years of age is present or permitted to enter at any time. ~~Cigarettes or~~ Tobacco, tobacco products, alternative nicotine products, vapor products and cigarettes shall not be sold through any cigarette vending machine if such products are placed together with any nontobacco product, other than matches, in the cigarette vending machine. This section does not require a retail permit holder to buy a cigarette vendor's permit if the retail permit holder is in fact the owner of the cigarette vending machines and the machines are operated in the location described in the retail permit.>

___. Page 4, after line 18 by inserting:

<11. Violation of this section by the holder of a retailer's, distributor's, wholesaler's or manufacturer's permit shall be grounds for the revocation of such permit.>

___. Page 5, after line 33 by inserting:

<Sec. ___. Section 453A.47A, subsections 1, 2, 4, 5, and 10, Code 2014, are amended to read as follows:

1. *Permits required.* A person shall not engage in the business of a retailer of tobacco, tobacco products, alternative nicotine products, or vapor products at any place of business without first having received a permit as a ~~tobacco products~~ retailer.

2. *No sales without permit.* A retailer shall not sell any tobacco, tobacco products, alternative nicotine products, or vapor products, until an application has been filed and the fee prescribed paid for a permit and until such permit is obtained and only while such permit is not suspended, unrevoked, or unexpired.

4. *Retailer —— cigarettes and tobacco, tobacco products, alternative nicotine products, and vapor products.* A retailer, as defined in section 453A.1, who holds a permit under division I of this chapter is not required to also obtain a retail permit under

Page 3

this division. However, if a retailer, as defined in section 453A.1, only holds a permit under division I of this chapter and that permit is suspended, revoked, or expired, the retailer shall not sell any ~~cigarettes or~~ tobacco, tobacco products, alternative nicotine products, or vapor products, during the time which the permit is suspended, revoked, or expired.

5. *Separate permit.* A separate retail permit shall be required of a distributor or subjobber if the distributor or subjobber sells tobacco, tobacco products, alternative nicotine products, or vapor products at retail.

10. *Records and reports of retailers.*

a. The director shall prescribe the forms necessary for the efficient administration of this section and may require uniform books and records to be used and kept by each retailer or other person as deemed necessary.

b. Every retailer shall, when requested by the department, make additional reports as the department deems necessary and proper and shall at the request of the department furnish full and complete information pertaining to any transaction of the retailer involving the purchase or sale or use of tobacco, tobacco products, alternative nicotine products, or vapor products.>

___. Page 6, after line 34 by inserting:

<Sec. ___. APPLICATION TO EXISTING PRODUCTS. Nothing in this Act shall be construed to prohibit the department of revenue from collecting taxes imposed on cigarettes or tobacco products subject to taxation under chapter 453A prior to July 1, 2014.>>

2. By renumbering as necessary.

BALTIMORE of Boone

H-8012

Amend House File 2194 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 257.8, subsections 1 and 2, Code 2014, are amended to read as follows:

1. *State percent of growth.* ~~The state percent of growth for the budget year beginning July 1, 2012, is two percent.~~ The state percent of growth for the budget year beginning July 1, 2013, is two percent. The state percent of growth for the budget year beginning July 1, 2014, is four percent. The state percent of growth for the budget year beginning July 1, 2015, is six percent. The state percent of growth for each subsequent budget year shall be established by statute which shall be enacted within thirty days of the submission in the year preceding the base year of the governor's budget under section 8.21. The establishment of the state percent of growth for a budget year shall be the only subject matter of the bill which enacts the state percent of growth for a budget year.

22 2. *Categorical state percent of growth.* ~~The~~
23 ~~categorical state percent of growth for the budget~~
24 ~~year beginning July 1, 2012, is two percent.~~ The
25 categorical state percent of growth for the budget
26 year beginning July 1, 2013, is two percent. The
27 categorical state percent of growth for the budget
28 year beginning July 1, 2014, is four percent. The
29 categorical state percent of growth for the budget
30 year beginning July 1, 2015, is six percent. The
31 categorical state percent of growth for each budget
32 year shall be established by statute which shall
33 be enacted within thirty days of the submission in
34 the year preceding the base year of the governor's
35 budget under section 8.21. The establishment of the
36 categorical state percent of growth for a budget year
37 shall be the only subject matter of the bill which
38 enacts the categorical state percent of growth for a
39 budget year. The categorical state percent of growth
40 may include state percents of growth for the teacher
41 salary supplement, the professional development
42 supplement, the early intervention supplement, and the
43 teacher leadership supplement.
44 Sec. 2. CODE SECTION 257.8 —— IMPLEMENTATION. The
45 requirements of section 257.8, subsections 1 and
46 2, regarding the subject matter limitation of bills
47 establishing the state percent of growth and the
48 categorical state percent of growth do not apply to
49 this Act.
50 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being

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1 deemed of immediate importance, takes effect upon
2 enactment.>
3 2. Title page, by striking lines 1 through 3 and
4 inserting <An Act establishing the state percent of
5 growth and the categorical state percent of growth and
6 including effective date provisions.>

STECKMAN of Cerro Gordo
ANDERSON of Polk
BERRY of Black Hawk
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KRESSIG of Black Hawk
LUNDBY of Linn
MASCHER of Johnson
MUHLBAUER of Crawford
ABDUL-SAMAD of Polk
BEARINGER of Fayette
COHOON of Des Moines
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KELLEY of Jasper
LENSING of Johnson
LYKAM of Scott
H. MILLER of Webster
MURPHY of Dubuque

OLDSON of Polk
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
M. SMITH of Marshall
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOOD of Scott
R. OLSON of Polk
OURTH of Warren
RIDING of Polk
RUNNING-MARQUARDT of Linn
STAED of Linn
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott

H-8013

Amend the amendment, H-8002, to Senate File 220, as passed by the Senate, as follows:

1. Page 1, by striking lines 5 and 6 and inserting:

<___. Page 1, by striking lines 21 and 22 and inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. ___. RETROACTIVE APPLICABILITY. This Act applies retroactively to retirement incentive programs in existence on or after July 1, 2013.>

___. Title page, line 2, after <including> by inserting <effective date and retroactive>>

FRY of Clarke

H-8014

Amend House File 2192 as follows:

1. Page 1, line 13, by striking <this section> and inserting <this chapter>

2. Page 1, line 24, by striking <under>

3. Page 2, line 32, after <years> by inserting <of receipt of the water plan submitted under paragraph *"a"*>

4. Page 3, line 1, after <*"a"*.> by inserting <If the city fails to provide notice to the district or association, the district or association may provide service in accordance with this paragraph, regardless of whether the district or association has received such notice.>

5. Page 3, line 7, after <*"a"*.> by inserting <If the district or association fails to provide notice to the city, the city may provide service in accordance with this paragraph, regardless of whether the city has received such notice.>

6. Page 3, line 12, by striking <is adequately provided.> and inserting <meets customer demand.>

DEYOE of Story

H-8015

Amend House File 2219 as follows:

1. Page 1, line 13, by striking <*"a"*> and inserting <*"b"*>

2. Page 22, after line 9 by inserting:

<Sec. ___. Section 508.37, subsection 6, paragraph h, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by regulation any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.>

3. Page 22, line 19, after <percent> by inserting <, provided, however, that the nonforfeiture interest rate shall not be less than four percent>

4. By renumbering as necessary.

PETTENGILL of Benton

H-8016

Amend House File 2084 as follows:

1. Page 6, after line 31 by inserting:

<Sec. ___. Section 35D.1, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa veterans home, located in Marshalltown, shall be maintained as a long-term health care facility providing nursing and residential levels of care for honorably discharged veterans and their dependent spouses, surviving spouses of honorably discharged veterans, and gold star parents. Eligibility requirements for admission to the Iowa veterans home shall coincide with the eligibility requirements for care and treatment in a United States department of veterans affairs facility pursuant to 38 U.S.C. § 1710, and regulations promulgated under that section, as amended. For the purposes of this subsection, *"gold star parent"* means a parent of a deceased member of the United States armed forces who died while ~~serving~~

~~on active~~ performing military duty ~~during a time of military conflict~~, as defined in section 29A.1, subsection 3, 8, or 12, or who died as a result of such service.>

2. Page 7, after line 6 by inserting:

<Sec. ___. Section 321.34, subsection 24, Code 2014, is amended to read as follows:

24. *Gold star plates.* An owner referred to in subsection 12 who is the surviving spouse, parent, child, or sibling of a deceased member of the United States armed forces who died while ~~serving on active~~ performing military duty ~~during a time of military conflict~~, as defined in section 29A.1, subsection 3, 8, or 12, or who died as a result of such service may order special registration plates bearing a gold star emblem upon written application to the department accompanied by satisfactory supporting documentation as determined by the department. The gold star emblem shall be designed by the department in cooperation with the commission of veterans affairs. The special plate fees collected by the director under subsection 12, paragraphs *"a"* and *"c"*, from the issuance and annual validation of letter-number designated and personalized gold star plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for gold star plates.>

3. Title page, line 1, after <to> by inserting

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<veterans, including provisions for gold star parents and the duties and administration of the>

4. By renumbering as necessary.

ALONS of Sioux

H-8017

Amend House File 2361 as follows:

1. Page 26, after line 22 by inserting:

<Sec. ___. SCHOOL BUS SAFETY VIOLATIONS —— DRIVER IMPROVEMENT PROGRAM OPTION FOR FIRST OFFENSE. Notwithstanding 2012 Iowa Acts, chapter 1015, section 5, subsection 2, by July 1, 2014, the department of transportation shall initiate rulemaking by amending 761 IAC 615.43 to include a person who is convicted for a first violation of section 321.372,

subsection 3, among the persons who may be required, in lieu of driver's license suspension, to attend and successfully complete, at the person's own expense, a driver improvement program approved by the department, subject to all other provisions of 761 IAC 615.43.

Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision of this division of this Act, being deemed of immediate importance, takes effect upon enactment:

1. The section of this Act relating to school bus safety violations —— driver improvement program option for first offense.>

2. Title page, line 2, after <transportation> by inserting <, and including effective date provisions>

3. By renumbering as necessary.

WOLFE of Clinton

H-8018

Amend House File 2275 as follows:

1. Page 4, after line 1 by inserting:

<Sec. ___. CHILD SUPPORT OBLIGORS —— VERIFICATION OF ACCOUNTS. The child support recovery unit shall explore the application of the verification system implemented under this Act to verification of accounts of child support obligors pursuant to chapter 252I. The child support recovery unit shall report its findings to the governor and the general assembly no later than December 1, 2014, including any barriers to implementation, any changes in law necessary for implementation, and any additional funding necessary to implement a new verification process.>

2. Title page, line 1, by striking <establishing asset, income, and identity> and inserting <relating to>

3. Title page, line 3, after <recipients> by inserting <and for child support obligors>

4. By renumbering as necessary.

WINDSCHITL of Harrison
HESS of Clay
HEATON of Henry

H-8019

Amend House File 2254 as follows:

1. Page 1, by striking lines 8 through 20 and inserting:

<725.1 Prostitution.

1. *a.* ~~A~~ Except as provided in paragraph *"b"*, a person who sells or offers for sale the person's services as a partner in a sex act commits an

aggravated misdemeanor. ~~, or~~

b. If the person who sells or offers for sale the person's services as a partner in a sex act is under the age of eighteen and reasonable grounds exist to believe that the influence or control of an adult contributed to the commission of the offense, the county attorney may elect, in lieu of prosecution, to refer the person to the department of human services alleging that the person is a child in need of assistance pursuant to section 232.2, subsection 6.

2. *a.* Except as provided in paragraph *"b"*, a person who purchases or offers to purchase ~~such~~ another person's services~~,~~ as a partner in a sex act commits an aggravated misdemeanor.

b. A person who purchases or offers to purchase services as a partner in a sex act from a person fifteen years of age or younger commits a class "D" felony.>

2. By renumbering as necessary.

HEARTSILL of Marion

H-8020

Amend House File 2326 as follows:

1. By striking page 1, line 1, through page 3, line 1, and inserting:

Section 1. Section 13B.4B, subsection 2, paragraph c, Code 2014, is amended to read as follows:>

2. Page 3, by striking lines 11 through 13.

3. Page 5, after line 20 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act amending section 600A.6A, subsection 2.>

4. Title page, line 2, after <defender,> by inserting <including effective date provisions,>

GUSTAFSON of Madison

H-8021

Amend House File 2174 as follows:

1. Page 1, by striking lines 15 and 16 and inserting <shall be subjected to a strip search if there is a reasonable suspicion that the person is concealing a weapon or contraband. The conditions specified in subsection 1 apply to a search pursuant to this subsection.

Sec. ___. Section 804.30, subsection 2, Code 2014, is amended to read as follows:

2. Subsequent to a strip search pursuant to this section, a written report shall be prepared which includes the written authorization required by ~~subsection 1, paragraph "a"~~ this section, the name of the person subjected to the search, the names of the persons conducting the search, the time, date, and place of the search and, if required by ~~subsection 1, paragraph "b"~~ this section, a copy of the search warrant authorizing the search. A copy of the report shall be provided to the person searched.>

GUSTAFSON of Madison

H-8022

Amend House File 2367 as follows:

1. Page 1, by striking lines 6 through 9 and inserting <an educational program which shall consist of ~~an~~ either of the following:

(1) An examination required to be passed by the person ~~or three~~.

(2) A specified number of hours of continuing instructional courses which the person must attend each year in lieu of passing the examination. To be initially certified, the commercial manure service representative must attend three hours of continuing instructional courses each year and to be recertified the commercial manure service representative must attend two hours of continuing instructional courses each year.>

2. By renumbering as necessary.

HANSON of Jefferson

H-8023

Amend House File 2217 as follows:

1. Page 7, line 27, after <contracts,> by inserting <tax allocation agreements, guarantees,>

PETTENGILL of Benton

H-8024

Amend House File 2289 as follows:

1. Page 2, line 22, after <with the> by inserting <district>

2. Page 3, line 4, after <of a> by inserting <district>

KLEIN of Washington

H-8025

Amend House File 2344 as follows:
1. Page 1, by striking line 5 and inserting <districts, governed by a board of supervisors, joint boards of supervisors, or board of trustees, as provided in section 468.3, when such districts participate in a merger.>
2. By renumbering as necessary.

MAXWELL of Poweshiek

H-8026

Amend House File 2253 as follows:
1. By striking everything after the enacting clause and inserting:
Section 1. Section 710.3, Code 2014, is amended to read as follows:
710.3 Kidnapping in the second degree.
1. Kidnapping ~~where the~~ in the second degree is any of the following:
a. Where the purpose of the kidnapping is to hold the victim for ransom ~~or where the~~.
b. Where the kidnapper is armed with a dangerous weapon ~~is kidnapping in the second degree. Kidnapping in the second degree is a class "B" felony~~.
c. Where the victim of the kidnapping is under sixteen years of age other than a kidnapping by a parent or grandparent whose sole purpose of the kidnapping is to assume custody of the victim.
2. For purposes of determining whether the person should register as a sex offender pursuant to the provisions of chapter 692A, the fact finder shall make a determination as provided in section 692A.126.
3. Kidnapping in the second degree is a class "B" felony.
Sec. 2. Section 710.4, Code 2014, is amended to read as follows:
710.4 Kidnapping in the third degree.
1. All other kidnappings are kidnappings in the third degree. Kidnapping in the third degree is a class "C" felony except as provided in subsection 2.
2. *a.* If a person is convicted of kidnapping in the third degree and the person has a previous conviction for kidnapping, the person is guilty of a class "B" felony.
b. In determining if a violation charged is a previous conviction for purposes of criminal sentencing under this subsection, a conviction in this state or under statutes substantially corresponding to this section in another state, or in a federal, military,

39 tribal, or foreign court, shall be counted as a
40 previous conviction. A previous conviction also
41 includes a juvenile who has been adjudicated delinquent
42 but whose juvenile court records have been sealed under
43 section 232.150, a juvenile prosecuted as an adult,
44 and a person who has received a deferred sentence or
45 deferred judgment.
46 3. For purposes of determining whether the person
47 should register as a sex offender pursuant to the
48 provisions of chapter 692A, the fact finder shall make
49 a determination as provided in section 692A.126.
50 Sec. 3. PUBLIC SAFETY ADVISORY BOARD. The public

Page 2

1 safety advisory board shall study the accumulation of
2 earned time by inmates committed to the custody of the
3 director of the department of corrections. The study
4 shall include the effect of earned time on the length
5 of sentences and the costs and effectiveness of the
6 use of earned time in the correctional system. The
7 board shall file a report detailing the findings and
8 recommendations of the study with the general assembly
9 by January 15, 2015.>
10 2. Title page, by striking lines 1 through 3
11 and inserting <An Act relating to kidnapping, the
12 accumulation of earned time, and providing penalties.>

WOLFE of Clinton

H-8027

1 Amend Senate File 383, as passed by the Senate, as
2 follows:
3 1. Page 1, line 2, by striking <2013> and inserting
4 <2014>
5 2. Page 1, line 15, by striking <2013> and
6 inserting <2014>

COMMITTEE ON JUDICIARY

H-8028

1 Amend House File 2043 as follows:
2 1. Page 3, line 6, after <in> by inserting <this
3 section or>
4 2. Page 3, line 16, after <township.> by inserting
5 <The trustees of a township that establishes an
6 emergency warning system shall provide emergency
7 medical service for the township within five years of
8 establishing the emergency warning system.>

LUNDBY of Linn

H-8029

1 Amend the amendment, H-8019, to House File 2254 as
2 follows:
3 1. Page 1, after line 25 by inserting:
4 <___. Page 1, after line 35 by inserting:
5 <Sec. ___. Section 808B.3, Code 2014, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 6. A felony offense involving
8 human trafficking in violation of chapter 710A.>
9 ___. Title page, line 2, after <minors> by
10 inserting <, human trafficking,>>

STECKMAN of Cerro Gordo

H-8030

1 Amend the amendment, H-8019, to House File 2254, as
2 follows:
3 1. Page 1, after line 17 by inserting:
4 <*c.* If the person who sells or offers for sale the
5 person's services as a partner in a sex act is under
6 the age of eighteen, upon the expiration of two years
7 following the person's conviction for a violation
8 of paragraph *"a"* or of a similar local ordinance,
9 the person may petition the court to expunge the
10 conviction, and if the person has had no other criminal
11 convictions, other than local traffic violations or
12 simple misdemeanor violations of chapter 321 during the
13 two-year period, the conviction shall be expunged as
14 a matter of law. The court shall enter an order that
15 the record of the conviction be expunged by the clerk
16 of the district court. Notwithstanding section 692.2,
17 after receipt of notice from the clerk of the district
18 court that a record of conviction has been expunged for
19 a violation of paragraph *"a"*, the record of conviction
20 shall be removed from the criminal history data files
21 maintained by the department of public safety.>

PRICHARD of Floyd

H-8031

1 Amend House File 2289 as follows:
2 1. Page 2, line 22, after <with the> by inserting
3 <district>
4 2. Page 3, line 4, after <of a> by inserting
5 <district>
6 3. Page 3, line 23, after <if> by inserting <the
7 individual is on public property, or>
8 4. Page 3, line 26, by striking <4.> and inserting
9 <*c.*>

5. Page 3, line 31, by striking <*a.*> and inserting <(1)>
6. Page 3, line 32, by striking <*b.*> and inserting <(2)>
7. Page 3, line 33, by striking <*c.*> and inserting <(3)>
8. Page 4, line 11, by striking <agency> and inserting <state agency and each political subdivision if required to do so by the supervising legislative body of the political subdivision,>
9. Page 4, line 11, by striking <vehicle> and inserting <vehicle,>
10. By renumbering as necessary.

KLEIN of Washington

H-8032

Amend House File 2361 as follows:
1. Page 26, after line 22 by inserting:

<DIVISION ___
MOTOR VEHICLE DEALERS

Sec. ___. Section 321.48, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. Notwithstanding subsections 1 and 2, requirements in those subsections for obtaining title to a vehicle or acknowledging assignment and warranty of title do not apply to a dealer who sells a motor vehicle to a purchaser in a consignment transaction authorized under section 322.7B.

Sec. ___. Section 321.57, subsection 1, Code 2014, is amended to read as follows:

1. A dealer owning any vehicle of a type otherwise required to be registered under this chapter may operate or move the vehicle upon the highways solely for purposes of transporting, testing, demonstrating, or selling the vehicle without registering the vehicle, upon condition that the vehicle display in the manner prescribed in sections 321.37 and 321.38 a special plate issued to the owner as provided in sections 321.58 through 321.62. A dealer may operate or move upon the highways a vehicle owned by the dealer for either private or business purposes, including hauling a load or towing a trailer, without registering it if the vehicle is in the dealer's inventory and is continuously offered for sale at retail, and there is displayed on it a special plate issued to the dealer as provided in sections 321.58 through 321.62. A dealer may operate or move upon the highways an unregistered vehicle owned by a lessor licensed pursuant to chapter 321F solely for the purpose of delivering the vehicle to the owner or transporting the vehicle to or from an

auction if there is displayed on the vehicle a special plate issued to the dealer as provided in sections 321.58 through 321.62.

Sec. ___. Section 321.60, Code 2014, is amended to read as follows:

321.60 Issuance of special plates.

The department shall ~~also~~ issue special plates as applied for, which shall display the general distinguishing number assigned to the applicant. Each plate so issued shall also contain a number or symbol identifying the plate and distinguishing it from every other plate bearing the same general distinguishing number. The fee for each special plate is forty dollars for a two-year period or part thereof. The fee for a special plate used on a vehicle that is hauling a load or towing a trailer is seven hundred fifty dollars

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for a two-year period or part thereof.

Sec. ___. Section 321.69A, subsection 1, paragraph a, subparagraph (2), Code 2014, is amended to read as follows:

(2) The actual cost of any labor or parts charged to or performed by the dealer for any such repairs, adjustments, or parts does not exceed four percent of the ~~dealer's adjusted cost~~ manufacturer's suggested retail price.

Sec. ___. Section 321.69A, subsections 2 and 3, Code 2014, are amended to read as follows:

2. A person licensed as a new motor vehicle dealer pursuant to chapter 322 shall disclose in writing, at or before the time of sale or lease, to the buyer or lessee of a new motor vehicle that the vehicle has been subject to any repairs of damage to or adjustments on or replacements of parts with new parts if the actual cost of any labor or parts charged to or performed by the dealer for any such repairs, adjustments, or parts exceeds four percent of the ~~dealer's adjusted cost~~ manufacturer's suggested retail price. The written disclosure shall include the signature of the buyer or lessee and be in a form and in a format approved by the attorney general by rule. A dealer shall retain a copy of each written disclosure issued pursuant to this section for five years from the date of issuance.

3. As used in this section, ~~*"dealer's adjusted cost"*~~ *"manufacturer's suggested retail price"* means the amount ~~paid by the dealer to the manufacturer or other source for the vehicle, including any freight charges, but excluding any sum paid by the manufacturer to the dealer as a holdback or other monetary incentive relating to the vehicle~~ required to be disclosed by a

34 dealer pursuant to 15 U.S.C. §1232(f)(4).
35 Sec. ___. Section 321.105A, subsection 2, paragraph
36 c, subparagraph (14), Code 2014, is amended to read as
37 follows:
38 (14) Vehicles purchased by a licensed motor vehicle
39 dealer for resale or primarily for use by the dealer's
40 customers while the customers' vehicles are being
41 serviced or repaired by the dealer.
42 Sec. ___. NEW SECTION. **322.7B Consignment sales**
43 **of motor trucks.**
44 A licensed motor vehicle dealer may sell a used
45 motor truck on a consignment basis if all of the
46 following conditions apply:
47 1. The dealer is licensed to sell used motor
48 vehicles.
49 2. The motor truck offered for sale has a gross
50 vehicle weight rating of twenty-six thousand one or

Page 3

1 more pounds.
2 3. The dealer prominently displays the words
3 "consignment vehicle" on the motor truck and indicates
4 clearly in the sales documentation that the motor
5 truck is a consignment vehicle. The dealer shall put
6 customers on notice that the dealer does not have title
7 to the vehicle and does not warranty the title.
8 4. The purchaser certifies to the dealer that the
9 person is either a corporation, limited liability
10 company, or partnership or a person who files a
11 schedule C or schedule F form for federal income tax
12 purposes, and that the motor truck is being purchased
13 for business purposes, and not for personal use.
14 5. The dealer assumes no liability for damages
15 resulting from a customer's test drive of the motor
16 truck, and the consignor maintains financial liability
17 coverage as required under section 321.20B or 325A.6,
18 as appropriate, for the motor truck throughout the term
19 of the consignment.
20 Sec. ___. Section 322.9, subsection 2, paragraphs
21 a, b, and c, Code 2014, are amended to read as follows:
22 *a.* Failing upon the sale or transfer of a vehicle,
23 except upon the sale of a vehicle under section
24 322.7B, to deliver to the purchaser or transferee of
25 the vehicle sold or transferred, a manufacturer's or
26 importer's certificate, or a certificate of title duly
27 assigned, as provided in chapter 321.
28 *b.* Failing upon the purchasing or otherwise
29 acquiring of a vehicle, except a vehicle acquired
30 on consignment under section 322.7B, to obtain a
31 manufacturer's or importer's certificate, or a
32 certificate of title duly assigned as provided in

chapter 321.
c. Failing upon the purchasing or otherwise acquiring of a vehicle, except a vehicle acquired on consignment under section 322.7B, to obtain a new certificate of title to such vehicle when and where required in chapter 321.>
2. By renumbering as necessary.

MOORE of Jackson

H-8033

Amend House File 2271 as follows:
1. By striking everything after the enacting clause and inserting:
Section 1. Section 257.11, subsection 7, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:
(1) In order to provide additional funding to increase student opportunities and redirect more resources to student programming for school districts that share operational functions, ~~a supplementary weighting of two hundredths per pupil shall be assigned to pupils enrolled in~~ a district that shares with a political subdivision one or more operational functions of a curriculum director~~,~~ ~~school administration manager, social worker, school nurse,~~ or school counselor, ~~or school librarian,~~ or one or more operational functions in the areas of superintendent management, business management, human resources, transportation, or operation and maintenance for at least twenty percent of the school year shall be assigned a supplementary weighting for each shared operational function. A school district that shares an operational function in the area of superintendent management shall be assigned a supplementary weighting of eight pupils for the function. A school district that shares an operational function in the area of business management, human resources, transportation, or operation and maintenance shall be assigned a supplementary weighting of five pupils for the function. A school district that shares the operational functions of a curriculum director or a school counselor shall be assigned a supplementary weighting of three pupils for the function. The additional weighting shall be assigned for each discrete operational function shared. However, a school district may receive the additional weighting under this subsection for sharing the services of an individual with a political subdivision even if the type of operational function performed by the individual for the school district and the type of

41 operational function performed by the individual for
42 the political subdivision are not the same operational
43 function, so long as both operational functions are
44 eligible for weighting under this subsection. In
45 such case, the school district shall be assigned
46 the additional weighting for the type of operational
47 function that the individual performs for the school
48 district, and the school district shall not receive
49 additional weighting for any other function performed
50 by the individual. The operational function sharing

Page 2

1 arrangement does not need to be a newly implemented
2 sharing arrangement to receive supplementary
3 weighting under this subsection. ~~However, to receive~~
4 ~~supplementary weighting under this subsection for an~~
5 ~~ongoing operational function sharing arrangement that~~
6 ~~began before July 1, 2014, the district shall submit~~
7 ~~information to the department documenting the cost~~
8 ~~savings directly attributable to the shared operational~~
9 ~~functions and describe the district's consideration of~~
10 ~~additional shared operational functions.~~
11 Sec. 2. Section 257.11, subsection 7, paragraphs c
12 and d, Code 2014, are amended to read as follows:
13 *c.* Supplementary weighting pursuant to this
14 subsection shall be available to a school district for
15 a maximum of five years during the period commencing
16 with the budget year beginning July 1, 2014, through
17 the budget year beginning July 1, 2019. The ~~minimum~~
18 ~~amount of additional weighting for which a school~~
19 ~~district shall be eligible is an amount equivalent~~
20 ~~to ten additional pupils, and the~~ maximum amount of
21 additional weighting for which a school district shall
22 be eligible in a budget year is ~~an amount equivalent~~
23 ~~to forty~~ twenty-one additional pupils. ~~Receipt of~~
24 ~~supplementary weighting by a school district pursuant~~
25 ~~to this subsection for more than one year shall be~~
26 ~~contingent upon the annual submission of information~~
27 ~~by the district to the department documenting cost~~
28 ~~savings directly attributable to the shared operational~~
29 ~~functions.~~ Criteria for determining the ~~number of~~
30 ~~years for which supplementary weighting shall be~~
31 ~~received pursuant to this subsection, subject to the~~
32 ~~five-year maximum, and for determining~~ qualification
33 of operational functions for supplementary weighting
34 shall be determined by the department by rule, through
35 consideration of ~~long-term savings by the school~~
36 ~~district or~~ increased student opportunities.
37 *d.* Supplementary weighting pursuant to this
38 subsection shall be available to an area education
39 agency for a maximum of five years during the period

40 commencing with the budget year beginning July 1,
41 2014, through the budget year beginning July 1,
42 2019. The minimum amount of additional funding for
43 which an area education agency shall be eligible in
44 a budget year is ~~fifty~~ thirty thousand dollars, and
45 the maximum amount of additional funding for which an
46 area education agency shall be eligible is two hundred
47 thousand dollars. The department of management shall
48 annually set a weighting for each area education agency
49 to generate the approved operational sharing expense
50 using the area education agency's special education

Page 3

1 cost per pupil amount and foundation level. ~~Receipt~~
2 ~~of supplementary weighting by an area education agency~~
3 ~~for more than one year shall be contingent upon the~~
4 ~~annual submission of information by the district to~~
5 ~~the department documenting cost savings directly~~
6 ~~attributable to the shared operational functions.~~
7 Criteria for determining the ~~number of years for~~
8 ~~which supplementary weighting shall be received~~
9 ~~pursuant to this subsection, subject to the five-year~~
10 ~~maximum, and the amount generated by the supplementary~~
11 ~~weighting, and for determining~~ qualification of
12 operational functions for supplementary weighting
13 shall be determined by the department by rule,
14 through consideration of ~~long-term savings by the area~~
15 ~~education agency or~~ increased student opportunities.
16 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
17 deemed of immediate importance, takes effect upon
18 enactment.>
19 2. Title page, line 2, after <districts> by
20 inserting <and area education agencies>

DOLECHECK of Ringgold
RUFF of Clayton

H-8034

1 Amend House File 2324 as follows:
2 1. Page 1, line 26, after <lender> by inserting
3 <that is a financial institution as defined in section
4 537.1301.>
5 2. Page 1, line 31, after <3.> by inserting <This
6 subsection applies to the financial institution lender
7 that originates the loan and to subsequent purchasers
8 of the loan originated by the financial institution.>
9 3. Page 6, after line 27 by inserting:
10 <Sec. ___. APPLICABILITY. Section 537.1301,
11 subsection 21, paragraph b, subparagraph (5), as
12 enacted by this Act, applies to charges assessed by a

financial institution on or after July 1, 2014.>

4. Title page, line 4, after <code> by inserting <, and including applicability provisions>

J. SMITH of Dickinson
DAWSON of Woodbury

H-8035

Amend House File 2289 as follows:

1. Page 2, line 22, after <with the> by inserting <district>

2. Page 3, line 4, after <of a> by inserting <district>

3. Page 3, line 23, after <if> by inserting <the individual is on public property, or>

4. Page 3, line 26, by striking <4.> and inserting <*c.*>

5. Page 3, line 31, by striking <*a.*> and inserting <(1)>

6. Page 3, line 32, by striking <*b.*> and inserting <(2)>

7. Page 3, line 33, by striking <*c.*> and inserting <(3)>

8. Page 3, after line 33 by inserting:

<4. *Accredited postsecondary institutions.* An accredited postsecondary institution, other than a special security officer or a security agency employed by or otherwise connected with the institution, may use an unmanned aerial vehicle to capture or receive an image for research purposes, or to retain or distribute such an image.>

9. Page 4, line 11, by striking <agency> and inserting <state agency and each political subdivision if required to do so by the supervising legislative body of the political subdivision,>

10. Page 4, line 11, by striking <vehicle> and inserting <vehicle,>

11. By renumbering as necessary.

KLEIN of Washington

H-8036

Amend House File 2354 as follows:

1. Page 1, after line 10 by inserting:

<Sec. ___. Section 48A.9, Code 2014, is amended by adding the following new subsection:

<u>NEW SUBSECTION.</u> 5. If the registration form appears on its face to be complete and proper, but is received during the period in which registration is closed pursuant to this section, the commissioner shall

9 send a notice advising the applicant of election day
10 and in-person absentee registration procedures under
11 section 48A.7A.>
12 2. By striking page 2, line 10, through page 3,
13 line 31.
14 3. Page 5, line 26, before <After> by inserting <
15 1.>
16 4. Page 5, after line 31 by inserting:
17 <2. The affidavit form shall include a line for the
18 voter to indicate the date the voter subscribed to the
19 affidavit.>
20 5. Page 6, by striking lines 13 through 16 and
21 inserting <the polls close on election day or be
22 ~~clearly postmarked by~~ received by the commissioner
23 through an officially authorized postal service not
24 later ~~than the day before the election and received~~
25 ~~by the commissioner not later~~ than noon on the Monday
26 following the election. For a ballot to be counted
27 that is received in the commissioner's office after the
28 polls close on election day, the date on the affidavit
29 envelope must be clearly legible and the date is not
30 later than the day before the election.>
31 6. Title page, by striking lines 3 and 4
32 and inserting <to a primary election, modifying
33 requirements for counting absentee ballots, and>
34 7. By renumbering as necessary.

WINCKLER of Scott
GASKILL of Wapello
KEARNS of Lee
STAED of Linn
STUTSMAN of Johnson
HUNTER of Polk
ISENHART of Dubuque
LENSING of Johnson
STECKMAN of Cerro Gordo
WESSEL-KROESCHELL of Story

H-8037

1 Amend House File 2410 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 335.15, subsection 2, Code
4 2014, is amended to read as follows:
5 2. To hear and decide special exceptions to
6 the terms of the ordinance upon which such board
7 is required to pass under such ordinance, unless
8 procedures to hear and decide special exceptions are
9 otherwise provided by ordinance.>
10 2. Title page, line 1, by striking <city> and
11 inserting <local>
12 3. By renumbering as necessary.

PETTENGILL of Benton

H-8038

Amend House File 2404 as follows:
1. Page 25, by striking lines 16 through 23.
2. By striking page 25, line 30, through page 26, line 4.
3. By striking page 68, line 1, through page 71, line 10.
4. Page 72, by striking line 32 and inserting <~~electronic document of title~~ *"electronic document of title"* means a document>
5. Page 72, by striking lines 34 and 35 and inserting <in an electronic medium. A ~~tangible document of title~~ *"tangible document of title"* means a document of title evidenced by a record>
6. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-8039

Amend House File 2423 as follows:
1. By striking page 12, line 17, through page 15, line 4.
2. Page 15, line 11, after <fails to> by inserting <obtain or>
3. Page 16, line 20, by striking <and> and inserting <who are the>
4. Page 21, by striking lines 15 through 24.
5. Page 44, after line 33 by inserting:
<Sec. ___. Section 508C.3, subsection 3, paragraph o, subparagraph (1), Code 2014, is amended to read as follows:
(1) Dividends ~~of~~ or experience rating credits.>
6. Page 74, line 23, by striking <~~C.F.R.~~> and inserting <C.F.R.>
7. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-8040

Amend House File 2409 as follows:
1. Page 2, after line 33 by inserting:
<Sec. ___. NEW SECTION. **279.70 Display of motto.**
The board of directors of each school district may cause to be displayed the motto "in God we trust", which is declared in federal law, 36 U.S.C. §302, to be the national motto of the United States, in every school building in the school district in a manner which may include but not be limited to the prominent display of a wall plaque or artwork that results from

11 a student contest.>
12 2. Title page, line 2, by striking <policies> and
13 inserting <policies, school displays,>
14 3. By renumbering as necessary.

ALONS of Sioux
SHEETS of Appanoose
SHAW of Pocahontas
GASSMAN of Winnebago
ROGERS of Black Hawk
HEARTSILL of Marion
FRY of Clarke
FISHER of Tama
SALMON of Black Hawk
SCHULTZ of Crawford
WATTS of Dallas

H-8041

1 Amend House File 2408 as follows:
2 1. Page 1, by striking lines 6 through 9 and
3 inserting <notice must be given at least forty-eight
4 hours prior to the commencement of the excavation,>
5 2. Page 3, by striking lines 4 and 5 and inserting
6 <and excavation operations can begin, provided
7 the excavator uses due care to avoid damaging the
8 underground facilities.>

WATTS of Dallas

H-8042

1 Amend House File 2094 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 614.1, subsection 11, Code
5 2014, is amended to read as follows:
6 11. *Improvements to real property.*
7 *a. Residential construction.* In addition to
8 limitations contained elsewhere in this section, an
9 action arising out of the unsafe or defective condition
10 of an improvement to ~~real property~~ residential
11 construction based on tort and implied warranty and
12 for contribution and indemnity, and founded on injury
13 to property, real or personal, or injury to the person
14 or wrongful death, shall not be brought more than
15 fifteen years after the date on which occurred the act
16 or omission of the defendant alleged in the action to
17 have been the cause of the injury or death. However,
18 this subsection does not bar an action against a person
19 solely in the person's capacity as an owner, occupant,
20 or operator of an improvement to real property.
21 *b. Nonresidential construction.* In addition to
22 limitations contained elsewhere in this section, an
23 action arising out of the unsafe or defective condition
24 of an improvement to nonresidential construction based
25 on tort and implied warranty and for contribution and

26 indemnity, and founded on injury to property, real or
27 personal, or injury to the person or wrongful death,
28 shall not be brought more than ten years after the date
29 on which occurred the act or omission of the defendant
30 alleged in the action to have been the cause of the
31 injury or death. However, this subsection does not
32 bar an action against a person solely in the person's
33 capacity as an owner, occupant, or operator of an
34 improvement to real property.
35 Sec. 2. Section 614.13A, Code 2014, is amended to
36 read as follows:
37 **614.13A Definitions.**
38 As used in this chapter, unless the context
39 otherwise requires~~,~~:
40 1. ~~*"book"*~~ *"Book"*, *"list"*, *"record"*, or *"schedule"*
41 kept by a county auditor, assessor, treasurer,
42 recorder, sheriff, or other county officer means the
43 county system as defined in section 445.1.
44 2. *"Nonresidential construction"* means all other
45 construction that is not residential construction as
46 defined in subsection 3.
47 3. *"Residential construction"* means the same as
48 defined in section 572.1, subsection 10.
49 Sec. 3. APPLICABILITY. This Act does not apply to
50 residential and nonresidential construction projects in

Page 2

1 existence prior to the effective date of this Act.>
2 2. Title page, by striking lines 1 through 3
3 and inserting <An Act relating to statute of repose
4 periods for improvements to real property involving
5 residential and nonresidential construction and
6 including applicability provisions.>

KAUFMANN of Cedar
JACOBY of Johnson
RUFF of Clayton
MUHLBAUER of Crawford
RIDING of Polk
HEDDENS of Story
LYKAM of Scott
COHOON of Des Moines

H-8043

1 Amend House File 2381 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 724.1, subsection 8, Code 2014,
5 is amended to read as follows:
6 8. Any mechanical device specifically constructed
7 and designed so that when attached to a firearm
8 silences, muffles, or suppresses the sound when fired.
9 However, this subsection does not apply to a mechanical
10 device possessed and used by a person ~~solely~~ for the
11 purpose of ~~shooting a deer pursuant to an approved city~~

12 ~~special deer population control plan~~ hunting if the
13 person has a valid federal permit to possess and use
14 the mechanical device.>

WESSEL-KROESCHELL of Story

H-8044

1 Amend House File 2366 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 48A.35, Code 2014, is amended
4 to read as follows:
5 **48A.35 Voter registration records under control of**
6 **the commissioner.**
7 1. The county commissioner of elections shall be
8 responsible for the maintenance and storage of all
9 paper and electronic voter registration records in the
10 commissioner's custody. Original registration records
11 shall not be removed from the commissioner's office or
12 from any other designated permanent storage location
13 except upon request of a county commissioner or a court
14 order, as provided in subsection 2, or as provided by
15 section 48A.32. The state registrar of voters and
16 the state voter registration commission shall adopt
17 administrative rules to implement this section.
18 2. The county commissioner of elections may store
19 an unaltered version of completed voter registration
20 applications, including the applicant's signature, as
21 an electronic document, or in another format suitable
22 for preserving information in the registration record,
23 regardless of the format in which the application is
24 submitted.>
25 2. Title page, line 1, by striking <the terms of
26 appointees to> and inserting <local elections and voter
27 registration by providing for electronic storage of
28 voter registration applications by a county and by
29 providing changes in the process for filling>
30 3. By renumbering, redesignating, and correcting
31 internal references as necessary.

KAUFMANN of Cedar

H-8045

1 Amend House File 2224 as follows:
2 1. Page 1, after line 14 by inserting:
3 <Sec. ___. Section 261.9, subsection 1, unnumbered
4 paragraph 1, Code 2014, is amended to read as follows:
5 *"Accredited private institution"* means an institution
6 of higher learning located in Iowa which is operated
7 privately and not controlled or administered by any
8 state agency or any subdivision of the state and which
9 meets the criteria in paragraphs *"a"* and *"b"* and all

10 of the criteria in paragraphs *"d"* through ~~*"h"*~~ *"i"*,
11 except that institutions defined in paragraph *"c"* of
12 this subsection are exempt from the requirements of
13 paragraphs *"a"* and *"b"*:
14 Sec. ___. Section 261.9, subsection 1, Code 2014,
15 is amended by adding the following new paragraph:
16 NEW PARAGRAPH. *i.* (1) Adopts a policy to require
17 that the institution shall annually, beginning December
18 15, 2015, file a report with the governor and the
19 general assembly providing information and statistics
20 for the previous five academic years on the number
21 of students per year who are veterans who received
22 education credit for military education, training, and
23 service, that number as a percentage of veterans known
24 to be enrolled at the institution, the average number
25 of credits received by students, and the average number
26 of credits applied towards the award or completion of a
27 course of instruction, postsecondary diploma, degree,
28 or other evidences of distinction.
29 (2) For purposes of this paragraph, *"veteran"* means
30 a veteran as defined in section 35.1.>
31 2. By renumbering as necessary.

MASCHER of Johnson

H-8046

1 Amend House File 2330 as follows:
2 1. Page 4, after line 17 by inserting:
3 <Sec. ___. Section 478.3, subsection 2, Code 2014,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. *0b.* Petitions for transmission
6 lines capable of operating at more than one hundred
7 kilovolts direct current and either extending a
8 distance of not less than one mile or extending across
9 state boundaries shall also demonstrate that prior to
10 filing the petition the proposed construction has been
11 examined, accepted, and identified in appendix A of
12 the most recent annual midcontinent independent system
13 operator transmission expansion plan as approved by
14 the midcontinent independent system operator board of
15 directors, or approved as part of the expansion plan
16 of any successor regional transmission organization
17 representing the area in which the proposed lines will
18 be constructed. Notwithstanding paragraph *"b"*, this
19 requirement shall not be subject to waiver by the
20 utilities board.
21 Sec. ___. Section 478.13, Code 2014, is amended by
22 adding the following new subsection:
23 NEW SUBSECTION. 6. If an extension is sought
24 for transmission lines capable of operating at more
25 than one hundred kilovolts direct current and either

extending a distance of not less than one mile or extending across state boundaries, the application shall be subject to the requirement in section 478.3, subsection 2, paragraph *"0b"*.>

2. Page 4, after line 19 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act enacting section 478.3, subsection 2, paragraph "0b".

2. The section of this Act enacting section 478.13, subsection 6.

Sec. ___. RETROACTIVE APPLICABILITY. The following provision or provisions of this Act apply retroactively to January 1, 2014:

1. The section of this Act enacting section 478.3, subsection 2, paragraph "0b".

2. The section of this Act enacting section 478.13, subsection 6.>

3. Title page, line 2, after <commerce> by inserting <, and including effective date and retroactive applicability provisions>

4. By renumbering as necessary.

WATTS of Dallas

H-8047

Amend House File 2330 as follows:

1. Page 4, after line 17 by inserting:

<Sec. ___. Section 478.6, Code 2014, is amended by adding the following new unnumbered paragraph:

<u>NEW UNNUMBERED PARAGRAPH.</u> A petition seeking the use of the right of eminent domain shall not be considered to serve a public use, as determined pursuant to this section or under section 6A.22, if the franchise involves the proposed construction of a direct current transmission line which extends across state boundaries.>

2. Page 4, after line 19 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The section of this Act amending section 478.6, being deemed of immediate importance, takes effect upon enactment.

Sec. ___. RETROACTIVE APPLICABILITY. The section of this Act amending section 478.6 applies retroactively to January 1, 2014.>

3. Title page, line 2, after <commerce> by inserting <, and including effective date and retroactive applicability provisions>

4. By renumbering as necessary.

WATTS of Dallas

H-8048

Amend Senate File 2132, as passed by the Senate, as follows:

1. Page 4, after line 17 by inserting:

<Sec. ___. Section 478.6, Code 2014, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A petition seeking the use of the right of eminent domain shall not be considered to serve a public use, as determined pursuant to this section or under section 6A.22, if the franchise involves the proposed construction of a direct current transmission line which extends across state boundaries.>

2. Page 4, after line 19 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The section of this Act amending section 478.6, being deemed of immediate importance, takes effect upon enactment.

Sec. ___. RETROACTIVE APPLICABILITY. The section of this Act amending section 478.6 applies retroactively to January 1, 2014.>

3. Title page, line 2, after <commerce> by inserting <, and including effective date and retroactive applicability provisions>

4. By renumbering as necessary.

WATTS of Dallas

H-8049

Amend Senate File 2132, as passed by the Senate, as follows:

1. Page 4, after line 17 by inserting:

<Sec. ___. Section 478.3, subsection 2, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b*. Petitions for transmission lines capable of operating at more than one hundred kilovolts direct current and either extending a distance of not less than one mile or extending across state boundaries shall also demonstrate that prior to filing the petition the proposed construction has been examined, accepted, and identified in appendix A of the most recent annual midcontinent independent system operator transmission expansion plan as approved by the midcontinent independent system operator board of directors, or approved as part of the expansion plan of any successor regional transmission organization representing the area in which the proposed lines will be constructed. Notwithstanding paragraph *"b"*, this requirement shall not be subject to waiver by the utilities board.

Sec. ___. Section 478.13, Code 2014, is amended by

23 adding the following new subsection:
24 NEW SUBSECTION. 6. If an extension is sought
25 for transmission lines capable of operating at more
26 than one hundred kilovolts direct current and either
27 extending a distance of not less than one mile or
28 extending across state boundaries, the application
29 shall be subject to the requirement in section 478.3,
30 subsection 2, paragraph *"0b"*.>
31 2. Page 4, after line 19 by inserting:
32 <Sec. ___. EFFECTIVE UPON ENACTMENT. The following
33 provision or provisions of this Act, being deemed of
34 immediate importance, take effect upon enactment:
35 1. The section of this Act enacting section 478.3,
36 subsection 2, paragraph "0b".
37 2. The section of this Act enacting section 478.13,
38 subsection 6.
39 Sec. ___. RETROACTIVE APPLICABILITY. The following
40 provision or provisions of this Act apply retroactively
41 to January 1, 2014:
42 1. The section of this Act enacting section 478.3,
43 subsection 2, paragraph "0b".
44 2. The section of this Act enacting section 478.13,
45 subsection 6.>
46 3. Title page, line 2, after <commerce> by
47 inserting <, and including effective date and
48 retroactive applicability provisions>
49 4. By renumbering as necessary.

WATTS of Dallas

H-8050

1 Amend House File 2409 as follows:
2 1. Page 2, by striking lines 5 through 11 and
3 inserting:
4 <*d*. Have access to and analyze response data from
5 the Iowa youth survey conducted by the department of
6 public health. The department may use its analysis to
7 provide technical assistance to districts regarding
8 their data outcomes.>
9 2. Page 3, after line 23 by inserting:
10 <Sec. ___. Section 280.28, subsection 3, unnumbered
11 paragraph 1, Code 2014, is amended to read as follows:
12 On or before September 1, 2007, the board of
13 directors of a school district ~~and the authorities in~~
14 ~~charge of each accredited nonpublic school~~ shall adopt
15 a policy declaring harassment and bullying in schools,
16 on school property, and at any school function, or
17 school-sponsored activity regardless of its location,
18 in a manner consistent with this section, as against
19 state and school policy. The board ~~and the authorities~~
20 shall make a copy of the policy available to all

21 school employees, volunteers, students, and parents
22 or guardians and shall take all appropriate steps to
23 bring the policy against harassment and bullying and
24 the responsibilities set forth in the policy to the
25 attention of school employees, volunteers, students,
26 and parents or guardians. Each policy shall, at a
27 minimum, include all of the following components:>
28 3. Page 3, after line 34 by inserting:
29 <Sec. ___. Section 280.28, subsection 4, unnumbered
30 paragraph 1, Code 2014, is amended to read as follows:
31 The board of directors of a school district ~~and the~~
32 ~~authorities in charge of each accredited nonpublic~~
33 ~~school are~~ is encouraged to establish programs designed
34 to eliminate harassment and bullying in schools. To
35 the extent that funds are available for these purposes,
36 school districts ~~and accredited nonpublic schools~~ shall
37 do the following:
38 Sec. ___. Section 280.28, subsections 5 and 6, Code
39 2014, are amended to read as follows:
40 5. *Immunity.* A school employee, volunteer,
41 or student, or a student's parent or guardian who
42 promptly, reasonably, and in good faith reports an
43 incident of harassment or bullying, in compliance with
44 the procedures in the policy adopted pursuant to this
45 section, to the appropriate school official designated
46 by the school district ~~or accredited nonpublic school~~,
47 shall be immune from civil or criminal liability
48 relating to such report and to participation in any
49 administrative or judicial proceeding resulting from
50 or relating to the report.

Page 2

1 6. *Collection requirement.* The board of directors
2 of a school district ~~and the authorities in charge~~
3 ~~of each nonpublic school~~ shall develop and maintain a
4 system to collect harassment and bullying incidence
5 data.>
6 4. Page 4, lines 3 and 4, by striking <and the
7 authorities in charge of each nonpublic school> and
8 inserting <~~and the authorities in charge of each~~
9 ~~nonpublic school~~>
10 5. Page 4, after line 34 by inserting:
11 <NEW SUBSECTION. 11. *Inapplicability.* This
12 section does not apply to nonpublic schools or private
13 instruction as defined in section 299A.1.>
14 6. By renumbering as necessary.

ALONS of Sioux
WATTS of Dallas
SHEETS of Appanoose
SCHULTZ of Crawford
SHAW of Pocahontas
SALMON of Black Hawk
FISHER of Tama
HEARTSILL of Marion
GASSMAN of Winnebago
MAXWELL of Poweshiek

H-8051

Amend House File 2409 as follows:
1. Page 2, line 18, by striking <response> and inserting <response, to the extent such training is made available by the state of Iowa at no charge to trainees, schools, or school districts>
2. Page 2, line 25, by striking <bullying> and inserting <bullying, to the extent such training is made available by the state of Iowa at no charge to trainees, schools, or school districts>
3. By renumbering as necessary.

SCHULTZ of Crawford
ALONS of Sioux
SHEETS of Appanoose
WATTS of Dallas
SHAW of Pocahontas
SALMON of Black Hawk
HEARTSILL of Marion
FISHER of Tama
GASSMAN of Winnebago
MAXWELL of Poweshiek

H-8052

Amend House File 2409 as follows:
1. Page 3, by striking lines 12 through 23 and inserting <trait or characteristic of the student ~~and~~ or any other reason, which creates an objectively hostile school environment ~~that~~, and which meets one or more of the following conditions:
(1) ~~Places the student in reasonable fear of harm to the student's person or property~~ Is lewd, indecent, or obscene.
(2) ~~Has a substantially detrimental effect on the student's physical or mental health~~ Is a severe, persistent, or pervasive use of threatening acts, words, or conduct that objectively inflicts injury on the student.
(3) ~~Has the effect of substantially interfering with a student's academic performance~~ Is intended to threaten imminent physical harm to the student.
(4) ~~Has the effect of substantially interfering with the student's ability to participate in or benefit from the services, activities, or privileges provided by a school~~ Is intended to incite an immediate breach of the peace.
(5) Causes a substantial and material disruption of the school environment.>
2. Page 4, line 30, by striking <that> and inserting <and>
3. By renumbering as necessary.

GASSMAN of Winnebago
ALONS of Sioux
SHEETS of Appanoose
SALMON of Black Hawk
SCHULTZ of Crawford
HEARTSILL of Marion

WATTS of Dallas
SHAW of Pocahontas
FISHER of Tama
MAXWELL of Poweshiek

H-8053

Amend House File 2409 as follows:
1. Page 3, after line 34 by inserting:
<Sec. ___. Section 280.28, subsection 6, Code 2014, is amended by striking the subsection.>
2. Page 4, by striking lines 2 through 15 and inserting:
<7. *Integration of policy* ~~*and reporting*~~. The board of directors of a school district and the authorities in charge of each nonpublic school shall integrate its antiharassment and antibullying policy into the comprehensive school improvement plan required under section 256.7, subsection 21~~, and shall report data collected under subsection 6, as specified by the department, to the local community~~.>
3. By renumbering as necessary.

ALONS of Sioux
WATTS of Dallas
HEARTSILL of Marion
GASSMAN of Winnebago
SHAW of Pocahontas
SALMON of Black Hawk
SHEETS of Appanoose
SCHULTZ of Crawford
FISHER of Tama
MAXWELL of Poweshiek

H-8054

Amend House File 2409 as follows:
1. Page 4, by striking lines 17 through 32 and inserting <following new subsection:
NEW SUBSECTION. 9. *Rulemaking authority*. The department>
2. By renumbering as necessary.

WATTS of Dallas
ALONS of Sioux
HEARTSILL of Marion
GASSMAN of Winnebago
SHAW of Pocahontas
SALMON of Black Hawk
FISHER of Tama
SHEETS of Appanoose
SCHULTZ of Crawford
MAXWELL of Poweshiek

H-8055

Amend House File 2409 as follows:
1. Page 4, after line 34 by inserting:
<NEW SUBSECTION. 11. *Rule of construction*. This section shall not be construed to permit the restraint of or discipline for speech addressing legitimate matters of public concern, including speech that is an expression of a religious belief, philosophical belief, or political belief, or other categories of expression

9 protected by the United States and Iowa Constitutions.>
10 2. By renumbering as necessary.

SHEETS of Appanoose
ALONS of Sioux
WATTS of Dallas
GASSMAN of Winnebago
SHAW of Pocahontas
SALMON of Black Hawk
HEARTSILL of Marion
FISHER of Tama
SCHULTZ of Crawford
MAXWELL of Poweshiek

H-8056

1 Amend House File 2409 as follows:
2 1. Page 3, after line 34 by inserting:
3 <Sec. ___. Section 280.28, subsection 5, Code 2014,
4 is amended to read as follows:
5 5. *Immunity*. <u>*a.*</u> A school employee, volunteer,
6 or student, or a student's parent or guardian who
7 promptly, reasonably, and in good faith reports an
8 incident of harassment or bullying, in compliance with
9 the procedures in the policy adopted pursuant to this
10 section, to the appropriate school official designated
11 by the school district or accredited nonpublic school,
12 shall be immune from civil or criminal liability
13 relating to such report and to participation in any
14 administrative or judicial proceeding resulting from
15 or relating to the report.
16 <u>*b.* A school employee who determines not to</u>
17 <u>investigate or take further action regarding a report</u>
18 <u>of an alleged incident of harassment or bullying that</u>
19 <u>occurred outside of school, off of school property,</u>
20 <u>or away from a school function or school-sponsored</u>
21 <u>activity shall be immune from civil or criminal</u>
22 <u>liability relating to such determination.></u>
23 2. By renumbering as necessary.

SALMON of Black Hawk
WATTS of Dallas
SHEETS of Appanoose
SCHULTZ of Crawford
SHAW of Pocahontas
ALONS of Sioux
FISHER of Tama
HEARTSILL of Marion
GASSMAN of Winnebago
MAXWELL of Poweshiek

H-8057

1 Amend House File 2179 as follows:
2 1. Page 9, after line 11 by inserting:
3 <Sec. ___. Section 275.12, subsection 5, Code 2014,
4 is amended to read as follows:
5 5. The petition may ~~also~~ include a provision that
6 the voter-approved physical plant and equipment levy
7 provided in section 298.2 will be voted upon at the
8 election conducted under section 275.18. <u>The petition</u>
9 <u>may also include a provision that the revenue purpose</u>

statement provided in section 423F.3 will be voted upon at the election conducted under section 275.18.

Sec. ___. Section 275.20, Code 2014, is amended to read as follows:

275.20 Separate vote in existing districts.

The voters shall vote separately in each existing school district affected and voters residing in the entire existing district are eligible to vote upon the proposition to create a new school corporation and ~~the proposition to levy the voter-approved physical plant and equipment levy under section 298.2, if the petition included a provision for a vote to authorize the levy~~ on any additional provision authorized pursuant to section 275.12, subsection 5. If a proposition receives a majority of the votes cast in each of at least seventy-five percent of the districts, and also a majority of the total number of votes cast in all of the districts, the proposition is carried.>

2. Page 9, by striking lines 16 and 17 and inserting:

<Sec. ___. Section 297.22, subsection 1, paragraphs b and d, Code 2014, are amended to read as follows:>

3. Page 9, after line 28 by inserting:

<*d*. However, property having a value of not more than five thousand dollars, other than real property, may be sold or disposed of by any procedure which is adopted by the board ~~and each~~. Each such sale shall be published by at least one insertion each week for two consecutive weeks in a newspaper having general circulation in the district and any other disposition shall be published by at least one insertion in a newspaper having general circulation in the district.>

4. Page 10, line 6, after <fund.> by inserting <Moneys remaining in the school district's student construction fund after the board discontinues the student construction program shall first be used to reimburse the fund or funds from which the student construction program's start-up costs were paid and any moneys remaining after such reimbursement shall be transferred by board resolution to the school district's general fund.>

Page 2

5. By renumbering as necessary.

SALMON of Black Hawk

H-8058

Amend House File 2417 as follows:

1. Page 1, after line 9 by inserting:

<Sec. ___. Section 222.1, Code 2014, is amended to read as follows:

222.1 Purpose of chapter —— state resource centers —— special unit at state mental health institute.

1. This chapter addresses the public and private services available in this state to meet the needs of persons with an intellectual disability. The responsibility of counties, of the mental health and disability service regions formed by counties, and of the state for the costs and administration of publicly funded services shall be as set out in section 222.60 and other pertinent sections of this chapter.

~~1.~~ 2. The Glenwood state resource center and the Woodward state resource center are established and shall be maintained as the state's regional resource centers for the purpose of providing treatment, training, instruction, care, habilitation, and support of persons with an intellectual disability or other disabilities in this state, and providing facilities, services, and other support to the communities located in the region being served by a state resource center. In addition, the state resource centers are encouraged to serve as a training resource for community-based program staff, medical students, and other participants in professional education programs. A resource center may request the approval of the council on human services to change the name of the resource center for use in communication with the public, in signage, and in other forms of communication.

~~2.~~ 3. A special intellectual disability unit may be maintained at one of the state mental health institutes for the purposes set forth in sections 222.88 to 222.91.>

2. By renumbering as necessary.

FRY of Clarke

H-8059

Amend House File 2252 as follows:

1. Page 1, line 18, after <proficient> by inserting <or to school districts that have large numbers of students determined to be limited English proficient or to school districts that have an exceptional diversity of languages of origin spoken by students determined to be limited English proficient>

GAINES of Polk
ANDERSON of Polk
STECKMAN of Cerro Gordo
OLDSON of Polk

H-8060

Amend House File 2366 as follows:
1. Page 2, line 16, by striking <(d)> and inserting <(c)>
2. By renumbering as necessary.

COSTELLO of Mills

H-8061

Amend House File 2272 as follows:
1. Page 1, by striking lines 1 through 21.
2. By striking page 2, line 9, through page 3, line 19.
3. Title page, by striking lines 1 and 2 and inserting <An Act relating to whole grade sharing incentives for school districts.>

DOLECHECK of Ringgold

H-8062

Amend Senate File 2056, as passed by the Senate, as follows:
1. Page 1, before line 1 by inserting:
Section 1. Section 257.3, subsection 2, paragraph d, Code 2014, is amended to read as follows:
d. For purposes of this section, a reorganized school district is one which absorbs at least thirty percent of the enrollment of the school district affected by a reorganization or dissolved during a dissolution and in which action to bring about a reorganization or dissolution is initiated by a vote of the board of directors or jointly by the affected boards of directors to take effect on or after July 1, 2007, and on or before July 1, ~~2014~~ 2019. Each district which initiated, by a vote of the board of directors or jointly by the affected boards, action to bring about a reorganization or dissolution to take effect on or after July 1, 2007, and on or before July 1, ~~2014~~ 2019, shall certify the date and the nature of the action taken to the department of education by January 1 of the year in which the reorganization or dissolution takes effect. ~~For a reorganization or dissolution that took effect on or after July 1, 2002, and on or before July 1, 2006, the reorganized school district shall continue to receive the benefits of paragraphs *"a"* and *"b"* of this subsection for the time specified in those paragraphs.~~>
2. Page 1, after line 22 by inserting:
<Sec. ___. Section 257.11, subsection 5, Code 2014,

30 is amended by striking the subsection.
31 Sec. ___. Section 257.11A, Code 2014, is amended to
32 read as follows:
33 **257.11A Supplementary weighting and school**
34 **reorganization.**
35 1. In determining weighted enrollment under section
36 257.6, if the board of directors of a school district
37 has approved a contract for sharing pursuant to section
38 257.11 and the school district has approved an action
39 to bring about a reorganization to take effect on and
40 after July 1, 2007, and on or before July 1, ~~2014~~
41 2019, the reorganized school district shall include,
42 for a period of three years following the effective
43 date of the reorganization, additional pupils added by
44 the application of the supplementary weighting plan,
45 equal to the pupils added by the application of the
46 supplementary weighting plan in the year preceding the
47 reorganization. For the purposes of this subsection,
48 the weighted enrollment for the period of three
49 years following the effective date of reorganization
50 shall include the supplementary weighting in the base

Page 2

1 year used for determining the combined district cost
2 for the first year of the reorganization. However,
3 the weighting shall be reduced by the supplementary
4 weighting added for a pupil whose residency is not
5 within the reorganized district.
6 2. For purposes of this section, a reorganized
7 district is one in which the reorganization was
8 approved in an election pursuant to sections 275.18
9 and 275.20 and takes effect on or after July 1, 2007,
10 and on or before July 1, ~~2014~~ 2019. Each district
11 which initiates, by a vote of the board of directors or
12 jointly by the affected boards, action to bring about
13 a reorganization or dissolution to take effect on or
14 after July 1, 2007, and on or before July 1, ~~2014~~ 2019,
15 shall certify the date and the nature of the action
16 taken to the department of education by January 1 of
17 the year in which the reorganization or dissolution
18 takes effect.
19 3. A school district shall be eligible for a
20 combined maximum total of six years of supplementary
21 weighting under the provisions of this section and
22 section 257.11, subsection 2, paragraph *"c"*. ~~A school~~
23 ~~district participating in a whole grade sharing~~
24 ~~arrangement during the budget year beginning July 1,~~
25 ~~2001, that adopted a resolution jointly with other~~
26 ~~affected boards to study the question of undergoing~~
27 ~~a reorganization or dissolution to take effect on or~~
28 ~~after July 1, 2002, and on or before July 1, 2006,~~

~~shall continue to receive the supplementary weighting to which it was entitled pursuant to the provisions of this section and section 257.11, subsection 2, paragraph "c".~~>

3. Title page, by striking lines 1 and 2 and inserting <An act relating to incentives for whole grade sharing and reorganization or dissolution by school districts.>

DOLECHECK of Ringgold

H-8063

Amend House File 2382 as follows:

1. Page 1, line 25, after <~~final.~~> by inserting <In granting a release pursuant to this paragraph, the director of the department of administrative services shall direct impacted departments or agencies purchasing a product subject to the release to give preference to purchasing Iowa products or products produced from Iowa-based businesses.>

BEARINGER of Fayette

H-8064

Amend House File 2368 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 714G.1, subsection 1, Code 2014, is amended to read as follows:

1. *"Consumer"* means an individual who is a resident of this state sixteen years of age or older who does not otherwise meet the definition of a protected consumer and who is not subject to a protected consumer security freeze.

Sec. 2. Section 714G.1, Code 2014, is amended by adding the following new subsections:

NEW SUBSECTION. 7A. *"Protected consumer"* means an individual who is either under sixteen years of age at the time a request for a protected consumer security freeze is made for the individual or is an incapacitated person or a protected person for whom a guardian or conservator has been appointed.

NEW SUBSECTION. 7B. *"Protected consumer security freeze"* means one of the following:

a. If a consumer reporting agency does not have a file pertaining to a protected consumer, a restriction that is placed on the protected consumer's record in accordance with section 714G.8A that prohibits the consumer reporting agency from releasing the protected consumer's record except as provided in that section.

27 *b.* If a consumer reporting agency has a file
28 pertaining to a protected consumer, a restriction
29 that is placed on the protected consumer's consumer
30 credit report in accordance with section 714G.8A that
31 prohibits the consumer reporting agency from releasing
32 the protected consumer's consumer credit report or
33 any information derived from the protected consumer's
34 consumer credit report except as provided in that
35 section.
36 NEW SUBSECTION. 7C. *"Record"* means a compilation
37 of information that includes or satisfies all of the
38 following:
39 *a.* Identifies a protected consumer.
40 *b.* Is created by a consumer reporting agency solely
41 for the purpose of complying with section 714G.8A.
42 *c.* Is not created or used to consider the protected
43 consumer's credit worthiness, credit standing, credit
44 capacity, character, general reputation, personal
45 characteristics, or mode of living.
46 NEW SUBSECTION. 7D. *"Representative"* means a
47 protected consumer's parent, guardian, or custodian
48 who provides to a consumer reporting agency sufficient
49 proof of authority to act on behalf of a protected
50 consumer.

Page 2

1 NEW SUBSECTION. 8A. *"Sufficient proof of authority"*
2 means documentation that shows a representative has
3 authority to act on behalf of a protected consumer,
4 which may be demonstrated in the form of an order
5 issued by a court of law, a lawfully executed and valid
6 power of attorney, or a written notarized statement
7 signed by the representative that expressly describes
8 the authority of the representative to act on behalf of
9 a protected consumer.
10 NEW SUBSECTION. 8B. *"Sufficient proof of*
11 *identification"* means one or more of the following:
12 *a.* A protected consumer's social security number or
13 a copy of a social security card issued by the federal
14 social security administration.
15 *b.* A certified or official copy of a protected
16 consumer's birth certificate issued by the entity
17 authorized to issue the birth certificate.
18 *c.* A copy of a protected consumer's driver's
19 license, a protected consumer's nonoperator's
20 identification card issued by the state department
21 of transportation, or any other federal or state
22 government-issued form of identification pertaining to
23 a protected consumer.
24 Sec. 3. Section 714G.8, unnumbered paragraph 1,
25 Code 2014, is amended to read as follows:

26 A security freeze or protected consumer security
27 freeze shall not apply to the following persons or
28 entities:
29 Sec. 4. NEW SECTION. **714G.8A Protected consumer**
30 **security freeze.**
31 1. A consumer reporting agency shall implement
32 a protected consumer security freeze for a protected
33 consumer if the consumer reporting agency receives a
34 request from the protected consumer's representative
35 for the placement of the protected consumer security
36 freeze pursuant to this section and the protected
37 consumer's representative complies with all of the
38 following:
39 *a.* Submits the request to the consumer reporting
40 agency at the address or other point of contact and in
41 the manner specified by the consumer reporting agency.
42 *b.* Provides sufficient proof of identification of
43 the protected consumer and the representative.
44 *c.* Provides sufficient proof of authority to act on
45 behalf of the protected consumer.
46 *d.* Payment of the fee specified in subsection 5.
47 2. *a.* A protected consumer security freeze
48 requested pursuant to subsection 1 shall commence
49 within thirty days after the request is received.
50 If a consumer reporting agency does not have a file

Page 3

1 pertaining to a protected consumer when the consumer
2 reporting agency receives the request, the consumer
3 reporting agency shall create a record for the
4 protected consumer within thirty days after the request
5 is received.
6 *b.* While a protected consumer security freeze
7 is in effect, a consumer reporting agency shall not
8 release the protected consumer's consumer credit
9 report, any information derived from the protected
10 consumer's consumer credit report, or any information
11 contained in the record created for the protected
12 consumer. The protected consumer security freeze
13 shall remain in effect until the protected consumer
14 or the protected consumer's representative requests
15 the consumer reporting agency to remove the protected
16 consumer security freeze pursuant to subsection 3, or
17 the consumer reporting agency removes the protected
18 consumer security freeze pursuant to subsection 6.
19 3. A consumer reporting agency shall remove a
20 protected consumer security freeze if the consumer
21 reporting agency receives a request from the protected
22 consumer or the protected consumer's representative to
23 remove the protected consumer's security freeze that
24 complies with all of the following:

25 *a.* The request is submitted to the consumer
26 reporting agency at the address or other point of
27 contact and in the manner specified by the consumer
28 reporting agency.
29 *b.* In the case of a request by a protected
30 consumer, the request includes proof that previously
31 submitted sufficient proof of authority for the
32 protected consumer's representative to act on behalf
33 of the protected consumer is no longer valid, and
34 sufficient proof of identification of the protected
35 consumer.
36 *c.* In the case of a request by the representative
37 of a protected consumer, the request includes
38 sufficient proof of identification of the protected
39 consumer and the representative, and sufficient
40 proof of authority to act on behalf of the protected
41 consumer.
42 *d.* The fee specified in subsection 5.
43 4. A protected consumer security freeze shall
44 be removed by the consumer reporting agency within
45 thirty days after the request for removal pursuant to
46 subsection 3 is received by the consumer reporting
47 agency.
48 5. *a.* A consumer reporting agency may charge a
49 reasonable fee, not to exceed five dollars, for each
50 placement or removal of a protected consumer security

Page 4

1 freeze. A consumer reporting agency may not charge
2 any other fee for a service performed pursuant to this
3 section.
4 *b.* Notwithstanding paragraph *"a"*, a fee may not
5 be charged by a consumer reporting agency pursuant to
6 either of the following:
7 (1) If the protected consumer's representative
8 has obtained a police report or affidavit of alleged
9 identity theft under section 715A.8 and submits a copy
10 of the report or affidavit to the consumer reporting
11 agency.
12 (2) A request for the commencement or removal of a
13 protected consumer security freeze is for a protected
14 consumer who is under the age of sixteen years at
15 the time of the request and the consumer reporting
16 agency has a consumer credit report pertaining to the
17 protected consumer.
18 6. A consumer reporting agency may remove a
19 protected consumer security freeze for a protected
20 consumer or delete a record of a protected consumer if
21 the protected consumer security freeze was commenced
22 or the record was created based on a material
23 misrepresentation of fact by the protected consumer or

the protected consumer's representative.
7. The provisions of sections 714G.8, 714G.10, and 714G.11 shall be applicable to a protected consumer security freeze.
Sec. 5. EFFECTIVE DATE. This Act takes effect January 1, 2015.>
2. Title page, by striking lines 1 and 2 and inserting <An Act extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions.>

KLEIN of Washington

H-8065

Amend House File 2382 as follows:
1. Page 1, before line 1 by inserting:
Section 1. Section 904.807, Code 2014, is amended to read as follows:
904.807 Price lists to public officials —— purchasing requirements.
1. The state director shall cause to be prepared from time to time classified and itemized price lists of the products manufactured by Iowa state industries. Such lists shall be furnished to all boards of supervisors, boards of directors of school corporations, city councils, and all other state, county, city, and school departments and officials empowered to purchase supplies and equipment for public purposes.
2. If an entity described in this section declines to purchase a product manufactured by Iowa state industries, and the price of the product purchased exceeds the price of the same or a similar product manufactured by Iowa state industries, the entity shall not use moneys received from property taxes to pay for the cost of the product purchased.>
2. Title page, line 1, by striking <state>
3. By renumbering as necessary.

THOMAS of Clayton

H-8066

Amend House File 2409 as follows:
1. Page 4, after line 34 by inserting:
<Sec. ___. Section 282.18, subsection 11, Code 2014, is amended to read as follows:
11. A pupil who participates in open enrollment for purposes of attending a grade in grades nine through twelve in a school district other than the district of residence is ineligible to participate

in varsity interscholastic athletic contests and athletic competitions during the pupil's first ninety school days of enrollment in the district except that the pupil may participate immediately in a varsity interscholastic sport if the pupil is entering grade nine for the first time and did not participate in an interscholastic athletic competition for another school or school district during the summer immediately following eighth grade, if the district of residence and the other school district jointly participate in the sport, if the sport in which the pupil wishes to participate is not offered in the district of residence, if the pupil chooses to use open enrollment to attend school in another school district because the district in which the student previously attended school was dissolved and merged with one or more contiguous school districts under section 256.11, subsection 12, if the pupil participates in open enrollment because the pupil's district of residence has entered into a whole grade sharing agreement with another district for the pupil's grade, ~~or~~ 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 provided by a branch of the armed services, or if the district of residence determines that the pupil was previously subject to a founded incident of harassment or bullying as defined in section 280.28 while attending school in the district of residence. A pupil who has paid tuition and attended school, or has attended school pursuant to a mutual agreement between the two districts, in a district other than the pupil's district of residence for at least one school year is also eligible to participate immediately in interscholastic athletic contests and athletic competitions under this section, but only as a member of a team from the district that pupil had attended. For purposes of this subsection, *"school days of enrollment"* does not include enrollment in summer school. For purposes of this subsection, *"varsity"* means the same as defined in section 256.46.>

2. By renumbering as necessary.

OURTH of Warren
WOOD of Scott
DOLECHECK of Ringgold
JORGENSEN of Woodbury
STANERSON of Linn
DAWSON of Woodbury
STECKMAN of Cerro Gordo

H-8067

Amend House File 2409 as follows:

1. Page 1, after line 2 by inserting:

3 <Sec. ___. NEW SECTION. **2.34 Harassment and**
4 **bullying prohibited —— policy.**
5 1. *Definitions.* For purposes of this section,
6 unless the context otherwise requires:
7 *a. "Electronic"* means any communication involving
8 the transmission of information by wire, radio,
9 optical cable, electromagnetic, or other similar
10 means. *"Electronic"* includes but is not limited to
11 communication via electronic mail, internet-based
12 communications including social networking sites, pager
13 service, cell phones, electronic text messaging, or any
14 other electronic communication site, device, or means.
15 *b. "Harassment"* and *"bullying"* shall be construed to
16 mean any electronic, written, verbal, or physical act
17 or conduct toward a member which is based on any actual
18 or perceived trait or characteristic of the member
19 or any other reason and which creates an objectively
20 hostile environment that meets one or more of the
21 following conditions:
22 (1) Places the member in reasonable fear of harm to
23 the member's person or property.
24 (2) Has a substantially detrimental effect on the
25 member's physical or mental health.
26 (3) Has the effect of substantially interfering
27 with a member's performance in the general assembly.
28 (4) Has the effect of substantially interfering
29 with the member's ability to participate in or benefit
30 from the services, activities, or privileges provided
31 by the general assembly.
32 *c. "Member"* means a member of the general assembly.
33 *d. "Trait or characteristic of the member"* includes
34 but is not limited to age, color, creed, national
35 origin, race, religion, marital status, sex, sexual
36 orientation, gender identity, physical attributes,
37 physical or mental ability or disability, ancestry,
38 political party preference, political belief,
39 socioeconomic status, or familial status.
40 2. *Policy.* On or before January 1, 2015, the
41 legislative council shall adopt a policy prohibiting
42 harassment and bullying in the general assembly, in
43 the capitol building and capitol grounds, and at any
44 legislative function or activity regardless of its
45 location. The legislative council shall make a copy
46 of the policy available to all members, officers,
47 and employees of the general assembly and shall take
48 all appropriate steps to bring the policy against
49 harassment and bullying and the responsibilities
50 set forth in the policy to the attention of members,

1 officers, and employees of the general assembly.

2 The policy shall, at a minimum, include all of the
3 following components:
4 *a.* A statement declaring harassment and bullying to
5 be against state policy. The statement shall include
6 but not be limited to the following provisions:
7 (1) Members, officers, and employees of the general
8 assembly shall not engage in harassing and bullying
9 behavior in the general assembly, in the capitol
10 building and capitol grounds, or at any legislative
11 function or activity.
12 (2) Members, officers, and employees of the general
13 assembly shall not engage in reprisal, retaliation,
14 or false accusation against a victim, witness, or an
15 individual who has reliable information about such an
16 act of harassment or bullying.
17 *b.* A definition of harassment and bullying as set
18 forth in this section.
19 *c.* A description of the type of behavior expected
20 from members, officers, and employees of the general
21 assembly relative to prevention measures, reporting,
22 and investigation of harassment or bullying.
23 *d.* The consequences and appropriate remedial action
24 for a person who violates the antiharassment and
25 antibullying policy.
26 *e.* A procedure for reporting an act of harassment
27 or bullying, including the identification by job title
28 of the official responsible for ensuring that the
29 policy is implemented, and the identification of the
30 person or persons responsible for receiving reports of
31 harassment or bullying.
32 *f.* A procedure for the prompt investigation
33 of complaints, either identifying the individual
34 responsible for conducting the investigation, including
35 a statement that investigators will consider the
36 totality of circumstances presented in determining
37 whether conduct objectively constitutes harassment or
38 bullying under this section.
39 *g.* A statement of the manner in which the policy
40 will be publicized.
41 *h.* A procedure for documenting the actions taken
42 by the general assembly to investigate and respond to
43 harassment or bullying.
44 3. *Programs encouraged.* The legislative council is
45 encouraged to establish programs designed to eliminate
46 harassment and bullying in the general assembly. To
47 the extent that funds are available for these purposes,
48 the legislative council shall do the following:
49 *a.* Provide training on antiharassment and
50 antibullying policies to members, officers, and

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1 employees of the general assembly.
2 *b.* Develop a process to provide members, officers,
3 and employees of the general assembly with the skills
4 and knowledge to help reduce incidents of harassment
5 and bullying.
6 4. *Authority off capitol grounds.* The legislative
7 council may investigate and impose discipline or take
8 other action in the case of an alleged incident of
9 harassment or bullying, including cyberbullying, that
10 occurs outside of the general assembly, the capitol
11 building and capitol grounds, or any legislative
12 function or activity if all of the following apply:
13 *a.* A member, officer, or employee of the general
14 assembly or a constituent reports an incident of
15 harassment or bullying pursuant to the general
16 assembly's policy adopted under subsection 2, paragraph
17 *"e"*.
18 *b.* The alleged incident of harassment or bullying
19 has an effect on the capitol grounds that creates an
20 objectively hostile environment that meets one or more
21 of the conditions set out under subsection 1, paragraph
22 *"b"*.>
23 2. Title page, line 2, by striking <policies>
24 and inserting <policies, providing for a legislative
25 antiharassment and antibullying policy,>
26 3. By renumbering as necessary.

SCHULTZ of Crawford

H-8068

1 Amend the amendment, H-8064, to House File 2368, as
2 follows:
3 1. Page 1, after line 10 by inserting:
4 <Sec. ___. Section 714G.1, subsection 3, Code 2014,
5 is amended by adding the following new paragraph:
6 NEW PARAGRAPH. *d.* A company that maintains a
7 database or file that consists of any of the following
8 information which is used for purposes unrelated to the
9 granting of credit:
10 (1) Criminal history information.
11 (2) Information relating to employment, rental
12 history, or a background check.>
13 2. Page 2, by striking line 43 and inserting <the
14 protected consumer, and proof of the identity of the
15 representative.>
16 3. Page 3, by striking line 39 and inserting
17 <consumer, proof of the identity of the representative,
18 and sufficient>
19 4. Page 4, line 31, after <Act> by inserting

<modifying security freeze provisions and>
5. By renumbering as necessary.

KLEIN of Washington

H-8069

Amend House File 2361 as follows:
1. Page 23, after line 16 by inserting:
<Sec. ___. Section 315.3, subsection 1, Code 2014, is amended by adding the following new paragraph:
NEW PARAGRAPH. *g*. Improving or maintaining highway access to residential housing developments.
Sec. ___. Section 315.11, Code 2014, is amended by adding the following new subsection:
NEW SUBSECTION. 8. If the project provides access to a residential housing development, the extent to which the affected housing development supports the growth of existing businesses and the attraction of new businesses in the surrounding area.>
2. By renumbering as necessary.

THOMAS of Clayton

H-8070

Amend House File 2409 as follows:
1. Page 1, after line 2 by inserting:
<Sec. ___. LEGISLATIVE FINDINGS AND DECLARATION. The general assembly finds and declares all of the following:
1. Article IX, 2nd, section 3, of the Constitution of the State of Iowa states, in part:
The general assembly shall encourage, by all suitable means, the promotion of intellectual, scientific, moral, and agricultural improvement.
2. The leading moral precept for a civil society has been expressed by various philosophies and religions for millennia and is often called the golden rule, as set forth in paragraphs "a" through "g". The golden rule, with roots in a wide range of world cultures, is well suited to be a standard that different cultures can ascribe to in resolving conflicts, and shall be displayed in all classrooms in Iowa.
a. Confucianism, circa 557 BC, Analects 15:23:
What you do not want done to yourself, do not do to others.
b. Buddhism, circa 560 BC, Udanavarga 5:18:
Hurt not others with that which pains yourself.
c. Judaism, circa 1300 BC, the Old Testament, Leviticus 19:18:

Thou shalt Love thy neighbor as thyself.
d. Hinduism, circa 3200 BC, Hitopadesa:
One should always treat others as they themselves wish to be treated.
e. Zoroastrianism, circa 600 BC, Shast-na-shayast 13:29:
Whatever is disagreeable to yourself, do not do unto others.
f. Christianity, circa 30 AD, the King James Bible, Matthew 7:12:
Whatsoever ye would that others should do to you, do ye even so to them.
g. Islam, circa 570-632 AD, the Prophet Muhammad, pbuh, Sahih Muslim:
None of you have faith until you love for your neighbor what you love for yourself.>
2. By renumbering as necessary.

SHEETS of Appanoose
HEARTSILL of Marion
SALMON of Black Hawk

H-8071

Amend House File 2067, as passed by the House, as follows:
1. Page 1, after line 8 by inserting:
<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>
2. Title page, line 2, after <licenses> by inserting <, and including effective date provisions>
3. By renumbering as necessary.

SENATE AMENDMENT

H-8072

Amend House File 2297, as passed by the House, as follows:
1. Page 1, line 14, by striking <benefit> and inserting <benefits>
2. Title page, line 1, by striking <benefit> and inserting <benefits>

SENATE AMENDMENT

H-8073

Amend House File 2380 as follows:
1. By striking everything after the enacting clause and inserting:
Section 1. Section 237A.13, subsection 7,

paragraphs a and c, Code 2014, are amended to read as follows:

a. Families with an income at or below one hundred percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program, and parents with a family income at or below one hundred percent of the federal poverty level who are under the age of twenty-one years and are participating in an educational program leading to a high school diploma or the equivalent.

c. Families with an income of more than one hundred percent but not more than one hundred forty-five percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program.

Sec. 2. Section 237A.13, subsection 8, Code 2014, is amended to read as follows:

8. Nothing in this section shall be construed as or is intended as, or shall imply, a grant of entitlement for services to persons who are eligible for assistance due to an income level or other eligibility circumstance addressed in this section. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated for the purposes of state child care assistance. The department shall not redetermine the eligibility of a program participant more frequently than every twelve months.

Sec. 3. STATE CHILD CARE ASSISTANCE APPLICATIONS —— MOBILE DEVICES.

1. The department of human services shall review the application form and other elements of the process used by applicants to apply for the state child care assistance program. The purpose of the review is to simplify the process by eliminating requirements to provide unneeded or redundant information and improving the wording of the application, and identifying other options for improvement. The department shall report the results of the review to the governor and general assembly on or before December 1, 2014.

2. The department shall implement an application process enhancement so that applicants for the state

child care assistance program may apply for the program using a mobile information technology device.

Sec. 4. IMPLEMENTATION. The department of human

4 services shall adopt rules and take other actions as
5 necessary to implement, as state child care assistance
6 program eligibility provisions, the amendments to
7 section 237A.13 in this Act, on July 1, 2014.>
8 2. Title page, line 1, by striking <providing for
9 a> and inserting <relating to the>
10 3. Title page, line 2, by striking <pilot project>
11 and inserting <and application provisions>

STUTSMAN of Johnson

H-8074

1 Amend House File 2279 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 232.19, subsection 1, Code
4 2014, is amended by adding the following new paragraph:
5 NEW PARAGRAPH. *e.* By a peace officer pursuant to
6 section 664A.6.
7 Sec. ___. NEW SECTION. **236.14 Initial appearance.**
8 Notwithstanding chapters 804 and 805, a person taken
9 into custody pursuant to section 236.11 or arrested
10 pursuant to section 236.12 may be released on bail or
11 otherwise only after an initial appearance before a
12 magistrate as provided in chapter 804 and the rules
13 of criminal procedure or section 236.11, whichever is
14 applicable.>
15 2. Page 3, line 1, after <magistrate> by inserting
16 <or juvenile court>
17 3. Page 3, line 9, by striking <**Mandatory arrest**>
18 and inserting <~~**Mandatory arrest**~~ **Taking into custody**>
19 4. Page 3, line 11, after <1.> by inserting <*a.*>
20 5. Page 3, after line 21 by inserting:
21 <*b.* If a peace officer has probable cause to
22 believe that a person under the age of eighteen has
23 violated a protective order, the peace officer may take
24 the person into custody and may take the person without
25 unnecessary delay before the nearest or most accessible
26 juvenile court in the judicial district in which the
27 person was taken into custody.>
28 6. Page 4, line 6, by striking <the initial
29 appearance> and inserting <the person is taken into
30 custody>
31 7. By renumbering as necessary.

HEARTSILL of Marion

H-8075

1 Amend House File 2388 as follows:
2 1. Page 1, line 3, by striking <shall> and
3 inserting <is encouraged to>

2. Page 1, line 26, by striking <liaison> and inserting <liaison, if the area education agency has employed such a liaison>

3. Page 2, lines 2 and 3, by striking <two point on a four-point scale> and inserting <passing grade>

4. Page 2, by striking lines 9 and 10 and inserting <to section 279.68 shall be provided if appropriate.>

FRY of Clarke

H-8076

Amend House File 2361 as follows:

1. Page 24, by striking lines 3 through 22.

2. By renumbering as necessary.

STUTSMAN of Johnson

H-8077

Amend House File 2409 as follows:

1. Page 2, after line 11 by inserting:

<___. Review school district and school antiharassment and antibullying policies to ensure that such policies are effective and consistent with the requirements of section 280.28.>

2. Page 2, line 17, by striking <training> and inserting <a systemic, research-based training program>

3. Page 2, line 20, by striking <training> and inserting <a systemic, research-based training program>

4. Page 3, after line 34 by inserting:

<NEW PARAGRAPH. ___. An appeal process for students accused of violating the school district or school antiharassment and antibullying policy whereby a determination will be made whether an accused student engaged in such a violation.

NEW PARAGRAPH. ___. A procedure for a school counselor to be made available to meet the needs of all students directly involved in a reported incident of harassment or bullying.>

5. By renumbering, redesignating, and correcting internal references as necessary.

WINCKLER of Scott

H-8078

Amend House File 2409 as follows:

1. Page 4, by striking lines 19 through 28 and inserting <official or designee may investigate and respond appropriately to an ongoing alleged incident of harassment or bullying, including cyberbullying,

that occurs outside of school, off of school property, or away from a school function or school-sponsored activity if the alleged incident of harassment or bullying has an>

WOOD of Scott
HUNTER of Polk

H-8079

Amend the amendment, H-8051, to House File 2409, as follows:

1. Page 1, after line 9 by inserting:

<___. Page 4, after line 34 by inserting:

<Sec. ___. APPROPRIATIONS. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For carrying out the duties provided in section 256.100, as enacted in this Act, including salaries, support, maintenance, and for not more than the following full-time equivalent positions:

..... $ 250,000

..... FTEs 3.00

From the moneys appropriated to the department, $150,000 shall be used to provide or facilitate the provision of training required by section 272.2, subsection 19, as enacted in this Act, at minimal cost to the trainee.

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act enacting section 256.100.

2. The section of this Act making appropriations to the department of education.>

___. Title page, line 3, by striking <prevention> and inserting <prevention, making an appropriation, and including effective date provisions>>

2. By renumbering, redesignating, and correcting internal references as necessary.

HUNTER of Polk

H-8080

1 Amend House File 2409 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 135.11, subsection 30, Code
5 2014, is amended by striking the subsection.
6 Sec. 2. Section 256.2, Code 2014, is amended by
7 adding the following new subsection:
8 NEW SUBSECTION. 2A. *"Harassment"* and *"bullying"*
9 mean the same as defined in section 280.28.
10 Sec. 3. Section 256.7, Code 2014, is amended by
11 adding the following new subsection:
12 NEW SUBSECTION. 33. Adopt rules incorporating the
13 training required by section 272.2, subsection 19, into
14 the standards for school district or attendance center
15 teacher professional development plans in accordance
16 with section 284.6 and school district or attendance
17 center administrator professional development plans in
18 accordance with section 284A.6.
19 Sec. 4. Section 256.9, Code 2014, is amended by
20 adding the following new subsection:
21 NEW SUBSECTION. 65. Submit to the general assembly
22 annually by January 1, a report on harassment and
23 bullying in schools in this state. The report shall
24 include harassment and bullying incidence data reported
25 by school districts and accredited nonpublic schools
26 pursuant to section 280.28, subsection 7, including the
27 number of founded and unfounded reports of harassment
28 or bullying per school district and accredited
29 nonpublic school; relevant response data from the
30 Iowa youth survey; outcome data for the school climate
31 improvement grant program established by section
32 256.101; and any recommendations relating to harassment
33 and bullying prevention in this state. The department
34 shall publish the report on the department's internet
35 site.
36 Sec. 5. NEW SECTION. **256.100 Office of support and**
37 **analysis for safe schools.**
38 1. The office of support and analysis for safe
39 schools is established in the department to coordinate
40 and implement the state's efforts to prevent and
41 respond to harassment and bullying.
42 2. The office shall coordinate efforts between
43 state agencies and promote research-based best
44 practices for programming and training in the
45 prevention of and response to harassment and bullying.
46 The office may enter into chapter 28E agreements with
47 the board of educational examiners, department of human
48 rights, the civil rights commission, postsecondary
49 educational institutions, and other public agencies
50 for the joint employment of personnel to carry out its

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1 duties. The office shall coordinate with appropriate
2 stakeholders in carrying out its duties.
3 3. The office shall:
4 *a.* Assist schools in the implementation of section
5 280.28, using research-based best practices.
6 *b.* Develop or recommend qualified training programs
7 for training required by section 272.2, subsection 19.
8 *c.* Coordinate with area education agencies to
9 ensure that training required by section 272.2,
10 subsection 19, and appropriate mental health services
11 are available to every school in this state.
12 *d.* Provide assistance to school employees
13 responsible for conducting investigations of complaints
14 of incidents of harassment or bullying to ensure
15 compliance with section 280.28.
16 *e.* Administer the school climate improvement grant
17 program established by section 256.101.
18 *f.* Compare and analyze harassment and bullying
19 incidence data reported by school districts and
20 accredited nonpublic schools pursuant to section
21 280.28, subsection 7, and response data from the Iowa
22 youth survey. The office may use its analysis to
23 provide technical assistance to school districts or
24 schools to improve school learning environments and
25 school safety and to achieve compliance with section
26 280.28.
27 *g.* Coordinate with the department of public health
28 and other public and private agencies and organizations
29 in the administration of the your life Iowa initiative.
30 Contacts with the initiative relating to possible
31 harassment or bullying shall be shared with the office,
32 which shall assist the initiative in responding to such
33 contacts. The office shall maintain compliance with
34 applicable federal and state privacy laws to ensure
35 the confidentiality of information provided to the
36 initiative.
37 *h.* Collaborate with the department of public health
38 and other state agencies in the administration of the
39 Iowa youth survey to students in grades six, eight, and
40 eleven in Iowa's public and nonpublic schools. Survey
41 data shall be evaluated and reported, with aggregate
42 data available online at the Iowa youth survey internet
43 site.
44 Sec. 6. NEW SECTION. **256.101 School climate**
45 **improvement grant program.**
46 1. A school climate improvement grant program is
47 established in the department to build upon previous
48 state efforts to promote school safety, including the
49 Iowa safe and supportive schools grant and program,
50 by providing funds to school districts and accredited

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1 nonpublic schools to maintain, improve, and promote
2 safe and supportive learning environments in this
3 state. The program shall be administered by the office
4 of support and analysis for safe schools established
5 by section 256.100.
6 2. The office shall award funds from the program to
7 schools on a competitive grant basis. Awards shall be
8 consistent with the following goals of the program:
9 *a.* To implement section 280.28, using
10 research-based best practices.
11 *b.* To assist schools to promote a climate of
12 greater productivity, safety, and learning.
13 *c.* To assist schools in the professional
14 development of staff in research-based school safety
15 programs and classroom management programs.
16 *d.* To assist schools in enhancing and coordinating
17 antiviolence efforts between schools, professional,
18 parental, governmental, law enforcement, and community
19 organizations and associations.
20 3. Grants from the program may be used to fund
21 school programs or activities including but not limited
22 to the following:
23 *a.* Research-based staff training or other efforts
24 to implement section 280.28.
25 *b.* Assessment of compliance with section 280.28.
26 *c.* Technical assistance for improved classroom
27 management.
28 *d.* Research-based school safety programs that
29 address risk factors to reduce incidents of problem
30 behaviors among students including antiharassment and
31 antibullying programs.
32 *e.* Mental health demonstration projects.
33 *f.* Safety and security training and resources that
34 enhance the overall safety and security of staff and
35 students.
36 4. The office shall give priority in grant awards
37 to the following applicants:
38 *a.* Applicants that have a disproportionate need
39 as identified by results in the Iowa youth survey
40 indicating a heightened incidence of severe behavior
41 that negatively impacts the culture and climate
42 conditions necessary for student learning.
43 *b.* Applicants that demonstrate that they are
44 addressing needs or gaps identified from their results
45 in the Iowa youth survey.
46 *c.* Applicants that provide a commitment of
47 additional funds from public or private sources for the
48 programs or activities for which a grant is sought.
49 5. The office shall pursue additional funding from
50 public and private sources to support the program.

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1 6. The department shall adopt rules to administer
2 the program, including but not limited to an
3 application process and grant award criteria.
4 Sec. 7. Section 272.1, Code 2014, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 4A. *"Harassment"* and *"bullying"*
7 mean the same as defined in section 280.28.
8 Sec. 8. Section 272.2, Code 2014, is amended by
9 adding the following new subsection:
10 NEW SUBSECTION. 19. *a.* Adopt rules requiring all
11 teachers who have regular and substantial contact with
12 students to complete training approved by the office of
13 support and analysis for safe schools established by
14 section 256.100, on harassment and bullying prevention
15 and response as part of their professional development
16 and training plans.
17 *b.* Adopt rules requiring all individuals applying
18 for or renewing a license, certificate, authorization,
19 or statement of recognition issued by the board who are
20 responsible for conducting investigations of complaints
21 of incidents of harassment or bullying to complete
22 training approved by the office of support and analysis
23 for safe schools established by section 256.100, on
24 the provisions of section 280.28, conducting impartial
25 investigations with transparency, collecting evidence,
26 following up on previous investigations, and reporting
27 founded and unfounded incidents of harassment and
28 bullying to the department.
29 *c.* Adopt rules requiring all individuals applying
30 for or renewing an administrator license to complete
31 training approved by the office of support and analysis
32 for safe schools established by section 256.100, on
33 implementation of school-wide policies and procedures
34 for harassment and bullying identification, reporting,
35 response, and prevention.
36 Sec. 9. Section 280.28, subsection 2, paragraph a,
37 Code 2014, is amended to read as follows:
38 *a. "Electronic"* means any communication involving
39 the transmission of information by wire, radio,
40 optical cable, electromagnetic, or other similar
41 means. *"Electronic"* includes but is not limited to
42 communication via electronic mail, internet-based
43 communications including social networking sites
44 and applications, pager service, cell phones, ~~and~~
45 electronic text messaging, or any other electronic
46 communication site, device, or means.
47 Sec. 10. Section 280.28, subsection 3, Code 2014,
48 is amended by adding the following new paragraph:
49 NEW PARAGRAPH. *h.* A procedure for documenting the
50 actions taken by the school to investigate and respond

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1 to harassment or bullying.
2 Sec. 11. Section 280.28, subsection 7, Code 2014,
3 is amended to read as follows:
4 7. *Integration of policy and reporting.* The board
5 of directors of a school district and the authorities
6 in charge of each nonpublic school shall integrate
7 its antiharassment and antibullying policy into
8 the comprehensive school improvement plan required
9 under section 256.7, subsection 21, and shall report
10 ~~data collected under subsection 6, as specified by~~
11 the following to the department~~, to~~ and the local
12 community~~.~~:
13 *a.* Data collected under subsection 6, as specified
14 by the department.
15 *b.* The process used for filing complaints,
16 including the location of online or other complaint
17 forms.
18 *c.* The number of school employees and volunteers
19 who have completed antiharassment and antibullying
20 training.
21 Sec. 12. Section 280.28, Code 2014, is amended by
22 adding the following new subsections:
23 NEW SUBSECTION. 9. *Parental notification.*
24 *a.* Each school district and accredited nonpublic
25 school shall establish notification procedures for
26 incidents of harassment or bullying in accordance
27 with this subsection. The procedures shall include
28 notification of the custodial parent or guardian of any
29 student directly involved in any incident of harassment
30 or bullying, upon investigation and determination that
31 harassment or bullying has occurred, consistent with a
32 notification plan made in consultation with the student
33 and school guidance staff. The notification shall
34 include information on the action that school officials
35 have taken regarding the incident and the actions
36 school officials will take to prevent further acts
37 of harassment or bullying. If such notification is
38 delayed, the school district or school shall document
39 the reasons for the delay. This paragraph does not
40 prohibit a school official from contacting a parent
41 or guardian about a report of harassment or bullying
42 prior to a determination that harassment or bullying
43 has occurred.
44 *b.* The requirements of this subsection shall
45 not apply if a school official reasonably believes
46 notification would subject a student to abuse, neglect,
47 or other physical or mental harm.
48 *c.* Notification pursuant to this subsection
49 shall comply with state and federal privacy laws,
50 regulations, and rules.

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1 NEW SUBSECTION. 10. *Authority off school*
2 *grounds.* A school official may investigate and respond
3 appropriately to an alleged incident of harassment
4 or bullying, including cyberbullying, that occurs
5 outside of school, off of school property, or away
6 from a school function or school-sponsored activity if
7 the alleged incident of harassment or bullying has an
8 effect on school grounds that creates an objectively
9 hostile school environment and that meets one or more
10 of the conditions set out under subsection 2, paragraph
11 *"b".*
12 NEW SUBSECTION. 11. *Rulemaking authority.* The
13 department of education may adopt rules necessary to
14 administer this section in a uniform way across the
15 state.
16 Sec. 13. APPROPRIATIONS. There is appropriated
17 from the general fund of the state to the department of
18 education for the fiscal year beginning July 1, 2013,
19 and ending June 30, 2014, the following amounts, or
20 so much thereof as is necessary, to be used for the
21 purposes designated:
22 For the establishment and administration of the
23 office of support and analysis for safe schools,
24 for carrying out the duties of the office, including
25 salaries, support, maintenance, and for not more than
26 the following full-time equivalent positions:
27 ..... $ 250,000
28 ..... FTEs 3.00
29 For the provision of grants from the school climate
30 improvement grant program established in section
31 256.101:
32 ..... $ 750,000
33 From the moneys appropriated to the office of
34 support and analysis for safe schools, $150,000 shall
35 be used to provide or facilitate the provision of
36 training required by section 272.2, subsection 19, at
37 minimal cost to the trainee.
38 Notwithstanding section 8.33, moneys appropriated in
39 this section that remain unencumbered or unobligated
40 at the close of the fiscal year shall not revert but
41 shall remain available for expenditure for the purposes
42 designated until the close of the succeeding fiscal
43 year.
44 Sec. 14. EFFECTIVE UPON ENACTMENT. The following
45 provision or provisions of this Act, being deemed of
46 immediate importance, take effect upon enactment:
47 1. The section of this Act enacting section
48 256.100.
49 2. The section of this Act enacting section
50 256.101.

Page 7

3. The section of this Act making appropriations to the department of education.>

2. Title page, by striking lines 1 through 3 and inserting <An Act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.>

STECKMAN of Cerro Gordo

H-8081

Amend House File 2429 as follows:

1. Page 5, line 4, after <~~and~~,> by inserting <scheduled court appearances, job interviews,>

WOLFE of Clinton

H-8082

Amend House File 2409 as follows:

1. Page 2, line 18, by striking <response> and inserting <response, to the extent such training is made available by the state of Iowa at no charge to trainees, schools, or school districts>

2. Page 2, line 25, by striking <bullying> and inserting <bullying, to the extent such training is made available by the state of Iowa at no charge to trainees, schools, or school districts>

3. Page 3, after line 34 by inserting:

<Sec. ___. Section 280.28, subsection 5, Code 2014, is amended to read as follows:

5. *Immunity.* *a.* A school employee, volunteer, or student, or a student's parent or guardian who promptly, reasonably, and in good faith reports an incident of harassment or bullying, in compliance with the procedures in the policy adopted pursuant to this section, to the appropriate school official designated by the school district or accredited nonpublic school, shall be immune from civil or criminal liability relating to such report and to participation in any administrative or judicial proceeding resulting from or relating to the report.

b. A school employee who reasonably and in good faith determines not to investigate or take further action regarding a report of an alleged incident of

27 harassment or bullying that occurred outside of school,
28 off of school property, or away from a school function
29 or school-sponsored activity shall be immune from civil
30 or criminal liability relating to such determination.>
31 4. By renumbering as necessary.

STANERSON of Linn

H-8083

1 Amend Senate File 2301, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, after line 10 by inserting:
4 <Sec. ___. Section 48A.9, Code 2014, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 5. If the registration form
7 appears on its face to be complete and proper, but is
8 received during the period in which registration is
9 closed pursuant to this section, the commissioner shall
10 send a notice advising the applicant of election day
11 and in-person absentee registration procedures under
12 section 48A.7A.>
13 2. Page 4, line 2, before <After> by inserting <1.>
14 3. Page 4, after line 7 by inserting:
15 <2. The affidavit form shall include a line for the
16 voter to indicate the date the voter subscribed to the
17 affidavit.>
18 4. Page 4, by striking lines 24 through 32 and
19 inserting <the polls close on election day or be
20 ~~clearly postmarked by~~ received by the commissioner
21 through an officially authorized postal service not
22 later ~~than the day before the election and received~~
23 ~~by the commissioner not later~~ than noon on the Monday
24 following the election. For a ballot to be counted
25 that is received in the commissioner's office after the
26 polls close on election day, the date on the affidavit
27 envelope must be clearly legible and the date must not
28 be later than the day before the election.>
29 5. By renumbering as necessary.

WINCKLER of Scott
GASKILL of Wapello
KEARNS of Lee
STAED of Linn
STUTSMAN of Johnson
HUNTER of Polk
ISENHART of Dubuque
LENSING of Johnson
STECKMAN of Cerro Gordo
WESSEL-KROESCHELL of Story

H-8084

1 Amend Senate File 293, as passed by the Senate, as
2 follows:
3 1. Page 1, line 1, by striking <Code 2013> and
4 inserting <Code 2014>

2. Page 1, after line 11 by inserting:
<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>
3. Title page, line 3, after <employee> by inserting <and including effective date provisions>

COMMITTEE ON STATE GOVERNMENT

H-8085

Amend Senate File 379, as passed by the Senate, as follows:
1. Page 1, line 2, by striking <2013> and inserting <2014>
2. By striking page 1, line 10, through page 5, line 33.
3. Title page, line 2, by striking <and providing a penalty>

COMMITTEE ON STATE GOVERNMENT

H-8086

Amend Senate File 2187, as passed by the Senate, as follows:
1. Page 1, line 1, by striking <**weapons**> and inserting <**control devices**>
2. Page 1, line 4, by striking <weapons> and inserting <control devices>
3. Page 1, line 7, by striking <weapons> and inserting <control devices>
4. Page 1, line 8, by striking <weapons> and inserting <control devices>
5. Page 1, line 9, by striking <weapons> and inserting <control devices>
6. Page 1, line 12, by striking <weapons> and inserting <control devices>
7. Page 1, line 16, by striking <weapons> and inserting <control devices>
8. Page 1, line 18, by striking <weapons> and inserting <control devices>
9. Page 1, line 22, by striking <weapons> and inserting <control devices>
10. Page 1, line 24, by striking <weapons> and inserting <control devices>
11. Page 1, line 26, by striking <weapons> and inserting <control devices>
12. Title page, line 2, by striking <weapons> and inserting <control devices>

COMMITTEE ON PUBLIC SAFETY

H-8087

Amend the amendment, H-8082, to House File 2409 as follows:

1. Page 1, after line 30 by inserting:

<___. Page 4, after line 34 by inserting:

<Sec. ___. APPROPRIATIONS. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For carrying out the duties provided in section 256.100, as enacted in this Act, including salaries, support, maintenance, and for not more than the following full-time equivalent positions:

..... $ 250,000

..... FTEs 3.00

From the moneys appropriated to the department, $150,000 shall be used to provide or facilitate the provision of training required by section 272.2, subsection 19, as enacted in this Act, at minimal cost to the trainee.

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act enacting section 256.100.

2. The section of this Act making appropriations to the department of education.>

___. Title page, line 3, by striking <prevention> and inserting <prevention, making an appropriation, and including effective date provisions>>

2. By renumbering, redesignating, and correcting internal references as necessary.

HUNTER of Polk

H-8088

Amend House File 2361 as follows:

1. Page 25, after line 19 by inserting:

<Sec. ___. Section 321.258, Code 2014, is amended to read as follows:

321.258 Arrangement of lights on official traffic-control signals.

1. Colored lights placed on a vertical official traffic-control signal face shall be arranged from the top to the bottom in the following order when used:

a. Circular red~~, circular~~.

b. Steady and/or flashing left-turn red arrow.

c. Steady and/or flashing right-turn red arrow.

d. Circular yellow~~, circular~~.

e. Circular green~~, straight through yellow arrow, straight through~~.

f. Straight-through green arrow~~, left turn~~.

g. Steady left-turn yellow arrow~~, left turn~~.

h. Flashing left-turn yellow arrow.

i. Left-turn green arrow~~, right turn~~.

j. Steady right-turn yellow arrow~~, and right turn~~.

k. Flashing right-turn yellow arrow.

l. Right-turn green arrow.

2. Colored lights placed on a horizontal official traffic-control signal face shall be arranged from the left to the right in the following order when used:

a. Circular red~~, circular~~.

b. Steady and/or flashing left-turn red arrow.

c. Steady and/or flashing right-turn red arrow.

d. Circular yellow~~, left turn~~.

e. Steady left-turn yellow arrow~~, left turn~~.

f. Flashing left-turn yellow arrow.

g. Left-turn green arrow~~, circular~~.

h. Circular green~~, straight through yellow~~.

i. Straight-through green arrow~~, straight through green~~.

j. Steady right-turn yellow arrow~~, right turn~~.

k. Flashing right-turn yellow arrow~~, and right turn~~.

l. Right-turn green arrow.>

2. By renumbering as necessary.

MOORE of Jackson

H-8089

Amend House File 2361 as follows:

1. Page 26, by striking lines 1 through 22 and inserting:

<SEC. 4. ROAD USE TAX FUND EFFICIENCY MEASURES —— ~~QUARTERLY~~ ANNUAL REPORTS. The department of transportation shall submit ~~quarterly reports~~ a report annually on or before December 31 in an electronic format to the co-chairpersons of the joint appropriations subcommittee on transportation, infrastructure, and capitals, the chairpersons of the senate and house standing committees on transportation, the department of management, and the legislative services agency regarding the implementation of

14 efficiency measures identified in the "Road Use Tax
15 Fund Efficiency Report", January 2012. The reports
16 shall provide details of activities undertaken in
17 the previous ~~quarter~~ year relating to one-time and
18 long-term program efficiencies and partnership
19 efficiencies. Issues to be covered in the reports
20 shall include but are not limited to savings realized
21 from the implementation of particular efficiency
22 measures; updates concerning measures that have not
23 been implemented; efforts involving cities, counties,
24 other jurisdictions, or stakeholder interest groups;
25 any new efficiency measures identified or undertaken;
26 and identification of any legislative action that may
27 be required to achieve efficiencies. ~~The first report~~
28 ~~shall be submitted by October 1, 2012.~~>

MOORE of Jackson

H-8090

1 Amend Senate File 2201, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, line 12, by striking <relative> and
4 inserting <parent or guardian>
5 2. Page 2, after line 6 by inserting:
6 <Sec. ___. Section 903A.2, subsection 1, unnumbered
7 paragraph 1, Code 2014, is amended to read as follows:
8 Each inmate committed to the custody of the director
9 of the department of corrections is eligible to earn a
10 reduction of sentence in the manner provided in this
11 section. For purposes of calculating the amount of
12 time by which an inmate's sentence may be reduced,
13 inmates shall be grouped into the following ~~two~~ three
14 sentencing categories:
15 Sec. ___. Section 903A.2, subsection 1, paragraph
16 a, unnumbered paragraph 1, Code 2014, is amended to
17 read as follows:
18 Category "A" sentences are those sentences which are
19 not subject to a maximum accumulation of earned time of
20 fifteen percent of the total sentence of confinement
21 under section 902.12 or category "C" sentences. To
22 the extent provided in subsection 5, category "A"
23 sentences also include life sentences imposed under
24 section 902.1. An inmate of an institution under the
25 control of the department of corrections who is serving
26 a category "A" sentence is eligible for a reduction of
27 sentence equal to one and two-tenths days for each day
28 the inmate demonstrates good conduct and satisfactorily
29 participates in any program or placement status
30 identified by the director to earn the reduction. The
31 programs include but are not limited to the following:
32 Sec. ___. Section 903A.2, subsection 1, paragraph

33 b, Code 2014, is amended to read as follows:
34 *b.* Category "B" sentences are those sentences
35 which are subject to a maximum accumulation of earned
36 time of fifteen percent of the total sentence of
37 confinement under section 902.12 and are not category
38 "C" sentences. An inmate of an institution under the
39 control of the department of corrections who is serving
40 a category "B" sentence is eligible for a reduction of
41 sentence equal to fifteen eighty-fifths of a day for
42 each day of good conduct by the inmate.
43 Sec. ___. Section 903A.2, subsection 1, Code 2014,
44 is amended by adding the following new paragraph:
45 NEW PARAGRAPH. *c.* Notwithstanding paragraphs *"a"*
46 and *"b"*, an inmate serving a category "C" sentence is
47 ineligible to earn any reduction of sentence under this
48 section. Category "C" sentences are those sentences
49 where the victim was fifteen years of age or younger at
50 the time the offense was committed and is a violation

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1 of any of the following:
2 (1) Section 707.3 or 707.11.
3 (2) Section 709.2, 709.3, 709.4, or 709.8, section
4 709.11, subsection 1 or 2, section 709.15, subsection
5 4, paragraph *"a"*, or section 709.15, subsection 5,
6 paragraph *"a"*.
7 (3) Section 710.3 or 710.4.
8 (4) Section 710A.2, subsection 2 or 4.
9 (5) Section 728.12, subsection 1 or 2, or section
10 728.12, subsection 3, if the offense is classified as
11 a felony.
12 Sec. ___. Section 903A.7, Code 2014, is amended to
13 read as follows:
14 **903A.7 Separate sentences.**
15 1. Consecutive multiple sentences that are within
16 the same category under section 903A.2 shall be
17 construed as one continuous sentence for purposes of
18 calculating reductions of sentence for earned time.
19 2. If a person is sentenced to serve sentences of
20 both categories, category "B" sentences shall be served
21 before category "A" sentences are served, and earned
22 time accrued against the category "B" sentences shall
23 not be used to reduce the category "A" sentences. If
24 an inmate serving a category "A" sentence is sentenced
25 to serve a category "B" sentence, the category "A"
26 sentence shall be interrupted, and no further earned
27 time shall accrue against that sentence until the
28 category "B" sentence is completed.
29 3. If a person is sentenced to serve both a
30 category "C" sentence and another category sentence,
31 the category "C" sentence shall be served before the

other category sentence is served, and no earned time shall accrue until the category "C" sentence has been served. If an inmate serving another category sentence besides a category "C" sentence is sentenced to serve a category "C" sentence, the sentence of the other category sentence shall be interrupted, and no further earned time shall accrue against that sentence until the category "C" sentence is completed.>

3. Title page, line 1, after <kidnapping,> by inserting <the accumulation of earned time for criminal offenses involving certain minor victims,>

COMMITTEE ON JUDICIARY

H-8091

Amend House File 2429 as follows:

1. Page 1, after line 11 by inserting:

<Sec. ___. Section 321J.2, subsection 3, paragraph c, subparagraph (1), Code 2014, is amended to read as follows:

(1) Upon the entry of a deferred judgment, a civil penalty shall be assessed as provided in section 907.14 in an amount ~~not less than~~ equal to the amount of the criminal fine authorized pursuant to this paragraph *"c"*.

Sec. ___. APPLICABILITY. This Act applies to all occurrences or events occurring on or after July 1, 2014.>

2. Title page, line 3, after <devices> by inserting <, and including applicability provisions>

3. By renumbering as necessary.

MEYER of Polk

H-8092

Amend House File 2429 as follows:

1. Page 3, after line 17 by inserting:

<3. *Ignition interlock device.* The department shall require the defendant to install an ignition interlock device of a type approved by the commissioner of public safety on all vehicles owned or operated by the defendant following a revocation under this section.>

2. Page 3, after line 25 by inserting:

<Sec. ___. Section 321J.9, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. The department shall require the defendant to install an ignition interlock device of a type approved by the commissioner of public safety on all vehicles owned or operated by the defendant following a revocation under this section.>

3. Page 3, after line 33 by inserting:
<Sec. ___. Section 321J.12, Code 2014, is amended by adding the following new subsection:
NEW SUBSECTION. 2A. The department shall require the defendant to install an ignition interlock device of a type approved by the commissioner of public safety on all vehicles owned or operated by the defendant following a revocation under this section.>
4. Page 4, after line 15 by inserting:
<Sec. ___. Section 321J.17, subsection 3, Code 2014, is amended to read as follows:
3. The department shall also require certification of installation of an ignition interlock device of a type approved by the commissioner of public safety on all motor vehicles owned or operated by any person seeking reinstatement following a ~~second or subsequent~~ revocation under section 321J.4, 321J.9, or 321J.12. The requirement for the installation of an approved ignition interlock device shall be for one year from the date of reinstatement unless a longer time period is required by statute. The one-year period a person is required to maintain an ignition interlock device under this subsection shall be reduced by any period of time the person held a valid temporary restricted license during the revocation for the occurrence from which the arrest arose. The person shall not operate any motor vehicle which is not equipped with an approved ignition interlock device during the period in which an ignition interlock device must be maintained, and the department shall not grant reinstatement unless the person certifies installation of an ignition interlock device as required in this subsection.>
5. By renumbering as necessary.

BALTIMORE of Boone

H-8093

Amend House File 2422 as follows:
1. Page 12, line 11, after <caregiver> by inserting <, including but not limited to a caretaker as defined in section 235B.2 or 235E.1,>
2. Page 13, line 8, after <caregiver> by inserting <, including but not limited to a caretaker as defined in section 235B.2 or 235E.1>
3. Page 43, line 22, after <proceedings> by inserting <, including but not limited to proceedings pursuant to section 633B.116,>

BALTIMORE of Boone

H-8094

Amend House File 2439 as follows:
1. By striking page 3, line 28, through page 4, line 1, and inserting:
<*c*. Neither the state board nor>

SALMON of Black Hawk
SHEETS of Appanoose
HEARTSILL of Marion
LANDON of Polk
WATTS of Dallas
ALONS of Sioux
JORGENSEN of Woodbury
SCHULTZ of Crawford
GASSMAN of Winnebago

H-8095

Amend House File 2277 as follows:
1. By striking page 2, line 14, through page 3, line 5, and inserting:
<Sec. ___. Section 490.1620, Code 2014, is amended to read as follows:
490.1620 Financial statements for shareholders.
1. ~~A~~ Except as provided in subsection 4, a corporation shall ~~deliver~~ prepare and make available to its shareholders, as provided in subsection 3, annual financial statements, which may be consolidated or combined statements of the corporation and one or more of its subsidiaries, as appropriate, that include a balance sheet as of the end of the fiscal year, an income statement for that year, and a statement of changes in shareholders' equity for the year unless that information appears elsewhere in the financial statements. If financial statements are prepared for the corporation on the basis of generally accepted accounting principles, the annual financial statements must also be prepared on that basis.
2. If the annual financial statements are reported upon by a public accountant, the report must accompany them. If not, the statements must be accompanied by a statement of the president or the person responsible for the corporation's accounting records which does all of the following:
a. States such person's reasonable belief whether the statements were prepared on the basis of generally accepted accounting principles and, if not, describing the basis of preparation.
b. Describes any respects in which the statements were not prepared on a basis of accounting consistent with the statements prepared for the preceding year.
3. Within one hundred twenty days after the close of each fiscal year, the corporation shall ~~send~~ deliver the annual financial statements described in subsections 1 and 2 to ~~each~~ any person who was a

38 shareholder of the corporation at the end of such
39 fiscal year. Thereafter, on written request from
40 a shareholder to whom the statements were not ~~sent~~
41 delivered, the corporation shall ~~send~~ deliver to the
42 shareholder the latest financial statements. ~~A public~~
43 The corporation may fulfill its ~~responsibilities~~
44 obligation to deliver the financial statements under
45 ~~this section~~ this subsection by any of the following
46 methods:
47 *a.* By any means authorized under section 490.141.
48 *b.* By making the financial statements available
49 to a shareholder via internet access without charge
50 notwithstanding the lack of consent otherwise required

Page 2

1 by section 490.141, subsection 10, paragraph *"b"* and by
2 notifying the shareholder of instructions for access.
3 *c.* If the corporation is a public corporation,
4 by delivering the specified financial statements,
5 or otherwise making them available, in any manner
6 permitted by the applicable rules and regulations of
7 the United States securities and exchange commission.
8 *d.* If the corporation is not a public corporation,
9 by filing annual financial reports in compliance with
10 state or federal law, provided that such reports meet
11 all the following requirements:
12 (1) Contain a balance sheet as of the end of the
13 fiscal year and an income statement for that fiscal
14 year.
15 (2) Are required by state or federal law to be
16 filed with a state or federal agency within one hundred
17 twenty days after the close of each fiscal year.
18 (3) Are available to the public, including via
19 internet access, without charge.
20 4. A corporation with fewer than one hundred
21 shareholders as of the end of the corporation's fiscal
22 year, or that operates on a cooperative basis as
23 defined under 26 U.S.C. §1381, shall be excused from
24 complying with this section if the corporation prepares
25 annual financial statements, which may be consolidated
26 or combined statements of the corporation and one or
27 more of its subsidiaries, as appropriate, that include
28 a balance sheet as of the end of the fiscal year and an
29 income statement for that fiscal year. Upon written
30 request from a shareholder, the corporation shall, at
31 its expense, deliver to the shareholder the requested
32 financial statements as provided in subsection
33 3, paragraph *"a"* or *"b"*. If the annual financial
34 statements are reported upon by a public accountant,

35 the report must accompany them.>
36 2. By renumbering as necessary.

HAGENOW of Polk

H-8096

1 Amend House File 2252 as follows:
2 1. Page 1, after line 29 by inserting:
3 <Sec. ___. Section 257.31, subsection 5, paragraph
4 j, Code 2014, is amended to read as follows:
5 *j.* Unusual need to continue providing a program or
6 other special assistance to non-English speaking pupils
7 after the expiration of the ~~five-year~~ period of years
8 specified in section 280.4.>
9 2. By striking page 1, line 30, through page 2,
10 line 7, and inserting:
11 <Sec. ___. Section 280.4, subsection 3, Code 2014,
12 is amended to read as follows:
13 3. *a.* (1) In order to provide funds for the
14 excess costs of instruction of limited English
15 proficient students specified in paragraph *"b"* above
16 the costs of instruction of pupils in a regular
17 curriculum, students identified as limited English
18 proficient shall be assigned an additional weighting ~~of~~
19 ~~twenty-two hundredths~~ according to subparagraph (2),
20 and that weighting shall be included in the weighted
21 enrollment of the school district of residence for
22 ~~a~~ the period ~~not exceeding five~~ of years specified
23 in paragraph *"b"*. However, the school budget review
24 committee may grant supplemental aid or a modified
25 supplemental amount to a school district to continue
26 funding a program for students after the expiration of
27 the ~~five-year~~ specified period of years.
28 (2) For budget years beginning on or before July
29 1, 2013, students identified as limited English
30 proficient shall be assigned an additional weighting of
31 twenty-two hundredths. For the budget year beginning
32 July 1, 2014, students identified as limited English
33 proficient shall be assigned an additional weighting of
34 twenty-six hundredths. For the budget year beginning
35 July 1, 2015, and each budget year thereafter, students
36 identified as limited English proficient shall be
37 assigned an additional weighting of thirty hundredths.
38 *b.* (1) For students first determined to be limited
39 English proficient for a budget year beginning on
40 or after July 1, 2010, but before July 1, 2014, the
41 additional weighting provided under paragraph *"a"* shall
42 be included in the weighted enrollment of the school
43 district of residence for a period not exceeding five
44 years beginning with the budget year for which the
45 student was first determined to be limited English

46 proficient.
47 (2) For students first determined to be limited
48 English proficient for the budget year beginning
49 July 1, 2014, the additional weighting provided
50 under paragraph *"a"* shall be included in the weighted

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1 enrollment of the school district of residence for
2 a period not exceeding six years beginning with the
3 budget year for which the student was first determined
4 to be limited English proficient.
5 (3) For students first determined to be limited
6 English proficient for a budget year beginning on or
7 after July 1, 2015, the additional weighting provided
8 under paragraph *"a"* shall be included in the weighted
9 enrollment of the school district of residence for a
10 period not exceeding seven years beginning with the
11 budget year for which the student was first determined
12 to be limited English proficient.
13 Sec. ___. EFFECTIVE UPON ENACTMENT. The sections
14 of this Act amending sections 257.31 and 280.4, being
15 deemed of immediate importance, take effect upon
16 enactment.>
17 3. Title page, line 3, after <proficient> by
18 inserting <, and including effective date provisions>
19 4. By renumbering as necessary.

GAINES of Polk
STECKMAN of Cerro Gordo
ANDERSON of Polk

H-8097

1 Amend House File 2252 as follows:
2 1. Page 1, after line 29 by inserting:
3 <Sec. ___. Section 257.31, subsection 5, paragraph
4 j, Code 2014, is amended to read as follows:
5 *j.* Unusual need to continue providing a program or
6 other special assistance to non-English speaking pupils
7 after the expiration of the ~~five-year~~ period of years
8 specified in section 280.4.>
9 2. By striking page 1, line 30, through page 2,
10 line 7, and inserting:
11 <Sec. ___. Section 280.4, subsection 3, Code 2014,
12 is amended to read as follows:
13 3. *a.* In order to provide funds for the excess
14 costs of instruction of limited English proficient
15 students specified in paragraph *"b"* above the costs
16 of instruction of pupils in a regular curriculum,
17 students identified as limited English proficient shall
18 be assigned an additional weighting of twenty-two

hundredths, and that weighting shall be included in the weighted enrollment of the school district of residence for ~~a~~ the period ~~not exceeding five~~ of years specified in paragraph *"b"*. However, the school budget review committee may grant supplemental aid or a modified supplemental amount to a school district to continue funding a program for students after the expiration of the ~~five-year~~ specified period of years.

b. (1) For students first determined to be limited English proficient for a budget year beginning on or after July 1, 2010, but before July 1, 2014, the additional weighting provided under paragraph *"a"* shall be included in the weighted enrollment of the school district of residence for a period not exceeding five years beginning with the budget year for which the student was first determined to be limited English proficient.

(2) For students first determined to be limited English proficient for the budget year beginning July 1, 2014, the additional weighting provided under paragraph *"a"* shall be included in the weighted enrollment of the school district of residence for a period not exceeding six years beginning with the budget year for which the student was first determined to be limited English proficient.

(3) For students first determined to be limited English proficient for a budget year beginning on or after July 1, 2015, the additional weighting provided under paragraph *"a"* shall be included in the weighted enrollment of the school district of residence for a period not exceeding seven years beginning with the budget year for which the student was first determined

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to be limited English proficient.>

3. By renumbering as necessary.

GAINES of Polk
STECKMAN of Cerro Gordo
ANDERSON of Polk

H-8098

Amend House File 2252 as follows:

1. Page 2, after line 7 by inserting:

<Sec. ___. Section 280.4, subsection 3, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *c.* For a budget year beginning on or after July 1, 2014, if twenty percent or more of the students in a school district or in a school district attendance center are determined to be limited English

9 proficient, the amount generated by the additional
10 weighting assigned to the students pursuant to this
11 subsection may be expended by the school district
12 or the attendance center in which such students are
13 enrolled, for purposes which include but are not
14 limited to salary and benefits for teachers who hold
15 endorsements to provide instruction in English as a
16 second language or transitional bilingual instruction,
17 lowering class size for students identified as limited
18 English proficient, curriculum and instructional
19 materials for such students, language development
20 assessment, professional development for all staff
21 relating to instruction in English as a second language
22 or transitional bilingual instruction, technology and
23 equipment to assist in such instruction, community
24 transition and other support services for such
25 students, additional instructional time for such
26 students, interpreters and communication supports
27 for such students, transportation, other supports
28 necessary for the success of such students, and program
29 evaluation, direction and supplies for such students.
30 Sec. ___. Section 280.4, Code 2014, is amended by
31 adding the following new subsection:
32 NEW SUBSECTION. 4. *a.* The director of the
33 department of education shall establish a permanent
34 limited English proficient advisory group to review
35 and make recommendations relating to the instruction
36 of limited English proficient students. The advisory
37 group shall work with relevant stakeholders to conduct
38 an examination of best practices for such instruction
39 and a review of funding provided to school districts
40 under this section and funding from other sources. The
41 advisory group shall annually develop recommendations
42 for consideration by the director, the state board, and
43 the general assembly. The advisory group shall also
44 assist with the final development and implementation of
45 any such recommendations or proposals.
46 *b.* The advisory group shall include but is not
47 limited to the following members:
48 (1) A person or representative of an organization
49 specializing in limited English proficient education.
50 (2) A person or representative of an organization

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1 specializing in Tit. I of the federal Elementary and
2 Secondary Education Act of 1965, 20 U.S.C. §6301 et
3 seq., as amended by the federal No Child Left Behind
4 Act of 2001, Pub. L. No. 107-110.
5 (3) A person or representative of an organization
6 specializing in Tit. III of the federal No Child Left
7 Behind Act of 2001, Pub. L. No. 107-110.

(4) A person or representative of an organization specializing in special education instruction.

(5) A person or representative of an organization specializing in the Iowa core curriculum.>

2. By renumbering as necessary.

GAINES of Polk
STECKMAN of Cerro Gordo
ANDERSON of Polk

H-8099

Amend House File 2439 as follows:

1. Page 5, line 28, by striking <~~January~~ February 1> and inserting <January ~~1~~ 15>

2. Page 6, lines 1 and 2, by striking <standards and> and inserting <standards after January 1, 2014, and to>

3. Page 6, line 26, after <health,> by inserting <family or student voting status, family or student political affiliations, family or student religious affiliations, telephone information other than contact phone numbers,>

4. Page 12, by striking lines 2 and 3 and inserting:

<Sec. ___. Section 280.3, subsection 3, paragraphs a and b, Code 2014, are amended to read as follows:

a. Adopt an implementation plan by July 1, 2010, which provides for the adoption each year of at least one subject area included in the Iowa core ~~curriculum subject area each year~~ content standards as established by the state board of education for grades nine through twelve pursuant to section 256.7, subsection 26. The Iowa core ~~curriculum~~ content standards established for grades nine through twelve by the state board of education pursuant to section 256.7, subsection 26, shall be fully implemented by each school district and school by July 1, 2012.

b. Adopt an implementation plan, by July 1, 2012, which provides for the full implementation of the Iowa core ~~curriculum~~ content standards established for kindergarten through grade eight by the state board of education pursuant to section 256.7, subsection 26, by the 2014-2015 school year.>

5. By renumbering as necessary.

JORGENSEN of Woodbury

H-8100

Amend the amendment, H-8094, to House File 2439 as follows:

1. Page 1, by striking lines 2 through 4 and inserting:

<___. Page 3, by striking lines 28 through 33 and inserting:

<*c*. The Iowa core>>

2. By renumbering as necessary.

SALMON of Black Hawk

H-8101

Amend House File 2390 as follows:

1. Page 1, line 15, by striking <~~five~~ ten> and inserting <five>

2. Page 1, lines 23 and 24, by striking <~~ninety-five~~ ninety> and inserting <ninety-five>

WINCKLER of Scott
DOLECHECK of Ringgold
L. MILLER of Scott

H-8102

Amend House File 2385 as follows:

1. Page 1, line 4, before <felony> by inserting <serious misdemeanor, aggravated misdemeanor, or>

2. Page 1, line 6, before <felony> by inserting <serious misdemeanor, aggravated misdemeanor, or>

3. Page 1, line 9, before <felony> by inserting <serious misdemeanor, aggravated misdemeanor, or>

4. Page 2, line 19, before <adopts> by inserting <proposes or>

5. Page 3, by striking lines 14 through 28.

6. Page 3, line 31, by striking <~~a crime~~ an aggravated misdemeanor> and inserting <a ~~crime~~ serious misdemeanor, aggravated misdemeanor,>

7. Page 3, line 33, by striking <an aggravated misdemeanor> and inserting <a serious misdemeanor, aggravated misdemeanor,>

8. Page 4, by striking lines 28 and 29 and inserting:

<*e*. Conviction of ~~any crime~~ a serious misdemeanor, aggravated misdemeanor, or felony related to the practice of mortuary science or>

9. Page 4, lines 31 and 32, by striking <~~a crime~~ an aggravated misdemeanor> and inserting <a ~~crime~~ serious misdemeanor, aggravated misdemeanor,>

10. Page 5, by striking lines 17 through 20.

11. Page 5, by striking lines 33 and 34 and inserting:

<*f*. Conviction of a ~~criminal offense~~ serious misdemeanor, aggravated misdemeanor, a felony involving

30 dishonesty or a false statement>
31 12. Page 6, by striking lines 3 through 16.
32 13. By renumbering as necessary.

PETTENGILL of Benton

H-8103

1 Amend House File 2416 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. NEW SECTION. **512.1 Conversion from a**
5 **mutual company to stock company allowed.**
6 A mutual insurance company may convert to a stock
7 company pursuant to a plan of conversion established
8 and approved in the manner provided by this chapter.
9 Sec. 2. NEW SECTION. **512.2 Short title.**
10 This chapter shall be known and may be cited as the
11 *"Iowa Insurance Company Mutual-to-Stock Conversion Act"*.
12 Sec. 3. NEW SECTION. **512.3 Definitions.**
13 As used in this chapter:
14 1. *"Capital stock"* means common or preferred stock
15 or any hybrid security or other equity security issued
16 by a converted stock company or other company or entity
17 pursuant to the exercise of subscription rights granted
18 pursuant to section 512.6, subsection 1, paragraph *"c"*.
19 2. *"Commissioner"* means the commissioner of
20 insurance appointed pursuant to section 505.2.
21 3. *"Converted stock company"* means a stock company
22 that converted from a mutual company to a stock company
23 under this chapter or any successor to the stock
24 company.
25 4. *"Division"* means the insurance division of the
26 department of commerce.
27 5. *"Domestic mutual company"* means a mutual
28 insurance company domiciled in this state and organized
29 under chapter 508 or 515.
30 6. *"Eligible member"* means a member of a mutual
31 company whose policy is in force on the date the mutual
32 company's governing body adopts a plan of conversion or
33 such earlier date as the mutual company may establish
34 with the consent of the commissioner. A person insured
35 under a group policy is not an eligible member. A
36 person whose policy becomes effective after the
37 governing body adopts the plan but before the plan's
38 effective date is not an eligible member but shall have
39 those rights established under section 512.10.
40 7. *"Foreign mutual company"* means a mutual insurance
41 company domiciled in a jurisdiction other than this
42 state and organized in a similar manner to a domestic
43 mutual company organized under chapter 508 or 515.
44 8. *"Governing body"* means the board of directors of

45 a mutual company, a mutual holding company, or a stock
46 company.
47 9. *"Mutual company"* means a mutual insurance
48 company that is seeking to convert to a stock company
49 under this chapter including a domestic mutual company
50 and a foreign mutual company that has applied to

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1 redomesticate to this state with an intent to file an
2 application to convert from a mutual company to a stock
3 company under this chapter.
4 10. *a. "Mutual holding company"* means any of the
5 following whose articles of incorporation include the
6 provisions set out in paragraph *"b"*:
7 (1) A nonstock corporation resulting from a
8 reorganization of a mutual company under this chapter.
9 (2) A nonstock corporation resulting from a
10 reorganization of a mutual company under the laws of
11 any other jurisdiction that subsequently redomesticates
12 in this state.
13 (3) A nonstock corporation incorporated in
14 this state surviving or resulting from a merger or
15 consolidation with a nonstock corporation that resulted
16 from a reorganization of a mutual company under the
17 laws of any other jurisdiction.
18 *b.* The articles of incorporation of a mutual
19 holding company shall include provisions setting forth
20 all of the following:
21 (1) That the mutual holding company is a mutual
22 holding company as defined in this chapter.
23 (2) That the mutual holding company shall hold not
24 less than a majority of the shares of voting stock
25 of a converted stock company or intermediate holding
26 company, which in turn holds, directly or indirectly,
27 all of the voting stock of the converted stock company.
28 (3) That the mutual holding company is not
29 authorized to issue any capital stock except pursuant
30 to a conversion in accordance with the provisions of
31 this chapter.
32 (4) That the mutual holding company's members shall
33 have the rights specified in this chapter and in its
34 articles of incorporation and bylaws.
35 (5) That the mutual holding company's assets shall
36 be subject to inclusion in the estate of the converted
37 company in any rehabilitation or insolvency proceedings
38 initiated by the commissioner.
39 11. *"Participating policy"* means a policy of a
40 mutual company that grants a member the right to
41 receive dividends if, as, and when declared by the
42 mutual company.
43 12. *"Person"* means an individual, a corporation,

44 a limited liability company, a partnership, an
45 association, a joint stock company, a trust, an
46 unincorporated organization, a similar entity, or a
47 combination of the foregoing acting in concert.
48 13. *"Plan of conversion"* or *"plan"* means a plan
49 adopted by a mutual company's governing body to convert
50 the mutual company into a stock company under this

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1 chapter.
2 14. *"Policy"* means an insurance policy, including
3 an annuity contract.
4 15. *"Standby investor"* means a person that has
5 agreed in writing to purchase all or a portion of
6 the capital stock to be sold in a mutual-to-stock
7 conversion that is not subscribed by eligible members.
8 16. *"Stock company"* means a stock insurance
9 company that meets all of the current requirements for
10 admission to do business as a domestic company in this
11 state under chapter 508 or 515.
12 17. *"Subscription right"* means the nontransferable
13 right to purchase, for a period of not less than
14 twenty or more than thirty-five days, the stock of the
15 converted stock company, its proposed stock holding
16 company, or an unaffiliated stock company, or other
17 corporation or entity that will acquire the converted
18 stock company through the purchase of all the stock of
19 the converted stock company.
20 18. *"Voting member"* means a member who is an
21 eligible member and is also a member of the mutual
22 company as of a date not more than ninety days prior
23 to the date of the meeting at which the plan shall be
24 voted upon by members.
25 Sec. 4. NEW SECTION. **512.4 Adoption of plan of**
26 **conversion.**
27 1. A plan of conversion shall not become effective
28 unless the mutual company seeking to convert to a stock
29 company shall have adopted, by the affirmative vote
30 of not less than two-thirds of its governing body and
31 otherwise in accordance with law, a plan consistent
32 with the requirements of sections 512.6 and 512.7
33 or section 512.8. At any time before approval of a
34 plan by the commissioner, the mutual company, by the
35 affirmative vote of not less than a majority of its
36 governing body, may amend or withdraw the plan.
37 2. Before a mutual company's eligible members may
38 vote on approval of a plan, a mutual company whose
39 governing body has adopted a plan shall file all of
40 the following documents with the commissioner within
41 ninety days after adoption of the plan together with
42 the specified application fee:

43 *a.* The plan, including the independent evaluation
44 required by section 512.6, subsection 4.
45 *b.* The form of notice required by subsection 7.
46 *c.* The form of proxy to be solicited from eligible
47 members pursuant to subsection 8.
48 *d.* The form of notice required by section 512.10 to
49 persons whose policies are issued after adoption of the
50 plan but before its effective date.

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1 *e.* The proposed amended and restated articles
2 of incorporation and bylaws of the converted stock
3 company.
4 *f.* The acquisition of control statement.
5 *g.* An application fee equal to the greater of ten
6 thousand dollars or an amount equal to one-tenth of one
7 percent of the estimated pro forma market value of the
8 converted stock company as determined in accordance
9 with section 512.6, subsection 4. If such value is
10 expressed as a range of values, the application fee
11 shall be based upon the midpoint of the range. For
12 good cause shown, the commissioner may waive the
13 application fee in whole or in part, or permit a
14 portion of the application fee to be deferred until
15 completion of the conversion.
16 *h.* Such other information as the commissioner may
17 request.
18 3. Upon filing of the foregoing documents with
19 the commissioner, the mutual company shall send to
20 eligible members a notice advising eligible members
21 of the adoption and filing of the plan, their ability
22 to provide the commissioner and the mutual company
23 with comments on the plan within thirty days of the
24 date of such notice, and procedures for providing such
25 comments.
26 4. The commissioner shall immediately give written
27 notice to the mutual company of any decision and, in
28 the event of disapproval, a statement in detail of
29 the reasons for the decision. The commissioner shall
30 approve the plan if the commissioner finds all of the
31 following:
32 *a.* The plan complies with this chapter.
33 *b.* The plan is fair and equitable to the mutual
34 insurer and its members.
35 *c.* The converted stock company will have the amount
36 of capital and surplus deemed by the commissioner to be
37 reasonably necessary for its future solvency.
38 *d.* The plan's method of allocating subscription
39 rights is fair and equitable.
40 5. The commissioner may retain, at the mutual
41 company's expense, any qualified expert not otherwise

42 a part of the commissioner's staff, including counsel
43 and financial advisors, to assist in reviewing the plan
44 and the independent evaluations required under section
45 512.6, subsection 4.
46 6. The commissioner may order, at the mutual
47 company's expense, a hearing on whether the terms of
48 the plan comply with this chapter after giving written
49 notice by mail or publication to the mutual company and
50 other interested persons, all of whom have the right

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1 to appear at the hearing.
2 7. All voting members shall be sent notice of the
3 members' meeting to vote on the plan. The notice shall
4 fairly describe the proposed plan, shall inform the
5 voting member of the voting member's right to vote upon
6 the plan, and shall be sent to each voting member's
7 last known address, as shown on the mutual company's
8 records. If the meeting to vote upon the plan is held
9 during the mutual company's annual meeting of members,
10 only a combined notice of the meeting is required.
11 8. The plan shall be voted upon by voting members
12 and shall be adopted upon receiving the affirmative
13 vote of at least two-thirds of the votes cast at the
14 meeting. Voting members entitled to vote upon the
15 proposed plan may vote in person or by proxy. The
16 number of votes each voting member may cast shall be
17 determined by the mutual company's bylaws. If the
18 bylaws are silent, each voting member may cast one
19 vote.
20 9. The amended and restated articles of
21 incorporation of the converted stock company shall
22 be considered at the meeting of the voting members
23 called for the purpose of adopting the plan and shall
24 require for adoption the affirmative vote of at least
25 two-thirds of the votes cast at the meeting.
26 10. Within thirty days after the voting members
27 have approved the plan in accordance with the
28 requirements of this section, the converted stock
29 company shall file all of the following documents with
30 the commissioner:
31 *a.* The minutes of the meeting of the voting members
32 at which the plan was approved which shall include the
33 record of total votes cast and votes cast in favor of
34 the plan.
35 *b.* The amended and restated articles of
36 incorporation and bylaws of the converted stock
37 company.
38 Sec. 5. NEW SECTION. **512.5 Redomestication and**
39 **conversion.**
40 A foreign mutual company or foreign mutual

41 holding company that has filed an application for
42 redomestication may file an application for conversion
43 under this chapter promptly after completion of the
44 redomestication or promptly after approval of the
45 redomestication by the members of the foreign mutual
46 company or foreign mutual holding company if such a
47 member vote is required under the laws of the state
48 of domicile of the foreign mutual company or foreign
49 mutual holding company.
50 Sec. 6. NEW SECTION. **512.6 Required provisions of**

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1 **plan of conversion.**
2 1. All of the following provisions shall be
3 included in a plan of conversion:
4 *a.* The reasons for the proposed conversion.
5 *b.* The effect of conversion on existing policies,
6 including all of the following:
7 (1) A provision that all policies in force on the
8 effective date of conversion continue to remain in
9 force under the terms of the policies, except that the
10 following rights, to the extent the rights existed
11 in the mutual company, shall be extinguished on the
12 effective date of the conversion:
13 (a) Any voting rights of the policyholders provided
14 under the policies.
15 (b) Except as provided under subparagraph (2), any
16 right to share in the surplus of the mutual company,
17 unless such right is expressly provided for under the
18 provisions of the existing policy.
19 (c) Any assessment provisions provided for under
20 certain types of policies.
21 (2) Except as provided in subparagraph (3), a
22 provision that policyholders of participating policies
23 in effect on the date of conversion continue to
24 have a right to receive dividends as provided in the
25 participating policies, if any.
26 (3) Except for the mutual company's life policies,
27 participating guaranteed renewable accident and health
28 policies, and participating guaranteed renewable
29 noncancelable accident and health policies, a provision
30 that upon the renewal date of a participating policy,
31 the converted stock company may issue the member a
32 nonparticipating policy eliminating the rights of the
33 members to receive dividends as a substitute for the
34 participating policy. This subparagraph shall not be
35 construed to permit the substitution, during the term
36 of a policy, of a nonexperience-rated policy for an
37 experience-rated policy.
38 *c.* The grant of subscription rights to eligible
39 members, including both of the following:

40 (1) (a) A provision that each eligible member
41 is to receive, without payment, nontransferable
42 subscription rights to purchase the capital stock of
43 the converted stock company and that, in the aggregate,
44 all eligible members shall have the right, prior to
45 the right of any other party, to purchase one hundred
46 percent of the capital stock of the converted stock
47 company, exclusive of any shares of capital stock
48 required to be sold or distributed to the holders of
49 surplus notes, if any, and capital stock purchased by
50 the company's tax-qualified employee stock benefit plan

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1 that is in excess of the total price of the capital
2 stock established under subsection 4, as permitted by
3 section 512.7, subsection 1. As an alternative to
4 subscription rights in the converted stock company,
5 the plan may provide that each eligible member is to
6 receive, without payment, nontransferable subscription
7 rights to purchase a portion of the capital stock of
8 one of the following:
9 (i) A corporation or entity organized for the
10 purpose of purchasing and holding all the stock of the
11 converted stock company.
12 (ii) A stock company owned by the mutual company
13 into which the mutual company will be merged.
14 (iii) An unaffiliated stock company or other
15 corporation or entity that will purchase all the stock
16 of the converted stock company.
17 (b) For purposes of any plan, the following
18 transfers of subscription rights shall not be deemed an
19 unpermitted transfer under this chapter:
20 (i) Transfer of subscription rights from an
21 individual to such individual and such individual's
22 spouse or children or to a trust or other estate or
23 wealth planning entity established for the benefit
24 of such individual, or such individual's spouse or
25 children.
26 (ii) Transfer of subscription rights from an
27 individual to such individual's individual or joint
28 individual retirement account, or other tax-qualified
29 retirement plan.
30 (iii) Transfer of subscription rights from an
31 entity to the shareholders, partners, or members of
32 such entity.
33 (iv) Transfer of subscription rights from the
34 member to the mutual company, its proposed holding
35 company, or an unaffiliated stock company or other
36 corporation or entity that will purchase all the
37 stock of the converted stock company as provided in
38 subparagraph division (a), subparagraph subdivision

39 (iii).
40 (2) A provision that the subscription rights shall
41 be allocated in whole shares among the eligible members
42 using a fair and equitable formula. The formula need
43 not allocate subscription rights to eligible members
44 on a pro rata basis based on premium payments or
45 contributions to surplus, but may take into account how
46 the different types of policies of the eligible members
47 contributed to the surplus of the mutual company
48 or any other factors that may be fair or equitable.
49 Allocation of subscription rights on a per capita
50 basis shall be entitled to a presumption that such

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1 method is fair, subject to rebuttal of fairness by a
2 preponderance of evidence. In accordance with section
3 512.4, subsection 5, the commissioner may retain an
4 independent consultant to assist in the determination
5 that the allocation of subscription rights is fair and
6 equitable.
7 2. The plan shall provide a fair and equitable
8 means for allocating shares of capital stock in the
9 event of an oversubscription to shares by eligible
10 members exercising subscription rights received under
11 subsection 1, paragraph *"c"*.
12 3. The plan shall provide that any shares of
13 capital stock not subscribed to by eligible members
14 exercising subscription rights received under
15 subsection 1, paragraph *"c"*, shall be sold in a public
16 offering or to another corporation or entity that is
17 participating in the plan, as provided in subsection
18 1, paragraph *"c"*, subparagraph (1). If the number
19 of shares of capital stock not subscribed by eligible
20 members is so small in number or other factors exist
21 that do not warrant the time or expense of a public
22 offering, or warrant the participation of standby
23 investors to facilitate completion of the conversion,
24 the plan may provide for sale of the unsubscribed
25 shares through a private placement or other alternative
26 method approved by the commissioner that is fair and
27 equitable to eligible members.
28 4. The plan shall provide for the preparation of
29 a valuation by a qualified independent expert that
30 establishes all of the following:
31 *a.* The dollar amount of the capital stock for
32 which subscription rights must be granted pursuant to
33 subsection 1, paragraph *"c"*, which shall be equal to
34 the estimated pro forma market value of the converted
35 stock company. The qualified independent expert may do
36 all of the following:
37 (1) To the extent feasible, determine the pro forma

38 market value by reference to a peer group of stock
39 companies and the application of generally accepted
40 valuation techniques.
41 (2) State the pro forma market value of the
42 converted stock company as a range of value.
43 (3) Establish the value as the value that is
44 estimated to be necessary to attract full subscription
45 for the shares.
46 *b.* The dollar value of a subscription right based
47 upon the application of the Black-Scholes option
48 pricing model or another generally accepted option
49 pricing model. In connection with the determination of
50 stock price volatility or other valuation inputs used

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1 in option pricing models, the qualified independent
2 expert may assume that the attributes of the converted
3 stock company will be substantially similar to the
4 attributes of the stock of the peer companies used
5 to determine the estimated pro forma market value of
6 the converted stock company. Solely for purposes of
7 determining the value of a subscription right, the term
8 of a subscription right shall be deemed to be a minimum
9 of ninety days.
10 5. The plan shall provide that each eligible member
11 shall be given the right to require the mutual company
12 to redeem such subscription rights, in lieu of the
13 exercise of subscription rights allocated to such
14 eligible member, at a price equal to the number of
15 such subscription rights allocated to such eligible
16 member multiplied by the dollar value of a subscription
17 right as determined by the qualified independent
18 expert pursuant to subsection 4, paragraph *"b"*. The
19 obligation of the mutual company to redeem such
20 subscription rights shall arise only upon the effective
21 date of the plan as provided in section 512.9. The
22 redemption price payable to each eligible member shall
23 be paid to such eligible member within thirty days
24 of the effective date of the plan. Alternatively,
25 the converted stock company may, but shall not be
26 required to, offer each eligible member the option
27 of receiving the redemption amount in cash or having
28 such redemption amount credited against future premium
29 payments. An eligible member that does not exercise
30 such eligible member's subscription rights and also
31 fails to affirmatively request redemption of such
32 subscription rights before the expiration of the
33 subscription offering, nevertheless shall be deemed to
34 have requested redemption of such eligible member's
35 subscription rights and shall receive the redemption
36 amount in cash in the manner otherwise provided in this

37 subsection.
38 6. The plan shall set the purchase price per share
39 of capital stock equal to any reasonable amount.
40 However, the minimum subscription amount required of
41 any eligible member cannot exceed five hundred dollars,
42 but the plan may provide that the minimum number of
43 shares any person may purchase pursuant to the plan is
44 twenty-five shares. The purchase price per share at
45 which capital stock is offered to persons who are not
46 eligible members may be greater than but not less than
47 the purchase price per share at which capital stock is
48 offered to eligible members.
49 7. The plan shall provide that any person or group
50 of persons acting in concert shall not acquire, in

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1 the public offering or pursuant to the exercise of
2 subscription rights, more than five percent of the
3 capital stock of the converted stock company or the
4 stock of another corporation that is participating
5 in the plan, as provided in subsection 1, paragraph
6 *"c"*, subparagraph (1), subparagraph division (a),
7 subparagraph subdivision (i), (ii), or (iii), except
8 with the approval of the commissioner. This limitation
9 does not apply to any entity that is to purchase one
10 hundred percent of the capital stock of the converted
11 stock company as part of the plan approved by the
12 commissioner or to any person that acts as a standby
13 investor of the capital stock of the converted stock
14 company for an amount equal to ten percent or more
15 of the capital stock of the converted stock company,
16 provided that in each case such purchase by a standby
17 investor of ten percent or more of the capital stock
18 of the converted stock company is approved by the
19 commissioner in accordance with the law of this state
20 following the filing of an acquisition of control
21 statement.
22 8. The number of the common shares which any
23 person, together with any affiliates or group of
24 persons acting in concert, may subscribe for or
25 purchase in the converted stock company shall be
26 limited to not more than five percent of the common
27 shares. For this purpose, neither the members of the
28 governing body of the converted stock company nor of
29 its parent corporation, if any, shall be deemed to be
30 affiliates or a group of persons acting in concert
31 solely by reason of being members of the governing
32 body. This provision does not prohibit the directors
33 and officers from doing any of the following:
34 *a.* Making block purchases of one percent or more
35 of the outstanding common stock other than through a

36 broker-dealer if approved in writing by the division.
37 *b.* Exercising subscription rights received under
38 the plan.
39 *c.* Participating in a stock benefit plan permitted
40 by section 512.7, subsection 1, or approved by
41 shareholders pursuant to section 512.12, subsection 2.
42 9. The plan shall provide that, unless the common
43 shares have a public market when issued, officers and
44 directors of the converted stock company and their
45 affiliates shall not, for at least ninety days after
46 the date of conversion, purchase common shares of the
47 issuer, except in negotiated transactions involving
48 more than ten percent of the outstanding common shares,
49 and shall not sell stock purchased pursuant to this
50 section within one year after the effective date of

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1 the conversion, except that this section shall not be
2 deemed to restrict a transfer of stock by such director
3 or officer if the stock is the stock of a corporation
4 that is participating in the plan as provided in
5 subsection 1, paragraph *"c"*, subparagraph (1),
6 subparagraph division (a), subparagraph subdivision
7 (iii), and has a class of stock registered under
8 the Securities Exchange Act of 1934, as amended, 15
9 U.S.C. §78a et seq., or if the transfer is to the
10 spouse or minor children of such director or officer,
11 or to a trust or other estate or wealth planning
12 entity established for the benefit of such director
13 or officer, or the spouse or minor children of such
14 director or officer.
15 10. The plan shall provide that the rights of
16 a holder of a surplus note to participate in the
17 conversion, if any, shall be governed by the terms of
18 the surplus note.
19 11. The plan shall provide that, without the
20 prior approval of the commissioner, a converted stock
21 company, or any corporation participating in the
22 conversion plan pursuant to subsection 1, paragraph
23 *"c"*, subparagraph (1), subparagraph division (a),
24 subparagraph subdivision (i) or (ii), shall not, for a
25 period of five years from the date of the completion
26 of the conversion, repurchase any of its capital stock
27 from any person, except that this restriction shall not
28 apply to either of the following:
29 *a.* A repurchase on a pro rata basis pursuant to
30 an offer made to all shareholders of the converted
31 stock company, or any corporation participating in the
32 conversion plan pursuant to subsection 1, paragraph
33 *"c"*, subparagraph (1), subparagraph division (a),
34 subparagraph subdivision (i) or (ii).

35 *b.* A purchase in the open market by a
36 tax-qualified, or nontax-qualified employee stock
37 benefit plan in an amount reasonable and appropriate
38 to fund the plan.
39 Sec. 7. NEW SECTION. **512.7 Optional provisions of**
40 **plan of conversion.**
41 1. With the prior approval of the commissioner, the
42 plan may allocate to a tax-qualified employee benefit
43 plan nontransferable subscription rights to purchase up
44 to ten percent of the capital stock of the converted
45 stock company or the stock of another corporation that
46 is participating in the plan, as provided in section
47 512.6, subsection 1, paragraph *"c"*, subparagraph (1),
48 subparagraph division (a), subparagraph subdivision
49 (iii). A tax-qualified employee benefit plan is
50 entitled to exercise subscription rights granted under

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1 this subsection regardless of the total number of
2 shares purchased by other persons.
3 2. With the prior approval of the commissioner,
4 the plan may provide that the other classes of
5 subscribers approved by the commissioner shall receive
6 nontransferable subscription rights to purchase
7 capital stock of the converted stock company or the
8 stock of another corporation that is participating in
9 the conversion plan, as provided in section 512.6,
10 subsection 1, paragraph *"c"*, subparagraph (1),
11 subparagraph division (a), subparagraph subdivision
12 (iii). Other classes of subscribers that may be
13 approved by the commissioner include, without
14 limitation, any of the following:
15 *a.* Members of the mutual company that became
16 members after the date fixed for establishing eligible
17 members.
18 *b.* The shareholders of another corporation that
19 is participating in the plan, as provided in section
20 512.6, subsection 1, paragraph *"c"*, subparagraph (1),
21 subparagraph division (a), subparagraph subdivision
22 (iii).
23 *c.* The shareholders of another corporation that is
24 a party to an acquisition, merger, consolidation, or
25 other similar transaction with the mutual company.
26 Sec. 8. NEW SECTION. **512.8 Alternative plan of**
27 **conversion.**
28 1. The governing body may adopt a plan of
29 conversion that does not rely in whole or in part upon
30 issuing nontransferable subscription rights to members
31 to purchase stock of the converted stock company if the
32 commissioner finds that the plan does not prejudice
33 the interests of the members, is fair and equitable,

34 and is not inconsistent with the purpose of this
35 chapter. Subject to a finding of the commissioner
36 that an alternative plan is fair and equitable and is
37 not inconsistent with the purpose of this chapter, an
38 alternative plan may do any of the following:
39 *a.* Include the merger of a domestic mutual company
40 into a domestic or foreign stock company.
41 *b.* Provide for issuing transferable or redeemable
42 subscription rights.
43 *c.* Provide for issuing stock, cash, policyholder
44 credits, or other consideration, or any combination
45 of the foregoing, to members instead of subscription
46 rights.
47 *d.* Provide for partial conversion of the mutual
48 company and formation of a mutual holding company
49 pursuant to section 521A.14.
50 *e.* Set forth another plan containing any other

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1 provisions approved by the commissioner.
2 2. The commissioner may approve a partial
3 conversion pursuant to this chapter and formation of a
4 mutual holding company pursuant to section 521A.14.
5 Sec. 9. NEW SECTION. **512.9 Effective date of plan**
6 **of conversion.**
7 A plan of conversion is effective when the
8 commissioner has approved the plan, the voting members
9 have approved the plan and adopted the amended and
10 restated articles of incorporation of the converted
11 stock company, and the amended and restated articles of
12 incorporation are filed in the office of the secretary
13 of state of this state. The secretary of state shall
14 accept for filing a verified copy of the amended and
15 restated articles of incorporation of the converted
16 stock company.
17 Sec. 10. NEW SECTION. **512.10 Rights of members**
18 **whose policies are issued after adoption of plan of**
19 **conversion and before effective date.**
20 1. All members whose policies are issued after the
21 proposed plan of conversion has been adopted by the
22 governing body and before the effective date of the
23 plan shall be sent a written notice regarding the plan
24 upon issuance of such policy.
25 2. A member of a life or health insurance company
26 entitled to be sent the notice described in subsection
27 1 is entitled to rescind the member's policy and
28 receive a full refund of any amounts paid for the
29 policy or contract within ten days after such member
30 has received the notice. Except as provided in
31 subsection 3, each member of a property or casualty
32 insurance company entitled to receive the notice

33 provided for in subsection 1 shall be advised of the
34 member's right of cancellation and to a pro rata refund
35 of unearned premiums.
36 3. A member of a life or health insurance company,
37 or property or casualty insurance company, who has made
38 or filed a claim under such member's insurance policy
39 shall not be entitled to any right to receive any
40 refund under subsection 2. A person who has exercised
41 the rights provided by subsection 2 shall not be
42 entitled to make or file any claim under such person's
43 insurance policy.
44 Sec. 11. NEW SECTION. **512.11 Corporate existence.**
45 1. On the effective date of the conversion, the
46 corporate existence of the mutual company continues in
47 the converted stock company. The commissioner shall
48 issue a new certificate of authority to the converted
49 stock company effective on the date specified in the
50 plan. The converted stock company is a continuation

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1 of the mutual insurance company and the conversion
2 does not annul or modify any of the mutual insurance
3 company's existing suits, contracts, or liabilities
4 except as provided in the approved conversion plan.
5 All rights, franchises, and interests of the mutual
6 insurance company in and to property, assets, and other
7 interests shall be transferred to and shall vest in the
8 converted stock company and the converted stock company
9 shall assume all obligations and liabilities of the
10 mutual insurance company. The converted stock company
11 shall exercise all rights and powers and perform
12 all duties conferred or imposed by law on insurance
13 companies writing the classes of insurance written
14 by the converted stock company, and shall retain the
15 rights and contracts existing before conversion,
16 subject to provisions of the plan.
17 2. Unless otherwise specified in the plan of
18 conversion, the persons who are directors and officers
19 of the mutual company or the mutual holding company on
20 the effective date of the conversion shall serve as
21 directors and officers of the converted stock company
22 until new directors and officers of the converted
23 stock company are elected pursuant to the amended and
24 restated articles of incorporation and bylaws of the
25 converted stock company.
26 Sec. 12. NEW SECTION. **512.12 Conflict of interest.**
27 1. A director, officer, agent, or employee of the
28 mutual company shall not receive any fee, commission,
29 or other valuable consideration, other than such
30 person's usual regular salary or compensation, for
31 aiding, promoting, or assisting in a conversion

32 under this chapter, except as provided for in the
33 plan approved by the commissioner. This provision
34 does not prohibit the payment of reasonable fees and
35 compensation to attorneys, accountants, financial
36 advisors, and actuaries for services performed in the
37 independent practice of their professions, even if the
38 attorney, accountant, financial advisor, or actuary is
39 also a director or officer of the mutual company.
40 2. For a period of the later of five years after
41 the effective date of the conversion, or five years
42 following the date of distribution of consideration to
43 the members in exchange for their membership interests,
44 a converted stock company shall not implement any
45 nontax-qualified stock benefit plan unless the plan is
46 approved by a majority of votes cast at a duly-convened
47 meeting of shareholders held not less than six months
48 after the effective date of the conversion.
49 3. All the costs and expenses connected with a
50 plan of conversion shall be paid for or reimbursed

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1 by the mutual company or the converted stock company.
2 However, if the plan provides for participation by
3 another corporation or stock company in the plan
4 pursuant to section 512.6, subsection 1, paragraph
5 *"c"*, subparagraph (1), subparagraph division (a), the
6 corporation or stock company may pay for or reimburse
7 all or a portion of the costs and expenses connected
8 with the plan.
9 Sec. 13. NEW SECTION. **512.13 Failure to give**
10 **notice.**
11 If the mutual company complies substantially and
12 in good faith with the notice requirements of this
13 chapter, the mutual company's failure to send a member
14 the required notice does not impair the validity of any
15 action taken under this chapter.
16 Sec. 14. NEW SECTION. **512.14 Limitation on**
17 **actions.**
18 Any action challenging the validity of or arising
19 out of acts taken or proposed to be taken under this
20 chapter shall be commenced not later than thirty days
21 following the date of approval by the commissioner,
22 unless an application for rehearing is filed pursuant
23 to section 17A.16, subsection 2. If an application
24 for rehearing is filed, then such action must be filed
25 within thirty days after that application is denied or
26 deemed denied or, if the application is granted, within
27 thirty days after the issuance of the commissioner's
28 final decision on rehearing. The converted stock
29 company or any defendant may petition the court
30 in such action to give security for the reasonable

31 attorney fees which may be incurred by any party to the
32 action. The amount of the security may be increased
33 or decreased in the discretion of the court having
34 jurisdiction if a showing is made that the security
35 provided is or may become inadequate or excessive.
36 Sec. 15. NEW SECTION. **512.15 Rules.**
37 The commissioner shall adopt rules pursuant to
38 chapter 17A to carry out the provisions of this
39 chapter.
40 Sec. 16. NEW SECTION. **512.16 Laws applicable to**
41 **converted stock company.**
42 1. A mutual company shall not be permitted to
43 convert under this chapter if, as a direct result
44 of the conversion, a person or any affiliate of the
45 person acquires control of the converted stock company,
46 unless the person and the person's affiliates comply
47 with the provisions of this state's laws regarding the
48 acquisition of control of an insurance company.
49 2. Except as otherwise specified in this chapter,
50 a stock company converted under this chapter shall

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1 have and may exercise all the rights and privileges
2 and shall be subject to all of the requirements and
3 regulations imposed on stock companies under this
4 chapter and any other laws of this state relating to
5 the regulation and supervision of insurance companies,
6 but the stock company shall not exercise any rights or
7 privileges which other stock companies cannot exercise.
8 Sec. 17. NEW SECTION. **512.17 Commencement of**
9 **business as a stock company.**
10 A mutual company shall not have the power to engage
11 in the business of insurance as a stock company until
12 it complies with all provisions of this chapter.
13 Sec. 18. NEW SECTION. **512.18 Amendment of**
14 **policies.**
15 A mutual company, by endorsement or rider approved
16 by the commissioner and sent to a member, may
17 simultaneously with or at any time after the adoption
18 of a plan of conversion amend any outstanding insurance
19 policy for the purpose of extinguishing the right
20 of the member to share in the surplus of the mutual
21 company. However, this amendment shall be null and
22 void if the plan of conversion is not submitted to the
23 commissioner or, if submitted, is disapproved by the
24 commissioner or, if approved by the commissioner, is
25 not approved by the eligible members on or before the
26 first anniversary of its approval by the commissioner.
27 Sec. 19. NEW SECTION. **512.19 Prohibition on**
28 **acquisitions of control.**
29 Except as otherwise specifically provided in section

30 512.6, from the date a plan of conversion is adopted
31 by the governing body of a mutual company until five
32 years after the effective date of the plan, a person
33 shall not directly or indirectly offer to acquire, make
34 any announcement to acquire or acquire in any manner,
35 including making a filing with the division for such
36 acquisition under a statute or rule of this state, the
37 beneficial ownership of ten percent or more of a class
38 of a voting security of the converted stock company
39 or of a person which controls the voting securities
40 of the converted stock company, unless the converted
41 stock company or a person who controls the voting
42 securities of the converted stock company consents to
43 such acquisition and such acquisition is otherwise
44 approved by the commissioner.>

PETTENGILL of Benton

H-8104

1 Amend Senate File 2201, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, lines 34 and 35, by striking <but whose>
4 and inserting <whether or not the>

DAWSON of Woodbury

H-8105

1 Amend House File 2332 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 321.1, subsections 89, 92, and
5 93, Code 2014, are amended to read as follows:
6 89. *"Used vehicle parts dealer"* means a person
7 engaged in, or advertising as being engaged in, the
8 business of selling bodies, parts of bodies, frames,
9 or component parts of used vehicles subject to
10 registration under this chapter.
11 92. *"Vehicle rebuilder"* means a person engaged in,
12 or advertising as being engaged in, the business of
13 rebuilding or restoring to operating condition vehicles
14 subject to registration under this chapter, which have
15 been damaged or wrecked.
16 93. *"Vehicle salvager"* means a person engaged in,
17 or advertising as being engaged in, the business of
18 scrapping vehicles, dismantling or storing wrecked
19 or damaged vehicles or selling reusable parts of
20 vehicles or storing vehicles not currently registered
21 which vehicles are subject to registration under this
22 chapter.
23 Sec. 2. Section 321H.2, subsections 6, 8, and 9,

24 Code 2014, are amended to read as follows:
25 6. *"Used vehicle parts dealer"* means a person
26 engaged in, or advertising as being engaged in, the
27 business of selling bodies, parts of bodies, frames,
28 or component parts of used vehicles subject to
29 registration.
30 8. *"Vehicle rebuilder"* means a person engaged in,
31 or advertising as being engaged in, the business of
32 rebuilding or restoring to operating condition vehicles
33 subject to registration which have been damaged or
34 wrecked.
35 9. *"Vehicle salvager"* means a person engaged in,
36 or advertising as being engaged in, the business of
37 scrapping, recycling, dismantling, or storing wrecked
38 or damaged vehicles or selling reusable parts of
39 vehicles or storing vehicles not currently registered
40 which vehicles are vehicles subject to registration.
41 Sec. 3. Section 321H.3, unnumbered paragraph 1,
42 Code 2014, is amended to read as follows:
43 Except for educational institutions; persons
44 licensed as new vehicle dealers under chapter 322;
45 persons engaged in a hobby not for profit; persons
46 engaged in the business of purchasing bodies, parts
47 of bodies, frames, or component parts of vehicles
48 only for sale as scrap metal; insurance companies
49 governed by chapter 515; county mutual insurance
50 associations governed by chapter 518; state mutual

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1 insurance associations governed by chapter 518A; or
2 persons licensed under the provisions of this chapter
3 as authorized vehicle recyclers, a person in this state
4 shall not engage in, or advertise as being engaged in,
5 the business of any of the following:>
6 2. Title page, lines 1 and 2, by striking <and
7 defining the term "scrapping">

KAUFMANN of Cedar

H-8106

1 Amend Senate File 2251, as passed by the Senate, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. CHILD CARE ASSISTANCE ELIGIBILITY PILOT
6 PROJECT.
7 1. The department of human services shall implement
8 a pilot project in Hamilton, Lee, Pottawattamie, and
9 Scott counties for the fiscal year beginning July 1,
10 2014. Under the pilot project, for persons residing in

11 the pilot project counties, the department shall apply
12 revised requirements to authorize eligibility for the
13 state child care assistance program for the following
14 families who meet the program's other eligibility
15 requirements:
16 a. Families with an income at or below 100 percent
17 of the federal poverty level whose members, for at
18 least 28 hours per week in the aggregate, are employed
19 or are participating at a satisfactory level in an
20 approved training program or educational program.
21 b. Families with an income of more than 100 percent
22 but not more than 145 percent of the federal poverty
23 level whose members, for at least 28 hours per week in
24 the aggregate, are employed or are participating at a
25 satisfactory level in an approved training program or
26 educational program.
27 2. The department shall report to the governor
28 and general assembly in January 2015 concerning the
29 pilot project. The department shall consult with
30 participating families, community colleges, united way
31 agencies, and other stakeholders in developing the
32 report. The information in the report shall provide
33 findings and recommendations and shall include but is
34 not limited to an analysis of the fiscal effect on
35 the program of applying the revised requirements, the
36 effect of the revised requirements on the current net
37 income and potential future income of the families
38 utilizing the revised eligibility requirements, and the
39 effect of applying the revised eligibility requirements
40 on a statewide basis.>
41 2. Title page, by striking lines 1 and 2 and
42 inserting <An Act providing for a state child care
43 assistance program eligibility pilot project.>

COMMITTEE ON HUMAN RESOURCES

H-8107

1 Amend House File 2361 as follows:
2 1. Page 26, after line 22 by inserting:
3 <Sec. ___. INTERSECTION STUDY AND REPORT. The
4 department of transportation shall survey the county
5 engineers to identify all locations in each county
6 where two different highways having speed limits above
7 55 miles per hour intersect but are not controlled
8 by an official traffic-control signal or by official
9 traffic-control devices that direct traffic approaching
10 from every direction to stop or yield before entering
11 the intersection. On or before December 31, 2014, the
12 department shall file a report with the legislative
13 services agency detailing the number and locations of
14 the intersections identified in the survey.>

2. By renumbering as necessary.

STANERSON of Linn

H-8108

Amend House File 2361 as follows:

1. Page 24, by striking lines 3 through 22 and inserting:

<Sec. ___. Section 321.187, Code 2014, is amended to read as follows:

321.187 Examiners.

1. The department shall examine applicants for driver's licenses. Examiners of the department shall wear an identifying badge and uniform provided by the department.

2. The department may by rule designate community colleges established under chapter 260C and other third-party testers to administer the driving skills test required for a commercial driver's license, provided that all of the following occur:

a. The driving skills test is the same as that which would otherwise be administered by the state.

b. The ~~examiner~~ third-party tester contractually agrees to comply with the requirements of 49 C.F.R. §383.75 as adopted by rule by the department.

c. Any third-party skills test examiner used by the third-party tester shall meet the requirements of 49 C.F.R. §383.75 and 49 C.F.R. §384.228, as adopted by rule by the department. The department shall adopt rules requiring that a third-party tester, other than a community college established under chapter 260C, shall be an Iowa-based motor carrier or its subsidiary that has its principal office within this state and operates a permanent commercial driver training facility in this state. The rules may also provide that a third-party tester conduct a number of skills test examinations above the number required under 49 C.F.R. §383.75 in order to remain qualified as a third-party tester under this section.

3. As used in this section, *"third-party tester"* and *"third-party skills test examiner"* mean as defined in 49 C.F.R. §383.5.>

2. By renumbering as necessary.

STUTSMAN of Johnson

H-8109

Amend Senate File 2212, as passed by the Senate, as follows:

1. Page 1, after line 18 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>

2. Title page, line 1, after <waste> by inserting <and including effective date provisions>

3. By renumbering as necessary.

COMMITTEE ON ENVIRONMENTAL PROTECTION

H-8110

Amend Senate File 2259, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 10, after <form> by inserting <and that compromises the security, confidentiality, or integrity of the personal information>

2. Page 4, line 30, by striking <three> and inserting <five>

COMMITTEE ON PUBLIC SAFETY

H-8111

Amend Senate File 2288, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, after line 22 by inserting:

<Sec. ___. Section 321A.17, subsection 4, Code 2014, is amended to read as follows:

4. An individual applying for a driver's license following a period of suspension or revocation pursuant to a dispositional order issued under section 232.52, subsection 2, paragraph *"a"*, or under section 321.180B, section 321.210, subsection 1, paragraph *"a"*, subparagraph (4), or section 321.210A, 321.213A, 321.213B, 321.216B, or 321.513, following a period of suspension or revocation under section 321.178 or 321.194, or following a period of revocation pursuant to a court order issued under section 901.5, subsection 10, or under section 321J.2A, is not required to maintain proof of financial responsibility under this section.>

2. Page 1, after line 29 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>

3. Title page, line 1, by striking <period of>

4. Title page, line 3, after <violations> by inserting <, and including effective date provisions>

5. By renumbering as necessary.

COMMITTEE ON TRANSPORTATION

H-8112

Amend the amendment, H-8102, to House File 2385 as follows:

1. Page 1, by striking lines 2 through 31 and inserting:

<___. Page 1, by striking lines 1 through 11.

___. By striking page 3, line 14, through page 6, line 16.>

PETTENGILL of Benton

H-8113

Amend Senate File 2320, as passed by the Senate, as follows:

1. Page 1, after line 29 by inserting:

<b. That if the legal representative of a member also acts as a provider under a consumer-directed attendant care agreement or under a community choices option employment agreement, the agreement shall include all of the following reasonable safeguards:

(1) That the payment rate for the legal representative acting as a provider is fair and reasonable based upon the skill level of the provider and may not exceed the median statewide reimbursement rate for the service unless the higher rate receives prior approval from the department.

(2) That the legal representative acting as a provider is not paid for more than forty hours of service per week.

(3) A contingency plan for provision of services provided by the legal representative acting as a provider in the event the legal representative is unable to provide the services due to illness or other unexpected event.>

2. Page 1, line 30, by striking <b.> and inserting <c.>

3. Page 2, by striking lines 1 through 10 and inserting:

<2. The department of human services shall amend the medical assistance home and community-based services waivers to replace agency-provided consumer-directed attendant care services with personal care services.>

4. By renumbering as necessary.

COMMITTEE ON HUMAN RESOURCES

H-8114

Amend Senate File 366, as amended, passed, and

reprinted by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. DEPARTMENT OF EDUCATION —— RADON NOTIFICATION AND TESTING —— REPORT.

1. The department of education shall notify each school district and accredited nonpublic school in this state of the risks associated with radon gas and radon progeny at attendance centers. Such notification shall include information on radon testing and mitigation, including relevant statistical data, and shall encourage school districts and accredited nonpublic schools to implement a radon testing and mitigation plan.

2. Each school district and accredited nonpublic school in this state shall notify the department of education by December 1, 2014, indicating whether it has a radon testing and mitigation plan in place. Any school district or accredited nonpublic school that does not have a radon testing and mitigation plan in place as of December 1, 2014, shall also notify the department of any plans the district or school has to implement a radon testing and mitigation plan in the future.

3. The department of education shall submit a report to the general assembly by January 1, 2015, on the data collected pursuant to subsection 2.>

2. Title page, lines 1 and 2, by striking <and making penalties applicable> and inserting <in schools>

COMMITTEE ON LOCAL GOVERNMENT

H-8115

Amend Senate File 2319, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by striking lines 1 through 11.

2. Page 1, line 17, by striking <<u>The</u>> and inserting <<u>Subject to an appropriation of funds by the general assembly, the</u>>

3. Page 1, line 18, after <<u>agencies</u>> by inserting <<u>and the department</u>>

COMMITTEE ON EDUCATION

H-8116

Amend Senate File 2301, as amended, passed, and reprinted by the Senate, as follows:

1. Page 4, by striking lines 20 through 32.

2. Title page, by striking lines 3 and 4 and inserting <to a primary election, and allowing for>

3. By renumbering as necessary.

HAGENOW of Polk

H-8117

Amend Senate File 2311, as passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 232.2, subsection 6, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *r.* Who is allowed, permitted, or encouraged by an adult having influence or control of the child to engage in acts prohibited pursuant to section 725.1.

Sec. 2. Section 710.10, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 7. For purposes of this section, methods of enticement include but are not limited to personal contact and communication by any means including through the mail, telephone, internet, or any social media, and include text messages, instant messages, and electronic mail.

Sec. 3. Section 725.1, Code 2014, is amended to read as follows:

725.1 Prostitution.

1. *a.* ~~A~~ Except as provided in paragraph *"b"*, a person who sells or offers for sale the person's services as a partner in a sex act commits an aggravated misdemeanor.~~, or~~

b. If the person who sells or offers for sale the person's services as a partner in a sex act is under the age of eighteen and reasonable grounds exist to believe that the influence or control of an adult contributed to the commission of the offense, the county attorney may elect, in lieu of prosecution, to refer the person to the department of human services alleging that the person is a child in need of assistance pursuant to section 232.2, subsection 6.

c. If the person who sells or offers for sale the person's services as a partner in a sex act is under the age of eighteen, upon the expiration of two years following the person's conviction for a violation of paragraph *"a"* or of a similar local ordinance, the person may petition the court to expunge the conviction, and if the person has had no other criminal convictions, other than local traffic violations or simple misdemeanor violations of chapter 321 during the two-year period, the conviction shall be expunged as a matter of law. The court shall enter an order that the record of the conviction be expunged by the clerk

of the district court. Notwithstanding section 692.2, after receipt of notice from the clerk of the district court that a record of conviction has been expunged for a violation of paragraph *"a"*, the record of conviction

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shall be removed from the criminal history data files maintained by the department of public safety.

2. *a.* Except as provided in paragraph *"b"*, a person who purchases or offers to purchase ~~such~~ another person's services~~,~~ as a partner in a sex act commits an aggravated misdemeanor.

b. A person who purchases or offers to purchase services as a partner in a sex act from a person fifteen years of age or younger commits a class "D" felony.

Sec. 4. Section 725.2, Code 2014, is amended to read as follows:

725.2 Pimping.

1. A person who solicits a patron for a prostitute, or who knowingly takes or shares in the earnings of a prostitute, or who knowingly furnishes a room or other place to be used for the purpose of prostitution, whether for compensation or not, commits a class "D" felony.

2. A person who solicits a patron for a prostitute who is under the age of eighteen, or who knowingly takes or shares in the earnings of a prostitute who is under the age of eighteen, or who knowingly furnishes a room or other place to be used for the purposes of prostitution of a prostitute who is under the age of eighteen, whether for compensation or not, commits a class "C" felony.

Sec. 5. NEW SECTION. **802.2B Sexual exploitation of a minor.**

An information or indictment for sexual exploitation of a minor under section 728.12 committed on or with a person who is under the age of eighteen years shall be found within ten years after the person upon whom the offense is committed attains eighteen years of age, or if the person against whom the information or indictment is sought is identified through the use of a DNA profile, an information or indictment shall be found within three years from the date the person is identified by the person's DNA profile, whichever is later.

Sec. 6. Section 802.3, Code 2014, is amended to read as follows:

802.3 Felony —— aggravated or serious misdemeanor.

In all cases, except those enumerated in section 802.1, 802.2, 802.2A, 802.2B, or 802.10, an indictment

46 or information for a felony or aggravated or serious
47 misdemeanor shall be found within three years after its
48 commission.
49 Sec. 7. Section 808B.3, Code 2014, is amended by
50 adding the following new subsection:

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1 NEW SUBSECTION. 6. A felony offense involving
2 human trafficking in violation of chapter 710A.>
3 2. Title page, line 2, after <prostitution> by
4 inserting <pimping,>
5 3. Title page, by striking lines 3 and 4 and
6 inserting <trafficking, and providing penalties.>

COMMITTEE ON JUDICIARY

H-8118

1 Amend Senate File 2297, as passed by the Senate, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. NEW SECTION. **709D.1 Title.**
6 This chapter shall be known and may be cited as the
7 *"Contagious or Infectious Disease Transmission Act".*
8 Sec. 2. NEW SECTION. **709D.2 Definitions.**
9 As used in this chapter, unless the context
10 otherwise requires:
11 1. *"Contagious or infectious disease"* means
12 hepatitis in any form, meningococcal disease, AIDS or
13 HIV as defined in section 141A.1, or tuberculosis.
14 2. *"Exposes"* means any of the following:
15 *a.* Engages in intimate contact with another person.
16 *b.* Transfers, donates, or provides the
17 person's blood, tissue, semen, organs, or other
18 potentially infectious bodily fluids for transfusion,
19 transplantation, insemination, or other administration
20 to another person.
21 *c.* Dispenses, delivers, exchanges, sells, or in any
22 other way transfers to another person any nonsterile
23 intravenous or intramuscular drug paraphernalia
24 previously used by the person infected with the
25 contagious or infectious disease.
26 *d.* Any other conduct that poses a measurable risk
27 of transmission of a contagious or infectious disease.
28 3. *"Intimate contact"* means the intentional
29 exposure of the body of one person to a bodily fluid
30 of another person in a manner that could result in the
31 transmission of the contagious or infectious disease.
32 Sec. 3. NEW SECTION. **709D.3 Criminal transmission**
33 **of a contagious or infectious disease.**

34 1. A person commits a class "B" felony when the
35 person knows the person is infected with a contagious
36 or infectious disease and exposes an uninfected person
37 to the contagious or infectious disease with the intent
38 that the uninfected person contract the contagious or
39 infectious disease.
40 2. A person commits a class "C" felony when the
41 person knows the person is infected with a contagious
42 or infectious disease and exposes an uninfected person
43 to the contagious or infectious disease acting with a
44 reckless disregard as to whether the uninfected person
45 contracts the contagious or infectious disease.
46 3. A person commits a class "D" felony when the
47 person knows the person is infected with a contagious
48 or infectious disease and exposes an uninfected
49 person to the contagious or infectious disease without
50 informing the uninfected person about the infected

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1 person's status as a person infected with a contagious
2 or infectious disease so as to permit the uninfected
3 person to adequately protect themselves from becoming
4 infected with the contagious or infectious disease.
5 4. The act of becoming pregnant while infected
6 with a contagious or infectious disease, continuing
7 a pregnancy while infected with a contagious or
8 infectious disease, or declining treatment for a
9 contagious or infectious disease during pregnancy shall
10 not constitute a crime under this chapter.
11 5. A person does not act with the intent required
12 pursuant to subsection 1 or with the reckless disregard
13 required pursuant to subsection 2, if the person has
14 been advised by a person licensed to practice medicine
15 and surgery or osteopathic medicine and surgery, or by
16 a physician assistant that the infected person poses no
17 measurable risk of transmission of the contagious or
18 infectious disease to an uninfected person.
19 6. It is an affirmative defense to a charge under
20 this section if the person exposed to the contagious or
21 infectious disease knew that the infected person was
22 infected with the contagious or infectious disease at
23 the time of the exposure and consented to exposure with
24 that knowledge.
25 Sec. 4. NEW SECTION. **709D.4 Additional remedies.**
26 This chapter shall not be construed to preclude the
27 use of any other civil or criminal remedy available
28 relating to the transmission of a contagious or
29 infectious disease.
30 Sec. 5. Section 141A.9, subsection 2, paragraph i,
31 Code 2014, is amended to read as follows:
32 *i.* Pursuant to sections 915.42 and 915.43, to a

33 convicted or alleged sexual assault offender; the
34 physician or other health care provider who orders the
35 test of a convicted or alleged offender; the victim;
36 the parent, guardian, or custodian of the victim if
37 the victim is a minor; the physician of the victim if
38 requested by the victim; the victim counselor or person
39 requested by the victim to provide counseling regarding
40 the HIV-related test and results; the victim's spouse;
41 persons with whom the victim has engaged in vaginal,
42 anal, or oral intercourse subsequent to the sexual
43 assault; members of the victim's family within the
44 third degree of consanguinity; and the county attorney
45 who may use the results as evidence in the prosecution
46 of sexual assault under chapter 915, subchapter V, or
47 prosecution of the offense of criminal transmission of
48 ~~HIV~~ a contagious or infectious disease under chapter
49 ~~709C~~ 709D. For the purposes of this paragraph,
50 *"victim"* means victim as defined in section 915.40.

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1 Sec. 6. Section 692A.101, subsection 1, paragraph
2 a, subparagraph (9), Code 2014, is amended by striking
3 the subparagraph and inserting in lieu thereof the
4 following:
5 (9) Criminal transmission of a contagious or
6 infectious disease in violation of section 709D.3
7 through intimate contact as defined in section 709D.2.
8 Sec. 7. Section 692A.102, subsection 1, paragraph
9 c, subparagraph (23), Code 2014, is amended by striking
10 the subparagraph and inserting in lieu thereof the
11 following:
12 (23) Criminal transmission of a contagious or
13 infectious disease in violation of section 709D.3
14 through intimate contact as defined in section 709D.2.
15 Sec. 8. Section 915.43, subsections 4 and 5, Code
16 2014, are amended to read as follows:
17 4. Results of a test performed under this
18 subchapter, except as provided in subsection 13,
19 shall be disclosed only to the physician or other
20 practitioner who orders the test of the convicted or
21 alleged offender; the convicted or alleged offender;
22 the victim; the victim counselor or person requested
23 by the victim to provide counseling regarding the
24 HIV-related test and results; the physician of
25 the victim if requested by the victim; the parent,
26 guardian, or custodian of the victim, if the victim
27 is a minor; and the county attorney who filed the
28 petition for HIV-related testing under this chapter,
29 who may use the results to file charges of criminal
30 transmission of ~~HIV~~ a contagious or infectious disease
31 under chapter ~~709C~~ 709D. Results of a test performed

32 under this subchapter shall not be disclosed to any
33 other person without the written informed consent of
34 the convicted or alleged offender. A person to whom
35 the results of a test have been disclosed under this
36 subchapter is subject to the confidentiality provisions
37 of section 141A.9, and shall not disclose the results
38 to another person except as authorized by section
39 141A.9, subsection 2, paragraph *"i"*.
40 5. If testing is ordered under this subchapter,
41 the court shall also order periodic testing of the
42 convicted offender during the period of incarceration,
43 probation, or parole or of the alleged offender during
44 a period of six months following the initial test if
45 the physician or other practitioner who ordered the
46 initial test of the convicted or alleged offender
47 certifies that, based upon prevailing scientific
48 opinion regarding the maximum period during which the
49 results of an HIV-related test may be negative for a
50 person after being HIV-infected, additional testing is

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1 necessary to determine whether the convicted or alleged
2 offender was HIV-infected at the time the sexual
3 assault or alleged sexual assault was perpetrated.
4 The results of the test conducted pursuant to this
5 subsection shall be released only to the physician or
6 other practitioner who orders the test of the convicted
7 or alleged offender, the convicted or alleged offender,
8 the victim counselor or person requested by the victim
9 to provide the counseling regarding the HIV-related
10 test and results who shall disclose the results to the
11 petitioner, the physician of the victim, if requested
12 by the victim, and the county attorney who may use
13 the results as evidence in the prosecution of the
14 sexual assault or in the prosecution of the offense of
15 criminal transmission of ~~HIV~~ a contagious or infectious
16 disease under chapter ~~709C~~ 709D.
17 Sec. 9. REPEAL. Chapter 709C, Code 2014, is
18 repealed.
19 Sec. 10. EFFECTIVE UPON ENACTMENT. This Act, being
20 deemed of immediate importance, takes effect upon
21 enactment.>

COMMITTEE ON JUDICIARY

H-8119

1 Amend Senate File 2239, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:

<DIVISION I
ELDER ABUSE RELIEF

Section 1. NEW SECTION. **235F.1 Definitions.**

As used in this chapter, unless the context otherwise requires:

1. *"Attorney in fact"* means an attorney in fact under a power of attorney pursuant to chapter 633B or an attorney in fact under a durable power of attorney for health care pursuant to chapter 144B.

2. *"Caretaker"* means a related or nonrelated person who has the responsibility for all or a substantial portion of the protection, care, or custody of a vulnerable elder as a result of assuming the responsibility voluntarily, by contract, through employment, or by order of the court.

3. *"Conservator"* means the same as defined in section 633.3.

4. *a. "Elder abuse"* means any of the following:

(1) The nonaccidental infliction of bodily injury on a vulnerable elder by a caretaker.

(2) The commission of a sexual offense under chapter 709 or section 726.2 with or against a vulnerable elder.

(3) Neglect which is the substantial deprivation of the minimum food, shelter, clothing, supervision, or physical or mental health care, or other care necessary to maintain a vulnerable elder's life or health by a caretaker.

(4) Financial exploitation as provided in section 726.24.

b. "Elder abuse" does not include any of the following:

(1) Circumstances in which the vulnerable elder declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for reliance on spiritual means in place of reliance on medical treatment.

(2) Circumstances in which the vulnerable elder's caretaker, acting in accordance with the vulnerable elder's stated or implied consent, declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for reliance on spiritual means in place of reliance on medical treatment.

(3) The withholding or withdrawing of health care from a vulnerable elder who is terminally ill in the

opinion of a licensed physician, when the withholding or withdrawing of health care is done at the request of the vulnerable elder or at the request of the

4 vulnerable elder's next of kin, attorney in fact, or
5 guardian pursuant to the applicable procedures under
6 chapter 125, 144A, 144B, 222, 229, or 633.
7 (4) Good faith assistance by a family or household
8 member or other person in managing the financial
9 affairs of a vulnerable elder at the request of the
10 vulnerable elder or at the request of a family member,
11 guardian, or conservator of the vulnerable elder.
12 5. *"Family or household member"* means a spouse,
13 a person cohabiting with the vulnerable elder, a
14 parent, or a person related to the vulnerable elder
15 by consanguinity or affinity, but does not include
16 children of the vulnerable elder who are less than
17 eighteen years of age.
18 6. *"Fiduciary"* means a person or entity with the
19 legal responsibility to make decisions on behalf of
20 and for the benefit of a vulnerable elder and to act
21 in good faith and with fairness. *"Fiduciary"* includes
22 but is not limited to an attorney in fact, a guardian,
23 or a conservator.
24 7. *"Financial exploitation"* means financial
25 exploitation as provided in section 726.24.
26 8. *"Guardian"* means the same as defined in section
27 633.3.
28 9. *"Peace officer"* means the same as defined in
29 section 801.4.
30 10. *"Plaintiff"* means a vulnerable elder who
31 files a petition under this chapter and includes a
32 substitute petitioner who files a petition on behalf of
33 a vulnerable elder under this chapter.
34 11. *"Present danger of elder abuse"* means a
35 situation in which the defendant has recently
36 threatened the vulnerable elder with initial
37 or additional elder abuse, or the potential for
38 misappropriation, misuse, or removal of the funds,
39 benefits, property, resources, belongings, or assets of
40 the vulnerable elder combined with reasonable grounds
41 to believe that elder abuse is likely to occur.
42 12. *"Pro se"* means a person proceeding on the
43 person's own behalf without legal representation.
44 13. *"Substitute petitioner"* means the guardian,
45 conservator, attorney in fact, or guardian ad litem
46 for a vulnerable elder who files a petition under this
47 chapter.
48 14. *"Vulnerable elder"* means a person sixty-five
49 years of age or older who is unable to protect himself
50 or herself from elder abuse as a result of a mental or

1 physical condition or advanced age.
2 Sec. 2. NEW SECTION. **235F.2 Commencement of**

actions —— waiver to juvenile court.

1. A vulnerable elder, or the guardian, conservator, attorney in fact, or guardian ad litem of a vulnerable elder, may seek relief from elder abuse by filing a verified petition in the district court. Venue shall lie where either party resides. The petition shall state all of the following:

a. The name of the vulnerable elder and the name and address of the vulnerable elder's attorney, if any. If the vulnerable elder is proceeding pro se, the petition shall state a mailing address for the vulnerable elder.

b. The name of the substitute petitioner if the petition is being filed on behalf of a vulnerable elder, and the name and address of the attorney of the substitute petitioner. If the substitute petitioner is proceeding pro se, the petition shall state a mailing address for the substitute petitioner.

c. The name and address, if known, of the defendant.

d. The relationship of the vulnerable elder to the defendant.

e. The nature of the alleged elder abuse.

f. The name and age of any other individual whose welfare may be affected.

g. The desired relief, including a request for temporary or emergency orders.

2. A temporary or emergency order may be based on a showing of a prima facie case of elder abuse. If the factual basis for the alleged elder abuse is contested, the court shall issue a protective order based upon a finding of elder abuse by a preponderance of the evidence.

3. *a.* The filing fee and court costs for an order for protection and in a contempt action resulting from an order granted under this chapter or chapter 664A shall be waived for the plaintiff.

b. The clerk of court, the sheriff of any county in this state, and other law enforcement and corrections officers shall perform their duties relating to service of process without charge to the plaintiff.

c. When a permanent order for protection is entered by the court, the court may direct the defendant to pay to the clerk of court the fees for the filing of the petition and reasonable costs of service of process if the court determines the defendant has the ability to pay the plaintiff's fees and costs.

d. In lieu of personal service of an order for

protection issued pursuant to this section, the

2 sheriff of any county in the state, and any other
3 law enforcement and corrections officers may serve a
4 defendant with a short-form notification pursuant to
5 section 664A.4A.
6 4. If the person against whom relief from elder
7 abuse is being sought is seventeen years of age
8 or younger, the district court shall waive its
9 jurisdiction over the action to the juvenile court.
10 5. If a substitute petitioner files a petition
11 under this section on behalf of a vulnerable elder, the
12 vulnerable elder shall retain the right to all of the
13 following:
14 *a.* To contact and retain counsel.
15 *b.* To have access to personal records.
16 *c.* To file objections to the protective order.
17 *d.* To request a hearing on the petition.
18 *e.* To present evidence and cross-examine witnesses
19 at the hearing.
20 6. The relief provided under this chapter shall
21 not be available if the action involves a guardian
22 or conservator of the vulnerable elder and the relief
23 sought is more appropriately obtained in a protective
24 proceeding filed under chapter 633.
25 Sec. 3. NEW SECTION. **235F.3 Plaintiffs proceeding**
26 **pro se —— provision of forms and assistance.**
27 1. The judicial branch shall prescribe standard
28 forms to be used by vulnerable elders or substitute
29 petitioners seeking protective orders by proceeding pro
30 se in actions under this chapter. The standard forms
31 shall include language in fourteen point boldface type.
32 Standard forms prescribed by the judicial branch shall
33 be the exclusive forms used by plaintiffs proceeding
34 pro se under this chapter. The judicial branch shall
35 distribute the forms to the clerks of the district
36 courts.
37 2. The clerk of the district court shall furnish
38 the required forms to persons seeking protective orders
39 through pro se proceedings pursuant to this chapter.
40 Sec. 4. NEW SECTION. **235F.4 Appointment of**
41 **guardian ad litem.**
42 The court may on its own motion or on the motion of
43 a party appoint a guardian ad litem for a vulnerable
44 elder if justice requires. The vulnerable elder's
45 attorney shall not also serve as the guardian ad litem.
46 Sec. 5. NEW SECTION. **235F.5 Hearings —— temporary**
47 **orders.**
48 1. Not less than five and not more than fifteen
49 days after commencing a proceeding and upon notice to
50 the other party, a hearing shall be held at which the

1 plaintiff must prove the allegation of elder abuse by a
2 preponderance of the evidence.
3 2. The court may enter any temporary order it deems
4 necessary to protect the vulnerable elder from elder
5 abuse prior to the hearing, upon good cause shown in
6 an ex parte proceeding. Present danger of elder abuse
7 constitutes good cause for purposes of this subsection.
8 3. If a hearing is continued, the court may make or
9 extend any temporary order under subsection 2 that it
10 deems necessary.
11 4. Upon application of a party, the court shall
12 issue subpoenas requiring attendance and testimony of
13 witnesses and production of papers.
14 5. The court shall advise the defendant of a
15 right to be represented by counsel of the defendant's
16 choosing and to have a continuance to secure counsel.
17 6. The showing required under subsection 1 may be
18 made by, but is not limited to the testimony at the
19 hearing of, any of the following:
20 *a.* The vulnerable elder.
21 *b.* The guardian, conservator, attorney in fact, or
22 guardian ad litem of the vulnerable elder.
23 *c.* Witnesses to the elder abuse.
24 *d.* Adult protective services workers who have
25 conducted an investigation.
26 7. The court shall exercise its discretion in
27 a manner that protects the vulnerable elder from
28 traumatic confrontation with the defendant.
29 8. Hearings shall be recorded.
30 Sec. 6. NEW SECTION. **235F.6 Disposition.**
31 1. Upon a finding that the defendant has engaged
32 in elder abuse, the court may, if requested by the
33 plaintiff, order any of the following:
34 *a.* That the defendant be required to move from
35 the residence of the vulnerable elder if both the
36 vulnerable elder and the defendant are titleholders or
37 contract holders of record of the real property, are
38 named as tenants in the rental agreement concerning the
39 use and occupancy of the dwelling unit, or are married
40 to each other.
41 *b.* That the defendant provide suitable alternative
42 housing for the vulnerable elder.
43 *c.* That a peace officer accompany the party who is
44 leaving or has left the party's residence to remove
45 essential personal effects of the party.
46 *d.* That the defendant be restrained from abusing,
47 intimidating, molesting, interfering with, or
48 menacing the vulnerable elder, or attempting to abuse,
49 intimidate, molest, interfere with, or menace the
50 vulnerable elder.

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1 *e.* That the defendant be restrained from entering
2 or attempting to enter on any premises when it appears
3 to the court that such restraint is necessary to
4 prevent the defendant from abusing, intimidating,
5 molesting, interfering with, or menacing the vulnerable
6 elder.
7 *f.* That the defendant be restrained from exercising
8 any powers on behalf of the vulnerable elder through a
9 court-appointed guardian, conservator, or guardian ad
10 litem, an attorney in fact, or another third party.
11 *g.* In addition to the relief provided in subsection
12 2, other relief that the court considers necessary to
13 provide for the safety and welfare of the vulnerable
14 elder.
15 2. If the court finds that the vulnerable elder has
16 been the victim of financial exploitation, the court
17 may order the relief the court considers necessary to
18 prevent or remedy the financial exploitation, including
19 but not limited to any of the following:
20 *a.* Directing the defendant to refrain from
21 exercising control over the funds, benefits, property,
22 resources, belongings, or assets of the vulnerable
23 elder.
24 *b.* Requiring the defendant to return custody or
25 control of the funds, benefits, property, resources,
26 belongings, or assets to the vulnerable elder.
27 *c.* Requiring the defendant to follow the
28 instructions of the guardian, conservator, or attorney
29 in fact of the vulnerable elder.
30 *d.* Prohibiting the defendant from transferring the
31 funds, benefits, property, resources, belongings, or
32 assets of the vulnerable elder to any person other than
33 the vulnerable elder.
34 3. The court shall not use an order issued under
35 this section to do any of the following:
36 *a.* To allow any person other than the vulnerable
37 elder to assume responsibility for the funds, benefits,
38 property, resources, belongings, or assets of the
39 vulnerable elder.
40 *b.* For relief that is more appropriately obtained
41 in a protective proceeding filed under chapter 633
42 including but not limited to giving control and
43 management of the funds, benefits, property, resources,
44 belongings, or assets of the vulnerable elder to a
45 guardian, conservator, or attorney in fact for any
46 purpose other than the relief granted under subsection
47 2.
48 4. The court may approve a consent agreement
49 between the parties entered to bring about the
50 cessation of elder abuse. A consent agreement approved

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1 under this section shall not contain any of the
2 following:
3 *a.* A provision that prohibits any party to the
4 action from contacting or cooperating with any
5 government agency including the department of human
6 services, the department of inspections and appeals,
7 the department on aging, the department of justice,
8 law enforcement, and the office of long-term care
9 ombudsman; a licensing or regulatory agency that has
10 jurisdiction over any license or certification held
11 by the defendant; a protection and advocacy agency
12 recognized in section 135C.2; or the defendant's
13 current employer if the defendant's professional
14 responsibilities include contact with vulnerable
15 elders, dependent adults, or minors, if the party
16 contacting or cooperating has a good-faith belief
17 that the information is relevant to the duties or
18 responsibilities of the entity.
19 *b.* A provision that prohibits any party to the
20 action from filing a complaint with or reporting a
21 violation of law to any government agency including
22 the department of human services, the department of
23 inspections and appeals, the department on aging, the
24 department of justice, law enforcement, and the office
25 of long-term care ombudsman; a licensing or regulatory
26 agency that has jurisdiction over any license or
27 certification held by the defendant; a protection and
28 advocacy agency recognized in section 135C.2; or the
29 defendant's current employer.
30 *c.* A provision that requires any party to the
31 action to withdraw a complaint filed with or a
32 violation reported to any government agency including
33 the department of human services, the department of
34 inspections and appeals, the department on aging, the
35 department of justice, law enforcement, and the office
36 of long-term care ombudsman; a licensing or regulatory
37 agency that has jurisdiction over any license or
38 certification held by the defendant; a protection and
39 advocacy agency recognized in section 135C.2; or the
40 defendant's current employer.
41 5. A protective order or approved consent agreement
42 shall be for a fixed period of time not to exceed one
43 year. The court may amend or extend its order or a
44 consent agreement at any time upon a petition filed by
45 either party and after notice and hearing. The court
46 may extend the order if the court, after hearing at
47 which the defendant has the opportunity to be heard,
48 finds that the defendant continues to pose a threat to
49 the safety of the vulnerable elder, persons residing
50 with the vulnerable elder, or members of the vulnerable

elder's immediate family, or continues to present a risk of financial exploitation of the vulnerable elder. The number of extensions that may be granted by the court is not limited.

6. The order shall state whether a person is to be taken into custody by a peace officer for a violation of the terms stated in the order.

7. The court may order that the defendant pay the attorney fees and court costs.

8. An order or approved consent agreement under this section shall not affect title to real property.

9. A copy of any order or approved consent agreement shall be issued to the plaintiff, the defendant, the county sheriff of the county in which the order or consent decree is initially entered, and the twenty-four-hour dispatcher for the county sheriff. Any subsequent amendment or revocation of an order or consent agreement shall be forwarded by the clerk to all individuals previously notified.

10. The clerk shall notify the county sheriff and the twenty-four-hour dispatcher for the county sheriff in writing so that the county sheriff and the county sheriff's dispatcher receive written notice within six hours of filing the order, approved consent agreement, amendment, or revocation. The clerk may fulfill this requirement by sending the notice by facsimile or other electronic transmission which reproduces the notice in writing within six hours of filing the order.

11. The county sheriff's dispatcher shall notify all law enforcement agencies having jurisdiction over the matter and the twenty-four-hour dispatcher for the law enforcement agencies upon notification by the clerk.

Sec. 7. NEW SECTION. **235F.7 Emergency orders.**

1. When the court is unavailable from the close of business at the end of the day or week to the resumption of business at the beginning of the day or week, a petition may be filed before a district judge, or district associate judge designated by the chief judge of the judicial district, who may grant emergency relief in accordance with section 235F.6, subsection 1 or 2, if the district judge or district associate judge deems it necessary to protect the vulnerable elder from elder abuse, upon good cause shown in an ex parte proceeding. Present danger of elder abuse constitutes good cause for purposes of this subsection.

2. An emergency order issued under subsection 1 shall expire seventy-two hours after issuance. When the order expires, the plaintiff may seek a temporary order from the court pursuant to section 235F.5.

3. A petition filed and emergency order issued under this section and any documentation in support of the petition and order shall be immediately certified to the court. The certification shall commence a proceeding for purposes of section 235F.2.

Sec. 8. NEW SECTION. **235F.8 Procedure.**

1. A proceeding under this chapter shall be held in accordance with the rules of civil procedure, except as otherwise set forth in this chapter and in chapter 664A, and is in addition to any other civil or criminal remedy.

2. The plaintiff's right to relief under this chapter is not affected by leaving the vulnerable elder's home to avoid elder abuse.

DIVISION II

FINANCIAL EXPLOITATION OF VULNERABLE ELDERS

Sec. 9. NEW SECTION. **726.24 Financial exploitation of a vulnerable elder.**

1. A person commits financial exploitation of a vulnerable elder when the person stands in a position of trust or confidence with the vulnerable elder and knowingly and by undue influence, deception, coercion, fraud, or extortion, obtains control over or otherwise uses the benefits, property, resources, belongings, or assets of the vulnerable elder for the person's own benefit or gain.

2. A person who commits financial exploitation of a vulnerable elder is guilty of the following, as applicable:

a. Financial exploitation in the fifth degree which is a simple misdemeanor if the value of the funds, benefits, property, resources, belongings, or assets is two hundred dollars or less.

b. Financial exploitation in the fourth degree which is a serious misdemeanor if the value of the funds, benefits, property, resources, belongings, or assets exceeds two hundred dollars but does not exceed five hundred dollars.

c. Financial exploitation in the third degree which is an aggravated misdemeanor if the value of the funds, benefits, property, resources, belongings, or assets exceeds five hundred dollars but does not exceed one thousand dollars.

d. Financial exploitation in the second degree which is a class "D" felony if the value of the funds, benefits, property, resources, belongings, or assets exceeds one thousand dollars but does not exceed ten thousand dollars.

e. Financial exploitation in the first degree which is a class "C" felony if the value of the funds,

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1 benefits, property, resources, belongings, or assets
2 exceeds ten thousand dollars.
3 3. Nothing in this section shall be construed to
4 impose criminal liability on a person who has made a
5 good-faith effort to assist a vulnerable elder in the
6 management of the vulnerable elder's funds, benefits,
7 property, resources, belongings, or assets, but through
8 no fault of the person, the person has been unable to
9 provide such assistance or does not achieve the results
10 sought by the vulnerable elder.
11 4. For the purposes of this section:
12 *a. "Coercion"* means communication or conduct which
13 unduly compels a vulnerable elder to act or refrain
14 from acting against the vulnerable elder's will and
15 against the vulnerable elder's best interests.
16 *b. "Stands in a position of trust or confidence"*
17 means the person has any of the following relationships
18 relative to the vulnerable elder:
19 (1) Is a parent, spouse, adult child, or other
20 relative by consanguinity or affinity of the vulnerable
21 elder.
22 (2) Is a caretaker for the vulnerable elder other
23 than a facility or person governed by chapter 235E.
24 (3) Is a person who is in a confidential
25 relationship with the vulnerable elder.
26 *c. "Undue influence"* means taking advantage of a
27 person's role, relationship, or authority to improperly
28 change or obtain control over the actions or decision
29 making of a vulnerable elder against the vulnerable
30 elder's best interests.
31 *d. "Vulnerable elder"* means the same as defined in
32 section 235F.1.
33 Sec. 10. CODE EDITOR DIRECTIVES. The Code editor
34 shall create a new subchapter in chapter 726, entitled
35 "protection of vulnerable elders" that includes section
36 726.24, as enacted in this Act.
37 DIVISION III
38 CONFORMING AMENDMENTS
39 Sec. 11. Section 13.2, subsection 1, Code 2014, is
40 amended by adding the following new paragraph:
41 NEW PARAGRAPH. *o.* Develop written procedures and
42 policies to be followed by prosecuting attorneys in the
43 prosecution of elder abuse and financial exploitation
44 of a vulnerable elder under chapter 235F and section
45 726.24.
46 Sec. 12. Section 13.31, subsection 3, Code 2014, is
47 amended to read as follows:
48 3. Administer the domestic abuse program provided
49 in chapter 236 and elder abuse actions commenced under
50 chapter 235F.

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1 Sec. 13. Section 135B.7, Code 2014, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 5. The department shall also adopt
4 rules requiring hospitals to establish and implement
5 protocols for responding to the needs of patients who
6 are victims of elder abuse, as defined in section
7 235F.1.
8 Sec. 14. Section 232.8, subsection 1, Code 2014, is
9 amended by adding the following new paragraph:
10 NEW PARAGRAPH. *e.* The juvenile court shall have
11 jurisdiction in proceedings commenced against a child
12 pursuant to section 235F.2 over which the district
13 court has waived its jurisdiction. The juvenile court
14 shall hear the action in the manner of an adjudicatory
15 hearing under section 232.47, subject to the following:
16 (1) The juvenile court shall abide by the
17 provisions of sections 235F.5 and 235F.6 in holding
18 hearings and making a disposition.
19 (2) The plaintiff is entitled to proceed pro se
20 under section 235F.3.
21 Sec. 15. Section 232.22, subsection 1, Code 2014,
22 is amended by adding the following new paragraph:
23 NEW PARAGRAPH. *h.* There is probable cause to
24 believe that the child has committed a delinquent
25 act which would be elder abuse under chapter 235F if
26 committed by an adult.
27 Sec. 16. Section 232.52, subsection 2, Code 2014,
28 is amended by adding the following new paragraph:
29 NEW PARAGRAPH. *i.* In the case of a child
30 adjudicated delinquent for an act which would be a
31 violation of chapter 235F if committed by an adult,
32 an order requiring the child to attend a batterers'
33 treatment program under section 708.2B.
34 Sec. 17. Section 331.424, subsection 1, paragraph
35 a, subparagraph (6), Code 2014, is amended to read as
36 follows:
37 (6) The maintenance and operation of the courts,
38 including but not limited to the salary and expenses
39 of the clerk of the district court and other employees
40 of the clerk's office, and bailiffs, court costs
41 if the prosecution fails or if the costs cannot be
42 collected from the person liable, costs and expenses
43 of prosecution under section 189A.17, salaries and
44 expenses of juvenile court officers under chapter 602,
45 court-ordered costs in domestic abuse cases under
46 section 236.5 and elder abuse cases under section
47 235F.6, the county's expense for confinement of
48 prisoners under chapter 356A, temporary assistance
49 to the county attorney, county contributions to a
50 retirement system for bailiffs, reimbursement for

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1 judicial magistrates under section 602.6501, claims
2 filed under section 622.93, interpreters' fees under
3 section 622B.7, uniform citation and complaint supplies
4 under section 805.6, and costs of prosecution under
5 section 815.13.
6 Sec. 18. Section 562A.27A, subsection 3, paragraph
7 a, subparagraph (1), Code 2014, is amended to read as
8 follows:
9 (1) The tenant seeks a protective order,
10 restraining order, order to vacate the homestead, or
11 other similar relief pursuant to chapter 235F, 236,
12 598, 664A, or 915, or any other applicable provision
13 which would apply to the person conducting the
14 activities causing the clear and present danger.
15 Sec. 19. Section 562B.25A, subsection 3, paragraph
16 a, subparagraph (1), Code 2014, is amended to read as
17 follows:
18 (1) The tenant seeks a protective order,
19 restraining order, order to vacate the homestead, or
20 other similar relief pursuant to chapter 235F, 236,
21 598, 664A, or 915, or any other applicable provision
22 which would apply to the person conducting the
23 activities causing the clear and present danger.
24 Sec. 20. Section 598.7, subsection 1, Code 2014, is
25 amended to read as follows:
26 1. The district court may, on its own motion or
27 on the motion of any party, order the parties to
28 participate in mediation in any dissolution of marriage
29 action or other domestic relations action. Mediation
30 performed under this section shall comply with the
31 provisions of chapter 679C. The provisions of this
32 section shall not apply if the action involves a child
33 support or medical support obligation enforced by
34 the child support recovery unit. The provisions of
35 this section shall not apply to actions which involve
36 elder abuse as defined in section 235F.1 or domestic
37 abuse pursuant to chapter 236. The provisions of
38 this section shall not affect a judicial district's
39 or court's authority to order settlement conferences
40 pursuant to rules of civil procedure. The court shall,
41 on application of a party, grant a waiver from any
42 court-ordered mediation under this section if the party
43 demonstrates that a history of domestic abuse exists as
44 specified in section 598.41, subsection 3, paragraph
45 *"j"*.
46 Sec. 21. Section 598.16, subsection 7, Code 2014,
47 is amended to read as follows:
48 7. Upon application, the court shall grant a waiver
49 from the requirements of this section if a party
50 demonstrates that a history of elder abuse, as defined

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1 in section 235F.1, or domestic abuse, as defined in
2 section 236.2, exists.
3 *a.* In determining whether a history of elder abuse
4 exists, the court's consideration shall include but
5 is not limited to commencement of an action pursuant
6 to section 235F.2, the issuance of a court order or
7 consent agreement pursuant to section 235F.6, the
8 issuance of an emergency order pursuant to section
9 235F.7, the holding of a party in contempt pursuant to
10 section 664A.7, the response of a peace officer to the
11 scene of alleged elder abuse, or the arrest of a party
12 following response to a report of alleged elder abuse.
13 *b.* In determining whether a history of domestic
14 abuse exists, the court's consideration shall include
15 but is not limited to commencement of an action
16 pursuant to section 236.3, the issuance of a protective
17 order against a party or the issuance of a court order
18 or consent agreement pursuant to section 236.5, the
19 issuance of an emergency order pursuant to section
20 236.6, the holding of a party in contempt pursuant
21 to section 664A.7, the response of a peace officer
22 to the scene of alleged domestic abuse or the arrest
23 of a party following response to a report of alleged
24 domestic abuse, or a conviction for domestic abuse
25 assault pursuant to section 708.2A.
26 Sec. 22. Section 598.41, subsection 3, paragraph j,
27 Code 2014, is amended to read as follows:
28 *j.* Whether a history of elder abuse, as defined in
29 section 235F.1 or domestic abuse, as defined in section
30 236.2, exists.
31 (1) In determining whether a history of elder abuse
32 exists, the court's consideration shall include but
33 is not limited to commencement of an action pursuant
34 to section 235F.2, the issuance of a court order or
35 consent agreement pursuant to section 235F.6, the
36 issuance of an emergency order pursuant to section
37 235F.7, the holding of a party in contempt pursuant to
38 section 664A.7, the response of a peace officer to the
39 scene of alleged elder abuse or the arrest of a party
40 following response to a report of alleged elder abuse.
41 (2) In determining whether a history of domestic
42 abuse exists, the court's consideration shall include
43 but is not limited to commencement of an action
44 pursuant to section 236.3, the issuance of a protective
45 order against the parent or the issuance of a court
46 order or consent agreement pursuant to section 236.5,
47 the issuance of an emergency order pursuant to section
48 236.6, the holding of a parent in contempt pursuant
49 to section 664A.7, the response of a peace officer to
50 the scene of alleged domestic abuse or the arrest of

a parent following response to a report of alleged domestic abuse, or a conviction for domestic abuse assault pursuant to section 708.2A.

Sec. 23. Section 598.41D, subsection 4, paragraph b, subparagraph (2), Code 2014, is amended to read as follows:

(2) That the specified family member does not have a history of elder abuse, as defined in section 235F.1 or domestic abuse, as defined in section 236.2.

(a) In determining whether a history of elder abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 235F.2, the issuance of a court order or consent agreement pursuant to section 235F.6, the issuance of an emergency order pursuant to section 235F.7, the holding of a party in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged elder abuse or the arrest of a party following response to a report of alleged elder abuse.

(b) In determining whether a history of domestic abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 236.3, the issuance of a protective order against the individual or the issuance of a court order or consent agreement pursuant to section 236.5, the issuance of an emergency order pursuant to section 236.6, the holding of an individual in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged domestic abuse or the arrest of an individual following response to a report of alleged domestic abuse, or a conviction for domestic abuse assault pursuant to section 708.2A.

Sec. 24. Section 598.42, Code 2014, is amended to read as follows:

598.42 Notice of certain orders by clerk of court.

The clerk of the district court shall provide notice and copies of temporary or permanent protective orders and orders to vacate the homestead entered pursuant to this chapter to the applicable law enforcement agencies and the twenty-four hour dispatcher for the law enforcement agencies, in the manner provided for protective orders under section 235F.6 or 236.5. The clerk shall provide notice and copies of modifications or vacations of these orders in the same manner.

Sec. 25. Section 602.6306, subsection 2, Code 2014, is amended to read as follows:

2. District associate judges also have jurisdiction in civil actions for money judgment where the amount in controversy does not exceed ten thousand dollars; jurisdiction over involuntary commitment, treatment,

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1 or hospitalization proceedings under chapters 125 and
2 229; jurisdiction of indictable misdemeanors, class
3 "D" felony violations, and other felony arraignments;
4 jurisdiction to enter a temporary or emergency order of
5 protection under chapter 235F or 236, and to make court
6 appointments and set hearings in criminal matters;
7 jurisdiction to enter orders in probate which do not
8 require notice and hearing and to set hearings in
9 actions under chapter 633 or 633A; and the jurisdiction
10 provided in section 602.7101 when designated as a
11 judge of the juvenile court. While presiding in these
12 subject matters a district associate judge shall employ
13 district judges' practice and procedure.
14 Sec. 26. Section 611.23, Code 2014, is amended to
15 read as follows:
16 **611.23 Civil actions involving allegations of elder**
17 **abuse, sexual abuse, or domestic abuse —— counseling.**
18 In a civil case in which a plaintiff is seeking
19 relief or damages for alleged elder abuse as defined
20 in section 235F.1, sexual abuse as defined in section
21 709.1, or domestic abuse as defined in section 236.2,
22 the plaintiff may seek, and the court may grant, an
23 order requiring the defendant to receive professional
24 counseling, in addition to any other appropriate relief
25 or damages.
26 Sec. 27. Section 664A.1, subsection 2, Code 2014,
27 is amended to read as follows:
28 2. *"Protective order"* means a protective order
29 issued pursuant to chapter 232, a court order or
30 court-approved consent agreement entered pursuant
31 to this chapter or chapter 235F, a court order or
32 court-approved consent agreement entered pursuant to
33 chapter 236, including a valid foreign protective
34 order under section 236.19, subsection 3, a temporary
35 or permanent protective order or order to vacate
36 the homestead under chapter 598, or an order that
37 establishes conditions of release or is a protective
38 order or sentencing order in a criminal prosecution
39 arising from a domestic abuse assault under section
40 708.2A, or a civil injunction issued pursuant to
41 section 915.22.
42 Sec. 28. Section 664A.2, subsection 2, Code 2014,
43 is amended to read as follows:
44 2. A protective order issued in a civil proceeding
45 shall be issued pursuant to chapter 232, 235F,
46 236, 598, or 915. Punishment for a violation of a
47 protective order shall be imposed pursuant to section
48 664A.7.
49 Sec. 29. Section 664A.4, subsection 2, Code 2014,
50 is amended to read as follows:

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2. The clerk of the district court shall provide a notice and copy of the no-contact order to the appropriate law enforcement agencies and the twenty-four-hour dispatcher for the law enforcement agencies in the same manner as provided in section 235F.6 or 236.5, as applicable. The clerk of the district court shall provide a notice and copy of a modification or vacation of a no-contact order in the same manner.

Sec. 30. Section 664A.5, Code 2014, is amended to read as follows:

664A.5 Modification —— entry of permanent no-contact order.

If a defendant is convicted of, receives a deferred judgment for, or pleads guilty to a public offense referred to in section 664A.2, subsection 1, or is held in contempt for a violation of a no-contact order issued under section 664A.3 or for a violation of a protective order issued pursuant to chapter 232, 235F, 236, 598, or 915, the court shall either terminate or modify the temporary no-contact order issued by the magistrate. The court may enter a no-contact order or continue the no-contact order already in effect for a period of five years from the date the judgment is entered or the deferred judgment is granted, regardless of whether the defendant is placed on probation.

Sec. 31. Section 664A.7, subsections 1 and 5, Code 2014, are amended to read as follows:

1. Violation of a no-contact order issued under this chapter or a protective order issued pursuant to chapter 232, 235F, 236, or 598, including a modified no-contact order, is punishable by summary contempt proceedings.

5. Violation of a no-contact order entered for the offense or alleged offense of domestic abuse assault in violation of section 708.2A or a violation of a protective order issued pursuant to chapter 232, 235F, 236, 598, or 915 constitutes a public offense and is punishable as a simple misdemeanor. Alternatively, the court may hold a person in contempt of court for such a violation, as provided in subsection 3.

Sec. 32. Section 804.7, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 7. If the peace officer has reasonable grounds for believing that elder abuse as defined in section 235F.1 has occurred and has reasonable grounds for believing that the person to be arrested has committed it.

Sec. 33. Section 915.23, subsection 1, Code 2014, is amended to read as follows:

1 1. An employer shall not discharge an employee, or
2 take or fail to take action regarding an employee's
3 promotion or proposed promotion, or take action to
4 reduce an employee's wages or benefits for actual time
5 worked, due to the service of an employee as a witness
6 in a criminal proceeding or as a plaintiff, defendant,
7 or witness in a civil proceeding pursuant to chapter
8 235F or 236.
9 Sec. 34. NEW SECTION. **915.50A General rights of**
10 **elder abuse victims.**
11 In addition to other victim rights provided in
12 this chapter, victims of elder abuse shall have the
13 following rights:
14 1. The right to file a pro se petition for relief
15 from elder abuse in the district court, pursuant to
16 chapter 235F.
17 2. The right to receive a criminal no-contact order
18 upon a finding of probable cause, pursuant to section
19 664A.3.
20 Sec. 35. Section 915.94, Code 2014, is amended to
21 read as follows:
22 **915.94 Victim compensation fund.**
23 A victim compensation fund is established as
24 a separate fund in the state treasury. Moneys
25 deposited in the fund shall be administered by the
26 department and dedicated to and used for the purposes
27 of section 915.41 and this subchapter. In addition,
28 the department may use moneys from the fund for the
29 purpose of the department's prosecutor-based victim
30 service coordination, including the duties defined in
31 sections 910.3 and 910.6 and this chapter, and for the
32 award of funds to programs that provide services and
33 support to victims of elder abuse as defined in section
34 235F.1, domestic abuse or sexual assault as provided in
35 chapter 236, to victims under section 710A.2, and for
36 the support of an automated victim notification system
37 established in section 915.10A. The department may
38 also use up to one hundred thousand dollars from the
39 fund to provide training for victim service providers.
40 Notwithstanding section 8.33, any balance in the fund
41 on June 30 of any fiscal year shall not revert to the
42 general fund of the state.
43 Sec. 36. CODE EDITOR DIRECTIVE. The Code editor
44 shall revise the subchapter VI heading under chapter
45 915 to read "Victims of domestic abuse, elder abuse,
46 and human trafficking".
47 DIVISION IV
48 TASK FORCE ON ELDER ABUSE PREVENTION AND INTERVENTION
49 Sec. 37. TASK FORCE ON ELDER ABUSE PREVENTION AND
50 INTERVENTION.

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1 1. The department on aging shall continue a task
2 force on elder abuse prevention and intervention
3 to continue the work of the elder abuse task force
4 established pursuant to 2012 Iowa Acts, chapter 1056,
5 and continued pursuant to 2013 Iowa Acts, chapter
6 138, section 50. The task force shall include
7 representatives of the department on aging, the office
8 of long-term care resident's advocate, the department
9 of human services, the department of inspections and
10 appeals, the department of public health, the office
11 of the attorney general, the department of veterans
12 affairs, the department of public safety, the insurance
13 division of the department of commerce, a county
14 attorney's office with experience in prosecuting elder
15 abuse, the superintendent of banking, the courts, the
16 elder law section of the Iowa state bar association,
17 and other affected stakeholders. The task force shall
18 form workgroups as necessary to address the specific
19 recommendations.
20 2. The task force shall review the report of the
21 task force on elder abuse prevention and intervention
22 submitted in December 2013, develop a unified
23 implementation plan for the recommendations, and make
24 any additional recommendations as necessary.
25 3. The task force shall submit the unified
26 implementation plan and additional recommendations in a
27 report to the elder abuse prevention and intervention
28 legislative interim committee established pursuant
29 to 2013 Iowa Acts, chapter 138, section 51, or its
30 successor committee, by August 15, 2014. The elder
31 abuse prevention and intervention legislative interim
32 committee or its successor committee shall include the
33 chairs and ranking members of the house and senate
34 standing judiciary committees. The interim committee
35 or its successor committee shall meet once during
36 the 2014 legislative interim to receive and make
37 recommendations on the report of the task force.>

COMMITTEE ON JUDICIARY

H-8120

1 Amend Senate File 2118, as passed by the Senate, as
2 follows:
3 1. Page 1, before line 1 by inserting:
4 <Sec. ___. Section 236.2, Code 2014, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 01. *"Child"* means a person under
7 eighteen years of age and includes an unborn child.
8 Sec. ___. Section 236.3, subsection 1, paragraph f,

Code 2014, is amended to read as follows:

f. Name and age of each child under eighteen whose welfare may be affected by the controversy, if known.>

2. Page 2, after line 6 by inserting:

<Sec. ___. Section 664A.7, subsection 5, Code 2014, is amended to read as follows:

5. *a.* ~~Violation~~ Except as provided in paragraph *"b"*, violation of a no-contact order entered for the offense or alleged offense of domestic abuse assault in violation of section 708.2A or a violation of a protective order issued pursuant to chapter 232, 236, 598, or 915 constitutes a public offense and is punishable as a simple misdemeanor. Alternatively, the court may hold a person in contempt of court for such a violation, as provided in subsection 3.

b. Violation of a protective order issued pursuant to chapter 236 where the violation results in the death of an unborn child is punishable as a class "D" felony.>

3. Title page, by striking lines 1 through 4 and inserting <An Act relating to domestic abuse protective orders and providing penalties.>

4. By renumbering as necessary.

ALONS of Sioux

H-8121

Amend House File 2354 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 48A.9, subsection 1, Code 2014, is amended to read as follows:

1. Registration closes at 5:00 p.m. eleven days before each election except ~~primary and~~ general elections. For ~~primary and~~ general elections, registration closes at 5:00 p.m. ten days before the election. An eligible elector may register during the time registration is closed in the elector's precinct but the registration shall not become effective until registration opens again in the elector's precinct, except as otherwise provided in section 48A.7A.

Sec. 2. Section 48A.26, subsection 3, Code 2014, is amended to read as follows:

3. If the registration form is missing required information pursuant to section 48A.11, subsection 8, the acknowledgment shall advise the applicant what additional information is required. The commissioner shall enclose a new registration form for the applicant to use. If the registration form has no address, the commissioner shall make a reasonable effort to determine where the acknowledgment should be sent. If

25 the incomplete registration form is received during
26 the period in which registration is closed pursuant to
27 section 48A.9 but by 5:00 p.m. on the Saturday before
28 the election for general ~~and primary~~ elections or by
29 5:00 p.m. on the Friday before the election for all
30 other elections, the commissioner shall send a notice
31 advising the applicant of election day and in-person
32 absentee registration procedures under section 48A.7A.
33 Sec. 3. Section 50.20, Code 2014, is amended to
34 read as follows:
35 **50.20 Notice of number of provisional ballots.**
36 The commissioner shall compile a list of the number
37 of provisional ballots cast under section 49.81 in each
38 precinct. The list shall be made available to the
39 public as soon as possible, but in no case later than
40 9:00 a.m. on the second day following the election.
41 Any elector may examine the list during normal office
42 hours, and may also examine the ~~affidavit~~ affidavits
43 on the envelopes ~~bearing~~ containing the ballots of
44 challenged electors until the reconvening of the
45 special precinct board as required by this chapter.
46 Only those persons so permitted by section 53.23,
47 subsection 4, shall have access to the affidavits
48 while that board is in session. Any elector may
49 present written statements or documents, supporting or
50 opposing the counting of any provisional ballot, at

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1 the commissioner's office until the reconvening of the
2 special precinct board.
3 Sec. 4. Section 53.2, subsection 6, Code 2014, is
4 amended to read as follows:
5 6. If an application for an absentee ballot
6 is received from an eligible elector who is not a
7 registered voter the commissioner shall send the
8 eligible elector a voter registration form and another
9 absentee ballot application form. If the application
10 is received after the time registration closes pursuant
11 to section 48A.9 but by 5:00 p.m. on the Saturday
12 before the election for general ~~and primary~~ elections
13 or by 5:00 p.m. on the Friday before the election for
14 all other elections, the commissioner shall notify the
15 applicant by mail of the election day and in-person
16 absentee registration provisions of section 48A.7A.
17 In addition to notification by mail, the commissioner
18 shall also attempt to contact the applicant by any
19 other method available to the commissioner.
20 Sec. 5. Section 53.8, subsection 1, Code 2014, is
21 amended to read as follows:
22 1. *a.* Upon receipt of an application for an
23 absentee ballot and immediately after the absentee

24 ballots are printed, the commissioner shall mail an
25 absentee ballot to the applicant within twenty-four
26 hours, except as otherwise provided in subsection 3.
27 The absentee ballot shall be sent to the registered
28 voter by one of the following methods:
29 (1) The absentee ballot shall be enclosed in an
30 unsealed envelope ~~bearing~~ marked with a serial number
31 and affidavit. The absentee ballot and ~~unsealed~~
32 affidavit envelope shall be enclosed in or with ~~a~~ an
33 unsealed return envelope marked postage paid which
34 bears the same serial number as the ~~unsealed~~ affidavit
35 envelope. The absentee ballot, ~~unsealed~~ affidavit
36 envelope, and return envelope shall be enclosed in a
37 third envelope to be sent to the registered voter. If
38 the ballot cannot be folded so that all of the votes
39 cast on the ballot will be hidden, the commissioner
40 shall also enclose a secrecy envelope with the absentee
41 ballot.
42 (2) The absentee ballot shall be enclosed in an
43 unsealed return envelope marked with a serial number
44 and affidavit and marked postage paid. The absentee
45 ballot and return envelope shall be enclosed in a
46 second envelope to be sent to the registered voter. If
47 the ballot cannot be folded so that all of the votes
48 cast on the ballot will be hidden, the commissioner
49 shall also enclose a secrecy envelope with the absentee
50 ballot.

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1 *b.* The affidavit shall be marked on the appropriate
2 envelope in a form prescribed by the state commissioner
3 of elections.
4 Sec. 6. Section 53.10, subsection 2, Code 2014, is
5 amended to read as follows:
6 2. Each person who wishes to vote by absentee
7 ballot at the commissioner's office shall first sign
8 an application for a ballot including the following
9 information: name, current address, and the election
10 for which the ballot is requested. The person may
11 report a change of address or other information on
12 the person's voter registration record at that time.
13 The registered voter shall immediately mark the
14 ballot; enclose the ballot in a secrecy envelope, if
15 necessary, and seal it in ~~an affidavit~~ the envelope
16 marked with the affidavit; subscribe to the affidavit
17 on the reverse side of the envelope; and return the
18 absentee ballot to the commissioner. The commissioner
19 shall record the numbers appearing on the application
20 and affidavit envelope along with the name of the
21 registered voter.
22 Sec. 7. Section 53.16, Code 2014, is amended to

read as follows:

53.16 Subscribing to affidavit.

After marking the ballot, the voter shall make and subscribe to the affidavit on the ~~reverse side of the~~ affidavit envelope or on the return envelope marked with the affidavit, and fold the ballot or ballots, separately, so as to conceal the markings on them, and deposit them in the envelope, and securely seal the envelope.

Sec. 8. Section 53.17, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

~~The~~ If the commissioner mailed the ballot pursuant to section 53.8, subsection 1, paragraph *"a"*, subparagraph (1), the sealed affidavit envelope containing the absentee ballot shall be enclosed in a return envelope which shall be securely sealed. If the commissioner mailed the ballot pursuant to section 53.8, subsection 1, paragraph *"a"*, subparagraph (2), the absentee ballot shall be enclosed in the return envelope which shall be securely sealed. The sealed return envelope shall be returned to the commissioner by one of the following methods:

Sec. 9. Section 53.17, subsection 2, Code 2014, is amended to read as follows:

2. In order for the ballot to be counted, the return envelope must be received in the commissioner's office before the polls close on election day or must be clearly postmarked by an officially authorized

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postal service not later than the day before the election and received by the commissioner not later than noon on the Monday following the election or must be ~~clearly postmarked by~~ received by the commissioner through an officially authorized postal service not later than 5:00 p.m. on the day ~~before~~ after the election ~~and received by the commissioner not later than noon on the Monday following the election~~.

Sec. 10. Section 53.18, subsections 2 and 3, Code 2014, are amended to read as follows:

2. If the commissioner receives the return envelope containing the completed absentee ballot by 5:00 p.m. on the Saturday before the election for general ~~and primary~~ elections and by 5:00 p.m. on the Friday before the election for all other elections, the commissioner shall review the affidavit marked on the return envelope, if applicable, for completeness or shall open the return envelope to review the affidavit for completeness. If the affidavit is incomplete, the commissioner shall, within twenty-four hours of the time the envelope was received, notify the voter of

that fact and that the voter may complete the affidavit in person at the office of the commissioner by 5:00 p.m. on the day before the election, vote a replacement ballot in the manner and within the time period provided in subsection 3, or appear at the voter's precinct polling place on election day and cast a ballot in accordance with section 53.19, subsection 3.

3. If the affidavit envelope or the return envelope marked with the affidavit contains a defect that would cause the absentee ballot to be rejected by the absentee and special voters precinct board, the commissioner shall immediately notify the voter of that fact and that the voter's absentee ballot shall not be counted unless the voter requests and returns a replacement ballot in the time permitted under section 53.17, subsection 2. The voter may request a replacement ballot in person, in writing, or over the telephone. The same serial number that was assigned to the records of the original absentee ballot application shall be used on the envelope and records of the replacement ballot. The ~~affidavit~~ envelope marked with the affidavit and containing the completed replacement ballot shall be marked "Replacement ballot". The ~~affidavit~~ envelope marked with the affidavit and containing the original ballot shall be marked "Defective" and the replacement ballot shall be attached to ~~the affidavit~~ such envelope containing the original ballot and shall be stored in a secure place until they are delivered to the absentee and special

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voters precinct board, notwithstanding sections 53.26 and 53.27.

Sec. 11. Section 53.21, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The voter shall enclose one copy of the above statement in the return envelope along with the affidavit envelope, if the voter was mailed a separate affidavit envelope, and shall retain a copy for the voter's records.

Sec. 12. Section 53.23, subsection 3, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) The commissioner may direct the board to meet on the day before the election for the purpose of reviewing the absentee voters' affidavits appearing on the sealed ~~affidavit~~ envelopes. If in the commissioner's judgment this procedure is necessary due to the number of absentee ballots received, the members of the board may open the sealed affidavit envelopes and remove the secrecy envelope containing

the ballot, but under no circumstances shall a secrecy envelope or a return envelope marked with an affidavit be opened before the board convenes on election day, except as provided in paragraph *"c"*. If the affidavit envelopes are opened before election day pursuant to this paragraph *"b"*, two observers, one appointed by each of the two political parties referred to in section 49.13, subsection 2, shall witness the proceedings. The observers shall be appointed by the county chairperson or, if the county chairperson fails to make an appointment, by the state chairperson. However, if either or both political parties fail to appoint an observer, the commissioner may continue with the proceedings.

Sec. 13. Section 53.23, subsection 5, Code 2014, is amended to read as follows:

5. The special precinct election board shall preserve the secrecy of all absentee and provisional ballots. After the affidavits on the envelopes have been reviewed and the qualifications of the persons casting the ballots have been determined, those that have been accepted for counting shall be opened. The ballots shall be removed from the affidavit envelopes or return envelopes marked with the affidavit, as applicable, without being unfolded or examined, and then shall be thoroughly intermingled, after which they shall be unfolded and tabulated. If secrecy folders or envelopes are used with provisional paper ballots, the ballots shall be removed from the secrecy folders after the ballots have been intermingled.

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Sec. 14. Section 53.25, Code 2014, is amended to read as follows:

53.25 Rejecting ballot.

1. If the absentee voter's affidavit lacks the voter's signature, if the applicant is not a duly registered voter on election day in the precinct where the absentee ballot was cast, if the ~~affidavit~~ envelope marked with the affidavit contains more than one ballot of any one kind, or if the voter has voted in person, such vote shall be rejected by the absentee and special voters precinct board. If the affidavit envelope or return envelope marked with the affidavit is open, or has been opened and resealed, or if the ballot is not enclosed in ~~the affidavit~~ such envelope, and an affidavit envelope or return envelope marked with the affidavit with the same serial number and marked "Replacement ballot" is not attached as provided in section 53.18, the vote shall be rejected by the absentee and special voters precinct board.

2. If the absentee ballot is rejected prior to the opening of the affidavit envelope or return envelope marked with the affidavit, the voter casting the ballot shall be notified by a precinct election official by the time the canvass is completed of the reason for the rejection on a form prescribed by the state commissioner of elections.

Sec. 15. Section 53.27, Code 2014, is amended to read as follows:

53.27 Rejection of ballot —— return of envelope.

If the ballot is rejected, the ~~affidavit~~ envelope~~,~~ marked with the affidavit ~~of~~, with the ~~voter endorsed~~ voter's endorsement thereon, shall be returned with the rejected ballot in the envelope endorsed "Defective ballots".

Sec. 16. Section 53.30, Code 2014, is amended to read as follows:

53.30 Ballots, ballot envelopes, and other information preserved.

At the conclusion of each meeting of the absentee and special voter's precinct board, the board shall securely seal all ballots counted by them in the manner prescribed in section 50.12. The ballot envelopes, including the affidavit envelope ~~having the registered voter's affidavit on it~~ if an affidavit envelope was provided, the return envelope, and secrecy envelope bearing the signatures of precinct election officials, as required by section 53.23, shall be preserved. All applications for absentee ballots, ballots rejected without being opened, absentee ballot logs, and any other documents pertaining to the absentee ballot

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process shall be preserved until such time as the documents may be destroyed pursuant to section 50.19.

Sec. 17. Section 53.32, Code 2014, is amended to read as follows:

53.32 Ballot of deceased voter.

When it shall be made to appear by due proof to the precinct election officials that any elector, who has so marked and forwarded a ballot, has died before the ~~affidavit~~ envelope marked with the affidavit is opened, then the ballot of such deceased voter shall be endorsed, "Rejected because voter is dead", and be returned to the commissioner~~; but the~~. The casting of the ballot of a deceased voter shall not invalidate the election.

Sec. 18. Section 53.38, Code 2014, is amended to read as follows:

53.38 What constitutes registration.

Whenever a ballot is requested pursuant to section

53.39 or 53.45 on behalf of a voter in the armed forces of the United States, the affidavit upon the ~~affidavit~~ envelope marked with the affidavit of such voter, if the voter is found to be an eligible elector of the county to which the ballot is submitted, shall constitute a sufficient registration under chapter 48A. A completed federal postcard registration and federal absentee ballot request form submitted by such eligible elector shall also constitute a sufficient registration under chapter 48A. The commissioner shall place the voter's name on the registration record as a registered voter if it does not already appear there. The identification requirements of section 48A.8 and the verification requirements of section 48A.25A do not apply to persons who register to vote under this division.

Sec. 19. Section 53.40, subsection 3, Code 2014, is amended to read as follows:

3. If the affidavit on the ~~affidavit~~ envelope marked with the affidavit shows that the affiant is not a qualified voter on the day of the election at which the ballot is offered for voting, the envelope shall not be opened, but the envelope and ballot contained in the envelope shall be preserved and returned by the precinct election officials to the commissioner, who shall preserve them for the period of time and under the conditions provided for in sections 50.12, 50.13, 50.15, and 50.19.

Sec. 20. Section 53.44, Code 2014, is amended to read as follows:

53.44 Affidavit to be signed and returned.

1. The affidavit on the ~~affidavit~~ envelope marked

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with the affidavit used in connection with voting by absentee ballot under this division by members of the armed forces of the United States need not be notarized or witnessed, but the affidavit on such envelope shall be completed and signed by the voter.

2. Absentee ballots issued under this division shall be returned in the same manner and within the same time limits specified in section 53.17.

Sec. 21. REPEAL. Sections 53.13 and 53.14, Code 2014, are repealed.>

2. Title page, by striking lines 3 and 4 and inserting <to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and>

HAGENOW of Polk

H-8122

Amend Senate File 2312, as passed by the Senate, as follows:

1. Page 1, before line 1 by inserting:

Section 1. Section 499A.1, subsection 1, Code 2014, is amended to read as follows:

1. Any two or more persons of full age, a majority of whom are citizens of the state, may organize themselves for the following or similar purposes: Ownership of residential, business property on a cooperative basis. A corporation <u>or limited liability company</u> is a person within the meaning of this chapter. The organizers shall adopt, and sign and acknowledge the articles of incorporation, stating the name by which the cooperative shall be known, the location of its principal place of business, its business or objects, the number of directors to conduct the cooperative's business or objects, the names of the directors for the first year, the time of the cooperative's annual meeting, the time of the annual meeting of its directors, and the manner in which the articles may be amended. The articles of incorporation shall be filed with the secretary of state who shall, if the secretary approves the articles, endorse the secretary of state's approval on the articles, record the articles, and forward the articles to the county recorder of the county where the principal place of business is to be located, and there the articles shall be recorded, and upon recording be returned to the cooperative. The articles shall not be filed by the secretary of state until a filing fee of five dollars together with a recording fee of fifty cents per page is paid, and upon the payment of the fees and the approval of the articles by the secretary of state, the secretary shall issue to the cooperative a certificate of incorporation as a cooperative not for pecuniary profit. The county recorder shall collect recording fees pursuant to section 331.604 for articles forwarded for recording under this section.>

2. Title page, line 4, after <regimes> by inserting <, by allowing limited liability companies to form multiple housing cooperatives,>

3. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-8123

Amend the amendment, H-8107, to House File 2361 as follows:

1. Page 1, by striking lines 3 through 14 and

4 inserting:
5 <<Sec. ___. INTERSECTION REPORT. By October
6 1, 2014, the county engineer of each county shall
7 provide a report to the department of transportation
8 identifying all locations in the county where two
9 different roads or highways having speed limits of
10 55 miles per hour or greater intersect but are not
11 controlled by an official traffic-control signal
12 or by official traffic-control devices that direct
13 traffic approaching from every direction to stop or
14 yield before entering the intersection. On or before
15 December 31, 2014, the department shall file a report
16 with the legislative services agency detailing the
17 number and locations of the intersections identified in
18 the county engineers' reports.>>

STANERSON of Linn

H-8124

1 Amend the amendment, H-8117, to Senate File 2311, as
2 passed by the Senate, as follows:
3 1. Page 2, by striking lines 28 through 40 and
4 inserting:
5 Sec. ___0. NEW SECTION. **802.2B Other sexual**
6 **offenses.**
7 1. An information or indictment for the following
8 offenses committed on or with a person who is a child
9 or is under the age of eighteen years shall be found
10 within ten years after the person upon whom the offense
11 is committed attains eighteen years of age:
12 *a.* Lascivious acts with a child in violation of
13 section 709.8.
14 *b.* Assault with intent to commit sexual abuse in
15 violation of section 709.11.
16 *c.* Indecent contact with a child in violation of
17 section 709.12.
18 *d.* Lascivious conduct with a minor in violation of
19 section 709.14.
20 *e.* Sexual misconduct with a juvenile in violation
21 of section 709.16, subsection 2.
22 *f.* Sexual exploitation of a minor in violation of
23 section 728.12.
24 2. If the person against whom the information or
25 indictment is sought is identified through the use of a
26 DNA profile for an offense described in subsection 1,
27 an information or indictment shall be found within ten
28 years after its commission, or within three years from
29 the date the person is identified by the person's DNA
30 profile, whichever is later.>
31 2. Page 3, by striking lines 3 through 6 and
32 inserting:

<___. Title page, by striking lines 1 through 4 and inserting <An Act relating to sexual and criminal offenses involving minors and others, including prostitution, pimping, and human trafficking, and including penalties.>>

HESS of Clay

H-8125

Amend the amendment, H-8117, to Senate File 2311, as passed by the Senate, as follows:

1. Page 2, by striking lines 28 through 40 and inserting:

<Sec. ___. NEW SECTION. **802.2B Other sexual offenses.**

An information or indictment for the following offenses committed on or with a person who is under the age of eighteen years shall be found within ten years after the person upon whom the offense is committed attains eighteen years of age, or if the person against whom the information or indictment is sought is identified through the use of a DNA profile, an information or indictment shall be found within three years from the date the person is identified by the person's DNA profile, whichever is later:

1. Lascivious acts with a child in violation of section 709.8.

2. Assault with intent to commit sexual abuse in violation of section 709.11.

3. Indecent contact with a child in violation of section 709.12.

4. Lascivious conduct with a minor in violation of section 709.14.

5. Sexual misconduct with a juvenile in violation of section 709.16, subsection 2.

6. Sexual exploitation of a minor in violation of section 728.12.>

2. Page 2, after line 48 by inserting:

<Sec. ___. Section 802.10, subsection 3, Code 2014, is amended to read as follows:

3. However, notwithstanding subsection 2, an indictment or information shall be found against a person within three years from the date the person is identified by the person's DNA profile. If the action involves sexual abuse~~,~~ or another sexual offense the indictment or information shall be found as provided in section 802.2 or 802.2B, if the person is identified by the person's DNA profile.>

3. Page 3, by striking lines 3 through 6 and inserting:

<___. Title page, by striking lines 1 through 4

and inserting <An Act relating to sexual and criminal offenses involving minors and others, including prostitution, pimping, and human trafficking, and including penalties.>>

HESS of Clay

H-8126

Amend the amendment, H-8114, to Senate File 366, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 12, after <data> by inserting <and information on sources of funding available for radon testing and mitigation>

WINDSCHITL of Harrison

H-8127

Amend House File 2388, as amended, passed, and reprinted by the House, as follows:

1. Page 1, line 7, after <child> by inserting <adjudicated under chapter 232 or>
2. Page 1, line 13, after <child> by inserting <adjudicated under chapter 232 or>
3. Page 1, line 17, after <**children**> by inserting <**adjudicated or**>
4. Page 1, line 20, after <~~in~~> by inserting <adjudicated under chapter 232 or>
5. Page 1, line 22, after <~~in~~> by inserting <adjudicated under chapter 232 or>
6. Page 1, line 29, after <child> by inserting <adjudicated under chapter 232 or>
7. Page 1, line 32, after <child> by inserting <adjudicated under chapter 232 or>
8. Page 2, line 11, after <child> by inserting <adjudicated under chapter 232 or>
9. Page 2, line 15, after <child> by inserting <adjudicated under chapter 232 or>
10. Page 2, line 20, after <children> by inserting <adjudicated under chapter 232 or>
11. Page 2, line 25, after <child> by inserting <adjudicated under chapter 232 or>
12. Title page, line 1, after <children> by inserting <adjudicated under the juvenile justice law or>

SENATE AMENDMENT

H-8128

Amend Senate File 2310, as passed by the Senate, as follows:

1. Page 1, by striking lines 7 and 8 and inserting <having reasonable cause to believe the person to be under the age of eighteen, to consume or possess on such property any alcoholic>

2. Page 1, after line 15 by inserting:

<*c.* This subsection shall not apply to any of the following:

(1) A landlord or manager of the property.

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or right.>

3. Page 3, line 1, by striking <*underage*> and inserting <*under eighteen years of age*>

4. By renumbering as necessary.

COMMITTEE ON PUBLIC SAFETY

H-8129

Amend the amendment, H-8119, to Senate File 2239, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 19, after <court.> by inserting: < *"Caretaker"* does not include a caretaker as defined in section 235E.1.>

BALTIMORE of Boone

H-8130

Amend House File 514, as passed by the House, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 631.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 9. The district court sitting in small claims has concurrent jurisdiction of an action to determine ownership of goods under section 714.28 relating to claims against purchased or pledged goods held by pawnbrokers, regardless of the value of the items in dispute.

Sec. 2. NEW SECTION. **714.28 Claims against purchased or pledged goods held by pawnbrokers.**

1. As used in this section, unless the context otherwise requires:

a. "Claimant" means a person who claims that the

18 person's property was misappropriated.
19 *b. "Conveying customer"* means a person who delivers
20 property into the custody of a pawnbroker, either by
21 pawn, sale, consignment, or trade.
22 *c. "Misappropriated"* means stolen, embezzled,
23 converted, or otherwise wrongfully appropriated against
24 the will of the rightful owner.
25 2. To obtain possession of purchased or pledged
26 goods held by a pawnbroker which a claimant claims to
27 have been misappropriated, the claimant must notify
28 the pawnbroker by certified mail, return receipt
29 requested, or in person evidenced by signed receipt,
30 of the claimant's claim to the purchased or pledged
31 goods. The notice must contain a complete and accurate
32 description of the purchased or pledged goods and must
33 be accompanied by a legible copy of the applicable
34 law enforcement agency's report documenting the
35 misappropriation of the property. If the claimant and
36 the pawnbroker do not resolve the right to possession
37 within ten days after the pawnbroker's receipt of the
38 notice, the claimant may petition the district court
39 sitting in small claims to order the return of the
40 property, naming the pawnbroker as a defendant, and
41 shall serve the pawnbroker with a copy of the petition.
42 The pawnbroker shall hold the property described in the
43 petition until the right to possession is resolved by
44 the parties or by the court.
45 3. If, after notice and a hearing, the court finds
46 that the property was misappropriated and orders the
47 return of the property to the claimant, both of the
48 following shall apply:
49 *a.* The claimant may recover from the pawnbroker the
50 costs of the action.

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1 *b.* If the conveying customer was convicted in a
2 separate criminal proceeding of theft or dealing in
3 stolen property involving the misappropriated property,
4 the court shall order the conveying customer to repay
5 the pawnbroker the full amount that the conveying
6 customer received from the pawnbroker for the property,
7 plus all applicable pawn service charges. As used
8 in this paragraph, *"convicted"* includes a plea of
9 no contest to the charges or any agreement in which
10 adjudication is withheld.
11 4. If the court finds that the claimant failed
12 to comply with the requirements of this section or
13 otherwise finds against the claimant, the claimant
14 shall be liable for the defendant's costs.>
15 2. Title page, by striking lines 1 through 3 and
16 inserting <An Act specifying procedures for resolving

17 claims against purchased or pledged goods held by
18 pawnbrokers.>

SENATE AMENDMENT

H-8131

1 Amend House File 475, as passed by the House, as
2 follows:
3 1. Page 1, line 1, by striking <2013> and inserting
4 <2014>
5 2. Page 1, by striking lines 12 through 24 and
6 inserting:
7 <1. A peace officer may make a written application
8 to a magistrate for the issuance of a search warrant
9 to authorize the placement, tracking, monitoring, or
10 removal of a global positioning device, supported by
11 a peace officer's oath or affirmation, which includes
12 facts, information, and circumstances tending to
13 establish sufficient grounds for granting the peace
14 officer's application, and probable cause for believing
15 the grounds exist.
16 2. The application shall describe the person,
17 place, or thing to be tracked or monitored by a
18 global positioning device, or the removal of such a
19 device from a person, place, or thing with sufficient
20 specificity to enable an independent reasonable person
21 with reasonable effort to ascertain and identify the
22 person, place, or thing. If the magistrate issues the
23 search warrant, the magistrate shall endorse on the
24 application the name and address of all persons upon
25 whose sworn testimony the magistrate relied to issue
26 the warrant together with the abstract of each witness'
27 testimony, or the witness' affidavit. However, if the
28 grounds for issuance are supplied by an informant, the
29 magistrate shall identify only the peace officer to
30 whom the information was given. The application or
31 sworn testimony supplied in support of the application
32 must establish the credibility of the informant or the
33 credibility of the information given by the informant.
34 The magistrate may in the magistrate's discretion
35 require that a witness upon whom the applicant relies
36 for the information appear personally and be examined
37 concerning the information.
38 3. Upon a finding of probable cause to issue such a
39 warrant, the magistrate shall issue a warrant, signed
40 by the magistrate with the magistrate's name of office,
41 directed to any peace officer, commanding that the
42 peace officer place, track, monitor, or remove the
43 global positioning device.>

SENATE AMENDMENT

H-8132

Amend the amendment, H-8116, to Senate File 2301, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, after line 3 by inserting:

<___. Page 10, after line 3 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>>

2. Page 1, after line 5 by inserting:

<___. Title page, line 5, after <voters> by inserting <, and including effective date provisions>>

3. By renumbering as necessary.

HAGENOW of Polk

H-8133

Amend Senate File 2310, as passed by the Senate, as follows:

1. Page 1, after line 15 by inserting:

<*c*. The provisions of this subsection shall be implemented uniformly throughout the state. The provisions of this subsection shall preempt any local county or city ordinance regarding a person who is the owner or lessee of, or who otherwise has control over, property that is not a licensed premises who knowingly permits the consumption or possession of any alcoholic liquor, wine, or beer by a person under legal age. In addition, a county or city shall not adopt or continue in effect an ordinance regarding a person who is the owner or lessee of, or who otherwise has control over, property that is not a licensed premises who knowingly permits the consumption or possession of any alcoholic liquor, wine, or beer by a person under legal age.>

2. By renumbering as necessary.

BAUDLER of Adair

H-8134

Amend Senate File 2211, as passed by the Senate, as follows:

1. Page 1, line 8, by striking <but whose> and inserting <whether or not the>

2. Page 1, line 11, by striking <insanity. *"Conviction"*> and inserting <insanity. *"Convicted"*>

HEARTSILL of Marion

H-8135

Amend the amendment, H-8117, to Senate File 2311, as passed by the Senate, as follows:

1. Page 2, line 27, after <felony.> by inserting <It shall be an affirmative defense to a prosecution of a person under the age of twenty-one for a violation of this section that the person was allowed, permitted, or encouraged by an adult having influence or control of the person to engage in acts prohibited pursuant to section 725.1, subsection 1, while the person was under the age of eighteen.>

DAWSON of Woodbury

H-8136

Amend Senate File 2118, as passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 236.3, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0g*. Name or description of any property of sentimental or emotional significance which may cause the victim to stay in the abusive relationship and which is owned, possessed, leased, kept, or held by the petitioner, respondent, or minor child of the petitioner or respondent that may be affected by the controversy.

Sec. 2. Section 236.4, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 3A. The court may include in the temporary order issued pursuant to this section a grant to the petitioner of the exclusive care, possession, or control of any property of sentimental or emotional significance which may cause the victim to stay in the abusive relationship and which is owned, possessed, leased, kept, or held by the petitioner, respondent, or minor child of the petitioner or respondent that may be affected by the controversy. The court may forbid the respondent from taking, transferring, encumbering, concealing, attacking, striking, harming, or otherwise disposing of the property.

Sec. 3. Section 236.4, subsection 4, Code 2014, is amended to read as follows:

4. If a hearing is continued, the court may make or extend any temporary order under subsection 2, ~~or~~ 3, or 3A that it deems necessary.

Sec. 4. Section 236.5, subsection 1, paragraph b, Code 2014, is amended by adding the following new subparagraph:

36 NEW SUBPARAGRAPH. (7) A grant to the petitioner
37 of the exclusive care, possession, or control of any
38 property of sentimental or emotional significance
39 which may cause the victim to stay in the abusive
40 relationship and which is owned, possessed, leased,
41 kept, or held by the petitioner, respondent, or minor
42 child of the petitioner or respondent that may be
43 affected by the controversy.>
44 2. Title page, by striking lines 1 through 4 and
45 inserting <An Act relating to domestic abuse protective
46 orders and property of sentimental or emotional
47 significance owned or held by a petitioner, respondent,
48 or minor child of the petitioner or respondent in a
49 domestic abuse case.>

ALONS of Sioux
SHAW of Pocahontas
HUSEMAN of Cherokee
BACON of Story
VANDER LINDEN of Mahaska
BALTIMORE of Boone
WATTS of Dallas
SHEETS of Appanoose
DOLECHECK of Ringgold
SCHULTZ of Crawford
KLEIN of Washington
KAUFMANN of Cedar

H-8137

1 Amend Senate File 303, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I
6 RETIREMENT PAY TAX EXEMPTION
7 Section 1. Section 422.5, subsection 3, paragraph
8 a, Code 2014, is amended to read as follows:
9 *a.* The tax shall not be imposed on a resident or
10 nonresident whose net income, as defined in section
11 422.7, is thirteen thousand five hundred dollars or
12 less in the case of married persons filing jointly
13 or filing separately on a combined return, heads of
14 household, and surviving spouses or nine thousand
15 dollars or less in the case of all other persons;
16 but in the event that the payment of tax under this
17 division would reduce the net income to less than
18 thirteen thousand five hundred dollars or nine thousand
19 dollars as applicable, then the tax shall be reduced to
20 that amount which would result in allowing the taxpayer
21 to retain a net income of thirteen thousand five
22 hundred dollars or nine thousand dollars as applicable.
23 The preceding sentence does not apply to estates or
24 trusts. For the purpose of this subsection, the entire
25 net income, including any part of the net income not
26 allocated to Iowa, shall be taken into account. For
27 purposes of this subsection, net income includes all
28 amounts of pensions or other retirement income, except

29 for military retirement pay excluded under section
30 422.7, subsection 31A, paragraph *"a"*, or section
31 422.7, subsection 31B, paragraph *"a"*, received from any
32 source which is not taxable under this division as a
33 result of the government pension exclusions in section
34 422.7, or any other state law. If the combined net
35 income of a husband and wife exceeds thirteen thousand
36 five hundred dollars, neither of them shall receive
37 the benefit of this subsection, and it is immaterial
38 whether they file a joint return or separate returns.
39 However, if a husband and wife file separate returns
40 and have a combined net income of thirteen thousand
41 five hundred dollars or less, neither spouse shall
42 receive the benefit of this paragraph, if one spouse
43 has a net operating loss and elects to carry back or
44 carry forward the loss as provided in section 422.9,
45 subsection 3. A person who is claimed as a dependent
46 by another person as defined in section 422.12 shall
47 not receive the benefit of this subsection if the
48 person claiming the dependent has net income exceeding
49 thirteen thousand five hundred dollars or nine thousand
50 dollars as applicable or the person claiming the

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1 dependent and the person's spouse have combined net
2 income exceeding thirteen thousand five hundred dollars
3 or nine thousand dollars as applicable.
4 Sec. 2. Section 422.5, subsection 3B, paragraph a,
5 Code 2014, is amended to read as follows:
6 *a.* The tax shall not be imposed on a resident or
7 nonresident who is at least sixty-five years old on
8 December 31 of the tax year and whose net income,
9 as defined in section 422.7, is thirty-two thousand
10 dollars or less in the case of married persons
11 filing jointly or filing separately on a combined
12 return, heads of household, and surviving spouses or
13 twenty-four thousand dollars or less in the case of all
14 other persons; but in the event that the payment of
15 tax under this division would reduce the net income to
16 less than thirty-two thousand dollars or twenty-four
17 thousand dollars as applicable, then the tax shall be
18 reduced to that amount which would result in allowing
19 the taxpayer to retain a net income of thirty-two
20 thousand dollars or twenty-four thousand dollars as
21 applicable. The preceding sentence does not apply to
22 estates or trusts. For the purpose of this subsection,
23 the entire net income, including any part of the net
24 income not allocated to Iowa, shall be taken into
25 account. For purposes of this subsection, net income
26 includes all amounts of pensions or other retirement
27 income, except for military retirement pay excluded

28 under section 422.7, subsection 31A, paragraph *"a"*,
29 or section 422.7, subsection 31B, paragraph *"a"*,
30 received from any source which is not taxable under
31 this division as a result of the government pension
32 exclusions in section 422.7, or any other state law.
33 If the combined net income of a husband and wife
34 exceeds thirty-two thousand dollars, neither of them
35 shall receive the benefit of this subsection, and it
36 is immaterial whether they file a joint return or
37 separate returns. However, if a husband and wife file
38 separate returns and have a combined net income of
39 thirty-two thousand dollars or less, neither spouse
40 shall receive the benefit of this paragraph, if one
41 spouse has a net operating loss and elects to carry
42 back or carry forward the loss as provided in section
43 422.9, subsection 3. A person who is claimed as a
44 dependent by another person as defined in section
45 422.12 shall not receive the benefit of this subsection
46 if the person claiming the dependent has net income
47 exceeding thirty-two thousand dollars or twenty-four
48 thousand dollars as applicable or the person claiming
49 the dependent and the person's spouse have combined
50 net income exceeding thirty-two thousand dollars or

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1 twenty-four thousand dollars as applicable.
2 Sec. 3. Section 422.7, Code 2014, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 31A. *a.* Subtract, to the extent
5 included, retirement pay received by a taxpayer from
6 the federal government for military service performed
7 in the armed forces, the armed forces military reserve,
8 or national guard.
9 *b.* The exclusion of retirement pay under this
10 subsection is in addition to any exclusion provided
11 under subsection 31.
12 Sec. 4. Section 422.7, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 31B. *a.* Subtract, to the extent
15 included, amounts received as survivor benefits by a
16 taxpayer from the federal government pursuant to 10
17 U.S.C. §1447, et seq.
18 *b.* The exclusion of survivor benefits under this
19 subsection is in addition to any exclusion provided
20 under subsection 31.
21 Sec. 5. RETROACTIVE APPLICABILITY. This division
22 of this Act applies retroactively to January 1, 2014,
23 for tax years beginning on or after that date.
24 DIVISION II
25 PROPERTY OF ASSOCIATIONS OF WAR VETERANS
26 Sec. 6. Section 427.1, subsection 5, Code 2014, is

amended to read as follows:

5. *Property of associations of war veterans.*

a. The property of any organization composed wholly of veterans of any war, when such property is, except as otherwise provided in this subsection or subsection 14, devoted entirely to its own use and not held for pecuniary profit.

b. The operation of bingo games on property of such organization shall not adversely affect the exemption of that property under this subsection if all proceeds, in excess of expenses, are used for the legitimate purposes of the organization.

c. The occasional or irregular lease or rental of all or a portion of the property of such organization shall not adversely affect the exemption of that property under this subsection if the proceeds from such lease or rental do not exceed two hundred fifty dollars per lease or rental, and the proceeds, in excess of expenses, are used for the legitimate purposes of the organization. In addition, the occasional or irregular lease or rental shall be considered a use for the appropriate objects of the organization for purposes of subsection 14.

Sec. 7. IMPLEMENTATION OF ACT. Section 25B.7 does

not apply to this division of this Act.

Sec. 8. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 9. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2014, for assessment years beginning on or after that date.

DIVISION III

LICENSE PLATES

Sec. 10. Section 35A.11, Code 2014, is amended to read as follows:

35A.11 Veterans license fee fund.

1. A veterans license fee fund is created in the state treasury under the control of the commission. Notwithstanding section 12C.7, interest or earnings on moneys in the veterans license fee fund shall be credited to the veterans license fee fund. Moneys in the fund are appropriated to the commission to be used to fulfill the responsibilities of the commission.

2. The fund created in this section shall include the fees credited by the treasurer of state from the ~~sale~~ annual validation of the following special motor vehicle registration plates:

~~1. Veteran special plates issued pursuant to section 321.34, subsection 13, paragraph *"d"*.~~

~~2.~~ *a.* National guard special plates issued pursuant to section 321.34, subsection 16.

~~3.~~ *b.* Pearl Harbor special plates issued pursuant to section 321.34, subsection 17.

~~4.~~ *c.* Purple heart special plates issued pursuant to section 321.34, subsection 18.

~~5.~~ *d.* United States armed forces retired special plates issued pursuant to section 321.34, subsection 19.

~~6.~~ *e.* Silver star and bronze star special plates issued pursuant to section 321.34, subsection 20.

~~7.~~ *f.* Distinguished service cross, navy cross, and air force cross special plates issued pursuant to section 321.34, subsection 20A.

~~8.~~ *g.* Soldier's medal, navy and marine corps medal, and airman's medal special plates issued pursuant to section 321.34, subsection 20B.

~~9.~~ *h.* Combat infantryman badge, combat action badge, combat action ribbon, air force combat action medal, and combat medical badge plates issued pursuant to section 321.34, subsection 20C.

~~10.~~ *i.* Gold star special plates issued pursuant to section 321.34, subsection 24.

j. United States veteran special plates issued pursuant to section 321.34, subsection 27.

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Sec. 11. Section 321.34, subsection 16, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who is a member of the national guard, as defined in chapter 29A, may, upon written application to the department, order special registration plates with a national guard processed emblem with the emblem designed by the department in cooperation with the adjutant general which emblem signifies that the applicant is a member of the national guard. The application shall be approved by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated national guard plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized national guard plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in

25 the previous month for national guard plates. Special
26 registration plates with a national guard processed
27 emblem shall be surrendered, as provided in subsection
28 12, in exchange for regular registration plates upon
29 termination of the owner's membership in the active
30 national guard.
31 Sec. 12. Section 321.34, subsection 16, Code 2014,
32 is amended by adding the following new paragraph:
33 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,
34 paragraph *"a"*, an owner who is approved for special
35 registration plates under this subsection shall be
36 issued one set of special registration plates with a
37 national guard processed emblem at no charge.
38 Sec. 13. Section 321.34, subsection 17, paragraph
39 a, Code 2014, is amended to read as follows:
40 *a.* An owner referred to in subsection 12 who was at
41 Pearl Harbor, Hawaii, as a member of the armed services
42 of the United States on December 7, 1941, may, upon
43 written application to the department, order special
44 registration plates with a Pearl Harbor processed
45 emblem. The emblem shall be designed by the department
46 in consultation with service organizations. The
47 application is subject to approval by the department.
48 The special plate fees collected by the director under
49 subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and "c"~~, from
50 the ~~issuance and~~ annual validation of letter-number

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1 designated Pearl Harbor plates, and subsection 12,
2 paragraph *"c"*, from the issuance and annual validation
3 of personalized Pearl Harbor plates shall be paid
4 monthly to the treasurer of state and deposited in
5 the road use tax fund. The treasurer of state shall
6 transfer monthly from the statutory allocations fund
7 created under section 321.145, subsection 2, to the
8 veterans license fee fund created in section 35A.11 the
9 amount of the special fees collected under subsection
10 12, paragraph *"a"*, in the previous month for Pearl
11 Harbor plates.
12 Sec. 14. Section 321.34, subsection 17, Code 2014,
13 is amended by adding the following new paragraph:
14 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,
15 paragraph *"a"*, an owner who is approved for special
16 registration plates under this subsection shall be
17 issued one set of special registration plates with a
18 Pearl Harbor processed emblem at no charge.
19 Sec. 15. Section 321.34, subsection 18, paragraph
20 a, Code 2014, is amended to read as follows:
21 *a.* An owner referred to in subsection 12 who was
22 awarded a purple heart medal by the United States
23 government for wounds received in military or naval

24 combat against an armed enemy of the United States
25 may, upon written application to the department and
26 presentation of satisfactory proof of the award of the
27 purple heart medal, order special registration plates
28 with a purple heart processed emblem. The design of
29 the emblem shall include a representation of a purple
30 heart medal and ribbon. The application is subject to
31 approval by the department in consultation with the
32 adjutant general. The special plate fees collected by
33 the director under subsection 12, ~~paragraphs~~ paragraph
34 *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation
35 of letter-number designated purple heart plates, and
36 subsection 12, paragraph *"c"*, from the issuance and
37 annual validation of personalized purple heart plates
38 shall be paid monthly to the treasurer of state and
39 deposited in the road use tax fund. The treasurer
40 of state shall transfer monthly from the statutory
41 allocations fund created under section 321.145,
42 subsection 2, to the veterans license fee fund created
43 in section 35A.11 the amount of the special fees
44 collected under subsection 12, paragraph *"a"*, in the
45 previous month for purple heart plates.
46 Sec. 16. Section 321.34, subsection 18, Code 2014,
47 is amended by adding the following new paragraph:
48 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,
49 paragraph *"a"*, an owner who is approved for special
50 registration plates under this subsection shall be

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1 issued one set of special registration plates with a
2 purple heart processed emblem at no charge.
3 Sec. 17. Section 321.34, subsection 19, paragraph
4 a, Code 2014, is amended to read as follows:
5 *a.* An owner referred to in subsection 12 who is a
6 retired member of the United States armed forces may,
7 upon written application to the department and upon
8 presentation of satisfactory proof of membership, order
9 special registration plates with a United States armed
10 forces retired processed emblem. The emblem shall be
11 designed by the department in consultation with service
12 organizations. The application is subject to approval
13 by the department. For purposes of this subsection,
14 a person is considered to be retired if the person is
15 recognized by the United States armed forces as retired
16 from the United States armed forces. The special plate
17 fees collected by the director under subsection 12,
18 ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance~~
19 ~~and~~ annual validation of letter-number designated
20 armed forces retired plates, and subsection 12,
21 paragraph *"c"*, from the issuance and annual validation
22 of personalized armed forces retired plates shall be

23 paid monthly to the treasurer of state and deposited in
24 the road use tax fund. The treasurer of state shall
25 transfer monthly from the statutory allocations fund
26 created under section 321.145, subsection 2, to the
27 veterans license fee fund created in section 35A.11 the
28 amount of the special fees collected under subsection
29 12, paragraph *"a"*, in the previous month for armed
30 forces retired plates.
31 Sec. 18. Section 321.34, subsection 19, Code 2014,
32 is amended by adding the following new paragraph:
33 NEW PARAGRAPH. *0b*. Notwithstanding subsection 12,
34 paragraph *"a"*, an owner who is approved for special
35 registration plates under this subsection shall be
36 issued one set of special registration plates with an
37 armed forces retired processed emblem at no charge.
38 Sec. 19. Section 321.34, subsection 20, paragraph
39 a, Code 2014, is amended to read as follows:
40 *a*. An owner referred to in subsection 12 who
41 was awarded a silver or a bronze star by the United
42 States government, may, upon written application to
43 the department and presentation of satisfactory proof
44 of the award of the silver or bronze star, order
45 special registration plates with a silver or bronze
46 star processed emblem. The emblem shall be designed
47 by the department in consultation with the adjutant
48 general. The special plate fees collected by the
49 director under subsection 12, ~~paragraphs~~ paragraph *"a"*
50 ~~and *"c"*~~, from the ~~issuance and~~ annual validation of

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1 letter-number designated silver star and bronze star
2 plates, and subsection 12, paragraph *"c"*, from the
3 issuance and annual validation of personalized silver
4 star and bronze star plates shall be paid monthly
5 to the treasurer of state and deposited in the road
6 use tax fund. The treasurer of state shall transfer
7 monthly from the statutory allocations fund created
8 under section 321.145, subsection 2, to the veterans
9 license fee fund created in section 35A.11 the amount
10 of the special fees collected under subsection 12,
11 paragraph *"a"*, in the previous month for silver star
12 and bronze star plates.
13 Sec. 20. Section 321.34, subsection 20, Code 2014,
14 is amended by adding the following new paragraph:
15 NEW PARAGRAPH. *0b*. Notwithstanding subsection 12,
16 paragraph *"a"*, an owner who is approved for special
17 registration plates under this subsection shall be
18 issued one set of special registration plates with
19 a silver star or bronze star processed emblem at no
20 charge.
21 Sec. 21. Section 321.34, subsection 20A, paragraph

a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who was awarded a distinguished service cross, a navy cross, or an air force cross by the United States government may, upon written application to the department and presentation of satisfactory proof of the award, order special registration plates with a distinguished service cross, navy cross, or air force cross processed emblem. The emblem shall be designed by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated distinguished service cross, navy cross, and air force cross plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized distinguished service cross, navy cross, and air force cross plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for distinguished service cross, navy cross, and air force cross plates.

Sec. 22. Section 321.34, subsection 20A, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,

paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with a distinguished service cross, navy cross, or air force cross processed emblem at no charge.

Sec. 23. Section 321.34, subsection 20B, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who was awarded a soldier's medal, a navy and marine corps medal, or an airman's medal by the United States government may, upon written application to the department and presentation of satisfactory proof of the award, order special registration plates with a soldier's medal, navy and marine corps medal, or airman's medal processed emblem. The emblem shall be designed by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated soldier's medal, navy and

21 marine corps medal, and airman's medal plates, and
22 subsection 12, paragraph *"c"*, from the issuance and
23 annual validation of personalized soldier's medal, navy
24 and marine corps medal, and airman's medal plates shall
25 be paid monthly to the treasurer of state and deposited
26 in the road use tax fund. The treasurer of state shall
27 transfer monthly from the statutory allocations fund
28 created under section 321.145, subsection 2, to the
29 veterans license fee fund created in section 35A.11 the
30 amount of the special fees collected under subsection
31 12, paragraph *"a"*, in the previous month for soldier's
32 medal, navy and marine corps medal, and airman's medal
33 plates.
34 Sec. 24. Section 321.34, subsection 20B, Code 2014,
35 is amended by adding the following new paragraph:
36 NEW PARAGRAPH. *0b*. Notwithstanding subsection 12,
37 paragraph *"a"*, an owner who is approved for special
38 registration plates under this subsection shall be
39 issued one set of special registration plates with
40 a soldier's medal, navy and marine corps medal, or
41 airman's medal processed emblem at no charge.
42 Sec. 25. Section 321.34, subsection 20C, paragraph
43 b, Code 2014, is amended to read as follows:
44 *b*. An owner referred to in subsection 12 who was
45 awarded a combat infantryman badge, combat action
46 badge, combat action ribbon, air force combat action
47 medal, or combat medical badge by the United States
48 government may, upon written application to the
49 department and presentation of satisfactory proof of
50 the award, order special registration plates with a

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1 combat infantryman badge, combat action badge, combat
2 action ribbon, air force combat action medal, or combat
3 medical badge processed emblem. The special plate
4 fees collected by the director under subsection 12,
5 ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~
6 annual validation of letter-number designated combat
7 infantryman badge, combat action badge, combat action
8 ribbon, air force combat action medal, and combat
9 medical badge plates, and subsection 12, paragraph
10 *"c"*, from the issuance and annual validation of
11 personalized combat infantryman badge, combat action
12 badge, combat action ribbon, air force combat action
13 medal, and combat medical badge plates shall be paid
14 monthly to the treasurer of state and deposited in
15 the road use tax fund. The treasurer of state shall
16 transfer monthly from the statutory allocations fund
17 created under section 321.145, subsection 2, to the
18 veterans license fee fund created in section 35A.11 the
19 amount of the special fees collected under subsection

20 12, paragraph *"a"*, in the previous month for combat
21 infantryman badge, combat action badge, combat action
22 ribbon, air force combat action medal, and combat
23 medical badge plates.
24 Sec. 26. Section 321.34, subsection 20C, Code 2014,
25 is amended by adding the following new paragraph:
26 NEW PARAGRAPH. *0c.* Notwithstanding subsection 12,
27 paragraph *"a"*, an owner who is approved for special
28 registration plates under this subsection shall be
29 issued one set of special registration plates with a
30 combat infantryman badge, combat action badge, combat
31 action ribbon, air force combat action medal, and
32 combat medical badge distinguishing processed emblem
33 at no charge.
34 Sec. 27. Section 321.34, subsection 24, Code 2014,
35 is amended to read as follows:
36 24. *Gold star plates.*
37 *a.* An owner referred to in subsection 12 who is
38 the surviving spouse, parent, child, or sibling of
39 a deceased member of the United States armed forces
40 who died while serving on active duty during a time
41 of military conflict or who died as a result of such
42 service may order special registration plates bearing
43 a gold star emblem upon written application to the
44 department accompanied by satisfactory supporting
45 documentation as determined by the department. The
46 gold star emblem shall be designed by the department in
47 cooperation with the commission of veterans affairs.
48 The special plate fees collected by the director under
49 subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and "c"~~, from
50 the ~~issuance and~~ annual validation of letter-number

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1 designated gold star plates, and subsection 12,
2 paragraph *"c"*, from the issuance and annual validation
3 of personalized gold star plates shall be paid monthly
4 to the treasurer of state and deposited in the road
5 use tax fund. The treasurer of state shall transfer
6 monthly from the statutory allocations fund created
7 under section 321.145, subsection 2, to the veterans
8 license fee fund created in section 35A.11 the amount
9 of the special fees collected under subsection 12,
10 paragraph *"a"*, in the previous month for gold star
11 plates.
12 *b.* Notwithstanding subsection 12, paragraph *"a"*,
13 an owner who is approved for special registration
14 plates under this subsection shall be issued one set of
15 special registration plates bearing a gold star emblem
16 at no charge.
17 Sec. 28. Section 321.34, Code 2014, is amended by
18 adding the following new subsection:

19 NEW SUBSECTION. 27. *United States veteran plates.*
20 *a.* An owner referred to in subsection 12 who served
21 in the armed forces of the United States and was
22 discharged under honorable conditions may, upon written
23 application to the department and upon presentation of
24 satisfactory proof of military service and discharge
25 under honorable conditions, order special registration
26 plates bearing a distinguishing processed emblem
27 depicting the word "veteran" below an image of the
28 American flag. The application is subject to approval
29 by the department. The special plate fees collected
30 by the director under subsection 12, paragraph *"a"*,
31 from the annual validation of letter-number designated
32 United States veteran plates, and subsection 12,
33 paragraph *"c"*, from the issuance and annual validation
34 of personalized United States veteran plates, shall be
35 paid monthly to the treasurer of state and deposited in
36 the road use tax fund. The treasurer of state shall
37 transfer monthly from the statutory allocations fund
38 created under section 321.145, subsection 2, to the
39 veterans license fee fund created in section 35A.11 the
40 amount of the special fees collected under subsection
41 12, paragraph *"a"*, in the previous month for United
42 States veteran plates.
43 *b.* Notwithstanding subsection 12, paragraph *"a"*,
44 an owner who is approved for a special registration
45 plate under this subsection shall be issued one set of
46 special registration plates bearing a distinguishing
47 processed emblem depicting the word "veteran" below an
48 image of the American flag at no charge.>
49 2. Title page, by striking lines 1 through 3 and
50 inserting <An Act relating to veterans, military

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1 service members, and certain survivor beneficiaries and
2 including effective date and retroactive applicability
3 provisions.>
4 3. By renumbering, redesignating, and correcting
5 internal references as necessary.

COMMITTEE ON WAYS AND MEANS

H-8138

1 Amend House File 2422 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 144A.7, subsection 1, paragraph
5 a, Code 2014, is amended to read as follows:
6 *a.* The attorney in fact designated to make
7 treatment decisions for the patient should such person

be diagnosed as suffering from a terminal condition, if the designation is in writing and complies with chapter 144B ~~or section 633B.1~~.

Sec. 2. Section 231E.3, subsection 15, Code 2014, is amended to read as follows:

15. *"Power of attorney"* means a durable power of attorney for health care as defined in section 144B.1 or a power of attorney ~~that becomes effective upon the disability of the principal as described in section 633B.1~~ executed pursuant to chapter 633B.

Sec. 3. NEW SECTION. **633B.101 Title.**

This chapter shall be known and may be cited as the *"Iowa Uniform Power of Attorney Act"*.

Sec. 4. NEW SECTION. **633B.102 Definitions.**

1. *"Agent"* means a person granted authority to act for a principal under a power of attorney, whether denominated an agent, attorney in fact, or otherwise. The term includes an original agent, coagent, successor agent, and a person to which an agent's authority is delegated.

2. *"Conservator"* or *"conservatorship"* means a conservator appointed or conservatorship established pursuant to sections 633.570 and 633.572 or a similar provision of the laws of another state.

3. *"Durable"*, with respect to a power of attorney, means not terminated by the principal's incapacity.

4. *"Electronic"* means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capabilities.

5. *"Good faith"* means honesty in fact.

6. *"Guardian"* or *"guardianship"* means a guardian appointed or a guardianship established pursuant to sections 633.556 and 633.560 or a similar provision of the laws of another state.

7. *"Incapacity"* means the inability of an individual to manage property or business affairs because the individual is any of the following:

a. An individual whose decision-making capacity is so impaired that the individual is unable to make, communicate, or carry out important decisions concerning the individual's financial affairs.

b. Missing.

c. Detained, including but not limited to an

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individual incarcerated in a penal system.

d. Outside the United States and unable to return.

8. *"Person"* means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government or governmental subdivision,

7 agency, or instrumentality, or any other legal or
8 commercial entity.
9 9. *"Power of attorney"* means a writing or other
10 record that grants authority to an agent to act in the
11 place of the principal, whether or not the term "power
12 of attorney" is used.
13 10. *"Presently exercisable general power of*
14 *appointment"*, with respect to property or a property
15 interest subject to a power of appointment, means
16 power exercisable at the time in question to vest
17 absolute ownership in the principal individually, the
18 principal's estate, the principal's creditors, or the
19 creditors of the principal's estate. The term includes
20 a power of appointment not exercisable until the
21 occurrence of a specified event, the satisfaction of an
22 ascertainable standard, or the passage of a specified
23 period of time only after the occurrence of the
24 specified event, the satisfaction of the ascertainable
25 standard, or the passage of the specified period of
26 time. The term does not include a power exercisable in
27 a fiduciary capacity or only by will.
28 11. *"Principal"* means an individual who grants
29 authority to an agent in a power of attorney.
30 12. *"Property"* means anything that may be the
31 subject of ownership, whether real or personal, or
32 legal or equitable, or any interest or right therein.
33 13. *"Record"* means information that is inscribed on
34 a tangible medium or that is stored in an electronic or
35 other medium and is retrievable in perceivable form.
36 14. *"Sign"* means, with present intent to
37 authenticate or adopt a record, to do any of the
38 following:
39 *a.* Execute or adopt a tangible symbol.
40 *b.* Attach to or logically associate with the record
41 an electronic sound, symbol, or process.
42 15. *"State"* means a state of the United States, the
43 District of Columbia, Puerto Rico, the United States
44 Virgin Islands, or any territory or insular possession
45 subject to the jurisdiction of the United States.
46 16. *"Stocks and bonds"* means stocks, bonds, mutual
47 funds, and all other types of securities and financial
48 instruments, whether held directly, indirectly, or in
49 any other manner. The term does not include commodity
50 futures contracts and call or put options on stocks or

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1 stock indexes.
2 Sec. 5. NEW SECTION. **633B.103 Applicability.**
3 This chapter applies to all powers of attorney
4 except for the following:
5 1. A power to the extent it is coupled with an

6 interest of the agent in the subject of the power,
7 including but not limited to a power given to or for
8 the benefit of a creditor in connection with a credit
9 transaction.
10 2. A power to make health care decisions.
11 3. A proxy or other delegation to exercise voting
12 rights or management rights with respect to an entity.
13 4. A power created on a form prescribed by a
14 government or governmental subdivision, agency, or
15 instrumentality for a governmental purpose.
16 Sec. 6. NEW SECTION. **633B.104 Durability of power**
17 **of attorney.**
18 A power of attorney created under this chapter
19 is durable unless the power of attorney expressly
20 provides that it is terminated by the incapacity of the
21 principal.
22 Sec. 7. NEW SECTION. **633B.105 Execution.**
23 A power of attorney must be signed by the principal
24 or in the principal's conscious presence by another
25 individual, other than any prospective agent, directed
26 by the principal to sign the principal's name on
27 the power of attorney. A power of attorney must be
28 acknowledged before a notary public or other individual
29 authorized by law to take acknowledgments. An agent
30 named in the power of attorney shall not notarize the
31 principal's signature. An acknowledged signature on a
32 power of attorney is presumed to be genuine.
33 Sec. 8. NEW SECTION. **633B.106 Validity.**
34 1. A power of attorney executed in this state on or
35 after July 1, 2014, is valid if the execution of the
36 power of attorney complies with section 633B.105.
37 2. A power of attorney executed in this state
38 before July 1, 2014, is valid if the execution of the
39 power of attorney complied with the law of this state
40 as it existed at the time of execution.
41 3. A power of attorney executed other than in this
42 state is valid in this state if, when the power of
43 attorney was executed, the execution complied with any
44 of the following:
45 *a.* The law of the jurisdiction that determines the
46 meaning and effect of the power of attorney pursuant
47 to section 633B.107.
48 *b.* The requirements for a military power of
49 attorney pursuant to 10 U.S.C. §1044b, as amended.
50 4. Except as otherwise provided by law, a photocopy

1 or electronically transmitted copy of an original power
2 of attorney has the same effect as the original.
3 Sec. 9. NEW SECTION. **633B.107 Meaning and effect.**
4 The meaning and effect of a power of attorney is

5 determined by the law of the jurisdiction indicated
6 in the power of attorney and, in the absence of
7 an indication of jurisdiction, by the law of the
8 jurisdiction in which the power of attorney was
9 executed.
10 Sec. 10. NEW SECTION. **633B.108 Nomination**
11 **of conservator or guardian —— relation of agent to**
12 **court-appointed fiduciary.**
13 1. Under a power of attorney, a principal may
14 nominate a conservator of the principal's estate or
15 guardian of the principal's person for consideration
16 by the court if proceedings for the principal's
17 estate or person are begun after the principal
18 executes the power of attorney. Except for good cause
19 shown or disqualification, the court shall make its
20 appointment in accordance with the principal's most
21 recent nomination. This section does not prohibit an
22 individual from executing a petition for the voluntary
23 appointment of a guardian or conservator on a standby
24 basis pursuant to sections 633.560 and 633.591.
25 2. If, after a principal executes a power of
26 attorney, a court appoints a conservator of the
27 principal's estate or other fiduciary charged with
28 the management of some or all of the principal's
29 property, the power of attorney is suspended unless
30 the power of attorney provides otherwise or unless the
31 court appointing the conservator decides the power of
32 attorney should continue. If the power of attorney
33 continues, the agent is accountable to the fiduciary as
34 well as to the principal. The power of attorney shall
35 be reinstated upon termination of the conservatorship
36 as a result of the principal regaining capacity.
37 Sec. 11. NEW SECTION. **633B.109 When power of**
38 **attorney effective.**
39 1. A power of attorney is effective when executed
40 unless the principal provides in the power of attorney
41 that it becomes effective at a future date or upon the
42 occurrence of a future event or contingency.
43 2. If a power of attorney becomes effective upon
44 the occurrence of a future event or contingency, the
45 principal, in the power of attorney, may authorize one
46 or more persons to determine in a writing or other
47 record that the event or contingency has occurred.
48 3. If a power of attorney becomes effective upon
49 the principal's incapacity and the principal has not
50 authorized a person to determine whether the principal

1 is incapacitated or the person authorized is unable
2 or unwilling to make the determination, the power of
3 attorney becomes effective upon a determination in a

4 writing or other record by the occurrence of any of the
5 following:
6 *a.* A licensed physician or licensed psychologist
7 determines that the principal is incapacitated.
8 *b.* A licensed attorney at law, a judge, or an
9 appropriate governmental official determines that the
10 principal is incapacitated.
11 4. A person authorized by the principal in the
12 power of attorney to determine that the principal is
13 incapacitated may act as the principal's personal
14 representative pursuant to the federal Health Insurance
15 Portability and Accountability Act of 1996, Pub. L. No.
16 104-191, including amendments thereto and regulations
17 promulgated thereunder, to obtain access to the
18 principal's health care information and to communicate
19 with the principal's health care provider.
20 Sec. 12. NEW SECTION. **633B.110 Termination ——**
21 **power of attorney or agent authority.**
22 1. A power of attorney terminates when any of the
23 following occur:
24 *a.* The principal dies.
25 *b.* The principal becomes incapacitated, if the
26 power of attorney is not durable.
27 *c.* The principal revokes the power of attorney.
28 *d.* The power of attorney provides that it
29 terminates.
30 *e.* The purpose of the power of attorney is
31 accomplished.
32 *f.* The principal revokes the agent's authority
33 or the agent dies, becomes incapacitated, or resigns,
34 and the power of attorney does not provide for another
35 agent to act under the power of attorney.
36 2. An agent's authority terminates when any of the
37 following occur:
38 *a.* The principal revokes the authority.
39 *b.* The agent dies, becomes incapacitated, or
40 resigns.
41 *c.* An action is filed for the dissolution or
42 annulment of the agent's marriage to the principal
43 or for their legal separation, unless the power of
44 attorney otherwise provides.
45 *d.* The power of attorney terminates.
46 3. Unless the power of attorney otherwise
47 provides, an agent's authority is exercisable until
48 the agent's authority terminates under subsection 2,
49 notwithstanding a lapse of time since the execution of
50 the power of attorney.

1 4. Termination of a power of attorney or an agent's
2 authority under this section is not effective as to the

3 agent or another person that, without actual knowledge
4 of the termination, acts in good faith under the power
5 of attorney. An act so performed, unless otherwise
6 invalid or unenforceable, binds the principal and the
7 principal's successors in interest.
8 5. Incapacity of the principal of a power of
9 attorney that is not durable does not revoke or
10 terminate the power of attorney as to an agent or
11 other person that, without actual knowledge of the
12 incapacity, acts in good faith under the power of
13 attorney. An act so performed, unless otherwise
14 invalid or unenforceable, binds the principal and the
15 principal's successors in interest.
16 6. Except as provided in section 633B.103, the
17 execution of a general or plenary power of attorney
18 revokes all general or plenary powers of attorney
19 previously executed in this state by the principal,
20 but does not revoke a power of attorney limited to a
21 specific and identifiable action or transaction, which
22 action or transaction is still capable of performance
23 but has not yet been fully accomplished by the agent.
24 Sec. 13. NEW SECTION. **633B.111 Coagents and**
25 **successor agents.**
26 1. A principal may designate two or more persons
27 to act as coagents. Unless the power of attorney
28 otherwise provides, all of the following apply to
29 actions of coagents:
30 *a.* A power held by coagents shall be exercised by
31 majority action.
32 *b.* If impasse occurs due to the failure to reach
33 a majority decision, any agent may petition the court
34 to decide the issue, or a majority of the agents may
35 consent to an alternative form of dispute resolution.
36 *c.* If one or more agents resigns or becomes unable
37 to act, the remaining coagents may act.
38 *d.* If a coagent is unavailable to perform duties
39 because of absence, illness, or other temporary
40 inability to perform, the remaining agents may exercise
41 their authority as if they were the only agents.
42 2. A principal may designate one or more successor
43 agents to act if an agent resigns, dies, becomes
44 incapacitated, is not qualified to serve, or declines
45 to serve. A principal may grant authority to designate
46 one or more successor agents to an agent or other
47 person designated by name, office, or function. Unless
48 the power of attorney otherwise provides, a successor
49 agent:
50 *a.* Has the same authority as that granted to the

1 original agent.

2 *b.* Shall not act until all predecessor agents have
3 resigned, died, become incapacitated, are no longer
4 qualified to serve, or have declined to serve.
5 3. Except as otherwise provided in the power of
6 attorney and subsection 4, an agent that does not
7 participate in or conceal a breach of fiduciary duty
8 committed by another agent, including a predecessor
9 agent, is not liable for the actions of the other
10 agent.
11 4. An agent with actual knowledge of a breach or
12 imminent breach of fiduciary duty by another agent
13 shall notify the principal and, if the principal is
14 incapacitated, take any action reasonably appropriate
15 in the circumstances to safeguard the principal's best
16 interest. An agent that fails to notify the principal
17 or take action as required by this subsection is liable
18 for the reasonably foreseeable damages that could have
19 been avoided if the agent had notified the principal
20 or taken such action.
21 Sec. 14. NEW SECTION. **633B.112 Reimbursement and**
22 **compensation of agent.**
23 Unless the power of attorney otherwise provides, an
24 agent who is an individual is entitled to reimbursement
25 of expenses reasonably incurred on behalf of the
26 principal but not to compensation. If a power of
27 attorney does provide for compensation or if the agent
28 is a bank or trust company authorized to administer
29 trusts in Iowa, the compensation must be reasonable
30 under the circumstances.
31 Sec. 15. NEW SECTION. **633B.113 Agent's acceptance.**
32 Except as otherwise provided in the power of
33 attorney, a person accepts appointment as an agent
34 under a power of attorney by exercising authority or
35 performing duties as an agent or by any other assertion
36 or conduct indicating acceptance.
37 Sec. 16. NEW SECTION. **633B.114 Agent's duties.**
38 1. Notwithstanding provisions in the power of
39 attorney, an agent that has accepted appointment shall
40 act in conformity with all of the following:
41 *a.* In accordance with the principal's reasonable
42 expectations to the extent actually known by the agent
43 and otherwise in the principal's best interest.
44 *b.* In good faith.
45 *c.* Only within the scope of authority granted in
46 the power of attorney.
47 2. Except as otherwise provided in the power of
48 attorney, an agent that has accepted appointment shall
49 do all of the following:
50 *a.* Act loyally for the principal's benefit.

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1 *b.* Act so as not to create a conflict of interest
2 that impairs the agent's ability to act impartially in
3 the principal's best interest.
4 *c.* Act with the care, competence, and diligence
5 ordinarily exercised by agents in similar
6 circumstances.
7 *d.* Keep a record of all receipts, disbursements,
8 and transactions made on behalf of the principal.
9 *e.* Cooperate with a person that has authority to
10 make health care decisions for the principal to carry
11 out the principal's reasonable expectations to the
12 extent actually known by the agent and, otherwise, act
13 in the principal's best interest.
14 *f.* Attempt to preserve the principal's estate
15 plan, to the extent actually known by the agent, if
16 preserving the plan is consistent with the principal's
17 best interest based upon all relevant factors,
18 including all of the following:
19 (1) The value and nature of the principal's
20 property.
21 (2) The principal's foreseeable obligations and
22 need for maintenance.
23 (3) Minimization of the principal's
24 taxes, including income, estate, inheritance,
25 generation-skipping transfer, and gift taxes.
26 (4) The principal's eligibility for a benefit, a
27 program, or assistance under a statute or regulation
28 or contract.
29 3. An agent that acts in good faith is not liable
30 to any beneficiary under the principal's estate plan
31 for failure to preserve the plan.
32 4. An agent that acts with care, competence, and
33 diligence for the best interest of the principal is not
34 liable solely because the agent also benefits from the
35 act or has an individual or conflicting interest in
36 relation to the property or affairs of the principal.
37 5. If an agent is selected by the principal because
38 of special skills or expertise possessed by the agent
39 or in reliance on the agent's representation that the
40 agent has special skills or expertise, the special
41 skills or expertise shall be considered in determining
42 whether the agent has acted with care, competence, and
43 diligence under the circumstances.
44 6. Absent a breach of duty to the principal, an
45 agent is not liable if the value of the principal's
46 property declines.
47 7. An agent that exercises authority to delegate to
48 another person the authority granted by the principal
49 or that engages another person on behalf of the
50 principal is not liable for an act, error of judgment,

1 or default of that person if the agent exercises care,
2 competence, and diligence in selecting and monitoring
3 the person.
4 8. Except as otherwise provided in the power
5 of attorney, an agent is not required to disclose
6 receipts, disbursements, or transactions conducted on
7 behalf of the principal unless ordered by a court or
8 requested by the principal, a guardian, a conservator,
9 another fiduciary acting for the principal, a
10 governmental agency having authority to protect
11 the welfare of the principal, or, upon the death of
12 the principal, by the personal representative or a
13 successor in interest of the principal's estate. If an
14 agent receives a request to disclose such information,
15 the agent shall comply with the request within thirty
16 days of the request or provide a writing or other
17 record substantiating why additional time is necessary.
18 Such additional time shall not exceed thirty days.
19 Sec. 17. NEW SECTION. **633B.115 Exoneration of**
20 **agent.**
21 A provision in a power of attorney relieving an
22 agent of liability for breach of duty is binding on the
23 principal and the principal's successors in interest
24 except to the extent the provision does any of the
25 following:
26 1. Relieves the agent of liability for a breach of
27 duty committed dishonestly, with an improper motive, or
28 with reckless indifference to the purposes of the power
29 of attorney or the best interest of the principal.
30 2. Was included in the power of attorney as a
31 result of an abuse of a confidential or fiduciary
32 relationship with the principal.
33 Sec. 18. NEW SECTION. **633B.116 Judicial relief.**
34 1. The following persons may petition a court to
35 construe a power of attorney or to review an agent's
36 conduct:
37 *a.* The principal or the agent.
38 *b.* A guardian, conservator, or other fiduciary
39 acting for the principal.
40 *c.* A person authorized to make health care
41 decisions for the principal.
42 *d.* The principal's spouse, parent, or descendant or
43 an individual who would qualify as a presumptive heir
44 of the principal.
45 *e.* A person named as a beneficiary to receive
46 any property, benefit, or contractual right upon
47 the principal's death or as a beneficiary of a trust
48 created by or for the principal that has a financial
49 interest in the principal's estate.
50 *f.* A governmental agency having regulatory

1 authority to protect the welfare of the principal.
2 *g.* The principal's caregiver or another person that
3 demonstrates sufficient interest in the principal's
4 welfare.
5 *h.* A person asked to accept the power of attorney.
6 *i.* A person designated by the principal in the
7 power of attorney.
8 2. Upon motion to dismiss by the principal, the
9 court shall dismiss a petition filed under this section
10 unless the court finds that the principal lacks the
11 capacity to revoke the agent's authority or the power
12 of attorney.
13 3. The costs of an action under this section shall
14 be assessed against the principal or the principal's
15 estate unless the court determines such costs and fees
16 should be assessed against the petitioner or the agent
17 for good cause shown.
18 Sec. 19. NEW SECTION. **633B.117 Agent's liability.**
19 An agent that violates this chapter is liable to the
20 principal or the principal's successors in interest for
21 the amount required to do both of the following:
22 1. Restore the value of the principal's property to
23 what it would have been had the violation not occurred.
24 2. Reimburse the principal or the principal's
25 successors in interest for attorney fees and costs paid
26 on the agent's behalf.
27 Sec. 20. NEW SECTION. **633B.118 Agent's resignation**
28 **—— notice.**
29 Unless the power of attorney provides for a
30 different method for an agent's resignation, an agent
31 may resign by giving notice to the principal and,
32 if the principal is incapacitated, to any of the
33 following:
34 1. The conservator or guardian, if a conservator or
35 guardian has been appointed for the principal, and any
36 coagent or successor agent.
37 2. If there is no conservator, guardian, or coagent
38 or successor agent, the agent may give notice to any
39 of the following:
40 *a.* The principal's caregiver.
41 *b.* Any other person reasonably believed by the
42 agent to have sufficient interest in the principal's
43 welfare.
44 *c.* A governmental agency having regulatory
45 authority to protect the welfare of the principal.
46 Sec. 21. NEW SECTION. **633B.119 Acknowledged power**
47 **of attorney —— acceptance and reliance.**
48 1. For purposes of this section and section
49 633B.120, *"acknowledged"* means purportedly verified
50 before a notary public or other individual authorized

1 by law to take acknowledgments.
2 2. A person that in good faith accepts an
3 acknowledged power of attorney without actual knowledge
4 that the signature is not genuine may rely upon the
5 presumption under section 633B.105 that the signature
6 is genuine.
7 3. A person that in good faith accepts an
8 acknowledged power of attorney without actual knowledge
9 that the power of attorney is void, invalid, or
10 terminated, that the purported agent's authority
11 is void, invalid, or terminated, or that the agent
12 is exceeding or improperly exercising the agent's
13 authority may rely upon the power of attorney as if the
14 power of attorney were genuine, valid, and still in
15 effect, the agent's authority were genuine, valid, and
16 still in effect, and the agent had not exceeded and had
17 not improperly exercised the authority.
18 4. A person that is asked to accept an acknowledged
19 power of attorney may request, and rely upon, all of
20 the following without further investigation:
21 *a.* An agent's certification under penalty of
22 perjury of any factual matter concerning the principal,
23 agent, or power of attorney in substantially the same
24 form as set out in section 633B.302.
25 *b.* An English translation of the power of attorney
26 if the power of attorney contains, in whole or in part,
27 language other than English.
28 *c.* An opinion of agent's counsel as to any matter
29 of law concerning the power of attorney if the person
30 making the request provides the reason for the request
31 in a writing or other record.
32 5. An English translation or an opinion of counsel
33 requested under this section shall be provided at the
34 principal's expense unless the request is made more
35 than seven business days after the power of attorney is
36 presented for acceptance.
37 6. For purposes of this section and section
38 633B.120, a person who conducts activities through an
39 employee is without actual knowledge of a fact relating
40 to a power of attorney, a principal, or an agent if the
41 employee conducting the transaction involving the power
42 of attorney is without actual knowledge of the fact.
43 Sec. 22. NEW SECTION. **633B.120 Refusal to accept**
44 **acknowledged power of attorney —— liability.**
45 1. Except as otherwise provided in subsection 2,
46 all of the following shall apply to a person's actions
47 regarding an acknowledged power of attorney:
48 *a.* A person shall either accept an acknowledged
49 power of attorney or request a certification, a
50 translation, or an opinion of counsel under section

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633B.119, subsection 4, no later than seven business days after presentation of the power of attorney for acceptance.

b. If a person requests a certification, a translation, or an opinion of counsel under section 633B.119, subsection 4, the person shall accept the power of attorney no later than five business days after receipt of the certification, translation, or opinion of counsel.

c. A person shall not require an additional or different form of power of attorney for authority granted in the power of attorney presented.

2. A person is not required to accept an acknowledged power of attorney if any of the following occur:

a. The person is not otherwise required to engage in a transaction with the principal in the same circumstances.

b. Engaging in a transaction with the agent or the principal in the same circumstances would be inconsistent with federal law.

c. The person has actual knowledge of the termination of the agent's authority or of the power of attorney before exercise of the power.

d. A request for a certification, a translation, or an opinion of counsel under section 633B.119, subsection 4, is refused.

e. The person in good faith believes that the power is not valid or that the agent does not have the authority to perform the act requested, whether or not a certification, a translation, or an opinion of counsel under section 633B.119, subsection 4, has been requested or provided.

f. The person makes, or has actual knowledge that another person has made, a report to the department of human services stating a good-faith belief that the principal may be subject to physical or financial abuse, neglect, exploitation, or abandonment by the agent or a person acting for or with the agent.

3. A person that refuses to accept an acknowledged power of attorney in violation of this section is subject to both of the following:

a. A court order mandating acceptance of the power of attorney.

b. Liability for damages sustained by the principal for reasonable attorney fees and costs incurred in any action or proceeding that confirms the validity of the power of attorney or mandates acceptance of the power of attorney, provided that any such action must be brought within one year of the initial request for

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1 acceptance of the power of attorney.
2 Sec. 23. NEW SECTION. **633B.121 Principles of law**
3 **and equity.**
4 Unless displaced by a provision of this chapter, the
5 principles of law and equity supplement this chapter.
6 Sec. 24. NEW SECTION. **633B.122 Laws applicable to**
7 **financial institutions and entities.**
8 This chapter does not supersede any other law
9 applicable to financial institutions or other entities,
10 and the other law controls if inconsistent with this
11 chapter.
12 Sec. 25. NEW SECTION. **633B.123 Remedies under**
13 **other law.**
14 The remedies under this chapter are not exclusive
15 and do not abrogate any right or remedy under the law
16 of this state other than this chapter.
17 Sec. 26. NEW SECTION. **633B.201 Authority ——**
18 **specific and general.**
19 1. An agent under a power of attorney may do
20 any of the following on behalf of the principal or
21 with the principal's property only if the power of
22 attorney expressly grants the agent the authority
23 and the exercise of the authority is not otherwise
24 prohibited by another agreement or instrument to which
25 the authority or property is subject:
26 *a.* Create, amend, revoke, or terminate an inter
27 vivos trust.
28 *b.* Make a gift.
29 *c.* Create or change rights of survivorship.
30 *d.* Create or change a beneficiary designation.
31 *e.* Delegate authority granted under the power of
32 attorney.
33 *f.* Waive the principal's right to be a beneficiary
34 of a joint and survivor annuity, including but not
35 limited to a survivor benefit under a retirement plan.
36 *g.* Exercise fiduciary powers that the principal has
37 authority to delegate.
38 *h.* Disclaim property, including but not limited to
39 a power of appointment.
40 2. Notwithstanding a grant of authority to do an
41 act described in subsection 1, unless the power of
42 attorney otherwise provides, an agent that is not an
43 ancestor, spouse, or descendant of the principal shall
44 not exercise authority under a power of attorney to
45 create in the agent, or in an individual to whom the
46 agent owes a legal obligation of support, an interest
47 in the principal's property, whether by gift, right of
48 survivorship, beneficiary designation, disclaimer, or
49 otherwise.
50 3. Subject to subsections 1, 2, 4, and 5, if a

power of attorney grants an agent authority to do all acts that a principal could do, the agent has the general authority described in sections 633B.204 through 633B.216.

4. Unless the power of attorney otherwise provides, a grant of authority to make a gift is subject to section 633B.217.

5. Subject to subsections 1, 2, and 4, if the subjects over which authority is granted in a power of attorney are similar or overlap, the broadest authority controls.

6. Authority granted in a power of attorney is exercisable with respect to property that the principal has when the power of attorney is executed or acquires later, whether or not the property is located in this state and whether or not the authority is exercised or the power of attorney is executed in this state.

7. An act performed by an agent pursuant to a power of attorney has the same effect and inures to the benefit of and binds the principal and the principal's successors in interest as if the principal had performed the act.

Sec. 27. NEW SECTION. **633B.202 Incorporation of authority.**

1. An agent has authority described in this chapter if the power of attorney refers to general authority with respect to the descriptive term for the subjects stated in sections 633B.204 through 633B.217 or cites the section in which the authority is described.

2. A reference in a power of attorney to general authority with respect to the descriptive term for a subject stated in sections 633B.204 through 633B.217 or a citation to a section in sections 633B.204 through 633B.217 incorporates the entire section as if it were set out in full in the power of attorney.

3. A principal may modify authority incorporated by reference.

Sec. 28. NEW SECTION. **633B.203 Construction of authority generally.**

Except as otherwise provided in the power of attorney, by executing a power of attorney that incorporates by reference a subject described in sections 633B.204 through 633B.217 or that grants an agent authority to do all acts that a principal could do pursuant to section 633B.201, subsection 3, a principal authorizes the agent, with respect to that subject, to do all of the following:

1. Demand, receive, and obtain by litigation or otherwise, money or another thing of value to which the principal is, may become, or claims to be entitled, and

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1 conserve, invest, disburse, or use anything so received
2 or obtained for the purposes intended.
3 2. Contract in any manner with any person, on terms
4 agreeable to the agent, to accomplish a purpose of a
5 transaction and perform, rescind, cancel, terminate,
6 reform, restate, release, or modify the contract or
7 another contract made by or on behalf of the principal.
8 3. Execute, acknowledge, seal, deliver, file,
9 or record any instrument or communication the agent
10 considers desirable to accomplish a purpose of a
11 transaction, including but not limited to creating
12 at any time a schedule listing some or all of the
13 principal's property and attaching the instrument of
14 communication to the power of attorney.
15 4. Initiate, participate in, submit to alternative
16 dispute resolution, settle, oppose, or propose or
17 accept a compromise with respect to a claim existing
18 in favor of or against the principal or intervene in
19 litigation relating to the claim.
20 5. Seek on the principal's behalf the assistance of
21 a court or other governmental agency to carry out an
22 act authorized in the power of attorney.
23 6. Engage, compensate, and discharge an attorney,
24 accountant, discretionary investment manager, expert
25 witness, or other advisor.
26 7. Prepare, execute, and file a record, report, or
27 other document to safeguard or promote the principal's
28 interest under a statute, rule, or regulation.
29 8. Communicate with any representative or employee
30 of a government or governmental subdivision, agency, or
31 instrumentality, on behalf of the principal.
32 9. Access communications intended for, and
33 communicate on behalf of the principal, whether by
34 mail, electronic transmission, telephone, or other
35 means.
36 10. Do any lawful act with respect to the subject
37 and all property related to the subject.
38 Sec. 29. NEW SECTION. **633B.204 Real property.**
39 Unless the power of attorney otherwise provides and
40 subject to section 633B.201, language in a power of
41 attorney granting general authority with respect to
42 real property authorizes the agent to do all of the
43 following:
44 1. Demand, buy, lease, receive, accept as a gift or
45 as security for an extension of credit, or otherwise
46 acquire or reject an interest in real property or a
47 right incident to real property.
48 2. Sell; exchange; convey with or without
49 covenants, representations, or warranties; quitclaim;
50 release; surrender; retain title for security;

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1 encumber; partition; consent to partitioning; be
2 subject to an easement or covenant; subdivide;
3 apply for zoning or other governmental permits; plat
4 or consent to platting; develop; grant an option
5 concerning; lease; sublease; contribute to an entity in
6 exchange for an interest in that entity; or otherwise
7 grant or dispose of an interest in real property or a
8 right incident to real property.
9 3. Pledge or mortgage an interest in real property
10 or right incident to real property as security to
11 borrow money or pay, renew, or extend the time of
12 payment of a debt of the principal or a debt guaranteed
13 by the principal.
14 4. Release, assign, satisfy, or enforce by
15 litigation or otherwise, a mortgage, deed of trust,
16 conditional sale contract, encumbrance, lien, or other
17 claim to real property which exists or is asserted.
18 5. Manage or conserve an interest in real property
19 or a right incident to real property owned or claimed
20 to be owned by the principal, including but not limited
21 to by doing all of the following:
22 *a.* Insuring against liability or casualty or other
23 loss.
24 *b.* Obtaining or regaining possession of or
25 protecting the interest or right by litigation or
26 otherwise.
27 *c.* Paying, assessing, compromising, or contesting
28 taxes or assessments or applying for and receiving
29 refunds in connection with them.
30 *d.* Purchasing supplies, hiring assistance or labor,
31 and making repairs or alterations to the real property.
32 6. Use, develop, alter, replace, remove, erect,
33 or install structures or other improvements upon real
34 property in or incident to which the principal has, or
35 claims to have, an interest or right.
36 7. Participate in a reorganization with respect
37 to real property or an entity that owns an interest
38 in or a right incident to real property and receive,
39 hold, and act with respect to stocks and bonds or
40 other property received in a plan of reorganization,
41 including by doing any of the following:
42 *a.* By selling or otherwise disposing of the stocks,
43 bonds, or other property.
44 *b.* By exercising or selling an option, right of
45 conversion, or similar right.
46 *c.* By exercising any voting rights in person or by
47 proxy.
48 8. Change the form of title of an interest in or
49 right incident to real property.
50 9. Dedicate to public use, with or without

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1 consideration, easements or other real property
2 in which the principal has, or claims to have, an
3 interest.
4 Sec. 30. NEW SECTION. **633B.205 Tangible personal**
5 **property.**
6 Unless the power of attorney otherwise provides and
7 subject to section 633B.201, language in a power of
8 attorney granting general authority with respect to
9 tangible personal property authorizes the agent to do
10 all of the following:
11 1. Demand, buy, receive, accept as a gift or as
12 security for an extension of credit, or otherwise
13 acquire or reject ownership or possession of tangible
14 personal property or an interest in tangible personal
15 property.
16 2. Sell; exchange; convey with or without
17 covenants, representations, or warranties; quitclaim;
18 release; surrender; create a security interest
19 in; grant options concerning; lease; sublease; or,
20 otherwise dispose of tangible personal property or an
21 interest in tangible personal property.
22 3. Grant a security interest in tangible personal
23 property or an interest in tangible personal property
24 as security to borrow money or pay, renew, or extend
25 the time of payment of a debt of the principal or a
26 debt guaranteed by the principal.
27 4. Release, assign, satisfy, or enforce by
28 litigation or otherwise, a security interest, lien, or
29 other claim on behalf of the principal, with respect to
30 tangible personal property or an interest in tangible
31 personal property.
32 5. Manage or conserve tangible personal property or
33 an interest in tangible personal property on behalf of
34 the principal, including by doing all of the following:
35 *a.* Insuring against liability or casualty or other
36 loss.
37 *b.* Obtaining or regaining possession of or
38 protecting the property or interest, by litigation or
39 otherwise.
40 *c.* Paying, assessing, compromising, or contesting
41 taxes or assessments or applying for and receiving
42 refunds in connection with taxes or assessments.
43 *d.* Moving the property from place to place.
44 *e.* Storing the property for hire or on a gratuitous
45 bailment.
46 *f.* Using and making repairs, alterations, or
47 improvements to the property.
48 6. Change the form of title of an interest in
49 tangible personal property.
50 Sec. 31. NEW SECTION. **633B.206 Stocks and bonds.**

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1 Unless the power of attorney otherwise provides and
2 subject to section 633B.201, language in a power of
3 attorney granting general authority with respect to
4 stocks and bonds authorizes the agent to do all of the
5 following:
6 1. Buy, sell, and exchange stocks and bonds.
7 2. Establish, continue, modify, or terminate an
8 account with respect to stocks and bonds.
9 3. Pledge stocks and bonds as security to borrow,
10 pay, renew, or extend the time of payment of a debt of
11 the principal.
12 4. Receive certificates and other evidence of
13 ownership with respect to stocks and bonds.
14 5. Exercise voting rights with respect to stocks
15 and bonds in person or by proxy, enter into voting
16 trusts, and consent to limitations on the right to
17 vote.
18 Sec. 32. NEW SECTION. **633B.207 Commodities and**
19 **options.**
20 Unless the power of attorney otherwise provides and
21 subject to section 633B.201, language in a power of
22 attorney granting general authority with respect to
23 commodities and options authorizes the agent to do all
24 of the following:
25 1. Buy, sell, exchange, assign, settle, and
26 exercise commodity futures contracts and call or
27 put options on stocks or stock indexes traded on a
28 regulated option exchange.
29 2. Establish, continue, modify, and terminate
30 option accounts.
31 Sec. 33. NEW SECTION. **633B.208 Banks and other**
32 **financial institutions.**
33 Unless the power of attorney otherwise provides and
34 subject to section 633B.201, language in a power of
35 attorney granting general authority with respect to
36 banks and other financial institutions authorizes the
37 agent to do all of the following:
38 1. Continue, modify, and terminate an account or
39 other banking arrangement made by or on behalf of the
40 principal.
41 2. Establish, modify, and terminate an account or
42 other banking arrangement with a bank, trust company,
43 savings and loan association, credit union, thrift
44 company, brokerage firm, or other financial institution
45 selected by the agent.
46 3. Contract for services available from a financial
47 institution, including but not limited to renting a
48 safe deposit box or space in a vault.
49 4. Withdraw, by check, order, electronic funds
50 transfer, or otherwise, money or property of the

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principal deposited with or left in the custody of a financial institution.

5. Receive statements of account, vouchers, notices, and similar documents from a financial institution and act with respect to them.

6. Enter a safe deposit box or vault and withdraw or add to the contents.

7. Borrow money and pledge as security personal property of the principal necessary to borrow money or pay, renew, or extend the time of payment of a debt of the principal or a debt guaranteed by the principal.

8. Make, assign, draw, endorse, discount, guarantee, and negotiate promissory notes, checks, drafts, and other negotiable or nonnegotiable paper of the principal or payable to the principal or the principal's order, transfer money, receive the cash or other proceeds of those transactions, and accept a draft drawn by a person upon the principal and pay the promissory note, check, draft, or other negotiable or nonnegotiable paper when due.

9. Receive for the principal and act upon a sight draft, warehouse receipt, or other document of title whether tangible or electronic, or any other negotiable or nonnegotiable instrument.

10. Apply for, receive, and use letters of credit, credit and debit cards, electronic transaction authorizations, and traveler's checks from a financial institution and give an indemnity or other agreement in connection with letters of credit.

11. Consent to an extension of the time of payment with respect to commercial paper or a financial transaction with a financial institution.

Sec. 34. NEW SECTION. **633B.209 Operation of entity or business.**

Subject to the terms of a document or an agreement governing an entity or business or an entity or business ownership interest, and subject to section 633B.201, and unless the power of attorney otherwise provides, language in a power of attorney granting general authority with respect to operation of an entity or business authorizes the agent to do all of the following:

1. Operate, buy, sell, enlarge, reduce, or terminate an ownership interest.

2. Perform a duty or discharge a liability and exercise in person or by proxy a right, power, privilege, or option that the principal has, may have, or claims to have.

3. Enforce the terms of an ownership agreement.

4. Initiate, participate in, submit to alternative

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dispute resolution, settle, oppose, or propose or accept a compromise with respect to litigation to which the principal is a party because of an ownership interest.

5. Exercise in person or by proxy or enforce by litigation or otherwise, a right, power, privilege, or option the principal has or claims to have as the holder of stocks and bonds.

6. Initiate, participate in, submit to alternative dispute resolution, settle, oppose, or propose or accept a compromise with respect to litigation to which the principal is a party concerning stocks and bonds.

7. Do all of the following with respect to an entity or business owned solely by the principal:

a. Continue, modify, renegotiate, extend, and terminate a contract made by or on behalf of the principal with respect to the entity or business before execution of the power of attorney.

b. Determine all of the following:

(1) The location of the entity or business operation.

(2) The nature and extent of the entity or business.

(3) The methods of manufacturing, selling, merchandising, financing, accounting, and advertising employed in the operation of the entity or business.

(4) The amount and types of insurance carried by the entity or business.

(5) The mode of engaging, compensating, and dealing with the employees, accountants, attorneys, or other advisors of the entity or business.

c. Change the name or form of organization under which the entity or business is operated and enter into an ownership agreement with other persons to take over all or part of the operation of the entity or business.

d. Demand and receive money due or claimed by the principal or on the principal's behalf in the operation of the entity or business and control and disburse the money in the operation of the entity or business.

8. Inject needed capital into an entity or business in which the principal has an interest.

9. Join in a plan of reorganization, consolidation, conversion, domestication, or merger of the entity or business.

10. Sell or liquidate all or part of the entity or business.

11. Establish the value of an entity or business under a buyout agreement to which the principal is a party.

12. Prepare, sign, file, and deliver reports,

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1 compilations of information, returns, or other papers
2 with respect to an entity or business and make related
3 payments.
4 13. Pay, compromise, or contest taxes, assessments,
5 fines, or penalties and perform any other act to
6 protect the principal from illegal or unnecessary
7 taxation, assessments, fines, or penalties with respect
8 to an entity or business, including but not limited to
9 attempts to recover, in any manner permitted by law,
10 money paid before or after the execution of the power
11 of attorney.
12 Sec. 35. NEW SECTION. **633B.210 Insurance and**
13 **annuities.**
14 Unless the power of attorney otherwise provides and
15 subject to section 633B.201, language in a power of
16 attorney granting general authority with respect to
17 insurance and annuities authorizes the agent to do all
18 of the following:
19 1. Continue, pay the premium or make a contribution
20 on, modify, exchange, rescind, release, or terminate
21 a contract procured by or on behalf of the principal
22 which insures or provides an annuity to either
23 the principal or another person whether or not the
24 principal is a beneficiary under the contract.
25 2. Procure new, different, and additional contracts
26 of insurance and annuities for the principal and the
27 principal's spouse, children, and other dependents, and
28 select the amount, type of insurance or annuity, and
29 mode of payment.
30 3. Pay the premium or make a contribution on,
31 modify, exchange, rescind, release, or terminate a
32 contract of insurance or annuity procured by the agent.
33 4. Apply for and receive a loan secured by a
34 contract of insurance or annuity.
35 5. Surrender and receive the cash surrender value
36 on a contract of insurance or annuity.
37 6. Exercise an election.
38 7. Exercise investment powers available under a
39 contract of insurance or annuity.
40 8. Change the manner of paying premiums on a
41 contract of insurance or annuity.
42 9. Change or convert the type of insurance or
43 annuity with respect to which the principal has or
44 claims to have authority described in this section.
45 10. Apply for and procure a benefit or assistance
46 under a statute, rule, or regulation to guarantee or
47 pay premiums of a contract of insurance on the life of
48 the principal.
49 11. Collect, sell, assign, hypothecate, borrow
50 against, or pledge the interest of the principal in a

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1 contract of insurance or annuity.
2 12. Select the form and timing of the payment of
3 proceeds from a contract of insurance or annuity.
4 13. Pay, from proceeds or otherwise, compromise
5 or contest, and apply for refunds in connection with
6 a tax or assessment levied by a taxing authority with
7 respect to a contract of insurance or annuity or its
8 proceeds or liability accruing by reason of the tax or
9 assessment.
10 Sec. 36. NEW SECTION. **633B.211 Estates, trusts,**
11 **and other beneficial interests.**
12 1. In this section, *"estate, trust, or other*
13 *beneficial interest"* means a trust, probate
14 estate, guardianship, conservatorship, escrow, or
15 custodianship, or a fund from which the principal is,
16 may become, or claims to be, entitled to a share or
17 payment.
18 2. Unless the power of attorney otherwise provides,
19 language in a power of attorney granting general
20 authority with respect to estates, trusts, and other
21 beneficial interests authorizes the agent to do all of
22 the following:
23 *a.* Accept, receive, provide a receipt for, sell,
24 assign, pledge, or exchange a share in or payment from
25 an estate, trust, or other beneficial interest.
26 *b.* Demand or obtain money or another thing of value
27 to which the principal is, may become, or claims to
28 be, entitled by reason of an estate, trust, or other
29 beneficial interest, by litigation or otherwise.
30 *c.* Exercise for the benefit of the principal a
31 presently exercisable general power of appointment held
32 by the principal.
33 *d.* Initiate, participate in, submit to alternative
34 dispute resolution, settle, oppose, or propose or
35 accept a compromise with respect to litigation to
36 ascertain the meaning, validity, or effect of a deed,
37 will, declaration of trust, or other instrument or
38 transaction affecting the interest of the principal.
39 *e.* Initiate, participate in, submit to alternative
40 dispute resolution, settle, oppose, or propose or
41 accept a compromise with respect to litigation to
42 remove, substitute, or surcharge a fiduciary.
43 *f.* Conserve, invest, disburse, or use any assets
44 received for an authorized purpose.
45 *g.* Transfer an interest of the principal in real
46 property, stocks and bonds, accounts with financial
47 institutions or securities intermediaries, insurance,
48 annuities, and other property to the trustee of a
49 revocable trust created by the principal as settlor.
50 *h.* Reject, renounce, disclaim, release, or consent

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1 to a reduction in or modification of a share in or
2 payment from an estate, trust, or other beneficial
3 interest.
4 Sec. 37. NEW SECTION. **633B.212 Claims and**
5 **litigation.**
6 Unless the power of attorney otherwise provides and
7 subject to section 633B.201, language in a power of
8 attorney granting general authority with respect to
9 claims and litigation authorizes the agent to do all
10 of the following:
11 1. Assert and maintain before a court or
12 administrative agency a claim, claim for relief,
13 cause of action, counterclaim, offset, recoupment,
14 or defense, including but not limited to an action
15 to recover property or other thing of value, recover
16 damages sustained by the principal, eliminate or
17 modify tax liability, or seek an injunction, specific
18 performance, or other relief.
19 2. Bring an action to determine adverse claims or
20 intervene or otherwise participate in litigation.
21 3. Seek an attachment, garnishment, or other
22 preliminary, provisional, or intermediate relief and
23 use an available procedure to effect or satisfy a
24 judgment, order, or decree.
25 4. Make or accept a tender, offer of judgment, or
26 admission of facts, submit a controversy on an agreed
27 statement of facts, consent to examination, and bind
28 the principal in litigation.
29 5. Submit to alternative dispute resolution, or
30 settle, propose, or accept a compromise.
31 6. Waive the issuance and service of process upon
32 the principal, accept service of process, appear for
33 the principal, designate persons upon which process
34 directed to the principal may be served, execute and
35 file or deliver stipulations on the principal's behalf,
36 verify pleadings, seek appellate review, procure and
37 give surety and indemnity bonds, contract and pay for
38 the preparation and printing of records and briefs,
39 receive, execute, and file or deliver a consent,
40 waiver, release, confession of judgment, satisfaction
41 of judgment, notice, agreement, or other instrument in
42 connection with the prosecution, settlement, or defense
43 of a claim or litigation.
44 7. Act for the principal with respect to bankruptcy
45 or insolvency, whether voluntary or involuntary,
46 concerning the principal or some other person, or
47 with respect to a reorganization, receivership, or
48 application for the appointment of a receiver or
49 trustee which affects an interest of the principal in
50 property or other thing of value.

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1 8. Pay a judgment, award, or order against the
2 principal or a settlement made in connection with a
3 claim or litigation.
4 9. Receive money or other thing of value paid in
5 settlement of or as proceeds of a claim or litigation.
6 Sec. 38. NEW SECTION. **633B.213 Personal and family**
7 **maintenance.**
8 1. Unless the power of attorney otherwise provides
9 and subject to subsection 633B.201, language in a power
10 of attorney granting general authority with respect to
11 personal and family maintenance authorizes the agent
12 to do all of the following:
13 *a.* Perform the acts necessary to maintain the
14 customary standard of living of the principal, the
15 principal's spouse, and the following individuals,
16 whether living when the power of attorney is executed
17 or later born:
18 (1) The principal's minor children.
19 (2) The principal's adult children who are pursuing
20 a postsecondary school education and are under the age
21 of twenty-five.
22 (3) The principal's parents or the parents of the
23 principal's spouse, if the principal had established a
24 pattern of such payments.
25 (4) Any other individuals legally entitled to be
26 supported by the principal.
27 *b.* Make periodic payments of child support and
28 other family maintenance required by a court or
29 governmental agency or an agreement to which the
30 principal is a party.
31 *c.* Provide living quarters for the individuals
32 described in paragraph *"a"* by any of the following:
33 (1) Purchase, lease, or other contract.
34 (2) Paying the operating costs, including but not
35 limited to interest, amortization payments, repairs,
36 improvements, and taxes, for premises owned by the
37 principal or occupied by those individuals.
38 *d.* Provide funds for shelter, clothing, food,
39 appropriate education, including postsecondary and
40 vocational education, and other current living costs
41 for the individuals described in paragraph *"a"* to
42 enable those individuals to maintain their customary
43 standard of living.
44 *e.* Pay expenses for necessary health care and
45 custodial care on behalf of the individuals described
46 in paragraph *"a"*.
47 *f.* Act as the principal's personal representative
48 pursuant to the federal Health Insurance Portability
49 and Accountability Act of 1996, Pub. L. No. 104-191,
50 including amendments thereto and regulations

1 promulgated thereunder, in making decisions related to
2 past, present, or future payments for the provision of
3 health care consented to by the principal or anyone
4 authorized under the law of this state to consent to
5 health care on behalf of the principal.
6 *g.* Continue any provision made by the principal for
7 automobiles or other means of transportation, including
8 registering, licensing, insuring, and replacing them,
9 for the individuals described in paragraph *"a"*.
10 *h.* Maintain credit and debit accounts for the
11 convenience of the individuals described in paragraph
12 *"a"* and open new accounts.
13 *i.* Continue payments or contributions incidental
14 to the membership or affiliation of the principal in a
15 religious institution, club, society, order, or other
16 organization.
17 2. Authority with respect to personal and family
18 maintenance is neither dependent upon, nor limited
19 by, authority that an agent may or may not have with
20 respect to gifts under this chapter.
21 Sec. 39. NEW SECTION. **633B.214 Benefits from**
22 **governmental programs or civil or military service.**
23 1. In this section, *"benefits from governmental*
24 *programs or civil or military service"* means any
25 benefit, program, or assistance provided under a
26 statute, rule, or regulation relating to but not
27 limited to social security, Medicare, or Medicaid.
28 2. Unless the power of attorney otherwise provides,
29 language in a power of attorney granting general
30 authority with respect to benefits from governmental
31 programs or civil or military service authorizes the
32 agent to do all of the following:
33 *a.* Execute vouchers in the name of the principal
34 for allowances and reimbursements payable by the United
35 States, a foreign government, or a state or subdivision
36 of a state to the principal, including but not limited
37 to allowances and reimbursements for transportation
38 of the individuals described in section 633B.213,
39 subsection 1, paragraph *"a"*, and for shipment of the
40 household effects of such individuals.
41 *b.* Take possession and order the removal and
42 shipment of property of the principal from a post,
43 warehouse, depot, dock, or other place of storage
44 or safekeeping, either governmental or private, and
45 execute and deliver a release, voucher, receipt, bill
46 of lading, shipping ticket, certificate, or other
47 instrument for that purpose.
48 *c.* Enroll in, apply for, select, reject, change,
49 amend, or discontinue, on the principal's behalf, a
50 benefit or program.

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1 *d.* Prepare, file, and maintain a claim of the
2 principal for a benefit or assistance, financial or
3 otherwise, to which the principal may be entitled under
4 a statute, rule, or regulation.
5 *e.* Initiate, participate in, submit to alternative
6 dispute resolution, settle, oppose, or propose
7 or accept a compromise with respect to litigation
8 concerning any benefit or assistance the principal
9 may be entitled to receive under a statute, rule, or
10 regulation.
11 *f.* Receive the financial proceeds of a claim
12 described in paragraph *"d"* and conserve, invest,
13 disburse, or use for a lawful purpose anything so
14 received.
15 Sec. 40. NEW SECTION. **633B.215 Retirement plans.**
16 1. In this section, *"retirement plan"* means a plan
17 or account created by an employer, the principal, or
18 another individual to provide retirement benefits
19 or deferred compensation in which the principal is
20 a participant, beneficiary, or owner, including but
21 not limited to a plan or account under the following
22 sections of the Internal Revenue Code:
23 *a.* An individual retirement account in accordance
24 with section 408.
25 *b.* A Roth individual retirement account established
26 under section 408A.
27 *c.* A deemed individual retirement account under
28 section 408(q).
29 *d.* An annuity or mutual fund custodial account
30 under section 403(b).
31 *e.* A pension, profit-sharing, stock bonus, or other
32 retirement plan qualified under section 401(a).
33 *f.* An eligible deferred compensation plan under
34 section 457(b).
35 *g.* A nonqualified deferred compensation plan under
36 section 409A.
37 2. Unless the power of attorney otherwise provides,
38 language in a power of attorney granting general
39 authority with respect to retirement plans authorizes
40 the agent to do all of the following:
41 *a.* Select the form and timing of payments under a
42 retirement plan and withdraw benefits from a plan.
43 *b.* Make a rollover, including a direct
44 trustee-to-trustee rollover of benefits from one
45 retirement plan to another.
46 *c.* Establish a retirement plan in the principal's
47 name.
48 *d.* Make contributions to a retirement plan.
49 *e.* Exercise investment powers available under a
50 retirement plan.

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1 *f.* Borrow from, sell assets to, or purchase assets
2 from a retirement plan.
3 Sec. 41. NEW SECTION. **633B.216 Taxes.**
4 Unless the power of attorney otherwise provides,
5 language in a power of attorney granting general
6 authority with respect to taxes authorizes the agent
7 to do all of the following:
8 1. Prepare, sign, and file federal, state, local,
9 and foreign income, gift, payroll, property, Federal
10 Insurance Contributions Act returns and other tax
11 returns, claims for refunds, requests for extension
12 of time, petitions regarding tax matters, and any
13 other tax-related documents, including receipts,
14 offers, waivers, consents, including but not limited
15 to consents and agreements under section 2032A of the
16 Internal Revenue Code, closing agreements, and any
17 power of attorney required by the Internal Revenue
18 Service or other taxing authority with respect to a tax
19 year upon which the statute of limitations has not run.
20 2. Pay taxes due, collect refunds, post bonds,
21 receive confidential information, and contest
22 deficiencies determined by the Internal Revenue Service
23 or other taxing authority.
24 3. Exercise any election available to the principal
25 under federal, state, local, or foreign tax law.
26 4. Act for the principal in all tax matters for
27 all periods before the Internal Revenue Service or any
28 other taxing authority.
29 Sec. 42. NEW SECTION. **633B.217 Gifts.**
30 1. In this section, a gift *"for the benefit of"* a
31 person includes a gift to a trust, an account under
32 a uniform transfers to minors Act, and a qualified
33 state tuition program exempt from taxation pursuant to
34 section 529 of the Internal Revenue Code.
35 2. Unless the power of attorney otherwise provides,
36 language in a power of attorney granting general
37 authority with respect to gifts authorizes the agent
38 only to do all of the following:
39 *a.* Make a gift of any of the principal's property
40 outright to, or for the benefit of, a person, including
41 but not limited to by the exercise of a presently
42 exercisable general power of appointment held by
43 the principal, in an amount per donee not to exceed
44 the annual dollar limits of the federal gift tax
45 exclusion under section 2503(b) of the Internal Revenue
46 Code without regard to whether the federal gift tax
47 exclusion applies to the gift or if the principal's
48 spouse agrees to consent to a split gift pursuant to
49 section 2513 of the Internal Revenue Code in an amount
50 per donee not to exceed twice the annual federal gift

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1 tax exclusion limit.
2 *b.* Consent to the splitting of a gift made by the
3 principal's spouse pursuant to section 2513 of the
4 Internal Revenue Code in an amount per donee not to
5 exceed the aggregate annual gift tax exclusions for
6 both spouses.
7 3. An agent may make a gift of the principal's
8 property only as the agent determines is consistent
9 with the principal's objectives if actually known by
10 the agent and, if unknown, as the agent determines is
11 consistent with the principal's best interest based on
12 all relevant factors, including but not limited to all
13 of the following:
14 *a.* The value and nature of the principal's
15 property.
16 *b.* The principal's foreseeable obligations and need
17 for maintenance.
18 *c.* The minimization of taxes, including but
19 not limited to income, estate, inheritance,
20 generation-skipping transfer, and gift taxes.
21 *d.* Eligibility for a benefit, a program, or
22 assistance under a statute, rule, or regulation.
23 *e.* The principal's personal history of making or
24 joining in making gifts.
25 Sec. 43. NEW SECTION. **633B.301 Power of attorney**
26 **—— form.**
27 A document substantially in the following form may
28 be used to create a statutory power of attorney that
29 has the meaning and effect prescribed by this chapter
30 IOWA STATUTORY POWER OF ATTORNEY FORM
31 1. POWER OF ATTORNEY
32 This power of attorney authorizes another person
33 (your agent) to make decisions concerning your property
34 for you (the principal). Your agent will be able to
35 make decisions and act with respect to your property
36 (including but not limited to your money) whether or
37 not you are able to act for yourself. The meaning
38 of authority over subjects listed on this form is
39 explained in the Iowa Uniform Power of Attorney Act,
40 Iowa Code chapter 633B.
41 This power of attorney does not authorize the agent
42 to make health care decisions for you.
43 You should select someone you trust to serve as your
44 agent. Unless you specify otherwise, generally the
45 agent's authority will continue until you die or revoke
46 the power of attorney or the agent resigns or is unable
47 to act for you.
48 Your agent is not entitled to compensation
49 unless you state otherwise in the optional Special
50 Instructions.

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1 This form provides for designation of one agent. If
2 you wish to name more than one agent, you may name a
3 coagent in the optional Special Instructions. Coagents
4 must act by majority rule unless you provide otherwise
5 in the optional Special Instructions.
6 If your agent is unable or unwilling to act for you,
7 your power of attorney will end unless you have named a
8 successor agent. You may also name a second successor
9 agent.
10 This power of attorney becomes effective immediately
11 upon signature and acknowledgment unless you state
12 otherwise in the optional Special Instructions.
13 If you have questions about this power of attorney
14 or the authority you are granting to your agent, you
15 should seek legal advice before signing this form.
16 DESIGNATION OF AGENT
17 I _____ (name of principal) name
18 the following person as my agent:
19 Name of Agent
20 _____
21 Agent's Address
22 _____
23 Agent's Telephone Number
24 _____
25 DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)
26 If my agent is unable or unwilling to act for me, I
27 name as my successor agent:
28 Name of Successor Agent
29 _____
30 Successor Agent's Address
31 _____
32 Successor Agent's Telephone Number
33 _____
34 If my successor agent is unable or unwilling to act
35 for me, I name as my second successor agent:
36 Name of Second Successor Agent
37 _____
38 Second Successor Agent's Address
39 _____
40 Second Successor Agent's Telephone Number
41 _____
42 GRANT OF GENERAL AUTHORITY
43 I grant my agent and any successor agent general
44 authority to act for me with respect to the following
45 subjects as defined in the Iowa Uniform Power of
46 Attorney Act, Iowa Code chapter 633B:
47 (Initial each subject you want to include in the
48 agent's general authority. If you wish to grant
49 general authority over all of the subjects you may

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1 initial "All Preceding Subjects" instead of initialing
2 each subject.)
3 ___ Real Property
4 ___ Tangible Personal Property
5 ___ Stocks and Bonds
6 ___ Commodities and Options
7 ___ Banks and Other Financial Institutions
8 ___ Operation of Entity or Business
9 ___ Insurance and Annuities
10 ___ Estates, Trusts, and Other Beneficial Interests
11 ___ Claims and Litigation
12 ___ Personal and Family Maintenance
13 ___ Benefits from Governmental Programs or Civil or
14 Military Service
15 ___ Retirement Plans
16 ___ Taxes
17 ___ All Preceding Subjects
18 GRANT OF SPECIFIC AUTHORITY (OPTIONAL)
19 My agent shall not do any of the following specific
20 acts for me unless I have initialed the specific
21 authority listed below:
22 (Caution: Granting any of the following will give
23 your agent the authority to take actions that could
24 significantly reduce your property or change how your
25 property is distributed at your death. Initial only
26 the specific authority you WANT to give your agent.)
27 ___ Amend, revoke, or terminate a revocable inter
28 vivos trust, if authorized by the trust.
29 ___ Agree to the amendment or termination of any
30 other inter vivos trust.
31 ___ Make a gift to an individual who is not an
32 agent, subject to the limitations of the Iowa Uniform
33 Power of Attorney Act, Iowa Code section 633B.217, and
34 any special instructions in this power of attorney.
35 Make gifts, either direct or indirect, to my agent
36 acting under this power of attorney as follows:
37 ___ Any such gift must be approved in writing by
38 _____; or
39 ___ No third party approval is needed.
40 ___ Authorize another person to exercise the
41 authority granted under this power of attorney.
42 ___ Waive the principal's right to be a beneficiary
43 of a joint and survivor annuity, including a survivor
44 benefit under a retirement plan.
45 ___ Exercise fiduciary powers that the principal has
46 authority to delegate.
47 ___ Disclaim or refuse an interest in property,
48 including a power of appointment.
49 LIMITATION ON AGENT'S AUTHORITY

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An agent that is not my ancestor, spouse, or descendant shall not use my property to benefit the agent or a person to whom the agent owes an obligation of support unless I have included that authority in the optional Special Instructions.

SPECIAL INSTRUCTIONS (OPTIONAL)

You may give special instructions on the following lines:

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____ shall have the authority to request an accounting of any agent.

EFFECTIVE DATE

This power of attorney is effective immediately upon signature and acknowledgment unless I have stated otherwise in the optional Special Instructions.

NOMINATION OF CONSERVATOR AND GUARDIAN (OPTIONAL)

If it becomes necessary for a court to appoint a conservator of my estate or guardian of my person, I nominate the following person(s) for appointment:

Name of Nominee for Conservator of My Estate

_____

Nominee's Address

_____

Nominee's Telephone Number

_____

Name of Nominee for Guardian of My Person

_____

Nominee's Address

_____

Nominee's Telephone Number

_____

RELIANCE ON THIS POWER OF ATTORNEY

Any person, including my agent, may rely upon the validity of this power of attorney or a copy of it unless that person knows it has terminated or is invalid.

SIGNATURE AND ACKNOWLEDGMENT

_____ _____

Your Signature Date

_____

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Your Name Printed
_____
_____
Your Address
_____
Your Telephone Number
State of _____
County of _____
This document was acknowledged before me on
_____ (date), by _____
(name of principal)
_____ (Seal, if
any)
Signature of Notary
My commission expires _____
This document prepared by
_____
_____

2. IMPORTANT INFORMATION FOR AGENT

AGENT'S DUTIES

When you accept the authority granted under this power of attorney, a special legal relationship is created between the principal and you. This relationship imposes upon you legal duties that continue until you resign or the power of attorney is terminated or revoked. You must do all of the following:

Do what you know the principal reasonably expects you to do with the principal's property or, if you do not know the principal's expectations, act in the principal's best interest.

Act in good faith.

Do nothing beyond the authority granted in this power of attorney.

Disclose your identity as an agent whenever you act for the principal by writing or printing the name of the principal and signing your own name as agent in the following manner:

_____ (principal's name) by
_____ (your signature) as Agent

Unless the Special Instructions in this power of attorney state otherwise, you must also do all of the following:

Act loyally for the principal's benefit.

Avoid conflicts that would impair your ability to act in the principal's best interest.

Act with care, competence, and diligence.

Keep a record of all receipts, disbursements, and transactions made on behalf of the principal.

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1 Cooperate with any person that has authority to make
2 health care decisions for the principal to do what you
3 know the principal reasonably expects or, if you do
4 not know the principal's expectations, to act in the
5 principal's best interest.
6 Attempt to preserve the principal's estate plan if
7 you know the plan and preserving the plan is consistent
8 with the principal's best interest.
9 TERMINATION OF AGENT'S AUTHORITY
10 You must stop acting on behalf of the principal
11 if you learn of any event that terminates this power
12 of attorney or your authority under this power of
13 attorney. Events that terminate a power of attorney or
14 your authority to act under a power of attorney include
15 any of the following:
16 Death of the principal.
17 The principal's revocation of the power of attorney
18 or your authority.
19 The occurrence of a termination event stated in the
20 power of attorney.
21 The purpose of the power of attorney is fully
22 accomplished.
23 If you are married to the principal, a legal action
24 is filed with a court to end your marriage, or for your
25 legal separation, unless the Special Instructions in
26 this power of attorney state that such an action will
27 not terminate your authority.
28 LIABILITY OF AGENT
29 The meaning of the authority granted to you is
30 defined in the Iowa Uniform Power of Attorney Act, Iowa
31 Code chapter 633B. If you violate the Iowa Uniform
32 Power of Attorney Act, Iowa Code chapter 633B, or act
33 outside the authority granted, you may be liable for
34 any damages caused by your violation.
35 If there is anything about this document or your
36 duties that you do not understand, you should seek
37 legal advice.
38 Sec. 44. NEW SECTION. **633B.302 Agent's**
39 **certification —— optional form.**
40 The following optional form may be used by an agent
41 to certify facts concerning a power of attorney:
42 IOWA STATUTORY POWER OF ATTORNEY AGENT'S CERTIFICATION
43 FORM
44 AGENT'S CERTIFICATION OF VALIDITY OF POWER OF ATTORNEY
45 AND AGENT'S AUTHORITY
46 State of _____
47 County of _____
48 I, _____ (name of
49 agent), certify under penalty of perjury that
50 _____ (name of principal)

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1 granted me authority as an agent or successor agent in
2 a power of attorney dated _____.
3 I further certify all of the following to my
4 knowledge:
5 The principal is alive and has not revoked the power
6 of attorney or the Power of Attorney and my authority
7 to act under the Power of Attorney have not terminated.
8 If the power of attorney was drafted to become
9 effective upon the happening of an event or
10 contingency, the event or contingency has occurred.
11 If I was named as a successor agent, the prior agent
12 is no longer able or willing to serve.
13 _____
14 _____
15 _____.
16 (Insert other relevant statements)
17 SIGNATURE AND ACKNOWLEDGMENT
18 _____ _____
19 Agent's Signature Date
20 _____
21 Agent's Name Printed
22 _____
23 _____
24 Agent's Address
25 _____
26 Agent's Telephone Number
27 This document was acknowledged before me on
28 _____ (date), by _____
29 (name of agent)
30 _____ (Seal, if
31 any)
32 Signature of Notary
33 My commission expires _____
34 This document prepared by
35 _____
36 _____
37 Sec. 45. NEW SECTION. **633B.401 Uniformity of**
38 **application and construction.**
39 In applying and construing this chapter,
40 consideration shall be given to the need to promote
41 uniformity of the law with respect to the subject
42 matter of this chapter among states that enact the
43 uniform power of attorney Act.
44 Sec. 46. NEW SECTION. **633B.402 Relation to**
45 **Electronic Signatures in Global and National Commerce**
46 **Act.**
47 This chapter modifies, limits, and supersedes the
48 federal Electronic Signatures in Global and National
49 Commerce Act, 15 U.S.C. §7001 et seq., but does not
50 modify, limit, or supersede section 101(c) of that Act,

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1 15 U.S.C. §7001(c), or authorize electronic delivery of
2 any of the notices described in section 103(b) of that
3 Act, 15 U.S.C. §7003(b).
4 Sec. 47. NEW SECTION. **633B.403 Applicability ——**
5 **powers of attorney —— agents.**
6 1. This chapter applies to a power of attorney,
7 regardless of whether the power of attorney was created
8 before, on, or after July 1, 2014.
9 2. This chapter applies to all proceedings
10 concerning a power of attorney commenced on or after
11 July 1, 2014.
12 3. This chapter applies to all proceedings
13 concerning a power of attorney commenced before July
14 1, 2014, unless the court finds that application of a
15 provision of this chapter would substantially interfere
16 with the effective conduct of the proceedings or the
17 rights of the parties or other interested persons. In
18 that case, the provision does not apply and the court
19 shall apply prior law.
20 4. *a.* This chapter applies to all acts taken by an
21 agent on or after July 1, 2014.
22 *b.* This chapter does not apply to acts taken by an
23 agent prior to July 1, 2014.
24 Sec. 48. REPEAL. Sections 633B.1 and 633B.2, Code
25 2014, are repealed.>

GUSTAFSON of Madison

H-8139

1 Amend House File 2361 as follows:
2 1. Page 26, after line 22 by inserting:
3 <DIVISION ___
4 DONATED VEHICLES —— REGISTRATION
5 Sec. ___. NEW SECTION. **321.118 Donated vehicles.**
6 The annual registration fee is ten dollars for a
7 motor vehicle transferred to a community action agency,
8 as defined in section 216A.91, or to a nonprofit entity
9 which is exempt from federal income taxation pursuant
10 to section 501(c)(3) of the Internal Revenue Code, in
11 a transaction in which no consideration is given, to
12 be reconditioned for donation to a needy individual
13 served by the community action agency or nonprofit
14 entity. Registration under this section allows the
15 vehicle to be driven only for purposes of restoration,
16 maintenance, and repair and to demonstrate the motor
17 vehicle to the eventual donee. The department shall
18 waive the certificate of title fee and surcharge
19 required under sections 321.20, 321.23, 321.46, and
20 321.52A for a motor vehicle registered under this

21 section.
22 Sec. ___. DONATED VEHICLE REGISTRATION PILOT
23 PROJECT.
24 1. The department of transportation shall conduct a
25 pilot project beginning July 1, 2014, to implement the
26 provisions of this division of this Act on a limited
27 basis. The pilot project shall involve a community
28 action agency, as defined in section 216A.91, operating
29 in Woodbury county that, pursuant to the pilot project,
30 will accept donated motor vehicles to be reconditioned
31 for donation to needy individuals, and a nonprofit
32 entity in Sioux county which is exempt from federal
33 income taxation pursuant to section 501(c)(3) of the
34 Internal Revenue Code and which, on the effective date
35 of this section, operates a vehicle donation program
36 that involves accepting donated motor vehicles to be
37 reconditioned for donation to needy individuals.
38 2. Notwithstanding any other provision, the annual
39 registration fee for a motor vehicle donated to a
40 community action agency or nonprofit entity under the
41 pilot project and registered by the community action
42 agency or nonprofit entity shall be ten dollars. The
43 registration shall allow the vehicle to be driven only
44 for purposes of restoration, maintenance, and repair
45 and to demonstrate the motor vehicle to the eventual
46 donee. The department shall waive the certificate of
47 title fee and surcharge for a vehicle being registered
48 under the project.
49 3. When a motor vehicle is transferred by the
50 community action agency or nonprofit entity to a needy

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1 individual, the transferee shall be responsible for
2 all applicable fees and surcharges associated with the
3 registration and titling of the vehicle in the name of
4 the transferee.
5 4. The department shall report to the general
6 assembly by December 31 of each year through 2016
7 concerning the pilot project. The report shall include
8 but not be limited to the number of donated motor
9 vehicles registered through the pilot project and the
10 department's findings and recommendations concerning
11 the project.
12 Sec. ___. EFFECTIVE DATE. The following provision
13 of this division of this Act takes effect July 1, 2017:
14 1. The section of this division of this Act
15 enacting section 321.118.>
16 2. By renumbering as necessary.

ALONS of Sioux
HALL of Woodbury

H-8140

Amend House File 2429 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 321J.2, subsection 3, paragraph c, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Assessment of a fine of one thousand two hundred fifty dollars. However, ~~in the discretion of the court,~~ if no personal ~~or property~~ injury has resulted from the defendant's actions, the court ~~may~~ shall waive ~~up to~~ six hundred twenty-five dollars of the fine when the defendant presents to the court ~~at the end of the minimum period of ineligibility~~ a temporary restricted license issued pursuant to section 321J.20.

Sec. 2. Section 321J.2, subsection 3, paragraph d, Code 2014, is amended by striking the paragraph.

Sec. 3. Section 321J.2, subsection 4, paragraph c, Code 2014, is amended by striking the paragraph.

Sec. 4. Section 321J.2, subsection 5, paragraph c, Code 2014, is amended by striking the paragraph.

Sec. 5. Section 321J.4, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

321J.4 Revocation of license —— ignition interlock devices —— conditional temporary restricted license.

1. *Revocation.* If a defendant is convicted of a violation of section 321J.2, the defendant's driver's license or nonresident operating privileges shall be revoked as follows:

a. First offense. If the defendant has had no previous conviction or revocation under this chapter and the defendant's driver's license or nonresident operating privilege has not been revoked under section 321J.9 or 321J.12 for the occurrence from which the arrest arose, the department shall revoke the defendant's driver's license or nonresident operating privilege for the following periods of time:

(1) Test result. One hundred eighty days if the defendant submitted to chemical testing.

(2) Refusal to submit. One year if the defendant refused to submit to chemical testing.

b. Second offense. If the defendant has had a previous conviction or revocation under this chapter and the defendant's driver's license or nonresident operating privilege has not been revoked under section 321J.9 or 321J.12 for the occurrence from which the arrest arose, the department shall revoke the defendant's driver's license or nonresident operating privilege for the following periods of time:

(1) Test result. One year if the defendant

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1 submitted to chemical testing.
2 (2) Refusal to submit. Two years if the defendant
3 refused to submit to chemical testing.
4 *c. Third or subsequent offense.* Upon a plea or
5 verdict of guilty of a third or subsequent violation
6 of section 321J.2, the department shall revoke the
7 defendant's driver's license or nonresident operating
8 privilege for a period of six years. The defendant
9 shall not be eligible for a temporary restricted
10 license for one year after the effective date of the
11 revocation.
12 *d. Offense involving personal injury.* Upon a
13 plea or verdict of guilty of a violation of section
14 321J.2 which involved a personal injury, the court
15 shall determine in open court, from consideration of
16 the information in the file and any other evidence
17 the parties may submit, whether a serious injury was
18 sustained by any person other than the defendant and,
19 if so, whether the defendant's conduct in violation
20 of section 321J.2 caused the serious injury. If
21 the court so determines, the court shall order the
22 department to revoke the defendant's driver's license
23 or nonresident operating privilege for a period of one
24 year in addition to any other period of suspension
25 or revocation. The defendant shall surrender to the
26 court any Iowa license or permit and the court shall
27 forward it to the department with a copy of the order
28 for revocation.
29 *e. Offense involving a death.* Upon a plea or
30 verdict of guilty of a violation of section 321J.2
31 which involved a death, the court shall determine in
32 open court, from consideration of the information
33 in the file and any other evidence the parties may
34 submit, whether a death occurred and, if so, whether
35 the defendant's conduct in violation of section
36 321J.2 caused the death. If the court so determines,
37 the court shall order the department to revoke the
38 defendant's driver's license or nonresident operating
39 privilege for a period of six years. The defendant
40 shall not be eligible for any temporary restricted
41 license for at least two years after the revocation.
42 The defendant shall surrender to the court any Iowa
43 license or permit and the court shall forward it to the
44 department with a copy of the order for revocation.
45 2. *Revocation or denial period.* If a license or
46 permit to operate a motor vehicle is revoked or denied
47 under this section or section 321J.9 or 321J.12, the
48 period of revocation or denial shall be the period
49 provided for such a revocation or until the defendant
50 reaches the age of eighteen whichever period is longer.

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3. *Ignition interlock device.*

a. Upon a conviction for or as a condition of a deferred judgment for a violation of section 321J.2, the court may order the defendant to install ignition interlock devices of a type approved by the commissioner of public safety on all motor vehicles owned or operated by the defendant which, without tampering or the intervention of another person, would prevent the defendant from operating the motor vehicle with an alcohol concentration greater than a level set by rule of the commissioner of public safety.

b. The commissioner of public safety shall adopt rules to approve certain ignition interlock devices and the means of installation of the devices, and shall establish the level of alcohol concentration beyond which an ignition interlock device will not allow operation of the motor vehicle in which it is installed.

c. The order to install ignition interlock devices shall remain in effect for a period of time as determined by the court which shall not exceed the maximum term of imprisonment which the court could have imposed according to the nature of the violation. While the order is in effect, the defendant shall not operate a motor vehicle which does not have an approved ignition interlock device installed. This may be in addition to any period of time the defendant is required to install and maintain an approved ignition interlock device under section 321J.17 or 321J.20.

d. If the defendant's driver's license or nonresident operating privilege has been revoked, the department shall not issue a temporary permit or a driver's license to the person without certification that approved ignition interlock devices have been installed in all motor vehicles owned or operated by the defendant while the order is in effect.

e. A defendant who fails within a reasonable time to comply with an order to install an approved ignition interlock device may be declared in contempt of court and punished accordingly.

f. A person who tampers with or circumvents an ignition interlock device installed under a court order while an order is in effect commits a serious misdemeanor.

Sec. 6. Section 321J.9, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. *First offense.* One year if the person has no previous revocation under this chapter~~; and~~.

b. *Second or subsequent offense.* Two years if the person has had a previous revocation under this

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chapter.

Sec. 7. Section 321J.9, subsection 2, Code 2014, is amended by striking the subsection.

Sec. 8. Section 321J.12, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a.First offense. One hundred eighty days if the person has had no previous revocation under this chapter.

b.Second or subsequent offense. One year if the person has had a previous revocation under this chapter.

Sec. 9. Section 321J.12, subsection 2, Code 2014, is amended by striking the subsection.

Sec. 10. Section 321J.12, subsection 5, Code 2014, is amended to read as follows:

5. Upon certification, subject to penalty of perjury, by the peace officer that there existed reasonable grounds to believe that the person had been operating a motor vehicle in violation of section 321J.2A, that there existed one or more of the necessary conditions for chemical testing described in section 321J.6, subsection 1, and that the person submitted to chemical testing and the test results indicated an alcohol concentration of .02 or more but less than .08, the department shall revoke the person's driver's license or operating privilege for ~~a period of sixty~~ the following periods of time:

a. First offense. Sixty days if the person has had no previous revocation under this chapter~~, and for a period of ninety~~.

b. Second or subsequent offense. Ninety days if the person has had a previous revocation under this chapter.

Sec. 11. Section 321J.17, subsection 1, Code 2014, is amended to read as follows:

1. If the department revokes a person's driver's license or nonresident operating privilege under this chapter, the department shall assess the person a civil penalty of two hundred dollars. The money collected by the department under this section shall be transmitted to the treasurer of state who shall deposit one-half of the money in the separate fund established in section 915.94 and one-half of the money in the general fund of the state. ~~A temporary restricted license shall not be issued unless an ignition interlock device has been installed pursuant to section 321J.4.~~ Except as provided in section 321.210B, a temporary restricted license shall not be issued or a driver's license or nonresident operating privilege reinstated until the civil penalty has been paid. A person assessed a

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1 penalty under this section may remit the civil penalty
2 along with a processing fee of five dollars to a county
3 treasurer authorized to issue driver's licenses under
4 chapter 321M, or the civil penalty may be paid directly
5 to the department.
6 Sec. 12. Section 321J.17, subsection 3, Code 2014,
7 is amended to read as follows:
8 3. *a.* The department shall also require
9 certification of installation of an ignition interlock
10 device of a type approved by the commissioner of
11 public safety on all motor vehicles owned or operated
12 by any person seeking reinstatement following a
13 ~~second or subsequent~~ revocation under section 321J.4,
14 321J.9, or 321J.12. ~~The~~ Unless a longer period of
15 time is required by statute, the requirement for the
16 installation of an approved ignition interlock device
17 shall be for ~~one year from the date of reinstatement~~
18 ~~unless a longer time period is required by statute.~~
19 ~~The one-year period a person is required to maintain~~
20 ~~an ignition interlock device under this subsection~~
21 ~~shall be reduced by any period of time the person~~
22 ~~held a valid temporary restricted license during the~~
23 ~~revocation for the occurrence from which the arrest~~
24 ~~arose. The person shall not operate any motor vehicle~~
25 ~~which is not equipped with an approved ignition~~
26 ~~interlock device during the period in which an ignition~~
27 ~~interlock device must be maintained, and the department~~
28 ~~shall not grant reinstatement unless the person~~
29 ~~certifies installation of an ignition interlock device~~
30 ~~as required in this subsection.~~ the following periods
31 of time:
32 (1) First offense. At least six months from the
33 date of reinstatement if the person has had no previous
34 revocation under this chapter, if any of the following
35 apply:
36 (a) The person submitted to testing and had an
37 alcohol concentration of .08 or more but not more than
38 .15 and an accident resulting in personal injury or
39 property damage occurred.
40 (b) The person submitted to testing and had an
41 alcohol concentration of .15 or more.
42 (c) The person refused to consent to testing in
43 accordance with section 321J.6.
44 (2) Second or subsequent offense. At least one
45 year from the date of reinstatement if the person has
46 had a previous revocation under this chapter.
47 (3) Offense involving a death. At least one year
48 from the date of reinstatement if the person is seeking
49 reinstatement following a revocation under section
50 321J.4, subsection 1, paragraph *"e"*, for an offense

1 involving a death, regardless of whether the person has
2 had a previous revocation under this chapter.
3 *b.* The period a person is required to maintain
4 an ignition interlock device under this subsection
5 shall be reduced by any period of time the person
6 held a valid temporary restricted license during the
7 revocation for the occurrence from which the arrest
8 arose, subject to any additional time required pursuant
9 to subsection 4. The person shall not operate any
10 motor vehicle which is not equipped with an approved
11 ignition interlock device during the period in which
12 an ignition interlock device must be maintained, and
13 the department shall not grant reinstatement unless the
14 person certifies installation of an ignition interlock
15 device as required in this subsection.
16 Sec. 13. Section 321J.17, Code 2014, is amended by
17 adding the following new subsection:
18 NEW SUBSECTION. 4. *a.* The department shall adopt
19 rules pursuant to chapter 17A requiring a provider
20 of an approved ignition interlock device to submit
21 electronic reports to the department regarding the
22 installation, maintenance, and use of an approved
23 ignition interlock device of a type approved by the
24 commissioner of public safety on all motor vehicles
25 owned or operated by the person seeking reinstatement
26 including instances of tampering, circumvention, or
27 removal of the ignition interlock device. The reports
28 shall include but not be limited to results indicating
29 that the ignition interlock device had detected a level
30 of alcohol concentration beyond which the ignition
31 interlock device will not allow operation of the motor
32 vehicle in which it is installed.
33 *b.* Notwithstanding the provisions of subsection 3,
34 a person seeking reinstatement following a revocation
35 under section 321J.4, 321J.9, or 321J.12 shall install
36 and maintain an approved ignition interlock device of
37 a type approved by the commissioner of public safety
38 on all motor vehicles owned or operated by the person
39 seeking reinstatement until the results reported to the
40 department pursuant to paragraph *"a"* indicate all of
41 the following:
42 (1) The person has adequately maintained and used
43 any required ignition interlock device.
44 (2) For the three-month period immediately
45 preceding the person's application to remove the
46 ignition interlock device or to remove any ignition
47 interlock device restriction on the person's driver's
48 license, the person has not had an event in which the
49 ignition interlock device detected a level of alcohol
50 concentration beyond which the ignition interlock

1 device would not allow the operation of the motor
2 vehicle in which it is installed.
3 *c.* The time periods in subsection 3 shall be
4 extended indefinitely until the person completes at
5 least a three-month period free from events in which
6 a required ignition interlock device detected a level
7 of alcohol concentration beyond which the ignition
8 interlock device would not allow the operation of the
9 motor vehicle in which it is installed.
10 *d.* For purposes of paragraphs *"b"* and *"c"*, an
11 *"event"*means an attempt to start a motor vehicle in
12 which an ignition interlock device is installed with
13 a breath alcohol concentration of .04 or above three
14 times within a fifteen-minute period.
15 Sec. 14. NEW SECTION. **321J.17A Ignition interlock**
16 **device providers —— low-income rate costs.**
17 An approved ignition interlock device provider shall
18 not charge more than two hundred fifty dollars for
19 costs associated with the installation, maintenance,
20 and removal of an approved ignition interlock device
21 for a six-month period to any of the following persons:
22 1. A person with an income equal to or less than
23 one hundred fifty percent of the federal poverty level.
24 2. A person who qualifies for programs supporting
25 low-income persons including but not limited to
26 the medical assistance program, the Iowa health and
27 wellness plan, the federal food assistance programs,
28 and any other state or federal benefit assistance
29 program administered by the department of human
30 services.
31 Sec. 15. Section 321J.20, Code 2014, is amended to
32 read as follows:
33 **321J.20 Temporary restricted license —— ignition**
34 **interlock devices.**
35 1. *a.* The department may, on application, issue
36 a temporary restricted license to a person whose
37 noncommercial driver's license is revoked under this
38 chapter allowing the person to drive ~~to and from the~~
39 ~~person's home and specified places at specified times~~
40 ~~which can be verified by the department and which~~
41 ~~are required by the person's full-time or part-time~~
42 ~~employment, continuing health care or the continuing~~
43 ~~health care of another who is dependent upon the~~
44 ~~person, continuing education while enrolled in an~~
45 ~~educational institution on a part-time or full-time~~
46 ~~basis and while pursuing a course of study leading to a~~
47 ~~diploma, degree, or other certification of successful~~
48 ~~educational completion, substance abuse treatment,~~
49 ~~court-ordered community service responsibilities, and~~
50 ~~appointments with the person's parole or probation~~

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1 ~~officer if the person's driver's license has not been~~
2 ~~revoked previously under section 321J.4, 321J.9,~~
3 ~~or 321J.12 and~~ for any lawful purpose if any of the
4 following apply:
5 (1) The person's noncommercial driver's license is
6 revoked under section 321J.4~~and the minimum period of~~
7 ~~ineligibility for issuance of a temporary restricted~~
8 ~~license has expired. This subsection shall not apply~~
9 ~~to a revocation ordered under section 321J.4 resulting~~
10 ~~from a plea or verdict of guilty of a violation~~
11 ~~of section 321J.2 that involved a death~~ except for
12 a revocation under section 321J.4, subsection 1,
13 paragraph *"c"* or *"e"*.
14 (2) The person's noncommercial driver's license is
15 revoked under section 321J.9 ~~and the person has entered~~
16 ~~a plea of guilty on a charge of a violation of section~~
17 ~~321J.2 which arose from the same set of circumstances~~
18 ~~which resulted in the person's driver's license~~
19 ~~revocation under section 321J.9 and the guilty plea~~
20 ~~is not withdrawn at the time of or after application~~
21 ~~for the temporary restricted license, and the minimum~~
22 ~~period of ineligibility for issuance of a temporary~~
23 ~~restricted license has expired~~.
24 (3) The person's noncommercial driver's license is
25 revoked under section 321J.12~~, and the minimum period~~
26 ~~of ineligibility for issuance of a temporary restricted~~
27 ~~license has expired~~.
28 ~~*b.* A temporary restricted license may be issued~~
29 ~~under this subsection if the person's noncommercial~~
30 ~~driver's license is revoked for two years under section~~
31 ~~321J.4, subsection 2, or section 321J.9, subsection 1,~~
32 ~~paragraph *"b"*, and the first three hundred sixty-five~~
33 ~~days of the revocation have expired.~~
34 ~~*c.*~~ *b.* This subsection does not apply to a person
35 whose license was revoked under section 321J.2A~~or~~
36 ~~section 321J.4, subsection 4 or 6,~~ or to a person whose
37 license is suspended or revoked for another reason.
38 ~~*d.* Following the applicable minimum period of~~
39 ~~ineligibility, a temporary restricted license under~~
40 ~~this subsection shall not be issued until the applicant~~
41 ~~installs an ignition interlock device of a type~~
42 ~~approved by the commissioner of public safety on all~~
43 ~~motor vehicles owned or operated by the applicant in~~
44 ~~accordance with section 321J.2, 321J.4, 321J.9, or~~
45 ~~321J.12. Installation of an ignition interlock device~~
46 ~~under this subsection shall be required for the period~~
47 ~~of time for which the temporary restricted license is~~
48 ~~issued and for such additional period of time following~~
49 ~~reinstatement as is required under section 321J.17,~~
50 ~~subsection 3.~~

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2. ~~a.~~ Notwithstanding section 321.560, the department may, on application, ~~and upon the expiration of the minimum period of ineligibility for a temporary restricted license provided for under section 321.560, 321J.4, 321J.9, or 321J.12,~~ issue a temporary restricted license to a person whose noncommercial driver's license has either been revoked under this chapter, or revoked or suspended under chapter 321 solely for violations of this chapter, or who has been determined to be a habitual offender under chapter 321 based solely on violations of this chapter or on violations listed in section 321.560, subsection 1, paragraph *"b"*, and who is not eligible for a temporary restricted license under subsection 1. However, the department may not issue a temporary restricted license under this subsection for a violation of section 321J.2A~~or to a person under the age of twenty-one whose license is revoked under section 321J.4, 321J.9, or 321J.12~~. A temporary restricted license issued under this subsection may allow the person to drive to and from the person's home and specified places at specified times which can be verified by the department and which are required by the person's full-time or part-time employment; continuing education while enrolled in an educational institution on a part-time or full-time basis and while pursuing a course of study leading to a diploma, degree, or other certification of successful educational completion; or substance abuse treatment.

3. The department shall not issue a temporary restricted license under this section until any applicable minimum period of ineligibility for a temporary restricted license has expired. If the applicant is under the age of twenty-one, the applicant shall not be eligible for a temporary restricted license for at least sixty days after the effective date of revocation or suspension.

~~b.~~ 4. ~~A~~ The department shall not issue a temporary restricted license ~~issued~~ under this ~~subsection shall not be issued~~ section until the applicant installs an ~~approved~~ ignition interlock device of a type approved by the commissioner of public safety on all motor vehicles owned or operated by the applicant. Installation of an ignition interlock device under this ~~subsection~~ section shall be required for the period of time for which the temporary restricted license is issued, and for such additional period of time following reinstatement as is required under section 321J.17, ~~subsection~~ subsections 3 and 4. However, a person whose driver's license or nonresident operating

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1 privilege has been revoked under section 321J.21 may
2 apply to the department for a temporary restricted
3 license without the requirement of an ignition
4 interlock device if at least twelve years have elapsed
5 since the end of the underlying revocation period for a
6 violation of section 321J.2.
7 ~~3.~~ 5. If a person required to install an ignition
8 interlock device operates a motor vehicle which does
9 not have an approved ignition interlock device or if
10 the person tampers with or circumvents an ignition
11 interlock device, in addition to other penalties
12 provided, the person's temporary restricted license
13 shall be revoked.
14 ~~4.~~ 6. A person holding a temporary restricted
15 license issued by the department under ~~this section~~
16 subsection 2 shall not operate a motor vehicle for
17 pleasure.
18 ~~5.~~ 7. A person holding a temporary restricted
19 license issued by the department under this section
20 shall not operate a commercial motor vehicle on a
21 highway if a commercial driver's license is required
22 for the person's operation of the commercial motor
23 vehicle.
24 ~~6.~~ 8. A person holding a temporary license issued
25 by the department under this ~~chapter~~ section shall ~~be~~
26 ~~prohibited from operating~~ not operate a school bus.
27 ~~7.~~ 9. Notwithstanding any provision of this
28 chapter to the contrary, the department may issue a
29 temporary restricted license to a person otherwise
30 eligible for a temporary restricted license under this
31 section, whose period of revocation under this chapter
32 has expired, but who has not met all requirements for
33 reinstatement of the person's driver's license or
34 nonresident operating privileges.
35 ~~8.~~ 10. A person who tampers with or circumvents
36 an ignition interlock device installed as required in
37 this chapter and while the requirement for the ignition
38 interlock device is in effect commits a serious
39 misdemeanor.
40 Sec. 16. APPLICABILITY. The provision of this Act
41 enacting section 321J.17, subsection 3, paragraph "a",
42 subparagraph (1), applies to violations committed on or
43 after July 1, 2014.>
44 2. Title page, line 3, after <devices> by inserting
45 <, and including applicability provisions>

BALTIMORE of Boone

H-8141

Amend Senate File 2299, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 33, after <testing.> by inserting <A defendant whose alcohol concentration is .08 or more shall be eligible for a temporary restricted license if the person installs an ignition interlock device of a type approved by the commissioner of public safety on all vehicles owned or operated by the defendant if the defendant seeks a temporary restricted license.>

2. Page 4, line 32, after <chapter.> by inserting <A defendant whose alcohol concentration is .08 or more shall be eligible for a temporary restricted license if the person installs an ignition interlock device of a type approved by the commissioner of public safety on all vehicles owned or operated by the defendant if the defendant seeks a temporary restricted license.>

3. By striking page 7, line 23, through page 9, line 11.

4. By striking page 9, line 16, through page 10, line 22, and inserting:

<1. *a.* (1) The department may, on application, issue a temporary restricted license to a person whose noncommercial driver's license is revoked under this chapter allowing the person to drive for any lawful purpose if the person's driver's license has not been revoked previously under section 321J.4, 321J.9, or 321J.12.

(2) The department may, on application, issue a temporary restricted license to a person whose noncommercial driver's license is revoked under this chapter allowing the person to drive to and from the person's home and specified places at specified times which can be verified by the department and which are required by the person's full-time or part-time employment, continuing health care or the continuing health care of another who is dependent upon the person, continuing education while enrolled in an educational institution on a part-time or full-time basis and while pursuing a course of study leading to a diploma, degree, or other certification of successful educational completion, substance abuse treatment, court-ordered community service responsibilities, and appointments with the person's parole or probation officer if the person's driver's license has not been revoked previously under section 321J.4, 321J.9, or 321J.12 and if any of the following apply:

~~(1)~~ (a) The person's noncommercial driver's license is revoked under section 321J.4 ~~and the minimum period of ineligibility for issuance of a temporary restricted license has expired. This subsection~~

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~~shall not apply to a revocation ordered under section 321J.4 resulting from a plea or verdict of guilty of a violation of section 321J.2 that involved a death~~ except for a revocation under section 321J.4, subsection 1, paragraph *"c"* or *"e"*.

~~(2)~~ (b) The person's noncommercial driver's license is revoked under section 321J.9 and the person has entered a plea of guilty on a charge of a violation of section 321J.2 which arose from the same set of circumstances which resulted in the person's driver's license revocation under section 321J.9 and the guilty plea is not withdrawn at the time of or after application for the temporary restricted license, and the minimum period of ineligibility for issuance of a temporary restricted license has expired.

~~(3)~~ (c) The person's noncommercial driver's license is revoked under section 321J.12~~, and the minimum period of ineligibility for issuance of a temporary restricted license has expired~~.

~~*b.* A temporary restricted license may be issued under this subsection if the person's noncommercial driver's license is revoked for two years under section 321J.4, subsection 2, or section 321J.9, subsection 1, paragraph *"b"*, and the first three hundred sixty-five days of the revocation have expired.>~~

5. Page 12, line 10, by striking <~~subsection~~ subsections 3 and 4> and inserting <subsection 3>

6. By renumbering as necessary.

BALTIMORE of Boone

H-8142

Amend the amendment, H-8116, to Senate File 2301, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, after line 2 by inserting:

<___. Page 3, lines 1 and 2, by striking <marked postage paid> and inserting <~~marked postage paid~~>

___. Page 3, line 3, after <envelope.> by inserting <The commissioner shall properly affix postage stamps issued by the United States postal service to the unsealed return envelope in an amount sufficient for the registered voter to return the completed absentee ballot, the affidavit envelope, and return envelope to the commissioner, if mailed within the United States.>>

2. By renumbering as necessary.

HUNTER of Polk

H-8143

Amend the amendment, H-8119, to Senate File 2239, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 19, after <court.> by inserting <*"Caretaker"* does not include a caretaker as defined in section 235E.1.>

2. Page 2, line 44, by striking <the> and inserting <a family or household member,>

3. Page 2, line 46, after <elder> by inserting <, or other interested person>

4. Page 3, by striking lines 4 through 6 and inserting:

<1. A vulnerable elder or a substitute petitioner may seek relief from elder abuse>

5. Page 5, line 39, after <unit,> by inserting <are living in the same residence,>

6. Page 5, line 46, after <abusing,> by inserting <harassing,>

7. Page 5, line 48, after <abuse,> by inserting <harass,>

8. Page 6, line 4, after <abusing,> by inserting <harassing,>

9. Page 8, line 9, after <costs> by inserting <of the vulnerable elder or substitute petitioner>

10. Page 9, line 24, after <uses> by inserting <or diverts>

11. Page 10, after line 11 by inserting:

<___. *"Caretaker"* means the same as defined in section 235F.1.>

12. Page 10, line 25, after <elder.> by inserting <For the purposes of this subparagraph (3), a confidential relationship does not include a legal, fiduciary, or ordinary commercial or transactional relationship the vulnerable elder may have with a bank incorporated under the provisions of any state or federal law, any savings and loan association or savings bank incorporated under the provisions of any state or federal law, any credit union organized under the provisions of any state or federal law, any attorney licensed to practice law in the state, or any agent, agency, or company regulated under chapter 505, 508, 515, or 543B.>

13. By striking page 17, line 47, through page 18, line 37, and inserting:

<DIVISION IV

AGENCY COLLABORATION AND REPORT

Sec. ___. AGENCY COLLABORATION AND REPORT. The department on aging, department of human services, department of inspections and appeals, and the office of the attorney general shall collaborate and provide

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1 written recommendations on strengthening Iowa's
2 elder abuse prevention, detection, and intervention
3 efforts. To the extent possible, the departments
4 and the office shall also include relevant budgetary
5 considerations including staff and system needs, in
6 their recommendations. If the departments and the
7 office cannot reach consensus to develop a unified
8 recommendation, the director of each department and the
9 attorney general shall each provide a separate written
10 report and an explanation of the differences in the
11 proposed recommendations. The written recommendations
12 and reports shall be submitted to the general assembly,
13 the governor, and the department of management on or
14 before August 15, 2014.>
15 14. By renumbering as necessary.

BALTIMORE of Boone

H-8144

1 Amend Senate File 2299, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 4, after line 20 by inserting:
4 <Sec. ___. NEW SECTION. **321J.6A Mandatory blood**
5 **test —— accident involving death.**
6 1. Notwithstanding any other provision of this
7 chapter to the contrary, a person who operates a motor
8 vehicle who is involved in a motor vehicle accident or
9 collision resulting in death shall submit to a chemical
10 test of the person's blood to determine the alcohol
11 concentration or the presence of a controlled substance
12 or other drugs. The investigating peace officer shall
13 cause a test to be administered as soon as practicable
14 following the accident in the same manner as prescribed
15 in section 321J.11.
16 2. The result of the test is admissible at trial if
17 the court, after reviewing all the evidence, whether
18 gathered prior to, during, or after the test, is
19 satisfied that probable cause exists, independent of
20 the test result, to believe that the driver of the
21 motor vehicle was under the influence of an alcoholic
22 beverage or other drug or a combination of such
23 substances at the time of the accident.
24 3. If a person fails to submit to a test under
25 this section the department shall revoke the person's
26 driver's license or any nonresident operating privilege
27 as required by and for the applicable period specified
28 under section 321J.9.>
29 2. Title page, line 2, by striking <and>
30 3. Title page, line 3, after <devices,> by

31 inserting <and mandatory blood testing>
32 4. By renumbering as necessary.

HALL of Woodbury

H-8145

1 Amend House File 159, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, line 1, by striking <2013> and inserting
4 <2014>

SENATE AMENDMENT

H-8146

1 Amend the amendment, H-8119, to Senate File 2239,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 2, line 48, by striking <sixty-five> and
5 inserting <sixty>

HEDDENS of Story

H-8147

1 Amend Senate File 2168, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 144A.7, subsection 1, paragraph
6 a, Code 2014, is amended to read as follows:
7 *a.* The attorney in fact designated to make
8 treatment decisions for the patient should such person
9 be diagnosed as suffering from a terminal condition, if
10 the designation is in writing and complies with chapter
11 144B ~~or section 633B.1~~.
12 Sec. 2. Section 231E.3, subsection 15, Code 2014,
13 is amended to read as follows:
14 15. *"Power of attorney"* means a durable power of
15 attorney for health care as defined in section 144B.1
16 or a power of attorney ~~that becomes effective upon the~~
17 ~~disability of the principal as described in section~~
18 ~~633B.1~~ executed pursuant to chapter 633B.
19 Sec. 3. NEW SECTION. **633B.101 Title.**
20 This chapter shall be known and may be cited as the
21 *"Iowa Uniform Power of Attorney Act"*.
22 Sec. 4. NEW SECTION. **633B.102 Definitions.**
23 1. *"Agent"* means a person granted authority to act
24 for a principal under a power of attorney, whether
25 denominated an agent, attorney in fact, or otherwise.
26 The term includes an original agent, coagent, successor

27 agent, and a person to which an agent's authority is
28 delegated.
29 2. *"Conservator"* or *"conservatorship"* means a
30 conservator appointed or conservatorship established
31 pursuant to sections 633.570 and 633.572 or a similar
32 provision of the laws of another state.
33 3. *"Durable"*, with respect to a power of attorney,
34 means not terminated by the principal's incapacity.
35 4. *"Electronic"* means relating to technology having
36 electrical, digital, magnetic, wireless, optical,
37 electromagnetic, or similar capabilities.
38 5. *"Good faith"* means honesty in fact.
39 6. *"Guardian"* or *"guardianship"* means a guardian
40 appointed or a guardianship established pursuant to
41 sections 633.556 and 633.560 or a similar provision of
42 the laws of another state.
43 7. *"Incapacity"* means the inability of an
44 individual to manage property or business affairs
45 because the individual is any of the following:
46 *a.* An individual whose decision-making capacity
47 is so impaired that the individual is unable to
48 make, communicate, or carry out important decisions
49 concerning the individual's financial affairs.
50 *b.* Detained or incarcerated in a penal system.

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1 *c.* Outside the United States and unable to return.
2 8. *"Person"* means an individual, corporation,
3 business trust, estate, trust, partnership, limited
4 liability company, association, joint venture, public
5 corporation, government or governmental subdivision,
6 agency, or instrumentality, or any other legal or
7 commercial entity.
8 9. *"Power of attorney"* means a writing that grants
9 authority to an agent to act in the place of the
10 principal, whether or not the term "power of attorney"
11 is used.
12 10. *"Presently exercisable general power of*
13 *appointment"*, with respect to property or a property
14 interest subject to a power of appointment, means
15 power exercisable at the time in question to vest
16 absolute ownership in the principal individually, the
17 principal's estate, the principal's creditors, or the
18 creditors of the principal's estate. The term includes
19 a power of appointment not exercisable until the
20 occurrence of a specified event, the satisfaction of an
21 ascertainable standard, or the passage of a specified
22 period of time only after the occurrence of the
23 specified event, the satisfaction of the ascertainable
24 standard, or the passage of the specified period of
25 time. The term does not include a power exercisable in

26 a fiduciary capacity or only by will.
27 11. *"Principal"* means an individual who grants
28 authority to an agent in a power of attorney.
29 12. *"Property"* means anything that may be the
30 subject of ownership, whether real or personal, or
31 legal or equitable, or any interest or right therein.
32 13. *"Record"* means information that is inscribed on
33 a tangible medium or that is stored in an electronic or
34 other medium and is retrievable in perceivable form.
35 14. *"Sign"* means, with present intent to
36 authenticate or adopt a record, to do any of the
37 following:
38 *a.* Execute or adopt a tangible symbol.
39 *b.* Attach to or logically associate with the record
40 an electronic sound, symbol, or process.
41 15. *"State"* means a state of the United States, the
42 District of Columbia, Puerto Rico, the United States
43 Virgin Islands, or any territory or insular possession
44 subject to the jurisdiction of the United States.
45 16. *"Stocks and bonds"* means stocks, bonds, mutual
46 funds, and all other types of securities and financial
47 instruments, whether held directly, indirectly, or in
48 any other manner. The term does not include commodity
49 futures contracts and call or put options on stocks or
50 stock indexes.

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1 Sec. 5. NEW SECTION. **633B.103 Applicability.**
2 This chapter applies to all powers of attorney
3 except for the following:
4 1. A power to the extent it is coupled with an
5 interest of the agent in the subject of the power,
6 including but not limited to a power given to or for
7 the benefit of a creditor in connection with a credit
8 transaction.
9 2. A power to make health care decisions.
10 3. A proxy or other delegation to exercise voting
11 rights or management rights with respect to an entity.
12 4. A power created on a form prescribed by a
13 government or governmental subdivision, agency, or
14 instrumentality for a governmental purpose.
15 Sec. 6. NEW SECTION. **633B.104 Durability of power**
16 **of attorney.**
17 A power of attorney created under this chapter
18 is durable unless the power of attorney expressly
19 provides that it is terminated by the incapacity of the
20 principal.
21 Sec. 7. NEW SECTION. **633B.105 Execution.**
22 A power of attorney must be signed by the principal
23 or in the principal's conscious presence by another
24 individual, other than any prospective agent, directed

25 by the principal to sign the principal's name on
26 the power of attorney. A power of attorney must be
27 acknowledged before a notary public or other individual
28 authorized by law to take acknowledgments. An agent
29 named in the power of attorney shall not notarize the
30 principal's signature. An acknowledged signature on a
31 power of attorney is presumed to be genuine.
32 Sec. 8. NEW SECTION. **633B.106 Validity.**
33 1. A power of attorney executed in this state on or
34 after July 1, 2014, is valid if the execution of the
35 power of attorney complies with section 633B.105.
36 2. A power of attorney executed in this state
37 before July 1, 2014, is valid if the execution of the
38 power of attorney complied with the law of this state
39 as it existed at the time of execution.
40 3. A power of attorney executed other than in this
41 state is valid in this state if, when the power of
42 attorney was executed, the execution complied with any
43 of the following:
44 *a.* The law of the jurisdiction that determines the
45 meaning and effect of the power of attorney pursuant
46 to section 633B.107.
47 *b.* The requirements for a military power of
48 attorney pursuant to 10 U.S.C. §1044b, as amended.
49 4. Except as otherwise provided by law, a photocopy
50 or electronically transmitted copy of an original power

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1 of attorney has the same effect as the original.
2 Sec. 9. NEW SECTION. **633B.107 Meaning and effect.**
3 The meaning and effect of a power of attorney is
4 determined by the law of the jurisdiction indicated
5 in the power of attorney and, in the absence of
6 an indication of jurisdiction, by the law of the
7 jurisdiction in which the power of attorney was
8 executed.
9 Sec. 10. NEW SECTION. **633B.108 Nomination**
10 **of conservator or guardian —— relation of agent to**
11 **court-appointed fiduciary.**
12 1. Under a power of attorney, a principal may
13 nominate a conservator of the principal's estate or
14 guardian of the principal's person for consideration
15 by the court if proceedings for the principal's
16 estate or person are begun after the principal
17 executes the power of attorney. Except for good cause
18 shown or disqualification, the court shall make its
19 appointment in accordance with the principal's most
20 recent nomination. This section does not prohibit an
21 individual from executing a petition for the voluntary
22 appointment of a guardian or conservator on a standby
23 basis pursuant to sections 633.560 and 633.591.

24 2. If, after a principal executes a power of
25 attorney, a court appoints a conservator of the
26 principal's estate or other fiduciary charged with
27 the management of some or all of the principal's
28 property, the power of attorney is suspended unless
29 the power of attorney provides otherwise or unless the
30 court appointing the conservator decides the power of
31 attorney should continue. If the power of attorney
32 continues, the agent is accountable to the fiduciary as
33 well as to the principal. The power of attorney shall
34 be reinstated upon termination of the conservatorship
35 as a result of the principal regaining capacity.
36 Sec. 11. NEW SECTION. **633B.109 When power of**
37 **attorney effective.**
38 1. A power of attorney is effective when executed
39 unless the principal provides in the power of attorney
40 that it becomes effective at a future date or upon the
41 occurrence of a future event or contingency.
42 2. If a power of attorney becomes effective upon
43 the occurrence of a future event or contingency, the
44 principal, in the power of attorney, may authorize one
45 or more persons to determine in a writing or other
46 record that the event or contingency has occurred.
47 3. If a power of attorney becomes effective upon
48 the principal's incapacity and the principal has not
49 authorized a person to determine whether the principal
50 is incapacitated or the person authorized is unable

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1 or unwilling to make the determination, the power of
2 attorney becomes effective upon a determination in a
3 writing or other record by the occurrence of any of the
4 following:
5 *a.* A licensed physician or licensed psychologist
6 determines that the principal is incapacitated.
7 *b.* A judge, or an appropriate governmental official
8 determines that the principal is incapacitated.
9 4. A person authorized by the principal in the
10 power of attorney to determine that the principal is
11 incapacitated may act as the principal's personal
12 representative pursuant to the federal Health Insurance
13 Portability and Accountability Act of 1996, Pub. L. No.
14 104-191, including amendments thereto and regulations
15 promulgated thereunder, to obtain access to the
16 principal's health care information and to communicate
17 with the principal's health care provider.
18 Sec. 12. NEW SECTION. **633B.110 Termination ——**
19 **power of attorney or agent authority.**
20 1. A power of attorney terminates when any of the
21 following occur:
22 *a.* The principal dies.

23 *b.* The principal becomes incapacitated, if the
24 power of attorney is not durable.
25 *c.* The principal revokes the power of attorney.
26 *d.* The power of attorney provides that it
27 terminates.
28 *e.* The purpose of the power of attorney is
29 accomplished.
30 *f.* The principal revokes the agent's authority
31 or the agent dies, becomes incapacitated, or resigns,
32 and the power of attorney does not provide for another
33 agent to act under the power of attorney.
34 2. An agent's authority terminates when any of the
35 following occur:
36 *a.* The principal revokes the authority.
37 *b.* The agent dies, becomes incapacitated, or
38 resigns.
39 *c.* An action is filed for the dissolution or
40 annulment of the agent's marriage to the principal
41 or for their legal separation, unless the power of
42 attorney otherwise provides.
43 *d.* The power of attorney terminates.
44 3. Unless the power of attorney otherwise
45 provides, an agent's authority is exercisable until
46 the agent's authority terminates under subsection 2,
47 notwithstanding a lapse of time since the execution of
48 the power of attorney.
49 4. Termination of a power of attorney or an agent's
50 authority under this section is not effective as to the

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1 agent or another person that, without actual knowledge
2 of the termination, acts in good faith under the power
3 of attorney. An act so performed, unless otherwise
4 invalid or unenforceable, binds the principal and the
5 principal's successors in interest.
6 5. Incapacity of the principal of a power of
7 attorney that is not durable does not revoke or
8 terminate the power of attorney as to an agent or
9 other person that, without actual knowledge of the
10 incapacity, acts in good faith under the power of
11 attorney. An act so performed, unless otherwise
12 invalid or unenforceable, binds the principal and the
13 principal's successors in interest.
14 6. Except as provided in section 633B.103, the
15 execution of a general or plenary power of attorney
16 revokes all general or plenary powers of attorney
17 previously executed in this state by the principal,
18 but does not revoke a power of attorney limited to a
19 specific and identifiable action or transaction, which
20 action or transaction is still capable of performance
21 but has not yet been fully accomplished by the agent.

22 Sec. 13. NEW SECTION. **633B.111 Coagents and**
23 **successor agents.**
24 1. A principal may designate two or more persons
25 to act as coagents. Unless the power of attorney
26 otherwise provides, all of the following apply to
27 actions of coagents:
28 *a.* A power held by coagents shall be exercised by
29 majority action.
30 *b.* If impasse occurs due to the failure to reach
31 a majority decision, any agent may petition the court
32 to decide the issue, or a majority of the agents may
33 consent to an alternative form of dispute resolution.
34 *c.* If one or more agents resigns or becomes unable
35 to act, the remaining coagents may act.
36 2. A principal may designate one or more successor
37 agents to act if an agent resigns, dies, becomes
38 incapacitated, is not qualified to serve, or declines
39 to serve. A principal may grant authority to designate
40 one or more successor agents to an agent or other
41 person designated by name, office, or function. Unless
42 the power of attorney otherwise provides, a successor
43 agent:
44 *a.* Has the same authority as that granted to the
45 original agent.
46 *b.* Shall not act until all predecessor agents have
47 resigned, died, become incapacitated, are no longer
48 qualified to serve, or have declined to serve.
49 3. Except as otherwise provided in the power of
50 attorney and subsection 4, an agent that does not

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1 participate in or conceal a breach of fiduciary duty
2 committed by another agent, including a predecessor
3 agent, is not liable for the actions of the other
4 agent.
5 4. An agent with actual knowledge of a breach or
6 imminent breach of fiduciary duty by another agent
7 shall notify the principal and, if the principal is
8 incapacitated, take any action reasonably appropriate
9 in the circumstances to safeguard the principal's best
10 interest. An agent that fails to notify the principal
11 or take action as required by this subsection is liable
12 for the reasonably foreseeable damages that could have
13 been avoided if the agent had notified the principal
14 or taken such action.
15 Sec. 14. NEW SECTION. **633B.112 Reimbursement and**
16 **compensation of agent.**
17 Unless the power of attorney otherwise provides, an
18 agent who is an individual is entitled to reimbursement
19 of expenses reasonably incurred on behalf of the
20 principal but not to compensation. If a power of

21 attorney does provide for compensation or if the agent
22 is a bank or trust company authorized to administer
23 trusts in Iowa, the compensation must be reasonable
24 under the circumstances.
25 Sec. 15. NEW SECTION. **633B.113 Agent's acceptance.**
26 Except as otherwise provided in the power of
27 attorney, a person accepts appointment as an agent
28 under a power of attorney by exercising authority or
29 performing duties as an agent or by any other assertion
30 or conduct indicating acceptance.
31 Sec. 16. NEW SECTION. **633B.114 Agent's duties.**
32 1. Notwithstanding provisions in the power of
33 attorney, an agent that has accepted appointment shall
34 act in conformity with all of the following:
35 *a.* In accordance with the principal's reasonable
36 expectations to the extent actually known by the agent
37 and otherwise in the principal's best interest.
38 *b.* In good faith.
39 *c.* Only within the scope of authority granted in
40 the power of attorney.
41 2. Except as otherwise provided in the power of
42 attorney, an agent that has accepted appointment shall
43 do all of the following:
44 *a.* Act loyally for the principal's benefit.
45 *b.* Act so as not to create a conflict of interest
46 that impairs the agent's ability to act impartially in
47 the principal's best interest.
48 *c.* Act with the care, competence, and diligence
49 ordinarily exercised by agents in similar
50 circumstances.

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1 *d.* Keep a record of all receipts, disbursements,
2 and transactions made on behalf of the principal.
3 *e.* Cooperate with a person that has authority to
4 make health care decisions for the principal to carry
5 out the principal's reasonable expectations to the
6 extent actually known by the agent and, otherwise, act
7 in the principal's best interest.
8 *f.* Attempt to preserve the principal's estate
9 plan, to the extent actually known by the agent, if
10 preserving the plan is consistent with the principal's
11 best interest based upon all relevant factors,
12 including all of the following:
13 (1) The value and nature of the principal's
14 property.
15 (2) The principal's foreseeable obligations and
16 need for maintenance.
17 (3) Minimization of the principal's
18 taxes, including income, estate, inheritance,
19 generation-skipping transfer, and gift taxes.

20 (4) The principal's eligibility for a benefit, a
21 program, or assistance under a statute or regulation
22 or contract.
23 3. An agent that acts in good faith is not liable
24 to any beneficiary under the principal's estate plan
25 for failure to preserve the plan.
26 4. An agent that acts with care, competence, and
27 diligence for the best interest of the principal is not
28 liable solely because the agent also benefits from the
29 act or has an individual or conflicting interest in
30 relation to the property or affairs of the principal.
31 5. If an agent is selected by the principal because
32 of special skills or expertise possessed by the agent
33 or in reliance on the agent's representation that the
34 agent has special skills or expertise, the special
35 skills or expertise shall be considered in determining
36 whether the agent has acted with care, competence, and
37 diligence under the circumstances.
38 6. Absent a breach of duty to the principal, an
39 agent is not liable if the value of the principal's
40 property declines.
41 7. An agent that exercises authority to delegate to
42 another person the authority granted by the principal
43 or that engages another person on behalf of the
44 principal is not liable for an act, error of judgment,
45 or default of that person if the agent exercises care,
46 competence, and diligence in selecting and monitoring
47 the person.
48 8. Except as otherwise provided in the power
49 of attorney, an agent is not required to disclose
50 receipts, disbursements, or transactions conducted on

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1 behalf of the principal unless ordered by a court or
2 requested by the principal, a conservator, another
3 fiduciary acting for the principal, a governmental
4 agency having authority to protect the welfare of the
5 principal, or, upon the death of the principal, by the
6 personal representative or a successor in interest of
7 the principal's estate. If an agent receives a request
8 to disclose such information, the agent shall comply
9 with the request within thirty days of the request or
10 provide a writing or other record substantiating why
11 additional time is necessary. Such additional time
12 shall not exceed thirty days.
13 Sec. 17. NEW SECTION. **633B.115 Exoneration of**
14 **agent.**
15 A provision in a power of attorney relieving an
16 agent of liability for breach of duty is binding on the
17 principal and the principal's successors in interest
18 except to the extent the provision does any of the

19 following:
20 1. Relieves the agent of liability for a breach
21 of duty committed in bad faith, with an improper
22 motive, or with reckless indifference to the purposes
23 of the power of attorney or the best interest of the
24 principal.
25 2. Was included in the power of attorney as a
26 result of an abuse of a confidential or fiduciary
27 relationship with the principal.
28 Sec. 18. NEW SECTION. **633B.116 Judicial relief.**
29 1. The following persons may petition a court to
30 construe a power of attorney or to review an agent's
31 conduct:
32 *a.* The principal or the agent.
33 *b.* A guardian, conservator, or other fiduciary
34 acting for the principal.
35 *c.* A person authorized to make health care
36 decisions for the principal.
37 *d.* The principal's spouse, parent, or descendant or
38 an individual who would qualify as a presumptive heir
39 of the principal.
40 *e.* A person named as a beneficiary to receive
41 any property, benefit, or contractual right upon
42 the principal's death or as a beneficiary of a trust
43 created by or for the principal that has a financial
44 interest in the principal's estate.
45 *f.* A governmental agency having regulatory
46 authority to protect the welfare of the principal.
47 *g.* The principal's caregiver, including but not
48 limited to a caretaker as defined in section 235B.2 or
49 235E.1, or another person that demonstrates sufficient
50 interest in the principal's welfare.

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1 *h.* A person asked to accept the power of attorney.
2 *i.* A person designated by the principal in the
3 power of attorney.
4 2. Upon motion to dismiss by the principal, the
5 court shall dismiss a petition filed under this section
6 unless the court finds that the principal lacks the
7 capacity to revoke the agent's authority or the power
8 of attorney.
9 3. The court may award reasonable attorney fees and
10 costs to the prevailing party in a proceeding under
11 this section.
12 Sec. 19. NEW SECTION. **633B.117 Agent's liability.**
13 An agent that violates this chapter is liable to the
14 principal or the principal's successors in interest for
15 the amount required to do both of the following:
16 1. Restore the value of the principal's property to
17 what it would have been had the violation not occurred.

2. Reimburse the principal or the principal's successors in interest for attorney fees and costs paid on the agent's behalf.

Sec. 20. NEW SECTION. **633B.118 Agent's resignation —— notice.**

Unless the power of attorney provides for a different method for an agent's resignation, an agent may resign by giving notice to the principal and, if the principal is incapacitated, to any of the following:

1. The conservator or guardian, if a conservator or guardian has been appointed for the principal, and any coagent or successor agent.

2. If there is no conservator, guardian, or coagent or successor agent, the agent may give notice to any of the following:

a. The principal's caregiver, including but not limited to a caretaker as defined in section 235B.2 or 235E.1.

b. Any other person reasonably believed by the agent to have sufficient interest in the principal's welfare.

c. A governmental agency having regulatory authority to protect the welfare of the principal.

Sec. 21. NEW SECTION. **633B.119 Acknowledged power of attorney —— acceptance and reliance.**

1. For purposes of this section and section 633B.120, *"acknowledged"* means purportedly verified before a notary public or other individual authorized by law to take acknowledgments.

2. A person that in good faith accepts an acknowledged power of attorney without actual knowledge that the signature is not genuine may rely upon the

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presumption under section 633B.105 that the signature is genuine.

3. A person that in good faith accepts an acknowledged power of attorney without actual knowledge that the power of attorney is void, invalid, or terminated, that the purported agent's authority is void, invalid, or terminated, or that the agent is exceeding or improperly exercising the agent's authority may rely upon the power of attorney as if the power of attorney were genuine, valid, and still in effect, the agent's authority were genuine, valid, and still in effect, and the agent had not exceeded and had not improperly exercised the authority.

4. A person that is asked to accept an acknowledged power of attorney may request, and rely upon, all of the following without further investigation:

17 *a.* An agent's certification under penalty of
18 perjury of any factual matter concerning the principal,
19 agent, or power of attorney in substantially the same
20 form as set out in section 633B.302.
21 *b.* An English translation of the power of attorney
22 if the power of attorney contains, in whole or in part,
23 language other than English.
24 *c.* An opinion of agent's counsel as to any matter
25 of law concerning the power of attorney if the person
26 making the request provides the reason for the request
27 in a writing or other record.
28 5. An English translation or an opinion of counsel
29 requested under this section shall be provided at the
30 principal's expense unless the request is made more
31 than ten business days after the power of attorney is
32 presented for acceptance.
33 6. For purposes of this section and section
34 633B.120, a person who conducts activities through an
35 employee is without actual knowledge of a fact relating
36 to a power of attorney, a principal, or an agent if the
37 employee conducting the transaction involving the power
38 of attorney is without actual knowledge of the fact.
39 Sec. 22. NEW SECTION. **633B.120 Refusal to accept**
40 **acknowledged power of attorney —— liability.**
41 1. Except as otherwise provided in subsection 2,
42 all of the following shall apply to a person's actions
43 regarding an acknowledged power of attorney:
44 *a.* A person shall either accept an acknowledged
45 power of attorney or request a certification, a
46 translation, or an opinion of counsel under section
47 633B.119, subsection 4, no later than seven business
48 days after presentation of the power of attorney for
49 acceptance.
50 *b.* If a person requests a certification, a

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1 translation, or an opinion of counsel under section
2 633B.199, subsection 4, the person shall accept the
3 power of attorney no later than five business days
4 after receipt of the certification, translation, or
5 opinion of counsel.
6 *c.* A person shall not require an additional or
7 different form of power of attorney for authority
8 granted in the power of attorney presented unless an
9 exception in subsection 2 applies.
10 2. A person is not required to accept an
11 acknowledged power of attorney if any of the following
12 occur:
13 *a.* The person is not otherwise required to engage
14 in a transaction with the principal in the same
15 circumstances.

16 *b.* Engaging in a transaction with the agent or
17 the principal in the same circumstances would be
18 inconsistent with federal law.
19 *c.* The person has actual knowledge of the
20 termination of the agent's authority or of the power of
21 attorney before exercise of the power.
22 *d.* A request for a certification, a translation,
23 or an opinion of counsel under section 633B.119,
24 subsection 4, is refused.
25 *e.* The person in good faith believes that the
26 power of attorney is not valid or that the agent does
27 not have the authority to perform the act requested,
28 or that the power of attorney does not comply with
29 federal or state law or regulations, whether or not
30 a certification, a translation, or an opinion of
31 counsel under section 633B.119, subsection 4, has been
32 requested or provided.
33 *f.* The person makes, or has actual knowledge that
34 another person has made, a report to the department
35 of human services stating a good-faith belief that
36 the principal may be subject to physical or financial
37 abuse, neglect, exploitation, or abandonment by the
38 agent or a person acting for or with the agent.
39 3. A person that refuses to accept an acknowledged
40 power of attorney in violation of this section is
41 subject to both of the following:
42 *a.* A court order mandating acceptance of the power
43 of attorney.
44 *b.* Liability for damages sustained by the principal
45 for reasonable attorney fees and costs incurred in any
46 action or proceeding that confirms the validity of
47 the power of attorney or mandates acceptance of the
48 power of attorney, provided that any such action must
49 be brought within one year of the initial request for
50 acceptance of the power of attorney.

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1 Sec. 23. NEW SECTION. **633B.121 Principles of law**
2 **and equity.**
3 Unless displaced by a provision of this chapter, the
4 principles of law and equity supplement this chapter.
5 Sec. 24. NEW SECTION. **633B.122 Laws applicable to**
6 **financial institutions and entities.**
7 This chapter does not supersede any other law
8 applicable to financial institutions or other entities,
9 and the other law controls if inconsistent with this
10 chapter.
11 Sec. 25. NEW SECTION. **633B.123 Remedies under**
12 **other law.**
13 The remedies under this chapter are not exclusive
14 and do not abrogate any right or remedy under the law

15 of this state other than this chapter.
16 Sec. 26. NEW SECTION. **633B.201 Authority ——**
17 **specific and general.**
18 1. An agent under a power of attorney may do
19 any of the following on behalf of the principal or
20 with the principal's property only if the power of
21 attorney expressly grants the agent the authority
22 and the exercise of the authority is not otherwise
23 prohibited by another agreement or instrument to which
24 the authority or property is subject:
25 *a.* Create, amend, revoke, or terminate an inter
26 vivos trust.
27 *b.* Make a gift.
28 *c.* Create or change rights of survivorship.
29 *d.* Create or change a beneficiary designation.
30 *e.* Delegate authority granted under the power of
31 attorney.
32 *f.* Waive the principal's right to be a beneficiary
33 of a joint and survivor annuity, including but not
34 limited to a survivor benefit under a retirement plan.
35 *g.* Exercise fiduciary powers that the principal has
36 authority to delegate.
37 *h.* Disclaim property, including but not limited to
38 a power of appointment.
39 2. Notwithstanding a grant of authority to do an
40 act described in subsection 1, unless the power of
41 attorney otherwise provides, an agent that is not an
42 ancestor, spouse, or descendant of the principal shall
43 not exercise authority under a power of attorney to
44 create in the agent, or in an individual to whom the
45 agent owes a legal obligation of support, an interest
46 in the principal's property, whether by gift, right of
47 survivorship, beneficiary designation, disclaimer, or
48 otherwise.
49 3. Subject to subsections 1, 2, 4, and 5, if a
50 power of attorney grants an agent authority to do

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1 all acts that a principal could do, the agent has
2 the general authority described in sections 633B.204
3 through 633B.216.
4 4. Unless the power of attorney otherwise provides,
5 a grant of authority to make a gift is subject to
6 section 633B.217.
7 5. Subject to subsections 1, 2, and 4, if the
8 subjects over which authority is granted in a power of
9 attorney are similar or overlap, the broadest authority
10 controls.
11 6. Authority granted in a power of attorney is
12 exercisable with respect to property that the principal
13 has when the power of attorney is executed or acquires

later, whether or not the property is located in this state and whether or not the authority is exercised or the power of attorney is executed in this state.

7. An act performed by an agent pursuant to a power of attorney has the same effect and inures to the benefit of and binds the principal and the principal's successors in interest as if the principal had performed the act.

Sec. 27. NEW SECTION. **633B.202 Incorporation of authority.**

1. An agent has authority described in this chapter if the power of attorney refers to general authority with respect to the descriptive term for the subjects stated in sections 633B.204 through 633B.217 or cites the section in which the authority is described.

2. A reference in a power of attorney to general authority with respect to the descriptive term for a subject stated in sections 633B.204 through 633B.217 or a citation to a section in sections 633B.204 through 633B.217 incorporates the entire section as if it were set out in full in the power of attorney.

3. A principal may modify authority incorporated by reference.

Sec. 28. NEW SECTION. **633B.203 Construction of authority generally.**

Except as otherwise provided in the power of attorney, by executing a power of attorney that incorporates by reference a subject described in sections 633B.204 through 633B.217 or that grants an agent authority to do all acts that a principal could do pursuant to section 633B.201, subsection 3, a principal authorizes the agent, with respect to that subject, to do all of the following:

1. Demand, receive, and obtain by litigation or otherwise, money or another thing of value to which the principal is, may become, or claims to be entitled, and conserve, invest, disburse, or use anything so received

or obtained for the purposes intended.

2. Contract in any manner with any person, on terms agreeable to the agent, to accomplish a purpose of a transaction and perform, rescind, cancel, terminate, reform, restate, release, or modify the contract or another contract made by or on behalf of the principal.

3. Execute, acknowledge, seal, deliver, file, or record any instrument or communication the agent considers desirable to accomplish a purpose of a transaction, including but not limited to creating at any time a schedule listing some or all of the principal's property and attaching the instrument of

13 communication to the power of attorney.
14 4. Initiate, participate in, submit to alternative
15 dispute resolution, settle, oppose, or propose or
16 accept a compromise with respect to a claim existing
17 in favor of or against the principal or intervene in
18 litigation relating to the claim.
19 5. Seek on the principal's behalf the assistance of
20 a court or other governmental agency to carry out an
21 act authorized in the power of attorney.
22 6. Engage, compensate, and discharge an attorney,
23 accountant, discretionary investment manager, expert
24 witness, or other advisor.
25 7. Prepare, execute, and file a record, report, or
26 other document to safeguard or promote the principal's
27 interest under a statute, rule, or regulation.
28 8. Communicate with any representative or employee
29 of a government or governmental subdivision, agency, or
30 instrumentality, on behalf of the principal.
31 9. Access communications intended for, and
32 communicate on behalf of the principal, whether by
33 mail, electronic transmission, telephone, or other
34 means.
35 10. Do any lawful act with respect to the subject
36 and all property related to the subject.
37 Sec. 29. NEW SECTION. **633B.204 Real property.**
38 Unless the power of attorney otherwise provides and
39 subject to section 633B.201, language in a power of
40 attorney granting general authority with respect to
41 real property authorizes the agent to do all of the
42 following:
43 1. Demand, buy, lease, receive, accept as a gift or
44 as security for an extension of credit, or otherwise
45 acquire or reject an interest in real property or a
46 right incident to real property.
47 2. Sell; exchange; convey with or without
48 covenants, representations, or warranties; quitclaim;
49 release; surrender; retain title for security;
50 encumber; partition; consent to partitioning; be

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1 subject to an easement or covenant; subdivide;
2 apply for zoning or other governmental permits; plat
3 or consent to platting; develop; grant an option
4 concerning; lease; sublease; contribute to an entity in
5 exchange for an interest in that entity; or otherwise
6 grant or dispose of an interest in real property or a
7 right incident to real property.
8 3. Pledge or mortgage an interest in real property
9 or right incident to real property as security to
10 borrow money or pay, renew, or extend the time of
11 payment of a debt of the principal or a debt guaranteed

12 by the principal.
13 4. Release, assign, satisfy, or enforce by
14 litigation or otherwise, a mortgage, deed of trust,
15 conditional sale contract, encumbrance, lien, or other
16 claim to real property which exists or is asserted.
17 5. Manage or conserve an interest in real property
18 or a right incident to real property owned or claimed
19 to be owned by the principal, including but not limited
20 to by doing all of the following:
21 *a.* Insuring against liability or casualty or other
22 loss.
23 *b.* Obtaining or regaining possession of or
24 protecting the interest or right by litigation or
25 otherwise.
26 *c.* Paying, assessing, compromising, or contesting
27 taxes or assessments or applying for and receiving
28 refunds in connection with them.
29 *d.* Purchasing supplies, hiring assistance or labor,
30 and making repairs or alterations to the real property.
31 6. Use, develop, alter, replace, remove, erect,
32 or install structures or other improvements upon real
33 property in or incident to which the principal has, or
34 claims to have, an interest or right.
35 7. Participate in a reorganization with respect
36 to real property or an entity that owns an interest
37 in or a right incident to real property and receive,
38 hold, and act with respect to stocks and bonds or
39 other property received in a plan of reorganization,
40 including by doing any of the following:
41 *a.* By selling or otherwise disposing of the stocks,
42 bonds, or other property.
43 *b.* By exercising or selling an option, right of
44 conversion, or similar right.
45 *c.* By exercising any voting rights in person or by
46 proxy.
47 8. Change the form of title of an interest in or
48 right incident to real property.
49 9. Dedicate to public use, with or without
50 consideration, easements or other real property

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1 in which the principal has, or claims to have, an
2 interest.
3 Sec. 30. NEW SECTION. **633B.205 Tangible personal**
4 **property.**
5 Unless the power of attorney otherwise provides and
6 subject to section 633B.201, language in a power of
7 attorney granting general authority with respect to
8 tangible personal property authorizes the agent to do
9 all of the following:
10 1. Demand, buy, receive, accept as a gift or as

11 security for an extension of credit, or otherwise
12 acquire or reject ownership or possession of tangible
13 personal property or an interest in tangible personal
14 property.
15 2. Sell; exchange; convey with or without
16 covenants, representations, or warranties; quitclaim;
17 release; surrender; create a security interest
18 in; grant options concerning; lease; sublease; or,
19 otherwise dispose of tangible personal property or an
20 interest in tangible personal property.
21 3. Grant a security interest in tangible personal
22 property or an interest in tangible personal property
23 as security to borrow money or pay, renew, or extend
24 the time of payment of a debt of the principal or a
25 debt guaranteed by the principal.
26 4. Release, assign, satisfy, or enforce by
27 litigation or otherwise, a security interest, lien, or
28 other claim on behalf of the principal, with respect to
29 tangible personal property or an interest in tangible
30 personal property.
31 5. Manage or conserve tangible personal property or
32 an interest in tangible personal property on behalf of
33 the principal, including by doing all of the following:
34 *a.* Insuring against liability or casualty or other
35 loss.
36 *b.* Obtaining or regaining possession of or
37 protecting the property or interest, by litigation or
38 otherwise.
39 *c.* Paying, assessing, compromising, or contesting
40 taxes or assessments or applying for and receiving
41 refunds in connection with taxes or assessments.
42 *d.* Moving the property from place to place.
43 *e.* Storing the property for hire or on a gratuitous
44 bailment.
45 *f.* Using and making repairs, alterations, or
46 improvements to the property.
47 6. Change the form of title of an interest in
48 tangible personal property.
49 Sec. 31. NEW SECTION. **633B.206 Stocks and bonds.**
50 Unless the power of attorney otherwise provides and

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1 subject to section 633B.201, language in a power of
2 attorney granting general authority with respect to
3 stocks and bonds authorizes the agent to do all of the
4 following:
5 1. Buy, sell, and exchange stocks and bonds.
6 2. Establish, continue, modify, or terminate an
7 account with respect to stocks and bonds.
8 3. Pledge stocks and bonds as security to borrow,
9 pay, renew, or extend the time of payment of a debt of

10 the principal.
11 4. Receive certificates and other evidence of
12 ownership with respect to stocks and bonds.
13 5. Exercise voting rights with respect to stocks
14 and bonds in person or by proxy, enter into voting
15 trusts, and consent to limitations on the right to
16 vote.
17 Sec. 32. NEW SECTION. **633B.207 Commodities and**
18 **options.**
19 Unless the power of attorney otherwise provides and
20 subject to section 633B.201, language in a power of
21 attorney granting general authority with respect to
22 commodities and options authorizes the agent to do all
23 of the following:
24 1. Buy, sell, exchange, assign, settle, and
25 exercise commodity futures contracts and call or
26 put options on stocks or stock indexes traded on a
27 regulated option exchange.
28 2. Establish, continue, modify, and terminate
29 option accounts.
30 Sec. 33. NEW SECTION. **633B.208 Banks and other**
31 **financial institutions.**
32 Unless the power of attorney otherwise provides and
33 subject to section 633B.201, language in a power of
34 attorney granting general authority with respect to
35 banks and other financial institutions authorizes the
36 agent to do all of the following:
37 1. Continue, modify, and terminate an account or
38 other banking arrangement made by or on behalf of the
39 principal.
40 2. Establish, modify, and terminate an account or
41 other banking arrangement with a bank, trust company,
42 savings and loan association, credit union, thrift
43 company, brokerage firm, or other financial institution
44 selected by the agent.
45 3. Contract for services available from a financial
46 institution, including but not limited to renting a
47 safe deposit box or space in a vault.
48 4. Withdraw, by check, order, electronic funds
49 transfer, or otherwise, money or property of the
50 principal deposited with or left in the custody of a

1 financial institution.
2 5. Receive statements of account, vouchers,
3 notices, and similar documents from a financial
4 institution and act with respect to them.
5 6. Enter a safe deposit box or vault and withdraw
6 or add to the contents.
7 7. Borrow money and pledge as security personal
8 property of the principal necessary to borrow money or

9 pay, renew, or extend the time of payment of a debt of
10 the principal or a debt guaranteed by the principal.
11 8. Make, assign, draw, endorse, discount,
12 guarantee, and negotiate promissory notes, checks,
13 drafts, and other negotiable or nonnegotiable paper
14 of the principal or payable to the principal or the
15 principal's order, transfer money, receive the cash
16 or other proceeds of those transactions, and accept a
17 draft drawn by a person upon the principal and pay the
18 promissory note, check, draft, or other negotiable or
19 nonnegotiable paper when due.
20 9. Receive for the principal and act upon a sight
21 draft, warehouse receipt, or other document of title
22 whether tangible or electronic, or any other negotiable
23 or nonnegotiable instrument.
24 10. Apply for, receive, and use letters of credit,
25 credit and debit cards, electronic transaction
26 authorizations, and traveler's checks from a financial
27 institution and give an indemnity or other agreement in
28 connection with letters of credit.
29 11. Consent to an extension of the time of payment
30 with respect to commercial paper or a financial
31 transaction with a financial institution.
32 Sec. 34. NEW SECTION. **633B.209 Operation of entity**
33 **or business.**
34 Subject to the terms of a document or an agreement
35 governing an entity or business or an entity or
36 business ownership interest, and subject to section
37 633B.201, and unless the power of attorney otherwise
38 provides, language in a power of attorney granting
39 general authority with respect to operation of an
40 entity or business authorizes the agent to do all of
41 the following:
42 1. Operate, buy, sell, enlarge, reduce, or
43 terminate an ownership interest.
44 2. Perform a duty or discharge a liability and
45 exercise in person or by proxy a right, power,
46 privilege, or option that the principal has, may have,
47 or claims to have.
48 3. Enforce the terms of an ownership agreement.
49 4. Initiate, participate in, submit to alternative
50 dispute resolution, settle, oppose, or propose or

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1 accept a compromise with respect to litigation to
2 which the principal is a party because of an ownership
3 interest.
4 5. Exercise in person or by proxy or enforce by
5 litigation or otherwise, a right, power, privilege,
6 or option the principal has or claims to have as the
7 holder of stocks and bonds.

6. Initiate, participate in, submit to alternative dispute resolution, settle, oppose, or propose or accept a compromise with respect to litigation to which the principal is a party concerning stocks and bonds.

7. Do all of the following with respect to an entity or business owned solely by the principal:

a. Continue, modify, renegotiate, extend, and terminate a contract made by or on behalf of the principal with respect to the entity or business before execution of the power of attorney.

b. Determine all of the following:

(1) The location of the entity or business operation.

(2) The nature and extent of the entity or business.

(3) The methods of manufacturing, selling, merchandising, financing, accounting, and advertising employed in the operation of the entity or business.

(4) The amount and types of insurance carried by the entity or business.

(5) The mode of engaging, compensating, and dealing with the employees, accountants, attorneys, or other advisors of the entity or business.

c. Change the name or form of organization under which the entity or business is operated and enter into an ownership agreement with other persons to take over all or part of the operation of the entity or business.

d. Demand and receive money due or claimed by the principal or on the principal's behalf in the operation of the entity or business and control and disburse the money in the operation of the entity or business.

8. Inject needed capital into an entity or business in which the principal has an interest.

9. Join in a plan of reorganization, consolidation, conversion, domestication, or merger of the entity or business.

10. Sell or liquidate all or part of the entity or business.

11. Establish the value of an entity or business under a buyout agreement to which the principal is a party.

12. Prepare, sign, file, and deliver reports, compilations of information, returns, or other papers

with respect to an entity or business and make related payments.

13. Pay, compromise, or contest taxes, assessments, fines, or penalties and perform any other act to protect the principal from illegal or unnecessary taxation, assessments, fines, or penalties with respect

7 to an entity or business, including but not limited to
8 attempts to recover, in any manner permitted by law,
9 money paid before or after the execution of the power
10 of attorney.
11 Sec. 35. NEW SECTION. **633B.210 Insurance and**
12 **annuities.**
13 Unless the power of attorney otherwise provides and
14 subject to section 633B.201, language in a power of
15 attorney granting general authority with respect to
16 insurance and annuities authorizes the agent to do all
17 of the following:
18 1. Continue, pay the premium or make a contribution
19 on, modify, exchange, rescind, release, or terminate
20 a contract procured by or on behalf of the principal
21 which insures or provides an annuity to either
22 the principal or another person whether or not the
23 principal is a beneficiary under the contract.
24 2. Procure new, different, and additional contracts
25 of insurance and annuities for the principal and the
26 principal's spouse, children, and other dependents, and
27 select the amount, type of insurance or annuity, and
28 mode of payment.
29 3. Pay the premium or make a contribution on,
30 modify, exchange, rescind, release, or terminate a
31 contract of insurance or annuity procured by the agent.
32 4. Apply for and receive a loan secured by a
33 contract of insurance or annuity.
34 5. Surrender and receive the cash surrender value
35 on a contract of insurance or annuity.
36 6. Exercise an election.
37 7. Exercise investment powers available under a
38 contract of insurance or annuity.
39 8. Change the manner of paying premiums on a
40 contract of insurance or annuity.
41 9. Change or convert the type of insurance or
42 annuity with respect to which the principal has or
43 claims to have authority described in this section.
44 10. Apply for and procure a benefit or assistance
45 under a statute, rule, or regulation to guarantee or
46 pay premiums of a contract of insurance on the life of
47 the principal.
48 11. Collect, sell, assign, hypothecate, borrow
49 against, or pledge the interest of the principal in a
50 contract of insurance or annuity.

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1 12. Select the form and timing of the payment of
2 proceeds from a contract of insurance or annuity.
3 13. Pay, from proceeds or otherwise, compromise
4 or contest, and apply for refunds in connection with
5 a tax or assessment levied by a taxing authority with

6 respect to a contract of insurance or annuity or its
7 proceeds or liability accruing by reason of the tax or
8 assessment.
9 Sec. 36. NEW SECTION. **633B.211 Estates, trusts,**
10 **and other beneficial interests.**
11 1. In this section, *"estate, trust, or other*
12 *beneficial interest"* means a trust, probate
13 estate, guardianship, conservatorship, escrow, or
14 custodianship, or a fund from which the principal is,
15 may become, or claims to be, entitled to a share or
16 payment.
17 2. Unless the power of attorney otherwise provides,
18 language in a power of attorney granting general
19 authority with respect to estates, trusts, and other
20 beneficial interests authorizes the agent to do all of
21 the following:
22 *a.* Accept, receive, provide a receipt for, sell,
23 assign, pledge, or exchange a share in or payment from
24 an estate, trust, or other beneficial interest.
25 *b.* Demand or obtain money or another thing of value
26 to which the principal is, may become, or claims to
27 be, entitled by reason of an estate, trust, or other
28 beneficial interest, by litigation or otherwise.
29 *c.* Exercise for the benefit of the principal a
30 presently exercisable general power of appointment held
31 by the principal.
32 *d.* Initiate, participate in, submit to alternative
33 dispute resolution, settle, oppose, or propose or
34 accept a compromise with respect to litigation to
35 ascertain the meaning, validity, or effect of a deed,
36 will, declaration of trust, or other instrument or
37 transaction affecting the interest of the principal.
38 *e.* Initiate, participate in, submit to alternative
39 dispute resolution, settle, oppose, or propose or
40 accept a compromise with respect to litigation to
41 remove, substitute, or surcharge a fiduciary.
42 *f.* Conserve, invest, disburse, or use any assets
43 received for an authorized purpose.
44 *g.* Transfer an interest of the principal in real
45 property, stocks and bonds, accounts with financial
46 institutions or securities intermediaries, insurance,
47 annuities, and other property to the trustee of a
48 revocable trust created by the principal as settlor.
49 *h.* Reject, renounce, disclaim, release, or consent
50 to a reduction in or modification of a share in or

1 payment from an estate, trust, or other beneficial
2 interest.
3 Sec. 37. NEW SECTION. **633B.212 Claims and**
4 **litigation.**

Unless the power of attorney otherwise provides and subject to section 633B.201, language in a power of attorney granting general authority with respect to claims and litigation authorizes the agent to do all of the following:

1. Assert and maintain before a court or administrative agency a claim, claim for relief, cause of action, counterclaim, offset, recoupment, or defense, including but not limited to an action to recover property or other thing of value, recover damages sustained by the principal, eliminate or modify tax liability, or seek an injunction, specific performance, or other relief.

2. Bring an action to determine adverse claims or intervene or otherwise participate in litigation.

3. Seek an attachment, garnishment, or other preliminary, provisional, or intermediate relief and use an available procedure to effect or satisfy a judgment, order, or decree.

4. Make or accept a tender, offer of judgment, or admission of facts, submit a controversy on an agreed statement of facts, consent to examination, and bind the principal in litigation.

5. Submit to alternative dispute resolution, or settle, propose, or accept a compromise.

6. Waive the issuance and service of process upon the principal, accept service of process, appear for the principal, designate persons upon which process directed to the principal may be served, execute and file or deliver stipulations on the principal's behalf, verify pleadings, seek appellate review, procure and give surety and indemnity bonds, contract and pay for the preparation and printing of records and briefs, receive, execute, and file or deliver a consent, waiver, release, confession of judgment, satisfaction of judgment, notice, agreement, or other instrument in connection with the prosecution, settlement, or defense of a claim or litigation.

7. Act for the principal with respect to bankruptcy or insolvency, whether voluntary or involuntary, concerning the principal or some other person, or with respect to a reorganization, receivership, or application for the appointment of a receiver or trustee which affects an interest of the principal in property or other thing of value.

8. Pay a judgment, award, or order against the

principal or a settlement made in connection with a claim or litigation.

9. Receive money or other thing of value paid in

4 settlement of or as proceeds of a claim or litigation.
5 Sec. 38. NEW SECTION. **633B.213 Personal and family**
6 **maintenance.**
7 1. Unless the power of attorney otherwise provides
8 and subject to subsection 633B.201, language in a power
9 of attorney granting general authority with respect to
10 personal and family maintenance authorizes the agent
11 to do all of the following:
12 *a.* Perform the acts necessary to maintain the
13 customary standard of living of the principal, the
14 principal's spouse, and the following individuals,
15 whether living when the power of attorney is executed
16 or later born:
17 (1) The principal's minor children.
18 (2) The principal's adult children who are pursuing
19 a postsecondary school education and are under the age
20 of twenty-five.
21 (3) The principal's parents or the parents of the
22 principal's spouse, if the principal had established a
23 pattern of such payments.
24 (4) Any other individuals legally entitled to be
25 supported by the principal.
26 *b.* Make periodic payments of child support and
27 other family maintenance required by a court or
28 governmental agency or an agreement to which the
29 principal is a party.
30 *c.* Provide living quarters for the individuals
31 described in paragraph *"a"* by any of the following:
32 (1) Purchase, lease, or other contract.
33 (2) Paying the operating costs, including but not
34 limited to interest, amortization payments, repairs,
35 improvements, and taxes, for premises owned by the
36 principal or occupied by those individuals.
37 *d.* Provide funds for shelter, clothing, food,
38 appropriate education, including postsecondary and
39 vocational education, and other current living costs
40 for the individuals described in paragraph *"a"* to
41 enable those individuals to maintain their customary
42 standard of living.
43 *e.* Pay expenses for necessary health care and
44 custodial care on behalf of the individuals described
45 in paragraph *"a"*.
46 *f.* Act as the principal's personal representative
47 pursuant to the federal Health Insurance Portability
48 and Accountability Act of 1996, Pub. L. No. 104-191,
49 including amendments thereto and regulations
50 promulgated thereunder, in making decisions related to

1 past, present, or future payments for the provision of
2 health care consented to by the principal or anyone

3 authorized under the law of this state to consent to
4 health care on behalf of the principal.
5 *g.* Continue any provision made by the principal for
6 automobiles or other means of transportation, including
7 registering, licensing, insuring, and replacing them,
8 for the individuals described in paragraph *"a"*.
9 *h.* Maintain credit and debit accounts for the
10 convenience of the individuals described in paragraph
11 *"a"* and open new accounts.
12 *i.* Continue payments or contributions incidental
13 to the membership or affiliation of the principal in a
14 religious institution, club, society, order, or other
15 organization.
16 2. Authority with respect to personal and family
17 maintenance is neither dependent upon, nor limited
18 by, authority that an agent may or may not have with
19 respect to gifts under this chapter.
20 Sec. 39. NEW SECTION. **633B.214 Benefits from**
21 **governmental programs or civil or military service.**
22 1. In this section, *"benefits from governmental*
23 *programs or civil or military service"* means any
24 benefit, program, or assistance provided under a
25 statute, rule, or regulation relating to but not
26 limited to social security, Medicare, or Medicaid.
27 2. Unless the power of attorney otherwise provides,
28 language in a power of attorney granting general
29 authority with respect to benefits from governmental
30 programs or civil or military service authorizes the
31 agent to do all of the following:
32 *a.* Execute vouchers in the name of the principal
33 for allowances and reimbursements payable by the United
34 States, a foreign government, or a state or subdivision
35 of a state to the principal, including but not limited
36 to allowances and reimbursements for transportation
37 of the individuals described in section 633B.213,
38 subsection 1, paragraph *"a"*, and for shipment of the
39 household effects of such individuals.
40 *b.* Take possession and order the removal and
41 shipment of property of the principal from a post,
42 warehouse, depot, dock, or other place of storage
43 or safekeeping, either governmental or private, and
44 execute and deliver a release, voucher, receipt, bill
45 of lading, shipping ticket, certificate, or other
46 instrument for that purpose.
47 *c.* Enroll in, apply for, select, reject, change,
48 amend, or discontinue, on the principal's behalf, a
49 benefit or program.
50 *d.* Prepare, file, and maintain a claim of the

1 principal for a benefit or assistance, financial or

otherwise, to which the principal may be entitled under a statute, rule, or regulation.

e. Initiate, participate in, submit to alternative dispute resolution, settle, oppose, or propose or accept a compromise with respect to litigation concerning any benefit or assistance the principal may be entitled to receive under a statute, rule, or regulation.

f. Receive the financial proceeds of a claim described in paragraph *"d"* and conserve, invest, disburse, or use for a lawful purpose anything so received.

Sec. 40. NEW SECTION. **633B.215 Retirement plans.**

1. In this section, *"retirement plan"* means a plan or account created by an employer, the principal, or another individual to provide retirement benefits or deferred compensation in which the principal is a participant, beneficiary, or owner, including but not limited to a plan or account under the following sections of the Internal Revenue Code:

a. An individual retirement account in accordance with section 408.

b. A Roth individual retirement account established under section 408A.

c. A deemed individual retirement account under section 408(q).

d. An annuity or mutual fund custodial account under section 403(b).

e. A pension, profit-sharing, stock bonus, or other retirement plan qualified under section 401(a).

f. An eligible deferred compensation plan under section 457(b).

g. A nonqualified deferred compensation plan under section 409A.

2. Unless the power of attorney otherwise provides, language in a power of attorney granting general authority with respect to retirement plans authorizes the agent to do all of the following:

a. Select the form and timing of payments under a retirement plan and withdraw benefits from a plan.

b. Make a rollover, including a direct trustee-to-trustee rollover of benefits from one retirement plan to another.

c. Establish a retirement plan in the principal's name.

d. Make contributions to a retirement plan.

e. Exercise investment powers available under a retirement plan.

f. Borrow from, sell assets to, or purchase assets

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1 from a retirement plan.
2 Sec. 41. NEW SECTION. **633B.216 Taxes.**
3 Unless the power of attorney otherwise provides,
4 language in a power of attorney granting general
5 authority with respect to taxes authorizes the agent
6 to do all of the following:
7 1. Prepare, sign, and file federal, state, local,
8 and foreign income, gift, payroll, property, Federal
9 Insurance Contributions Act returns and other tax
10 returns, claims for refunds, requests for extension
11 of time, petitions regarding tax matters, and any
12 other tax-related documents, including receipts,
13 offers, waivers, consents, including but not limited
14 to consents and agreements under section 2032A of the
15 Internal Revenue Code, closing agreements, and any
16 power of attorney required by the Internal Revenue
17 Service or other taxing authority with respect to a tax
18 year upon which the statute of limitations has not run.
19 2. Pay taxes due, collect refunds, post bonds,
20 receive confidential information, and contest
21 deficiencies determined by the Internal Revenue Service
22 or other taxing authority.
23 3. Exercise any election available to the principal
24 under federal, state, local, or foreign tax law.
25 4. Act for the principal in all tax matters for
26 all periods before the Internal Revenue Service or any
27 other taxing authority.
28 Sec. 42. NEW SECTION. **633B.217 Gifts.**
29 1. In this section, a gift *"for the benefit of"* a
30 person includes a gift to a trust, an account under
31 a uniform transfers to minors Act, and a qualified
32 state tuition program exempt from taxation pursuant to
33 section 529 of the Internal Revenue Code.
34 2. Unless the power of attorney otherwise provides,
35 language in a power of attorney granting general
36 authority with respect to gifts authorizes the agent
37 only to do all of the following:
38 *a.* Make a gift of any of the principal's property
39 outright to, or for the benefit of, a person, including
40 but not limited to by the exercise of a presently
41 exercisable general power of appointment held by
42 the principal, in an amount per donee not to exceed
43 the annual dollar limits of the federal gift tax
44 exclusion under section 2503(b) of the Internal Revenue
45 Code without regard to whether the federal gift tax
46 exclusion applies to the gift or if the principal's
47 spouse agrees to consent to a split gift pursuant to
48 section 2513 of the Internal Revenue Code in an amount
49 per donee not to exceed twice the annual federal gift
50 tax exclusion limit.

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1 *b.* Consent to the splitting of a gift made by the
2 principal's spouse pursuant to section 2513 of the
3 Internal Revenue Code in an amount per donee not to
4 exceed the aggregate annual gift tax exclusions for
5 both spouses.
6 3. An agent may make a gift of the principal's
7 property only as the agent determines is consistent
8 with the principal's objectives if actually known by
9 the agent and, if unknown, as the agent determines is
10 consistent with the principal's best interest based on
11 all relevant factors, including but not limited to all
12 of the following:
13 *a.* The value and nature of the principal's
14 property.
15 *b.* The principal's foreseeable obligations and need
16 for maintenance.
17 *c.* The minimization of taxes, including but
18 not limited to income, estate, inheritance,
19 generation-skipping transfer, and gift taxes.
20 *d.* Eligibility for a benefit, a program, or
21 assistance under a statute, rule, or regulation.
22 *e.* The principal's personal history of making or
23 joining in making gifts.
24 Sec. 43. NEW SECTION. **633B.301 Power of attorney**
25 **—— form.**
26 A document substantially in the following form may
27 be used to create a statutory power of attorney that
28 has the meaning and effect prescribed by this chapter:
29 IOWA STATUTORY POWER OF ATTORNEY FORM
30 1. POWER OF ATTORNEY
31 This power of attorney authorizes another person
32 (your agent) to make decisions concerning your property
33 for you (the principal). Your agent will be able to
34 make decisions and act with respect to your property
35 (including but not limited to your money) whether or
36 not you are able to act for yourself. The meaning
37 of authority over subjects listed on this form is
38 explained in the Iowa Uniform Power of Attorney Act,
39 Iowa Code chapter 633B.
40 This power of attorney does not authorize the agent
41 to make health care decisions for you.
42 You should select someone you trust to serve as your
43 agent. Unless you specify otherwise, generally the
44 agent's authority will continue until you die or revoke
45 the power of attorney or the agent resigns or is unable
46 to act for you.
47 Your agent is not entitled to compensation
48 unless you state otherwise in the optional Special
49 Instructions.

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1 This form provides for designation of one agent. If
2 you wish to name more than one agent, you may name a
3 coagent in the optional Special Instructions. Coagents
4 must act by majority rule unless you provide otherwise
5 in the optional Special Instructions.
6 If your agent is unable or unwilling to act for you,
7 your power of attorney will end unless you have named a
8 successor agent. You may also name a second successor
9 agent.
10 This power of attorney becomes effective immediately
11 upon signature and acknowledgment unless you state
12 otherwise in the optional Special Instructions.
13 If you have questions about this power of attorney
14 or the authority you are granting to your agent, you
15 should seek legal advice before signing this form.
16 DESIGNATION OF AGENT
17 I _____ (name of principal) name
18 the following person as my agent:
19 Name of Agent
20 _____
21 Agent's Address
22 _____
23 Agent's Telephone Number
24 _____
25 DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)
26 If my agent is unable or unwilling to act for me, I
27 name as my successor agent:
28 Name of Successor Agent
29 _____
30 Successor Agent's Address
31 _____
32 Successor Agent's Telephone Number
33 _____
34 If my successor agent is unable or unwilling to act
35 for me, I name as my second successor agent:
36 Name of Second Successor Agent
37 _____
38 Second Successor Agent's Address
39 _____
40 Second Successor Agent's Telephone Number
41 _____
42 GRANT OF GENERAL AUTHORITY
43 I grant my agent and any successor agent general
44 authority to act for me with respect to the following
45 subjects as defined in the Iowa Uniform Power of
46 Attorney Act, Iowa Code chapter 633B:
47 (Initial each subject you want to include in the
48 agent's general authority. If you wish to grant
49 general authority over all of the subjects you may

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1 initial "All Preceding Subjects" instead of initialing
2 each subject.)
3 ___ Real Property
4 ___ Tangible Personal Property
5 ___ Stocks and Bonds
6 ___ Commodities and Options
7 ___ Banks and Other Financial Institutions
8 ___ Operation of Entity or Business
9 ___ Insurance and Annuities
10 ___ Estates, Trusts, and Other Beneficial Interests
11 ___ Claims and Litigation
12 ___ Personal and Family Maintenance
13 ___ Benefits from Governmental Programs or Civil or
14 Military Service
15 ___ Retirement Plans
16 ___ Taxes
17 ___ All Preceding Subjects
18 GRANT OF SPECIFIC AUTHORITY (OPTIONAL)
19 My agent shall not do any of the following specific
20 acts for me unless I have initialed the specific
21 authority listed below:
22 (Caution: Granting any of the following will give
23 your agent the authority to take actions that could
24 significantly reduce your property or change how your
25 property is distributed at your death. Initial only
26 the specific authority you WANT to give your agent.)
27 ___ Amend, revoke, or terminate a revocable inter
28 vivos trust, if authorized by the trust.
29 ___ Agree to the amendment or termination of any
30 other inter vivos trust.
31 ___ Make a gift to an individual who is not an
32 agent, subject to the limitations of the Iowa Uniform
33 Power of Attorney Act, Iowa Code section 633B.217, and
34 any special instructions in this power of attorney.
35 Make gifts, either direct or indirect, to my agent
36 acting under this power of attorney as follows:
37 ___ Any such gift must be approved in writing by
38 _____; or
39 ___ No third party approval is needed.
40 ___ Authorize another person to exercise the
41 authority granted under this power of attorney.
42 ___ Waive the principal's right to be a beneficiary
43 of a joint and survivor annuity, including a survivor
44 benefit under a retirement plan.
45 ___ Exercise fiduciary powers that the principal has
46 authority to delegate.
47 ___ Disclaim or refuse an interest in property,
48 including a power of appointment.
49 LIMITATION ON AGENT'S AUTHORITY

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An agent that is not my ancestor, spouse, or descendant shall not use my property to benefit the agent or a person to whom the agent owes an obligation of support unless I have included that authority in the optional Special Instructions.

SPECIAL INSTRUCTIONS (OPTIONAL)

You may give special instructions on the following lines:

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____ shall have the authority to request an accounting of any agent.

EFFECTIVE DATE

This power of attorney is effective immediately upon signature and acknowledgment unless I have stated otherwise in the optional Special Instructions.

NOMINATION OF CONSERVATOR AND GUARDIAN (OPTIONAL)

If it becomes necessary for a court to appoint a conservator of my estate or guardian of my person, I nominate the following person(s) for appointment:

Name of Nominee for Conservator of My Estate

_____

Nominee's Address

_____

Nominee's Telephone Number

_____

Name of Nominee for Guardian of My Person

_____

Nominee's Address

_____

Nominee's Telephone Number

_____

RELIANCE ON THIS POWER OF ATTORNEY

Any person, including my agent, may rely upon the validity of this power of attorney or a copy of it unless that person knows it has terminated or is invalid.

SIGNATURE AND ACKNOWLEDGMENT

_____ _____

Your Signature Date

_____

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1 Your Name Printed
2 _____
3 _____
4 Your Address
5 _____
6 Your Telephone Number
7 State of _____
8 County of _____
9 This document was acknowledged before me on
10 _____ (date), by _____
11 (name of principal)
12 _____ (Seal, if
13 any)
14 Signature of Notary
15 My commission expires _____
16 This document prepared by
17 _____
18 _____
19 2. IMPORTANT INFORMATION FOR AGENT
20 AGENT'S DUTIES
21 When you accept the authority granted under this
22 power of attorney, a special legal relationship
23 is created between the principal and you. This
24 relationship imposes upon you legal duties that
25 continue until you resign or the power of attorney
26 is terminated or revoked. You must do all of the
27 following:
28 Do what you know the principal reasonably expects
29 you to do with the principal's property or, if you
30 do not know the principal's expectations, act in the
31 principal's best interest.
32 Act in good faith.
33 Do nothing beyond the authority granted in this
34 power of attorney.
35 Disclose your identity as an agent whenever you act
36 for the principal by writing or printing the name of
37 the principal and signing your own name as agent in the
38 following manner:
39 _____ (principal's name) by
40 _____ (your signature) as Agent
41 Unless the Special Instructions in this power of
42 attorney state otherwise, you must also do all of the
43 following:
44 Act loyally for the principal's benefit.
45 Avoid conflicts that would impair your ability to
46 act in the principal's best interest.
47 Act with care, competence, and diligence.
48 Keep a record of all receipts, disbursements, and
49 transactions made on behalf of the principal.

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1 Cooperate with any person that has authority to make
2 health care decisions for the principal to do what you
3 know the principal reasonably expects or, if you do
4 not know the principal's expectations, to act in the
5 principal's best interest.
6 Attempt to preserve the principal's estate plan if
7 you know the plan and preserving the plan is consistent
8 with the principal's best interest.
9 TERMINATION OF AGENT'S AUTHORITY
10 You must stop acting on behalf of the principal
11 if you learn of any event that terminates this power
12 of attorney or your authority under this power of
13 attorney. Events that terminate a power of attorney or
14 your authority to act under a power of attorney include
15 any of the following:
16 Death of the principal.
17 The principal's revocation of the power of attorney
18 or your authority.
19 The occurrence of a termination event stated in the
20 power of attorney.
21 The purpose of the power of attorney is fully
22 accomplished.
23 If you are married to the principal, a legal action
24 is filed with a court to end your marriage, or for your
25 legal separation, unless the Special Instructions in
26 this power of attorney state that such an action will
27 not terminate your authority.
28 LIABILITY OF AGENT
29 The meaning of the authority granted to you is
30 defined in the Iowa Uniform Power of Attorney Act, Iowa
31 Code chapter 633B. If you violate the Iowa Uniform
32 Power of Attorney Act, Iowa Code chapter 633B, or act
33 outside the authority granted, you may be liable for
34 any damages caused by your violation.
35 If there is anything about this document or your
36 duties that you do not understand, you should seek
37 legal advice.
38 Sec. 44. NEW SECTION. **633B.302 Agent's**
39 **certification —— optional form.**
40 The following optional form may be used by an agent
41 to certify facts concerning a power of attorney:
42 IOWA STATUTORY POWER OF ATTORNEY AGENT'S CERTIFICATION
43 FORM
44 AGENT'S CERTIFICATION OF VALIDITY OF POWER OF ATTORNEY
45 AND AGENT'S AUTHORITY
46 State of _____
47 County of _____
48 I, _____ (name of
49 agent), certify under penalty of perjury that
50 _____ (name of principal)

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1 granted me authority as an agent or successor agent in
2 a power of attorney dated _____.
3 I further certify all of the following to my
4 knowledge:
5 The principal is alive and has not revoked the power
6 of attorney or the Power of Attorney and my authority
7 to act under the Power of Attorney have not terminated.
8 If the power of attorney was drafted to become
9 effective upon the happening of an event or
10 contingency, the event or contingency has occurred.
11 If I was named as a successor agent, the prior agent
12 is no longer able or willing to serve.
13 _____
14 _____
15 _____.
16 (Insert other relevant statements)
17 SIGNATURE AND ACKNOWLEDGMENT
18 _____ _____
19 Agent's Signature Date
20 _____
21 Agent's Name Printed
22 _____
23 _____
24 Agent's Address
25 _____
26 Agent's Telephone Number
27 This document was acknowledged before me on
28 _____ (date), by _____
29 (name of agent)
30 _____ (Seal, if
31 any)
32 Signature of Notary
33 My commission expires _____
34 This document prepared by
35 _____
36 _____
37 Sec. 45. NEW SECTION. **633B.401 Uniformity of**
38 **application and construction.**
39 In applying and construing this chapter,
40 consideration shall be given to the need to promote
41 uniformity of the law with respect to the subject
42 matter of this chapter among states that enact the
43 uniform power of attorney Act.
44 Sec. 46. NEW SECTION. **633B.402 Relation to**
45 **Electronic Signatures in Global and National Commerce**
46 **Act.**
47 This chapter modifies, limits, and supersedes the
48 federal Electronic Signatures in Global and National
49 Commerce Act, 15 U.S.C. §7001 et seq., but does not
50 modify, limit, or supersede section 101(c) of that Act,

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1 15 U.S.C. §7001(c), or authorize electronic delivery of
2 any of the notices described in section 103(b) of that
3 Act, 15 U.S.C. §7003(b).
4 Sec. 47. NEW SECTION. **633B.403 Effect on existing**
5 **powers of attorney.**
6 Except as otherwise provided in this chapter:
7 1. This chapter applies to a power of attorney
8 created before, on, or after July 1, 2014.
9 2. This chapter applies to all judicial proceedings
10 concerning a power of attorney commenced on or after
11 July 1, 2014.
12 3. This chapter applies to all judicial proceedings
13 concerning a power of attorney commenced before July
14 1, 2014, including but not limited to proceedings
15 pursuant to section 633B.116, unless the court finds
16 that application of a provision of this chapter would
17 substantially interfere with the effective conduct of
18 the proceedings or the rights of the parties or other
19 interested persons. In that case, the provision does
20 not apply and the court shall apply prior law.
21 4. An act completed before July 1, 2014, shall not
22 be affected by this chapter.
23 Sec. 48. REPEAL. Sections 633B.1 and 633B.2, Code
24 2014, are repealed.>

BALTIMORE of Boone

H-8148

1 Amend House File 2448 as follows:
2 1. Page 7, by striking line 26 and inserting <used
3 primarily for a residential purpose, or will be used
4 primarily for a>

KAUFMANN of Cedar
THOMAS of Clayton

H-8149

1 Amend the amendment, H-8119, to Senate File 2239,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 10, line 38, by striking <CONFORMING> and
5 inserting <ADDITIONAL PROVISIONS AND CONFORMING>
6 2. Page 11, after line 33 by inserting:
7 <Sec. ___. Section 235B.6, subsection 2, paragraph
8 e, subparagraph (5), Code 2014, is amended to read as
9 follows:
10 (5) The office of the attorney ~~for the department~~
11 ~~who is responsible for representing the department~~

12 general.
13 Sec. ___. Section 235B.6, subsection 3, Code 2014,
14 is amended to read as follows:
15 3. Access to unfounded dependent adult abuse
16 information is authorized only to those persons
17 identified in subsection 2, paragraph *"a"*, paragraph
18 *"b"*, subparagraphs (2), (5), and (6), and paragraph
19 *"e"*, subparagraphs (2), (5), and (10).>
20 3. By renumbering as necessary.

HEDDENS of Story

H-8150

1 Amend House File 2452 as follows:
2 1. Page 1, by striking lines 7 through 12.
3 2. Page 1, by striking lines 20 and 21.
4 3. Page 2, line 25, after <owner> by inserting <and
5 administrator>
6 4. Page 2, line 32, after <*Use*> by inserting <*and*
7 *administration*>
8 5. By striking page 3, line 7, through page 4, line
9 31, and inserting:
10 <*d*. The account holder shall not use funds held in
11 a first-time homebuyer savings account to pay expenses,
12 if any, of administering the account, except that
13 a service fee may be charged to the account by the
14 financial institution where the account is held.
15 *e*. Documentation regarding the segregation of
16 funds in a first-time homebuyer savings account from
17 other funds and documentation regarding eligible
18 costs for the purchase of a principal residence shall
19 be maintained by the account holder. The burden of
20 proving that a withdrawal from a first-time homebuyer
21 savings account was made for eligible costs is upon the
22 account holder.
23 *f*. Within thirty days of being furnished proof of
24 death of the account holder, the financial institution
25 where the first-time homebuyer savings account is held
26 shall distribute any amount remaining in the first-time
27 homebuyer savings account to the estate of the account
28 holder or to a transfer on death or pay on death
29 beneficiary of the account properly designated by the
30 account holder with the financial institution.
31 *g*. The account holder shall file reports with the
32 department of revenue as reasonably required by the
33 department of revenue.
34 *h*. The account holder is required to remit the
35 withdrawal penalty in section 422.7, subsection 57,
36 paragraph *"c"*, subparagraph (1), if assessed, to the
37 department of revenue in the same manner as provided in
38 section 422.16, subsection 2.>

6. By striking page 5, line 34, through page 6, line 1, and inserting <the payment of eligible costs of the account holder. Such withdrawal shall also be assessed>

7. Page 6, line 24, by striking <*"business day"*,>

8. By renumbering, redesignating, and correcting internal references as necessary.

BALTIMORE of Boone

H-8151

Amend Senate File 2195, as passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 476.1D, subsection 1, paragraph c, Code 2014, is amended by striking the paragraph.

Sec. 2. Section 476.1D, subsection 2, Code 2014, is amended to read as follows:

2. ~~Except as provided in subsection 1, paragraph *"c"*, deregulation~~ Deregulation of a service or facility for a utility is effective only after a finding of effective competition by the board.

Sec. 3. Section 476.3, subsection 2, paragraph b, Code 2014, is amended by striking the paragraph.

Sec. 4. Section 476.4, Code 2014, is amended to read as follows:

476.4 Tariffs filed.

1. Every public utility shall file with the board tariffs showing the rates and charges for its public utility services and the rules and regulations under which such services were furnished, on April 1, 1963, which rates and charges shall be subject to investigation by the board as provided in section 476.3, and upon such investigation the burden of establishing the reasonableness of such rates and charges shall be upon the public utility filing the same. These filings shall be made under such rules as the board may prescribe within such time and in such form as the board may designate. In prescribing rules and regulations with respect to the form of tariffs, the board shall, in the case of public utilities subject to regulation by any federal agency, give due regard to any corresponding rules and regulations of such federal agency, to the end that unnecessary duplication of effort and expense may be avoided so far as reasonably possible. Each public utility shall keep copies of its tariffs open to public inspection under such rules as the board may prescribe.

2. No later than January 1, 2015, a telephone utility is required to file tariffs as provided in

this section only for such wholesale services as may be specified by the board.

3. Every rate, charge, rule, and regulation contained in any filing made with the commission on or prior to July 4, 1963, shall be effective as of such date, subject, however, to investigation as herein provided. If any such filing is made prior to the time the commission prescribes rules as aforesaid, and if such filing does not comply as to form or substance with such rules, then the public utility which filed

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the same shall within a reasonable time after the adoption of such rules make a new filing or filings complying with such rules, which new filing or filings shall be deemed effective as of July 4, 1963.

Sec. 5. Section 476.5, Code 2014, is amended to read as follows:

476.5 Adherence to schedules ~~— discounts.~~

No public utility subject to rate regulation shall directly or indirectly charge a greater or less compensation for its services than that prescribed in its tariffs, and no such public utility shall make or grant any unreasonable preferences or advantages as to rates or services to any person or subject any person to any unreasonable prejudice or disadvantage.

~~Nothing in this section shall be construed to prohibit any public utility furnishing communications services from providing any service rendered by it without charge or at reduced rate to any of its active or retired officers, directors, or employees, or such officers, directors or employees of other public utilities furnishing communications services. Provided, however, said service is for personal use, and not for engaging in a business for profit.~~

Sec. 6. Section 476.6, subsection 9, Code 2014, is amended by striking the subsection.

Sec. 7. Section 476.29, subsections 3 and 6, Code 2014, are amended to read as follows:

3. A certificate is transferable, subject to approval of the board pursuant to section 476.20, subsection 1~~, and for purposes of a rate-regulated local exchange utility shall be treated by the board in the same manner as a reorganization pursuant to sections 476.76 and 476.77~~.

6. The certificate ~~and tariffs~~ approved by the board ~~are~~ is the only authority required for the utility to furnish land-line local telephone service. However, to the extent not inconsistent with this section, the power to regulate the conditions required and manner of use of the highways, streets,

rights-of-way, and public grounds remains in the appropriate public authority.

Sec. 8. Section 476.29, subsection 15, Code 2014, is amended by striking the subsection.

Sec. 9. Section 476.72, subsections 4 and 5, Code 2014, are amended to read as follows:

4. *"Public utility"* ~~includes only~~ means a gas or electric rate-regulated public ~~utilities and rate-regulated telephone utilities providing local exchange telecommunication service~~ utility.

5. *"Utility business"* means the generation or

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transmission of electricity or furnishing of gas or furnishing electricity ~~or furnishing rate-regulated communications services~~ to the public for compensation.

Sec. 10. Section 476.78, Code 2014, is amended to read as follows:

476.78 Cross-subsidization prohibited.

A ~~rate-regulated gas or electric~~ public utility shall not directly or indirectly include any costs or expenses attributable to providing nonutility service in regulated rates or charges. Except for contracts existing as of July 1, 1996, a ~~rate-regulated gas or electric~~ public utility or its affiliates shall not use vehicles, service tools and instruments, or employees, the costs, salaries, or benefits of which are recoverable in the regulated rates for electric service or gas service to install, service, or repair residential or commercial gas or electric heating, ventilating, or air conditioning systems, or interior lighting systems and fixtures; or to sell at retail heating, ventilating, air conditioning, or interior lighting equipment. For the purpose of this section, *"commercial"* means a place of business primarily used for the storage or sale, at wholesale or retail, of goods, wares, services, or merchandise. Nothing in this section shall be construed to prohibit a ~~rate-regulated gas or electric~~ public utility from using its utility vehicles, service tools and instruments, and employees to market systems, services, and equipment, to light pilots, or to eliminate a customer emergency or threat to public safety.

Sec. 11. Section 476.79, Code 2014, is amended to read as follows:

476.79 Provision of nonutility service.

1. A ~~rate-regulated gas or electric~~ public utility providing any nonutility service to its customers shall keep and render to the board separate records of the nonutility service. The board may provide for the examination and inspection of the books, accounts,

39 papers, and records of the nonutility service, as
40 may be necessary, to enforce any provisions of this
41 chapter.
42 2. The board shall adopt rules which specify the
43 manner and form of the accounts relating to providing
44 nonutility services which the ~~rate-regulated gas or~~
45 ~~electric~~ public utility shall maintain.
46 Sec. 12. Section 476.80, unnumbered paragraph 1,
47 Code 2014, is amended to read as follows:
48 A ~~rate-regulated gas or electric~~ public utility
49 which engages in a systematic marketing effort as
50 defined by the board, other than on an incidental or

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1 casual basis, to promote the availability of nonutility
2 service from the public utility shall make available at
3 reasonable compensation on a nondiscriminatory basis
4 to all persons engaged primarily in providing the same
5 competitive nonutility services in that area all of
6 the following services to the same extent utilized by
7 the public utility in connection with its nonutility
8 services:
9 Sec. 13. Section 476.81, Code 2014, is amended to
10 read as follows:
11 **476.81 Audit required.**
12 The board may periodically retain a nationally or
13 regionally recognized independent auditing firm to
14 conduct an audit of the nonutility services provided by
15 a ~~rate-regulated gas or electric~~ public utility subject
16 to the provisions of section 476.80. A nonutility
17 service audit shall not be conducted more frequently
18 than every three years, unless ordered by the board for
19 good cause. The cost of the audit shall be paid by the
20 public utility to the independent auditing firm and
21 shall be included in its regulated rates and charges,
22 unless otherwise ordered by the board for good cause
23 after providing the public utility the opportunity for
24 a hearing on the board's decision.
25 Sec. 14. Section 476.83, Code 2014, is amended to
26 read as follows:
27 **476.83 Complaints.**
28 Any person may file a written complaint with the
29 board requesting that the board determine compliance by
30 a ~~rate-regulated gas or electric~~ public utility with
31 the provisions of section 476.78, 476.79, or 476.80, or
32 any validly adopted rules to implement these sections.
33 Upon the filing of a complaint, the board may promptly
34 initiate a formal complaint proceeding and give notice
35 of the proceeding and the opportunity for hearing. The
36 formal complaint proceeding may be initiated at any
37 time by the board on its own motion. The board shall

38 render a decision in the proceeding within ninety days
39 after the date the written complaint was filed, unless
40 additional time is requested by the complainant.
41 Sec. 15. Section 476.96, Code 2014, is amended to
42 read as follows:
43 **476.96 Definitions.**
44 As used in ~~section 476.95, this section, and~~
45 sections ~~476.97 through 476.102~~ 476.100 and 476.101,
46 unless the context otherwise requires:
47 ~~1. *"Basic communications service"* includes at~~
48 ~~a minimum, basic local telephone service, switched~~
49 ~~access, 911 and E-911 services, and dual party relay~~
50 ~~service. The board is authorized to classify by rule~~

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1 ~~at any time, any other two-way switched communications~~
2 ~~services as basic communications services consistent~~
3 ~~with community expectations and the public interest.~~
4 ~~2. *"Basic local telephone service"* means the~~
5 ~~provision of dial tone access and usage, for the~~
6 ~~transmission of two-way switched communications within~~
7 ~~a local exchange area, including, but not limited to,~~
8 ~~the following:~~
9 ~~*a.* Residence service and business services,~~
10 ~~including flat rate or local measured service, private~~
11 ~~branch exchange trunks, trunk type hunting services,~~
12 ~~direct inward dialing, and the network access portion~~
13 ~~of central office switched exchange service.~~
14 ~~*b.* Extended area service.~~
15 ~~*c.* Touch tone service when provided separately.~~
16 ~~*d.* Call tracing.~~
17 ~~*e.* Calling number blocking on either a per call or~~
18 ~~a per line basis.~~
19 ~~*f.* Local exchange white pages directories.~~
20 ~~*g.* Installation and repair of local network access.~~
21 ~~*h.* Local operator services, excluding directory~~
22 ~~assistance.~~
23 ~~*i.* Toll service blocking and 1-900 and 1-976 access~~
24 ~~blocking.~~
25 ~~3.~~ 1. *"Competitive local exchange service provider"*
26 means any person, including a municipal utility, that
27 provides local exchange services, other than a local
28 exchange carrier or a nonrate-regulated wireline
29 provider of local exchange services under an authorized
30 certificate of public convenience and necessity within
31 a specific geographic area described in maps filed with
32 and approved by the board as of September 30, 1992.
33 ~~4. *"Interim number portability"* means one or more~~
34 ~~mechanisms by which a local exchange customer at a~~
35 ~~particular location may change the customer's local~~
36 ~~exchange services provider without any change in the~~

~~local exchange customer's telephone number, while experiencing as little loss of functionality as is feasible using available technology.~~

~~5.~~ 2. *"Local exchange carrier"* means any person that was the incumbent and historical rate-regulated wireline provider of local exchange services or any successor to such person that provides local exchange services under an authorized certificate of public convenience and necessity within a specific geographic area described in maps filed with and approved by the board as of September 30, 1992.

~~6. *"Nonbasic communications services"* means all communications services subject to the board's jurisdiction which are not deemed either by statute or~~

~~by rule to be basic communications services, including any service offered by the local exchange carrier for the first time after July 1, 1995. A service is not considered new if it constitutes the bundling, unbundling, or repricing of an already existing service. Consistent with community expectations and the public interest, the board may reclassify by rule as nonbasic those two-way switched communications services previously classified by rule as basic.~~

~~7. *"Provider number portability"* means the capability of a local exchange customer to change the customer's local exchange services provider at the customer's same location without any change in the local exchange customer's telephone number, while preserving the full range of functionality that the customer currently experiences. *"Provider number portability"* includes the equal availability of information concerning the local exchange provider serving the number to all carriers, and the ability to deliver traffic directly to that provider without having first to route traffic to the local exchange carrier or otherwise use the services, facilities, or capabilities of the local exchange carrier to complete the call, and without the dialing of additional digits or access codes.~~

Sec. 16. Section 476.101, subsections 1, 8, and 10, Code 2014, are amended to read as follows:

1. A certificate of public convenience and necessity to provide local telephone service shall not be interpreted as conveying a monopoly, exclusive privilege, or franchise. A competitive local exchange service provider shall not be subject to the requirements of this chapter, except that a competitive local exchange service provider shall obtain a certificate of public convenience and

36 necessity pursuant to section 476.29, ~~file tariffs,~~
37 notify affected customers prior to any rate increase,
38 file reports, information, and pay assessments pursuant
39 to section 476.2, subsection 4, and sections 476.9,
40 476.10, 476.16, 476.102, and 477C.7, and shall be
41 subject to the board's authority with respect to
42 adequacy of service, interconnection, discontinuation
43 of service, civil penalties, and complaints. If,
44 after notice and opportunity for hearing, the board
45 determines that a competitive local exchange service
46 provider possesses market power in its local exchange
47 market or markets, the board may apply such other
48 provisions of this chapter to a competitive local
49 exchange service provider as it deems appropriate.
50 8. Any person may file a written complaint with the

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1 board requesting the board to determine compliance by a
2 local exchange carrier with the provisions of sections
3 476.96, ~~through~~ 476.100, and 476.102, and this section,
4 or any board rules implementing those sections. Upon
5 the filing of such complaint, the board may promptly
6 initiate a formal complaint proceeding and give notice
7 of the proceeding and the opportunity for hearing. The
8 formal complaint proceeding may be initiated at any
9 time by the board on its own motion. The board shall
10 render a decision in the proceeding within ninety days
11 after the date the written complaint was filed. The
12 board, for good cause shown, may extend the deadline
13 for acting upon the complaint for an additional period
14 not to exceed thirty days.
15 10. In a proceeding associated with the granting
16 of a certificate under section 476.29, approving
17 maps ~~and tariffs~~ for competitive local exchange
18 providers provided for in this section, or in resolving
19 a complaint filed pursuant to subsection 8 and
20 proceedings under 47 U.S.C. §251 – 254, the board shall
21 allocate the costs and expenses of the proceedings
22 to persons identified as parties in the proceeding
23 who are engaged in or who seek to engage in providing
24 telecommunications services or other persons identified
25 as participants in the proceeding. The funds received
26 for the costs and the expenses shall be remitted to the
27 treasurer of state for deposit in the department of
28 commerce revolving fund created in section 546.12 as
29 provided in section 476.10.
30 Sec. 17. Section 476.101, subsections 4, 5, and 6,
31 Code 2014, are amended by striking the subsections.
32 Sec. 18. Section 477.9A, Code 2014, is amended to
33 read as follows:
34 **477.9A Deregulated services.**

35 1. A telegraph or telephone company whose services
36 are deregulated by the board under section 476.1D
37 may use public notice as a means of conveying terms
38 and conditions to customers where identification of
39 those customers is infeasible or impractical. Public
40 notice may also be used to convey changes in terms and
41 conditions, other than price increases or limitations
42 of liability, to all other customers, but only if those
43 customers were put on notice that this means would be
44 used to convey subsequent changes. Notwithstanding
45 section 477.7, when services are deregulated by the
46 board under section 476.1D, a telegraph or telephone
47 company, in any contract, agreement, or by means of
48 public notice, may reasonably limit its liability
49 under section 477.7 in the course of providing the
50 deregulated communications services to its customers,

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1 except for acts of willful misconduct. However,
2 this section does not allow a greater limitation on
3 liability than exists in any contract or approved
4 tariff as of the effective date of the deregulation of
5 the services.
6 2. A telephone company whose services are subject
7 to regulation by the board with respect to terms and
8 conditions, but not rates, shall give notice of rate
9 changes to customers.
10 Sec. 19. REPEAL. Sections 476.4A, 476.97, and
11 476.99, Code 2014, are repealed.>
12 2. Title page, by striking lines 1 through 3
13 and inserting <An Act relating to matters under the
14 purview of the utilities division of the department of
15 commerce.>

WATTS of Dallas

H-8152

1 Amend Senate File 2195, as passed by the Senate, as
2 follows:
3 1. Page 6, after line 33 by inserting:
4 <Sec. ___. Section 478.6, Code 2014, is amended by
5 adding the following new unnumbered paragraph:
6 NEW UNNUMBERED PARAGRAPH. A petition seeking
7 the use of the right of eminent domain shall not
8 be considered to serve a public use, as determined
9 pursuant to this section or under section 6A.22, if
10 the franchise involves the proposed construction of a
11 direct current transmission line which extends across
12 state boundaries.
13 Sec. ___. EFFECTIVE UPON ENACTMENT. The section

14 of this Act amending section 478.6, being deemed of
15 immediate importance, takes effect upon enactment.
16 Sec. ___. RETROACTIVE APPLICABILITY. The
17 section of this Act amending section 478.6 applies
18 retroactively to January 1, 2014.>
19 2. Title page, by striking lines 1 through 3
20 and inserting <An Act relating to matters under the
21 purview of the utilities division of the department of
22 commerce, and including effective date and retroactive
23 applicability provisions.>
24 3. By renumbering as necessary.

WATTS of Dallas

H-8153

1 Amend Senate File 2195, as passed by the Senate, as
2 follows:
3 1. Page 6, after line 33 by inserting:
4 <Sec. ___. Section 478.3, subsection 2, Code 2014,
5 is amended by adding the following new paragraph:
6 NEW PARAGRAPH. *0b*. Petitions for transmission
7 lines capable of operating at more than one hundred
8 kilovolts direct current and either extending a
9 distance of not less than one mile or extending across
10 state boundaries shall also demonstrate that prior to
11 filing the petition the proposed construction has been
12 examined, accepted, and identified in appendix A of
13 the most recent annual midcontinent independent system
14 operator transmission expansion plan as approved by
15 the midcontinent independent system operator board of
16 directors, or approved as part of the expansion plan
17 of any successor regional transmission organization
18 representing the area in which the proposed lines will
19 be constructed. Notwithstanding paragraph *"b"*, this
20 requirement shall not be subject to waiver by the
21 utilities board.
22 Sec. ___. Section 478.13, Code 2014, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 6. If an extension is sought
25 for transmission lines capable of operating at more
26 than one hundred kilovolts direct current and either
27 extending a distance of not less than one mile or
28 extending across state boundaries, the application
29 shall be subject to the requirement in section 478.3,
30 subsection 2, paragraph *"0b"*.
31 Sec. ___. EFFECTIVE UPON ENACTMENT. The following
32 provision or provisions of this Act, being deemed of
33 immediate importance, take effect upon enactment:
34 1. The section of this Act enacting section 478.3,
35 subsection 2, paragraph "0b".
36 2. The section of this Act enacting section 478.13,

37 subsection 6.
38 Sec. ___. RETROACTIVE APPLICABILITY. The following
39 provision or provisions of this Act apply retroactively
40 to January 1, 2014:
41 1. The section of this Act enacting section 478.3,
42 subsection 2, paragraph "0b".
43 2. The section of this Act enacting section 478.13,
44 subsection 6.>
45 2. Title page, by striking lines 1 through 3
46 and inserting <An Act relating to matters under the
47 purview of the utilities division of the department of
48 commerce, and including effective date and retroactive
49 applicability provisions.>
50 3. By renumbering as necessary.

WATTS of Dallas

H-8154

1 Amend Senate File 2195, as passed by the Senate, as
2 follows:
3 1. Page 1, after line 34 by inserting:
4 <Sec. ___. NEW SECTION. **476.10C Solar panel**
5 **installation —— annual analysis.**
6 1. The division shall enter into an agreement with
7 the department of administrative services to contract
8 with an independent engineer selected by the department
9 to conduct an analysis regarding the performance of
10 solar panels installed at the energy-efficient building
11 constructed pursuant to section 476.10B. The analysis
12 shall be conducted on an annual basis commencing on
13 December 31 of the year following a full year of solar
14 panel operation and December 31 each year thereafter,
15 and shall continue until the panels are removed from
16 service. A report summarizing the annual analysis
17 shall be submitted to the general assembly by March 31
18 following each annual analysis period.
19 2. The annual analysis shall include or encompass
20 the following factors:
21 *a.* The total actual cost to acquire, install, test,
22 and commission the installation project.
23 *b.* The total operating and maintenance costs
24 incurred, including but not limited to internal
25 and external labor, repairs, panel cleaning, and
26 replacement parts.
27 *c.* The actual kilowatt hours of alternating-current
28 generation produced by the project and the associated
29 capacity factor.
30 *d.* The performance ratio for the project.
31 *e.* The actual project availability.
32 *f.* The sale of any renewable energy credits
33 generated by the project.

34 *g.* The calculated annual degradation rate for the
35 project.
36 *h.* The alternating current output in comparison to
37 solar insolation.
38 *i.* The actual electricity and demand charge savings
39 resulting from the project.
40 *j.* Financing costs incurred to support the project.
41 *k.* Estimated project decommissioning costs, net of
42 any expected salvage value.
43 *l.* The projected and actual internal rate of return
44 and payback of the project including tax impacts, to
45 the extent applicable over the twenty-five-year period
46 following installation.
47 3. In conducting the analysis, each of the factors
48 listed in subsection 2 shall be compared to and
49 reconciled with the pro forma document developed when
50 the project was originally proposed.

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1 4. The amount to be expended by the division for
2 purposes of conducting the analysis shall not exceed
3 ten thousand dollars annually.>
4 2. Title page, by striking lines 1 through 3
5 and inserting <An Act relating to matters under the
6 purview of the utilities division of the department of
7 commerce.>
8 3. By renumbering as necessary.

WATTS of Dallas

H-8155

1 Amend House File 2458 as follows:
2 1. Page 28, by striking lines 17 through 26.
3 2. Page 33, after line 18 by inserting:
4 <Sec. ___. Section 478.6, Code 2014, is amended by
5 adding the following new unnumbered paragraph:
6 NEW UNNUMBERED PARAGRAPH. Notwithstanding any other
7 provision to the contrary, a franchise shall not be
8 granted or extended when the petition for a franchise
9 or extension of a franchise involves construction or
10 extension of a high voltage direct current transmission
11 line exceeding three hundred miles in length in this
12 state and extending across a state boundary line if, in
13 such county affected by the proposed project, more than
14 twenty-five percent of the specific parcels of real
15 property over which a right-of-way easement or other
16 property interest is sought to be acquired will be
17 acquired by exercise of the right of eminent domain.>
18 3. By renumbering as necessary.

WATTS of Dallas

H-8156

Amend House File 2458 as follows:
1. Page 22, after line 11 by inserting:
<DIVISION ___
SPECIAL APPROPRIATION —— AGRICULTURAL DRAINAGE WELL WATER QUALITY ASSISTANCE FUND
Sec. ___. AGRICULTURAL DRAINAGE WELL WATER QUALITY ASSISTANCE FUND. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For deposit in the agricultural drainage well water quality assistance fund created in section 460.303 to be used for purposes of supporting the agricultural drainage well water quality assistance program as provided in section 460.304:
..... $ 11,800,000>
2. By renumbering as necessary.

WOOD of Scott

H-8157

Amend House File 2458 as follows:
1. Page 22, after line 11 by inserting:
<DIVISION ___
SPECIAL APPROPRIATION —— SOIL AND WATER CONSERVATION
Sec. ___. COST-SHARE PROGRAM.
1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For use by the department in providing for soil and water conservation administration, the conservation of soil and water resources, or the support of soil and water conservation district commissioners:
..... $ 18,500,000
2. Not more than 5 percent of the moneys appropriated in subsection 1 may be allocated for cost sharing to address complaints filed under section 161A.47.
3. Of the moneys appropriated in subsection 1, 5 percent shall be allocated for financial incentives to establish practices to protect watersheds above publicly owned lakes of the state from soil erosion and sediment as provided in section 161A.73.
4. Not more than 30 percent of a soil and water

27 conservation district's allocation of moneys as
28 financial incentives may be provided for the purpose
29 of establishing management practices to control soil
30 erosion on land that is row cropped, including but
31 not limited to no-till planting, ridge-till planting,
32 contouring, and contour strip-cropping as provided in
33 section 161A.73.
34 5. The state soil conservation committee
35 established by section 161A.4 may allocate moneys
36 appropriated in subsection 1 to conduct research and
37 demonstration projects to promote conservation tillage
38 and nonpoint source pollution control practices.
39 6. The allocation of moneys as financial incentives
40 as provided in section 161A.73 may be used in
41 combination with moneys allocated by the department of
42 natural resources.
43 7. Not more than 15 percent of the moneys
44 appropriated in subsection 1 may be used for costs of
45 administration and implementation of soil and water
46 conservation practices.
47 8. Notwithstanding section 8.33, moneys
48 appropriated in this section for the fiscal year
49 beginning July 1, 2014, that remain unencumbered or
50 unobligated at the close of the fiscal year shall not

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1 revert but shall remain available for expenditure for
2 the purposes designated until the close of the fiscal
3 year beginning July 1, 2017.>
4 2. By renumbering as necessary.

BEARINGER of Fayette

H-8158

1 Amend the amendment, H-8137, to Senate File 303,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. By striking page 1, line 1, through page 12,
5 line 5, and inserting:
6 <<Amend Senate File 303, as amended, passed, and
7 reprinted by the Senate, as follows:
8 1. By striking everything after the enacting clause
9 and inserting:
10 <DIVISION I
11 RETIREMENT PAY TAX EXEMPTION
12 Section 1. Section 422.5, subsection 3, paragraph
13 a, Code 2014, is amended to read as follows:
14 *a.* The tax shall not be imposed on a resident or
15 nonresident whose net income, as defined in section
16 422.7, is thirteen thousand five hundred dollars or

17 less in the case of married persons filing jointly
18 or filing separately on a combined return, heads of
19 household, and surviving spouses or nine thousand
20 dollars or less in the case of all other persons;
21 but in the event that the payment of tax under this
22 division would reduce the net income to less than
23 thirteen thousand five hundred dollars or nine thousand
24 dollars as applicable, then the tax shall be reduced to
25 that amount which would result in allowing the taxpayer
26 to retain a net income of thirteen thousand five
27 hundred dollars or nine thousand dollars as applicable.
28 The preceding sentence does not apply to estates or
29 trusts. For the purpose of this subsection, the entire
30 net income, including any part of the net income not
31 allocated to Iowa, shall be taken into account. For
32 purposes of this subsection, net income includes all
33 amounts of pensions or other retirement income, except
34 for military retirement pay excluded under section
35 422.7, subsection 31A, paragraph *"a"*, or section
36 422.7, subsection 31B, paragraph *"a"*, received from any
37 source which is not taxable under this division as a
38 result of the government pension exclusions in section
39 422.7, or any other state law. If the combined net
40 income of a husband and wife exceeds thirteen thousand
41 five hundred dollars, neither of them shall receive
42 the benefit of this subsection, and it is immaterial
43 whether they file a joint return or separate returns.
44 However, if a husband and wife file separate returns
45 and have a combined net income of thirteen thousand
46 five hundred dollars or less, neither spouse shall
47 receive the benefit of this paragraph, if one spouse
48 has a net operating loss and elects to carry back or
49 carry forward the loss as provided in section 422.9,
50 subsection 3. A person who is claimed as a dependent

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1 by another person as defined in section 422.12 shall
2 not receive the benefit of this subsection if the
3 person claiming the dependent has net income exceeding
4 thirteen thousand five hundred dollars or nine thousand
5 dollars as applicable or the person claiming the
6 dependent and the person's spouse have combined net
7 income exceeding thirteen thousand five hundred dollars
8 or nine thousand dollars as applicable.
9 Sec. 2. Section 422.5, subsection 3B, paragraph a,
10 Code 2014, is amended to read as follows:
11 *a.* The tax shall not be imposed on a resident or
12 nonresident who is at least sixty-five years old on
13 December 31 of the tax year and whose net income,
14 as defined in section 422.7, is thirty-two thousand
15 dollars or less in the case of married persons

16 filing jointly or filing separately on a combined
17 return, heads of household, and surviving spouses or
18 twenty-four thousand dollars or less in the case of all
19 other persons; but in the event that the payment of
20 tax under this division would reduce the net income to
21 less than thirty-two thousand dollars or twenty-four
22 thousand dollars as applicable, then the tax shall be
23 reduced to that amount which would result in allowing
24 the taxpayer to retain a net income of thirty-two
25 thousand dollars or twenty-four thousand dollars as
26 applicable. The preceding sentence does not apply to
27 estates or trusts. For the purpose of this subsection,
28 the entire net income, including any part of the net
29 income not allocated to Iowa, shall be taken into
30 account. For purposes of this subsection, net income
31 includes all amounts of pensions or other retirement
32 income, except for military retirement pay excluded
33 under section 422.7, subsection 31A, paragraph *"a"*,
34 or section 422.7, subsection 31B, paragraph *"a"*,
35 received from any source which is not taxable under
36 this division as a result of the government pension
37 exclusions in section 422.7, or any other state law.
38 If the combined net income of a husband and wife
39 exceeds thirty-two thousand dollars, neither of them
40 shall receive the benefit of this subsection, and it
41 is immaterial whether they file a joint return or
42 separate returns. However, if a husband and wife file
43 separate returns and have a combined net income of
44 thirty-two thousand dollars or less, neither spouse
45 shall receive the benefit of this paragraph, if one
46 spouse has a net operating loss and elects to carry
47 back or carry forward the loss as provided in section
48 422.9, subsection 3. A person who is claimed as a
49 dependent by another person as defined in section
50 422.12 shall not receive the benefit of this subsection

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1 if the person claiming the dependent has net income
2 exceeding thirty-two thousand dollars or twenty-four
3 thousand dollars as applicable or the person claiming
4 the dependent and the person's spouse have combined
5 net income exceeding thirty-two thousand dollars or
6 twenty-four thousand dollars as applicable.
7 Sec. 3. Section 422.7, Code 2014, is amended by
8 adding the following new subsection:
9 NEW SUBSECTION. 31A. *a.* Subtract, to the extent
10 included, retirement pay received by a taxpayer from
11 the federal government for military service performed
12 in the armed forces, the armed forces military reserve,
13 or national guard.
14 *b.* The exclusion of retirement pay under this

15 subsection is in addition to any exclusion provided
16 under subsection 31.
17 Sec. 4. Section 422.7, Code 2014, is amended by
18 adding the following new subsection:
19 NEW SUBSECTION. 31B. *a.* Subtract, to the extent
20 included, amounts received as survivor benefits by a
21 taxpayer from the federal government pursuant to 10
22 U.S.C. §1447, et seq.
23 *b.* The exclusion of survivor benefits under this
24 subsection is in addition to any exclusion provided
25 under subsection 31.
26 Sec. 5. RETROACTIVE APPLICABILITY. This division
27 of this Act applies retroactively to January 1, 2014,
28 for tax years beginning on or after that date.
29 DIVISION II
30 PROPERTY OF ASSOCIATIONS OF WAR VETERANS
31 Sec. 6. Section 427.1, subsection 5, Code 2014, is
32 amended to read as follows:
33 5. *Property of associations of war veterans.*
34 *a.* The property of any organization composed wholly
35 of veterans of any war, when such property is, except
36 as otherwise provided in this subsection or subsection
37 14, devoted entirely to its own use and not held for
38 pecuniary profit.
39 *b.* The operation of bingo games on property of such
40 organization shall not adversely affect the exemption
41 of that property under this subsection if all proceeds,
42 in excess of expenses, are used for the legitimate
43 purposes of the organization.
44 *c.* The occasional or irregular lease or rental of
45 all or a portion of the property of such organization
46 shall not adversely affect the exemption of that
47 property under this subsection if the proceeds from
48 such lease or rental do not exceed two hundred fifty
49 dollars per lease or rental, and the proceeds, in
50 excess of expenses, are used for the legitimate

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1 purposes of the organization. In addition, the
2 occasional or irregular lease or rental shall be
3 considered a use for the appropriate objects of the
4 organization for purposes of subsection 14.
5 Sec. 7. IMPLEMENTATION OF ACT. Section 25B.7 does
6 not apply to this division of this Act.
7 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
8 this Act, being deemed of immediate importance, takes
9 effect upon enactment.
10 Sec. 9. RETROACTIVE APPLICABILITY. This division
11 of this Act applies retroactively to January 1, 2014,
12 for assessment years beginning on or after that date.
13 DIVISION III

LICENSE PLATES

Sec. 10. Section 35A.11, Code 2014, is amended to read as follows:

35A.11 Veterans license fee fund.

1. A veterans license fee fund is created in the state treasury under the control of the commission. Notwithstanding section 12C.7, interest or earnings on moneys in the veterans license fee fund shall be credited to the veterans license fee fund. Moneys in the fund are appropriated to the commission to be used to fulfill the responsibilities of the commission.

2. The fund created in this section shall include the fees credited by the treasurer of state from the ~~sale~~ annual validation of the following special motor vehicle registration plates:

~~1. Veteran special plates issued pursuant to section 321.34, subsection 13, paragraph *"d"*.~~

~~2.~~ *a.* National guard special plates issued pursuant to section 321.34, subsection 16.

~~3.~~ *b.* Pearl Harbor special plates issued pursuant to section 321.34, subsection 17.

~~4.~~ *c.* Purple heart special plates issued pursuant to section 321.34, subsection 18.

~~5.~~ *d.* United States armed forces retired special plates issued pursuant to section 321.34, subsection 19.

~~6.~~ *e.* Silver star and bronze star special plates issued pursuant to section 321.34, subsection 20.

~~7.~~ *f.* Distinguished service cross, navy cross, and air force cross special plates issued pursuant to section 321.34, subsection 20A.

~~8.~~ *g.* Soldier's medal, navy and marine corps medal, and airman's medal special plates issued pursuant to section 321.34, subsection 20B.

~~9.~~ *h.* Combat infantryman badge, combat action badge, combat action ribbon, air force combat action medal, and combat medical badge plates issued pursuant

to section 321.34, subsection 20C.

~~10.~~ *i.* Gold star special plates issued pursuant to section 321.34, subsection 24.

j. United States veteran special plates issued pursuant to section 321.34, subsection 27.

Sec. 11. Section 321.34, subsection 16, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who is a member of the national guard, as defined in chapter 29A, may, upon written application to the department, order special registration plates with a national guard processed emblem with the emblem designed by the

13 department in cooperation with the adjutant general
14 which emblem signifies that the applicant is a member
15 of the national guard. The application shall be
16 approved by the department in consultation with the
17 adjutant general. The special plate fees collected by
18 the director under subsection 12, ~~paragraphs~~ paragraph
19 *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation
20 of letter-number designated national guard plates,
21 and subsection 12, paragraph *"c"*, from the issuance
22 and annual validation of personalized national guard
23 plates shall be paid monthly to the treasurer of
24 state and deposited in the road use tax fund. The
25 treasurer of state shall transfer monthly from the
26 statutory allocations fund created under section
27 321.145, subsection 2, to the veterans license fee fund
28 created in section 35A.11 the amount of the special
29 fees collected under subsection 12, paragraph *"a"*, in
30 the previous month for national guard plates. Special
31 registration plates with a national guard processed
32 emblem shall be surrendered, as provided in subsection
33 12, in exchange for regular registration plates upon
34 termination of the owner's membership in the active
35 national guard.
36 Sec. 12. Section 321.34, subsection 16, Code 2014,
37 is amended by adding the following new paragraph:
38 NEW PARAGRAPH. *0b*. Notwithstanding subsection 12,
39 paragraph *"a"*, an owner who is approved for special
40 registration plates under this subsection shall be
41 issued one set of special registration plates with a
42 national guard processed emblem at no charge.
43 Sec. 13. Section 321.34, subsection 17, paragraph
44 a, Code 2014, is amended to read as follows:
45 *a*. An owner referred to in subsection 12 who was at
46 Pearl Harbor, Hawaii, as a member of the armed services
47 of the United States on December 7, 1941, may, upon
48 written application to the department, order special
49 registration plates with a Pearl Harbor processed
50 emblem. The emblem shall be designed by the department

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1 in consultation with service organizations. The
2 application is subject to approval by the department.
3 The special plate fees collected by the director under
4 subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from
5 the ~~issuance and~~ annual validation of letter-number
6 designated Pearl Harbor plates, and subsection 12,
7 paragraph *"c"*, from the issuance and annual validation
8 of personalized Pearl Harbor plates shall be paid
9 monthly to the treasurer of state and deposited in
10 the road use tax fund. The treasurer of state shall
11 transfer monthly from the statutory allocations fund

created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for Pearl Harbor plates.

Sec. 14. Section 321.34, subsection 17, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b.* Notwithstanding subsection 12, paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with a Pearl Harbor processed emblem at no charge.

Sec. 15. Section 321.34, subsection 18, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who was awarded a purple heart medal by the United States government for wounds received in military or naval combat against an armed enemy of the United States may, upon written application to the department and presentation of satisfactory proof of the award of the purple heart medal, order special registration plates with a purple heart processed emblem. The design of the emblem shall include a representation of a purple heart medal and ribbon. The application is subject to approval by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated purple heart plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized purple heart plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for purple heart plates.

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Sec. 16. Section 321.34, subsection 18, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b.* Notwithstanding subsection 12, paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with a purple heart processed emblem at no charge.

Sec. 17. Section 321.34, subsection 19, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who is a

retired member of the United States armed forces may, upon written application to the department and upon presentation of satisfactory proof of membership, order special registration plates with a United States armed forces retired processed emblem. The emblem shall be designed by the department in consultation with service organizations. The application is subject to approval by the department. For purposes of this subsection, a person is considered to be retired if the person is recognized by the United States armed forces as retired from the United States armed forces. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated armed forces retired plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized armed forces retired plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for armed forces retired plates.

Sec. 18. Section 321.34, subsection 19, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b.* Notwithstanding subsection 12, paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with an armed forces retired processed emblem at no charge.

Sec. 19. Section 321.34, subsection 20, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who was awarded a silver or a bronze star by the United States government, may, upon written application to the department and presentation of satisfactory proof of the award of the silver or bronze star, order special registration plates with a silver or bronze

star processed emblem. The emblem shall be designed by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated silver star and bronze star plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized silver star and bronze star plates shall be paid monthly

to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in the previous month for silver star and bronze star plates.

Sec. 20. Section 321.34, subsection 20, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b*. Notwithstanding subsection 12, paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with a silver star or bronze star processed emblem at no charge.

Sec. 21. Section 321.34, subsection 20A, paragraph a, Code 2014, is amended to read as follows:

a. An owner referred to in subsection 12 who was awarded a distinguished service cross, a navy cross, or an air force cross by the United States government may, upon written application to the department and presentation of satisfactory proof of the award, order special registration plates with a distinguished service cross, navy cross, or air force cross processed emblem. The emblem shall be designed by the department in consultation with the adjutant general. The special plate fees collected by the director under subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation of letter-number designated distinguished service cross, navy cross, and air force cross plates, and subsection 12, paragraph *"c"*, from the issuance and annual validation of personalized distinguished service cross, navy cross, and air force cross plates shall be paid monthly to the treasurer of state and deposited in the road use tax fund. The treasurer of state shall transfer monthly from the statutory allocations fund created under section 321.145, subsection 2, to the veterans license fee fund created in section 35A.11 the amount of the special fees collected under subsection 12, paragraph *"a"*, in

the previous month for distinguished service cross, navy cross, and air force cross plates.

Sec. 22. Section 321.34, subsection 20A, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b*. Notwithstanding subsection 12, paragraph *"a"*, an owner who is approved for special registration plates under this subsection shall be issued one set of special registration plates with a

9 distinguished service cross, navy cross, or air force
10 cross processed emblem at no charge.
11 Sec. 23. Section 321.34, subsection 20B, paragraph
12 a, Code 2014, is amended to read as follows:
13 *a.* An owner referred to in subsection 12 who was
14 awarded a soldier's medal, a navy and marine corps
15 medal, or an airman's medal by the United States
16 government may, upon written application to the
17 department and presentation of satisfactory proof of
18 the award, order special registration plates with
19 a soldier's medal, navy and marine corps medal, or
20 airman's medal processed emblem. The emblem shall be
21 designed by the department in consultation with the
22 adjutant general. The special plate fees collected by
23 the director under subsection 12, ~~paragraphs~~ paragraph
24 *"a"* ~~and *"c"*~~, from the ~~issuance and~~ annual validation
25 of letter-number designated soldier's medal, navy and
26 marine corps medal, and airman's medal plates, and
27 subsection 12, paragraph *"c"*, from the issuance and
28 annual validation of personalized soldier's medal, navy
29 and marine corps medal, and airman's medal plates shall
30 be paid monthly to the treasurer of state and deposited
31 in the road use tax fund. The treasurer of state shall
32 transfer monthly from the statutory allocations fund
33 created under section 321.145, subsection 2, to the
34 veterans license fee fund created in section 35A.11 the
35 amount of the special fees collected under subsection
36 12, paragraph *"a"*, in the previous month for soldier's
37 medal, navy and marine corps medal, and airman's medal
38 plates.
39 Sec. 24. Section 321.34, subsection 20B, Code 2014,
40 is amended by adding the following new paragraph:
41 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,
42 paragraph *"a"*, an owner who is approved for special
43 registration plates under this subsection shall be
44 issued one set of special registration plates with
45 a soldier's medal, navy and marine corps medal, or
46 airman's medal processed emblem at no charge.
47 Sec. 25. Section 321.34, subsection 20C, paragraph
48 b, Code 2014, is amended to read as follows:
49 *b.* An owner referred to in subsection 12 who was
50 awarded a combat infantryman badge, combat action

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1 badge, combat action ribbon, air force combat action
2 medal, or combat medical badge by the United States
3 government may, upon written application to the
4 department and presentation of satisfactory proof of
5 the award, order special registration plates with a
6 combat infantryman badge, combat action badge, combat
7 action ribbon, air force combat action medal, or combat

8 medical badge processed emblem. The special plate
9 fees collected by the director under subsection 12,
10 ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from the ~~issuance and~~
11 annual validation of letter-number designated combat
12 infantryman badge, combat action badge, combat action
13 ribbon, air force combat action medal, and combat
14 medical badge plates, and subsection 12, paragraph
15 *"c"*, from the issuance and annual validation of
16 personalized combat infantryman badge, combat action
17 badge, combat action ribbon, air force combat action
18 medal, and combat medical badge plates shall be paid
19 monthly to the treasurer of state and deposited in
20 the road use tax fund. The treasurer of state shall
21 transfer monthly from the statutory allocations fund
22 created under section 321.145, subsection 2, to the
23 veterans license fee fund created in section 35A.11 the
24 amount of the special fees collected under subsection
25 12, paragraph *"a"*, in the previous month for combat
26 infantryman badge, combat action badge, combat action
27 ribbon, air force combat action medal, and combat
28 medical badge plates.
29 Sec. 26. Section 321.34, subsection 20C, Code 2014,
30 is amended by adding the following new paragraph:
31 NEW PARAGRAPH. *0c.* Notwithstanding subsection 12,
32 paragraph *"a"*, an owner who is approved for special
33 registration plates under this subsection shall be
34 issued one set of special registration plates with a
35 combat infantryman badge, combat action badge, combat
36 action ribbon, air force combat action medal, and
37 combat medical badge distinguishing processed emblem
38 at no charge.
39 Sec. 27. Section 321.34, subsection 24, Code 2014,
40 is amended to read as follows:
41 24. *Gold star plates.*
42 *a.* An owner referred to in subsection 12 who is
43 the surviving spouse, parent, child, or sibling of
44 a deceased member of the United States armed forces
45 who died while serving on active duty during a time
46 of military conflict or who died as a result of such
47 service may order special registration plates bearing
48 a gold star emblem upon written application to the
49 department accompanied by satisfactory supporting
50 documentation as determined by the department. The

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1 gold star emblem shall be designed by the department in
2 cooperation with the commission of veterans affairs.
3 The special plate fees collected by the director under
4 subsection 12, ~~paragraphs~~ paragraph *"a"* ~~and *"c"*~~, from
5 the ~~issuance and~~ annual validation of letter-number
6 designated gold star plates, and subsection 12,

7 paragraph *"c"*, from the issuance and annual validation
8 of personalized gold star plates shall be paid monthly
9 to the treasurer of state and deposited in the road
10 use tax fund. The treasurer of state shall transfer
11 monthly from the statutory allocations fund created
12 under section 321.145, subsection 2, to the veterans
13 license fee fund created in section 35A.11 the amount
14 of the special fees collected under subsection 12,
15 paragraph *"a"*, in the previous month for gold star
16 plates.
17 *b.* Notwithstanding subsection 12, paragraph *"a"*,
18 an owner who is approved for special registration
19 plates under this subsection shall be issued one set of
20 special registration plates bearing a gold star emblem
21 at no charge.
22 Sec. 28. Section 321.34, Code 2014, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 27. *United States veteran plates.*
25 *a.* An owner referred to in subsection 12 who served
26 in the armed forces of the United States and was
27 discharged under honorable conditions may, upon written
28 application to the department and upon presentation of
29 satisfactory proof of military service and discharge
30 under honorable conditions, order special registration
31 plates bearing a distinguishing processed emblem
32 depicting the word "veteran" below an image of the
33 American flag. The application is subject to approval
34 by the department. The special plate fees collected
35 by the director under subsection 12, paragraph *"a"*,
36 from the annual validation of letter-number designated
37 United States veteran plates, and subsection 12,
38 paragraph *"c"*, from the issuance and annual validation
39 of personalized United States veteran plates, shall be
40 paid monthly to the treasurer of state and deposited in
41 the road use tax fund. The treasurer of state shall
42 transfer monthly from the statutory allocations fund
43 created under section 321.145, subsection 2, to the
44 veterans license fee fund created in section 35A.11 the
45 amount of the special fees collected under subsection
46 12, paragraph *"a"*, in the previous month for United
47 States veteran plates.
48 *b.* Notwithstanding subsection 12, paragraph *"a"*,
49 an owner who is approved for a special registration
50 plate under this subsection shall be issued one set of

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1 special registration plates bearing a distinguishing
2 processed emblem depicting the word "veteran" below an
3 image of the American flag at no charge.
4 DIVISION IV
5 VETERANS PREFERENCE

Sec. 29. NEW SECTION. **35.3 Veterans preference in private employment permitted.**

1. A private employer may grant preference in hiring and promotion to an individual who is a veteran.

2. *a.* A private employer may grant preference in hiring and promotion to the spouse of a veteran who has sustained a permanent, compensable service-connected disability as adjudicated by the United States veterans administration or by the retirement board of one of the armed forces of the United States.

b. A private employer may grant preference in hiring and promotion to the surviving spouse of a deceased member of the United States armed forces who died while serving on active duty during a time of military conflict or who died as a result of such service.

3. Granting a hiring or promotion preference under this section does not violate any state law or local ordinance regarding equal employment opportunity, including but not limited to chapter 216.

4. The hiring and promotion preferences allowable under this section shall only be granted if consistent with applicable federal laws and regulations.

DIVISION V

POSTSECONDARY EDUCATION REPORTING

Sec. 30. Section 260C.14, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 24. *a.* Beginning December 15, 2015, annually file a report with the governor and the general assembly providing information and statistics for the previous five academic years on the number of students who are veterans per year who received education credit for military education, training, and service, that number as a percentage of veterans known to be enrolled at the college, the average number of credits received by students, and the average number of credits applied towards the award of a certificate, competency-based credential, postsecondary diploma, or associate degree.

b. For purposes of this subsection, *"veteran"* means a veteran as defined in section 35.1.

Sec. 31. Section 262.9, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 38. *a.* Beginning December 15, 2015, annually file a report with the governor and the

general assembly providing information and statistics for the previous five academic years on the number of students who are veterans per year who received education credit for military education, training, and

5 service, that number as a percentage of veterans known
6 to be enrolled at the institution, the average number
7 of credits received by students, and the average number
8 of credits applied towards the award or completion of a
9 course of instruction, postsecondary diploma, degree,
10 or other evidences of distinction.
11 *b.* For purposes of this subsection, *"veteran"* means
12 a veteran as defined in section 35.1.
13 DIVISION VI
14 LICENSED PROFESSIONS AND OCCUPATIONS
15 Sec. 32. Section 272C.4, Code 2014, is amended by
16 adding the following new subsections:
17 NEW SUBSECTION. 11. Adopt rules by January 1,
18 2015, to provide credit towards qualifications for
19 licensure to practice an occupation or profession
20 in this state for education, training, and service
21 obtained or completed by an individual while serving
22 honorably on federal active duty, state active duty,
23 or national guard duty, as defined in section 29A.1,
24 to the extent consistent with the qualifications
25 required by the appropriate licensing board. The
26 rules shall also provide credit towards qualifications
27 for initial licensure for education, training, or
28 service obtained or completed by an individual while
29 serving honorably in the military forces of another
30 state or the organized reserves of the armed forces of
31 the United States, to the extent consistent with the
32 qualifications required by the appropriate licensing
33 board.
34 NEW SUBSECTION. 12. *a.* Establish procedures
35 by January 1, 2015, to expedite the licensing of an
36 individual who is licensed in a similar profession or
37 occupation in another state and who is a veteran, as
38 defined in section 35.1, or the spouse of a veteran.
39 *b.* If the board determines that the professional
40 or occupational licensing requirements of the state
41 where the veteran or veteran's spouse is licensed are
42 substantially equivalent to the licensing requirements
43 of this state, the procedures shall require the
44 licensing of the veteran or the veteran's spouse in
45 this state.
46 *c.* If the board determines that the professional
47 or occupational licensing requirements of the state
48 where the veteran or veteran's spouse is licensed are
49 not substantially equivalent to the professional or
50 occupational licensing requirements of this state, the

1 procedures shall allow the provisional licensing of
2 the veteran or veteran's spouse for a period of time
3 deemed necessary by the board to obtain a substantial

4 equivalent to the licensing requirements of this state.
5 The board shall advise the veteran or the veteran's
6 spouse of required education or training necessary to
7 obtain a substantial equivalent to the professional
8 or occupational licensing requirements of this state,
9 and the procedures shall provide for licensing of
10 an individual who has, pursuant to this paragraph,
11 obtained a substantial equivalent to the professional
12 or occupational licensing requirements of this state.
13 NEW SUBSECTION. 13. Beginning December 15, 2016,
14 annually file a report with the governor and the
15 general assembly providing information and statistics
16 on credit received by individuals for education,
17 training, and service pursuant to subsection 11 and
18 information and statistics on licenses and provisional
19 licenses issued pursuant to subsection 12.
20 NEW SUBSECTION. 14. Notwithstanding the
21 designation of the licensing boards in section 272C.1,
22 the provisions of subsections 11 through 13 shall apply
23 to all of the occupational and professional licensing
24 boards of this state.
25 Sec. 33. REPORT. Each occupational and
26 professional licensing board of this state shall file
27 a report with the governor and the general assembly
28 by January 31, 2015, on the substance of rules and
29 procedures adopted to implement the provisions of this
30 division of this Act.
31 DIVISION VII
32 COUNTY COMMISSIONS
33 Sec. 34. Section 35B.4, Code 2014, is amended to
34 read as follows:
35 **35B.4 Appointment —— vacancies.**
36 1. Members of the commission of veteran affairs
37 shall be appointed by the board of supervisors, in
38 consultation with the current commission members and
39 the executive director or administrator, to staggered
40 three-year terms at the regular meeting in June.
41 However, a member shall serve until a successor has
42 been appointed and qualifies. The board may remove
43 an appointee at any time for neglect of duty or
44 maladministration. A vacancy on the commission shall
45 be filled for the unexpired portion of the regular term
46 in the same manner as regular appointments are made.
47 2. If the board of supervisors increases the
48 commission of veteran affairs membership to five
49 members, the initial terms of the two new members
50 shall be two and three years respectively. However,

1 the new members shall serve until their successors are
2 appointed and qualify.

Sec. 35. Section 35B.6, subsection 1, paragraphs a and c, Code 2014, are amended to read as follows:

a. The members of the commission shall qualify by taking the usual oath of office~~, and give bond in the sum of five hundred dollars each, conditioned for the faithful discharge of their duties with sureties to be approved by the county auditor~~. The commission shall organize by the selection of one of their members as chairperson and one as secretary. The commission, subject to the approval of the board of supervisors, shall employ an executive director or administrator ~~and~~ who shall have the power to employ other necessary employees ~~when needed~~ to carry out the provisions of this chapter, including administrative or clerical assistants, but no member of the commission shall be so employed. ~~The compensation of such employees shall be fixed by the board of supervisors.~~ The state department of veterans affairs shall recognize the executive director or administrator as a county veterans service officer of a veterans' service organization recognized pursuant to 38 C.F.R. § 14.628(c) for the purposes of assisting veterans and their dependents in obtaining federal and state benefits. The commission shall recommend the annual compensation of the executive director or administrator to the board of supervisors. The board of supervisors shall consider the recommendation and shall determine and approve the annual compensation of the executive director or administrator. The executive director must possess the same qualifications as provided in section 35B.3 for commission members. However, this qualification requirement shall not apply to a person employed as an executive director prior to July 1, 1989.

c. Upon the employment of an executive director or administrator, the executive director or administrator shall complete a course of certification training provided by the department of veterans affairs pursuant to section 35A.5. If an executive director or administrator fails to obtain certification within one year of being employed, the executive director or administrator shall be removed from office. ~~A commissioner or other commission employee may also complete the course of certification training.~~ The department shall issue the executive director~~,~~ or administrator~~, commissioner, or employee~~ a certificate of training after completion of the certification training course. To maintain certification, the

executive director~~,~~ or administrator~~, commissioner,~~

~~or employee~~ shall satisfy the continuing education requirements established by the national association of county ~~veteran~~ veterans service officers. Failure of an executive director or administrator to maintain certification shall be cause for removal from office. The expenses of training the executive director or administrator shall be paid from the appropriation authorized in section 35B.14.

Sec. 36. Section 35B.6, subsection 1, paragraph d, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (3) Complete and submit all forms required for federal, state, and county benefits.

Sec. 37. Section 35B.6, subsection 2, Code 2014, is amended to read as follows:

2. *a.* Two or more boards of supervisors may agree, pursuant to chapter 28E, to share the services of an executive director or administrator. The agreement shall provide for the establishment of a commission of veteran affairs office in each of the counties participating in the agreement.

b. Neither a county board of supervisors nor a county commission of veterans affairs shall place the administration of the duties of the county commission of veteran affairs under any other agency of any county, or publish the names of the veterans or their families who receive benefits under the provisions of this chapter.

Sec. 38. Section 35B.6, subsection 3, Code 2014, is amended by striking the subsection.

Sec. 39. Section 35B.6, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. Each county commission of veteran affairs shall maintain an office in a public building owned, operated, or leased by the county.

Sec. 40. Section 35B.7, Code 2014, is amended to read as follows:

35B.7 Meetings —— report —— budget.

The commission shall meet monthly and at other times as necessary. At the monthly meeting it shall determine who are entitled to county benefits and the probable amount required to be expended. The commission shall meet annually to prepare an estimated budget for all expenditures to be made in the next fiscal year and certify the budget to the board of supervisors. The board may approve or reduce the budget for valid reasons shown and entered of record and the board's decision is final.

Sec. 41. Section 35B.10, Code 2014, is amended to

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read as follows:

35B.10 Disbursements —— inspection of records.

1. All claims certified by the commission shall be ~~reviewed~~ approved by the board of supervisors and the county auditor shall issue warrants in payment of the claims. All applications, investigation reports, and case records are privileged communications and ~~shall be held~~ confidential, subject to use and inspection only by persons authorized by law in connection with their official duties relating to financial audits and the administration of this chapter or as authorized by order of a district court. A person may sign a release to authorize the examination of that person's applications, reports, or records.

2. ~~However, the~~ The county commission of veteran affairs shall prepare and file in the office of the county auditor on or before the thirtieth day of each January, April, July, and October a report showing the case numbers of all recipients receiving assistance under this chapter, together with the amount paid to each during the preceding quarter. Each report so filed shall be ~~securely fixed in~~ maintained as a permanent record ~~book~~ to be used only for such reports made under this chapter.

~~The record book shall be and the same is hereby declared to be a public record, open to public inspection at all times during the regular office hours of the county auditor. Each person who desires to examine said records, other than in pursuance of official duties as hereinbefore provided, shall sign a written request to examine the same, which shall contain an agreement on the part of the signer that the signer will not utilize any information gained therefrom for commercial or political purposes.~~

3. It shall be unlawful for any person, body, association, firm, corporation or any other agency to solicit, disclose, receive, make use of or to authorize, knowingly permit, participate in or acquiesce in the use of any lists, names or other information obtained from the reports above provided for, for commercial or political purposes, and a violation of this provision shall constitute a serious misdemeanor.

Sec. 42. Section 35B.14, Code 2014, is amended by adding the following new subsections:

NEW SUBSECTION. 3. The commission is responsible for the interment in a suitable cemetery of the body of any veteran, as defined in section 35.1, or the spouse, surviving spouse, or child of the person, if the person has died without leaving sufficient means to defray the

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1 funeral expenses. The commission may pay the expenses
2 in a sum not exceeding an amount established by the
3 board of supervisors.
4 NEW SUBSECTION. 4. Burial expenses shall be paid
5 by the county in which the person died. If the person
6 is a resident of a different county at the time of
7 death, the county of residence shall reimburse the
8 county where the person died for the cost of burial.
9 In either case, the board of supervisors of the
10 respective counties shall audit and pay the account
11 from the funds provided for in this chapter in the
12 manner as other claims are audited and paid.
13 Sec. 43. Section 35B.16, Code 2014, is amended to
14 read as follows:
15 **35B.16 Markers for graves.**
16 The county commission of veteran affairs may
17 furnish a suitable and appropriate ~~metal~~ marker for
18 the grave of each veteran, as defined in section 35.1,
19 who is buried within the limits of the county. The
20 marker shall be placed at the individual's grave to
21 permanently mark and designate the grave for memorial
22 purposes. The expenses shall be paid from any funds
23 raised as provided in this chapter.
24 Sec. 44. Section 35B.17, Code 2014, is amended to
25 read as follows:
26 **35B.17 Maintenance of graves.**
27 1. The county boards of supervisors shall each
28 year appropriate and pay to the owners of, or to the
29 public board or officers having control of cemeteries
30 within the state in which any such deceased service
31 person is buried, a sum sufficient to pay for the care
32 and maintenance of the lots on which they are buried
33 in all cases in which provision for such care is not
34 otherwise made, or may conclude their responsibility
35 by paying a mutually agreed to fee for perpetual care
36 when the cemetery authority has established a perpetual
37 care fund for the cemetery, to be paid either as a lump
38 sum, or in not to exceed five installments in a manner
39 agreed to by the parties.
40 2. Payment under subsection 1 shall be made at the
41 rate charged for like care and maintenance of other
42 lots of similar size in the same cemetery, upon the
43 affidavit of the superintendent or other person in
44 charge of such cemetery, that the same has not been
45 otherwise paid or provided for.
46 Sec. 45. Section 35B.19, Code 2014, is amended to
47 read as follows:
48 **35B.19 Burial records.**
49 The ~~county commission of veteran affairs~~ executive
50 director or administrator shall be charged with

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1 securing the information requested by the department
2 of veterans affairs of every person having a military
3 service record and buried in ~~that~~ the county. Such
4 information shall be secured from the ~~undertaker~~
5 funeral director in charge of the burial or cremation
6 and shall be transmitted by the ~~undertaker~~ funeral
7 director to the ~~commission of~~ county veteran affairs
8 office of the county where burial or disposition of
9 cremated remains is made. This information shall
10 be recorded alphabetically and by description of
11 location in the cemetery where the veteran is buried
12 or the place of disposition of the cremated remains
13 of the veteran. This recording shall conform to
14 the directives of the department of veterans affairs
15 and shall be ~~kept in~~ maintained as a ~~book~~ permanent
16 record by the ~~county commission~~ executive director or
17 administrator.
18 Sec. 46. Section 64.11, Code 2014, is amended to
19 read as follows:
20 **64.11 Expense of bonds paid by county.**
21 If a county treasurer, county attorney, recorder,
22 auditor, sheriff, medical examiner, ~~member of the~~
23 ~~veterans affairs commission,~~ member of the board of
24 supervisors, engineer, steward, or matron elects to
25 furnish a bond with an association or incorporation as
26 surety as provided in this chapter, the reasonable cost
27 of the bond shall be paid by the county where the bond
28 is filed.
29 Sec. 47. Section 331.381, subsection 6, Code 2014,
30 is amended to read as follows:
31 6. Audit and pay the burial expense for indigent
32 veterans, as provided in section ~~35B.15~~ 35B.14,
33 subsection 4.
34 Sec. 48. Section 331.502, subsection 13, Code 2014,
35 is amended by striking the subsection.
36 Sec. 49. Section 331.502, subsection 14, Code 2014,
37 is amended to read as follows:
38 14. Issue warrants and maintain a ~~book containing~~
39 ~~a~~ permanent record of persons receiving veteran
40 assistance as provided in section 35B.10.
41 Sec. 50. REPEAL. Sections 35B.8, 35B.9, 35B.12,
42 35B.13, 35B.15, and 35B.18, Code 2014, are repealed.>
43 2. Title page, by striking lines 1 through 3 and
44 inserting <An Act relating to veterans, military
45 service members, and certain survivor beneficiaries and
46 including effective date and retroactive applicability
47 provisions.>
48 3. By renumbering, redesignating, and correcting

internal references as necessary.>

WINDSCHITL of Harrison

H-8159

Amend House File 2458 as follows:
1. Page 16, after line 28 by inserting:
<5A. FIELD AND STREAM BUFFERS
For purposes of installing field and stream buffers, and providing associated support to buffer technicians in cooperation with soil and water conservation districts and the natural resources conservation service of the United States department of agriculture:
..... $ 500,000>
2. Page 18, line 2, by striking <800,000> and inserting <300,000>
3. Page 18, line 4, by striking <600,000> and inserting <225,000>
4. Page 18, line 10, by striking <200,000> and inserting <75,000>
5. By renumbering as necessary.

RUFF of Clayton

H-8160

Amend the Senate amendment, H-8131, to House File 475, as passed by the House, as follows:
1. Page 1, after line 2 by inserting:
<___. Page 1, before line 1 by inserting:
Section 1. Section 808.1, Code 2014, is amended by adding the following new subsection:
NEW SUBSECTION. 01. *"Global positioning device"* means a global positioning device or any other tracking device.>>
2. Page 1, line 19, by striking <person, place,> and inserting <place>
3. Page 1, line 38, after <3.> by inserting <*a.*>
4. Page 1, after line 43 by inserting:
<*b.* Upon a finding of probable cause to issue such a warrant, the global positioning device shall not be placed upon a person in order to track or monitor that person.>>
5. By renumbering as necessary.

SHEETS of Appanoose

H-8161

Amend the amendment, H-8151, to Senate File 2195, as passed by the Senate, as follows:

1. Page 8, after line 9 by inserting:
<Sec. ___. Section 478.6, Code 2014, is amended by adding the following new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. A petition seeking the use of the right of eminent domain shall not be considered to serve a public use, as determined pursuant to this section or under section 6A.22, if the franchise involves the proposed construction of a direct current transmission line which extends across state boundaries.>
2. Page 8, after line 11 by inserting:
<Sec. ___. EFFECTIVE UPON ENACTMENT. The section of this Act amending section 478.6, being deemed of immediate importance, takes effect upon enactment.
Sec. ___. RETROACTIVE APPLICABILITY. The section of this Act amending section 478.6 applies retroactively to January 1, 2014.>
3. Page 8, line 15, after <commerce> by inserting <, and including effective date and retroactive applicability provisions>
4. By renumbering as necessary.

WATTS of Dallas

H-8162

Amend the amendment, H-8151, to Senate File 2195, as passed by the Senate, as follows:
1. Page 8, after line 9 by inserting:
<Sec. ___. Section 478.3, subsection 2, Code 2014, is amended by adding the following new paragraph:
NEW PARAGRAPH. *0b*. Petitions for transmission lines capable of operating at more than one hundred kilovolts direct current and either extending a distance of not less than one mile or extending across state boundaries shall also demonstrate that prior to filing the petition the proposed construction has been examined, accepted, and identified in appendix A of the most recent annual midcontinent independent system operator transmission expansion plan as approved by the midcontinent independent system operator board of directors, or approved as part of the expansion plan of any successor regional transmission organization representing the area in which the proposed lines will be constructed. Notwithstanding paragraph *"b"*, this requirement shall not be subject to waiver by the utilities board.
Sec. ___. Section 478.13, Code 2014, is amended by adding the following new subsection:
NEW SUBSECTION. 6. If an extension is sought for transmission lines capable of operating at more than one hundred kilovolts direct current and either

27 extending a distance of not less than one mile or
28 extending across state boundaries, the application
29 shall be subject to the requirement in section 478.3,
30 subsection 2, paragraph *"0b".*>
31 2. Page 8, after line 11 by inserting:
32 <Sec. ___. EFFECTIVE UPON ENACTMENT. The following
33 provision or provisions of this Act, being deemed of
34 immediate importance, take effect upon enactment:
35 1. The section of this Act enacting section 478.3,
36 subsection 2, paragraph "0b".
37 2. The section of this Act enacting section 478.13,
38 subsection 6.
39 Sec. ___. RETROACTIVE APPLICABILITY. The following
40 provision or provisions of this Act apply retroactively
41 to January 1, 2014:
42 1. The section of this Act enacting section 478.3,
43 subsection 2, paragraph "0b".
44 2. The section of this Act enacting section 478.13,
45 subsection 6.>
46 3. Page 8, line 15, after <commerce> by inserting
47 <, and including effective date and retroactive
48 applicability provisions>
49 4. By renumbering as necessary.

WATTS of Dallas

H-8163

1 Amend the amendment, H-8151, to Senate File 2195, as
2 passed by the Senate, as follows:
3 1. Page 2, after line 25 by inserting:
4 <Sec. ___. NEW SECTION. **476.10C Solar panel**
5 **installation —— annual analysis.**
6 1. The division shall enter into an agreement with
7 the department of administrative services to contract
8 with an independent engineer selected by the department
9 to conduct an analysis regarding the performance of
10 solar panels installed at the energy-efficient building
11 constructed pursuant to section 476.10B. The analysis
12 shall be conducted on an annual basis commencing on
13 December 31 of the year following a full year of solar
14 panel operation and December 31 each year thereafter,
15 and shall continue until the panels are removed from
16 service. A report summarizing the annual analysis
17 shall be submitted to the general assembly by March 31
18 following each annual analysis period.
19 2. The annual analysis shall include or encompass
20 the following factors:
21 *a.* The total actual cost to acquire, install, test,
22 and commission the installation project.
23 *b.* The total operating and maintenance costs
24 incurred, including but not limited to internal

25 and external labor, repairs, panel cleaning, and
26 replacement parts.
27 *c.* The actual kilowatt hours of alternating-current
28 generation produced by the project and the associated
29 capacity factor.
30 *d.* The performance ratio for the project.
31 *e.* The actual project availability.
32 *f.* The sale of any renewable energy credits
33 generated by the project.
34 *g.* The calculated annual degradation rate for the
35 project.
36 *h.* The alternating current output in comparison to
37 solar insolation.
38 *i.* The actual electricity and demand charge savings
39 resulting from the project.
40 *j.* Financing costs incurred to support the project.
41 *k.* Estimated project decommissioning costs, net of
42 any expected salvage value.
43 *l.* The projected and actual internal rate of return
44 and payback of the project including tax impacts, to
45 the extent applicable over the twenty-five-year period
46 following installation.
47 3. In conducting the analysis, each of the factors
48 listed in subsection 2 shall be compared to and
49 reconciled with the pro forma document developed when
50 the project was originally proposed.

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1 4. The amount to be expended by the division for
2 purposes of conducting the analysis shall not exceed
3 ten thousand dollars annually.>
4 2. By renumbering as necessary.

WATTS of Dallas

H-8164

1 Amend the amendment, H-8148, to House File 2448 as
2 follows:
3 1. Page 1, after line 4 by inserting:
4 <___. Page 8, by striking lines 33 and 34 and
5 inserting:
6 (1) Rehabilitation, repair, or redevelopment at
7 a brownfield or grayfield site that results in new
8 dwelling units.>>

KAUFMANN of Cedar

H-8165

1 Amend House File 2458 as follows:

1. Page 25, after line 5 by inserting:

<DIVISION ___

RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014 REGULATION OF SNOWMOBILES

Sec. ___. Section 321G.3, Code 2014, is amended to read as follows:

321G.3 ~~Registration~~ Resident registration and user permit required —— farm exemption —— penalties.

1. Each snowmobile used by a resident on public land, public ice, or a designated snowmobile trail of this state shall be currently registered in this state pursuant to section 321G.4. A ~~person~~ resident shall not operate, maintain, or give permission for the operation or maintenance of a snowmobile on public land, public ice, or a designated snowmobile trail unless the snowmobile is registered in accordance with this chapter~~or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect~~. ~~A~~ The owner of a snowmobile must also ~~be issued~~ obtain a user permit in accordance with ~~this chapter~~ section 321G.4A.

2. The owner of a snowmobile that is exempt from regular registration under section 321G.8, subsection 2, for which a certificate of title has been issued, may apply for a special farm registration certificate which shall be issued without payment of a registration fee, upon payment of a writing fee as provided in section 321G.27 and an administrative fee established by the commission. A registration decal shall not be issued for the snowmobile and the special farm registration shall not expire so long as the snowmobile remains exempt from regular registration.

~~2.~~ 3. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a valid registration and user permit have been obtained by providing a copy of the registration and user permit to the department within thirty days of the date the fine is paid. A person who violates this subsection is guilty of a simple misdemeanor.

Sec. ___. Section 321G.4, subsections 2 and 4, Code 2014, are amended to read as follows:

2. The owner of the snowmobile shall file an application for registration with the department through the county recorder of the county of residence~~, or in the case of a nonresident owner, in the county of primary use,~~ in the manner established by the

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commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in section 321G.27. A snowmobile shall not be registered by the county recorder until the county recorder is presented with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the snowmobile or that the owner is exempt from paying the tax. A snowmobile that has an expired registration certificate from another state may be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

4. Notwithstanding subsections 1 and 2, a snowmobile ~~that is more than thirty years old~~ manufactured prior to 1984 may be registered as an antique snowmobile for a one-time fee of twenty-five dollars, which shall exempt the owner from annual registration and fee requirements for that snowmobile. However, if ownership of ~~such a~~ an antique snowmobile is transferred, the new owner shall register the snowmobile and pay the one-time fee as required under this subsection. A snowmobile may be registered under this section with only a signed bill of sale as evidence of ownership.

Sec. ___. NEW SECTION. **321G.4B Nonresident requirements —— penalties.**

1. A nonresident wishing to operate a snowmobile on public land, public ice, or a designated snowmobile trail of this state shall obtain a user permit in accordance with section 321G.4A. In addition to obtaining a user permit, a nonresident shall display a current registration decal or other evidence of registration or numbering required by the owner's state of residence unless the owner resides in a state that does not register or number snowmobiles.

2. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a user permit has been obtained and provide evidence of registration or numbering as required by the owner's state of residence, if applicable, to the department within thirty days of the date the fine is paid. A person who violates this section is guilty of a simple misdemeanor.

Sec. ___. Section 321G.8, subsection 2, Code 2014, is amended to read as follows:

2. Snowmobiles used exclusively as farm implements, except as provided in section 321G.3, subsection 2.

Page 3

1 Sec. ___. Section 321G.20, Code 2014, is amended by
2 striking the section and inserting in lieu thereof the
3 following:
4 **321G.20 Operation by persons under sixteen.**
5 A person under sixteen years of age shall not
6 operate a snowmobile on a designated snowmobile
7 trail, public land, or public ice unless the operation
8 is under the direct supervision of a parent, legal
9 guardian, or another person of at least eighteen years
10 of age authorized by the parent or guardian, who is
11 experienced in snowmobile operation and who possesses a
12 valid driver's license, as defined in section 321.1, or
13 an education certificate issued under this chapter.
14 Sec. ___. Section 321G.24, subsection 1, Code 2014,
15 is amended to read as follows:
16 1. A person ~~under eighteen~~ twelve through seventeen
17 years of age shall not operate a snowmobile on public
18 land, public ice, a designated snowmobile trail, or
19 land purchased with snowmobile registration funds
20 in this state without obtaining ~~a valid~~ an education
21 certificate approved by the department and having
22 the certificate in the person's possession, unless
23 the person is accompanied on the same snowmobile by
24 a responsible person of at least eighteen years of
25 age who is experienced in snowmobile operation and
26 possesses a valid driver's license, as defined in
27 section 321.1, or an education certificate issued under
28 this chapter.
29 Sec. ___. Section 805.8B, subsection 2, paragraph
30 a, Code 2014, is amended to read as follows:
31 *a.* For registration or user permit violations under
32 section 321G.3, subsection 1, or section 321G.4B, the
33 scheduled fine is fifty dollars.>
34 2. Title page, line 4, after <procedures,> by
35 inserting <making penalties applicable,>
36 3. By renumbering as necessary.

WOOD of Scott

H-8166

1 Amend House File 2458 as follows:
2 1. Page 22, after line 11 by inserting:
3 <IOWA FINANCE AUTHORITY
4 Sec. ___. UNSEWERED COMMUNITY REVOLVING LOAN
5 PROGRAM. There is appropriated from the general fund
6 of the state to the Iowa finance authority for the
7 fiscal year beginning July 1, 2014, and ending June 30,
8 2015, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 For deposit in the unsewered community revolving
11 loan fund created in section 16.141 for purposes of
12 supporting the unsewered community revolving loan
13 program as provided in that section:
14 ..... $ 40,000,000>
15 2. By renumbering, redesignating, and correcting
16 internal references as necessary.

THEDE of Scott

H-8167

1 Amend House File 2230, as passed by the House, as
2 follows:
3 1. Page 1, line 14, after <interstate.> by
4 inserting <so long as the equipment is without payload
5 and the movement does not violate posted weight
6 limitations on bridges.>
7 2. Page 1, after line 26 by inserting:
8 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
9 being deemed of immediate importance, takes effect upon
10 enactment.>
11 3. Title page, line 3, after <land> by inserting <,
12 and including effective date provisions>
13 4. By renumbering as necessary.

SENATE AMENDMENT

H-8168

1 Amend House File 2450 as follows:
2 1. Page 7, after line 30 by inserting:
3 <6A. For additional correctional officers to be
4 added to the current number of correctional officers
5 as of July 1, 2014, throughout the correctional
6 facilities:
7 ..... $ 2,000,000>

T. TAYLOR of Linn

H-8169

1 Amend House File 2456 as follows:
2 1. Page 2, line 9, by striking <voted> and
3 inserting <~~voted~~ authorized>
4 2. Page 2, by striking lines 11 and 12 and
5 inserting <area the proceeds of the voted tax
6 ~~hereinbefore~~ authorized to be levied under this
7 section, the board of directors of any such merged
8 area>
9 3. Page 2, lines 17 and 18, by striking
10 <hereinbefore authorized> and inserting <~~hereinbefore~~

11 authorized under this section>
12 4. Page 2, line 32, by striking <hereinbefore
13 authorized> and inserting <~~hereinbefore~~ authorized
14 under this section>
15 5. Page 3, line 9, by striking <voted> and
16 inserting <~~voted~~ authorized>
17 6. Page 4, line 16, after <subsection 2> by
18 inserting <that is in effect on the date the petition
19 for the election is filed with the board>
20 7. Page 6, line 7, after <paragraph *"b"*> by
21 inserting <that is in effect on the date the petition
22 for the election is filed with the board>

COWNIE of Polk

H-8170

1 Amend House File 2458 as follows:
2 1. Page 21, line 23, by striking <16,000,000> and
3 inserting <20,000,000>
4 2. Page 21, after line 23 by inserting:
5 <DIVISION ___
6 GENERAL FUND
7 SPECIAL APPROPRIATION FOR FY 2014-2015
8 Sec. ___. REAP —— GENERAL FUND
9 APPROPRIATION. Notwithstanding the amount of the
10 standing appropriation from the general fund of the
11 state to the Iowa resources enhancement and protection
12 fund as provided in section 455A.18, and in addition to
13 any other appropriation to that fund made in this Act,
14 there is appropriated from the general fund, in lieu
15 of the appropriation made in section 455A.18, for the
16 fiscal year beginning July 1, 2014, and ending June 30,
17 2015, the following amount, to be allocated as provided
18 in section 455A.19:
19 ..... $ 5,000,000>
20 3. By renumbering as necessary.

OURTH of Warren

H-8171

1 Amend House File 2458 as follows:
2 1. Page 25, after line 5 by inserting:
3 <DIVISION ___
4 SENIOR FARMERS' MARKET NUTRITION PROGRAM
5 Sec. ___. NEW SECTION. **175B.3A Senior farmers'**
6 **market nutrition program.**
7 The department, in administering the senior farmers'
8 market nutrition program, shall deem as eligible all
9 categories of participants who are eligible to receive
10 benefits under 7 C.F.R. pt. 249, §249.6.>

2. By renumbering as necessary.

DAWSON of Woodbury

H-8172

Amend House File 2387, as passed by the House, as follows:

1. Page 1, line 27, after <mail> by inserting <and first class mail>

SENATE AMENDMENT

H-8173

Amend House File 2296, as passed by the House, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 556.9, Code 2014, is amended to read as follows:

556.9 Miscellaneous personal property held for another person —— wages —— gift certificates.

1. *a.* All intangible personal property, not otherwise covered by this chapter, including any income or increment earned on the property and deducting any lawful charges, that is held or owing in this state in the ordinary course of the holder's business and has remained unclaimed by the owner for more than three years after it became payable or distributable is presumed abandoned. ~~However, unpaid~~

b. Unpaid wages, including wages represented by payroll checks or other compensation for personal services owing in the ordinary course of the holder's business that remain unclaimed by the owner for more than one year after becoming payable are presumed abandoned.

c. Except as provided in subsection 2, funds represented by a gift certificate balance that has not been presented within five years from the date of issuance of the gift certificate are presumed abandoned.

2. *a.* An issuer of a gift certificate shall not deduct from the face value of the gift certificate any charge imposed due to the failure of the owner of the gift certificate to present the gift certificate in a timely manner, unless a valid and enforceable written contract exists between the issuer and the owner of the gift certificate pursuant to which the issuer regularly imposes such charges and does not regularly reverse or otherwise cancel them.

b. Notwithstanding the time limitation in

38 subsection 1, a gift certificate redeemable for
39 merchandise only that is not subject to an expiration
40 date and that is not subject to a deduction from
41 the face value of the gift certificate for failure
42 of the owner of the gift certificate to present the
43 gift certificate in a timely manner, or subject to
44 any other charge or service fee, which card remains
45 unpresented, shall continue in force and be eligible
46 for presentation for an indefinite period of time, and
47 shall not be subject to a presumption of abandonment.
48 *c.* For purposes of this ~~subsection~~ section,
49 *"gift certificate"* means a merchandise certificate or
50 electronic gift card conspicuously designated as a gift

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1 certificate or electronic gift card, and generally
2 purchased by a buyer for use by a person other than the
3 buyer.
4 Sec. ___. APPLICABILITY. Section 556.9, subsection
5 2, paragraph b, as enacted in this Act, applies to gift
6 certificates redeemable for merchandise only that are
7 sold after July 1, 2014.>
8 2. Title page, line 2, after <certificates> by
9 inserting <, and providing applicability provisions>

SENATE AMENDMENT

H-8174

1 Amend House File 2183, as passed by the House, as
2 follows:
3 1. Page 1, line 6, by striking <the district court
4 in that county> and inserting <the appropriate court>
5 2. Page 1, line 27, after <3.> by inserting <An
6 agreement entered into under this paragraph shall not
7 negate any obligations of a city utility, combined city
8 utility, city enterprise, or combined city enterprise
9 under section 384.84.>
10 3. Page 1, after line 33 by inserting:
11 <(3) The board shall adopt rules for the
12 discontinuance of water service under this paragraph.
13 A public utility shall only discontinue water service
14 under this paragraph in accordance with the rules
15 adopted pursuant to this subparagraph.>

SENATE AMENDMENT

H-8175

1 Amend the amendment, H-8151, to Senate File 2195, as
2 passed by the Senate, as follows:

1. Page 1, before line 5 by inserting:
<Sec. ___. Section 8A.321, Code 2014, is amended by adding the following new subsection:
NEW SUBSECTION. 15. *a.* Contract with an independent engineer to conduct an analysis regarding the performance of solar panels installed at the energy-efficient building constructed pursuant to section 476.10B. The analysis shall be conducted on an annual basis commencing on December 31 of the year following a full year of solar panel operation and December 31 each year thereafter, and shall continue until the panels are removed from service. A report summarizing the annual analysis shall be submitted to the general assembly by March 31 following each annual analysis period.
b. The annual analysis shall include or encompass the following factors:
(1) The total actual cost to acquire, install, test, and commission the installation project.
(2) The total operating and maintenance costs incurred, including but not limited to internal and external labor, repairs, panel cleaning, and replacement parts.
(3) The actual kilowatt hours of alternating-current generation produced by the project and the associated capacity factor.
(4) The performance ratio for the project.
(5) The actual project availability.
(6) The sale of any renewable energy credits generated by the project.
(7) The calculated annual degradation rate for the project.
(8) The alternating current output in comparison to solar insolation.
(9) The actual electricity and demand charge savings resulting from the project.
(10) Financing costs incurred to support the project.
(11) Estimated project decommissioning costs, net of any expected salvage value.
(12) The projected and actual internal rate of return and payback of the project including tax impacts, to the extent applicable over the twenty-five-year period following installation.
c. In conducting the analysis, each of the factors listed in paragraph *"b"* shall be compared to and reconciled with the pro forma document developed when the project was originally proposed.

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d. An amount, not to exceed ten thousand dollars

annually, shall be transferred from the department of commerce revolving fund created in section 546.12 to the department of administrative services for purposes of conducting the analysis.>

2. By renumbering as necessary.

WATTS of Dallas

H-8176

Amend House File 2458 as follows:

1. Page 7, by striking lines 32 through 34 and inserting <efforts provided in this section. ~~Not more than $150,000 shall be used to support the administration of this section by a full-time equivalent position.~~>

DRAKE of Cass

H-8177

Amend House File 2458 as follows:

1. Page 9, after line 15 by inserting:

<1A. a. Of the amount appropriated in subsection 1, not more than $5,000 is allocated to the department to conduct a food waste study. The department shall study excess food items including uneaten food or food scraps together with ingredients, oils, fats, or other food preparation products that may be wasted by disposal in a sanitary landfill or by incineration. The department shall study methods for reducing and recovering excess food items generated on a large scale by businesses formed on a profit or nonprofit basis, state agencies, and local governments.

b. In conducting the study the department shall do all of the following:

(1) Consider the food recovery hierarchy adopted by the United States environmental protection agency and develop resources and strategies for practical voluntary use by businesses, state agencies, and local governments.

(2) Cooperate with the Iowa waste reduction center for the safe and economic management of solid waste and hazardous substances established pursuant to section 268.4.

(3) Consult with interested persons who generate a large volume of excess food items, or associations representing such persons, including profit or nonprofit businesses; state agencies, including the department of corrections, regents institutions, community colleges, and hospitals; and local governments.

32 c. The department shall prepare a report that
33 identifies barriers that prevent businesses, state
34 agencies, and local governments from reducing and
35 recovering excess food items, and makes recommendations
36 regarding how state government may better provide
37 resources and strategies to accomplish those
38 reductions. The department shall submit the report to
39 the governor and general assembly by January 1, 2015.
40 d. This subsection is repealed on January 2, 2015.>
41 2. By renumbering as necessary.

ISENHART of Dubuque
LENSING of Johnson
JACOBY of Johnson

H-8178

1 Amend House File 2458 as follows:
2 1. Page 20, line 11, by striking <For> and
3 inserting <*a.* For>
4 2. Page 20, after line 16 by inserting:
5 <*b.* Of the amount appropriated in paragraph *"a"*,
6 not more than $5,000 shall be used by the department
7 to conduct a study relating to silica sand. The study
8 shall include the environmental and other impacts
9 of silica sand mining, processing, storage, and
10 transportation in this state and the environmental and
11 other impacts on this state of silica sand mining,
12 processing, storage, and transportation occurring in
13 adjacent states. By December 1, 2014, the department
14 shall submit a report on the study, including findings
15 and recommendations, to the general assembly and the
16 governor.>
17 3. By renumbering as necessary.

ISENHART of Dubuque

H-8179

1 Amend House File 2450 as follows:
2 1. Page 21, after line 16 by inserting:
3 <Sec. ___. STATEWIDE SOBRIETY AND DRUG MONITORING
4 PILOT PROGRAM.
5 1. The department of public health in collaboration
6 with the department of corrections may approve an
7 application from a county for a countywide sobriety
8 and drug monitoring pilot program that is available 24
9 hours a day, seven days a week, in an effort to reduce
10 the number of crimes that have a nexus with alcohol or
11 drug abuse.
12 2. The sobriety and drug monitoring pilot program
13 shall do all of the following:
14 a. Require a person who has been charged with, pled

15 guilty to, or convicted of a crime that has a nexus
16 with alcohol or drug abuse to abstain from alcohol or
17 drugs for a period of time.
18 b. Require the person to be subject to testing to
19 determine the presence of alcohol or drugs under any of
20 the following circumstances:
21 (1) At least twice a day at a central location
22 where an immediate sanction can be applied.
23 (2) Where twice-a-day testing is impractical, by
24 continuous or transdermal alcohol monitoring by means
25 of an electronic monitoring device to ensure timely
26 sanctions can be applied.
27 3. A court in a county that has established a pilot
28 program pursuant to this section may order a defendant,
29 as a condition of pretrial release, probation, or
30 parole, to participate in the program.
31 4. An approved pilot program shall begin on January
32 15, 2015, or upon the effective date of department
33 rules, whichever is earlier, and shall be conducted for
34 a minimum of one year.
35 5. The department of public health shall adopt
36 rules pursuant to chapter 17A to implement this section
37 which shall include but not be limited to provisions
38 relating to applications for and approval of such pilot
39 programs and reporting requirements for participating
40 counties.
41 6. The department of public health shall submit a
42 report on the results of the pilot projects and make
43 recommendations to the general assembly by December 15,
44 2016.>
45 2. By renumbering as necessary.

DAWSON of Woodbury
HANSON of Jefferson
HALL of Woodbury
BERRY of Black Hawk

H-8180

1 Amend Senate File 2196, as passed by the Senate, as
2 follows:
3 1. By striking page 1, line 26, through page 4,
4 line 18.
5 2. Page 4, line 20, by striking <—— FUTURE>
6 3. Page 4, by striking line 21.
7 4. Page 4, line 28, by striking <135.176,> and
8 inserting <135.176,>
9 5. Page 4, line 33, before <and> by inserting <the
10 fulfilling Iowa's need for dentists matching grant
11 program created in section 135.179,>
12 6. Page 5, after line 2 by inserting:
13 <Sec. ___. Section 135.175, subsection 5, Code

14 2014, is amended by adding the following new paragraph:
15 NEW PARAGRAPH. *h.* The fulfilling Iowa's need
16 for dentists matching grant program account. The
17 fulfilling Iowa's need for dentists matching grant
18 program account shall be under the control of the
19 department and the moneys in the account shall be used
20 for the purposes of the fulfilling Iowa's need for
21 dentists matching grant program as specified in section
22 135.179. Moneys in the account shall consist of moneys
23 appropriated or allocated for deposit in the account or
24 received by the fund or the account and specifically
25 dedicated to the fulfilling Iowa's need for dentists
26 matching grant program account for the purposes of such
27 account.>
28 7. Page 5, line 12, before <for> by inserting <the
29 fulfilling Iowa's need for dentists matching grant
30 program.>
31 8. Page 6, by striking lines 1 and 2 and inserting:
32 <Sec. ___. Section 135.175, subsection 9, Code
33 2014, is amended by striking the subsection.
34 Sec. ___. Section 135.176, subsection 3, Code 2014,
35 is amended by striking the subsection.
36 Sec. ___. NEW SECTION. **135.179 Fulfilling Iowa's**
37 **need for dentists.**
38 1. The department, in cooperation with a dental
39 nonprofit health service corporation, shall create the
40 fulfilling Iowa's need for dentists matching grant
41 program.
42 2. Funding for the program may be provided through
43 the health care workforce shortage fund or the
44 fulfilling Iowa's need for dentists matching grant
45 program account created in section 135.175. The
46 purpose of the program is to establish, expand, or
47 support the placement of dentists in dental or rural
48 shortage areas across the state by providing education
49 loan repayments.
50 3. The department shall contract with a dental

Page 2

1 nonprofit health service corporation to implement and
2 administer the program. The dental nonprofit health
3 service corporation shall provide loan repayments to
4 dentists who practice in a dental or rural shortage
5 area as defined by the department.>
6 9. Title page, lines 2 and 3, by striking <health,
7 and including effective date provisions.> and inserting
8 <health.>
9 10. By renumbering, redesignating, and correcting
10 internal references as necessary.

L. MILLER of Scott

H-8181

Amend Senate File 2196, as passed by the Senate, as follows:

1. Page 8, after line 3 by inserting:

<DIVISION ___

BOARD OF MEDICINE MEMBERSHIP

Sec. ___. Section 148.2A, subsection 2, paragraph e, subparagraphs (3) and (4), Code 2014, are amended to read as follows:

(3) ~~The majority of a~~ At least half of the members of a hearing panel containing alternate members shall be current members of the board.

(4) ~~The majority of a~~ At least half of the members of a hearing panel containing alternate members shall be licensed to practice under this chapter.>

2. By renumbering, redesignating, and correcting internal references as necessary.

L. MILLER of Scott

H-8182

Amend House File 2458 as follows:

1. Page 28, by striking lines 17 through 26.

2. Page 33, after line 22 by inserting:

<Sec. ___. LIMITATION. The provisions of this division of this Act shall not be construed or interpreted to limit or otherwise affect the application of chapters 6A, 478, or 479 as they relate to the eminent domain authority of the utilities division of the department of commerce.>

WATTS of Dallas

H-8183

Amend House File 2460 as follows:

1. Page 8, before line 21 by inserting:

<*d.* Of the moneys appropriated pursuant to this subsection, the division shall allocate $1,000 for a wage payment study. The labor commissioner, in collaboration with the attorney general, shall investigate the use of noncash or noncheck methods of wage payment by businesses employing workers in Iowa. The commissioner shall review current state law and administrative rules as well as federal law and regulations to determine if legislative or administrative action is needed or would assist the purpose of ensuring that Iowa employees receive timely and efficient payment of all wages owed. The labor commissioner shall submit a report of the findings

16 from the study and recommendations for statutory or
17 administrative changes to the governor and the general
18 assembly by December 1, 2015.>
19 2. By renumbering as necessary.

ISENHART of Dubuque
KEARNS of Lee

H-8184

1 Amend House File 2458 as follows:
2 1. By striking page 26, line 30, through page 27,
3 line 28, and inserting:
4 <Sec. ___. NEW SECTION. **161D.9 Restriction.**
5 The loess hills development and conservation
6 authority or the board of directors of the loess hills
7 alliance shall not enter into any agreement with a
8 local government or the state or federal government if
9 the agreement regulates, on an involuntary basis, the
10 action of a private landowner or the use of a private
11 landowner's land.>
12 2. By renumbering as necessary.

DRAKE of Cass

H-8185

1 Amend House File 2455 as follows:
2 1. Page 3, lines 8 and 9, by striking <12, and 13,>
3 and inserting <and 12,>
4 2. Page 6, after line 21 by inserting:
5 <7. This section is repealed on June 30, 2021.
6 Sec. ___. Section 15.294, subsection 1, paragraph
7 c, Code 2014, is amended by striking the paragraph and
8 inserting in lieu thereof the following:
9 *c.* One person selected by the board of directors of
10 the professional developers of Iowa.>
11 3. By renumbering as necessary.

UPMEYER of Cerro Gordo

H-8186

1 Amend Senate File 2196, as passed by the Senate, as
2 follows:
3 1. By striking page 1, line 26, through page 4,
4 line 18.
5 2. Page 4, line 20, by striking <—— FUTURE>
6 3. Page 4, by striking line 21.
7 4. Page 4, line 28, by striking <135.176~~,~~> and
8 inserting <135.176,>
9 5. Page 4, by striking lines 30 and 31 and
10 inserting <~~section 135.178,~~ the ~~health care~~

~~professional and~~ Iowa needs nurses now initiative created in ~~sections 261.128 and~~ section 261.129,>

6. Page 4, line 33, before <and> by inserting <the fulfilling Iowa's need for dentists matching grant program created in section 135.179,>

7. Page 5, before line 1 by inserting:

<Sec. ___. Section 135.175, subsection 5, paragraph b, Code 2014, is amended to read as follows:

b. The ~~health care professional and~~ Iowa needs nurses now initiative account. The ~~health care professional and~~ Iowa needs nurses now initiative account shall be under the control of the college student aid commission created in section 261.1 and the moneys in the account shall be used for the purposes of ~~the health care professional incentive payment program and~~ the Iowa needs nurses now initiative as specified in ~~sections 261.128 and~~ section 261.129. Moneys in the account shall consist of moneys appropriated or allocated for deposit in or received by the fund or the account and specifically dedicated to the ~~health care professional and~~ Iowa needs nurses now initiative or the account for the purposes of the account.>

8. Page 5, line 1, by striking <b,>

9. Page 5, line 2, by striking <f,>

10. Page 5, after line 2 by inserting:

<Sec. ___. Section 135.175, subsection 5, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *h.* The fulfilling Iowa's need for dentists matching grant program account. The fulfilling Iowa's need for dentists matching grant program account shall be under the control of the department and the moneys in the account shall be used for the purposes of the fulfilling Iowa's need for dentists matching grant program as specified in section 135.179. Moneys in the account shall consist of moneys appropriated or allocated for deposit in the account or received by the fund or the account and specifically dedicated to the fulfilling Iowa's need for dentists matching grant program account for the purposes of such account.>

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11. Page 5, line 11, by striking <~~the Iowa needs nurses now initiative,~~> and inserting <the Iowa needs nurses now initiative,>

12. Page 5, line 12, before <for> by inserting <the fulfilling Iowa's need for dentists matching grant program,>

13. Page 5, lines 14 and 15, by striking <~~for the purposes of the Iowa needs nurses now infrastructure account,~~> and inserting <for the purposes of the Iowa

needs nurses now infrastructure account,>

14. Page 6, by striking lines 1 and 2 and inserting:

<Sec. ___. Section 135.175, subsection 9, Code 2014, is amended by striking the subsection.

Sec. ___. Section 135.176, subsection 3, Code 2014, is amended by striking the subsection.

Sec. ___. NEW SECTION. **135.179 Fulfilling Iowa's need for dentists.**

1. The department, in cooperation with a dental nonprofit health service corporation, shall create the fulfilling Iowa's need for dentists matching grant program.

2. Funding for the program may be provided through the health care workforce shortage fund or the fulfilling Iowa's need for dentists matching grant program account created in section 135.175. The purpose of the program is to establish, expand, or support the placement of dentists in dental or rural shortage areas across the state by providing education loan repayments.

3. The department shall contract with a dental nonprofit health service corporation to implement and administer the program. The dental nonprofit health service corporation shall provide loan repayments to dentists who practice in a dental or rural shortage area as defined by the department.

Sec. ___. Section 261.2, subsection 10, Code 2014, is amended to read as follows:

10. Administer ~~the health care professional incentive payment program established in section 261.128 and~~ the Iowa needs nurses now initiative created in section 261.129. This subsection is repealed June 30, ~~2014~~ 2016.

Sec. ___. Section 261.129, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. The commission shall establish a nurse educator incentive payment program. Funding for the program may be provided through the health care workforce shortage fund or the ~~health care professional and~~ Iowa needs nurses now initiative account created in

Page 3

section 135.175. For the purposes of this subsection, *"nurse educator"* means a registered nurse who holds a master's degree or doctorate degree and is employed as a faculty member who teaches nursing in a nursing education program as provided in 655 IAC 2.6 at a community college, an accredited private institution, or an institution of higher education governed by the state board of regents.

Sec. ___. Section 261.129, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. The commission shall establish a nursing faculty fellowship program to provide funds to nursing schools in the state, including but not limited to nursing schools located at community colleges, for fellowships for individuals employed in qualifying positions on the nursing faculty. Funding for the program may be provided through the health care workforce shortage fund or ~~the health care professional and~~ the Iowa needs nurses now initiative account created in section 135.175. The program shall be designed to assist nursing schools in filling vacancies in qualifying positions throughout the state.

Sec. ___. Section 261.129, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. The commission shall establish a nurse educator scholarship program. Funding for the program may be provided through the health care workforce shortage fund ~~or the health care professional and~~ the Iowa needs nurses now initiative account created in section 135.175. The goal of the nurse educator scholarship program is to address the waiting list of qualified applicants to Iowa's nursing schools by providing incentives for the training of additional nursing educators. For the purposes of this subsection, *"nurse educator"* means a registered nurse who holds a master's degree or doctorate degree and is employed as a faculty member who teaches nursing in a nursing education program as provided in 655 IAC 2.6 at a community college, an accredited private institution, or an institution of higher education governed by the state board of regents.

Sec. ___. Section 261.129, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. The commission shall establish a nurse educator scholarship-in-exchange-for-service program. Funding for the program may be provided through the health care workforce shortage fund or the ~~health care professional and~~ Iowa needs nurses now initiative account created in section 135.175. The goal of the nurse educator scholarship-in-exchange-for-service program is to

address the waiting list of qualified applicants to Iowa's nursing schools by providing incentives for the education of additional nursing educators. For the purposes of this subsection, *"nurse educator"* means a registered nurse who holds a master's degree or doctorate degree and is employed as a faculty member who teaches nursing in a nursing education program

as provided in 655 IAC 2.6 at a community college, an accredited private institution, or an institution of higher education governed by the state board of regents.

Sec. ___. Section 261.129, subsection 5, Code 2014, is amended to read as follows:

5. *Repeal.* This section is repealed June 30, ~~2014~~ 2016.>

15. Page 6, before line 3 by inserting:

<DIVISION ___

HEALTH CARE WORKFORCE SUPPORT INITIATIVE ACCOUNTS —— FUTURE PROVISIONS

Sec. ___. Section 135.175, subsection 1, paragraph a, Code 2014, as amended by this Act, is amended to read as follows:

a. A health care workforce support initiative is established to provide for the coordination and support of various efforts to address the health care workforce shortage in this state. This initiative shall include the medical residency training state matching grants program created in section 135.176, ~~the Iowa needs nurses now initiative created in section 261.129,~~ the fulfilling Iowa's need for dentists matching grant program created in section 135.179, and health care workforce shortage national initiatives.

Sec. ___. Section 135.175, subsection 5, paragraphs b and f, Code 2014, as amended by this Act, are amended by striking the paragraphs.

Sec. ___. Section 135.175, subsection 6, paragraph a, Code 2014, as amended by this Act, is amended to read as follows:

a. Moneys in the fund and the accounts in the fund shall only be appropriated in a manner consistent with the principles specified and the strategic plan developed pursuant to sections 135.163 and 135.164 to support the medical residency training state matching grants program, ~~the Iowa needs nurses now initiative,~~ the fulfilling Iowa's need for dentists matching grant program, for national health care workforce shortage initiatives~~, for the purposes of the Iowa needs nurses now infrastructure account,~~ and to provide funding for state health care workforce shortage programs as provided in this section.

Page 5

Sec. ___. EFFECTIVE DATE. This division of this Act takes effect July 1, 2016.>

16. By renumbering, redesignating, and correcting internal references as necessary.

L. MILLER of Scott

H-8187

Amend House File 2460 as follows:

1. Page 6, by striking lines 19 through 31 and inserting:

<Notwithstanding section 15.343, subsection 3, Code 2014, and 2014 Iowa Acts, House File 2407, 2014 Iowa Acts, Senate File 2317, or 2014 successor legislation, if enacted, $3,000,000 of the moneys appropriated pursuant to this section shall be allocated for purposes of the job training program and $2,750,000 of the moneys appropriated pursuant to this section shall be allocated for purposes of the apprenticeship training program. Notwithstanding 2014 Iowa Acts, House File 2407, 2014 Iowa Acts, Senate File 2317, or 2014 successor legislation, if enacted, the first $250,000 of any unexpended or unobligated moneys accruing to the workforce development fund as a result of section 260F.6A, Code 2014, shall be allocated for purposes of the apprenticeship training program. Notwithstanding 2014 Iowa Acts, House File 2407, 2014 Iowa Acts, Senate File 2317, or 2014 successor legislation, if enacted, any unexpended or unobligated moneys accruing to the workforce development fund as a result of section 260F.6A, after the first $250,000, shall be allocated equally between the job training program and the apprenticeship training program.>

2. Page 16, lines 17 and 18, by striking <~~four~~ five million seven hundred fifty thousand> and inserting <~~four~~ six million>

3. Page 17, line 6, by striking <~~four~~ five million seven hundred fifty thousand> and inserting <~~four~~ six million>

4. Page 17, after line 6 by inserting:

<100. FY 2014-2015 WORKFORCE DEVELOPMENT FUND TRANSFER. Notwithstanding sections 15.342A and 422.16A, as amended in this Act, the maximum amount from all employers which shall be transferred pursuant to section 422.16A to the workforce development fund account for the fiscal year beginning July 1, 2014, and ending June 30, 2015, is $5,750,000.>

5. By renumbering, redesignating, and correcting internal references as necessary.

DEYOE of Story

H-8188

Amend Senate File 2196, as passed by the Senate, as follows:

1. Page 8, after line 3 by inserting:

<DIVISION ___

IOWA HEALTH INFORMATION NETWORK

Sec. ___. Section 135.154, Code 2014, is amended by adding the following new subsections:

NEW SUBSECTION. 3A. *"Care coordination"* means the management of all aspects of a patient's care to improve health care quality, patient outcomes, and patient safety.

NEW SUBSECTION. 19A. *"Public health activities"* means actions taken by a participant in its capacity as a public health authority under the Health Insurance Portability and Accountability Act or as required or permitted by other federal or state law.

NEW SUBSECTION. 23. *"Record locator service"* means the functionality of the Iowa health information network that queries data sources to locate and identify potential patient records.

Sec. ___. Section 135.156D, subsection 2, Code 2014, is amended to read as follows:

2. The Iowa health information network shall not function as a central repository of all health information including but not limited to an all-payer claims database or data warehouse.

Sec. ___. Section 135.156E, subsection 13, Code 2014, is amended to read as follows:

13. Unless otherwise provided in this division, when ~~using~~ sharing health information through the Iowa health information network or a private health information network maintained in this state that complies with the privacy and security requirements of this chapter for the purposes of patient treatment, ~~a health care professional or a hospital~~ payment or health care operations, as such terms are defined in the Health Insurance Portability and Accountability Act, or for the purposes of public health activities or care coordination, a participant authorized by the department to use the record locator service is exempt from any other state law that is more restrictive than the Health Insurance Portability and Accountability Act that would otherwise prevent or hinder the exchange of patient information by the ~~patient's health care professional or hospital~~ participant.>

2. By renumbering, redesignating, and correcting internal references as necessary.

L. MILLER of Scott

H-8189

Amend House File 2454 as follows:

1. Page 1, line 4, by striking <notwithstanding> and inserting <regardless>

DRAKE of Cass

H-8190

Amend House File 2460 as follows:

1. Page 17, after line 6 by inserting:

<DIVISION ___

WAGE PAYMENT COLLECTION

Sec. ___. Section 91A.5, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

An employer shall have the burden to establish that a deduction from employee wages is lawful. An employer shall not withhold or divert any portion of an employee's wages unless:

Sec. ___. Section 91A.5, subsection 1, paragraph b, Code 2014, is amended to read as follows:

b. The employer ~~has~~ obtains advance written authorization from the employee to so deduct for any lawful purpose accruing to the benefit of the employee.

Sec. ___. Section 91A.6, subsection 1, Code 2014, is amended to read as follows:

1. An employer shall ~~after being notified by the commissioner pursuant to subsection 2~~ do the following:

a. Notify its employees in writing at the time of hiring what wages and regular paydays are designated by the employer.

b. Notify its employees in writing whose wages are determined based on a task, piece, mile, or load basis about the method used to calculate wages and when the wages are earned by the employees.

~~*b.*~~ *c.* Notify, at least one pay period prior to the initiation of any changes, its employees of any changes in the arrangements specified in this subsection ~~1~~ that reduce wages or alter the regular paydays. The notice shall either be in writing or posted at a place where employee notices are routinely posted.

~~*c.*~~ *d.* Make available to its employees upon written request, a written statement enumerating employment agreements and policies with regard to vacation pay, sick leave, reimbursement for expenses, retirement benefits, severance pay, or other comparable matters with respect to wages. Notice of such availability shall be given to each employee in writing or by a notice posted at a place where employee notices are routinely posted.

~~*d.*~~ *e.* Establish, maintain, and preserve for three calendar years the payroll records showing the hours worked, wages earned, and deductions made for each employee and any employment agreements entered into between an employer and employee. Failure to do so shall raise a rebuttable presumption that the employer did not pay the required minimum wage under section 91D.1.

Sec. ___. Section 91A.6, subsection 2, Code 2014,

Page 2

is amended by striking the subsection.

Sec. ___. Section 91A.6, subsection 4, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

4. *a.* On each regular payday, the employer shall send to each employee by mail or shall provide at the employee's normal place of employment during normal employment hours a statement showing the wages earned by the employee, the deductions made for the employee, and the following information, as applicable:

(1) For each employee paid in whole or in part on an hourly basis, the statement shall show the hours the employee worked.

(2) For each employee paid based on a percentage of sales or based on a percentage of revenue generated for the employer, the statement shall include a list of the amount of each sale or the amount of revenue during the pay period.

(3) For each employee whose pay is based on the number of miles or loads performed, the statement shall include the applicable number performed during the pay period.

b. An employer who provides each employee access to view an electronic statement of the employee's earnings and provides the employee free and unrestricted access to a printer to print the employee's statement of earnings, if the employee chooses, is in compliance with this subsection.

Sec. ___. Section 91A.8, Code 2014, is amended to read as follows:

91A.8 Damages recoverable by an employee.

When it has been shown that an employer has ~~intentionally~~ failed to pay an employee wages or reimburse expenses pursuant to section 91A.3, whether as the result of a wage dispute or otherwise, the employer shall be liable to the employee for ~~any~~ the unpaid wages or unreimbursed expenses ~~that are so intentionally failed to be paid or reimbursed~~, plus liquidated damages, court costs, and any ~~attorney's~~ attorney fees incurred in recovering the unpaid wages or unreimbursed expenses and determined to have been usual and necessary. ~~In other instances the employer shall be liable only for unpaid wages or expenses, court costs and usual and necessary attorney's fees incurred in recovering the unpaid wages or expenses.~~

Sec. ___. Section 91A.10, subsection 5, Code 2014, is amended to read as follows:

~~5. An employer shall not discharge or in any other manner discriminate against any employee because the employee has filed a complaint, assigned a claim, or~~

Page 3

1 ~~brought an action under this section or has cooperated~~
2 ~~in bringing any action against an employer.~~
3 5. *a.* An employer or other person shall not
4 discharge or in any other manner discriminate or
5 retaliate against any of the following:
6 (1) An employee or other person for exercising any
7 right provided under this chapter or any rules adopted
8 pursuant to this chapter.
9 (2) Another employee or person for providing
10 assistance to an employee or providing information
11 regarding the employee or person.
12 (3) Another employee or person for testifying or
13 planning to testify in any investigation or proceeding
14 regarding the employee or person.
15 *b.* Taking adverse action against an employee or
16 other person within ninety days of an employee's or
17 other person's engaging in any of the activities in
18 paragraph *"a"* raises a presumption that such action was
19 retaliation, which may be rebutted by evidence that
20 such action was taken for other permissible reasons.
21 *c.* Any employee may file a complaint with the
22 commissioner alleging discharge, ~~or~~ discrimination,
23 or retaliation within thirty days after such
24 violation occurs. Upon receipt of the complaint, the
25 commissioner shall cause an investigation to be made
26 to the extent deemed appropriate. If the commissioner
27 determines from the investigation that the provisions
28 of this subsection have been violated, the commissioner
29 shall bring an action in the appropriate district court
30 against such person. The district court shall have
31 jurisdiction, for cause shown, to restrain violations
32 of this subsection and order all appropriate relief
33 including rehiring or reinstatement of the employee to
34 the former position with back pay.
35 Sec. ___. Section 91A.10, Code 2014, is amended by
36 adding the following new subsection:
37 NEW SUBSECTION. 6. A civil action to enforce
38 subsection 5 may also be maintained in any court of
39 competent jurisdiction by the commissioner or by any
40 party injured by a violation of subsection 5. An
41 employer or other person who retaliates against an
42 employee or other person in violation of subsection 5
43 shall be required to pay the employee or other person
44 an amount set by the commissioner or a court sufficient
45 to compensate the employee or other person and to deter
46 future violations, but not less than one hundred fifty
47 dollars for each day that the violation occurred.
48 Sec. ___. NEW SECTION. **91A.15 Commissions earned**
49 **date.**
50 An employer shall not require that a person be a

Page 4

current employee to be paid a commission that the person otherwise earned.

Sec. ___. EFFECTIVE DATE. This division of this Act takes effect January 1, 2015.>

2. Title page, line 6, by striking <matters> and inserting <matters, and including effective date provisions>

3. By renumbering, redesignating, and correcting internal references as necessary.

M. SMITH of Marshall

H-8191

Amend House File 2460 as follows:

1. Page 8, line 12, by striking <3,823,539> and inserting <3,890,955>

2. Page 8, before line 21 by inserting:

<d. Of the moneys appropriated under this subsection, the division shall allocate $67,416 for the purpose of employing an additional investigator or senior industrial hygienist to investigate occupational safety and health enforcement.>

3. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-8192

Amend House File 2450 as follows:

1. Page 8, after line 26 by inserting:

<Of the amount appropriated in this lettered paragraph *"a"*, $189,200 shall be used to reestablish the drug court in Black Hawk county and to fund the drug court in Dubuque county.>

ISENHART of Dubuque

H-8193

Amend House File 2460 as follows:

1. Page 8, line 12, by striking <3,823,539> and inserting <3,882,703>

2. Page 8, before line 21 by inserting:

<d. Of the moneys appropriated under this subsection, the division shall allocate $59,164 for the purpose of employing an additional investigator to investigate child labor enforcement.>

3. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-8194

1 Amend House File 2460 as follows:
2 1. Page 8, line 12, by striking <3,823,539> and
3 inserting <3,941,867>
4 2. Page 8, line 19, by striking <$53,280> and
5 inserting <~~$53,280~~ $171,608>
6 3. Page 8, by striking line 20 and inserting
7 <~~an~~ two additional ~~investigator~~ investigators while
8 retaining current investigators to investigate wage
9 enforcement.>
10 4. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-8195

1 Amend House File 2460 as follows:
2 1. Page 17, after line 6 by inserting:
3 <DIVISION ___
4 IOWA PRODUCTS
5 Sec. ___. IOWA PRODUCTS. As a condition of
6 receiving an appropriation, any agency appropriated
7 moneys pursuant to this Act shall give first preference
8 when purchasing a product to an Iowa product or a
9 product produced from an Iowa-based business. Second
10 preference shall be given to a United States product or
11 a product produced from a business based in the United
12 States.>
13 2. By renumbering, redesignating, and correcting
14 internal references as necessary.

M. SMITH of Marshall

H-8196

1 Amend House File 2458 as follows:
2 1. Page 25, after line 5 by inserting:
3 <DIVISION ___
4 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
5 PRESERVE WHITETAIL
6 Sec. ___. Section 484C.2, subsection 2, Code 2014,
7 is amended to read as follows:
8 2. This chapter authorizes the department of
9 natural resources to regulate preserve whitetail and
10 land associated with hunting preserves. However,
11 the department of agriculture and land stewardship
12 shall regulate whitetail kept as farm deer pursuant to
13 chapter 170.
14 Sec. ___. Section 484C.4, Code 2014, is amended to
15 read as follows:
16 **484C.4 Departmental programs and requirements.**

The department shall develop, administer, and enforce hunting preserve programs and requirements, which implement the provisions of this chapter and rules adopted by the department pursuant to section 484C.3, regarding fencing, recordkeeping, reporting, ~~and the~~ tagging, and transportation~~,~~; the testing, ~~and~~ monitoring, and quarantining for disease of preserve whitetail; and the quarantining of a hunting preserve or a former hunting preserve where diseased preserve whitetail are or were kept.

Sec. ___. Section 484C.12, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The department may quarantine a hunting preserve or former hunting preserve if it determines that the presence of an infectious, contagious, or reportable disease threatens the health of animal populations. A landowner of the hunting preserve or former hunting preserve shall comply with all requirements of the quarantine. The quarantine shall provide for the maintenance of a fence in the same manner as required in section 484C.6, regardless of any of the following:

a. The fence has not been certified or is no longer certified under section 484C.6 or the hunting preserve has not been registered or is no longer registered pursuant to section 484C.7.

b. The landowner has relinquished the hunting preserve as part of a business, including but not limited to by removing any number of whitetail.>

2. Title page, line 5, by striking <and including> and inserting <including>

3. Title page, line 5, after <provisions> by inserting <, and making penalties applicable>

4. By renumbering as necessary.

HANSON of Jefferson

H-8197

Amend House File 2450 as follows:

1. Page 21, after line 16 by inserting:

<DIVISION IV

PUBLIC SAFETY PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM

Sec. ___. Section 97A.1, Code 2014, is amended by adding the following new subsections:

NEW SUBSECTION. 5A. *"Cancer"* means prostate cancer, primary brain cancer, breast cancer, ovarian cancer, cervical cancer, uterine cancer, malignant melanoma, leukemia, non-Hodgkin's lymphoma, bladder cancer, colorectal cancer, multiple myeloma, testicular cancer, and kidney cancer.

14 NEW SUBSECTION. 9A. *"Infectious disease"* means HIV
15 or AIDS as defined in section 141A.1, all strains of
16 hepatitis, meningococcal meningitis, and mycobacterium
17 tuberculosis.
18 Sec. ___. Section 97A.5, subsection 11, Code 2014,
19 is amended to read as follows:
20 11. *Actuarial investigation.*
21 *a.* At least once in each two-year period, the
22 actuary hired by the board of trustees shall make an
23 actuarial investigation in the mortality, service,
24 and compensation experience of the members and
25 beneficiaries of the system, and the interest and
26 other earnings on the moneys and other assets of the
27 system, and shall make a valuation of the assets and
28 liabilities of the retirement fund of the system, and
29 taking into account the results of the investigation
30 and valuation, the board of trustees shall adopt
31 for the system, upon recommendation of the system's
32 actuary, such actuarial methods and assumptions,
33 interest rate, and mortality and other tables as shall
34 be deemed necessary to conduct the actuarial valuation
35 of the system.
36 *b.* During calendar year 2019, and every five
37 years thereafter, the system shall cause an actuarial
38 investigation to be made related to the implementation,
39 utilization, and actuarial costs associated with
40 providing that cancer and infectious disease are
41 presumed to be a disease contracted while a member
42 of the system is on active duty as provided in
43 section 97A.6, subsection 5. On the basis of the
44 investigation, the board of trustees shall adopt and
45 certify rates of contributions payable by members
46 in accordance with section 97A.8. The system shall
47 submit a written report to the general assembly
48 following each actuarial investigation, including the
49 certified rates of contributions payable by members
50 for costs associated with the benefit as described in

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1 this paragraph, the data collected, and the system's
2 findings.
3 Sec. ___. Section 97A.6, subsection 5, paragraph b,
4 Code 2014, is amended to read as follows:
5 *b.* (1) Disease under this ~~section~~ subsection shall
6 mean heart disease or any disease of the lungs or
7 respiratory tract and shall be presumed to have been
8 contracted while on active duty as a result of strain,
9 exposure, or the inhalation of noxious fumes, poison,
10 or gases.
11 (2) Disease under this subsection shall also mean
12 cancer or infectious disease and shall be presumed to

have been contracted while on active duty as a result of that duty.

(3) However, if a person's membership in the system first commenced on or after July 1, 1992, and the heart disease or disease of the lungs or respiratory tract, cancer, or infectious disease would not exist, but for a medical condition that was known to exist on the date that membership commenced, the presumption established in this paragraph *"b"* shall not apply.

Sec. ___. Section 97A.8, subsection 1, paragraph e, subparagraph (8), subparagraph division (a), subparagraph subdivision (v), Code 2014, is amended to read as follows:

(v) For the fiscal ~~year~~ period beginning July 1, 2014, and ~~each fiscal year thereafter~~ ending June 30, 2020, eleven and ~~thirty-five hundredths~~ four-tenths percent.

Sec. ___. Section 97A.8, subsection 1, paragraph e, subparagraph (8), subparagraph division (a), Code 2014, is amended by adding the following new subparagraph subdivision:

NEW SUBPARAGRAPH SUBDIVISION. (vi) For the fiscal year beginning July 1, 2020, and each fiscal year thereafter, eleven and thirty-five hundredths percent, plus an additional percentage, as determined by the board of trustees pursuant to the actuarial investigation required in section 97A.5, subsection 11, paragraph *"b"*, necessary to finance the costs associated with providing that cancer and infectious disease are presumed to be a disease contracted while a member of the system is on active duty as provided in section 97A.6, subsection 5.>

2. By renumbering as necessary.

WORTHAN of Buena Vista

H-8198

Amend House File 2192, as amended, passed, and reprinted by the House, as follows:

1. Page 3, line 20, after <demand> by inserting <, as provided under section 455B.174>

SENATE AMENDMENT

H-8199

Amend House File 2366, as amended, passed, and reprinted by the House, as follows:

1. Page 1, before line 1 by inserting:

<DIVISION I

ELECTIONS AND VOTER REGISTRATION

Section 1. Section 44.4, subsection 1, Code 2014, is amended to read as follows:

1. Nominations made pursuant to this chapter and chapter 45 which are required to be filed in the office of the state commissioner shall be filed in that office not more than ninety-nine days nor later than 5:00 p.m. on the eighty-first day before the date of the general election to be held in November. Nominations made for a special election called pursuant to section 69.14 shall be filed by 5:00 p.m. not less than twenty-five days before the date of an election called upon at least forty days' notice and not less than fourteen days before the date of an election called upon at least eighteen days' notice. Nominations made for a special election called pursuant to section 69.14A shall be filed by 5:00 p.m. not less than twenty-five days before the date of the election. Nominations made pursuant to this chapter and chapter 45 which are required to be filed in the office of the commissioner shall be filed in that office not more than ninety-two days nor later than 5:00 p.m. on the sixty-ninth day before the date of the general election. Nominations made pursuant to this chapter or chapter 45 for city office shall be filed not more than seventy-two days nor later than 5:00 p.m. on the forty-seventh day before the city election with the ~~city clerk~~ county commissioner of elections responsible under section 47.2 for conducting elections held for the city, who shall process them as provided by law.

Sec. ___. Section 44.4, subsection 2, paragraph a, subparagraphs (2) and (3), Code 2014, are amended to read as follows:

(2) Those filed with the commissioner, not less than sixty-four days before the date of the election, except as provided in subparagraph (3).

(3) Those filed with the ~~city clerk~~ commissioner for an elective city office, at least forty-two days before the regularly scheduled or special city election. However, for those cities that may be required to hold a primary election, at least sixty-three days before the regularly scheduled or special city election.

Sec. ___. Section 44.7, Code 2014, is amended to read as follows:

44.7 Hearing before commissioner.

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~~Objections~~ Except as otherwise provided in section 44.8, objections filed with the commissioner shall be considered by the county auditor, county treasurer, and county attorney, and a majority decision shall

be final~~; but~~. However, if the objection is to the certificate of nomination of one or more of the above named county officers, the officer or officers objected to shall not pass upon the objection, but their places shall be filled, respectively, by the chairperson of the board of supervisors, the sheriff, and the county recorder.

Sec. ___. Section 44.8, Code 2014, is amended to read as follows:

44.8 Hearing before mayor.

1. Objections filed with the city clerk pursuant to section 362.4 or with the commissioner for an elective city office shall be considered by the mayor and clerk and one member of the council chosen by the council by ballot, and a majority decision shall be final~~;~~ ~~but~~. However, if the objection is to the certificate of nomination of either of those city officials, that official shall not pass upon ~~said~~ the objection, but the official's place shall be filled by a member of the council against whom no such objection exists, chosen as above provided.

2. The hearing shall be held within twenty-four hours of the receipt of the objection if a primary election must be held for the office sought by the candidate against whom the objection has been filed.

Sec. ___. Section 44.9, subsections 2 and 6, Code 2014, are amended to read as follows:

2. In the office of the proper commissioner, at least sixty-four days before the date of the election, except as otherwise provided in subsection 6.

6. In the office of the proper ~~city clerk~~ commissioner, at least forty-two days before the regularly scheduled or special city election. However, for those cities that may be required to hold a primary election, at least sixty-three days before a regularly scheduled or special city election.

Sec. ___. Section 44.11, Code 2014, is amended to read as follows:

44.11 Vacancies filled.

If a candidate named under this chapter withdraws before the deadline established in section 44.9, declines a nomination, or dies before election day, or if a certificate of nomination is held insufficient or inoperative by the officer with whom it is required to be filed, or in case any objection made to a certificate of nomination, or to the eligibility of any

candidate named in the certificate, is sustained by the board appointed to determine such questions, the vacancy or vacancies may be filled by the convention,

or caucus, or in such manner as such convention or caucus has previously provided. The vacancy or vacancies shall be filled not less than seventy-four days before the election in the case of nominations required to be filed with the state commissioner, not less than sixty-four days before the election in the case of nominations required to be filed with the commissioner, not less than thirty-five days before the election in the case of nominations required to be filed in the office of the school board secretary, and not less than forty-two days before the election in the case of nominations required to be filed with the ~~city clerk~~ commissioner for city elections.>

2. Page 1, line 33, after <election.> by inserting <If the council fails to make an appointment within sixty days as required by this subsection, the city clerk shall give notice of the vacancy to the county commissioner and the county commissioner shall call a special election to fill the vacancy at the earliest practicable date but no fewer than thirty-two days after the notice is received by the county commissioner.>

3. Page 3, after line 7 by inserting:

<Sec. ___. Section 376.4, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. An eligible elector of a city may become a candidate for an elective city office by filing with the ~~city clerk~~ county commissioner of elections responsible under section 47.2 for conducting elections held for the city a valid petition requesting that the elector's name be placed on the ballot for that office. The petition must be filed not more than seventy-one days and not less than forty-seven days before the date of the election, and must be signed by eligible electors equal in number to at least two percent of those who voted to fill the same office at the last regular city election, but not less than ten persons. However, for those cities which may be required to hold a primary election, the petition must be filed not more than eighty-five days and not less than sixty-eight days before the date of the regular city election. Nomination petitions shall be filed not later than 5:00 p.m. on the last day for filing.

Sec. ___. Section 376.4, subsections 3, 4, and 5, Code 2014, are amended to read as follows:

3. ~~If the city clerk is not readily available during normal office hours, the city clerk shall~~

~~designate other employees or officials of the city who are ordinarily available to accept nomination papers~~

~~under this section.~~ On the final date for filing nomination papers the office of the ~~city clerk~~ county commissioner shall remain open until 5:00 p.m.

4. The ~~city clerk~~ county commissioner shall review each petition and affidavit of candidacy for completeness following the standards in section 45.5 and shall accept the petition for filing if on its face it appears to have the requisite number of signatures and if it is timely filed. The ~~city clerk~~ county commissioner shall note upon each petition and affidavit accepted for filing the date and time that they were filed. The ~~clerk~~ county commissioner shall return any rejected nomination papers to the person on whose behalf the nomination papers were filed.

5. Nomination papers filed with the ~~city clerk~~ county commissioner shall be available for public inspection.

5A. The city clerk shall deliver ~~all nomination papers together with~~ the text of any public measure being submitted by the city council to the electorate to the county commissioner of elections ~~on the day following~~ no later than the last day on which nomination petitions can be filed, and not later than 5:00 p.m. on that day.

Sec. ___. Section 376.11, subsections 3, 4, and 5, Code 2014, are amended to read as follows:

3. In city primary elections any person who receives write-in votes shall execute an affidavit in substantially the form required by section 45.3, and file it with the county commissioner of elections ~~or the city clerk~~ not later than 5:00 p.m. on the day after the canvass of the primary election. If any person who received write-in votes fails to file the affidavit at the time required, the county commissioner shall disregard the write-in votes cast for that person. A notation shall be made on the abstract of votes showing which persons who received write-in votes filed affidavits. The total number of votes cast for each office on the ballot shall be amended by subtracting the write-in votes of those candidates who failed to file the affidavit. It is not necessary for a candidate whose name was printed upon the ballot to file an affidavit. Of the remaining candidates, those who receive the highest number of votes to the extent of twice the number of unfilled positions shall be placed on the ballot for the regular city election as candidates for that office.

4. In cities in which the city council has chosen a

runoff election in lieu of a primary, if a person who

was elected by write-in votes chooses not to accept the office by filing a resignation notice with the ~~city clerk or~~ commissioner of elections not later than 5:00 p.m. on the day following the canvass, all remaining persons who received write-in votes and who wish to be considered candidates for the runoff election shall execute an affidavit in substantially the form required by section 45.3 and file it with the county commissioner ~~or the city clerk~~ not later than 5:00 p.m. of the fourth day following the canvass. If a person receiving write-in votes fails to file the affidavit at the time required, the county commissioner of elections shall disregard the write-in votes cast for that person. The abstract of votes shall be amended to show that the person who was declared elected declined the office and a notation shall be made next to the names of those persons who did not file the affidavit. A runoff election shall be held with the remaining candidates who have the highest number of votes to the extent of twice the number of unfilled positions.

5. In a city in which the council has chosen a runoff election, if no person was declared elected for an office, all persons who received write-in votes shall execute an affidavit in substantially the form required by section 45.3 and file it with the county commissioner of elections ~~or the city clerk~~ not later than 5:00 p.m. on the day following the canvass of votes. If any person who received write-in votes fails to file the affidavit, the county commissioner of elections shall disregard the write-in votes cast for that person. The abstract of votes shall be amended to note which of the write-in candidates failed to file the affidavit. A runoff election shall be held with the remaining candidates who have the highest number of votes to the extent of twice the number of unfilled positions.

DIVISION ___

MISCELLANEOUS PROVISIONS

Sec. ___. Section 48A.9, subsection 1, Code 2014, is amended to read as follows:

1. Registration closes at 5:00 p.m. eleven days before each election except ~~primary and~~ general elections. For ~~primary and~~ general elections, registration closes at 5:00 p.m. ten days before the election. An eligible elector may register during the time registration is closed in the elector's precinct but the registration shall not become effective until registration opens again in the elector's precinct, except as otherwise provided in section 48A.7A.

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1 Sec. ___. Section 48A.26, subsection 3, Code 2014,
2 is amended to read as follows:
3 3. If the registration form is missing required
4 information pursuant to section 48A.11, subsection 8,
5 the acknowledgment shall advise the applicant what
6 additional information is required. The commissioner
7 shall enclose a new registration form for the applicant
8 to use. If the registration form has no address,
9 the commissioner shall make a reasonable effort to
10 determine where the acknowledgment should be sent. If
11 the incomplete registration form is received during
12 the period in which registration is closed pursuant to
13 section 48A.9 but by 5:00 p.m. on the Saturday before
14 the election for general ~~and primary~~ elections or by
15 5:00 p.m. on the Friday before the election for all
16 other elections, the commissioner shall send a notice
17 advising the applicant of election day and in-person
18 absentee registration procedures under section 48A.7A.
19 Sec. ___. Section 50.20, Code 2014, is amended to
20 read as follows:
21 **50.20 Notice of number of provisional ballots.**
22 The commissioner shall compile a list of the number
23 of provisional ballots cast under section 49.81 in each
24 precinct. The list shall be made available to the
25 public as soon as possible, but in no case later than
26 9:00 a.m. on the second day following the election.
27 Any elector may examine the list during normal office
28 hours, and may also examine the ~~affidavit~~ affidavits
29 on the envelopes ~~bearing~~ containing the ballots of
30 challenged electors until the reconvening of the
31 special precinct board as required by this chapter.
32 Only those persons so permitted by section 53.23,
33 subsection 4, shall have access to the affidavits
34 while that board is in session. Any elector may
35 present written statements or documents, supporting or
36 opposing the counting of any provisional ballot, at
37 the commissioner's office until the reconvening of the
38 special precinct board.
39 Sec. ___. Section 53.2, subsection 6, Code 2014, is
40 amended to read as follows:
41 6. If an application for an absentee ballot
42 is received from an eligible elector who is not a
43 registered voter the commissioner shall send the
44 eligible elector a voter registration form and another
45 absentee ballot application form. If the application
46 is received after the time registration closes pursuant
47 to section 48A.9 but by 5:00 p.m. on the Saturday
48 before the election for general ~~and primary~~ elections
49 or by 5:00 p.m. on the Friday before the election for
50 all other elections, the commissioner shall notify the

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1 applicant by mail of the election day and in-person
2 absentee registration provisions of section 48A.7A.
3 In addition to notification by mail, the commissioner
4 shall also attempt to contact the applicant by any
5 other method available to the commissioner.
6 Sec. ___. Section 53.8, subsection 1, Code 2014, is
7 amended to read as follows:
8 1. *a.* Upon receipt of an application for an
9 absentee ballot and immediately after the absentee
10 ballots are printed, the commissioner shall mail an
11 absentee ballot to the applicant within twenty-four
12 hours, except as otherwise provided in subsection 3.
13 The absentee ballot shall be sent to the registered
14 voter by one of the following methods:
15 (1) The absentee ballot shall be enclosed in an
16 unsealed envelope ~~bearing~~ marked with a serial number
17 and affidavit. The absentee ballot and ~~unsealed~~
18 affidavit envelope shall be enclosed in or with ~~a~~ an
19 unsealed return envelope marked postage paid which
20 bears the same serial number as the ~~unsealed~~ affidavit
21 envelope. The absentee ballot, ~~unsealed~~ affidavit
22 envelope, and return envelope shall be enclosed in a
23 third envelope to be sent to the registered voter. If
24 the ballot cannot be folded so that all of the votes
25 cast on the ballot will be hidden, the commissioner
26 shall also enclose a secrecy envelope with the absentee
27 ballot.
28 (2) The absentee ballot shall be enclosed in an
29 unsealed return envelope marked with a serial number
30 and affidavit and marked postage paid. The absentee
31 ballot and return envelope shall be enclosed in a
32 second envelope to be sent to the registered voter. If
33 the ballot cannot be folded so that all of the votes
34 cast on the ballot will be hidden, the commissioner
35 shall also enclose a secrecy envelope with the absentee
36 ballot.
37 *b.* The affidavit shall be marked on the appropriate
38 envelope in a form prescribed by the state commissioner
39 of elections.
40 Sec. ___. Section 53.10, subsection 2, Code 2014,
41 is amended to read as follows:
42 2. Each person who wishes to vote by absentee
43 ballot at the commissioner's office shall first sign
44 an application for a ballot including the following
45 information: name, current address, and the election
46 for which the ballot is requested. The person may
47 report a change of address or other information on
48 the person's voter registration record at that time.
49 The registered voter shall immediately mark the
50 ballot; enclose the ballot in a secrecy envelope, if

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1 necessary, and seal it in ~~an affidavit~~ the envelope
2 marked with the affidavit; subscribe to the affidavit
3 on the reverse side of the envelope; and return the
4 absentee ballot to the commissioner. The commissioner
5 shall record the numbers appearing on the application
6 and affidavit envelope along with the name of the
7 registered voter.
8 Sec. ___. Section 53.16, Code 2014, is amended to
9 read as follows:
10 **53.16 Subscribing to affidavit.**
11 After marking the ballot, the voter shall make and
12 subscribe to the affidavit on the ~~reverse side of the~~
13 affidavit envelope or on the return envelope marked
14 with the affidavit, and fold the ballot or ballots,
15 separately, so as to conceal the markings on them, and
16 deposit them in the envelope, and securely seal the
17 envelope.
18 Sec. ___. Section 53.17, subsection 1, unnumbered
19 paragraph 1, Code 2014, is amended to read as follows:
20 ~~The~~ If the commissioner mailed the ballot pursuant
21 to section 53.8, subsection 1, paragraph *"a"*,
22 subparagraph (1), the sealed envelope bearing the
23 voter's affidavit and containing the absentee ballot
24 shall be enclosed in a return envelope which shall be
25 securely sealed. If the commissioner mailed the ballot
26 pursuant to section 53.8, subsection 1, paragraph *"a"*,
27 subparagraph (2), the absentee ballot shall be enclosed
28 in the return envelope which shall be securely sealed.
29 The sealed return envelope shall be returned to the
30 commissioner by one of the following methods:
31 Sec. ___. Section 53.18, subsections 2 and 3, Code
32 2014, are amended to read as follows:
33 2. If the commissioner receives the return envelope
34 containing the completed absentee ballot by 5:00
35 p.m. on the Saturday before the election for general
36 ~~and primary~~ elections and by 5:00 p.m. on the Friday
37 before the election for all other elections, the
38 commissioner shall review the affidavit marked on the
39 return envelope, if applicable, for completeness or
40 shall open the return envelope to review the affidavit
41 for completeness. If the affidavit is incomplete, the
42 commissioner shall, within twenty-four hours of the
43 time the envelope was received, notify the voter of
44 that fact and that the voter may complete the affidavit
45 in person at the office of the commissioner by 5:00
46 p.m. on the day before the election, vote a replacement
47 ballot in the manner and within the time period
48 provided in subsection 3, or appear at the voter's
49 precinct polling place on election day and cast a
50 ballot in accordance with section 53.19, subsection 3.

3. If the affidavit envelope or the return envelope marked with the affidavit contains a defect that would cause the absentee ballot to be rejected by the absentee and special voters precinct board, the commissioner shall immediately notify the voter of that fact and that the voter's absentee ballot shall not be counted unless the voter requests and returns a replacement ballot in the time permitted under section 53.17, subsection 2. The voter may request a replacement ballot in person, in writing, or over the telephone. The same serial number that was assigned to the records of the original absentee ballot application shall be used on the envelope and records of the replacement ballot. The ~~affidavit~~ envelope marked with the affidavit and containing the completed replacement ballot shall be marked "Replacement ballot". The ~~affidavit~~ envelope marked with the affidavit and containing the original ballot shall be marked "Defective" and the replacement ballot shall be attached to ~~the affidavit~~ such envelope containing the original ballot and shall be stored in a secure place until they are delivered to the absentee and special voters precinct board, notwithstanding sections 53.26 and 53.27.

Sec. ___. Section 53.21, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The voter shall enclose one copy of the above statement in the return envelope along with the affidavit envelope, if the voter was mailed a separate affidavit envelope, and shall retain a copy for the voter's records.

Sec. ___. Section 53.23, subsection 3, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) The commissioner may direct the board to meet on the day before the election for the purpose of reviewing the absentee voters' affidavits appearing on the sealed ~~affidavit~~ envelopes. If in the commissioner's judgment this procedure is necessary due to the number of absentee ballots received, the members of the board may open the sealed affidavit envelopes and remove the secrecy envelope containing the ballot, but under no circumstances shall a secrecy envelope or a return envelope marked with an affidavit be opened before the board convenes on election day, except as provided in paragraph *"c"*. If the affidavit envelopes are opened before election day pursuant to this paragraph *"b"*, two observers, one appointed by each of the two political parties referred to in section 49.13, subsection 2, shall witness the

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proceedings. The observers shall be appointed by the county chairperson or, if the county chairperson fails to make an appointment, by the state chairperson. However, if either or both political parties fail to appoint an observer, the commissioner may continue with the proceedings.

Sec. ___. Section 53.23, subsection 5, Code 2014, is amended to read as follows:

5. The special precinct election board shall preserve the secrecy of all absentee and provisional ballots. After the affidavits on the envelopes have been reviewed and the qualifications of the persons casting the ballots have been determined, those that have been accepted for counting shall be opened. The ballots shall be removed from the affidavit envelopes <u>or return envelopes marked with the affidavit, as applicable,</u> without being unfolded or examined, and then shall be thoroughly intermingled, after which they shall be unfolded and tabulated. If secrecy folders or envelopes are used with provisional paper ballots, the ballots shall be removed from the secrecy folders after the ballots have been intermingled.

Sec. ___. Section 53.25, Code 2014, is amended to read as follows:

53.25 Rejecting ballot.

1. If the absentee voter's affidavit lacks the voter's signature, if the applicant is not a duly registered voter on election day in the precinct where the absentee ballot was cast, if the ~~affidavit~~ envelope <u>marked with the affidavit</u> contains more than one ballot of any one kind, or if the voter has voted in person, such vote shall be rejected by the absentee and special voters precinct board. If the affidavit envelope <u>or return envelope marked with the affidavit</u> is open, or has been opened and resealed, or if the ballot is not enclosed in ~~the affidavit~~ <u>such</u> envelope, and an affidavit envelope <u>or return envelope marked with the affidavit</u> with the same serial number and marked "Replacement ballot" is not attached as provided in section 53.18, the vote shall be rejected by the absentee and special voters precinct board.

2. If the absentee ballot is rejected prior to the opening of the affidavit envelope <u>or return envelope marked with the affidavit</u>, the voter casting the ballot shall be notified by a precinct election official by the time the canvass is completed of the reason for the rejection on a form prescribed by the state commissioner of elections.

Sec. ___. Section 53.27, Code 2014, is amended to read as follows:

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53.27 Rejection of ballot —— return of envelope.

If the ballot is rejected, the ~~affidavit~~ envelope~~,~~ marked with the affidavit ~~of,~~ with the ~~voter endorsed~~ voter's endorsement thereon, shall be returned with the rejected ballot in the envelope endorsed "Defective ballots".

Sec. ___. Section 53.30, Code 2014, is amended to read as follows:

53.30 Ballots, ballot envelopes, and other information preserved.

At the conclusion of each meeting of the absentee and special voter's precinct board, the board shall securely seal all ballots counted by them in the manner prescribed in section 50.12. The ballot envelopes, including the affidavit envelope ~~having the registered voter's affidavit on it~~ if an affidavit envelope was provided, the return envelope, and secrecy envelope bearing the signatures of precinct election officials, as required by section 53.23, shall be preserved. All applications for absentee ballots, ballots rejected without being opened, absentee ballot logs, and any other documents pertaining to the absentee ballot process shall be preserved until such time as the documents may be destroyed pursuant to section 50.19.

Sec. ___. Section 53.32, Code 2014, is amended to read as follows:

53.32 Ballot of deceased voter.

When it shall be made to appear by due proof to the precinct election officials that any elector, who has so marked and forwarded a ballot, has died before the ~~affidavit~~ envelope marked with the affidavit is opened, then the ballot of such deceased voter shall be endorsed, "Rejected because voter is dead", and be returned to the commissioner~~; but the~~. The casting of the ballot of a deceased voter shall not invalidate the election.

Sec. ___. Section 53.38, Code 2014, is amended to read as follows:

53.38 What constitutes registration.

Whenever a ballot is requested pursuant to section 53.39 or 53.45 on behalf of a voter in the armed forces of the United States, the affidavit upon the ~~affidavit~~ envelope marked with the affidavit of such voter, if the voter is found to be an eligible elector of the county to which the ballot is submitted, shall constitute a sufficient registration under chapter 48A. A completed federal postcard registration and federal absentee ballot request form submitted by such eligible elector shall also constitute a sufficient registration under chapter 48A. The commissioner shall

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1 place the voter's name on the registration record as a
2 registered voter if it does not already appear there.
3 The identification requirements of section 48A.8 and
4 the verification requirements of section 48A.25A do
5 not apply to persons who register to vote under this
6 division.
7 Sec. ___. Section 53.40, subsection 3, Code 2014,
8 is amended to read as follows:
9 3. If the affidavit on the ~~affidavit~~ envelope
10 marked with the affidavit shows that the affiant is not
11 a qualified voter on the day of the election at which
12 the ballot is offered for voting, the envelope shall
13 not be opened, but the envelope and ballot contained
14 in the envelope shall be preserved and returned by the
15 precinct election officials to the commissioner, who
16 shall preserve them for the period of time and under
17 the conditions provided for in sections 50.12, 50.13,
18 50.15, and 50.19.
19 Sec. ___. Section 53.44, Code 2014, is amended to
20 read as follows:
21 **53.44 Affidavit to be signed and returned.**
22 1. The affidavit on the ~~affidavit~~ envelope marked
23 with the affidavit used in connection with voting by
24 absentee ballot under this division by members of the
25 armed forces of the United States need not be notarized
26 or witnessed, but the affidavit on such envelope shall
27 be completed and signed by the voter.
28 2. Absentee ballots issued under this division
29 shall be returned in the same manner and within the
30 same time limits specified in section 53.17.
31 Sec. ___. REPEAL. Sections 53.13 and 53.14, Code
32 2014, are repealed.
33 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
34 of this Act, being deemed of immediate importance,
35 takes effect upon enactment.>
36 4. Title page, by striking lines 1 through 4 and
37 inserting <An Act related to the policy administration
38 of elections and voter registration and including
39 effective date provisions.>
40 5. By renumbering, redesignating, and correcting
41 internal references as necessary.

SENATE AMENDMENT

H-8200

1 Amend the amendment, H-8179, to House File 2450 as
2 follows:
3 1. Page 1, by striking lines 3 through 44 and
4 inserting:

5 <<Sec. ___. STATEWIDE CHEMICAL SUBSTANCE ABUSE
6 MONITORING PILOT PROGRAM.
7 1. The department of public health in collaboration
8 with the department of corrections may approve an
9 application from a county for a countywide chemical
10 substance abuse monitoring pilot program that is
11 available 24 hours a day, seven days a week, in an
12 effort to reduce the number of crimes that have a nexus
13 with chemical substance abuse.
14 2. The chemical substance monitoring pilot program
15 shall do all of the following:
16 a. Require a person who has been charged with,
17 pled guilty to, or convicted of a crime that has a
18 nexus with chemical substance abuse to abstain from all
19 chemical substances for a period of time.
20 b. Require the person to be subject to testing to
21 determine the presence of chemical substances under any
22 of the following circumstances:
23 (1) At least twice a day at a central location
24 where an immediate sanction can be applied.
25 (2) Where twice-a-day testing is impractical, by
26 continuous transdermal or electronic monitoring.
27 c. Apply sanctions when testing results are
28 definitive and not presumptive for chemical substances.
29 d. Require a person participating in the program
30 to pay program costs, including costs of installation,
31 monitoring, and deactivation of any testing devices.
32 3. A court in a county that has established a pilot
33 program pursuant to this section may order a defendant,
34 as a condition of pretrial release, probation, or bond
35 to participate in the program.
36 4. An approved pilot program shall begin on January
37 15, 2015, or upon the effective date of department
38 rules, whichever is earlier, and shall be conducted for
39 a minimum of one year.
40 5. The department of public health shall adopt
41 rules pursuant to chapter 17A to implement this section
42 which shall include but not be limited to provisions
43 relating to applications for, approval of, costs of,
44 and oversight of such pilot programs and reporting
45 requirements for participating counties.
46 6. The department of public health shall submit a
47 report on the results of the pilot projects and make
48 recommendations to the general assembly by December 15,
49 2016.
50 7. For the purposes of this section, “chemical

1 substance” means alcohol, wine, spirits, and beer as
2 defined in section 123.3 and controlled substances as
3 defined in section 124.101.>>

4 2. By renumbering as necessary.

DAWSON of Woodbury

H-8201

1 Amend the amendment, H-8189, to House File 2454 as
2 follows:
3 1. Page 1, by striking lines 2 and 3 and inserting:
4 <___. By striking everything after the enacting
5 clause and inserting:
6 <DIVISION I
7 PAST VERSIONS OF THE AGRICULTURAL ASSETS TRANSFER TAX
8 CREDIT
9 Section 1. APPLICABILITY OF CARRYFORWARD
10 PROVISIONS.
11 1. This section shall apply, notwithstanding any
12 of the following:
13 a. The five-year carryforward period during which
14 a taxpayer may claim a tax credit in excess of the
15 taxpayer's liability as provided in section 175.37, as
16 enacted in 2006 Iowa Acts, chapter 1161, including any
17 subsequent amendments to that section.
18 b. The directive to strike future amendments to
19 section 175.37, as provided in 2013 Iowa Acts, chapter
20 125, section 25, subsection 3.
21 c. The repeal of section 175.37 as provided in 2014
22 Iowa Acts, Senate File 2328, section 112, if enacted.
23 2. For any tax year commencing in calendar years
24 2008 through 2012, a tax credit that could have been
25 first issued, awarded, or allowed and claimed under
26 section 175.37, as that section applied when the tax
27 credit could have been first claimed, and which is in
28 excess of the taxpayer's liability, may be credited to
29 the tax liability of that taxpayer for ten tax years
30 following the tax year for which the taxpayer could
31 have first claimed the tax credit, or until depleted,
32 whichever is earlier.
33 3. The carryforward provisions of this section
34 shall continue to be effective until no longer
35 applicable, including by application to tax years
36 beginning on or after January 1, 2018.
37 Sec. 2. EFFECTIVE UPON ENACTMENT. This division of
38 this Act, being deemed of immediate importance, takes
39 effect upon enactment.
40 Sec. 3. RETROACTIVE APPLICABILITY. This division
41 of this Act applies retroactively to January 1, 2008,
42 for tax years beginning on or after that date.
43 DIVISION II
44 CURRENT VERSION OF THE AGRICULTURAL ASSETS TRANSFER TAX
45 CREDIT
46 Sec. 4. Section 175.37, subsection 6, Code 2014, is

47 amended to read as follows:
48 6. A tax credit in excess of the taxpayer's
49 liability for the tax year may be credited to the tax
50 liability for the following ~~five~~ ten tax years or until

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1 depleted, whichever is earlier. A tax credit shall not
2 be carried back to a tax year prior to the tax year
3 in which the taxpayer redeems the tax credit. A tax
4 credit shall not be transferable to any other person
5 other than the taxpayer's estate or trust upon the
6 taxpayer's death.
7 Sec. 5. APPLICABILITY OF CARRYFORWARD PROVISIONS.
8 1. This section shall apply, notwithstanding any
9 of the following:
10 a. The five-year carryforward period during which
11 a taxpayer may claim a tax credit in excess of the
12 taxpayer's liability as provided in section 175.37,
13 subsection 7, Code 2013.
14 b. The directive to strike future amendments to
15 section 175.37, as provided in 2013 Iowa Acts, chapter
16 125, section 25, subsection 3.
17 c. The repeal of section 175.37 as provided in 2014
18 Iowa Acts, Senate File 2328, section 112, if enacted.
19 2. For any tax year commencing in calendar year
20 2013 or 2014, a tax credit that could have been or
21 could be first issued, awarded, or allowed and claimed
22 under section 175.37, as that section applies when the
23 tax credit could have been or is first claimed, and in
24 excess of the taxpayer's liability, may be credited to
25 the tax liability of that taxpayer for ten tax years
26 following the tax year for which the taxpayer could
27 have first claimed or could first claim the tax credit,
28 or until depleted, whichever is earlier.
29 3. a. For any tax year commencing in calendar
30 years 2015 through 2017, a tax credit that is first
31 issued, awarded, or allowed and claimed under section
32 175.37, as that section applies when the tax credit
33 is first claimed, and in excess of the taxpayer's
34 liability, may be credited to the tax liability of that
35 taxpayer for ten tax years following the tax year that
36 the taxpayer first claims the tax credit, or until
37 depleted, whichever is earlier.
38 b. Paragraph "a" does not apply if 2014 Iowa Acts,
39 Senate File 2328, is enacted.
40 4. The carryforward provisions of this section
41 shall continue to be effective until no longer
42 applicable, including by application to tax years
43 beginning on or after January 1, 2018.
44 Sec. 6. EFFECTIVE UPON ENACTMENT. This division of
45 this Act, being deemed of immediate importance, takes

46 effect upon enactment.
47 Sec. 7. RETROACTIVE APPLICABILITY. This division
48 of this Act applies retroactively to January 1, 2013,
49 for tax years beginning on or after that date.
50 DIVISION III

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1 CONDITIONAL FUTURE VERSION OF THE AGRICULTURAL ASSETS
2 TRANSFER TAX CREDIT —— 2015 CODE
3 Sec. 8. Section 16.80, subsection 6, if enacted
4 in 2014 Iowa Acts, Senate File 2328, section 60, is
5 amended to read as follows:
6 6. A tax credit in excess of the taxpayer's
7 liability for the tax year may be credited to the tax
8 liability for the following ~~five~~ ten tax years or until
9 depleted, whichever is earlier. A tax credit shall not
10 be carried back to a tax year prior to the tax year
11 in which the taxpayer redeems the tax credit. A tax
12 credit shall not be transferable to any other person
13 other than the taxpayer's estate or trust upon the
14 taxpayer's death.
15 Sec. 9. APPLICABILITY OF CARRYFORWARD PROVISIONS.
16 1. This section shall apply, notwithstanding the
17 amendment to section 16.80 as provided in 2014 Iowa
18 Acts, Senate File 2328, section 122, if enacted.
19 2. For any tax year commencing in calendar years
20 2015 through 2017, a tax credit that is first issued,
21 awarded, or allowed and claimed under section 16.80,
22 as that section applies when the tax credit is first
23 claimed, and in excess of the taxpayer's liability, may
24 be credited to the tax liability of that taxpayer for
25 ten tax years following the tax year that the taxpayer
26 first claims the tax credit, or until depleted,
27 whichever is earlier.
28 3. The carryforward provisions of this section
29 shall continue to be effective until no longer
30 applicable, including by application to tax years
31 beginning on or after January 1, 2018.
32 Sec. 10. EFFECTIVE DATE —— CONDITION. This
33 division of this Act takes effect January 1, 2015, only
34 if 2014 Iowa Acts, Senate File 2328 is enacted.
35 DIVISION IV
36 FIRST CONDITIONAL FUTURE VERSION OF THE AGRICULTURAL
37 ASSETS TRANSFER TAX CREDIT —— 2018 CODE
38 Sec. 11. APPLICABILITY OF CARRYFORWARD
39 PROVISIONS. Upon the repeal of amendments to section
40 175.37, as enacted in 2013 Iowa Acts, chapter 125,
41 section 25, the following shall apply: Section 175.37,
42 subsection 7, Code 2013, is amended by striking the
43 words "five years" and inserting in lieu thereof the
44 words "ten tax years".

45 Sec. 12. EFFECTIVE DATE —— CONDITION. This
46 division of this Act takes effect January 1, 2018, only
47 if 2014 Iowa Acts, Senate File 2328, is not enacted.
48 Sec. 13. APPLICABILITY. This division of this Act
49 applies to tax years beginning on and after January 1,
50 2018.

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1 DIVISION V
2 SECOND CONDITIONAL FUTURE VERSION OF THE AGRICULTURAL
3 ASSETS TRANSFER TAX CREDIT —— 2018 CODE
4 Sec. 14. Section 16.80, subsection 7, as amended
5 by 2014 Iowa Acts, Senate File 2328, section 122, if
6 enacted, is amended to read as follows:
7 7. A tax credit in excess of the taxpayer's
8 liability for the tax year may be credited to the tax
9 liability for the following ~~five~~ ten tax years or until
10 depleted, whichever is earlier. A tax credit shall not
11 be carried back to a tax year prior to the tax year
12 in which the taxpayer redeems the tax credit. A tax
13 credit shall not be transferable to any other person
14 other than the taxpayer's estate or trust upon the
15 taxpayer's death.
16 Sec. 15. EFFECTIVE DATE —— CONDITION. This
17 division of this Act takes effect January 1, 2018, only
18 if 2014 Iowa Acts, Senate File 2328, is enacted.
19 Sec. 16. APPLICABILITY. This division of this Act
20 applies to tax years beginning on or after January 1,
21 2018.
22 DIVISION VI
23 CURRENT VERSION OF THE CUSTOM CONTRACT TAX CREDIT
24 Sec. 17. Section 175.38, subsection 9, Code 2014,
25 is amended to read as follows:
26 9. A custom farming contract tax credit in excess
27 of the taxpayer's liability for the tax year may be
28 credited to the tax liability for the following ~~five~~
29 ten tax years or until depleted, whichever is earlier.
30 A tax credit shall not be carried back to a tax year
31 prior to the tax year in which the taxpayer redeems the
32 tax credit. A tax credit shall not be transferable to
33 any other person other than the taxpayer's estate or
34 trust upon the taxpayer's death.
35 Sec. 18. APPLICABILITY OF CARRYFORWARD PROVISIONS.
36 1. This section shall apply, notwithstanding any
37 of the following:
38 a. The five-year carryforward period during which
39 a taxpayer may claim a tax credit in excess of the
40 taxpayer's liability as provided in section 175.38,
41 subsection 9, Code 2014.
42 b. The repeal of section 175.38, as provided in
43 2013 Iowa Acts, chapter 125, section 25, subsection 2.

c. The directive to strike future amendments to section 175.38, as provided in 2013 Iowa Acts, chapter 125, section 25, subsection 3.

d. The repeal of section 175.38, as provided in 2014 Iowa Acts, Senate File 2328, section 112, if enacted.

2. For any tax year commencing in calendar year

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2013 or 2014, a tax credit that could have been or could be first issued, awarded, or allowed and claimed under section 175.38, as that section applies when the tax credit could have been or could be first claimed, and in excess of the taxpayer's liability, may be credited to the tax liability of that taxpayer for ten tax years following the tax year for which the taxpayer first claimed or could first claim the tax credit, or until depleted, whichever is earlier.

3. a. For any tax year commencing in calendar years 2015 through 2017, a tax credit that is first issued, awarded, or allowed and claimed under section 175.38, as that section applies when the tax credit is first claimed, and in excess of the taxpayer's liability, may be credited to the tax liability of that taxpayer for ten tax years following the tax year for which the taxpayer first claims the tax credit, or until depleted, whichever is earlier.

b. Paragraph "a" does not apply if 2014 Iowa Acts, Senate File 2328, is enacted.

4. The carryforward provisions of this section shall continue to be effective until no longer applicable, including by application to tax years beginning on or after January 1, 2018.

Sec. 19. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 20. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2013, for tax years beginning on or after that date.

DIVISION VII

CONDITIONAL FUTURE VERSION OF THE CUSTOM CONTRACT TAX CREDIT —— 2015 CODE

Sec. 21. Section 16.81, subsection 9, if enacted in 2014 Iowa Acts, Senate File 2328, section 61, is amended to read as follows:

9. A custom farming contract tax credit in excess of the taxpayer's liability for the tax year may be credited to the tax liability for the following ~~five~~ <u>ten tax</u> years or until depleted, whichever is earlier. A tax credit shall not be carried back to a tax year prior to the tax year in which the taxpayer redeems the

43 tax credit. A tax credit shall not be transferable to
44 any other person other than the taxpayer's estate or
45 trust upon the taxpayer's death.
46 Sec. 22. APPLICABILITY OF CARRYFORWARD PROVISIONS.
47 1. This section shall apply, notwithstanding the
48 repeal of section 16.81 as provided in 2014 Iowa Acts,
49 Senate File 2328, section 120, if enacted.
50 2. For any tax year commencing in calendar years

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1 2015 through 2017, a tax credit that is first issued,
2 awarded, or allowed and claimed under section 16.81,
3 as that section applies when the tax credit is first
4 claimed, and in excess of the taxpayer's liability,
5 may be credited to the tax liability of that taxpayer
6 for ten tax years following the tax year for which
7 the taxpayer first claims the tax credit, or until
8 depleted, whichever is earlier.
9 3. The carryforward provisions of this section
10 shall continue to be effective until no longer
11 applicable, including by application to tax years
12 beginning on or after January 1, 2018.
13 Sec. 23. EFFECTIVE DATE —— CONDITION. This
14 division of this Act takes effect January 1, 2015, only
15 if 2014 Iowa Acts, Senate File 2328, is enacted.
16 Sec. 24. APPLICABILITY. This division of this Act
17 applies to tax years beginning on and after January 1,
18 2015.>
19 ___. Title page, line 4, by striking <carryover>
20 and inserting <carryforward>>

DEYOE of Story

H-8202

1 Amend the amendment, H-8192, to House File 2450 as
2 follows:
3 1. Page 1, line 4, before <$189,200> by inserting
4 <at least>
5 2. Page 1, after line 6 by inserting:
6 <___. Page 8, after line 34 by inserting:
7 <Of the amount appropriated in this lettered
8 paragraph "c", at least $262,292 shall be used to fund
9 the drug courts in the third judicial district.>
10 ___. Page 9, after line 3 by inserting:
11 <Of the amount appropriated in this lettered
12 paragraph "d", at least $231,409 shall be used to fund
13 the drug courts in the fourth judicial district.>
14 ___. Page 9, after line 8 by inserting:
15 <Of the amount appropriated in this lettered
16 paragraph "e", at least $398,628 shall be used to fund
17 the drug courts in the fifth judicial district.>
18 ___. Page 9, after line 12 by inserting:

<Of the amount appropriated in this lettered paragraph "f", at least $127,390 shall be used to fund the drug courts in the sixth judicial district.>

___. Page 9, after line 16 by inserting:

<Of the amount appropriated in this lettered paragraph "g", at least $104,491 shall be used to fund the drug courts in the seventh judicial district.>

___. Page 9, after line 20 by inserting:

<Of the amount appropriated in this lettered paragraph "h", at least $248,345 shall be used to fund the drug courts in the eighth judicial district.>>

3. By renumbering as necessary.

ISENHART of Dubuque

H-8203

Amend the amendment, H-8186, to Senate File 2196, as passed by the Senate, as follows:

1. Page 4, by striking lines 33 through 35 and inserting:

<Sec. ___. Section 135.175, subsection 5, paragraph b, Code 2014, as amended by this Act, is amended by striking the paragraph.

Sec. ___. Section 135.175, subsection 5, paragraph f, Code 2014, is amended by striking the paragraph.>

2. By renumbering as necessary.

COSTELLO of Mills

H-8204

Amend House File 2273, as passed by the House, as follows:

1. By striking page 1, line 3, through page 2, line 29, and inserting:

<Sec. ___. Section 321.46, subsection 3, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The applicant shall be entitled to a credit for that portion of the annual registration fee of the vehicle sold, traded, transferred, or junked which had not expired prior to the transfer of ownership of the vehicle. The annual registration fee for the new registration for the vehicle acquired shall be reduced by the amount of the credit. The credit shall be computed on the basis of the number of months remaining in the registration year, rounded to the nearest whole dollar. The credit shall be subject to the following limitations:

Sec. ___. Section 321.46, subsection 3, paragraphs a and b, Code 2014, are amended to read as follows:

a. The credit shall be claimed within six months

21 from the date the vehicle for which credit is granted
22 was sold, traded, transferred, or junked. After six
23 months, all credits shall be disallowed.
24 *b.* Any credit granted to the owner of a vehicle
25 which has been sold, traded, transferred, or junked
26 may only be claimed by that person toward the annual
27 registration fee for another vehicle purchased and the
28 credit may not be sold, transferred, or assigned to any
29 other person.>
30 2. By striking page 2, line 30, through page 3,
31 line 9, and inserting:
32 <DIVISION ___
33 VEHICLE REGISTRATION FEES AND RENTAL TAXATION
34 Sec. ___. Section 321.105A, subsection 2, paragraph
35 c, subparagraph (6), Code 2014, is amended to read as
36 follows:
37 (6) Vehicles, excluding motorcycles and motorized
38 bicycles, subject to registration in any state when
39 purchased for rental or registered and titled by a
40 motor vehicle dealer licensed pursuant to chapter 322
41 for rental use, and held for rental for a period of one
42 hundred twenty days or more and actually rented for
43 periods of sixty days or less by a person regularly
44 engaged in the business of renting vehicles, including
45 but not limited to motor vehicle dealers licensed
46 pursuant to chapter 322 who rent automobiles to users,
47 if the rental of the vehicles is subject to taxation
48 under section 423.2 orchapter 423C.
49 Sec. ___. Section 423.2, subsection 6, paragraph a,
50 Code 2014, is amended to read as follows:

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1 *a.* The sales price of any of the following
2 enumerated services is subject to the tax imposed
3 by subsection 5: alteration and garment repair;
4 armored car; vehicle repair; battery, tire, and
5 allied; investment counseling; service charges of
6 all financial institutions; barber and beauty; boat
7 repair; vehicle wash and wax; campgrounds; carpentry;
8 roof, shingle, and glass repair; dance schools
9 and dance studios; dating services; dry cleaning,
10 pressing, dyeing, and laundering; electrical and
11 electronic repair and installation; excavating and
12 grading; farm implement repair of all kinds; flying
13 service; furniture, rug, carpet, and upholstery
14 repair and cleaning; fur storage and repair; golf and
15 country clubs and all commercial recreation; gun and
16 camera repair; house and building moving; household
17 appliance, television, and radio repair; janitorial and
18 building maintenance or cleaning; jewelry and watch
19 repair; lawn care, landscaping, and tree trimming

and removal; limousine service, including driver; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking facilities; pay television; pet grooming; pipe fitting and plumbing; wood preparation; executive search agencies; private employment agencies, excluding services for placing a person in employment where the principal place of employment of that person is to be located outside of the state; reflexology; security and detective services, excluding private security and detective services furnished by a peace officer with the knowledge and consent of the chief executive officer of the peace officer's law enforcement agency; sewage services for nonresidential commercial operations; sewing and stitching; shoe repair and shoeshine; sign construction and installation; storage of household goods, mini-storage, and warehousing of raw agricultural products; swimming pool cleaning and maintenance; tanning beds or salons; taxidermy services; telephone answering service; test laboratories, including mobile testing laboratories and field testing by testing laboratories, and excluding tests on humans or animals; termite, bug, roach, and pest eradicators; tin and sheet metal repair; transportation service consisting of the rental of recreational vehicles or recreational boats, or the rental of ~~motor~~ vehicles subject to registration which are registered for a gross weight of thirteen tons or less for a period of sixty days or less, or the

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rental of aircraft for a period of sixty days or less; Turkish baths, massage, and reducing salons, excluding services provided by massage therapists licensed under chapter 152C; water conditioning and softening; weighing; welding; well drilling; wrapping, packing, and packaging of merchandise other than processed meat, fish, fowl, and vegetables; wrecking service; wrecker and towing.>

3. Title page, line 2, by striking <registrations> and inserting <registration, taxation of rental vehicles,>

4. By renumbering as necessary.

SENATE AMENDMENT

H-8205

Amend House File 2458 as follows:

1. Page 25, after line 5 by inserting:

<DIVISION ___

RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014

PRESERVE WHITETAIL

Sec. ___. Section 484C.2, subsection 2, Code 2014, is amended to read as follows:

2. This chapter authorizes the department of natural resources to regulate preserve whitetail and land associated with hunting preserves. However, the department of agriculture and land stewardship shall regulate whitetail kept as farm deer pursuant to chapter 170.

Sec. ___. Section 484C.4, Code 2014, is amended to read as follows:

484C.4 Departmental programs and requirements.

The department shall develop, administer, and enforce hunting preserve programs and requirements, which implement the provisions of this chapter and rules adopted by the department pursuant to section 484C.3, regarding fencing, recordkeeping, reporting, ~~and the~~ tagging, and transportation~~,~~; the testing, ~~and~~ monitoring, and quarantining for disease of preserve whitetail; and the quarantining of a hunting preserve or a former hunting preserve where diseased preserve whitetail are or were kept.

Sec. ___. Section 484C.12, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 3. *a.* The department may quarantine a hunting preserve or former hunting preserve if it determines that the presence of an infectious, contagious, or reportable disease threatens the health of animal populations.

b. A landowner of the hunting preserve or former hunting preserve shall comply with all requirements of the quarantine. The quarantine shall provide for the maintenance of a fence in the same manner as required in section 484C.6, regardless of any of the following:

(1) The fence has not been certified or is no longer certified under section 484C.6 or the hunting preserve has not been registered or is no longer registered pursuant to section 484C.7.

(2) The landowner has relinquished the hunting preserve as part of a business, including but not limited to by removing any number of whitetail.

c. The department shall establish the period of the quarantine which shall not be for more than ten years from the date that the department determines the presence of the infectious, contagious, or reportable disease as provided in paragraph *"a"*.>

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2. Title page, line 5, by striking <and including> and inserting <including>
3. Title page, line 5, after <provisions> by inserting <, and making penalties applicable>
4. By renumbering as necessary.

HANSON of Jefferson
MAXWELL of Poweshiek
SHEETS of Appanoose
GASKILL of Wapello

H-8206

Amend House File 2458 as follows:
1. Page 18, after line 25 by inserting:
<10. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
a. For deposit in the southern Iowa development and conservation fund created in section 161D.12:
..... $ 250,000
b. Not more than 10 percent of the moneys appropriated in paragraph "a" may be used for administrative costs.>

GASKILL of Wapello
HANSON of Jefferson

H-8207

Amend House File 2445 as follows:
1. Page 5, line 18, by striking <investment> and inserting <~~investment~~ infrastructure>
2. Page 8, after line 12 by inserting:
<DIVISION ___
ECONOMIC DEVELOPMENT REGIONS
Sec. ___. Section 15E.231, unnumbered paragraph 1, Code 2014, is amended to read as follows:
In order for an economic development region to receive assistance pursuant to section 15.335B, an economic development region's regional development plan must be approved by the authority. An economic development region shall consist of ~~not less than three counties, unless two contiguous counties have a combined population of at least three hundred thousand based on the most recent federal decennial census~~ two or more public or private, nonprofit entities that have entered into an agreement to pursue mutual economic development goals with a regional focus. An economic development region shall establish a focused economic development effort that shall include a

regional development plan relating to one or more of the following areas:

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

3. By renumbering, redesignating, and correcting internal references as necessary.

BALTIMORE of Boone

H-8208

Amend House File 2417, as amended, passed, and reprinted by the House, as follows:

1. By striking page 3, line 2, through page 4, line 33, and inserting:

<Sec. ___. Section 222.13, Code 2014, is amended to read as follows:

222.13 Voluntary admissions.

1. If an adult person is believed to be a person with an intellectual disability, the adult person or the adult person's guardian may ~~submit a request in writing through the central point of coordination process for the county board of supervisors of the adult person's county of residence to~~ apply to the department and the superintendent of any state resource center for the voluntary admission of the adult person either as an inpatient or an outpatient of the resource center. ~~The board of supervisors shall, on forms prescribed by the department's administrator, apply to the superintendent of the resource center in the district for the admission of the adult person to the resource center.~~ If the expenses of the person's admission or placement are payable in whole or in part by the person's county of residence, application for the admission shall be made through the regional administrator for the county. An application for admission to a special unit of any adult person believed to be in need of any of the services provided by the special unit under section 222.88 may be made in the same manner~~, upon request of the adult person or the adult person's guardian~~. The superintendent shall accept the application if a preadmission diagnostic evaluation~~, performed through the central point of coordination process,~~ confirms or establishes the need for admission, except that an application shall not be accepted if the institution does not have adequate facilities available or if the acceptance will result in an overcrowded condition.

2. If the resource center ~~has no~~ does not have an appropriate program for the treatment of an adult or minor person with an intellectual disability applying

under this section or section 222.13A, the ~~board of supervisors~~ regional administrator for the person's county of residence or the department, as applicable, shall arrange for the placement of the person in any public or private facility within or without the state, approved by the director of the department of human services, which offers appropriate services for the person~~, as determined through the central point of coordination process~~. If the expenses of the placement are payable in whole or in part by a county, the

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placement shall be made by the regional administrator for the county.

3. ~~Upon applying for admission~~ If the expenses of an admission of an adult ~~or minor person~~ to a resource center~~,~~ or a special unit, or ~~upon arranging for~~ of the placement of the person in a public or private facility are payable in whole or in part by a county, the ~~board of supervisors~~ regional administrator for the county shall make a full investigation into the financial circumstances of ~~that~~ the person and those liable for ~~that~~ the person's support under section 222.78 to determine whether or not any of them are able to pay the expenses arising out of the admission of the person to a resource center, special ~~treatment~~ unit, or public or private facility. If the ~~board~~ regional administrator finds that the person or those legally responsible for the person are presently unable to pay the expenses, the ~~board shall direct that~~ regional administrator shall pay the expenses ~~be paid by~~ payable by a county on behalf of the county. The ~~board~~ regional administrator may review ~~its~~ such a finding at any subsequent time while the person remains at the resource center, or is otherwise receiving care or treatment for which this chapter obligates the county to pay. If the ~~board~~ regional administrator finds upon review that the person or those legally responsible for the person are presently able to pay the expenses, the finding shall apply only to the charges incurred during the period beginning on the date of the review and continuing thereafter, unless and until the ~~board~~ regional administrator again changes ~~its~~ such a finding. If the ~~board~~ regional administrator finds that the person or those legally responsible for the person are able to pay the expenses, the ~~board shall direct that~~ regional administrator shall collect the charges ~~be so paid~~ to the extent required by section 222.78, and the ~~county auditor~~ regional administrator shall be responsible for the ~~collection~~ payment of the remaining charges.>

2. Page 25, by striking lines 10 through 14 and inserting:

<*a.* ~~A county may split the~~ The charges payable by a county may be split between the county's mental health~~, intellectual disability, and developmental~~ and disabilities services fund created pursuant to section 331.424A and the county's budget for ~~substance abuse~~ substance related disorder expenditures.>

3. Page 44, after line 27 by inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 29, subsection 1, paragraph n, is amended to read as

Page 3

follows:

n. For the fiscal year beginning July 1, 2013, the reimbursement rates for inpatient mental health services provided at hospitals shall be increased by 1 percent over the rates in effect on June 30, 2013, subject to Medicaid program upper payment limit rules; ~~community mental health centers and providers of mental health services to county residents pursuant to a waiver approved under section 225C.7, subsection 3, shall be reimbursed at 100 percent of the reasonable costs for the provision of services to recipients of medical assistance;~~ and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate.

Sec. ___. 2013 Iowa Acts, chapter 138, section 29, subsection 1, is amended by adding the following new paragraph:

NEW PARAGRAPH. 0o. For the fiscal year beginning July 1, 2013, community mental health centers may choose to be reimbursed for the services provided to recipients of medical assistance through either of the following options:

(1) For 100 percent of the reasonable costs of the services.

(2) In accordance with the alternative reimbursement rate methodology established by the medical assistance program's managed care contractor for mental health services and approved by the department of human services.>

4. Page 44, after line 29 by inserting:

<Sec. ___. EMERGENCY RULES. The department of human services may adopt emergency rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this Act amending 2013 Iowa Acts, chapter 138, and the rules shall be effective immediately upon filing unless a later date is specified in the rules. Any rules adopted in accordance with this section shall also be

published as a notice of intended action as provided in section 17A.4.

Sec. ___. EFFECTIVE UPON ENACTMENT. The sections of this Act amending 2013 Iowa Acts, chapter 138, and relating to the amendments, being deemed of immediate importance, take effect upon enactment.

Sec. ___. RETROACTIVE APPLICABILITY. The sections of this Act amending 2013 Iowa Acts, chapter 138, and relating to the amendments, apply retroactively to July 1, 2013.>

5. Title page, line 3, after <counties> by inserting <, including reimbursement of community

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mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.>

6. By renumbering as necessary.

SENATE AMENDMENT

H-8209

Amend the House amendment, S-5086, to Senate File 2311, as passed by the Senate, as follows:

1. By striking page 1, line 5, through page 3, line 6, and inserting:

Section 1. Section 80B.10, Code 2014, is amended to read as follows:

80B.10 Annual report.

The council shall make an annual report to the governor, the attorney general, and the commissioner of public safety which shall include pertinent data regarding the standards established and the degree of participation of agencies in the training program. <u>The report required by this section shall specifically include data regarding academy resources devoted to training relating to human trafficking.</u>

Sec. 2. Section 602.8102, subsection 135A, Code 2014, is amended to read as follows:

135A. Assess the surcharges provided by sections 911.1, 911.2, <u>911.2A,</u>911.3, and 911.4.

Sec. 3. Section 602.8108, subsection 2, Code 2014, is amended to read as follows:

2. Except as otherwise provided, the clerk of the district court shall report and submit to the state court administrator, not later than the fifteenth day of each month, the fines and fees received during the preceding calendar month. Except as provided in subsections 3, 4, 5, <u>5A,</u> 7, 8, 9, and 10, the state

28 court administrator shall deposit the amounts received
29 with the treasurer of state for deposit in the general
30 fund of the state. The state court administrator shall
31 report to the legislative services agency within thirty
32 days of the beginning of each fiscal quarter the amount
33 received during the previous quarter in the account
34 established under this section.
35 Sec. 4. Section 602.8108, Code 2014, is amended by
36 adding the following new subsection:
37 NEW SUBSECTION. 5A. The clerk of the district
38 court shall remit all moneys collected from the
39 assessment of the human trafficking victim surcharge
40 provided in section 911.2A to the state court
41 administrator no later than the fifteenth day of each
42 month for deposit in the human trafficking victim fund
43 created in section 915.95.
44 Sec. 5. Section 710.10, Code 2014, is amended by
45 adding the following new subsection:
46 NEW SUBSECTION. 7. For purposes of this section,
47 methods of enticement include but are not limited
48 to personal contact and communication by any means
49 including through the mail, telephone, internet, or
50 any social media, and include text messages, instant

Page 2

1 messages, and electronic mail.
2 Sec. 6. Section 725.1, Code 2014, is amended to
3 read as follows:
4 **725.1 Prostitution.**
5 1. *a.* ~~A~~ Except as provided in paragraph *"b"*,
6 a person who sells or offers for sale the person's
7 services as a partner in a sex act commits an
8 aggravated misdemeanor. ~~, or~~
9 *b.* If the person who sells or offers for sale the
10 person's services as a partner in a sex act is under
11 the age of eighteen, the county attorney may elect, in
12 lieu of filing a petition alleging that the person has
13 committed a delinquent act, to refer that person to the
14 department of human services for the possible filing
15 of a petition alleging that the person is a child in
16 need of assistance.
17 *c.* If the person who sells or offers for sale the
18 person's services as a partner in a sex act is under
19 the age of eighteen, upon the expiration of two years
20 following the person's conviction for a violation
21 of paragraph *"a"* or of a similar local ordinance,
22 the person may petition the court to expunge the
23 conviction, and if the person has had no other criminal
24 convictions, other than local traffic violations or
25 simple misdemeanor violations of chapter 321 during the
26 two-year period, the conviction shall be expunged as

a matter of law. The court shall enter an order that the record of the conviction be expunged by the clerk of the district court. Notwithstanding section 692.2, after receipt of notice from the clerk of the district court that a record of conviction has been expunged for a violation of paragraph *"a"*, the record of conviction shall be removed from the criminal history data files maintained by the department of public safety.

2. *a.* Except as provided in paragraph *"b"*, a person who purchases or offers to purchase ~~such~~ another person's services~~,~~ as a partner in a sex act commits an aggravated misdemeanor.

b. A person who purchases or offers to purchase services as a partner in a sex act from a person who is under the age of eighteen commits a class "D" felony.

Sec. 7. Section 725.2, Code 2014, is amended to read as follows:

725.2 Pimping.

1. A person who solicits a patron for a prostitute, or who knowingly takes or shares in the earnings of a prostitute, or who knowingly furnishes a room or other place to be used for the purpose of prostitution, whether for compensation or not, commits a class "D" felony.

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2. A person who solicits a patron for a prostitute who is under the age of eighteen, or who knowingly takes or shares in the earnings of a prostitute who is under the age of eighteen, or who knowingly furnishes a room or other place to be used for the purposes of prostitution of a prostitute who is under the age of eighteen, whether for compensation or not, commits a class "C" felony.

3. It shall be an affirmative defense to a prosecution of a person under the age of twenty-one for a violation of this section that the person was allowed, permitted, or encouraged by an adult having influence or control of the person to engage in acts prohibited pursuant to section 725.1, subsection 1, while the person was under the age of eighteen.

Sec. 8. NEW SECTION. **802.2B Other sexual offenses.**

An information or indictment for the following offenses committed on or with a person who is under the age of eighteen years shall be found within ten years after the person upon whom the offense is committed attains eighteen years of age, or if the person against whom the information or indictment is sought is identified through the use of a DNA profile, an information or indictment shall be found within three years from the date the person is identified by the

26 person's DNA profile, whichever is later:
27 1. Lascivious acts with a child in violation of
28 section 709.8.
29 2. Assault with intent to commit sexual abuse in
30 violation of section 709.11.
31 3. Indecent contact with a child in violation of
32 section 709.12.
33 4. Lascivious conduct with a minor in violation of
34 section 709.14.
35 5. Sexual misconduct with a juvenile in violation
36 of section 709.16, subsection 2.
37 6. Sexual exploitation of a minor in violation of
38 section 728.12.
39 Sec. 9. Section 802.3, Code 2014, is amended to
40 read as follows:
41 **802.3 Felony —— aggravated or serious misdemeanor.**
42 In all cases, except those enumerated in section
43 802.1, 802.2, 802.2A, 802.2B, or 802.10, an indictment
44 or information for a felony or aggravated or serious
45 misdemeanor shall be found within three years after its
46 commission.
47 Sec. 10. Section 802.10, subsection 3, Code 2014,
48 is amended to read as follows:
49 3. However, notwithstanding subsection 2, an
50 indictment or information shall be found against a

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1 person within three years from the date the person is
2 identified by the person's DNA profile. If the action
3 involves sexual abuse~~,~~ or another sexual offense the
4 indictment or information shall be found as provided in
5 section 802.2 or 802.2B, if the person is identified by
6 the person's DNA profile.
7 Sec. 11. Section 808B.3, Code 2014, is amended by
8 adding the following new subsection:
9 NEW SUBSECTION. 6. A felony offense involving
10 human trafficking in violation of chapter 710A.
11 Sec. 12. Section 902.9, subsection 2, Code 2014, is
12 amended to read as follows:
13 2. The surcharges required by sections 911.1,
14 911.2, 911.2A, and 911.3 shall be added to a fine
15 imposed on a class "C" or class "D" felon, as provided
16 by those sections, and are not a part of or subject to
17 the maximums set in this section.
18 Sec. 13. Section 903.1, subsection 4, Code 2014, is
19 amended to read as follows:
20 4. The surcharges required by sections 911.1,
21 911.2, 911.2A,911.3, and 911.4 shall be added to a
22 fine imposed on a misdemeanant as provided in those
23 sections, and are not a part of or subject to the
24 maximums set in this section.

25 Sec. 14. NEW SECTION. **911.2A Human trafficking**
26 **victim surcharge.**
27 1. In addition to any other surcharge, the court
28 or clerk of the district court shall assess a human
29 trafficking victim surcharge of one thousand dollars
30 if an adjudication of guilt or a deferred judgment has
31 been entered for a criminal violation of section 725.1,
32 subsection 2, or section 710A.2, 725.2, or 725.3.
33 2. In the event of multiple offenses, the surcharge
34 shall be imposed for each applicable offense.
35 3. The surcharge shall be remitted by the clerk of
36 court as provided in section 602.8108, subsection 5A.
37 Sec. 15. NEW SECTION. **915.95 Human trafficking**
38 **victim fund.**
39 A fund is created as a separate fund in the state
40 treasury. Moneys deposited in the fund shall be
41 administered by the department and dedicated to and
42 used for awarding moneys to programs that provide
43 services and support to victims of human trafficking
44 under section 710A.2, including public outreach and
45 awareness programs and service provider training
46 programs. Notwithstanding section 8.33, any balance in
47 the fund on June 30 of any fiscal year shall not revert
48 to the general fund of the state.
49 Sec. 16. EFFECTIVE DATE. The section of this Act
50 enacting section 911.2A takes effect January 1, 2015.

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1 Sec. 17. APPLICABILITY. The section of this Act
2 enacting section 911.2A applies to an adjudication of
3 guilt or a deferred judgment entered for a violation of
4 section 725.1, subsection 2, or section 710A.2, 725.2,
5 or 725.3 on or after January 1, 2015.
6 2. Title page, by striking lines 1 through 4 and
7 inserting <An Act relating to sexual and criminal
8 offenses involving minors and others, including
9 prostitution, pimping, and human trafficking, providing
10 for a fee, and including penalties and effective date
11 and applicability provisions.>>

SENATE AMENDMENT

H-8210

1 Amend the amendment, H-8184, to House File 2458 as
2 follows:
3 1. Page 1, after line 1 by inserting:
4 <2. Page 24, after line 26 by inserting:
5 <DIVISION ___
6 PERSONAL SETTLEMENT AGREEMENT PAYMENTS
7 Sec. ___. PERSONNEL SETTLEMENT AGREEMENT

8 PAYMENTS. As a condition made to any appropriation to
9 the department of agriculture and land stewardship,
10 the department of natural resources, or Iowa state
11 university as provided in this Act, moneys appropriated
12 and any other moneys available for use by that entity
13 under this Act shall not be used for the payment of
14 a personnel settlement agreement between that entity
15 and a state employee that contains a confidentiality
16 provision intended to prevent public disclosure of the
17 agreement or any terms of the agreement.>>

HALL of Woodbury

H-8211

1 Amend House Resolution 118 as follows:
2 1. Page 1, after line 9 by inserting:
3 <WHEREAS, as part of that comprehensive energy
4 strategy, Iowa has been a wind industry leader,
5 and Iowa's economy and environment have benefited
6 tremendously from that leadership position; and
7 WHEREAS, Iowa also ranks 16th among U.S. states in
8 the potential for solar energy production, putting Iowa
9 ahead of states such as Florida, Georgia, Missouri,
10 North Carolina, and South Carolina, with the potential
11 to build enough solar photovoltaic material to meet
12 annual electric needs by more than 150 times over; and>
13 2. Page 3, line 4, after <mix,> by inserting <value
14 of renewable energy and its delivery, generation
15 capacity, transmission capacity, transmission and
16 distribution line losses, environmental value,>

ISENHART of Dubuque

H-8212

1 Amend Senate File 2130, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 6, after line 24 by inserting:
4 <DIVISION ___
5 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS
6 Sec. ___. PERSONNEL SETTLEMENT AGREEMENT
7 PAYMENTS. As a condition made to any appropriation to
8 the department of transportation as provided in this
9 Act, moneys appropriated and any other moneys available
10 for use by the department under this Act shall not
11 be used for the payment of a personnel settlement
12 agreement between the department and a state employee
13 that contains a confidentiality provision intended to
14 prevent public disclosure of the agreement or any terms
15 of the agreement.>

COMMITTEE ON APPROPRIATIONS

H-8213

Amend House File 2462 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 22.7, subsection 11, paragraph a, subparagraph (5), Code 2014, is amended to read as follows:

(5) The fact that the individual resigned in lieu of termination, was discharged, or was demoted as the result of a final disciplinary action upon the exhaustion of all applicable contractual, legal, and statutory remedies, and the documented reasons and rationale for the resignation in lieu of termination, the discharge, or the demotion. For purposes of this subparagraph, *"demoted"* and *"demotion"* mean a change of an employee from a position in a given classification to a position in a classification having a lower pay grade.

Sec. 2. NEW SECTION. **22.13A Personnel settlement agreements —— state employees —— confidentiality —— disclosure.**

1. For purposes of this section:

a. "Personnel settlement agreement" means a binding legal agreement between a state employee and the state employee's employer, subject to section 22.13, to resolve a personnel dispute including but not limited to a grievance. *"Personnel settlement agreement"* does not include an initial decision by a state employee's immediate supervisor concerning a personnel dispute or grievance.

b. "State employee" means an employee of the state who is an employee of the executive branch as described in sections 7E.2 and 7E.5.

2. Personnel settlement agreements shall not contain any confidentiality or nondisclosure provision that attempts to prevent the disclosure of the personnel settlement agreement. In addition, any confidentiality or nondisclosure provision in a personnel settlement agreement is void and unenforceable.

3. The requirements of this section shall not be superseded by any provision of a collective bargaining agreement.

4. All personnel settlement agreements shall be made easily accessible to the public on an internet site maintained as follows:

a. For personnel settlement agreements with an employee of the executive branch, excluding an employee of the state board of regents or institution under the control of the state board of regents, by the department of administrative services.

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1 *b.* For personnel settlement agreements with an
2 employee of the state board of regents or institution
3 under the control of the state board of regents, by the
4 state board of regents.
5 Sec. 3. IMPLEMENTATION PROVISION. This Act shall
6 not be construed to limit or impair the ability of law
7 enforcement personnel to investigate any activity that
8 may violate the laws of the state.
9 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being
10 deemed of immediate importance, takes effect upon
11 enactment.
12 Sec. 5. RETROACTIVE APPLICABILITY. The following
13 provision of this Act applies retroactively to January
14 1, 2004:
15 1. The section of this Act amending section 22.7,
16 subsection 11.>

PETTENGILL of Benton

H-8214

1 Amend the amendment, H-8213, to House File 2462 as
2 follows:
3 1. Page 2, after line 4 by inserting:
4 <Sec. ___. NEW SECTION. **22.13B Executive branch**
5 **bonuses —— disclosure.**
6 1. For purposes of this section:
7 *a. "Bonus pay"* means any additional remuneration
8 provided an employee in the form of a bonus, including
9 but not limited to a retention bonus, recruitment
10 bonus, exceptional job performance pay, extraordinary
11 job performance pay, exceptional performance pay,
12 extraordinary duty pay, or extraordinary or special
13 duty pay, and any extra benefit not otherwise provided
14 to other similarly situated employees.
15 *b. "Executive branch employee"* means an employee
16 of the executive branch of state government, which
17 includes any unit of state government, including
18 but not limited to an authority, board, commission,
19 committee, council, department, or independent
20 agency as defined in section 7E.4, and each principal
21 central department enumerated in section 7E.5; the
22 office of the governor; and the office of an elective
23 constitutional or statutory officer.
24 2. A decision to provide bonus pay to an executive
25 branch employee, including the amount paid and the
26 documented reasons and rationale for the bonus paid,
27 shall be a public record.
28 3. All decisions to provide bonus pay to an
29 executive branch employee, including information

30 described in subsection 2, shall be made easily
31 accessible to the public on an internet site maintained
32 as follows:
33 *a.* For decisions to provide bonus pay to an
34 employee of the executive branch, excluding an employee
35 of the state board of regents or institution under
36 the control of the state board of regents, by the
37 department of administrative services.
38 *b.* For decisions to provide bonus pay to an
39 employee of the state board of regents or institution
40 under the control of the state board of regents, by the
41 state board of regents.>
42 2. Page 2, after line 16 by inserting:
43 <___. Title page, line 1, after <employee> by
44 inserting <bonuses,>>
45 3. By renumbering as necessary.

BAUDLER of Adair
GAINES of Polk

H-8215

1 Amend House Resolution 118 as follows:
2 1. By striking page 2, line 25, through page 3,
3 line 5, and inserting <electricity generating plants;
4 and
5 WHEREAS, carbon emissions are recognized as a
6 hazardous air pollutant with documented climate
7 impacts resulting in highly variable weather patterns
8 and extreme weather events, with growing economic,
9 environmental, and human consequences; and
10 WHEREAS, the Iowa House of Representatives
11 acknowledges that the federal Clean Air Act of 1970
12 requires the United States Environmental Protection
13 Agency to regulate carbon emissions in the public
14 interest, as confirmed by the United States Supreme
15 Court in Massachusetts v. Environmental Protection
16 Agency in 2007; NOW THEREFORE,
17 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
18 that the Iowa House of Representatives, on behalf
19 of the State of Iowa, reiterates its commitment to
20 implementing the requirements of the federal Clean
21 Air Act under the direction of and in partnership
22 with the United States Environmental Protection
23 Agency, including standards for stationary sources
24 of greenhouse gas emissions such as coal-fired power
25 plants; and>

STAED of Linn

H-8216

1 Amend House Resolution 118 as follows:
2 1. Page 2, by striking line 25 and inserting
3 <electricity generating plants; and
4 WHEREAS, the Iowa House of Representatives
5 acknowledges that the federal Clean Air Act of 1970
6 requires the United States Environmental Protection
7 Agency to regulate carbon emissions in the public
8 interest, as confirmed by the United States Supreme
9 Court in Massachusetts v. Environmental Protection
10 Agency in 2007; NOW THEREFORE,>

STAED of Linn

H-8217

1 Amend House Resolution 118 as follows:
2 1. By striking page 2, line 26, through page 3,
3 line 5, and inserting:
4 <BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
5 That the Iowa House of Representatives, on behalf
6 of the State of Iowa, reiterates its commitment to
7 implementing the requirements of the federal Clean
8 Air Act under the direction of and in partnership
9 with the United States Environmental Protection
10 Agency, including standards for stationary sources
11 of greenhouse gas emissions such as coal-fired power
12 plants; and>

STAED of Linn

H-8218

1 Amend House File 2463 as follows:
2 1. Page 75, line 3, after <health,> by inserting
3 <the department of workforce development,>

ISENHART of Dubuque

H-8219

1 Amend House Resolution 118 as follows:
2 1. Page 2, by striking line 25 and inserting
3 <electricity generating plants; and
4 WHEREAS, carbon emissions are recognized as a
5 hazardous air pollutant with documented climate
6 impacts resulting in highly variable weather patterns
7 and extreme weather events, with growing economic,
8 environmental, and human consequences; NOW THEREFORE,>

STAED of Linn

H-8220

Amend the amendment, H-8213, to House File 2462 as follows:

1. By striking page 1, line 4, through page 2, line 4, and inserting:

Section 1. NEW SECTION. **22.13A Personnel settlement agreements —— executive branch employers.**

1. For purposes of this section:

a. "Executive branch employer" means the executive branch of state government, which includes any unit of state government, including but not limited to an authority, board, commission, committee, council, department, or independent agency as defined in section 7E.4, each principal central department enumerated in section 7E.5; and the office of the governor. *"Executive branch employer"* does not include the office of an elective constitutional or statutory officer that is not the office of the governor.

b. "Personnel settlement agreement" means a binding legal agreement between an employee and the employee's executive branch employer to resolve a personnel dispute including but not limited to a grievance. *"Personnel settlement agreement"* does not include an initial decision by an employee's immediate supervisor concerning a personnel dispute or grievance.

2. *a.* For personnel settlement agreements with an employee of an executive branch employer, excluding an employee of the state board of regents or institution under the control of the state board of regents, the personnel settlement agreement shall, to the extent consistent with any provision of an applicable collective bargaining agreement, be reviewed and approved as to form by the attorney general or by the attorney general's designee, and approved by the director of the department of management, the director of the department of administrative services, and the head of the agency or office involved with the matter at issue.

b. For personnel settlement agreements with an employee of the state board of regents or institution under the control of the state board of regents, the personnel settlement agreement shall, to the extent consistent with any provision of an applicable collective bargaining agreement, be reviewed and approved as to form by the attorney general or by the attorney general's designee, and approved by the executive director of the state board of regents and the head of the institution involved with the matter at issue.

c. For personnel settlement agreements with an employee of an executive branch employer subject to

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1 review and approval pursuant to the requirements of a
2 collective bargaining agreement that are inconsistent
3 with the requirements of this subsection, a report on
4 the personnel settlement agreement shall be provided to
5 those persons who would otherwise review or approve the
6 personnel settlement agreement for that employee.
7 3. Personnel settlement agreements shall not
8 contain any confidentiality or nondisclosure provision
9 that attempts to prevent the disclosure of the
10 personnel settlement agreement.
11 4. All personnel settlement agreements shall be
12 made easily accessible to the public on an internet
13 site maintained as follows:
14 *a.* For personnel settlement agreements with an
15 employee of an executive branch employer, excluding an
16 employee of the state board of regents or institution
17 under the control of the state board of regents, by the
18 department of administrative services.
19 *b.* For personnel settlement agreements with an
20 employee of the state board of regents or institution
21 under the control of the state board of regents, by the
22 state board of regents.>
23 2. Page 2, by striking lines 12 through 16 and
24 inserting:
25 <___. Title page, line 2, by striking <and
26 disciplinary actions>
27 ___. Title page, line 3, by striking <and
28 retroactive applicability>>
29 3. By renumbering as necessary.

GAINES of Polk
ANDERSON of Polk
COHOON of Des Moines
HANSON of Jefferson
ISENHART of Dubuque
KEARNS of Lee
LENSING of Johnson
MUHLBAUER of Crawford
PRICHARD of Floyd
M. SMITH of Marshall
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott

ABDUL-SAMAD of Polk
BERRY of Black Hawk
GASKILL of Wapello
HUNTER of Polk
JACOBY of Johnson
KRESSIG of Black Hawk
H. MILLER of Webster
OLDSON of Polk
RUFF of Clayton
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-8221

1 Amend House File 2463 as follows:
2 1. Page 87, after line 11 by inserting:
3 <DIVISION ___

4 ELDERLY PERSONS WITH AGGRESSIVE OR PSYCHIATRIC
5 BEHAVIORS —— REPORT
6 Sec. ___. FACILITY FOR ELDERLY PERSONS WITH
7 AGGRESSIVE OR PSYCHIATRIC BEHAVIORS —— COMMITTEE ——
8 REPORT.
9 1. The department of inspections and appeals, in
10 conjunction with the department of human services,
11 shall establish and facilitate a committee of
12 stakeholders to examine options for designating a
13 facility to provide care for elderly persons in this
14 state who are sexually aggressive, combative, or have
15 unmet geropsychiatric needs.
16 2. The membership of the committee shall include
17 but is not limited to the following:
18 a. Representatives of the departments of
19 inspections and appeals, human services, public health,
20 and aging, the state public defender, the office of
21 ombudsman, the office of the state long-term care
22 ombudsman, and the judicial branch.
23 b. Consumers of services provided by long-term care
24 facilities and family members of consumers.
25 c. Long-term care facility administrators or
26 owners.
27 d. Direct care workers employed by long-term care
28 facilities.
29 e. Representatives from Iowa legal aid.
30 f. Representatives from AARP Iowa.
31 g. Representatives from the Iowa civil liberties
32 union.
33 h. Other stakeholders as the department of
34 inspections and appeals and the department of human
35 services deem appropriate.
36 3. The committee shall discuss whether a long-term
37 care facility, as defined in section 142D.2, should
38 have the ability to refuse admission to, or discharge,
39 residents who are sexually aggressive, combative, or
40 have unmet geropsychiatric needs. The committee shall
41 consider options for establishment of a facility to
42 provide care for persons who are sexually aggressive,
43 combative, or have unmet geropsychiatric needs. The
44 committee shall identify the characteristics of
45 residents for such a facility, options for creating
46 a new facility to house such residents, options for
47 the expansion of an existing facility to house such
48 residents, options for using any alternative facilities
49 for such residents, the workforce and training
50 necessary for the workforce in such facility, the use

1 of protective restraints at such facility, options
2 to qualify a facility for Medicaid reimbursement,

cost projections for any recommendations, and other information deemed relevant by the department of inspections and appeals.

4. The committee shall provide a report detailing its findings and recommendations to the governor and the general assembly by December 15, 2014.>

2. By renumbering as necessary.

H. MILLER of Webster

H-8222

Amend House File 2444, as passed by the House, as follows:

1. Page 1, line 6, by striking <receive and>

2. Page 1, after line 30 by inserting:

<Sec. ___. Section 452A.3, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Except as otherwise provided in this section and in this division, until June 30, ~~2014~~ 2015, this subsection shall apply to the excise tax imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.

Sec. ___. Section 452A.3, subsection 1A, Code 2014, is amended to read as follows:

1A. Except as otherwise provided in this sectionand in this division, after June 30, ~~2014~~ 2015, an excise tax of twenty cents is imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.>

3. Page 2, after line 25 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment: 1. The sections of this Act amending section 452A.3.>

4. Title page, line 5, before <retroactive> by inserting <effective date and>

5. By renumbering as necessary.

SENATE AMENDMENT

H-8223

Amend Senate File 2130, as amended, passed, and reprinted by the Senate, as follows:

1. Page 5, after line 21 by inserting:

<The department shall inquire of each person to whom a map is distributed whether the person uses the map for its intended purpose or whether the map is discarded without being put to its intended use. The survey may be conducted by providing, with each map

9 distributed, a paper survey to be mailed back to the
10 department and an internet address where the survey may
11 be completed as an alternative to the paper survey.
12 The department shall report the results of the survey
13 to the co-chairpersons of the joint appropriations
14 subcommittee on transportation, infrastructure, and
15 capitals by December 31, 2015.>

LUNDBY of Linn

H-8224

1 Amend Senate File 2130, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, line 17, by striking <34,616,659> and
4 inserting <34,116,659>
5 2. Page 3, line 10, by striking <1,406,000> and
6 inserting <1,906,000>

THOMAS of Clayton

H-8225

1 Amend Senate File 2130, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 6, after line 24 by inserting:
4 <DIVISION ___
5 IOWA PRODUCTS
6 Sec. ___. IOWA PRODUCTS. As a condition of
7 receiving an appropriation pursuant to this Act,
8 the department of transportation shall give first
9 preference when purchasing a product to an Iowa product
10 or a product produced from an Iowa-based business.
11 Second preference shall be given to a United States
12 product or a product produced from a business based in
13 the United States.>
14 2. By renumbering as necessary.

OURTH of Warren

H-8226

1 Amend House File 2463 as follows:
2 1. Page 42, after line 5 by inserting:
3 <The full-time equivalent positions authorized by
4 this subsection, as amended by this 2014 Act, are
5 intended to be filled by the maintenance staff persons
6 performing such duties at the time the Iowa juvenile
7 home was closed in January 2014.>

FISHER of Tama

H-8227

Amend House File 2463 as follows:

1. Page 73, after line 3 by inserting:

<Sec. ___. NEW SECTION. **231.67 Iowa check off hunger fund.**

1. An Iowa check off hunger fund is created in the state treasury under the control of the department. The fund is composed of moneys appropriated or available to and obtained or accepted by the treasurer of state for deposit in the fund. The fund shall include moneys transferred to the fund as provided in section 422.12I. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to and remain in the fund. Section 8.33 does not apply to moneys in the fund.

2. Moneys in the fund are appropriated to the department to provide grants to persons to be used for the purpose of reducing food insecurity within the state. The grants shall be awarded as follows:

a. Forty percent of the moneys in the fund shall be awarded to a nonprofit, tax-exempt association, chosen by the department, that receives donations under section 170 of the Internal Revenue Code and whose members include Iowa food banks and their affiliates that together serve all counties in the state, to be used to purchase food for distribution to food-insecure Iowans.

b. Fifty percent of the moneys in the fund shall be awarded to each area agency on aging designated under section 231.32 in the proportion that the estimated amount of older individuals in Iowa served by that area agency on aging bears to the total estimated amount of older individuals in Iowa, to be used to provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa.

c. Ten percent of the moneys in the fund shall be awarded to persons who are using innovative ways to reduce food insecurity in this state. To be eligible to receive a grant pursuant to this paragraph *"c"*, a person shall apply to the department in the manner prescribed by the department. In reviewing applications and making grants pursuant to this paragraph *"c"*, the department may consider any factors the department deems appropriate.

3. The department shall adopt rules to administer the Iowa check off hunger fund.>

2. Page 74, before line 11 by inserting:

<Sec. ___. Section 422.12E, subsection 1, Code 2014, is amended to read as follows:

1. For tax years beginning on or after January 1, 2004, there shall be allowed no more than four income

Page 2

1 tax return checkoffs on each income tax return. When
2 the same four income tax return checkoffs have been
3 provided on the income tax return for two consecutive
4 years, the two checkoffs for which the least amount has
5 been contributed, in the aggregate for the first tax
6 year and through March 15 of the second tax year, are
7 repealed. This section does not apply to the income
8 tax return ~~checkoff~~ checkoffs provided in ~~section~~
9 sections 68A.601 and 422.12I.
10 Sec. ___. NEW SECTION. **422.12I Income tax checkoff**
11 **for Iowa check off hunger fund.**
12 1. A person who files an individual or a joint
13 income tax return with the department of revenue under
14 section 422.13 may designate one dollar or more to
15 be paid to the Iowa check off hunger fund created in
16 section 231.67. If the refund due on the return or the
17 payment remitted with the return is insufficient to pay
18 the additional amount designated by the taxpayer to
19 the Iowa check off hunger fund, the amount designated
20 shall be reduced to the remaining amount of refund or
21 the remaining amount remitted with the return. The
22 designation of a contribution to the Iowa check off
23 hunger fund under this section is irrevocable.
24 2. The director of revenue shall draft the income
25 tax form to allow the designation of contributions
26 to the Iowa check off hunger fund on the tax return.
27 The department of revenue, on or before January 31,
28 shall transfer the total amount designated on the tax
29 return forms due in the preceding calendar year to
30 the Iowa check off hunger fund. However, before a
31 checkoff pursuant to this section shall be permitted,
32 all liabilities on the books of the department of
33 administrative services and accounts identified
34 as owing under section 8A.504 and the political
35 contribution allowed under section 68A.601 shall be
36 satisfied.
37 3. The department on aging may authorize payment
38 of moneys from the Iowa check off hunger fund, in
39 accordance with section 231.67.
40 4. The department of revenue shall adopt rules to
41 administer this section.>
42 3. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-8228

1 Amend Senate File 2342, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, line 20, by striking <2,568,909> and

inserting <2,628,909>

2. Page 3, by striking lines 17 through 20 and inserting:

<..... $ ~~245,168~~
490,335
..... FTEs 5.00>

3. Page 17, by striking lines 23 through 29 and inserting: <INSPECTIONS TASK FORCE.

The department of inspections and appeals shall establish a task force, to include representation from food providers and vendors and local contractors conducting food inspections, for purposes of determining the best approach for conducting food inspections in this state, to include appropriate fees for the inspections. The task force shall submit a report, including its findings and recommendations, to the general assembly by January 1, 2015.>

4. By striking page 17, line 34, through page 18, line 12.

5. Page 18, line 18, by striking <2011> and inserting <2004>

6. Page 18, after line 24 by inserting:

<Sec. ___. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this Act, the moneys appropriated and any other moneys available shall not be used for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.>

7. Page 18, by striking lines 28 and 29.

8. Title page, line 4 and 5, by striking <and retroactive applicability>

9. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS

H-8229

Amend House File 2463 as follows:

1. Page 21, line 8, by striking <855,072> and inserting <955,072>

2. Page 21, after line 9 by inserting:

<*a.* The funds appropriated in this subsection address administrative and other functions.

b. Of the funds appropriated in this subsection, $100,000 shall be used for a grant to assist parents in this state with costs resulting from the death of a child in accordance with this lettered paragraph. The department shall award the amount allocated in this lettered paragraph in the form of a grant to a nonprofit organization located in a city in this state with a population of more than 2,283 but less than

15 2,320. The organization shall be approved to operate
16 under section 501(c)(3) of the federal Internal Revenue
17 Code and have been providing assistance since at least
18 July 2011, to parents, guardians, and custodians with
19 funeral-related expenses resulting from the unintended
20 death of a child.
21 (1) The grantee shall utilize the grant to assist
22 parents who reside in this state with costs incurred
23 for a funeral, burial or cremation, cemetery costs,
24 or grave marker costs associated with the unintended
25 death of a child of the parent or a child under the
26 care of a guardian or custodian. The grantee shall
27 apply the following eligibility factors in awarding
28 such assistance:
29 (a) The child was a stillborn infant or was less
30 than age eighteen at the time of death.
31 (b) The request for assistance was approved by
32 the local board or department of health or the county
33 general assistance director and may have been referred
34 by a local funeral home.
35 (c) To be eligible, the parent, guardian, or
36 custodian must have an annual household income that
37 is less than 200 percent of the federal poverty level
38 based on the number of people in the applicant's
39 household as defined by the most recently revised
40 poverty income guidelines published by the United
41 States department of health and human services.
42 (d) The maximum amount of grant assistance provided
43 to a parent, guardian, or custodian associated with the
44 death of a child is $2,000. If the death is a multiple
45 death and the infants or children are being cremated,
46 or buried together, the same limitation applies.
47 (e) To the extent the overall amount of assistance
48 received by a recipient for the costs addressed under
49 this lettered paragraph does not exceed the overall
50 total of the costs, the recipient may receive other

Page 2

1 public or private assistance in addition to grant
2 assistance under this section.
3 (2) Notwithstanding section 8.33, moneys allocated
4 in this paragraph that remain unencumbered or
5 unobligated at the close of the fiscal year shall not
6 revert but shall remain available for expenditure for
7 the purposes designated until expended.>
8 3. By renumbering as necessary.

KRESSIG of Black Hawk

H-8230

Amend House File 2463 as follows:
1. Page 87, after line 11 by inserting:
<DIVISION ___
FAMILY PLANNING SERVICES FUNDING
Sec. ___. FAMILY PLANNING SERVICES FUNDING. The department of human services and the department of public health shall ensure that state and federal family planning funds are not used to perform or promote elective abortions, or to contract with entities that perform or promote elective abortions, or to contract with entities that affiliate with other entities that perform or promote elective abortions. Each department shall submit a report to the general assembly and the governor, annually by October 1, containing a list of each entity receiving funding for family planning services in the prior fiscal year.>
2. By renumbering as necessary.

SCHULTZ of Crawford

H-8231

Amend the House amendment, S-5117, to Senate File 2196, as passed by the Senate, as follows:
1. By striking page 1, line 3, through page 5, line 4.
2. By striking page 5, line 17, through page 6, line 9.
3. By renumbering as necessary.

SENATE AMENDMENT

H-8232

Amend the Senate amendment, H-8222, to House File 2444, as passed by the House, as follows:
1. Page 1, by striking lines 5 through 24 and inserting:
<<Sec. ___. Section 452A.3, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:
Except as otherwise provided in this section and in this division, until ~~June 30~~ December 31, 2014, this subsection shall apply to the excise tax imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.
Sec. ___. Section 452A.3, subsection 1A, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:
1A. *a.* Except as otherwise provided in this

17 section and in this division, beginning January 1,
18 2015, this subsection shall apply to the excise taxes
19 imposed on each gallon of motor fuel used for any
20 purpose for the privilege of operating motor vehicles
21 in this state.
22 *b.* An excise tax is imposed on each gallon of
23 ethanol blended gasoline in an amount equal to the sum
24 of sixteen cents per gallon plus five percent of the
25 statewide average retail price of a gallon of ethanol
26 blended gasoline. The portion of the excise tax that
27 is based on the statewide average retail price shall
28 be computed by the department and adjusted annually on
29 January 1 by calculating five percent of the statewide
30 average retail price of a gallon of ethanol blended
31 gasoline, exclusive of federal excise taxes and the
32 sixteen-cent per gallon portion of the state excise
33 tax, for the twelve-month period beginning October
34 1 and ending September 30 immediately preceding the
35 calendar year in which the adjusted tax rate will take
36 effect.
37 *c.* An excise tax is imposed on each gallon of
38 nonethanol blended gasoline in an amount equal to the
39 sum of sixteen cents per gallon plus five percent of
40 the statewide average retail price of a gallon of
41 nonethanol blended gasoline. The portion of the excise
42 tax that is based on the statewide average retail
43 price shall be computed by the department and adjusted
44 annually on January 1 by calculating five percent of
45 the statewide average retail price of a gallon of
46 nonethanol blended gasoline, exclusive of federal
47 excise taxes and the sixteen-cent per gallon portion
48 of the state excise tax, for the twelve-month period
49 beginning October 1 and ending September 30 immediately
50 preceding the calendar year in which the adjusted tax

Page 2

1 rate will take effect.
2 *d.* The department shall adopt rules prescribing
3 the process for computing the portion of the excise
4 tax under paragraph *"b"* that is based on the statewide
5 average retail price of a gallon of ethanol blended
6 gasoline and the portion of the excise tax under
7 paragraph *"c"* that is based on the statewide average
8 retail price of a gallon of nonethanol blended
9 gasoline.
10 Sec. ___. Section 452A.3, subsections 1B and 1C,
11 Code 2014, are amended by striking the subsections.
12 Sec. ___. Section 452A.3, subsection 3, Code 2014,
13 is amended to read as follows:
14 3. <u>*a.*</u> For the privilege of operating motor
15 vehicles or aircraft in this state, there is imposed

an excise tax on the use of special fuel in a motor vehicle or aircraft.

(1) (a) ~~The tax~~ Beginning January 1, 2015, the rate of the excise tax on special fuel for diesel engines of motor vehicles is ~~twenty-two and one-half~~ an amount equal to the sum of eighteen cents per gallon plus five percent of the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles. The portion of the excise tax that is based on the statewide average retail price shall be computed by the department and adjusted annually on January 1 by calculating five percent of the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles, exclusive of federal excise taxes and the eighteen-cent per gallon portion of the state excise tax, for the twelve-month period beginning October 1 and ending September 30 immediately preceding the calendar year in which the adjusted tax rate will take effect.

(b) The department shall adopt rules prescribing the process for computing the portion of the excise tax that is based on the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles.

(2) The rate of tax on special fuel for aircraft is three cents per gallon.

(3) On all other special fuel, unless otherwise specified in this section, the per gallon rate is the same as the ~~motor fuel~~ tax on nonethanol blended gasoline.

b. Indelible dye meeting United States environmental protection agency and internal revenue service regulations must be added to fuel before or upon withdrawal at a terminal or refinery rack for that fuel to be exempt from tax and the dyed fuel may be

Page 3

used only for an exempt purpose.

Sec. ___. Section 452A.3, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 6A. By December 15 of each year, the director shall cause an advisory notice to be published in the Iowa administrative bulletin and in a newspaper of general circulation in this state, stating the rate of excise taxes established pursuant to subsection 1A and subsection 3, paragraph *"a"*, subparagraph (1), that will take effect the following January 1.

Sec. ___. Section 452A.3, subsection 4, as amended by 2014 Iowa Acts, Senate File 2338, section 3, is amended to read as follows:

4. For compressed natural gas used as a special fuel, the rate of the excise tax is ~~twenty-one cents per gallon~~ the rate imposed for nonethanol blended gasoline under subsection 1A, paragraph *"c"*.

Sec. ___. Section 452A.3, subsection 4A, as enacted by 2014 Iowa Acts, Senate File 2338, section 4, is amended to read as follows:

4A. For liquefied natural gas used as a special fuel, the rate of the excise tax is ~~twenty-two and one-half cents per gallon~~ the rate imposed for special fuel for diesel engines of motor vehicles under subsection 3, paragraph *"a"*, subparagraph (1).>

___. Page 2, after line 25 by inserting:

<Sec. ___. 2005 Iowa Acts, chapter 178, section 41, subsection 3, is amended to read as follows:

3. REPEAL. This section is repealed effective July 1, ~~2015~~ 2025.

Sec. ___. APPLICABILITY —— INVENTORY TAX. Notwithstanding section 452A.85, persons who have title to motor fuel, ethanol blended gasoline, undyed special fuel, compressed natural gas, liquefied natural gas, or liquefied petroleum gas in storage and held for sale on the effective date of an increase in the rate of excise tax imposed on motor fuel, ethanol blended gasoline, undyed special fuel, compressed natural gas, liquefied natural gas, or liquefied petroleum gas pursuant to this Act shall not be subject to an inventory tax on the gallonage in storage as provided in section 452A.85 as a result of any tax increase due to implementation of this division of this Act.

Sec. ___. EFFECTIVE DATES.

1. Except as provided in subsection 2, this division of this Act takes effect January 1, 2015.

2. The section of this division of this Act amending section 452A.64 takes effect July 1, 2014.>>

2. By renumbering as necessary.

BYRNES of Mitchell

H-8233

Amend House File 2463 as follows:

1. Page 71, line 24, after <state> by inserting <and by the fiscal agent for the affected region>

2. Page 72, line 1, by striking <became eligible for> and inserting <enrolled in>

3. Page 72, line 5, after <provided> by inserting <to those persons>

HEDDENS of Story

H-8234

1 Amend the House amendment, S-5139, to Senate File
2 2130, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, line 13, after <States.> by inserting
5 <For purposes of this section, *"product"* does not mean
6 construction, construction material, or construction
7 equipment.>

SENATE AMENDMENT

H-8235

1 Amend House File 2463 as follows:
2 1. Page 63, after line 4 by inserting:
3 <DIVISION ___
4 IOWA PRODUCTS
5 Sec. ___. IOWA PRODUCTS. As a condition of
6 receiving an appropriation, any agency appropriated
7 moneys pursuant to this 2014 Act shall give first
8 preference when purchasing a product to an Iowa product
9 or a product produced by an Iowa-based business.
10 Second preference shall be given to a United States
11 product or a product produced by a business based in
12 the United States.>
13 2. By renumbering as necessary.

M. SMITH of Marshall

H-8236

1 Amend House File 2463 as follows:
2 1. By striking page 62, line 32, through page 63,
3 line 4.
4 2. By renumbering as necessary.

MURPHY of Dubuque

H-8237

1 Amend House File 2445 as follows:
2 1. Page 3, line 24, after <female> by inserting
3 <and minority>
4 2. Page 3, line 34, after <female> by inserting
5 <and minority>
6 3. Page 4, line 6, after <female> by inserting <or
7 minority>
8 4. Page 4, line 8, after <female> by inserting <and
9 minority>

5. Page 4, line 10, after <women> by inserting <or minority persons>

DUNKEL of Dubuque
BERRY of Black Hawk
H. MILLER of Webster

H-8238

Amend House File 2463 as follows:

1. Page 33, by striking lines 32 through 35 and inserting <expressly authorized by law~~, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program~~:>

2. Page 34, after line 2 by inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 142, subsection 1, is amended to read as follows:

1. a. ~~Iowans support reducing the number of abortions performed in our state. For an abortion covered under the program, except in the case of a medical emergency, as defined in section 135L.1, for any woman, the physician shall certify both of the following:~~

~~(1) That the woman has been given the opportunity to view an ultrasound image of the fetus as part of the standard of care before an abortion is performed.~~

~~(2) That the woman has been provided information regarding the options relative to a pregnancy, including continuing the pregnancy to term and retaining parental rights following the child's birth, continuing the pregnancy to term and placing the child for adoption, and terminating the pregnancy.~~

~~b. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.~~ Notwithstanding any provision to the contrary, funds appropriated under this section shall not be used for abortions.

~~c.~~ b. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N~~, as enacted in this Act~~.

c. For the purposes of this section, "abortion" means the termination of a human pregnancy with the intent other than to produce a live birth or to remove a dead fetus. Abortion does not include medical care which has as its primary purpose the treatment of a serious physical condition requiring emergency medical treatment necessary to save the life of a mother.>

3. Page 62, after line 31 by inserting:

<DIVISION ___

44 ABORTIONS —— PUBLICLY FUNDED ENTITIES OR INSTITUTIONS
45 Sec. ___. PUBLICLY FUNDED ENTITIES OR INSTITUTIONS
46 —— ABORTIONS PROHIBITED. As a condition of the
47 appropriations in this 2014 Act, any entities or
48 institutions in this state that receive any of the
49 moneys appropriated in this Act or receive any other
50 available public moneys shall not perform abortions.

Page 2

1 For the purposes of this section, "abortion" means
2 the termination of a human pregnancy with the intent
3 other than to produce a live birth or to remove a
4 dead fetus. "Abortion" does not include medical care
5 which has as its primary purpose the treatment of a
6 serious physical condition requiring emergency medical
7 treatment necessary to save the life of a mother.>
8 4. By renumbering as necessary.

SALMON of Black Hawk
ALONS of Sioux
GASSMAN of Winnebago
GUSTAFSON of Madison
WATTS of Dallas
SHAW of Pocahontas
SHEETS of Appanoose
HEARTSILL of Marion
KOESTER of Polk
FISHER of Tama

H-8239

1 Amend House File 2463 as follows:
2 1. Page 30, line 21, by striking <48,503,875> and
3 inserting <49,503,875 >
4 2. Page 32, after line 9 by inserting:
5 <7. Of the funds appropriated in this section,
6 $1,000,000 shall be used for distribution to a
7 nonprofit, tax-exempt association that receives
8 donations under section 170 of the Internal Revenue
9 Code and whose members include Iowa food banks and
10 their affiliates that together serve all counties in
11 the state, to be used to purchase food for distribution
12 to food-insecure Iowans. In purchasing food under this
13 subsection, a preference shall be given to the purchase
14 of food produced, processed, or packaged within this
15 state whenever reasonably practicable.>

STAED of Linn
ANDERSON of Polk
DAWSON of Woodbury
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
ABDUL-SAMAD of Polk
BERRY of Black Hawk
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KELLEY of Jasper

KRESSIG of Black Hawk
LUNDBY of Linn
MUHLBAUER of Crawford
OLDSON of Polk
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
M. SMITH of Marshall
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOLFE of Clinton
LENSING of Johnson
H. MILLER of Webster
MURPHY of Dubuque
R. OLSON of Polk
OURTH of Warren
RIDING of Polk
RUNNING-MARQUARDT of Linn
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott
WOOD of Scott

H-8240

1 Amend House File 2463 as follows:
2 1. Page 87, after line 11 by inserting:
3 <DIVISION ___
4 ELDERLY PERSONS WITH AGGRESSIVE OR PSYCHIATRIC
5 BEHAVIORS —— REPORT
6 Sec. ___. FACILITY FOR ELDERLY PERSONS WITH
7 AGGRESSIVE OR PSYCHIATRIC BEHAVIORS —— COMMITTEE ——
8 REPORT.
9 1. The department of inspections and appeals, in
10 conjunction with the department of human services,
11 shall establish and facilitate a committee of
12 stakeholders to examine options for designating a
13 facility to provide care for elderly persons in this
14 state who are sexually aggressive, combative, or have
15 unmet geropsychiatric needs.
16 2. The membership of the committee shall include
17 but is not limited to the following:
18 a. Representatives of the departments of
19 inspections and appeals, human services, public health,
20 and aging, the state public defender, the office of
21 ombudsman, the office of the state long-term care
22 ombudsman, and the judicial branch.
23 b. Consumers of services provided by long-term care
24 facilities and family members of consumers.
25 c. Long-term care facility administrators or
26 owners.
27 d. Direct care workers employed by long-term care
28 facilities.
29 e. Representatives from Iowa legal aid.
30 f. Representatives from AARP Iowa.
31 g. Representatives from the Iowa civil liberties
32 union.
33 h. Representatives from the area agencies on aging.
34 i. Representatives from the Iowa coalition against
35 sexual assault.
36 j. Other stakeholders as the department of
37 inspections and appeals and the department of human

38 services deem appropriate.
39 3. The committee shall discuss whether a long-term
40 care facility, as defined in section 142D.2, should
41 have the ability to refuse admission to, or discharge,
42 residents who are sexually aggressive, combative, or
43 have unmet geropsychiatric needs. The committee shall
44 consider options for establishment of a facility to
45 provide care for persons who are sexually aggressive,
46 combative, or have unmet geropsychiatric needs. The
47 committee shall identify the characteristics of
48 residents for such a facility, options for creating
49 a new facility to house such residents, options for
50 the expansion of an existing facility to house such

Page 2

1 residents, options for using any alternative facilities
2 for such residents, the workforce and training
3 necessary for the workforce in such facility, the use
4 of protective restraints at such facility, options
5 to qualify a facility for Medicaid reimbursement,
6 cost projections for any recommendations, and other
7 information deemed relevant by the department of
8 inspections and appeals.
9 4. The committee shall provide a report detailing
10 its findings and recommendations to the governor and
11 the general assembly by December 15, 2014.>
12 2. By renumbering as necessary.

H. MILLER of Webster

H-8241

1 Amend House File 2463 as follows:
2 1. Page 1, line 22, by striking <10,606,066> and
3 inserting <10,931,066>

HEDDENS of Story
BERRY of Black Hawk
DUNKEL of Dubuque
GAINES of Polk
HANSON of Jefferson
JACOBY of Johnson
KEARNS of Lee
LENSING of Johnson
OLDSON of Polk
PRICHARD of Floyd
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
WINCKLER of Scott
ABDUL-SAMAD of Polk
COHOON of Des Moines
FORBES of Polk
GASKILL of Wapello
HUNTER of Polk
KAJTAZOVIC of Black Hawk
KRESSIG of Black Hawk
LYKAM of Scott
OURTH of Warren
STAED of Linn
STUTSMAN of Johnson
WESSEL-KROESCHELL of Story

H-8242

Amend House File 2463 as follows:
1. Page 4, line 8, by striking <27,088,690> and inserting <29,388,690>
2. Page 4, line 33, by striking <1,950,000> and inserting <4,250,000>

HEDDENS of Story
ANDERSON of Polk
DUNKEL of Dubuque
GAINES of Polk
HANSON of Jefferson
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KRESSIG of Black Hawk
H. MILLER of Webster
OLDSON of Polk
PRICHARD of Floyd
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
WESSEL-KROESCHELL of Story
ABDUL-SAMAD of Polk
BERRY of Black Hawk
FORBES of Polk
GASKILL of Wapello
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
LENSING of Johnson
MUHLBAUER of Crawford
OURTH of Warren
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott

H-8243

Amend House File 2463 as follows:
1. Page 34, line 2, by striking <1,248,017,014> and inserting <1,254,517,014>
2. Page 58, after line 35 by inserting:
<Sec. ___. 2014 Iowa Acts, chapter 138, section 159, subsection 1, paragraph b, is amended by adding the following new subparagraph:
NEW SUBPARAGRAPH. (5) For the fiscal year beginning July 1, 2014, reimbursement of hospitals shall incorporate the rebasing process for inpatient and outpatient services. However, the total amount of increased funding available for reimbursement attributable to rebasing shall not exceed $6,500,000.>
3. By renumbering as necessary.

HEDDENS of Story
ANDERSON of Polk
COHOON of Des Moines
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
LENSING of Johnson
H. MILLER of Webster
MURPHY of Dubuque
ABDUL-SAMAD of Polk
BERRY of Black Hawk
DAWSON of Woodbury
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KRESSIG of Black Hawk
LYKAM of Scott
MUHLBAUER of Crawford
OLDSON of Polk

OURTH of Warren
RUFF of Clayton
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
WESSEL-KROESCHELL of Story
WOOD of Scott
PRICHARD of Floyd
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott

H-8244

1 Amend House File 2463 as follows:
2 1. Page 34, line 2, by striking <1,248,017,014> and
3 inserting <1,252,017,014>
4 2. Page 34, line 26, by striking <$4,847,559> and
5 inserting <$8,847,559>

HEDDENS of Story
ANDERSON of Polk
COHOON of Des Moines
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
LENSING of Johnson
H. MILLER of Webster
MURPHY of Dubuque
OURTH of Warren
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott
ABDUL-SAMAD of Polk
BERRY of Black Hawk
DAWSON of Woodbury
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KRESSIG of Black Hawk
LYKAM of Scott
MUHLBAUER of Crawford
OLDSON of Polk
PRICHARD of Floyd
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
WESSEL-KROESCHELL of Story
WOOD of Scott

H-8245

1 Amend House File 2463 as follows:
2 1. Page 59, line 17, after <centers> by inserting
3 <and facilities treating substance-related disorders
4 licensed under section 125.13>
5 2. Page 64, line 20, after <CENTER> by inserting
6 <AND SUBSTANCE-RELATED DISORDER TREATMENT>
7 3. Page 65, line 2, after <centers> by inserting
8 <and facilities treating substance-related disorders
9 licensed under section 125.13>

M. SMITH of Marshall

H-8246

1 Amend House File 2463 as follows:
2 1. Page 71, line 24, after <state> by inserting
3 <and by the fiscal agent for the affected region>

2. Page 72, line 1, by striking <became eligible for> and inserting <enrolled in>
3. Page 72, line 5, after <provided> by inserting <to those persons>
4. Page 72, line 8, after <period.> by inserting <A county's obligation for repayment of the offset amount calculated for the county shall be reduced as necessary to maintain, for the fiscal year of repayment or levy reduction, the county's cash flow amount under section 331.424A at at least twenty-five percent, the services provided under the county's service management plan in effect as of June 30, 2014, and the amounts necessary for the county's share of services provided under the regional service system management plan approved for the fiscal year beginning July 1, 2014, in accordance with section 331.393.>

HEDDENS of Story

H-8247

Amend House File 2445 as follows:
1. Page 3, line 25, by striking <entrepreneurs> and inserting <entrepreneurs, minority entrepreneurs, and entrepreneurs with a disability>
2. Page 3, line 35, by striking <entrepreneurs> and inserting <entrepreneurs, minority entrepreneurs, and entrepreneurs with a disability>
3. Page 4, line 7, after <entrepreneur,> by inserting <minority entrepreneur, or entrepreneur with a disability,>
4. Page 4, line 8, by striking <entrepreneurs> and inserting <entrepreneurs, minority entrepreneurs, and entrepreneurs with a disability>
5. Page 4, line 10, by striking <women> and inserting <women, minority persons, or persons with a disability>

DUNKEL of Dubuque
BERRY of Black Hawk
H. MILLER of Webster

H-8248

Amend Senate File 2347, as amended, passed, and reprinted by the Senate, as follows:
1. Page 3, line 27, by striking <section 261.114, if enacted> and inserting <section 261.114~~, if enacted~~>
2. Page 4, by striking line 30 and inserting <8,229,047>
3. Page 4, by striking lines 32 through 35 and inserting:

<From the moneys appropriated in this subsection, $1,931,000 shall be used for purposes of administering and distributing to school districts and accredited nonpublic schools, without cost to the school districts and accredited nonpublic schools, an early warning assessment system which shall include screening and progress monitoring assessments built into a data system that allows teachers to quickly screen and monitor student literacy skills from pre-kindergarten through grade six.>

4. Page 5, by striking line 13 and inserting <5,996,200>

5. Page 5, by striking line 28 and inserting <39,128>

6. Page 15, by striking lines 7 through 19.

7. Page 18, by striking line 20 and inserting <226,523,005>

8. Page 18, after line 21 by inserting:

<It is the intent of the general assembly that as a condition of receiving the increased funding provided in this lettered paragraph, the state board shall not authorize any increase in the resident undergraduate tuition rate for fiscal year 2014-2015, and the tuition for the juris doctorate program at the state university of Iowa shall be decreased as approved by the state board at the state board's December 4, 2013, meeting.>

9. Page 21, after line 11 by inserting:

<It is the intent of the general assembly that as a condition of receiving the increased funding provided in this lettered paragraph, the state board shall not authorize any increase in the resident undergraduate tuition rate for fiscal year 2014-2015.>

10. Page 21, by striking line 17 and inserting <30,611,877>

11. Page 22, after line 12 by inserting:

<It is the intent of the general assembly that as a condition of receiving the increased funding provided in this lettered paragraph, the state board shall not authorize any increase in the resident undergraduate tuition rate for fiscal year 2014-2015.>

12. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS

H-8249

Amend House File 2463 as follows:

1. By striking page 41, line 25, through page 43, line 23, and inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 147, is amended to read as follows:

SEC. 147. JUVENILE INSTITUTIONS. There is

appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For operation of the ~~Iowa juvenile home~~ state training school for female juvenile delinquents at Toledo as enacted by this 2014 Iowa Act, to operate with a capacity of 20 placement beds and five evaluation beds and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~4,429,678~~
8,898,000
..... FTEs ~~114.00~~
54.00

a. Of the funds appropriated in this subsection, up to $2,700,000 may be used by the department for the placement costs of females and males adjudicated as a child in need of assistance that under prior law would have been placed at the Iowa juvenile home.

b. Of the funds appropriated in this subsection, $1,218,000 shall be used for the costs of compensatory education to address the reviews of special education of certain children placed at the Iowa juvenile home conducted by the department of education in fall 2013 and reported to the department of human services on October 7 and December 20, 2013.

2. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~5,628,485~~
11,500,098
..... FTEs 164.30

Of the funds appropriated in this subsection, ~~$45,575~~ $91,150 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

3. A portion of the moneys appropriated in this section shall be used by the state training ~~school~~

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~~and by the Iowa juvenile home~~ schools for grants for adolescent pregnancy prevention activities at the institutions in the fiscal year beginning July 1, 2014.>

2. Page 87, after line 11 by inserting:

6 <DIVISION ___
7 STATE TRAINING SCHOOLS —— EDUCATION
8 Sec. ___. LEGISLATIVE FINDINGS. The general
9 assembly finds there is a need to improve the system
10 to meet the needs of children who have committed
11 a delinquent act, have been abused, neglected, or
12 subjected to trauma, or have other significant needs
13 that put the safety of the children or the public at
14 risk. The areas for system improvement include but are
15 not limited to all of the following:
16 1. Providing equity in the services available for
17 both the male and female children involved in the
18 system.
19 2. Providing appropriate safeguards to ensure
20 children in placements are safe and getting their needs
21 met.
22 3. Ensuring that education and training services
23 meet state and federal requirements and prepare the
24 children for long-term success.
25 4. Engaging children in services after an
26 out-of-home placement to prevent the need for placement
27 from reoccurring.
28 5. Providing an effective system to support
29 children when they attain adulthood in order to prevent
30 their engagement with the adult criminal justice
31 system.
32 Sec. ___. IMPLEMENTATION.
33 1. As the level of service for juvenile delinquent
34 females provided for in this Act does not currently
35 exist in the state and represents a gap in the
36 continuum of care for juvenile females, reopening, and
37 making necessary changes in the facilities of the Iowa
38 juvenile home of Toledo provides the best means of
39 expeditiously fulfilling the duties outlined in section
40 233B.1, as enacted by this Act.
41 2. In reopening the facility at Toledo as the
42 state training school for juvenile delinquent females
43 in accordance with this division of this Act, the
44 department of human services shall phase in the
45 following provisions as follows:
46 a. The department of human services shall begin
47 implementation of the requirements for the two state
48 training schools to be accredited as secure juvenile
49 correctional facilities and to comply with other
50 regulatory requirements in accordance with section

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1 233A.1, subsection 7, and section 233B.1, subsection
2 7, upon enactment of this Act and shall complete the
3 correctional association accreditation by June 30,
4 2017. The department shall propose a schedule to the

5 governor and general assembly on or before December
6 15, 2014, for compliance with the other regulatory
7 requirements.
8 b. Education services in accordance with section
9 282.33, as amended by this division of this Act, shall
10 be developed by the close of the fiscal year beginning
11 July 1, 2014, in conjunction with the department of
12 education, affected area education agencies, affected
13 school districts, and other stakeholders.
14 Sec. ___. Section 232.2, subsection 22, paragraph
15 b, subparagraph (3), Code 2014, is amended to read as
16 follows:
17 (3) Visiting the home, residence, or both home and
18 residence of the child and any prospective home or
19 residence of the child, including each time placement
20 is changed. A child in a placement other than with
21 the child's parent shall be visited at the placement
22 at least quarterly.
23 Sec. ___. Section 232.2, Code 2014, is amended by
24 adding the following new subsection:
25 NEW SUBSECTION. 54A. *"State training school"*
26 means the state training school for female juvenile
27 delinquents at Toledo maintained in accordance with
28 chapter 233B or the state training school for male
29 juvenile delinquents at Eldora maintained in accordance
30 with chapter 233A.
31 Sec. ___. Section 232.49, subsection 2, Code 2014,
32 is amended to read as follows:
33 2. When possible an examination shall be conducted
34 on an outpatient basis, but the court may, if it deems
35 necessary, commit the child to a state training school
36 or to a suitable hospital, facility, or institution for
37 the purpose of examination. Commitment for examination
38 shall not exceed thirty days and the civil commitment
39 provisions of chapter 229 shall not apply.
40 Sec. ___. Section 232.49, subsection 3, paragraph
41 b, Code 2014, is amended to read as follows:
42 *b.* An examination shall be conducted on an
43 outpatient basis unless the court, the child's counsel,
44 and the parent, guardian, or custodian agree that
45 it is necessary the child be committed to a state
46 training school or to a suitable hospital, facility, or
47 institution for the purpose of examination. Commitment
48 for examination shall not exceed thirty days and the
49 civil commitment provisions of chapter 229 shall not
50 apply.

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1 Sec. ___. Section 232.52, subsection 7, Code 2014,
2 is amended by adding the following new paragraph:
3 NEW PARAGRAPH. *0b.* When the court orders the

transfer of legal custody of a child pursuant to subsection 2, paragraph *"d"*, *"e"*, or *"f"*, the child's attorney shall visit the child at the child's placement at least quarterly.

Sec. ___. Section 232.102, subsections 3 and 4, Code 2014, are amended by striking the subsections.

Sec. ___. Section 232.103, subsection 7, Code 2014, is amended by striking the subsection.

Sec. ___. Section 233A.1, Code 2014, is amended to read as follows:

233A.1 State training school ~~— Eldora and Toledo~~.

1. For the purposes of this chapter, unless the context otherwise requires:

a. "Department" means the department of human services.

b. "Director" means the director of human services.

c. "State training school" means the state training school for male juvenile delinquents at Eldora.

d. "Superintendent" means the superintendent of the state training school for male juvenile delinquents.

~~1.~~ 2. ~~Effective January 1, 1992, a~~ A diagnosis and evaluation center and other units are established at Eldora and shall be operated, maintained, and staffed by the department to provide to male juvenile delinquents a program which focuses upon appropriate developmental skills, treatment, placements, and rehabilitation.

~~2. The diagnosis and evaluation center which is used to identify appropriate treatment and placement alternatives for juveniles and any other units for juvenile delinquents which are located at Eldora and the unit for juvenile delinquents at Toledo shall together be known as the *"state training school"*. For the purposes of this chapter *"director"* means the director of human services and *"superintendent"* means the administrator in charge of the diagnosis and evaluation center for juvenile delinquents and other units at Eldora and the unit for juvenile delinquents at Toledo.~~

3. The number of children present at any one time at the state training school at Eldora shall not exceed the population guidelines established under 1990 Iowa Acts, chapter 1239, section 21, as adjusted for subsequent changes in the capacity at the training school.

4. Each child placed at the state training school and any other child receiving an examination at the

state training school by order of the court shall receive a written plan for services. The plan for

3 services provided by the state training school to
4 a child shall identify any physical, emotional,
5 intellectual, behavioral, or mental health disorder or
6 condition affecting the child and recommend treatment
7 to address the disorder or condition, identify
8 any substance-related disorder of the child or the
9 child's family and recommend treatment to address the
10 disorder, and assess the child's educational status and
11 recommend action to address any identified educational
12 deficiency, and for follow-up services, identify
13 specific public and private service providers with the
14 capacity to meet the child's needs. A copy of the plan
15 for services and any subsequent amendment to the plan
16 shall be submitted to the child, the child's attorney,
17 and the juvenile court.
18 5. The state training school shall facilitate
19 the provision of follow-up services to children, who
20 received placement services at the state training
21 school and who remain under the jurisdiction of the
22 juvenile court, as necessary to meet the long-term
23 needs of the children as they age into adulthood. The
24 plan for follow-up services shall be developed with
25 the child in conjunction with juvenile court services
26 and the child's attorney. The provision of follow-up
27 services for children who remain under the jurisdiction
28 of the juvenile court is subject to approval by the
29 juvenile court. Follow-up services shall be provided
30 to support children who are discharged from the state
31 training school during the period beginning twelve
32 months prior to the children becoming age eighteen and
33 ending on the day prior to the children becoming age
34 eighteen who do not remain under the jurisdiction of
35 the juvenile court. In addition, follow-up services
36 shall be made available to children discharged from the
37 school at any age upon or after the children become age
38 eighteen and continuing until at least age twenty-one.
39 6. For any child placed at the state training
40 school, the school shall provide a written plan
41 regarding the placement status of the child on or about
42 the time the child becomes age eighteen. The plan
43 shall, while giving consideration to the treatment
44 needs of the child, also give consideration to the
45 long-term needs of the child upon becoming age eighteen
46 including needs for vocational training or higher
47 education. Given these considerations, the plan shall
48 identify placement options to meet the child's needs
49 that will not negatively affect the child's adult
50 eligibility for assistance provided with federal

1 financial participation. The assistance addressed

shall include but is not limited to the preparation for adult living program under section 234.46, the medical assistance program, the Iowa aftercare services network, the federal educational and training vouchers program for youths aging out of foster care, and the federal job corps program.

7. The department shall cause the state training school to be accredited as a secure juvenile correctional facility by the American correctional association, to meet the standards adopted by the department for approval of a juvenile detention home, and to meet applicable standards for programs providing residential services for children paid for by a managed care or prepaid services contract under the medical assistance program. The standards applied in addition to the American correctional association accreditation requirements shall include but are not limited to the minimum qualifications of staff. The standards and sanctions for noncompliance shall be identified in conjunction with the department of inspections and appeals and experts who are not employed by or under contract with the department. A regular assessment of compliance with the standards shall be performed by the department of inspections and appeals and that department shall submit a report on each assessment to the governor and general assembly.

8. The director and the superintendent for the state training school shall provide on an ongoing basis for the school's programs, facilities, and services, and for the training of staff in order to apply evidence-based practices and other recognized contemporary approaches to ensure that the care for the children served by the school is of high quality. The director's and superintendent's efforts and recommendations to comply with this requirement shall be documented in the annual budget and financial reporting submitted to the governor and the general assembly.

Sec. ___. Section 233A.4, Code 2014, is amended to read as follows:

233A.4 Education and training.

The state training school shall provide a positive living experience for older juveniles who require secure custody and who live at the state training school for an extended period of time. The education and training programs provided to the juveniles shall reflect the age level and extended period of stay by focusing upon appropriate developmental skills to prepare the juveniles for productive living. The

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education services provided to the children placed at the state training school shall be provided in accordance with section 282.33.

Sec. ___. Section 233B.1, Code 2014, is amended to read as follows:

233B.1 Definitions —— purpose —— services —— population limit.

1. For the purpose of this chapter, unless the context otherwise requires:

a. "Department" means the department of human services.

~~*a.*~~ *b.* ~~*"Administrator"* or *"director"*~~ *"Director"* means the director ~~of the department~~ of human services.

~~*b.*~~ *c.* ~~*"Home"*~~ *"State training school"* means the ~~Iowa juvenile home~~ state training school for female juvenile delinquents at Toledo maintained in accordance with this chapter.

~~*c.*~~ *d.* *"Superintendent"* means the superintendent of the ~~Iowa juvenile home~~ state training school for female juvenile delinquents.

2. The ~~Iowa juvenile home~~ state training school for female juvenile delinquents shall be operated, maintained ~~for the purpose of providing care, custody, and education of the children committed to the home. The children shall be wards of the state. The children's education shall embrace instruction in the common school branches and in such other higher branches as may be practical and will enable the children to gain useful and self-sustaining employment. The administrator and the superintendent of the home shall assist all discharged children in securing suitable homes and proper employment.~~, and staffed by the department of human services to do all of the following for female residents of this state:

~~3. The number of children present at any one time at the Iowa juvenile home shall not exceed the population guidelines established under 1990 Iowa Acts, chapter 1239, section 21, as adjusted for subsequent changes in the capacity at the home.~~

a. Provide gender-responsive services to female children less than age eighteen who have been adjudicated under chapter 232 as delinquent and placed at the state training school in accordance with a court order.

b. If provided for by the children's education plans, allow for continued placement at the state training school for female children who were placed at the state training school under paragraph *"a"* upon the children becoming adults. The purpose of continued placement is for completion of high school

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education requirements identified in the education plans developed by the provider of educational services for the children.

c. Facilitate the provision of follow-up services to children who received placement services at the state training school and who remain under the jurisdiction of the juvenile court, as necessary to meet the long-term needs of the children as they age into adulthood. The plan for follow-up services shall be developed with the child in conjunction with juvenile court services and the child's attorney. The provision of follow-up services for children who remain under the jurisdiction of the juvenile court is subject to approval by the juvenile court. Follow-up services shall be provided to support children who are discharged from the state training school during the period beginning twelve months prior to the children becoming age eighteen and ending on the day prior to the children becoming age eighteen who do not remain under the jurisdiction of the juvenile court. In addition, follow-up services shall be made available to children discharged from the state training school at any age upon or after the children become age eighteen and continuing until at least age twenty-one.

3. Each child placed at the state training school and any other child receiving an examination at the state training school by order of the court shall receive a written plan for services. The plan for services provided by the state training school to a child shall identify any physical, emotional, intellectual, behavioral, or mental health disorder or condition affecting the child and recommend treatment to address the disorder or condition, identify any substance-related disorder of the child or the child's family and recommend treatment to address the disorder, and assess the child's educational status and recommend action to address any identified educational deficiency, and for follow-up services, identify specific public and private service providers with the capacity to meet the child's needs. A copy of the plan for services and any subsequent amendment to the plan shall be submitted to the child, the child's attorney, and the juvenile court.

4. For any child placed at the state training school, the state training school shall provide a written plan regarding the placement status of the child on or about the time the child becomes age eighteen. The plan shall, while giving consideration to the treatment needs of the child, also give consideration to the long-term needs of the child

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1 upon becoming age eighteen, including needs for
2 vocational training or higher education. Given these
3 considerations, the plan shall identify placement
4 options to meet the child's needs that will not
5 negatively affect the child's eligibility as an adult
6 for assistance provided through federal financial
7 participation. The assistance addressed shall include
8 but is not limited to the preparation for adult living
9 program under section 234.46, the medical assistance
10 program, the Iowa aftercare services network, the
11 federal educational and training vouchers program for
12 youths aging out of foster care, and the federal job
13 corps program.
14 5. The department of human services and the
15 representatives of juvenile court services shall
16 annually recommend a desired capacity for the state
17 training school in the succeeding fiscal year to the
18 governor and general assembly no later than December
19 15. The capacity of the state training school for a
20 fiscal year shall be specified in the appropriations
21 for the school.
22 6. The education services provided to the children
23 placed at the state training school shall be provided
24 in accordance with section 282.33.
25 7. The department shall cause the state training
26 school to be accredited as a secure juvenile
27 correctional facility by the American correctional
28 association, to meet the standards adopted by the
29 department for approval of a juvenile detention
30 home, and to meet applicable standards for programs
31 providing residential services for children paid for
32 by a managed care or prepaid services contract under
33 the medical assistance program. The standards applied
34 in addition to the American correctional association
35 accreditation requirements shall include but are not
36 limited to the minimum qualifications of staff and
37 provision of gender-responsive services. The standards
38 and sanctions for noncompliance shall be identified
39 in conjunction with the department of inspections and
40 appeals and experts who are not employed by or under
41 contract with the department. A regular assessment
42 of compliance with the standards shall be performed
43 by the department of inspections and appeals and that
44 department shall submit a report on each assessment to
45 the governor and general assembly.
46 8. The director and the superintendent for the
47 state training school shall provide on an ongoing basis
48 for the state training school's programs, facilities,
49 and services, and for the training of staff in order
50 to apply evidence-based practices and other recognized

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contemporary approaches to ensure that the care for the children served by the state training school is of high quality. The director's and superintendent's efforts and recommendations to comply with this requirement shall be documented in the annual budget and financial reporting submitted to the governor and the general assembly.

Sec. ___. Section 233B.2, Code 2014, is amended to read as follows:

233B.2 Salary.

The salary of the superintendent of the ~~home~~ state training school shall be determined by the ~~administrator~~ director in accordance with the state requirements for similar positions.

Sec. ___. Section 233B.3, Code 2014, is amended to read as follows:

233B.3 ~~Admissions~~ Commitments and placements.

~~Admission to the home shall be granted to resident children of the state under seventeen years of age, as follows, giving preference in the order named:~~

~~1. Neglected or dependent children committed by the juvenile court~~ Commitments to and placements at the state training school shall be limited to the commitments and placements specified in section 233B.1.

~~2. Other destitute children.~~

Sec. ___. Section 233B.4, Code 2014, is amended to read as follows:

233B.4 Procedure.

The procedure for commitment to and placement at the ~~home is~~ state training school shall be as provided by chapter 232 and section 233B.3.

Sec. ___. Section 233B.5, Code 2014, is amended to read as follows:

233B.5 Transfers.

The ~~administrator~~ director may propose the transfer to the ~~home~~ state training school of minor wards of the state from any institution under the ~~administrator's~~ director's charge or under the charge of ~~any other administrator of~~ the department of human services~~; but no person shall be so transferred who is a person with mental illness or an intellectual disability, or who is incorrigible, or has any vicious habits, or whose presence in the home would be inimical to the moral or physical welfare of the other children within the home, and any such child in the home may be transferred to the proper state institution~~. However, the superintendent shall only approve the transfer of minor wards who meet the disposition criteria specified in section 232.52, subsection 2, paragraph *"e"*.

Sec. ___. Section 233B.6, Code 2014, is amended to

Page 11

read as follows:

233B.6 Profits and earnings.

Any money earned by or accrued to the benefit of a child who is transferred to, admitted to, or placed in foster care from the ~~home~~ state training school shall be used, held, or otherwise applied for the exclusive benefit of that child, in accordance with section 234.37.

Sec. ___. Section 233B.7, Code 2014, is amended to read as follows:

233B.7 Rules.

~~All children admitted or committed to the home shall be wards of the state and subject to the rules of the home. Subject to the approval of the administrator, any child received under voluntary application may be expelled by the superintendent for disobedience and refusal to submit to proper discipline. Children shall be discharged upon arriving at the age of eighteen years, or sooner if possessed of sufficient means to provide for themselves.~~ The department shall adopt rules to administer and operate the state training school in the best interests of the children placed at the state training school.

Sec. ___. Section 234.6, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 11. Provide upon request assessment and consultation services to public and private providers of child welfare services to address the needs of children who have challenging behaviors.

Sec. ___. Section 234.46, subsection 1, paragraph c, Code 2014, is amended to read as follows:

c. At the time the person became age eighteen, the person received foster care services that were paid for by the state under section 234.35, services at a state training school, services at a juvenile shelter care home, or services at a juvenile detention home and the person is no longer receiving such services.

Sec. ___. Section 234.46, subsection 2, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The division shall establish a preparation for adult living program directed to young adults. The purpose of the program is to assist persons who are leaving foster care and other court-ordered services at age eighteen or older in making the transition to self-sufficiency. The department shall adopt rules necessary for administration of the program, including but not limited to eligibility criteria for young adult participation and the services and other support available under the program. The rules shall provide for participation of each person who meets the

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1 definition of young adult on the same basis, regardless
2 of whether federal financial participation is provided.
3 The services and other support available under the
4 program may include but are not limited to any of the
5 following:
6 Sec. ___. Section 282.33, Code 2014, is amended by
7 striking the section and inserting in lieu thereof the
8 following:
9 **282.33 Funding for children residing in state mental**
10 **health institutes or training schools.**
11 1. An area education agency shall provide or make
12 provision for an appropriate educational program
13 for each child who lives in one of the following
14 institutions for children under the jurisdiction of the
15 director of human services:
16 *a.* Mental health institute, Cherokee, Iowa.
17 *b.* Mental health institute, Independence, Iowa.
18 *c.* State training school for male juvenile
19 delinquents, Eldora, Iowa, under chapter 233A.
20 *d.* State training school for female juvenile
21 delinquents, Toledo, Iowa, under chapter 233B.
22 2. The area education agency shall provide the
23 educational program by any one of but not limited to
24 the following:
25 *a.* Providing for the enrollment of the child in
26 the district of residence of the child, subject to the
27 approval of the district in which the child is living.
28 *b.* Cooperating with the district of residence
29 of the child and obtaining the course of study and
30 textbooks of the child for use in the special facility
31 into which the child has been placed.
32 *c.* Providing for the enrollment of the child in the
33 district in which the child is living, subject to the
34 approval of the district in which the child is living.
35 3. The area education agency shall submit a
36 proposed program and budget to the department of
37 education by January 1 for the next succeeding school
38 year for each institution. The department of education
39 shall review and approve or modify the program and
40 proposed budget and shall notify the department
41 of administrative services and the area education
42 agency of its action by February 1. The department
43 of administrative services shall pay the approved
44 budget amount for an area education agency in monthly
45 installments beginning September 15 and ending June 15
46 of the next succeeding school year. The installments
47 shall be as nearly equal as possible as determined by
48 the department of management, taking into consideration
49 the relative budget and cash position of the state's
50 resources. The department of administrative services

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1 shall transfer the approved budget amount for an
2 area education agency from the moneys appropriated
3 under section 257.16 and make the payment to the area
4 education agency. The area education agency shall
5 submit an accounting for the actual cost of the program
6 to the department of education by August 1 of the
7 following school year. The department shall review
8 and approve or modify all expenditures incurred in
9 compliance with the guidelines pursuant to section
10 256.7, subsection 10, and shall notify the department
11 of administrative services of the approved accounting
12 amount. The approved accounting amount shall be
13 compared with any amounts paid by the department of
14 administrative services to the area education agency
15 and any differences added to or subtracted from the
16 October payment made under this subsection for the next
17 school year. Any amount paid by the department of
18 administrative services shall be deducted monthly from
19 the state foundation aid paid under section 257.16 to
20 all school districts in the state during the subsequent
21 fiscal year. The portion of the total amount of the
22 approved budget that shall be deducted from the state
23 aid of a school district shall be the same as the ratio
24 that the budget enrollment for the budget year of the
25 school district bears to the total budget enrollment in
26 the state for that budget year in which the deduction
27 is made.
28 4. For purposes of this section, *"district of*
29 *residence"* means the school district in which the
30 parent or legal guardian of the child resides or the
31 district in which the district court is located if the
32 district court is the guardian of the child.
33 5. Programs may be provided throughout the calendar
34 year and shall be funded under this section if the
35 school district or area education agency determines a
36 valid educational reason to do so.
37 Sec. ___. REPEAL. Sections 233B.10, 233B.11,
38 233B.12, 233B.13, and 233B.14, Code 2014, are repealed.
39 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
40 of this Act, being deemed of immediate importance,
41 takes effect upon enactment.
42 DIVISION ___
43 STATE TRAINING SCHOOLS —— CONFORMING AMENDMENTS
44 Sec. ___. Section 137F.1, subsection 7, unnumbered
45 paragraph 1, Code 2014, is amended to read as follows:
46 *"Food establishment"* means an operation that stores,
47 prepares, packages, serves, vends, or otherwise
48 provides food for human consumption and includes a
49 food service operation in a salvage or distressed food
50 operation, school, summer camp, residential service

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1 substance abuse treatment facility, halfway house
2 substance abuse treatment facility, correctional
3 facility operated by the department of corrections, ~~the~~
4 or state training school~~, or the Iowa juvenile home~~.
5 *"Food establishment"* does not include the following:
6 Sec. ___. Section 218.1, subsections 7 and 8, Code
7 2014, are amended to read as follows:
8 7. State training school for male juvenile
9 delinquents, Eldora, Iowa, under chapter 233A.
10 8. ~~Iowa juvenile home~~ State training school for
11 female juvenile delinquents, Toledo, Iowa, under
12 chapter 233B.
13 Sec. ___. Section 218.6, subsection 3, Code 2014,
14 is amended to read as follows:
15 3. The state juvenile institutions consisting of
16 the state training school for male juvenile delinquents
17 at Eldora and the ~~Iowa juvenile home~~ state training
18 school for female juvenile delinquents at Toledo.
19 Sec. ___. Section 259A.6, Code 2014, is amended to
20 read as follows:
21 **259A.6 Residents of juvenile institutions and**
22 **juvenile probationers.**
23 Notwithstanding the provisions of section 259A.2 a
24 minor who is a resident of a state training school ~~or~~
25 ~~the Iowa juvenile home~~ or a minor who is placed under
26 the supervision of a juvenile probation office may make
27 application for a high school equivalency diploma and
28 upon successful completion of the program receive a
29 high school equivalency diploma.
30 Sec. ___. Section 261.6, subsection 2, paragraph b,
31 Code 2014, is amended to read as follows:
32 *b.* Is age seventeen and has been placed in ~~the~~
33 a state training school ~~or the Iowa juvenile home~~
34 pursuant to a court order entered under chapter 232
35 under the care and custody of the department of human
36 services.
37 Sec. ___. Section 261.6, subsection 2, paragraph
38 c, subparagraph (4), Code 2014, is amended to read as
39 follows:
40 (4) On the date the person reached age eighteen or
41 during the thirty calendar days preceding or succeeding
42 that date, the person was placed in ~~the~~ a state
43 training school ~~or the Iowa juvenile home~~ pursuant to
44 a court order entered under chapter 232 under the care
45 and custody of the department of human services.
46 Sec. ___. Section 331.424, subsection 1, paragraph
47 a, subparagraph (1), subparagraph division (b), Code
48 2014, is amended by striking the subparagraph division.
49 Sec. ___. Section 331.756, subsection 51, Code
50 2014, is amended by striking the subsection.

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1 Sec. ___. Section 331.802, subsection 3, paragraph
2 k, Code 2014, is amended to read as follows:
3 *k.* Death of a person ~~committed or~~ admitted to,
4 committed to, or placed at a state mental health
5 institute, a state resource center, ~~the~~ or a state
6 training school~~, or the Iowa juvenile home~~.
7 Sec. ___. Section 357H.1, subsection 1, Code 2014,
8 is amended to read as follows:
9 1. The board of supervisors of a county with
10 less than twenty thousand residents, not counting
11 persons admitted ~~or~~ to, committed to, or placed at an
12 institution enumerated in section 218.1 or 904.102,
13 based upon the 2000 certified federal census, and with
14 a private lake development shall designate an area
15 surrounding the lake, if it is an unincorporated area
16 of the county, a rural improvement zone upon receipt
17 of a petition pursuant to section 357H.2, and upon
18 the board's determination that the area is in need of
19 improvements.
20 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
21 of this Act, being deemed of immediate importance,
22 takes effect upon enactment.>
23 3. By renumbering as necessary.

M. SMITH of Marshall
ABDUL-SAMAD of Polk
ANDERSON of Polk
BERRY of Black Hawk
COHOON of Des Moines
DAWSON of Woodbury
DUNKEL of Dubuque
FORBES of Polk
GAINES of Polk
GASKILL of Wapello
HANSON of Jefferson
HEDDENS of Story
HUNTER of Polk
ISENHART of Dubuque
JACOBY of Johnson
KAJTAZOVIC of Black Hawk
KEARNS of Lee
KRESSIG of Black Hawk
LENSING of Johnson
LUNDBY of Linn
H. MILLER of Webster
MUHLBAUER of Crawford
MURPHY of Dubuque
OLDSON of Polk
OURTH of Warren
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
STECKMAN of Cerro Gordo
STUTSMAN of Johnson
T. TAYLOR of Linn
THEDE of Scott
WESSEL-KROESCHELL of Story
WINCKLER of Scott
WOOD of Scott

H-8250

1 Amend Senate File 2349, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For projects related to routine maintenance of state buildings and facilities:

FY 2014-2015:

..... $ 2,000,000

2. DEPARTMENT OF CULTURAL AFFAIRS

For deposit in the Iowa great places program fund created in section 303.3D for Iowa great places program projects that meet the definition of "vertical infrastructure" in section 8.57, subsection 5:

FY 2014-2015:

..... $ 1,000,000

3. ECONOMIC DEVELOPMENT AUTHORITY

For equal distribution to regional sports authority districts certified by the economic development authority pursuant to section 15E.321, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2014-2015:

..... $ 500,000

4. DEPARTMENT OF HUMAN SERVICES

For the renovation and construction of certain nursing facilities, consistent with the provisions of chapter 249K:

FY 2014-2015:

..... $ 500,000

5. DEPARTMENT OF NATURAL RESOURCES

a. For implementation of lake projects that have established watershed improvement initiatives and community support in accordance with the department's annual lake restoration plan and report, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2014-2015:

..... $ 9,600,000

b. For the administration of a water trails and low head dam public hazard statewide plan, including salaries, support, maintenance, and miscellaneous purposes, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2014-2015:

..... $ 2,000,000

c. For the establishment of a new state park in a county with a population between 11,500 and 11,600 in

5 the latest preceding certified federal census:
6 FY 2014-2015:
7 ..... $ 2,000,000
8 d. For funding projects of the Iowa parks
9 foundation that support the centennial celebration of
10 state parks, notwithstanding section 8.57, subsection
11 5, paragraph "c":
12 FY 2014-2015:
13 ..... $ 2,000,000
14 6. DEPARTMENT OF PUBLIC DEFENSE
15 a. For major maintenance projects at national guard
16 armories and facilities:
17 FY 2014-2015:
18 ..... $ 2,000,000
19 b. For construction improvement projects at
20 statewide readiness centers:
21 FY 2014-2015:
22 ..... $ 2,000,000
23 c. For exhibits highlighting Iowans and their
24 service at the gold star museum, notwithstanding
25 section 8.57, subsection 5, paragraph "c":
26 FY 2014-2015:
27 ..... $ 250,000
28 7. BOARD OF REGENTS
29 a. For allocation by the state board of regents to
30 the state university of Iowa, Iowa state university of
31 science and technology, and the university of northern
32 Iowa to reimburse the institutions for deficiencies
33 in the operating funds resulting from the pledging of
34 tuition, student fees and charges, and institutional
35 income to finance the cost of providing academic and
36 administrative buildings and facilities and utility
37 services at the institutions:
38 FY 2014-2015:
39 ..... $ 29,735,423
40 b. For costs associated with the renovation,
41 modernization, and construction of a new addition at
42 the pharmacy building at the state university of Iowa:
43 FY 2014-2015:
44 ..... $ 2,000,000
45 c. For the construction of a new facility and an
46 addition, renovation, and modernization of current
47 facilities and related improvements for biosciences at
48 Iowa state university of science and technology:
49 FY 2014-2015:
50 ..... $ 2,000,000

1 d. For the renovation, modernization, and
2 associated improvements to an educational center for
3 teacher education and preparation at the university of

northern Iowa:
FY 2014-2015:
..... $ 2,000,000
8. STATE FAIR AUTHORITY
For infrastructure costs associated with renovations and improvements to the youth inn on the Iowa state fairgrounds:
FY 2014-2015:
..... $ 825,000
FY 2015-2016:
..... $ 2,325,000
9. DEPARTMENT OF TRANSPORTATION
a. For acquiring, constructing, and improving recreational trails within the state:
FY 2014-2015:
..... $ 3,000,000
b. For deposit in the public transit infrastructure grant fund created in section 324A.6A, for projects that meet the definition of "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":
FY 2014-2015:
..... $ 1,500,000
c. For infrastructure improvements at the commercial service airports within the state:
FY 2014-2015:
..... $ 1,500,000
d. For infrastructure improvements at general aviation airports within the state:
FY 2014-2015:
..... $ 750,000
e. For deposit in the railroad revolving loan and grant fund created in section 327H.20A, notwithstanding section 8.57, subsection 5, paragraph "c":
FY 2014-2015:
..... $ 4,000,000
10. TREASURER OF STATE
For distribution in accordance with chapter 174 to qualified fairs which belong to the association of Iowa fairs for county fair infrastructure improvements:
FY 2014-2015:
..... $ 1,060,000
Sec. 2. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends

three years after the end of the fiscal year for which the appropriation is made. However, if the project

or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION II

TECHNOLOGY REINVESTMENT FUND

Sec. 3. There is appropriated from the technology reinvestment fund created in section 8.57C to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF CULTURAL AFFAIRS

For providing a grant to a museum district for the Sullivan brothers veterans museum for costs associated with the oral history exhibit including but not limited to exhibit information technology, computer connectivity, and interactive display technologies:

FY 2014-2015:

..... $ 500,000

2. DEPARTMENT OF EDUCATION

a. For maintenance and lease costs associated with connections for part III of the Iowa communications network:

FY 2014-2015:

..... $ 2,727,000

b. For the continued development and implementation of an education data warehouse that will be utilized by teachers, parents, school district administrators, area education agency staff, department of education staff, and policymakers:

FY 2014-2015:

..... $ 600,000

The department may use a portion of the moneys appropriated in this lettered paragraph for an e-transcript data system capable of tracking students throughout their education via interconnectivity with multiple schools.

c. For the development of an automated workflow process for a program and common course numbering management system for community colleges:

FY 2014-2015:

..... $ 150,000

d. To the public broadcasting division for the replacement of equipment and for tower and facility maintenance:

FY 2014-2015:

..... $ 1,000,000

3. DEPARTMENT OF HUMAN RIGHTS

a. For the cost of equipment and computer software for the implementation of Iowa's criminal justice information system:

FY 2014-2015:

..... $ 1,300,000

b. For costs associated with the justice enterprise data warehouse:

FY 2014-2015:

..... $ 314,474

4. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

For replacement of equipment for the Iowa communications network:

FY 2014-2015:

..... $ 2,245,653

The commission may continue to enter into contracts pursuant to section 8D.13 for the replacement of equipment and for operation and maintenance costs of the network.

In addition to moneys appropriated in this subsection, the commission may use a financing agreement entered into by the treasurer of state in accordance with section 12.28 for the replacement of equipment for the network. For purposes of this subsection, the treasurer of state is not subject to the maximum principal limitation contained in section 12.28, subsection 6. Repayment of any amounts financed shall be made from receipts associated with fees charged for use of the network.

5. DEPARTMENT OF MANAGEMENT

For completion of a comprehensive electronic management system:

FY 2014-2015:

..... $ 100,000

6. DEPARTMENT OF PUBLIC HEALTH

For costs associated with the establishment of a data registry software system for the collection of data elements related to emergency management system services or hospital emergency care:

FY 2014-2015:

..... $ 150,000

7. OFFICE OF THE CHIEF INFORMATION OFFICER

For technology consolidation and technology improvement projects approved by the state chief information officer pursuant to chapter 8B:

FY 2014-2015:

..... $ 7,728,189

Sec. 4. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered

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or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION III

CHANGES TO PRIOR APPROPRIATIONS

Sec. 5. 2010 Iowa Acts, chapter 1184, section 12, is amended to read as follows:

SEC. 12. REVERSION.

1. ~~For~~ Except as otherwise provided in subsections 2 and 3, for purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

2. For purposes of section 8.33, unencumbered or unobligated moneys from moneys appropriated in section 10, subsection 2, paragraphs "a", "c", and "d", and subsection 4, paragraph "a", subparagraph (10), in this division of this 2010 Act shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2014, or until the projects for which the appropriations were made are completed, whichever is earlier.

3. For purposes of section 8.33, unencumbered or unobligated moneys from moneys appropriated in section 10, subsection 7, paragraph "a", of this division of this 2010 Act shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2015, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 6. 2011 Iowa Acts, chapter 133, section 1, subsection 10, paragraphs c through f, as amended by 2012 Iowa Acts, chapter 1140, section 15, are amended to read as follows:

c. For projects for immediate fire safety needs

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1 and for compliance with the federal Americans with
2 Disabilities Act, at the regents institutions:
3 FY 2011-2012..... $ 2,000,000
4 FY 2012-2013..... $ 2,000,000
5 Of the amounts appropriated in this lettered
6 paragraph, up to $2,000,000 may be used to fund
7 deductibles on property insurance and to provide
8 the necessary match for funds which may be available
9 from the federal emergency management agency for the
10 cleanup, repair, and restoration of facilities at the
11 state school for the deaf and the Iowa braille and
12 sight saving school due to storm damage in the calendar
13 year 2011, notwithstanding section 8.57, subsection 6,
14 paragraph "c".
15 d. For construction, renovation, and related
16 improvements for phase II of the agricultural and
17 biosystems engineering complex, including classrooms,
18 laboratories, and offices at Iowa state university of
19 science and technology:
20 FY 2011-2012..... $ 1,000,000
21 FY 2012-2013..... $ 19,050,000
22 FY 2013-2014..... $ 21,750,000
23 FY 2014-2015..... $ ~~18,600,000~~
24 0
25 e. For the renovation and related improvements to
26 the dental science building at the state university
27 of Iowa including but not limited to renovation of
28 clinical spaces and development of a multidisciplinary
29 clinical area:
30 FY 2011-2012..... $ 1,000,000
31 FY 2012-2013..... $ 10,250,000
32 FY 2013-2014..... $ 9,750,000
33 FY 2014-2015..... $ ~~8,000,000~~
34 0
35 f. For renovation and related improvements for
36 Bartlett hall at the university of northern Iowa
37 including providing faculty offices, seminar rooms,
38 and laboratories in the building and the associated
39 demolition of Baker hall:
40 FY 2011-2012..... $ 1,000,000
41 FY 2012-2013..... $ 7,786,000
42 FY 2013-2014..... $ 10,267,000
43 FY 2014-2015..... $ ~~1,947,000~~
44 0
45 Sec. 7. 2011 Iowa Acts, chapter 133, section 3,
46 subsection 8, paragraph a, as amended by 2012 Iowa
47 Acts, chapter 1140, section 18, is amended to read as
48 follows:
49 a. For the provision of a statewide public safety
50 radio network and the purchase of compatible radio

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1 communications equipment with the goal of achieving
2 compliance with the federal communications commission's
3 narrowbanding mandate deadline, and for achieving
4 "interoperability", as defined in section 80.28:
5 FY 2011-2012..... $ 2,500,000
6 FY 2012-2013..... $ ~~2,500,000~~
7 700,000
8 FY 2013-2014..... $ ~~2,500,000~~
9 1,800,000
10 Of the amounts appropriated in this lettered
11 paragraph, the department of public safety may
12 enter into a public-private partnership, through a
13 competitive bidding process, for the provision of
14 the statewide network and the purchase of compatible
15 equipment.
16 As a condition of this appropriation, all land
17 mobile radio communications equipment purchased by the
18 department of public safety shall be compliant with
19 the federal communications commission's narrowbanding
20 mandate and shall provide the maximum amount of
21 statewide coverage and interoperability, throughout
22 all phases of migration, to the department of public
23 safety's future statewide digital radio network
24 utilizing P-25 standards.
25 On or before January 13, 2012, the department of
26 public safety shall provide a report to the legislative
27 services agency and the department of management.
28 The report shall detail the status of the funds
29 appropriated in this subsection and shall include
30 the estimated needs of the departments of public
31 safety, corrections, and natural resources to achieve
32 interoperability and to meet the federal narrowbanding
33 mandate, any changes in estimated costs to meet those
34 needs, and the status of requests for proposals to
35 develop a public-private partnership.
36 Sec. 8. 2012 Iowa Acts, chapter 1138, section 89,
37 is amended to read as follows:
38 SEC. 89. DEPARTMENT OF NATURAL RESOURCES ——
39 ECONOMIC EMERGENCY FUND. There is appropriated from
40 the Iowa economic emergency fund to the department of
41 natural resources for the fiscal year beginning July 1,
42 2011, and ending June 30, 2012, the following amount,
43 or so much thereof as is necessary, to be used for the
44 purposes designated, notwithstanding section 8.55,
45 subsection 1:
46 For the repair of damages due to the flooding of the
47 Missouri river during the calendar year 2011 in the
48 Lewis and Clark, lake Manawa, and Wilson island state
49 parks and recreation area:
50 ..... $ 2,865,743

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For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys remaining from the appropriation made in this section shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends ~~two~~ three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which the appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

Sec. 9. 2013 Iowa Acts, chapter 142, section 1, subsection 1, paragraph a, is amended to read as follows:

a. For projects related to major repairs and major maintenance for state buildings and facilities:

FY 2013-2014:

..... $ 4,000,000

Of the amount appropriated in this lettered paragraph for the fiscal year beginning July 1, 2013, $250,000 shall be allocated for the disposition and relocation of structures located at 707 east locust and 709 east locust, Des Moines, Iowa.

FY 2014-2015:

..... $ ~~14,000,000~~
37,300,000

Sec. 10. 2013 Iowa Acts, chapter 142, section 1, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. DEPARTMENT OF HUMAN SERVICES

For the renovation and construction of certain nursing facilities, consistent with the provisions of chapter 249K:

FY 2013-2014:

..... $ 150,000

Sec. 11. 2013 Iowa Acts, chapter 142, section 3, subsection 1, is amended by striking the subsection.

Sec. 12. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION IV
MISCELLANEOUS CODE CHANGES

Sec. 13. Section 8.57, subsection 5, paragraph c, Code 2014, is amended to read as follows:

c. Moneys in the rebuild Iowa infrastructure fund in a fiscal year shall be used as directed by the general assembly for public vertical infrastructure projects. For the purposes of this subsection, *"vertical infrastructure"* includes only land acquisition and construction; major renovation and major repair of buildings; routine, recurring maintenance; all

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appurtenant structures; utilities; site development; recreational trails; and debt service payments on academic revenue bonds issued in accordance with chapter 262A for capital projects at board of regents institutions. *"Vertical infrastructure"* does not include ~~routine, recurring maintenance or~~ operational expenses or leasing of a building, appurtenant structure, or utility without a lease-purchase agreement.

Sec. 14. Section 8.57, subsection 5, paragraph f, Code 2014, is amended to read as follows:

f. (1) (a) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.87 are paid, as determined by the treasurer of state, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the first fifty-five million dollars shall be deposited in the revenue bonds debt service fund created in section 12.89, and the next three million seven hundred fifty thousand dollars shall be deposited in the revenue bonds federal subsidy holdback fund created in section 12.89A.

(b) For the fiscal year beginning July 1, 2013, and for each fiscal year through the fiscal year beginning July 1, 2019, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next fifteen million dollars shall be deposited in the vision Iowa fund created in section 12.72.

~~(c) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.81 are paid, as determined by the treasurer of state, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next five million dollars shall be deposited in the school infrastructure fund created in section 12.82.~~

~~(d)~~ (c) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next sixty-six million dollars shall be deposited in the Iowa skilled worker and job creation fund created in section 8.75.

~~(e)~~ (d) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, the total moneys in excess of the moneys deposited under this paragraph *"f"* in the revenue bonds debt service fund, the revenue bonds federal subsidy holdback fund, the vision Iowa fund, ~~the school infrastructure fund,~~ and the Iowa skilled worker and job creation fund

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shall be deposited in the rebuild Iowa infrastructure fund and shall be used as provided in this section, notwithstanding section 8.60.

(2) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, if the total amount of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, and to be deposited pursuant to subparagraph (1), subparagraph division (a), is less than the total amount of moneys directed to be deposited in the revenue bonds debt service fund and the revenue bonds federal subsidy holdback fund in the fiscal year pursuant to subparagraph (1), subparagraph division (a), the difference shall be paid from moneys deposited in the beer and liquor control fund created in section 123.53 in the manner provided in section 123.53, subsection 3.

(3) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, after the deposit of moneys directed to be deposited in the revenue bonds debt service fund and the revenue bonds federal subsidy holdback fund, as provided in subparagraph (1), subparagraph division (a), if the total amount of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, and to be deposited pursuant to subparagraph (1), subparagraph ~~divisions~~ division (b) ~~and (c)~~, is less than the total amount of moneys directed to be deposited in the vision Iowa fund ~~and the school infrastructure fund~~ in the fiscal year pursuant to subparagraph (1), subparagraph ~~divisions~~ division (b) ~~and (c)~~, the difference shall be paid from lottery revenues in the manner provided in section 99G.39, subsection 3.

Sec. 15. Section 8.57C, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. There is appropriated from the general fund of the state for the fiscal year beginning July 1, ~~2014~~ 2015, and for each subsequent fiscal year thereafter, the sum of seventeen million five hundred thousand dollars to the technology reinvestment fund.

Sec. 16. Section 8.57C, subsection 3, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *f.* There is appropriated from the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the sum of sixteen million seven hundred twenty-five thousand dollars to the technology reinvestment fund, notwithstanding section 8.57, subsection 5, paragraph *"c"*.

DIVISION V

STATUTE OF REPOSE PERIODS —— IMPROVEMENTS TO REAL

Page 12

PROPERTY

Sec. 17. Section 614.1, subsection 11, Code 2014, is amended to read as follows:

11. *Improvements to real property.*

a. Residential construction. In addition to limitations contained elsewhere in this section, an action arising out of the unsafe or defective condition of an improvement to ~~real property~~ residential construction based on tort and implied warranty and for contribution and indemnity, and founded on injury to property, real or personal, or injury to the person or wrongful death, shall not be brought more than fifteen years after the date on which occurred the act or omission of the defendant alleged in the action to have been the cause of the injury or death. However, this subsection does not bar an action against a person solely in the person's capacity as an owner, occupant, or operator of an improvement to real property.

b. Nonresidential construction. In addition to limitations contained elsewhere in this section, an action arising out of the unsafe or defective condition of an improvement to nonresidential construction based on tort and implied warranty and for contribution and indemnity, and founded on injury to property, real or personal, or injury to the person or wrongful death, shall not be brought more than ten years after the date on which occurred the act or omission of the defendant alleged in the action to have been the cause of the injury or death. However, this subsection does not bar an action against a person solely in the person's capacity as an owner, occupant, or operator of an improvement to real property.

Sec. 18. Section 614.13A, Code 2014, is amended to read as follows:

614.13A Definitions.

As used in this chapter, unless the context otherwise requires~~.~~:

1. ~~*"book"*~~ *"Book"*, *"list"*, *"record"*, or *"schedule"* kept by a county auditor, assessor, treasurer, recorder, sheriff, or other county officer means the county system as defined in section 445.1.

2. *"Nonresidential construction"* means all other construction that is not residential construction as defined in subsection 3.

3. *"Residential construction"* means the same as defined in section 572.1, subsection 10.

Sec. 19. APPLICABILITY. This division of this Act does not apply to residential and nonresidential construction projects in existence prior to the effective date of this division of this Act.>

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2. Title page, line 1, by striking <and> and inserting <state finances by>
3. Title page, line 4, after <fund,> by inserting <providing for certain statute of repose periods,>
4. Title page, line 5, after <date> by inserting <and applicability>

COMMITTEE ON APPROPRIATIONS

H-8251

Amend House File 2463 as follows:
1. Page 24, line 12, by striking <34,947,110> and inserting <35,047,110>
2. Page 24, after line 27 by inserting:
<b. Of the funds appropriated in this subsection, $100,000 shall be transferred to the department of public health to be used for a program to assist parents in this state with costs resulting from the death of a child in accordance with this lettered paragraph. If it is less costly than administering the program directly, the department shall issue a request for proposals and issue a grant to an appropriate organization to administer the program. The request for proposals, the program requirements, and the grantee selection shall be developed or made by the board of mortuary science.
(1) The program funding shall be used to assist parents who reside in this state with costs incurred for a funeral, burial or cremation, cemetery costs, or grave marker costs associated with the unintended death of a child of the parent or a child under the care of a guardian or custodian. The board shall consider the following eligibility factors in developing program requirements:
(a) The child was a stillborn infant or was less than age eighteen at the time of death.
(b) The request for assistance was approved by the local board or department of health or the county general assistance director and may have been referred by a local funeral home.
(c) To be eligible, the parent, guardian, or custodian must have an annual household income that is less than 145 percent of the federal poverty level based on the number of people in the applicant's household as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.
(d) The maximum amount of grant assistance provided to a parent, guardian, or custodian associated with the

40 death of a child is $2,000. If the death is a multiple
41 death and the infants or children are being cremated,
42 or buried together, the same limitation applies.
43 (e) To the extent the overall amount of assistance
44 received by a recipient for the costs addressed under
45 this lettered paragraph does not exceed the overall
46 total of the costs, the recipient may receive other
47 public or private assistance in addition to grant
48 assistance under this section.
49 (2) Notwithstanding section 8.33, moneys
50 transferred by this paragraph that remain unencumbered

Page 2

1 or unobligated at the close of the fiscal year shall
2 not revert but shall remain available for expenditure
3 for the purposes designated until expended.>
4 3. Page 24, line 28, by striking <b.> and inserting
5 <c.>
6 4. By renumbering as necessary.

SODERBERG of Plymouth
KRESSIG of Black Hawk
FISHER of Tama
BACON of Story
HEATON of Henry

H-8252

1 Amend House File 2463 as follows:
2 1. Page 63, after line 6 by inserting:
3 <FOOD BANK
4 Sec. ___. There is appropriated from the general
5 fund of the state to the department of human services
6 for the fiscal year beginning July 1, 2013, and ending
7 June 30, 2014, the following amounts, or so much
8 thereof as is necessary, to be used for the purposes
9 designated:
10 For allocation to an Iowa food bank association
11 selected by the department of human services for the
12 purchase of food on behalf of an Iowa emergency feeding
13 organization or for the distribution of moneys to the
14 Iowa emergency feeding organizations for the purchase
15 of food:
16 ..... $ 1,000,000
17 The moneys appropriated in this section shall
18 be allocated only to the extent that the allocated
19 moneys are matched on a dollar-for-dollar basis.
20 Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated
22 at the close of the fiscal year shall not revert but
23 shall remain available for expenditure for the purposes

designated until the close of the fiscal year beginning July 1, 2015.>

2. By renumbering as necessary.

STAED of Linn

H-8253

Amend House File 2463 as follows:

1. Page 2, by striking lines 26 through 29 and inserting:

<4. Of the funds appropriated in this section, ~~$125,000~~ $250,000 shall be used to fund ~~services to meet~~ the unmet needs ~~of older individuals as~~ identified ~~in the annual compilation of unmet service units by the area agencies on aging~~ through Iowa's aging and disability resource center network.>

2. Page 3, line 23, by striking <ombudsman> and inserting <ombudsmen>

3. Page 4, line 9, by striking <13.00> and inserting <~~13.00~~ 10.00>

4. Page 8, line 23, by striking <14.00> and inserting <~~14.00~~ 12.00>

5. Page 11, line 2, by striking <6.00> and inserting <~~6.00~~ 5.00>

6. Page 11, by striking lines 13 through 16 and inserting <basis. ~~Of the amount allocated in this paragraph, $47,500 shall be used to fund one full-time equivalent position to serve as the state brain injury service program manager.~~>

7. Page 13, line 7, by striking <18.25> and inserting <~~18.25~~ 11.00>

8. Page 18, by striking lines 27 through 29 and inserting <of grants shall be given to new residency programs and the expansion of existing residency programs which propose expansion of psychiatric residency positions and family practice residency positions.>

9. Page 19, by striking lines 2 through 5.

10. Page 21, line 9, by striking <5.00> and inserting <~~5.00~~ 4.00>

11. Page 25, by striking lines 30 through 34 and inserting: <~~The department shall transfer TANF block grant funding appropriated and allocated in this subsection to the child care and development block grant appropriation in accordance with federal law as necessary to comply with the provisions of this subsection.~~>

12. Page 34, line 2, by striking <1,248,017,014> and inserting <1,248,320,932>

13. Page 34, after line 2 by inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section

142, subsection 11, paragraph a, is amended to read as follows:

11. a. Of the funds appropriated in this section, ~~$7,969,074~~ $8,391,922 is allocated for the state match for a disproportionate share hospital payment of $19,133,430 to hospitals that meet both

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of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of $7,500,000. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of $26,633,430.>

14. Page 34, line 22, by striking <a quarterly> and inserting <an annual>

15. Page 34, line 26, by striking <4,847,559> and inserting <5,151,477>

16. By striking page 34, line 31, through page 35, line 28, and inserting:

<NEW SUBSECTION. 23. The department of human services shall collaborate with the Medicaid managed care organization to perform an analysis to determine the cost effectiveness of including the pharmacy benefit for enrollees of the managed care plan within the managed care organization contract. The analysis shall determine if the change would result in savings to the Medicaid program, and if so, the best means of implementing the change. The department shall report the results of the analysis to the individuals identified in this division of this Act for submission of reports by December 15, 2014, and shall not implement the inclusion of the pharmacy benefit in the managed care organization contract without prior approval of the general assembly.>

17. Page 36, line 3, by striking <17,323,366> and inserting <17,148,576>

18. Page 36, by striking lines 28 through 30 and inserting:

~~<5. Of the funds appropriated in this section, $37,500 shall be used for continued implementation of a uniform cost report.>~~

19. By striking page 36, line 34, through page 37, line 1, and inserting:

~~<7. Of the funds appropriated in this section, $49,895 shall be used for continued implementation of an electronic medical records system.>~~

20. Page 37, before line 2 by inserting:
<8. The department shall submit a progress report to the individuals identified in this division of this Act for submission of reports by December 15, 2014, regarding implementation of a uniform cost report.>
21. Page 42, line 5, by striking <15.00> and inserting <2.00>

Page 3

22. Page 43, after line 23 by inserting:
<4. Notwithstanding section 8.39, without the prior written consent and approval of the governor and the director of the department of management, the director of human services may transfer funds between the appropriation made in this section and other departmental appropriations as necessary to best fulfill the needs provided for in this appropriation. However, the department shall report to the legislative services agency prior to making such a transfer and the report shall include information regarding the rationale for transferring the moneys.>
23. Page 43, line 34, by striking <95,664,831> and inserting <95,535,703>
24. Page 44, line 16, by striking <$36,400,721> and inserting <$36,967,216>
25. Page 49, line 1, by striking <$210,260> and inserting <$210,620>
26. Page 50, by striking lines 26 and 27 and inserting <shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit>
27. Page 57, by striking lines 8 through 10.
28. Page 58, after line 35 by inserting:
<Sec. ___. 2013 Iowa Acts, chapter 138, section 159, subsection 1, paragraph c, subparagraphs (1) and (2) are amended to read as follows:
(1) For the fiscal year beginning July 1, 2014, reimbursement rates for outpatient hospital services shall ~~remain at the rates in effect on June 30, 2014~~ be rebased effective January 1, 2015, subject to Medicaid program upper payment limit rules and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.
(2) For the fiscal year beginning July 1, 2014, reimbursement rates for inpatient hospital services shall ~~remain at the rates in effect on June 30, 2014~~ be rebased effective October 1, 2015, subject to Medicaid program upper payment limit rules and adjusted as

43 necessary to maintain expenditures within the amount
44 appropriated to the department for this purpose for the
45 fiscal year.
46 Sec. ___. 2013 Iowa Acts, chapter 138, section 159,
47 subsection 1, paragraph f, subparagraph (1), is amended
48 to read as follows:
49 (1) For the fiscal year beginning July 1, 2014,
50 reimbursement rates for home health agencies shall

Page 4

1 continue to be based on the Medicare low utilization
2 payment adjustment (LUPA) methodology ~~in effect on June~~
3 ~~30, 2014, as adjusted to not exceed the reimbursement~~
4 ~~for the fiscal year beginning July 1, 2013~~ with state
5 geographic wage adjustments. Beginning July 1, 2015,
6 the department shall update the rates every two years
7 to reflect the most recent Medicare LUPA rates.
8 Sec. ___. 2013 Iowa Acts, chapter 138, section
9 159, subsection 1, paragraph l, is amended to read as
10 follows:
11 l. (1) For the fiscal year beginning July 1,
12 2014, the average reimbursement rate for health care
13 providers eligible for use of the federal Medicare
14 resource-based relative value scale reimbursement
15 methodology under section 249A.20 shall remain at the
16 rate in effect on June 30, 2014; however, this rate
17 shall not exceed the maximum level authorized by the
18 federal government.
19 (2) The department may adjust reimbursement rates
20 under this paragraph "l" to more closely align with the
21 Medicare fee schedule. Any such adjustment shall be
22 budget neutral.>
23 29. Page 59, by striking lines 5 and 6 and
24 inserting <provided at hospitals shall ~~remain at the~~
25 ~~rates in effect on June 30~~ be rebased effective October
26 1, 2014, subject to Medicaid program upper payment>
27 30. By striking page 59, line 33, through page 60,
28 line 12, and inserting:
29 <Sec. ___. 2013 Iowa Acts, chapter 138, section
30 159, is amended by adding the following new subsection:
31 NEW SUBSECTION. 6A. a. For the purposes of
32 this subsection, "combined reimbursement rate" means
33 the combined service and maintenance reimbursement
34 rate for a service level under the department's
35 reimbursement methodology. For the fiscal year
36 beginning July 1, 2014, the combined reimbursement
37 rate for a group foster care service level shall be
38 the amount designated in this subsection. However,
39 if a group foster care provider's reimbursement rate
40 for a service level as of June 30, 2014, is more than
41 the rate designated in this subsection, the provider's

42 reimbursement shall remain at the higher rate.
43 b. Unless a group foster care provider is subject
44 to the exception provided in paragraph "a", for the
45 fiscal year beginning July 1, 2014, the combined
46 reimbursement rates for the service levels under the
47 department's reimbursement methodology shall be as
48 follows:
49 (1) For service level, community - D1, the rate
50 shall be 71 percent of the applicable patient-day

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1 weighted statewide average cost of group foster care
2 cost reports that were verified and used for the foster
3 group care rate methodology workgroup final report
4 submitted to the general assembly in December 2012.
5 (2) For service level, comprehensive - D2, the
6 rate shall be 78 percent of the applicable patient-day
7 weighted statewide average cost of group foster care
8 cost reports that were verified and used for the foster
9 group care rate methodology workgroup final report
10 submitted to the general assembly in December 2012.
11 (3) For service level, enhanced - D3, the rate
12 shall be 93 percent of the patient-day weighted
13 statewide average cost of group foster care cost
14 reports that were verified and used for the foster
15 group care rate methodology workgroup final report
16 submitted to the general assembly in December 2012.>
17 31. Page 60, by striking lines 11 and 12 and
18 inserting <assembly in December 2012.>
19 32. Page 63, by striking lines 18 through 20 and
20 inserting <shall be given to new residency programs
21 and the expansion of existing residency programs which
22 propose expansion of psychiatric residency positions
23 and family practice residency positions.>
24 33. Page 64, after line 6 by inserting:
25 <STATE SUPPLEMENTARY ASSISTANCE
26 Sec. ___. 2013 Iowa Acts, chapter 138, section 14,
27 is amended by adding the following new subsection:
28 NEW SUBSECTION. 4. Notwithstanding section
29 8.33, moneys appropriated in this section that remain
30 unencumbered or unobligated at the close of the fiscal
31 year shall not revert but shall remain available for
32 expenditure for the purposes designated until the close
33 of the succeeding fiscal year.>
34 34. Page 66, by striking lines 30 through 32 and
35 inserting <assistance program.>
36 35. Page 67, by striking lines 24 and 25 and
37 inserting <5, Code 2013, for the same 12-month period
38 of August 2012 through July 2013 used to distribute
39 state payment program remittances to counties in the
40 state fiscal year beginning July 1, 2013. A county

shall provide the remittance received by the county to the county's mental health and disability services region.>

36. Page 68, line 13, after <institutes,> by inserting <the Iowa behavioral health association,>

37. Page 68, line 30, after <appeals,> by inserting <department on aging,>

38. Page 68, line 32, by striking <providers and> and inserting <providers, the Iowa behavioral health association, and>

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39. Page 70, line 4, after <abilities> by inserting <based upon informed, person-centered choices made from an array of options>

40. Page 71, line 24, after <state> by inserting <and by the fiscal agent for the affected region>

41. Page 71, line 25, before <The> by inserting <If the auditor of state and the fiscal agent do not agree, the differences shall be resolved in a hearing procedure before an administrative law judge.>

42. Page 71, line 30, after <calculated.> by inserting <The director's certification shall be considered final agency action.>

43. Page 72, line 18, by striking <in prior fiscal years> and inserting <~~in prior fiscal years~~>

44. Page 72, line 20, after <2013> by inserting <or a dispute resolution process implemented in accordance with section 331.394, subsection 5 or 6>

45. By striking page 73, line 4, through page 74, line 2.

46. Page 74, line 14, after <shall> by inserting <issue a request for proposals to>

47. Page 74, line 21, after <vendor> by inserting <selected>

48. Page 74, line 25, after <voluntary.> by inserting <The department may transfer funds appropriated in this 2014 Act for the Medicaid program as necessary to pay the selected third-party vendor in accordance with this section.>

49. Page 75, line 3, after <health,> by inserting <the department on aging,>

50. By renumbering as necessary.

HEATON of Henry

H-8254

Amend the Senate amendment, H-8222, to House File 2444, as passed by the House, as follows:

1. Page 1, after line 24 by inserting:

<DIVISION ___
SOLAR ENERGY SYSTEM TAX CREDITS

Sec. ___. Section 422.11L, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. ~~Fifty~~ Sixty percent of the federal residential energy efficient property credit related to solar energy provided in section 25D of the Internal Revenue Code, not to exceed ~~three~~five thousand dollars.

b. ~~Fifty~~ Sixty percent of the federal energy credit related to solar energy systems provided in section 48 of the Internal Revenue Code, not to exceed ~~fifteen~~ twenty thousand dollars.

Sec. ___. Section 422.11L, subsection 3, Code 2014, is amended by adding the following new paragraphs:

NEW PARAGRAPH. *c.* A taxpayer may claim more than one credit under this section, but may claim only one credit per separate and distinct solar installation. The department shall establish criteria, by rule, for determining what constitutes a separate and distinct installation.

NEW PARAGRAPH. *d.* A taxpayer must submit an application to the department for each separate and distinct solar installation. The application must be approved by the department in order to claim the tax credit. The application must be filed by May 1 following the year of the installation of the solar energy system.

Sec. ___. Section 422.11L, subsection 4, Code 2014, is amended to read as follows:

4. *a.* The cumulative value of tax credits claimed annually by applicants pursuant to this section shall not exceed ~~one~~ four million five hundred thousand dollars. Of this amount, at least one million dollars shall be reserved for claims associated with or resulting from residential solar energy system installations. In the event that the total amount of claims submitted for residential solar energy system installations in a tax year is an amount less than one million dollars, the remaining unclaimed reserved amount shall be made available for claims associated with or resulting from nonresidential solar energy system installations received for the tax year.

b. If an amount of tax credits available for a tax year pursuant to paragraph *"a"* goes unclaimed, the amount of the unclaimed tax credits shall be made available for the following tax year in addition to, and cumulated with, the amount available pursuant to

paragraph *"a"* for the following tax year.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division

3 of this Act, being deemed of immediate importance,
4 takes effect upon enactment.
5 Sec. ___. RETROACTIVE APPLICABILITY. This division
6 of this Act applies retroactively to January 1, 2014,
7 for tax years beginning and installations occurring on
8 or after that date.
9 ___. Title page, line 4, after <taxes,> by
10 inserting <the solar energy system tax credits,>>
11 2. By renumbering as necessary.

ISENHART of Dubuque

H-8255

1 Amend the amendment, H-8253, to House File 2463 as
2 follows:
3 1. Page 5, by striking lines 17 and 18.
4 2. By renumbering as necessary.

HEATON of Henry

H-8256

1 Amend the amendment, H-8253, to House File 2463 as
2 follows:
3 1. Page 4, by striking lines 8 through 22.
4 2. By renumbering as necessary.

L. MILLER of Scott

H-8257

1 Amend the amendment, H-8228, to Senate File 2342,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, by striking lines 3 through 9.
5 2. By renumbering as necessary.

HUNTER of Polk

H-8258

1 Amend the amendment, H-8228, to Senate File 2342,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, line 24, by striking <2004> and
5 inserting <1983>

HUNTER of Polk
LUNDBY of Linn

H-8259

Amend Senate File 2342, as amended, passed, and reprinted by the Senate, as follows:

1. Page 6, by striking lines 9 through 15.

HUNTER of Polk

H-8260

Amend Senate File 2342, as amended, passed, and reprinted by the Senate, as follows:

1. Page 17, after line 31 by inserting:

<DIVISION ___

SCHOOL DISTRICT REDISTRICTING

Sec. ___. Section 275.23A, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. All director district boundaries shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census and, wherever possible, shall follow precinct boundaries. <u>In addition, the most recent boundary of the school district as determined by the United States bureau of the census shall be used in creating director districts.</u>>

2. By renumbering as necessary.

HUNTER of Polk

H-8261

Amend Senate File 2342, as amended, passed, and reprinted by the Senate, as follows:

1. Page 17, after line 31 by inserting:

<DIVISION ___

ELECTRONIC VOTER REGISTRATION

Sec. ___. Section 39A.2, subsection 1, paragraph a, subparagraph (2), Code 2014, is amended to read as follows:

(2) Falsely swears to an oath required pursuant to section 48A.7A <u>or section 48A.8A</u>.

Sec. ___. <u>NEW SECTION.</u> **48A.8A Electronic registration.**

1. An eligible elector may apply to register to vote by electronic means by completing and submitting an electronic voter registration form provided through the state commissioner of elections' internet site. A commissioner of registration's internet site may provide an electronic link to the electronic voter registration form provided under this subsection.

2. An electronic voter registration form completed pursuant to this section shall require that a

22 registrant:
23 *a.* Provide the information as required pursuant to
24 section 48A.11.
25 *b.* Have an Iowa driver's license, Iowa
26 nonoperator's identification card, a social security
27 number, or an identification number provided pursuant
28 to section 48A.11, subsection 8.
29 *c.* Attest to a statement that lists each
30 eligibility requirement, that the registrant meets
31 all of the requirements, and requires the electronic
32 signature of the registrant, consistent with electronic
33 signatures as defined in section 554D.103.
34 *d.* Sign the electronic voter registration form in a
35 manner consistent with electronic signatures as defined
36 in section 554D.103.
37 *e.* Affirmatively authorize the state commissioner
38 of elections to use the registrant's signature obtained
39 from the department of transportation or from a
40 commissioner of registration for voter registration
41 purposes.
42 *f.* In order for a registrant to register under
43 this section, the state commissioner of elections
44 shall verify that the Iowa driver's license number,
45 Iowa nonoperator's identification card number, last
46 four numerals of the registrant's social security
47 number, or the unique identifying number, and date of
48 birth provided by the registrant match the information
49 contained in department of transportation records or in
50 commissioner of registration records.

Page 2

1 3. *a.* The department of transportation shall, upon
2 request, provide to the state commissioner of elections
3 a copy of the registrant's signature in electronic
4 format, if the registrant's signature is on record with
5 the department of transportation.
6 *b.* A commissioner of registration shall, upon
7 request, provide to the state commissioner of elections
8 a copy of the registrant's signature in electronic
9 format, if the registrant's signature is accepted
10 and on record with the commissioner of registration
11 pursuant to section 48A.13.
12 4. *a.* The state commissioner of elections
13 shall transmit to the appropriate commissioner
14 of registration a registrant's completed voter
15 registration form and electronic signature not later
16 than five business days after the date of electronic
17 submission of the form by the registrant.
18 *b.* The state commissioner of elections shall
19 notify the registrant by mail within five business
20 days if a copy of the registrant's signature cannot

21 be obtained by the state commissioner of elections
22 in electronic format pursuant to subsection 3. The
23 state commissioner of elections shall include a voter
24 registration form with the notice.
25 5. A voter registration form completed under this
26 section shall be accompanied by the following statement
27 featured prominently on the internet site in boldface
28 capital letters:
29 WARNING: I UNDERSTAND THAT ANY FALSE STATEMENT IN
30 THIS OATH IS A CLASS "D" FELONY PUNISHABLE BY NO MORE
31 THAN FIVE YEARS IN CONFINEMENT AND A FINE OF AT LEAST
32 SEVEN HUNDRED FIFTY DOLLARS BUT NOT MORE THAN SEVEN
33 THOUSAND FIVE HUNDRED DOLLARS.
34 6. An eligible elector who registers pursuant
35 to this section and who has not previously voted
36 in an election for federal office in the county of
37 registration shall be treated as a registrant by mail
38 and is subject to the provisions of section 48A.8,
39 subsections 2 through 4.
40 Sec. ___. Section 48A.27, subsection 2, paragraph
41 a, Code 2014, is amended by adding the following new
42 subparagraph:
43 NEW SUBPARAGRAPH. (6) A voter registration form
44 submitted as provided in section 48A.8A.
45 Sec. ___. EFFECTIVE DATE. This division of this
46 Act takes effect January 1, 2015.>
47 2. Title page, line 4, after <matters,> by
48 inserting <including penalties,>
49 3. By renumbering as necessary.

HUNTER of Polk

H-8262

1 Amend Senate File 2342, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 17, after line 31 by inserting:
4 <DIVISION ___
5 LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATION
6 Sec. ___. LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM
7 —— SUPPLEMENTAL APPROPRIATION. There is appropriated
8 from the general fund of the state to the division of
9 community action agencies of the department of human
10 rights for the fiscal year beginning July 1, 2013, and
11 ending June 30, 2014, the following amount, or so much
12 thereof as is necessary, to be used for the purpose
13 designated:
14 To supplement the appropriation made for the
15 low-income home energy assistance program in 2013 Iowa
16 Acts, chapter 136, section 10:
17 ..... $ 2,000,000
18 Sec. ___. EFFECTIVE UPON ENACTMENT. This division

of this Act, being deemed of immediate importance, takes effect upon enactment.>

2. By renumbering as necessary.

RIDING of Polk

H-8263

Amend Senate File 2342, as amended, passed, and reprinted by the Senate, as follows:

1. Page 17, after line 33 by inserting:

<Sec. ___. NEW SECTION. **22.13A Personnel settlement agreements —— executive branch employers.**

1. For purposes of this section:

a. "Executive branch employer" means the executive branch of state government, which includes any unit of state government, including but not limited to an authority, board, commission, committee, council, department, or independent agency as defined in section 7E.4, each principal central department enumerated in section 7E.5; the office of the governor; and the office of an elective constitutional or statutory officer.

b. "Personnel settlement agreement" means a binding legal agreement between an employee and the employee's executive branch employer to resolve a personnel dispute including but not limited to a grievance. *"Personnel settlement agreement"* does not include an initial decision by an employee's immediate supervisor concerning a personnel dispute or grievance.

2. *a.* For personnel settlement agreements with an employee of an executive branch employer, excluding an employee of an elective constitutional or statutory officer or an employee of the state board of regents or institution under the control of the state board of regents, the personnel settlement agreement shall, to the extent consistent with any provision of an applicable collective bargaining agreement, be reviewed and approved as to form by the attorney general or by the attorney general's designee, and approved by the director of the department of management, the director of the department of administrative services, and the head of the agency involved with the matter at issue.

b. For personnel settlement agreements with an employee of the state board of regents or institution under the control of the state board of regents, the personnel settlement agreement shall, to the extent consistent with any provision of an applicable collective bargaining agreement, be reviewed and approved as to form by the attorney general or by the attorney general's designee, and approved by the executive director of the state board of regents and

45 the head of the institution involved with the matter
46 at issue.
47 *c.* For personnel settlement agreements with an
48 employee of an elective constitutional or statutory
49 officer, the personnel settlement agreement shall,
50 to the extent consistent with any provision of an

Page 2

1 applicable collective bargaining agreement, be reviewed
2 and approved as to form by the attorney general or by
3 the attorney general's designee, and approved by the
4 applicable elected constitutional or statutory officer.
5 *d.* For personnel settlement agreements with an
6 employee of an executive branch employer subject to
7 review and approval pursuant to the requirements of a
8 collective bargaining agreement that are inconsistent
9 with the requirements of this subsection, a report on
10 the personnel settlement agreement shall be provided to
11 those persons who would otherwise review or approve the
12 personnel settlement agreement for that employee.
13 3. Personnel settlement agreements shall not
14 contain any confidentiality or nondisclosure provision
15 that attempts to prevent the disclosure of the
16 personnel settlement agreement.
17 4. All personnel settlement agreements shall be
18 made easily accessible to the public on an internet
19 site maintained as follows:
20 *a.* For personnel settlement agreements with an
21 employee of an executive branch employer, excluding an
22 employee of an elective constitutional or statutory
23 officer or an employee of the state board of regents
24 or institution under the control of the state board of
25 regents, by the department of administrative services.
26 *b.* For personnel settlement agreements with an
27 employee of the state board of regents or institution
28 under the control of the state board of regents, by the
29 state board of regents.
30 *c.* For personnel settlement agreements with an
31 employee of an elective constitutional or statutory
32 officer, by the applicable elected constitutional or
33 statutory officer.>
34 2. Page 18, by striking lines 28 and 29 and
35 inserting:
36 <Sec. ___. APPLICABILITY. The following provision
37 of this division of this Act applies retroactively to
38 July 1, 2013:
39 1. The provision of this division of this Act
40 making an appropriation to the auditor of state.>
41 3. By renumbering as necessary.

HUNTER of Polk

H-8264

1 Amend Senate File 2342, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 17, after line 31 by inserting:
4 <DIVISION ___
5 IOWA PRODUCTS
6 Sec. ___. IOWA PRODUCTS. As a condition of
7 receiving an appropriation, any agency appropriated
8 moneys pursuant to this 2014 Act shall give first
9 preference when purchasing a product to an Iowa product
10 or a product produced by an Iowa-based business.
11 Second preference shall be given to a United States
12 product or a product produced by a business based in
13 the United States.>
14 2. By renumbering as necessary.

BEARINGER of Fayette

H-8265

1 Amend the amendment, H-8250, to Senate File 2349,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 2, by striking lines 19 and 20 and
5 inserting:
6 <b. For construction improvement projects for Iowa
7 national guard installations and readiness centers to
8 support operations and training requirements:>
9 2. By renumbering as necessary.

ALONS of Sioux
COHOON of Des Moines
HUSEMAN of Cherokee

H-8266

1 Amend the amendment, H-8250, to Senate File 2349,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. By striking page 11, line 49, through page 13,
5 line 6.
6 2. By renumbering as necessary.

MEYER of Polk

H-8267

1 Amend the amendment, H-8250, to Senate File 2349,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 2, after line 13 by inserting:

5 <e. For deposit in the southern Iowa development
6 and conservation fund created in section 161D.12,
7 notwithstanding section 8.57, subsection 5, paragraph
8 "c":
9 FY 2014-2015:
10 ..... $ 250,000
11 Of the amount allocated in this lettered paragraph,
12 not more than 10 percent of the moneys appropriated in
13 this paragraph may be used for administrative costs.>
14 2. By renumbering as necessary.

GASKILL of Wapello

H-8268

1 Amend the amendment, H-8250, to Senate File 2349,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 2, line 10, by striking <parks,> and
5 inserting <parks and that support the celebration
6 of the twenty-fifth anniversary of the resource
7 enhancement and protection program with local events
8 involving, if possible, co-sponsors from each county in
9 the state,>
10 2. Page 2, line 13, by striking <2,000,000> and
11 inserting <2,650,000>
12 3. Page 2, after line 13 by inserting: <Of the
13 amount appropriated in this lettered paragraph,
14 $650,000 shall be used for costs associated with
15 sponsoring or co-sponsoring public events with partner
16 organizations that commemorate the twenty-fifth
17 anniversary of the resource enhancement and protection
18 program, pursuant to 2014 Iowa Acts, House Resolution
19 119, if passed.>
20 4. By renumbering as necessary.

ISENHART of Dubuque

H-8269

1 Amend the amendment, H-8250, to Senate File 2349,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 6, after line 10 by inserting:
5 <DIVISION ___
6 IOWA COMMUNICATIONS NETWORK —— CONTRACTS
7 Sec. ___. IOWA COMMUNICATIONS NETWORK ——
8 AUTHORIZATION FOR CONTRACTS. Pursuant to section
9 8D.11, subsection 1, paragraph "a", the general
10 assembly authorizes the Iowa telecommunications
11 and technology commission to enter into a contract
12 or contracts in excess of the contract limitation

amount established in section 8D.11, subsection 1, paragraph "c", for purposes of the commission's network managed services request for proposals process. This authorization applies for the duration of the commission's project and to all affected contracts associated with the project, whether or not the award is made to a single vendor or multiple vendors.>

2. Page 6, after line 12 by inserting:

<Sec. ___. 2007 Iowa Acts, chapter 219, section 2, as amended by 2011 Iowa Acts, chapter 133, section 32, 2012 Iowa Acts, chapter 1138, section 10, and 2013 Iowa Acts, chapter 142, section 40, is amended to read as follows:

SEC. 2. REVERSION.

1. Except as provided in subsection 2 and notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2007, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2010, or until the project for which the appropriation was made is completed, whichever is earlier.

2. a. Notwithstanding section 8.33, moneys appropriated in section 1, subsection 1, paragraphs "a" and "f" of this division of this Act that remain unencumbered or unobligated at the close of the fiscal year for which they were appropriated shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, ~~2013~~ 2014, or until the project for which the appropriation was made is completed, whichever is earlier.

b. The department of administrative services is authorized to provide for the disposition and relocation of structures located at 707 east locust and 709 east locust, Des Moines, Iowa, in a manner as

Page 2

deemed appropriate by the department. The disposition of the structures, if possible, shall be completed in a manner that reduces or eliminates the costs of the state associated with the removal of the structures from their current locations. Any amount received from the disposition of the structures as permitted under this section shall be retained by the department to pay for improvement costs associated with the restoration of the west capitol terrace. The department, if unable to otherwise dispose of the structures, is authorized to demolish the structures using other appropriate

funding available to the department.>

3. By renumbering as necessary.

HUSEMAN of Cherokee

H-8270

Amend the amendment, H-8250, to Senate File 2349, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, line 2, by striking <2,000,000> and inserting <1,000,000>

2. Page 2, after line 2 by inserting:

<0c. For a river and waterway restoration program to provide numerous benefits to water quality and wildlife habitat in Iowa:

FY 2014-2015:

..... $ 1,000,000

Of the amount appropriated in this lettered paragraph, $300,000 shall be used to consult with the department of agriculture and land stewardship and other involved entities to develop a plan that builds upon current and emergent efforts and related programs to identify and facilitate meaningful and effective river restoration priorities and $700,000 shall be used to fund demonstration projects on a cost-share basis with watershed management authorities or other local governments and local landowners or watershed groups to achieve outcomes addressing a range of restoration needs and opportunities.>

3. By renumbering as necessary.

ISENHART of Dubuque
RUFF of Clayton

H-8271

Amend House File 2466 as follows:

1. Page 2, by striking lines 15 through 17 and inserting <assessment procedures for section 42 property is irrevocable. Property that is withdrawn from the assessment procedures for section 42 property shall be classified and assessed as multiresidential property unless the property otherwise fails to meet the requirements of section 441.21, subsection 13. Upon adoption of uniform rules by the department>

2. Page 2, after line 26 by inserting:

<Sec. ___. Section 441.21, subsection 13, paragraph d, as enacted by 2013 Iowa Acts, chapter 123, section 28, is amended to read as follows:

d. ~~In no case, however, shall property~~ Property that is rented or leased to low-income individuals and

16 families as authorized by section 42 of the Internal
17 Revenue Code, and that ~~is subject to assessment~~
18 ~~procedures relating to section 42 property under~~
19 ~~section 441.21,~~ has not been withdrawn from section
20 42 assessment procedures under subsection 2 of this
21 section, or a hotel, motel, inn, or other building
22 where rooms or dwelling units are usually rented
23 for less than one month shall not be classified as
24 multiresidential property under this subsection.>

HAGENOW of Polk

H-8272

1 Amend the amendment, H-8248, to Senate File 2347,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, after line 2 by inserting:
5 <___. Page 2, by striking line 30 and inserting
6 <2,330,488>>
7 2. Page 1, after line 4 by inserting:
8 <___. Page 4, by striking line 8 and inserting
9 <50,349,986>
10 ___. Page 4, by striking line 13 and inserting
11 <1,976,000>>
12 3. Page 1, by striking lines 26 through 40.
13 4. Page 1, by striking lines 43 through 48 and
14 inserting:
15 <___. Page 34, after line 28 by inserting:
16 <DIVISION ___
17 SUPPLEMENTAL AND OTHER APPROPRIATIONS —— TUITION
18 REDUCTION
19 DEPARTMENT OF EDUCATION
20 Sec. ___. DEPARTMENT OF EDUCATION. There is
21 appropriated from the general fund of the state to the
22 department of education for the fiscal year beginning
23 July 1, 2014, and ending June 30, 2015, the following
24 amount, or so much thereof as is necessary, to be used
25 for the purposes designated:
26 COMMUNITY COLLEGES. For reducing the resident
27 tuition rates at the community colleges for the
28 2014-2015 fiscal year:
29 ..... $ 8,050,986
30 The moneys appropriated in this subsection shall
31 be allocated pursuant to the formula established in
32 section 260C.18C. Each community college shall use
33 the amount received in accordance with this section
34 to reduce the resident tuition rate for fiscal year
35 2014-2015.
36 STATE BOARD OF REGENTS
37 Sec. ___. There is appropriated from the general
38 fund of the state to the state board of regents for the
39 fiscal year beginning July 1, 2014, and ending June 30,

40 2015, the following amounts, or so much thereof as is
41 necessary, to supplement appropriations made for the
42 following designated purposes:
43 1. STATE UNIVERSITY OF IOWA —— GENERAL UNIVERSITY,
44 INCLUDING LAKESIDE LABORATORY
45 For salaries, support, maintenance, equipment,
46 financial aid, and miscellaneous purposes, in addition
47 to any other moneys appropriated to the state board of
48 regents for these purposes:
49 ..... $ 13,636,920
50 From the moneys appropriated in this subsection,

Page 2

1 $9,236,920 shall be used to reduce the university's
2 resident undergraduate base tuition rates approved by
3 the state board for fiscal year 2014-2015 at the state
4 board's December 4, 2013, meeting.
5 2. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
6 For reducing the university's resident undergraduate
7 base tuition rate approved by the state board for
8 fiscal year 2014-2015 at the state board's December 4,
9 2013, meeting:
10 ..... $ 7,237,832
11 3. UNIVERSITY OF NORTHERN IOWA
12 For reducing the university's resident undergraduate
13 base tuition rate approved by the state board for
14 fiscal year 2014-2015 at the state board's December 4,
15 2013, meeting:
16 ..... $ 3,638,069>>
17 5. By renumbering as necessary.

WINCKLER of Scott
ANDERSON of Polk
COHOON of Des Moines
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
KEARNS of Lee
KRESSIG of Black Hawk
LUNDBY of Linn
MURPHY of Dubuque
OURTH of Warren
RUFF of Clayton
M. SMITH of Marshall
STECKMAN of Cerro Gordo
THOMAS of Clayton
WOLFE of Clinton

ABDUL-SAMAD of Polk
BERRY of Black Hawk
DAWSON of Woodbury
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
KELLEY of Jasper
LENSING of Johnson
MASCHER of Johnson
T. OLSON of Linn
PRICHARD of Floyd
RUNNING-MARQUARDT of Linn
STAED of Linn
STUTSMAN of Johnson
WESSEL-KROESCHELL of Story
WOOD of Scott

H-8273

1 Amend Senate File 2347, as amended, passed, and

reprinted by the Senate, as follows:

1. Page 26, after line 30 by inserting:

<Sec. ___. Section 257.8, subsection 1, Code 2014, is amended to read as follows:

1. *State percent of growth.* ~~The state percent of growth for the budget year beginning July 1, 2012, is two percent.~~ The state percent of growth for the budget year beginning July 1, 2013, is two percent. The state percent of growth for the budget year beginning July 1, 2014, is four percent. The state percent of growth for the budget year beginning July 1, 2015, is six percent. The state percent of growth for each subsequent budget year shall be established by statute which shall be enacted within thirty days of the submission in the year preceding the base year of the governor's budget under section 8.21. The establishment of the state percent of growth for a budget year shall be the only subject matter of the bill which enacts the state percent of growth for a budget year.>

2. Page 34, after line 28 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act amending section 257.8, subsection 1.>

3. Title page, line 5, by striking <matters> and inserting <matters, and including effective date provisions>

4. By renumbering as necessary.

STECKMAN of Cerro Gordo	ABDUL-SAMAD of Polk
ANDERSON of Polk	BEARINGER of Fayette
BERRY of Black Hawk	COHOON of Des Moines
DAWSON of Woodbury	DUNKEL of Dubuque
GAINES of Polk	GASKILL of Wapello
HALL of Woodbury	HANSON of Jefferson
HUNTER of Polk	ISENHART of Dubuque
KEARNS of Lee	KELLEY of Jasper
KRESSIG of Black Hawk	LENSING of Johnson
LUNDBY of Linn	LYKAM of Scott
MUHLBAUER of Crawford	MURPHY of Dubuque
OLDSON of Polk	OURTH of Warren
PRICHARD of Floyd	RUFF of Clayton
M. SMITH of Marshall	STAED of Linn
THEDE of Scott	WINCKLER of Scott
WOLFE of Clinton	WOOD of Scott

H-8274

Amend Senate File 2347, as amended, passed, and reprinted by the Senate, as follows:

1. Page 37, after line 13 by inserting:

<DIVISION ___

STATEWIDE PRESCHOOL PROGRAM PROVISIONS

Sec. ___. Section 256C.3, subsection 3, paragraph h, Code 2014, is amended to read as follows:

h. Provision for ensuring that children receiving care from other child care arrangements can participate in the preschool program with minimal disruption due to transportation and movement from one site to another. The children participating in the preschool program may be transported by the school district to activities associated with the program along with other children.

Sec. ___. Section 256C.3, subsection 3, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *i.* A requirement that children with a family income at or below one hundred thirty percent of the federal poverty level, as defined by the most recently revised poverty income guidelines published by the United States department of health and human services, shall not be subject to additional tuition, fees, or other charges for added preschool time or other preschool-related services provided in addition to the minimum hours of instruction provided in accordance with paragraph *"f"*.

Sec. ___. Section 256C.3, subsection 4, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *e.* Development and implementation of a plan for the school district's preschool program to have sufficient capacity to operate without a waiting list for school budget years beginning on or after July 1, 2017.

Sec. ___. Section 256C.4, subsection 1, paragraphs g and h, Code 2014, are amended to read as follows:

g. For the fiscal year beginning July 1, ~~2011~~ 2014, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not more than five percent may be used by the school district for administering the district's approved local program. Outreach activities and rent for facilities not owned by the school district are permissive uses of the administrative funds.

h. For the fiscal year beginning July 1, ~~2012~~ 2014, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not less than ninety-five percent of the per pupil amount shall be passed through to a community-based

provider for each pupil enrolled in the district's

approved local program. For the fiscal year beginning July 1, ~~2011~~ 2014, and each succeeding fiscal year, not more than ~~five~~ ten percent of the amount of preschool foundation aid passed through to a community-based provider may be used by the community-based provider for administrative costs. The costs of outreach activities and rent for facilities not owned by the school district are permissive administrative costs. The costs of transportation involving children participating in the preschool program and other children may be prorated.

Sec. ___. Section 256C.4, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The enrollment count of eligible students shall not include a child who is included in the enrollment count determined under section 257.6 or a child who is served by ~~a~~ an existing preschool program already receiving state or federal funds for the purpose of ~~the provision of~~ providing four-year-old preschool programming while the child is being served by the existing program. ~~Such preschool programming~~ However, the enrollment count of eligible students may include a child being served by an existing preschool program if the preschool programming in the existing program has been enhanced as a result of preschool program expansion incentive state aid provided under section 256C.7. For the purposes of this chapter an *"existing preschool program"* includes but is not limited to shared visions and other child development assistance programs provided under chapter 256A and section 279.51, special education programs provided under section 256B.9, school ready children grant programs and other programs provided under chapter 256I, and federal head start programs and the services funded by Tit. I of the federal Elementary and Secondary Education Act of 1965.

Sec. ___. Section 256C.5, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

For the purposes of this ~~section and section 256C.4~~ chapter, unless the context otherwise requires:

Sec. ___. NEW SECTION. **256C.7 Preschool program expansion incentive.**

1. For the purposes of this section, unless the context otherwise requires:

a. "Base incentive enrollment" means the average of the actual enrollments of eligible students in the preschool programming provided by a school district on October 1, 2011, October 1, 2012, and October 1, 2013.

b. "Incentive period" means the budget years

Page 3

1 beginning July 1, 2015, July 1, 2016, and July 1, 2017.
2 *c. "Incentive enrollment"* means the amount by which
3 the actual enrollment of eligible students in the
4 preschool programming provided by a school district
5 on October 1 of the base year exceeds the school
6 district's base incentive enrollment.
7 *d. "Incentive state aid"* means the product of twenty
8 percent of the regular program state cost per pupil for
9 the budget year multiplied by the school district's
10 incentive enrollment in the base year.
11 2. *a.* A preschool program expansion incentive
12 is established in accordance with this section. In
13 order to be eligible for the incentive, a school
14 district must develop and implement a preschool
15 program expansion plan, approved by the department, to
16 expand enrollment of eligible students in the school
17 district's preschool programming. In addition, the
18 school district shall work with existing preschool
19 program providers to expand hours and otherwise enhance
20 the preschool programming available to the children
21 participating in the programs. The plan's goal
22 shall be that by the end of the incentive period the
23 district's preschool programming will be available
24 without a waiting list to each child wanting to enroll
25 in the programming. After completion of the incentive
26 period, the department shall analyze the growth in
27 access to the preschool program and enhancements made
28 in preschool programming as a result of the incentive,
29 including in the programs provided directly by school
30 districts and in those offered in partnership with
31 community providers. The department shall submit
32 a report to the general assembly that shall include
33 identification of progress made toward the incentive
34 program's goals and documentation of collaboration
35 efforts made with input from participating families,
36 early care providers, and community partners.
37 *b.* The elements addressed in the preschool program
38 expansion plan shall include but are not limited to the
39 following:
40 (1) How the school district will work in
41 collaboration with participating families, early care
42 providers, and community partners, as described in
43 section 256C.3, subsection 3, to provide the preschool
44 programming in as convenient and cost-effective
45 a manner as possible for the families of the
46 four-year-old children who are eligible for the
47 programming.
48 (2) A specification of the roles of the early care
49 providers and community partners in support of the
50 expansion plan.

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1 (3) A delineation of the specific steps for
2 expanding hours and otherwise enhancing the preschool
3 programming available to the children participating in
4 the existing preschool programs located in the school
5 district.
6 (4) Identification of specific outcomes and
7 progress measures for the expansion plan.
8 (5) Detailed plans for contacting and soliciting
9 enrollment of eligible students, particularly from
10 low-income families, non-English speaking families, and
11 families from ethnic and racial groups underrepresented
12 in the district's preschool program enrollment.
13 3. The department of education shall provide
14 required elements and recommend best practices for
15 outreach and program expansion under the incentive,
16 including expansion plan models that school districts
17 may consider in developing their local expansion plans,
18 and including but not limited to submission provisions,
19 annual updates, and documentation of collaboration
20 efforts with and input from participating families,
21 early care providers, and community partners.
22 4. During the incentive period, in addition to the
23 regular preschool foundation aid based on the preschool
24 budget enrollment, the school district implementing a
25 preschool expansion plan approved by the department
26 shall receive incentive state aid based on the
27 district's incentive enrollment. The incentive state
28 aid shall be paid as part of the state aid payments
29 made to school districts in accordance with section
30 257.16.
31 5. A school district shall utilize its incentive
32 state aid to defray increases in costs in connection
33 with the school district's preschool program expansion
34 plan. Such costs shall include but are not limited
35 to renovation and other facility costs connected with
36 expansion, outreach, one-time expenses, and other costs
37 identified as eligible by the department.
38 Sec. ___. Section 257.16, Code 2014, is amended by
39 adding the following new subsection:
40 NEW SUBSECTION. 1A. For the fiscal years in which
41 the preschool program expansion incentive applies in
42 accordance with section 256C.7, the appropriation made
43 in subsection 1 shall include the amount necessary to
44 pay incentive state aid in accordance with section
45 256C.7. This subsection is repealed on July 1, 2018.
46 Sec. ___. STATE MANDATE FUNDING SPECIFIED. In
47 accordance with section 25B.2, subsection 3, the state
48 cost of requiring compliance with any state mandate
49 included in this division of this Act shall be paid
50 by a school district from state school foundation

Page 5

1 aid received by the school district under section
2 257.16. This specification of the payment of the
3 state cost shall be deemed to meet all of the state
4 funding-related requirements of section 25B.2,
5 subsection 3, and no additional state funding shall be
6 necessary for the full implementation of this division
7 of this Act by and enforcement of this division of this
8 Act against all affected school districts.>
9 2. By renumbering as necessary.

STECKMAN of Cerro Gordo
ANDERSON of Polk
BERRY of Black Hawk
DAWSON of Woodbury
GASKILL of Wapello
HANSON of Jefferson
ISENHART of Dubuque
KELLEY of Jasper
LUNDBY of Linn
MUHLBAUER of Crawford
OLDSON of Polk
PRICHARD of Floyd
M. SMITH of Marshall
STUTSMAN of Johnson
WINCKLER of Scott
WOOD of Scott
ABDUL-SAMAD of Polk
BEARINGER of Fayette
COHOON of Des Moines
DUNKEL of Dubuque
HALL of Woodbury
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
LYKAM of Scott
MURPHY of Dubuque
OURTH of Warren
RUFF of Clayton
STAED of Linn
THEDE of Scott
WOLFE of Clinton

H-8275

1 Amend Senate File 2347, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 11, by striking line 23 and inserting
4 <66,791,351>
5 2. Page 31, line 20, by striking <d, and f> and
6 inserting <and d>
7 3. Page 33, by striking lines 2 through 10.
8 4. By renumbering as necessary.

STECKMAN of Cerro Gordo

H-8276

1 Amend the amendment, H-8228, to Senate File 2342,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, by striking lines 3 through 25 and
5 inserting:
6 <___. Page 17, by striking lines 22 through 29.
7 ___. Page 17, after line 31 by inserting:
8 <DIVISION ___

9 UNCLAIMED LIFE INSURANCE DEATH BENEFITS
10 Sec. ___. NEW SECTION. **507B.4C Unclaimed life**
11 **insurance.**
12 1. *Purpose.* The purpose of this section is to
13 require complete and proper disclosure, transparency,
14 and accountability relating to any method of payment
15 for life insurance death benefits regulated by the
16 commissioner.
17 2. *Definitions.* As used in this section, unless
18 the context otherwise requires:
19 *a. "Account owner"* means the owner of a retained
20 asset account who is a resident of this state.
21 *b. "Annuity"* means an annuity contract issued in
22 this state. *"Annuity"* does not include any annuity
23 contract used to fund an employment-based retirement
24 plan or program where the insurer takes direction from
25 the plan sponsor or plan administrator.
26 *c. "Authorized person"* means a policy owner,
27 insured, annuity owner, annuitant, or account holder,
28 as applicable under a policy, annuity, or retained
29 asset account.
30 *d. "Death master file"* means the United States
31 social security administration's death master file
32 or any other database or service that is at least as
33 comprehensive as the United States social security
34 administration's death master file for determining that
35 a person has died.
36 *e. "Death master file match"* means a search of
37 the death master file that results in a match of an
38 authorized person's name and social security number or
39 an authorized person's name and date of birth.
40 *f. "Insurer"* means a life insurance company
41 regulated under chapter 508.
42 *g. "Policy"* means any policy or certificate of life
43 insurance issued in this state. *"Policy"* does not
44 include any of the following:
45 (1) A policy or certificate of life insurance which
46 provides a death benefit under an employee benefit
47 plan subject to the federal Employee Retirement Income
48 Security Act of 1974, Pub. L. No. 93-406, as codified
49 at 29 U.S.C. §1002 et seq.
50 (2) A policy or certificate of life insurance which

1 provides a death benefit under an employee benefit plan
2 subject to a federal employee benefit program.
3 (3) A policy or certificate of life insurance
4 which is used to fund a preneed plan for cemetery
5 merchandise, funeral merchandise, funeral services, or
6 a combination thereof.
7 (4) A policy or certificate of credit life or

accidental death insurance.

(5) A policy issued to a group master policyowner for which the insurer does not provide recordkeeping services.

h. "Recordkeeping services" means services provided by an insurer who has entered into an agreement with a group policy customer to be responsible for obtaining, maintaining, and administering in the insurer's own recordkeeping systems at least all of the following information about each individual insured under the insured's group insurance contract or a line of coverage thereunder:

(1) Social security number or name and date of birth.

(2) Beneficiary designation information.

(3) Coverage eligibility.

(4) Benefit amount.

(5) Premium payment status.

i. "Retained asset account" means an interest-bearing account set up by an insurer in the name of the beneficiary of a policy or annuity upon the death of the insured.

3. *Insurer duties.*

a. For any in-force policy, annuity, or retained asset account issued for delivery in this state for which the insurer has not previously been notified of a claim, an insurer shall perform a comparison of such policy, annuity, or retained asset account against the death master file, on at least a semiannual basis, to identify potential death master file matches.

(1) An insurer may comply with the requirements of this subsection by using the full death master file for the initial comparison and thereafter using the death master file update files for subsequent comparisons.

(2) Nothing in this section shall be interpreted to limit the right of an insurer to request a valid death certificate as part of any claims validation process.

b. If an insurer learns of the possible death of an authorized person through a death master file match or otherwise, the insurer shall, within ninety days, do all of the following:

(1) Complete a good faith effort, which shall be documented by the insurer, to confirm the death of the

authorized person against other available records and information.

(2) Review the insurer's records to determine whether the deceased authorized person had purchased any other products from the insurer.

(3) Determine whether benefits may be due in

7 accordance with the applicable policy, annuity, or
8 retained asset account.
9 (4) If the beneficiary or an authorized person
10 has not communicated with the insurer within the
11 ninety-day period, take reasonable steps, which shall
12 be documented by the insurer, to locate and contact any
13 beneficiary or other authorized person on the policy,
14 annuity, or retained asset account, including sending
15 the beneficiary or other authorized person information
16 regarding the insurer's claims process and regarding
17 the need to provide an official death certificate, if
18 applicable under the policy, annuity, or retained asset
19 account.
20 *c.* Every insurer shall implement procedures to
21 account for all of the following:
22 (1) Common nicknames, initials used in lieu of a
23 first or middle name, use of a middle name, compound
24 first and middle names, and interchanged first and
25 middle names.
26 (2) Compound last names, maiden or married names,
27 and hyphens, blank spaces, or apostrophes in last
28 names.
29 (3) Transposition of the month and date portions of
30 the date of birth.
31 (4) Incomplete social security numbers.
32 *d.* An insurer may disclose minimum necessary
33 personal information about a beneficiary or authorized
34 person to an individual or entity whom the insurer
35 reasonably believes may be able to assist the insurer
36 in locating the beneficiary or authorized person
37 entitled to payment of the claims proceeds.
38 *e.* An insurer or its service provider shall not
39 charge a beneficiary or authorized person any fees
40 or costs associated with a death master file search
41 conducted pursuant to this section.
42 *f.* The benefits from a policy, annuity, or retained
43 asset account, plus any applicable accrued interest,
44 shall first be payable to designated beneficiaries
45 or authorized persons, and in the event that the
46 beneficiaries or authorized persons cannot be found,
47 shall be reported and remitted to the state as
48 unclaimed property pursuant to chapters 556 and 633.
49 4. *Rules.* The commissioner shall adopt rules to
50 administer the provisions of this section.

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1 5. *Orders.* The commissioner may issue an order
2 doing any of the following:
3 *a.* Limiting the death master file comparisons
4 required under subsection 3, paragraph *"a"*, to an
5 insurer's electronic searchable files or approving a

6 plan and timeline for conversion of an insurer's files
7 to electronic searchable files.
8 *b.* Exempting an insurer from the death master file
9 comparisons required under subsection 3, paragraph *"a"*,
10 or permitting an insurer to perform such comparisons
11 less frequently than semiannually upon a demonstration
12 of financial hardship by the insurer.
13 *c.* Phasing in requirements for compliance with this
14 section according to a plan and timeline approved by
15 the commissioner.
16 6. *Unfair trade practice.* Failure to meet any
17 requirement of this section with such frequency as to
18 constitute a general business practice is an unfair
19 method of competition and an unfair or deceptive act
20 or practice in the business of insurance under this
21 chapter.
22 7. *Insurer unclaimed property reporting.*
23 *a.* If an insurer identifies a person as deceased
24 through a death master file match as described in
25 subsection 3, paragraph *"a"*, or other information
26 source, and validates such information through a
27 secondary information source, the insurer may report
28 and remit the proceeds of the policy, annuity, or
29 retained asset account due to the state prior to the
30 dates required for such reporting and remittance under
31 chapter 556, without further notice to or consent by
32 the state, after attempting to contact any beneficiary
33 under either of the following circumstances:
34 (1) The insurer is unable to locate a beneficiary
35 who is located in this state under the policy, annuity
36 contract, or retained asset account, after conducting
37 reasonable search efforts of up to one year after the
38 insurer's validation of the death master file match.
39 (2) No beneficiary or person, as applicable for
40 unclaimed property reporting purposes under chapter
41 556, has a last known address in this state.
42 *b.* Once the insurer has reported upon and remitted
43 the proceeds of the policy, annuity, or retained
44 asset account to the state pursuant to chapter 556,
45 the insurer is relieved from any and all additional
46 liability to any beneficiary or authorized person
47 relating to the proceeds reported upon and remitted.
48 Sec. ___. EFFECTIVE DATE. This division of this
49 Act takes effect July 1, 2015.>
50 ___. By striking page 17, line 34, through page 18,

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1 line 24, and inserting:>
2 2. Page 1, after line 33 by inserting:
3 <___. Title page, line 4, after <matters,> by
4 inserting <including penalties,>>

3. By renumbering as necessary.

WATTS of Dallas

H-8277

Amend House File 2450, as amended, passed, and reprinted by the House, as follows:

1. By striking everything after the enacting clause and inserting:

<DIVISION I

FY 2013-2014 —— APPROPRIATIONS

Section 1. 2013 Iowa Acts, chapter 139, section 3, subsection 1, paragraph a, is amended to read as follows:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 43,107,133

Of the amount appropriated in this paragraph, the department may use up to $500,000 for the remodel of the relocated John Bennett facility and the demolition of the existing farm bunkhouse adjacent to the newly constructed Fort Madison correctional facility. Notwithstanding section 8.33, moneys allocated in this unnumbered paragraph designated for the remodel and demolition that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for the purposes designated until the close of the succeeding fiscal year.

Sec. 2. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION II

FY 2014-2015 —— APPROPRIATIONS

Sec. 3. 2013 Iowa Acts, chapter 139, section 19, is amended to read as follows:

SEC. 19. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, office of drug control policy prosecuting attorney program, and odometer fraud enforcement, and for not more than the following full-time equivalent positions:

..... $ ~~3,983,965~~

47 8,164,905
48 ..... FTEs 214.00
49 It is the intent of the general assembly that as
50 a condition of receiving the appropriation provided

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1 in this lettered paragraph, the department of justice
2 shall maintain a record of the estimated time incurred
3 representing each agency or department.
4 b. For victim assistance grants:
5 ..... $ ~~3,367,200~~
6 6,734,400
7 The funds appropriated in this lettered paragraph
8 shall be used to provide grants to care providers
9 providing services to crime victims of domestic abuse
10 or to crime victims of rape and sexual assault.
11 The balance of the victim compensation fund
12 established in section 915.94 may be used to provide
13 salary and support of not more than 24 FTEs and
14 to provide maintenance for the victim compensation
15 functions of the department of justice.
16 The department of justice shall transfer at least
17 $150,000 from the victim compensation fund established
18 in section 915.94 to the victim assistance grant
19 program.
20 Notwithstanding section 8.33, moneys appropriated
21 in this paragraph "b" that remain unencumbered or
22 unobligated at the close of the fiscal year shall not
23 revert but shall remain available for expenditure for
24 the purposes designed until the close of the succeeding
25 fiscal year.
26 c. For legal services for persons in poverty grants
27 as provided in section 13.34:
28 ..... $ ~~1,090,281~~
29 2,400,000
30 2. a. The department of justice, in submitting
31 budget estimates for the fiscal year commencing July
32 1, 2015, pursuant to section 8.23, shall include a
33 report of funding from sources other than amounts
34 appropriated directly from the general fund of the
35 state to the department of justice or to the office of
36 consumer advocate. These funding sources shall include
37 but are not limited to reimbursements from other state
38 agencies, commissions, boards, or similar entities, and
39 reimbursements from special funds or internal accounts
40 within the department of justice. The department of
41 justice shall also report actual reimbursements for the
42 fiscal year commencing July 1, 2013, and actual and
43 expected reimbursements for the fiscal year commencing
44 July 1, 2014.
45 b. The department of justice shall include the

46 report required under paragraph "a", as well as
47 information regarding any revisions occurring as a
48 result of reimbursements actually received or expected
49 at a later date, in a report to the co-chairpersons
50 and ranking members of the joint appropriations

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1 subcommittee on the justice system and the legislative
2 services agency. The department of justice shall
3 submit the report on or before January 15, 2015.
4 Sec. 4. 2013 Iowa Acts, chapter 139, section 20, is
5 amended to read as follows:
6 SEC. 20. OFFICE OF CONSUMER ADVOCATE. There is
7 appropriated from the department of commerce revolving
8 fund created in section 546.12 to the office of
9 consumer advocate of the department of justice for the
10 fiscal year beginning July 1, 2014, and ending June 30,
11 2015, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:
13 For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:
16 ..... $ ~~1,568,082~~
17 3,137,588
18 ..... FTEs 22.00
19 Sec. 5. 2013 Iowa Acts, chapter 139, section 21, is
20 amended to read as follows:
21 SEC. 21. DEPARTMENT OF CORRECTIONS —— FACILITIES.
22 1. There is appropriated from the general fund of
23 the state to the department of corrections for the
24 fiscal year beginning July 1, 2014, and ending June
25 30, 2015, the following amounts, or so much thereof as
26 is necessary, to be used for the operation of adult
27 correctional institutions, reimbursement of counties
28 for certain confinement costs, and federal prison
29 reimbursement, to be allocated as follows:
30 a. For the operation of the Fort Madison
31 correctional facility, including salaries, support,
32 maintenance, and miscellaneous purposes:
33 ..... $ ~~21,553,567~~
34 43,021,602
35 b. For the operation of the Anamosa correctional
36 facility, including salaries, support, maintenance, and
37 miscellaneous purposes:
38 ..... $ ~~16,460,261~~
39 33,668,253
40 It is the intent of the general assembly that the
41 department of corrections maintain and operate the
42 Luster Heights prison camp.
43 c. For the operation of the Oakdale correctional
44 facility, including salaries, support, maintenance, and

45 miscellaneous purposes:
46 ..... $ ~~29,275,062~~
47 59,240,786
48 d. For the operation of the Newton correctional
49 facility, including salaries, support, maintenance, and
50 miscellaneous purposes:

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1 ..... $ ~~13,563,645~~
2 27,572,108
3 e. For the operation of the Mt. Pleasant
4 correctional facility, including salaries, support,
5 maintenance, and miscellaneous purposes:
6 ..... $ ~~12,405,714~~
7 25,360,135
8 f. For the operation of the Rockwell City
9 correctional facility, including salaries, support,
10 maintenance, and miscellaneous purposes:
11 ..... $ ~~4,835,574~~
12 9,836,353
13 g. For the operation of the Clarinda correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:
16 ..... $ ~~12,620,808~~
17 25,933,430
18 Moneys received by the department of corrections as
19 reimbursement for services provided to the Clarinda
20 youth corporation are appropriated to the department
21 and shall be used for the purpose of operating the
22 Clarinda correctional facility.
23 h. For the operation of the Mitchellville
24 correctional facility, including salaries, support,
25 maintenance, and miscellaneous purposes:
26 ..... $ ~~10,802,018~~
27 22,045,970
28 i. For the operation of the Fort Dodge correctional
29 facility, including salaries, support, maintenance, and
30 miscellaneous purposes:
31 ..... $ ~~14,932,616~~
32 30,097,648
33 j. For reimbursement of counties for temporary
34 confinement of work release and parole violators, as
35 provided in sections 901.7, 904.908, and 906.17, and
36 for offenders confined pursuant to section 904.513:
37 ..... $ ~~537,546~~
38 1,075,092
39 k. For federal prison reimbursement, reimbursements
40 for out-of-state placements, and miscellaneous
41 contracts:
42 ..... $ ~~242,206~~
43 484,411

2. The department of corrections shall use moneys appropriated in subsection 1 to continue to contract for the services of a Muslim imam and a Native American spiritual leader.

Sec. 6. 2013 Iowa Acts, chapter 139, section 22, is amended to read as follows:

SEC. 22. DEPARTMENT OF CORRECTIONS ——

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ADMINISTRATION. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For general administration, including salaries, support, maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes:

..... $ ~~2,540,791~~
5,068,010

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

c. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not, except as otherwise provided in paragraph "b", enter into a new contract, unless the contract is a renewal of an existing contract, for the expenditure of moneys in excess of $100,000 during the fiscal year beginning July 1, 2014, for the privatization of services performed by the department using state

43 employees as of July 1, 2014, or for the privatization
44 of new services by the department without prior
45 consultation with any applicable state employee
46 organization affected by the proposed new contract and
47 prior notification of the co-chairpersons and ranking
48 members of the joint appropriations subcommittee on the
49 justice system.
50 d. It is the intent of the general assembly

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1 that the department of corrections add additional
2 correctional officer positions to the current number
3 of correctional officer positions as of July 1,
4 2104, by adding six correctional officers at the
5 Fort Madison correctional facility, six correctional
6 officers at the Anamosa correctional facility, two
7 correctional officers at the Oakdale correctional
8 facility, two correctional officers at the Newton
9 correctional facility, seven correctional officers
10 at the Mount Pleasant correctional facility, two
11 correctional officers at the Rockwell City correctional
12 facility, four correctional officers at the Clarinda
13 correctional facility, two correctional officers
14 at the Mitchellville correctional facility, and two
15 correctional officers at the Fort Dodge correctional
16 facility.
17 2. For educational programs for inmates at state
18 penal institutions:
19 ..... $ ~~1,304,055~~
20 2,608,109
21 a. To maximize the funding for educational
22 programs, the department shall establish guidelines
23 and procedures to prioritize the availability of
24 educational and vocational training for inmates based
25 upon the goal of facilitating an inmate's successful
26 release from the correctional institution.
27 b. The director of the department of corrections
28 may transfer moneys from Iowa prison industries and the
29 canteen operating funds established pursuant to section
30 904.310, for use in educational programs for inmates.
31 c. Notwithstanding section 8.33, moneys
32 appropriated in this subsection that remain unobligated
33 or unexpended at the close of the fiscal year shall not
34 revert but shall remain available to be used only for
35 the purposes designated in this subsection until the
36 close of the succeeding fiscal year.
37 3. For the development of the Iowa corrections
38 offender network (ICON) data system:
39 ..... $ ~~1,000,000~~
40 2,000,000
41 4. For offender mental health and substance abuse

treatment:
..... $ ~~11,160~~
22,319
~~5. For viral hepatitis prevention and treatment:~~
~~..... $ 83,941~~
~~6. For operations costs and miscellaneous purposes:~~
~~..... $ 1,285,655~~
7. It is the intent of the general assembly that for the fiscal year addressed by this section the

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department of corrections shall continue to operate the correctional farms under the control of the department at the same or greater level of participation and involvement as existed as of January 1, 2011; shall not enter into any rental agreement or contract concerning any farmland under the control of the department that is not subject to a rental agreement or contract as of January 1, 2011, without prior legislative approval; and shall further attempt to provide job opportunities at the farms for inmates. The department shall attempt to provide job opportunities at the farms for inmates by encouraging labor-intensive farming or gardening where appropriate; using inmates to grow produce and meat for institutional consumption; researching the possibility of instituting food canning and cook-and-chill operations; and exploring opportunities for organic farming and gardening, livestock ventures, horticulture, and specialized crops.

Sec. 7. 2013 Iowa Acts, chapter 139, section 23, is amended to read as follows:

SEC. 23. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be allocated as follows:

a. For the first judicial district department of correctional services:
..... $ ~~7,049,543~~
14,753,977

It is the intent of the general assembly that the first judicial district department of correctional services maintain the drug courts operated by the district department.

b. For the second judicial district department of correctional services:
..... $ ~~5,435,213~~

11,500,661

It is the intent of the general assembly that the second judicial district department of correctional services establish and maintain two drug courts to be operated by the district department.

c. For the third judicial district department of correctional services:

..... $ ~~3,552,933~~
7,241,257

d. For the fourth judicial district department of

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correctional services:

..... $ ~~2,747,655~~
5,608,005

e. For the fifth judicial district department of correctional services, including funding for electronic monitoring devices for use on a statewide basis:

..... $ ~~9,687,714~~
20,304,616

It is the intent of the general assembly that the fifth judicial district department of correctional services maintain the drug court operated by the district department.

f. For the sixth judicial district department of correctional services:

..... $ ~~7,319,269~~
14,833,623

It is the intent of the general assembly that the sixth judicial district department of correctional services maintain the drug court operated by the district department.

g. For the seventh judicial district department of correctional services:

..... $ ~~3,804,891~~
7,856,873

It is the intent of the general assembly that the seventh judicial district department of correctional services maintain the drug court operated by the district department.

h. For the eighth judicial district department of correctional services:

..... $ ~~4,103,307~~
8,133,194

2. Each judicial district department of correctional services, within the funding available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal

40 sanctions.
41 3. Each judicial district department of
42 correctional services shall provide alternatives to
43 prison consistent with chapter 901B. The alternatives
44 to prison shall ensure public safety while providing
45 maximum rehabilitation to the offender. A judicial
46 district department of correctional services may also
47 establish a day program.
48 4. The governor's office of drug control policy
49 shall consider federal grants made to the department
50 of corrections for the benefit of each of the eight

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1 judicial district departments of correctional services
2 as local government grants, as defined pursuant to
3 federal regulations.
4 5. The department of corrections shall continue
5 to contract with a judicial district department
6 of correctional services to provide for the rental
7 of electronic monitoring equipment which shall be
8 available statewide.
9 Sec. 8. 2013 Iowa Acts, chapter 139, section 28, is
10 amended to read as follows:
11 SEC. 28. IOWA LAW ENFORCEMENT ACADEMY.
12 1. There is appropriated from the general fund of
13 the state to the Iowa law enforcement academy for the
14 fiscal year beginning July 1, 2014, and ending June 30,
15 2015, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:
17 For salaries, support, maintenance, miscellaneous
18 purposes, including jailer training and technical
19 assistance, and for not more than the following
20 full-time equivalent positions:
21 ..... $ ~~500,849~~
22 881,214
23 ..... FTEs ~~23.88~~
24 22.00
25 It is the intent of the general assembly that the
26 Iowa law enforcement academy may provide training of
27 state and local law enforcement personnel concerning
28 the recognition of and response to persons with
29 Alzheimers's disease.
30 The Iowa law enforcement academy may temporarily
31 exceed and draw more than the amount appropriated in
32 this subsection and incur a negative cash balance as
33 long as there are receivables equal to or greater than
34 the negative balance and the amount appropriated in
35 this subsection is not exceeded at the close of the
36 fiscal year.
37 2. The Iowa law enforcement academy may select
38 at least five automobiles of the department of public

39 safety, division of state patrol, prior to turning over
40 the automobiles to the department of administrative
41 services to be disposed of by public auction, and
42 the Iowa law enforcement academy may exchange any
43 automobile owned by the academy for each automobile
44 selected if the selected automobile is used in training
45 law enforcement officers at the academy. However,
46 any automobile exchanged by the academy shall be
47 substituted for the selected vehicle of the department
48 of public safety and sold by public auction with the
49 receipts being deposited in the depreciation fund to
50 the credit of the department of public safety, division

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1 of state patrol.
2 Sec. 9. 2013 Iowa Acts, chapter 139, section 29, is
3 amended to read as follows:
4 SEC. 29. STATE PUBLIC DEFENDER. There is
5 appropriated from the general fund of the state to the
6 office of the state public defender of the department
7 of inspections and appeals for the fiscal year
8 beginning July 1, 2014, and ending June 30, 2015, the
9 following amounts, or so much thereof as is necessary,
10 to be allocated as follows for the purposes designated:
11 1. For salaries, support, maintenance,
12 miscellaneous purposes, and for not more than the
13 following full-time equivalent positions:
14 ..... $ ~~12,931,091~~
15 25,882,243
16 ..... FTEs ~~219.00~~
17 221.00
18 2. For payments on behalf of eligible adults and
19 juveniles from the indigent defense fund, in accordance
20 with section 815.11:
21 ..... $ ~~14,950,965~~
22 29,901,929
23 Sec. 10. 2013 Iowa Acts, chapter 139, section 30,
24 is amended to read as follows:
25 SEC. 30. BOARD OF PAROLE. There is appropriated
26 from the general fund of the state to the board of
27 parole for the fiscal year beginning July 1, 2014, and
28 ending June 30, 2015, the following amount, or so much
29 thereof as is necessary, to be used for the purposes
30 designated:
31 For salaries, support, maintenance, miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:
34 ..... $ ~~601,918~~
35 1,204,583
36 ..... FTEs 11.00
37 Sec. 11. 2013 Iowa Acts, chapter 139, section 31,

is amended to read as follows:

SEC. 31. DEPARTMENT OF PUBLIC DEFENSE —— DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is appropriated from the general fund of the state to the department of public defense or the department of homeland security and emergency management, as applicable, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. MILITARY DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time

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equivalent positions:

..... $ ~~3,263,521~~ 6,554,478

..... FTEs ~~293.61~~ 283.50

The military division may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT ~~DIVISION OF SUCCESSOR AGENCY~~

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~1,087,139~~ 2,229,623

..... FTEs ~~37.40~~ 36.13

a. The department of homeland security and emergency management ~~division or successor agency~~ may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

b. It is the intent of the general assembly that the department of homeland security and emergency management ~~division or successor agency~~ work in conjunction with the department of public safety, to the extent possible, when gathering and analyzing information related to potential domestic or foreign security threats, and when monitoring such threats.

37 Sec. 12. 2013 Iowa Acts, chapter 139, section 32,
38 is amended to read as follows:
39 SEC. 32. DEPARTMENT OF PUBLIC SAFETY. There is
40 appropriated from the general fund of the state to
41 the department of public safety for the fiscal year
42 beginning July 1, 2014, and ending June 30, 2015, the
43 following amounts, or so much thereof as is necessary,
44 to be used for the purposes designated:
45 1. For the department's administrative functions,
46 including the criminal justice information system, and
47 for not more than the following full-time equivalent
48 positions:
49 ..... $ ~~2,033,527~~
50 4,183,349

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1 ..... FTEs 39.00
2 2. For the division of criminal investigation,
3 including the state's contribution to the peace
4 officers' retirement, accident, and disability system
5 provided in chapter 97A in the amount of the state's
6 normal contribution rate, as defined in section
7 97A.8, multiplied by the salaries for which the
8 moneys are appropriated, to meet federal fund matching
9 requirements, and for not more than the following
10 full-time equivalent positions:
11 ..... $ ~~6,466,707~~
12 13,625,414
13 ..... FTEs ~~149.60~~
14 150.60
15 3. For the criminalistics laboratory fund created
16 in section 691.9:
17 ..... $ ~~151,173~~
18 302,345
19 4. a. For the division of narcotics enforcement,
20 including the state's contribution to the peace
21 officers' retirement, accident, and disability system
22 provided in chapter 97A in the amount of the state's
23 normal contribution rate, as defined in section
24 97A.8, multiplied by the salaries for which the
25 moneys are appropriated, to meet federal fund matching
26 requirements, and for not more than the following
27 full-time equivalent positions:
28 ..... $ ~~3,377,928~~
29 6,919,855
30 ..... FTEs ~~66.00~~
31 65.50
32 b. For the division of narcotics enforcement for
33 undercover purchases:
34 ..... $ ~~54,521~~
35 109,042

5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

..... $ ~~2,235,278~~
4,590,556

..... FTEs 53.00

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs,

Page 13

and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

..... $ ~~27,768,104~~
58,736,597

..... FTEs ~~494.47~~
514.00

It is the intent of the general assembly that the department of public safety add additional members to the state patrol to the current number of members of the state patrol as of July 1, 2014.

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.

~~7. For operations costs, and miscellaneous purposes:~~

~~..... $ 850,000~~

8. For deposit in the sick leave benefits fund established under section 80.42 for all departmental employees eligible to receive benefits for accrued sick leave under the collective bargaining agreement:

..... $ ~~139,759~~
279,517

9. For costs associated with the training and equipment needs of volunteer fire fighters:

..... $ ~~362,760~~
825,520

a. Notwithstanding section 8.33, moneys appropriated in this subsection that remain

35 unencumbered or unobligated at the close of the fiscal
36 year shall not revert but shall remain available for
37 expenditure only for the purpose designated in this
38 subsection until the close of the succeeding fiscal
39 year.
40 b. Notwithstanding section 8.39, the department
41 of public safety may reallocate moneys appropriated
42 in this section as necessary to best fulfill the
43 needs provided for in the appropriation. However, the
44 department shall not reallocate moneys appropriated
45 to the department in this section unless notice of
46 the reallocation is given to the legislative services
47 agency and the department of management prior to
48 the effective date of the reallocation. The notice
49 shall include information regarding the rationale for
50 reallocating the moneys. The department shall not

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1 reallocate moneys appropriated in this section for the
2 purpose of eliminating any program.
3 10. For the public safety interoperable and
4 broadband communications fund established in section
5 80.44:
6 ..... $ 154,661
7 Sec. 13. 2013 Iowa Acts, chapter 139, section 33,
8 is amended to read as follows:
9 SEC. 33. GAMING ENFORCEMENT.
10 1. There is appropriated from the gaming
11 enforcement revolving fund created in section 80.43 to
12 the department of public safety for the fiscal year
13 beginning July 1, 2014, and ending June 30, 2015, the
14 following amount, or so much thereof as is necessary,
15 to be used for the purposes designated:
16 For any direct support costs for agents and officers
17 of the division of criminal investigation's excursion
18 gambling boat, gambling structure, and racetrack
19 enclosure enforcement activities, including salaries,
20 support, maintenance, miscellaneous purposes, and
21 for not more than the following full-time equivalent
22 positions:
23 ..... $ ~~5,449,004~~
24 10,898,008
25 ..... FTEs ~~115.00~~
26 109.00
27 2. For each additional license to conduct gambling
28 games on an excursion gambling boat, gambling
29 structure, or racetrack enclosure issued during
30 the fiscal year beginning July 1, 2014, there is
31 appropriated from the gaming enforcement fund to
32 the department of public safety for the fiscal year
33 beginning July 1, 2014, and ending June 30, 2015, an

additional amount of not more than $300,000 to be used for not more than 3.00 additional full-time equivalent positions.

3. The department of public safety, with the approval of the department of management, may employ no more than three special agents for each additional riverboat or gambling structure regulated after July 1, 2014, and three special agents for each racing facility which becomes operational during the fiscal year which begins July 1, 2014. Positions authorized in this subsection are in addition to the full-time equivalent positions otherwise authorized in this section.

Sec. 14. 2013 Iowa Acts, chapter 139, section 34, is amended to read as follows:

SEC. 34. CIVIL RIGHTS COMMISSION. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year

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beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~648,535~~
1,169,540
..... FTEs 28.00

The Iowa state civil rights commission may enter into a contract with a nonprofit organization to provide legal assistance to resolve civil rights complaints.

Sec. 15. 2013 Iowa Acts, chapter 139, section 35, is amended to read as follows:

SEC. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~630,053~~
1,260,105
..... FTEs ~~10.81~~
10.38

The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their

respective duties relative to juvenile justice.

Sec. 16. 2013 Iowa Acts, chapter 139, section 36, is amended to read as follows:

SEC. 36. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT ~~DIVISION~~. There is appropriated from the ~~wireless~~ E911 emergency communications fund created in section 34A.7A to the department of homeland security and emergency management ~~division or successor agency~~ for the fiscal year beginning July 1, 2014, and ending June 30, 2015, an amount not exceeding $250,000 to be used for implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform an annual audit of the ~~wireless~~ E911 emergency communications fund.

DIVISION III

MISCELLANEOUS PROVISIONS

Sec. 17. Section 80B.5, Code 2014, is amended to

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read as follows:

80B.5 Administration —— director —— deputy director.

1. The administration of this chapter shall be vested in the office of the governor. ~~A~~ Except for the director and deputy director of the academy ~~and such~~, the staff as may be necessary for it to function shall be employed pursuant to the Iowa merit system.

2. The director of the academy shall be appointed by the governor, subject to confirmation by the senate, to serve at the pleasure of the governor, and the director may employ a deputy director.

Sec. 18. Section 97B.49B, subsection 1, paragraph e, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (13) An employee of a judicial district department of correctional services whose condition of employment requires the employee to be certified by the Iowa law enforcement academy and who is required to perform the duties of a parole officer as provided in section 906.2.

Sec. 19. CONSUMER EDUCATION AND LITIGATION FUND. Notwithstanding section 714.16C, for each fiscal year of the period beginning July 1, 2014, and ending June 30, 2016, the annual appropriations in section 714.16C, are increased from $1,125,000 to $1,875,000, and $75,000 to $125,000 respectively.

Sec. 20. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition made to any appropriation provided in this Act, moneys appropriated and any other moneys available for use by the entity to which the appropriation is made under this Act shall not be used

32 for the payment of a personnel settlement agreement
33 between that entity and a state employee that contains
34 a confidentiality provision intended to prevent
35 public disclosure of the agreement or any terms of the
36 agreement.
37 Sec. ___. EFFECTIVE UPON ENACTMENT. The following
38 provision of this division of this Act, being deemed of
39 immediate importance, takes effect upon enactment:
40 1. The section amending section 80B.5.
41 DIVISION IV
42 PUBLIC SAFETY PEACE OFFICERS' RETIREMENT, ACCIDENT, AND
43 DISABILITY SYSTEM
44 Sec. 21. Section 97A.1, Code 2014, is amended by
45 adding the following new subsections:
46 NEW SUBSECTION. 5A. *"Cancer"* means prostate
47 cancer, primary brain cancer, breast cancer, ovarian
48 cancer, cervical cancer, uterine cancer, malignant
49 melanoma, leukemia, non-Hodgkin's lymphoma, bladder
50 cancer, colorectal cancer, multiple myeloma, testicular

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1 cancer, and kidney cancer.
2 NEW SUBSECTION. 9A. *"Infectious disease"* means HIV
3 or AIDS as defined in section 141A.1, all strains of
4 hepatitis, meningococcal meningitis, and mycobacterium
5 tuberculosis.
6 Sec. 22. Section 97A.5, subsection 11, Code 2014,
7 is amended to read as follows:
8 11. *Actuarial investigation.*
9 *a.* At least once in each two-year period, the
10 actuary hired by the board of trustees shall make an
11 actuarial investigation in the mortality, service,
12 and compensation experience of the members and
13 beneficiaries of the system, and the interest and
14 other earnings on the moneys and other assets of the
15 system, and shall make a valuation of the assets and
16 liabilities of the retirement fund of the system, and
17 taking into account the results of the investigation
18 and valuation, the board of trustees shall adopt
19 for the system, upon recommendation of the system's
20 actuary, such actuarial methods and assumptions,
21 interest rate, and mortality and other tables as shall
22 be deemed necessary to conduct the actuarial valuation
23 of the system.
24 *b.* During calendar year 2019, and every five
25 years thereafter, the system shall cause an actuarial
26 investigation to be made related to the implementation,
27 utilization, and actuarial costs associated with
28 providing that cancer and infectious disease are
29 presumed to be a disease contracted while a member
30 of the system is on active duty as provided in

31 section 97A.6, subsection 5. On the basis of the
32 investigation, the board of trustees shall adopt and
33 certify rates of contributions payable by members
34 in accordance with section 97A.8. The system shall
35 submit a written report to the general assembly
36 following each actuarial investigation, including the
37 certified rates of contributions payable by members
38 for costs associated with the benefit as described in
39 this paragraph, the data collected, and the system's
40 findings.
41 Sec. 23. Section 97A.6, subsection 5, paragraph b,
42 Code 2014, is amended to read as follows:
43 *b.* (1) Disease under this ~~section~~ subsection shall
44 mean heart disease or any disease of the lungs or
45 respiratory tract and shall be presumed to have been
46 contracted while on active duty as a result of strain,
47 exposure, or the inhalation of noxious fumes, poison,
48 or gases.
49 (2) Disease under this subsection shall also mean
50 cancer or infectious disease and shall be presumed to

Page 18

1 have been contracted while on active duty as a result
2 of that duty.
3 (3) However, if a person's membership in the system
4 first commenced on or after July 1, 1992, and the heart
5 disease or disease of the lungs or respiratory tract,
6 cancer, or infectious disease would not exist, but for
7 a medical condition that was known to exist on the date
8 that membership commenced, the presumption established
9 in this paragraph *"b"* shall not apply.
10 Sec. 24. Section 97A.8, subsection 1, paragraph
11 e, subparagraph (8), subparagraph division (a),
12 subparagraph subdivision (v), Code 2014, is amended to
13 read as follows:
14 (v) For the fiscal ~~year~~ period beginning July 1,
15 2014, and ~~each fiscal year thereafter~~ ending June 30,
16 2020, eleven and ~~thirty-five hundredths~~ four-tenths
17 percent.
18 Sec. 25. Section 97A.8, subsection 1, paragraph e,
19 subparagraph (8), subparagraph division (a), Code 2014,
20 is amended by adding the following new subparagraph
21 subdivision:
22 NEW SUBPARAGRAPH SUBDIVISION. (vi) For the
23 fiscal year beginning July 1, 2020, and each fiscal
24 year thereafter, eleven and thirty-five hundredths
25 percent, plus an additional percentage, as determined
26 by the board of trustees pursuant to the actuarial
27 investigation required in section 97A.5, subsection
28 11, paragraph *"b"*, necessary to finance the costs
29 associated with providing that cancer and infectious

30 disease are presumed to be a disease contracted while
31 a member of the system is on active duty as provided in
32 section 97A.6, subsection 5.>

SENATE AMENDMENT

H-8278

1 Amend the amendment, H-8273, to Senate File 2347,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, after line 22 by inserting:
5 <Sec. ___. BUDGET GUARANTEE SUPPLEMENT —— FY
6 2014-2015 APPROPRIATION.
7 1. There is appropriated from the general fund of
8 the state to the department of education for the fiscal
9 year beginning July 1, 2014, and ending June 30, 2015,
10 fifteen million dollars to make the payments to school
11 districts required under subsection 2.
12 2. a. Moneys appropriated to the department of
13 education under this section shall be used to provide
14 a budget guarantee supplement to each school district
15 that is eligible for a budget adjustment under section
16 257.14 for the budget year beginning July 1, 2014, and
17 ending June 30, 2015.
18 b. For the budget year beginning July 1, 2014, and
19 ending June 30, 2015, the department of education shall
20 calculate all of the following:
21 (1) For each school district eligible under
22 paragraph "a", the difference between the regular
23 program district cost for the budget year and one
24 hundred one percent of the regular program district
25 cost for the base year.
26 (2) The sum of all amounts calculated under
27 subparagraph (1) for eligible school districts.
28 c. Each eligible school district's budget guarantee
29 supplement amount shall be equal to the amount
30 calculated for the school district under paragraph "b",
31 subparagraph (1), divided by the amount calculated
32 under paragraph "b", subparagraph (2), and then
33 multiplied by fifteen million dollars.
34 3. Moneys received by a school district under this
35 section shall be miscellaneous income for purposes of
36 chapter 257 and shall not be included in district cost.
37 4. The payment of budget guarantee supplement
38 amounts under this section shall be paid by the
39 department of education at the same time and in the
40 same manner as foundation aid is paid under section
41 257.16 for the fiscal year beginning July 1, 2014,
42 and ending June 30, 2015, and may be included in the
43 monthly payment of state aid under section 257.16,
44 subsection 2.>

45 2. Page 1, line 24, after <this> by inserting
46 <division of this>
47 3. Page 1, line 26, after <this> by inserting
48 <division of this>
49 4. Page 1, after line 27 by inserting:
50 <2. The section of this division of this Act

Page 2

1 providing for a budget guarantee supplement for the
2 fiscal year beginning July 1, 2014, and ending June 30,
3 2015.>

RUFF of Clayton
MUHLBAUER of Crawford
THOMAS of Clayton

H-8279

1 Amend the amendment, H-8248, to Senate File 2347,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, after line 48 by inserting:
5 <___. Page 37, after line 13 by inserting:
6 <DIVISION ___
7 SAFE SCHOOLS PROVISIONS
8 Sec. ___. Section 256.2, Code 2014, is amended by
9 adding the following new subsection:
10 NEW SUBSECTION. 2A. *"Harassment"* and *"bullying"*
11 mean the same as defined in section 280.28.
12 Sec. ___. NEW SECTION. **256.100 Office of support**
13 **and analysis for safe schools.**
14 1. Subject to an appropriation by the general
15 assembly for purposes of this section, the office of
16 support and analysis for safe schools is established
17 in the department to coordinate and implement the
18 state's efforts to prevent and respond to harassment
19 and bullying.
20 2. The office shall coordinate efforts between
21 state agencies and promote research-based best
22 practices for programming and training to improve
23 school learning environments and school safety. The
24 office shall coordinate with appropriate stakeholders
25 in carrying out its duties.
26 3. The office shall:
27 *a.* Assist schools in the implementation of section
28 280.28, using research- and outcome-based best
29 practices.
30 *b.* Provide or recommend technical assistance and
31 training to school employees responsible for conducting
32 investigations of complaints of incidents of harassment
33 or bullying to ensure compliance with section 280.28.

34 *c.* Analyze harassment and bullying incidence data
35 reported by school districts and accredited nonpublic
36 schools pursuant to section 280.28, subsection 7, and
37 response data from the Iowa youth survey. The office
38 may use its analysis to provide technical assistance
39 to school districts or schools to improve school
40 learning environments and school safety and to achieve
41 compliance with section 280.28.
42 *d.* Coordinate with the department of public health
43 and other public and private agencies and organizations
44 in the administration of the your life Iowa initiative.
45 Contacts with the initiative relating to possible
46 harassment or bullying shall be shared with the office,
47 which shall assist the initiative in responding to such
48 contacts. The office shall maintain compliance with
49 applicable federal and state privacy laws to ensure
50 the confidentiality of information provided to the

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1 initiative.
2 *e.* Collaborate with the department of public health
3 and other state agencies in the administration of the
4 Iowa youth survey to students in grades six, eight, and
5 eleven in Iowa's public and nonpublic schools. Survey
6 data shall be evaluated and reported, with aggregate
7 data available online at the Iowa youth survey internet
8 site.
9 Sec. ___. Section 280.28, subsection 2, paragraph
10 a, Code 2014, is amended to read as follows:
11 *a. "Electronic"* means any communication involving
12 the transmission of information by wire, radio,
13 optical cable, electromagnetic, or other similar
14 means. *"Electronic"* includes but is not limited to
15 communication via electronic mail, internet-based
16 communications <u>including social networking sites</u>
17 <u>and applications</u>, pager service, cell phones, ~~and~~
18 electronic text messaging<u>, or any other electronic</u>
19 <u>communication site, device, or means</u>.
20 Sec. ___. Section 280.28, subsection 3, Code 2014,
21 is amended by adding the following new paragraph:
22 <u>NEW PARAGRAPH.</u> *h.* A procedure for documenting the
23 actions taken by the school to investigate and respond
24 to harassment or bullying.
25 Sec. ___. Section 280.28, subsection 7, Code 2014,
26 is amended to read as follows:
27 7. *Integration of policy and reporting.* The board
28 of directors of a school district and the authorities
29 in charge of each nonpublic school shall integrate
30 its antiharassment and antibullying policy into
31 the comprehensive school improvement plan required
32 under section 256.7, subsection 21, and shall report

33 ~~data collected under subsection 6, as specified by~~
34 the following to the department~~, to~~ and the local
35 community~~.~~:
36 *a.* Data collected under subsection 6, as specified
37 by the department.
38 *b.* The process used for filing complaints,
39 including the location of online or other complaint
40 forms.
41 *c.* The number of school employees and volunteers
42 who have completed antiharassment and antibullying
43 training.
44 Sec. ___. Section 280.28, Code 2014, is amended by
45 adding the following new subsections:
46 NEW SUBSECTION. 9. *Parental notification.*
47 *a.* Each school district and accredited nonpublic
48 school shall establish notification procedures for
49 incidents of harassment or bullying in accordance
50 with this subsection. The procedures shall include

Page 3

1 notification of the custodial parent or guardian of any
2 student directly involved in any incident of harassment
3 or bullying, upon investigation and determination that
4 harassment or bullying has occurred, consistent with a
5 notification plan made in consultation with the student
6 and school guidance staff. The notification shall
7 include information on the action that school officials
8 have taken regarding the incident and the actions
9 school officials will take to prevent further acts
10 of harassment or bullying. If such notification is
11 delayed, the school district or school shall document
12 the reasons for the delay. This paragraph does not
13 prohibit a school official from contacting a parent
14 or guardian about a report of harassment or bullying
15 prior to a determination that harassment or bullying
16 has occurred.
17 *b.* The requirements of this subsection shall
18 not apply if a school official reasonably believes
19 notification would subject a student to abuse, neglect,
20 or other physical or mental harm.
21 *c.* Notification pursuant to this subsection
22 shall comply with state and federal privacy laws,
23 regulations, and rules.
24 NEW SUBSECTION. 10. *Authority off school*
25 *grounds.* A school official may investigate and respond
26 appropriately to an alleged incident of harassment
27 or bullying that occurs outside of school, off of
28 school property, or away from a school function or
29 school-sponsored activity. If an alleged incident
30 of harassment or bullying has an effect on school
31 grounds that creates an objectively hostile school

environment that meets one or more of the conditions set out under subsection 2, paragraph *"b"*, a school official shall investigate and respond appropriately to the alleged incident. The school official's investigation and response to an alleged incident of harassment or bullying that occurs outside of school, off of school property, or away from a school function or school-sponsored activity may include referring the matter to appropriate community-based agencies.

NEW SUBSECTION. 11. *Rulemaking authority.* The department of education may adopt rules necessary to administer this section in a uniform way across the state.

Sec. ___. Section 282.18, subsection 11, Code 2014, is amended to read as follows:

11. A pupil who participates in open enrollment for purposes of attending a grade in grades nine through twelve in a school district other than the district of residence is ineligible to participate

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in varsity interscholastic athletic contests and athletic competitions during the pupil's first ninety school days of enrollment in the district except that the pupil may participate immediately in a varsity interscholastic sport if the pupil is entering grade nine for the first time and did not participate in an interscholastic athletic competition for another school or school district during the summer immediately following eighth grade, if the district of residence and the other school district jointly participate in the sport, if the sport in which the pupil wishes to participate is not offered in the district of residence, if the pupil chooses to use open enrollment to attend school in another school district because the district in which the student previously attended school was dissolved and merged with one or more contiguous school districts under section 256.11, subsection 12, if the pupil participates in open enrollment because the pupil's district of residence has entered into a whole grade sharing agreement with another district for the pupil's grade, ~~or~~ 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 provided by a branch of the armed services, or if the district of residence determines that the pupil was previously subject to a founded incident of harassment or bullying as defined in section 280.28 while attending school in the district of residence. A pupil who has paid tuition and attended school, or

31 has attended school pursuant to a mutual agreement
32 between the two districts, in a district other than
33 the pupil's district of residence for at least one
34 school year is also eligible to participate immediately
35 in interscholastic athletic contests and athletic
36 competitions under this section, but only as a member
37 of a team from the district that pupil had attended.
38 For purposes of this subsection, *"school days of*
39 *enrollment"* does not include enrollment in summer
40 school. For purposes of this subsection, *"varsity"*
41 means the same as defined in section 256.46.
42 Sec. ___. EMERGENCY RULEMAKING. The department
43 of education may adopt emergency rules under section
44 17A.4, subsection 3, and section 17A.5, subsection 2,
45 paragraph "b", to implement section 256.100, as enacted
46 in this division of this Act, and the rules shall
47 be effective immediately upon filing unless a later
48 date is specified in the rules. Any rules adopted in
49 accordance with the provisions of this section shall
50 also be published as a notice of intended action as

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1 provided in section 17A.4.
2 Sec. ___. EFFECTIVE UPON ENACTMENT. The following
3 provision or provisions of this division of this Act,
4 being deemed of immediate importance, take effect upon
5 enactment:
6 1. The section of this division of this Act
7 enacting section 256.100.
8 ___. Title page, line 5, by striking <matters>
9 and inserting <matters, and including effective date
10 provisions>>

RUFF of Clayton

H-8280

1 Amend Senate File 2347, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, by striking line 30 and inserting
4 <2,330,488>
5 2. Page 4, by striking line 8 and inserting
6 <50,349,986>
7 3. Page 4, by striking line 13 and inserting
8 <1,976,000>
9 4. Page 34, after line 28 by inserting:
10 <DIVISION ___
11 SUPPLEMENTAL AND OTHER APPROPRIATIONS —— TUITION
12 REDUCTION
13 DEPARTMENT OF EDUCATION
14 Sec. ___. DEPARTMENT OF EDUCATION. There is
15 appropriated from the general fund of the state to the

16 department of education for the fiscal year beginning
17 July 1, 2014, and ending June 30, 2015, the following
18 amount, or so much thereof as is necessary, to be used
19 for the purposes designated:
20 COMMUNITY COLLEGES. For reducing the resident
21 tuition rates at the community colleges for the
22 2014-2015 fiscal year:
23 ..... $ 8,050,986
24 The moneys appropriated in this subsection shall
25 be allocated pursuant to the formula established in
26 section 260C.18C. Each community college shall use
27 the amount received in accordance with this section
28 to reduce the resident tuition rate for fiscal year
29 2014-2015.
30 STATE BOARD OF REGENTS
31 Sec. ___. There is appropriated from the general
32 fund of the state to the state board of regents for the
33 fiscal year beginning July 1, 2014, and ending June 30,
34 2015, the following amounts, or so much thereof as is
35 necessary, to supplement appropriations made for the
36 following designated purposes:
37 1. STATE UNIVERSITY OF IOWA —— GENERAL UNIVERSITY,
38 INCLUDING LAKESIDE LABORATORY
39 For salaries, support, maintenance, equipment,
40 financial aid, and miscellaneous purposes, in addition
41 to any other moneys appropriated to the state board of
42 regents for these purposes:
43 ..... $ 13,636,920
44 From the moneys appropriated in this subsection,
45 $9,236,920 shall be used to reduce the university's
46 resident undergraduate base tuition rates approved by
47 the state board for fiscal year 2014-2015 at the state
48 board's December 4, 2013, meeting.
49 2. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
50 For reducing the university's resident undergraduate

Page 2

1 base tuition rate approved by the state board for
2 fiscal year 2014-2015 at the state board's December 4,
3 2013, meeting:
4 ..... $ 7,237,832
5 3. UNIVERSITY OF NORTHERN IOWA
6 For reducing the university's resident undergraduate
7 base tuition rate approved by the state board for
8 fiscal year 2014-2015 at the state board's December 4,
9 2013, meeting:
10 ..... $ 3,638,069>
11 5. By renumbering as necessary.

WINCKLER of Scott
WESSEL-KROESCHELL of Story

H-8281

1 Amend Senate File 2232, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, by striking lines 25 through 27 and
4 inserting <the fund shall be established by the
5 department by rule.>

WORTHAN of Buena Vista

H-8282

1 Amend House File 2465 as follows:
2 1. Page 2, by striking lines 25 through 27 and
3 inserting <the fund shall be established by the
4 department by rule.>

WORTHAN of Buena Vista

H-8283

1 Amend House File 2458, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I
6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
7 GENERAL APPROPRIATION FOR FY 2014-2015
8 Section 1. 2013 Iowa Acts, chapter 132, section 27,
9 is amended to read as follows:
10 SEC. 27. GENERAL FUND —— DEPARTMENT.
11 1. There is appropriated from the general fund of
12 the state to the department of agriculture and land
13 stewardship for the fiscal year beginning July 1, 2014,
14 and ending June 30, 2015, the following amount, or
15 so much thereof as is necessary, to be used for the
16 purposes designated:
17 For purposes of supporting the department, including
18 its divisions, for administration, regulation, and
19 programs; for salaries, support, maintenance, and
20 miscellaneous purposes; and for not more than the
21 following full-time equivalent positions:
22 ..... $ ~~8,790,664~~
23 17,705,492
24 ..... FTEs 372.00
25 2. Of the amount appropriated in subsection 1,
26 the following amount is transferred to Iowa state
27 university of science and technology, to be used
28 for the university's midwest grape and wine industry
29 institute:
30 ..... $ ~~119,000~~
31 338,000

3. The department shall submit a report each quarter of the fiscal year to the legislative services agency, the department of management, the members of the joint appropriations subcommittee on agriculture and natural resources, and the chairpersons and ranking members of the senate and house committees on appropriations. The report shall describe in detail the expenditure of moneys appropriated in this section to support the department's administration, regulation, and programs.

DESIGNATED APPROPRIATIONS

MISCELLANEOUS FUNDS

Sec. 2. 2013 Iowa Acts, chapter 132, section 28, is amended to read as follows:

SEC. 28. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —— HORSE AND DOG RACING. There is appropriated from the moneys available under section 99D.13 to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the

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following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the department's administration and enforcement of horse and dog racing law pursuant to section 99D.22, including for salaries, support, maintenance, and miscellaneous purposes:

..... $ ~~152,758~~
305,516

Sec. 3. 2013 Iowa Acts, chapter 132, section 29, is amended to read as follows:

SEC. 29. RENEWABLE FUEL INFRASTRUCTURE FUND —— MOTOR FUEL INSPECTION. There is appropriated from the renewable fuel infrastructure fund created in section 159A.16 to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of the inspection of motor fuel, including salaries, support, maintenance, and miscellaneous purposes:

..... $ ~~250,000~~
500,000

The department shall establish and administer programs for the auditing of motor fuel including biofuel processing and production plants, for screening and testing motor fuel, including renewable fuel, and for the inspection of motor fuel sold by dealers including retail dealers who sell and dispense motor fuel from motor fuel pumps.

SPECIAL APPROPRIATIONS
GENERAL FUND

Sec. 4. 2013 Iowa Acts, chapter 132, section 30, is amended to read as follows:

SEC. 30. DAIRY REGULATION. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For purposes of performing functions pursuant to section 192.109, including conducting a survey of grade "A" milk and certifying the results to the secretary of agriculture:

..... $ ~~94,598~~
189,196

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used

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for the purposes designated until the close of the succeeding fiscal year.

Sec. 5. 2013 Iowa Acts, chapter 132, section 31, is amended to read as follows:

SEC. 31. LOCAL FOOD AND FARM PROGRAM. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For purposes of supporting the local food and farm program pursuant to chapter 267A:

..... $ ~~37,500~~
75,000

2. The department shall enter into a cost-sharing agreement with Iowa state university to support the local food and farm program coordinator position as part of the university's cooperative extension service in agriculture and home economics pursuant to chapter 267A.

3. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for the purposes designated until the close of the succeeding fiscal year.

Sec. 6. 2013 Iowa Acts, chapter 132, section 32, is amended to read as follows:

SEC. 32. AGRICULTURAL EDUCATION. There is

appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For purposes of allocating moneys to an Iowa association affiliated with a national organization which promotes agricultural education providing for future farmers:

..... $ ~~12,500~~
25,000

2. Notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2014, in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for the purposes designated until the close of the succeeding fiscal year.

Sec. 7. 2013 Iowa Acts, chapter 132, section 33, is amended to read as follows:

SEC. 33. FARMERS WITH DISABILITIES PROGRAM.

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1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting a program for farmers with disabilities:

..... $ ~~65,000~~
130,000

2. The moneys appropriated in subsection 1 shall be used for the public purpose of providing a grant to a national nonprofit organization with over 80 years of experience in assisting children and adults with disabilities and special needs.

a. The moneys shall be used to support a nationally recognized program that began in 1986 and has been replicated in at least 30 other states, but which is not available through any other entity in this state, and that provides assistance to farmers with disabilities in all 99 counties to allow the farmers to remain in their own homes and be gainfully engaged in farming through provision of agricultural worksite and home modification consultations, peer support services, services to families, information and referral, and equipment loan services.

b. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered

or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 8. 2013 Iowa Acts, chapter 132, is amended by adding the following new section:

NEW SECTION. SEC. 33A. SILOS AND SMOKESTACKS. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the silos and smokestacks national heritage area to support continued agricultural education and preservation:

..... $ 150,000

DIVISION II

GENERAL FUND

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

WATER QUALITY

APPROPRIATIONS FOR FY 2014-2015

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Sec. 9. 2013 Iowa Acts, chapter 132, section 34, is amended to read as follows:

SEC. 34. WATER QUALITY INITIATIVE —— GENERAL.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the water quality initiative fund created in section 466B.45, as enacted by this Act, for purposes of supporting the water quality initiative administered by the soil conservation division as provided in section 466B.42, as enacted by this Act, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ 4,400,000

..... FTEs 1.00

2. a. The moneys appropriated in subsection 1 shall be used to support ~~reducing nutrients~~ projects in subwatersheds as designated by the division that are part of high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3. ~~In supporting reducing nutrients~~

b. The moneys appropriated in subsection 1 shall

be used to support projects in watersheds generally, including regional watersheds, as designated by the division and high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3.

2A. In supporting projects in subwatersheds~~, the division shall establish and administer demonstration projects as follows~~ and watersheds as provided in subsection 2, all of the following shall apply:

a. The demonstration projects shall utilize water quality practices as described in the latest revision of the document entitled "Iowa Nutrient Reduction Strategy" initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

b. The division shall implement demonstration projects as provided in paragraph "a" by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative participation by such persons who hold a legal interest in agricultural land located within the same

subwatershed.

c. The division shall implement a demonstration project on a cost-share basis as determined by the division. However, the state's share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by the division or 50 percent of the actual cost of establishing the practice, whichever is less.

d. The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water quality practices on their agricultural land.

e. The division shall conduct water quality evaluations within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

3. The moneys appropriated in subsection 1 shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water

quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

4. The moneys appropriated in subsection 1 may be used to contract with persons to coordinate the implementation of efforts provided in this section. ~~Not more than $150,000 shall be used to support the administration of this section by a full-time equivalent position.~~

4A. The moneys appropriated in subsection 1 may be used by the department to support urban soil and water conservation efforts, which may include but are not limited to management practices related to bioretention, landscaping, the use of permeable pavement, and soil quality restoration. The moneys shall be allocated on a cost-share basis as provided in chapter 161A.

5. Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in subsection 1 to carry out the provisions of this section on a cost-share basis in combination with other moneys ~~appropriated~~ available to the department from ~~the environment first fund created in section 8.57A for cost sharing to match the United States department of agriculture, natural resources conservation service, wetland reserve enhancement program~~ a state or federal source.

Sec. 10. 2013 Iowa Acts, chapter 132, section 35, is amended to read as follows:

SEC. 35. IOWA NUTRIENT RESEARCH CENTER.

1. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47, as enacted in this Act:

..... $ ~~750,000~~
1,125,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2015.

DIVISION III

DEPARTMENT OF NATURAL RESOURCES

GENERAL APPROPRIATIONS FOR FY 2014-2015

Sec. 11. 2013 Iowa Acts, chapter 132, section 37, is amended to read as follows:

SEC. 37. GENERAL FUND —— DEPARTMENT.

1. There is appropriated from the general fund of the state to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the department, including its divisions, for administration, regulation, and programs; for salaries, support, maintenance, and miscellaneous purposes; and for not more than the following full-time equivalent positions:

..... $ ~~6,383,350~~
12,862,307
..... FTEs 1,145.95

2. Of the number of full-time equivalent positions authorized to the department pursuant to subsection 1, 50.00 full-time equivalent positions shall be allocated by the department for seasonal employees for purposes of providing maintenance, upkeep, and sanitary services at state parks. This subsection shall not impact park ranger positions within the department.

3. The department shall submit a report each

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quarter of the fiscal year to the legislative services agency, the department of management, the members of the joint appropriations subcommittee on agriculture and natural resources, and the chairpersons and ranking members of the senate and house committees on appropriations. The report shall describe in detail the expenditure of moneys appropriated under this section to support the department's administration, regulation, and programs.

Sec. 12. 2013 Iowa Acts, chapter 132, section 38, is amended to read as follows:

SEC. 38. STATE FISH AND GAME PROTECTION FUND —— REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

1. There is appropriated from the state fish and game protection fund to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the regulation or advancement of hunting, fishing, or trapping, or the protection, propagation, restoration, management, or harvest of fish or wildlife, including for administration, regulation, law enforcement, and

25 programs; and for salaries, support, maintenance,
26 equipment, and miscellaneous purposes:
27 ..... $ ~~20,539,117~~
28 41,223,225
29 2. Notwithstanding section 455A.10, the department
30 may use the unappropriated balance remaining in the
31 state fish and game protection fund to provide for the
32 funding of health and life insurance premium payments
33 from unused sick leave balances of conservation peace
34 officers employed in a protection occupation who
35 retire, pursuant to section 97B.49B.
36 3. Notwithstanding section 455A.10, the department
37 of natural resources may use the unappropriated
38 balance remaining in the state fish and game protection
39 fund for the fiscal year beginning July 1, 2014,
40 and ending June 30, 2015, as is necessary to fund
41 salary adjustments for departmental employees which
42 the general assembly has made an operating budget
43 appropriation for in subsection 1.
44 Sec. 13. 2013 Iowa Acts, chapter 132, section 39,
45 is amended to read as follows:
46 SEC. 39. GROUNDWATER PROTECTION FUND —— WATER
47 QUALITY. There is appropriated from the groundwater
48 protection fund created in section 455E.11 to the
49 department of natural resources for the fiscal year
50 beginning July 1, 2014, and ending June 30, 2015, from

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1 those moneys which are not allocated pursuant to that
2 section, the following amount, or so much thereof as is
3 necessary, to be used for the purposes designated:
4 For purposes of supporting the department's
5 protection of the state's groundwater, including
6 for administration, regulation, and programs, and
7 for salaries, support, maintenance, equipment, and
8 miscellaneous purposes:
9 ..... $ ~~1,727,916~~
10 3,455,832
11 DESIGNATED APPROPRIATIONS
12 MISCELLANEOUS FUNDS
13 Sec. 14. 2013 Iowa Acts, chapter 132, section 40,
14 is amended to read as follows:
15 SEC. 40. SPECIAL SNOWMOBILE FUND —— SNOWMOBILE
16 PROGRAM. There is appropriated from the special
17 snowmobile fund created under section 321G.7 to the
18 department of natural resources for the fiscal year
19 beginning July 1, 2014, and ending June 30, 2015, the
20 following amount, or so much thereof as is necessary,
21 to be used for the purpose designated:
22 For purposes of administering and enforcing the
23 state snowmobile programs:

..... $ ~~50,000~~
100,000

Sec. 15. 2013 Iowa Acts, chapter 132, section 41, is amended to read as follows:

SEC. 41. UNASSIGNED REVENUE FUND —— UNDERGROUND STORAGE TANK SECTION EXPENSES. There is appropriated from the unassigned revenue fund administered by the Iowa comprehensive petroleum underground storage tank fund board to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For purposes of paying for administration expenses of the department's underground storage tank section:

..... $ ~~100,000~~
200,000

SPECIAL APPROPRIATIONS
GENERAL FUND

Sec. 16. 2013 Iowa Acts, chapter 132, section 42, is amended to read as follows:

SEC. 42. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

1. There is appropriated from the general fund of the state to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For purposes of supporting floodplain management and

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dam safety:

..... $ ~~1,000,000~~
2,000,000

2. Of the amount appropriated in subsection 1, up to $340,000 may be used by the department to acquire or install stream gages for purposes of tracking and predicting flood events and for compiling necessary data to improve flood frequency analysis.

3. Notwithstanding section 8.33, moneys appropriated in subsection 1 that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 17. 2013 Iowa Acts, chapter 132, section 43, is amended to read as follows:

SEC. 43. FORESTRY HEALTH MANAGEMENT.

1. There is appropriated from the general fund of the state to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of providing for forestry health management programs:

..... $ ~~100,000~~
500,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for the purposes designated until the close of the succeeding fiscal year.

DIVISION IV

IOWA STATE UNIVERSITY

SPECIAL GENERAL FUND APPROPRIATION FOR FY 2014-2015

Sec. 18. 2013 Iowa Acts, chapter 132, section 45, is amended to read as follows:

SEC. 45. VETERINARY DIAGNOSTIC LABORATORY.

1. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the college of veterinary medicine for the operation of the veterinary diagnostic laboratory and for not more than the following full-time equivalent positions:

..... $ ~~1,881,318~~
3,900,000

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..... FTEs 50.00

2. a. Iowa state university of science and technology shall not reduce the amount that it allocates to support the college of veterinary medicine from any other source due to the appropriation made in this section.

b. Paragraph "a" does not apply to a reduction made to support the college of veterinary medicine, if the same percentage of reduction imposed on the college of veterinary medicine is also imposed on all of Iowa state university's budget units.

3. If by June 30, 2015, Iowa state university of science and technology fails to allocate the moneys appropriated in this section to the college of veterinary medicine in accordance with this section, the moneys appropriated in this section for that fiscal year shall revert to the general fund of the state.

DIVISION V

ENVIRONMENT FIRST FUND

GENERAL APPROPRIATIONS FOR FY 2014-2015

Sec. 19. 2013 Iowa Acts, chapter 132, section 47,

22 is amended to read as follows:
23 SEC. 47. DEPARTMENT OF AGRICULTURE AND LAND
24 STEWARDSHIP. There is appropriated from the
25 environment first fund created in section 8.57A to the
26 department of agriculture and land stewardship for the
27 fiscal year beginning July 1, 2014, and ending June 30,
28 2015, the following amounts, or so much thereof as is
29 necessary, to be used for the purposes designated:
30 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
31 a. For the conservation reserve enhancement program
32 to restore and construct wetlands for the purposes of
33 intercepting tile line runoff, reducing nutrient loss,
34 improving water quality, and enhancing agricultural
35 production practices:
36 ..... $ ~~500,000~~
37 1,000,000
38 b. Not more than 10 percent of the moneys
39 appropriated in paragraph "a" may be used for costs of
40 administration and implementation of soil and water
41 conservation practices.
42 c. Notwithstanding any other provision in law,
43 the department may provide state resources from this
44 appropriation, in combination with other appropriate
45 environment first fund appropriations, for cost sharing
46 to match United States department of agriculture,
47 natural resources conservation service, wetlands
48 reserve enhancement program (WREP) funding available
49 to Iowa.
50 2. WATERSHED PROTECTION

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1 a. For continuation of a program that provides
2 multiobjective resource protections for flood control,
3 water quality, erosion control, and natural resource
4 conservation:
5 ..... $ ~~450,000~~
6 900,000
7 b. Not more than 10 percent of the moneys
8 appropriated in paragraph "a" may be used for costs of
9 administration and implementation of soil and water
10 conservation practices.
11 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
12 a. For continuation of a statewide voluntary farm
13 management demonstration program to demonstrate the
14 effectiveness and adaptability of emerging practices in
15 agronomy that protect water resources and provide other
16 environmental benefits:
17 ..... $ ~~312,500~~
18 625,000
19 b. Not more than 10 percent of the moneys
20 appropriated in paragraph "a" may be used for costs of

21 administration and implementation of soil and water
22 conservation practices.
23 c. Of the amount appropriated in paragraph "a",
24 ~~$200,000~~ $400,000 shall be allocated to an organization
25 representing soybean growers to provide for an
26 agriculture and environment performance program in
27 order to carry out the purposes of this subsection as
28 specified in paragraph "a".
29 4. SOIL AND WATER CONSERVATION —— ADMINISTRATION
30 For use by the department for costs of
31 administration and implementation of soil and water
32 conservation practices:
33 ..... $ ~~1,275,000~~
34 2,550,000
35 5. CONSERVATION RESERVE PROGRAM (CRP)
36 a. To encourage and assist farmers in enrolling
37 in and the implementation of the federal conservation
38 reserve program and to work with them to enhance their
39 revegetation efforts to improve water quality and
40 habitat:
41 ..... $ ~~500,000~~
42 1,000,000
43 b. Not more than 10 percent of the moneys
44 appropriated in paragraph "a" may be used for costs of
45 administration and implementation of soil and water
46 conservation practices.
47 6. SOIL AND WATER CONSERVATION
48 a. For use by the department in providing for soil
49 and water conservation administration, the conservation
50 of soil and water resources, or the support of soil and

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1 water conservation district commissioners:
2 ..... $ ~~3,325,000~~
3 6,650,000
4 b. Not more than 5 percent of the moneys
5 appropriated in paragraph "a" may be allocated for
6 cost sharing to address complaints filed under section
7 161A.47.
8 c. Of the moneys appropriated in paragraph "a",
9 5 percent shall be allocated for financial incentives
10 to establish practices to protect watersheds above
11 publicly owned lakes of the state from soil erosion and
12 sediment as provided in section 161A.73.
13 d. Not more than 30 percent of a soil and water
14 conservation district's allocation of moneys as
15 financial incentives may be provided for the purpose
16 of establishing management practices to control soil
17 erosion on land that is row cropped, including but
18 not limited to no-till planting, ridge-till planting,
19 contouring, and contour strip-cropping as provided in

section 161A.73.

e. The state soil conservation committee established by section 161A.4 may allocate moneys appropriated in paragraph "a" to conduct research and demonstration projects to promote conservation tillage and nonpoint source pollution control practices.

f. The allocation of moneys as financial incentives as provided in section 161A.73 may be used in combination with moneys allocated by the department of natural resources.

g. Not more than 15 percent of the moneys appropriated in paragraph "a" may be used for costs of administration and implementation of soil and water conservation practices.

h. In lieu of moneys appropriated in section 466A.5, not more than ~~$25,000~~ $50,000 of the moneys appropriated in paragraph "a" shall be used by the soil conservation division of the department of agriculture and land stewardship to provide administrative support to the watershed improvement review board established in section 466A.3.

7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

a. For deposit in the loess hills development and conservation fund created in section 161D.2:

..... $ ~~262,500~~
250,000

b. (1) Of the amount appropriated in paragraph "a", ~~$196,875~~ $187,500 shall be allocated to the fund's hungry canyons account.

(2) Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in

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subparagraph (1) may be used for administrative costs.

c. (1) Of the amount appropriated in paragraph "a", ~~$65,625~~ $62,500 shall be allocated to the fund's loess hills alliance account.

(2) Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in subparagraph (1) may be used for administrative costs.

Sec. 20. 2013 Iowa Acts, chapter 132, section 48, is amended to read as follows:

SEC. 48. DEPARTMENT OF NATURAL RESOURCES. There is appropriated from the environment first fund created in section 8.57A to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. KEEPERS OF THE LAND

For statewide coordination of volunteer efforts under the water quality and keepers of the land programs:

..... $ ~~50,000~~
100,000

2. STATE PARKS MAINTENANCE AND OPERATIONS

For regular maintenance of state parks and staff time associated with these activities:

..... $ ~~3,180,000~~
6,360,000

3. GEOGRAPHIC INFORMATION SYSTEM (GIS)

To provide local watershed managers with geographic information system data for their use in developing, monitoring, and displaying results of their watershed work:

..... $ ~~97,500~~
195,000

4. WATER QUALITY MONITORING

For continuing the establishment and operation of water quality monitoring stations:

..... $ ~~1,477,500~~
2,955,000

5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT

For deposit in the public water supply system account of the water quality protection fund created in section 455B.183A:

..... $ ~~250,000~~
500,000

6. REGULATION OF ANIMAL FEEDING OPERATIONS

For the regulation of animal feeding operations, including as provided for in chapters 459 through 459B:

..... $ ~~660,000~~

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1,320,000

7. AMBIENT AIR QUALITY

For the abatement, control, and prevention of ambient air pollution in this state, including measures as necessary to assure attainment and maintenance of ambient air quality standards from particulate matter:

..... $ ~~212,500~~
425,000

8. WATER QUANTITY REGULATION

For regulating water quantity from surface and subsurface sources by providing for the allocation and use of water resources, the protection and management of water resources, and the preclusion of conflicts among users of water resources, including as provided in chapter 455B, division III, part 4:

..... $ ~~247,500~~
495,000

9. GEOLOGICAL AND WATER SURVEY

For continuing the operations of the department's geological and water survey including but not limited to providing analysis, data collection, investigative programs, and information for water supply development and protection:

..... $ ~~100,000~~
200,000

10. KEEP IOWA BEAUTIFUL INITIATIVE

For purposes of supporting a keep Iowa beautiful initiative in order to assist communities in developing and implementing beautification and community development plans:

..... $ ~~100,000~~
200,000

11. SOIL MOISTURE MONITORING NETWORK

For purposes of developing a soil moisture monitoring network to comprehensively measure, simulate, and assess this state's water resources, including its groundwater:

..... $ 75,000

Sec. 21. 2013 Iowa Acts, chapter 132, is amended by adding the following new section:

NEW SECTION. SEC. 48A. IOWA STATE UNIVERSITY —— IOWA NUTRIENT RESEARCH CENTER. There is appropriated from the environment first fund created in section 8.57A to Iowa state university of science and technology for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47:

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..... $ 200,000

DIVISION VI

ENVIRONMENT FIRST FUND

SPECIAL APPROPRIATION FOR FY 2014-2015

Sec. 22. 2013 Iowa Acts, chapter 132, is amended by adding the following new section:

NEW SECTION. SEC. 64. REAP —— IN LIEU OF GENERAL FUND APPROPRIATION. Notwithstanding the amount of the standing appropriation from the general fund of the state to the Iowa resources enhancement and protection fund as provided in section 455A.18, there is appropriated from the environment first fund created in section 8.57A to the Iowa resources enhancement and protection fund, in lieu of the appropriation made in section 455A.18, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount,

17 to be allocated as provided in section 455A.19:
18 ..... $ 16,000,000
19 DIVISION VII
20 RELATED STATUTORY CHANGES
21 DNR —— MANURE MANAGEMENT CERTIFICATION
22 Sec. 23. 2013 Iowa Acts, chapter 132, section 17,
23 is amended by adding the following new subsection:
24 NEW SUBSECTION. 2A. Notwithstanding section
25 8.33, moneys appropriated in subsection 1 that remain
26 unencumbered or unobligated at the close of the fiscal
27 year beginning July 1, 2013, shall not revert but shall
28 remain available for expenditure for the purposes
29 designated until the close of the fiscal year beginning
30 July 1, 2014.
31 Sec. 24. EFFECTIVE UPON ENACTMENT. This division
32 of this Act, being deemed of immediate importance,
33 takes effect upon enactment.
34 DIVISION VIII
35 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS
36 Sec. 25. PERSONNEL SETTLEMENT AGREEMENT
37 PAYMENTS. As a condition made to any appropriation to
38 the department of agriculture and land stewardship,
39 the department of natural resources, or Iowa state
40 university as provided in this Act, moneys appropriated
41 and any other moneys available for use by the entity
42 receiving the appropriation under this Act shall not
43 be used for the payment of a personnel settlement
44 agreement between that entity and a state employee
45 that contains a confidentiality provision intended to
46 prevent public disclosure of the agreement or any terms
47 of the agreement.
48 DIVISION IX
49 DNR —— AIR QUALITY PROGRAM TASK FORCE
50 Sec. 26. AIR QUALITY PROGRAM TASK FORCE.

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1 1. As used in this section:
2 a. “Bureau” means the air quality bureau of the
3 department of natural resources.
4 b. “Commission” means the environmental protection
5 commission.
6 c. “Department” means the department of natural
7 resources.
8 d. “Director” means the director of the department.
9 2. An air quality program task force is created
10 within the department.
11 3. The membership of the task force shall include
12 voting members appointed as follows:
13 a. Nine individuals representing interested
14 organizations as appointed by the governing body of
15 each organization. The interested organizations shall

16 include all of the following:
17 (1) The Iowa utility association.
18 (2) The Iowa association of municipal utilities.
19 (3) The Iowa limestone producers association.
20 (4) The asphalt paving association of Iowa.
21 (5) The Iowa environmental council.
22 (6) The Iowa association of electric cooperatives.
23 (7) The Iowa chapter of the national federation of
24 independent business.
25 (8) The Iowa institute for cooperatives.
26 (9) The agribusiness association of Iowa.
27 b. At least two individuals each representing a
28 private facility as determined by the department. The
29 director shall appoint the individuals. The private
30 facilities shall include all of the following:
31 (1) One that currently pays fees under Title V of
32 the federal Clean Air Act Amendments of 1990, 42 U.S.C.
33 §7401 et seq., pursuant to chapter 455B, including 567
34 IAC ch. 22.
35 (2) One that has been issued a construction permit
36 pursuant to chapter 455B for minor emissions of air
37 contaminants, if the facility is not required to pay
38 fees as provided in subparagraph (1).
39 c. Any other individuals representing persons
40 specified by the department who shall be appointed by
41 the director, including but not limited to additional
42 individuals representing different private facilities
43 as provided in paragraph "b". The director shall make
44 every effort possible to provide for gender balanced
45 appointments.
46 4. The membership of the task force shall include
47 three nonvoting members appointed as follows:
48 a. One individual representing the department who
49 shall be appointed by the director.
50 b. One individual representing the commission who

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1 shall be appointed by the commission.
2 c. One member representing the Iowa association of
3 business and industry who shall be appointed by the
4 governing body of that association.
5 5. a. The department shall provide office space,
6 staff assistance, and necessary supplies and equipment
7 to the task force.
8 b. To every extent feasible, the department shall
9 nominate and the task force shall vote to approve a
10 qualified person to facilitate the conduct of the
11 meetings in a neutral manner that promotes considered
12 and effective deliberation and consensus. The person
13 shall serve without receiving compensation or expenses.
14 c. A vacancy in the membership of the task force

15 does not impair the right of a quorum to exercise all
16 rights and perform all duties of the task force.
17 d. A majority of voting members of the task force
18 constitutes a quorum. Any action taken by the task
19 force must be adopted by the affirmative vote of a
20 majority of its members present, except that a lesser
21 number may adjourn a meeting.
22 6. a. The task force shall do all of the
23 following:
24 (1) Examine the current status of air quality
25 programs, including associated permits and fees
26 or other funding mechanisms, administered by the
27 department's air quality bureau.
28 (2) Review resources available to the bureau
29 including but not limited to its full-time and
30 part-time employees and permit processing times with
31 the goal of identifying efficiencies that can be
32 made internally by the bureau to better streamline
33 the permit process for the bureau, permittees, and
34 taxpayers.
35 (3) Consider the future economic impact to
36 consumers, businesses, and taxpayers resulting in all
37 of the following:
38 (a) Maintaining the current fee structure.
39 (b) Establishing, implementing, and administering
40 a new fee structure.
41 (4) Consider the possible need for the
42 establishment of alternative funding mechanisms to
43 support the bureau including a new fee structure and
44 revenue formula to be administered by the bureau.
45 b. The task force may review similar air quality
46 programs and fee structures administered in other
47 states which may be used to identify a national,
48 regional, or other identifiable average of costs for
49 administering such programs.
50 7. a. The task force shall approve a report

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1 prepared by the department of natural resources.
2 b. The report shall include findings and
3 recommendations adopted by the task force.
4 c. The department shall submit the report to the
5 governor, the director, the environmental protection
6 commission, and the general assembly not later than
7 December 15, 2014.
8 8. This section is repealed on December 16, 2014.
9 Sec. 27. EFFECTIVE UPON ENACTMENT. This division
10 of this Act, being deemed of immediate importance,
11 takes effect upon enactment.
12 DIVISION X
13 RECREATIONAL LAKE AND WATER QUALITY DISTRICTS

14 Sec. 28. NEW SECTION. **357E.15 Exemption from**
15 **taxation —— refunds.**
16 1. The property and facilities of a district shall
17 not be taxable in any manner by the state or any of its
18 political subdivisions.
19 2. A district is a tax-certifying body for purposes
20 of section 423.4, subsection 1.
21 Sec. 29. Section 427.1, subsection 2, Code 2014, is
22 amended to read as follows:
23 2. *Municipal and military property.* The property
24 of a county, township, city, school corporation, levee
25 district, drainage district, district organized under
26 chapter 357E, or the Iowa national guard, when devoted
27 to public use and not held for pecuniary profit, except
28 property of a municipally owned electric utility held
29 under joint ownership and property of an electric
30 power facility financed under chapter 28F or 476A that
31 shall be subject to taxation under chapter 437A and
32 facilities of a municipal utility that are used for
33 the provision of local exchange services pursuant to
34 chapter 476, but only to the extent such facilities
35 are used to provide such services, which shall be
36 subject to taxation under chapter 433, except that
37 section 433.11 shall not apply. The exemption for
38 property owned by a city or county also applies to
39 property which is operated by a city or county as a
40 library, art gallery or museum, conservatory, botanical
41 garden or display, observatory or science museum, or
42 as a location for holding athletic contests, sports
43 or entertainment events, expositions, meetings or
44 conventions, or leased from the city or county for
45 any such purposes, or leased from the city or county
46 by the Iowa national guard or by a federal agency for
47 the benefit of the Iowa national guard when devoted
48 for public use and not for pecuniary profit. Food and
49 beverages may be served at the events or locations
50 without affecting the exemptions, provided the city

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1 has approved the serving of food and beverages on the
2 property if the property is owned by the city or the
3 county has approved the serving of food and beverages
4 on the property if the property is owned by the
5 county. The exemption for property owned by a city or
6 county also applies to property which is located at an
7 airport and leased to a fixed base operator providing
8 aeronautical services to the public.
9 Sec. 30. IMPLEMENTATION OF ACT. Section 25B.7 does
10 not apply to the property tax exemption established in
11 this division of this Act.
12 Sec. 31. EFFECTIVE UPON ENACTMENT. This division

13 of this Act, being deemed of immediate importance,
14 takes effect upon enactment.
15 Sec. 32. RETROACTIVE APPLICABILITY. This division
16 of this Act applies retroactively to January 1, 2014,
17 for property tax assessment years beginning on or after
18 that date.
19 Sec. 33. RETROACTIVE APPLICABILITY. This division
20 of this Act applies retroactively to January 1, 2014,
21 for sales and use tax paid on or after that date.
22 DIVISION XI
23 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
24 WATER QUALITY INITIATIVE —— CONFIDENTIALITY
25 Sec. 34. NEW SECTION. **466B.49 Confidentiality of**
26 **information.**
27 Any information received, collected, or held under
28 this subchapter is a confidential record, and is
29 exempted from public access as provided in section
30 22.7, if all of the following apply:
31 1. The information is received, collected, or held
32 by a nonprofit organization that conducts nutrient
33 management research, including but not limited to
34 conducting evaluations, assessments, or validations.
35 2. The information identifies any of the following:
36 *a.* A person who holds a legal interest in
37 agricultural land or who has previously held a legal
38 interest in agricultural land.
39 *b.* A person who is involved or who has previously
40 been involved in managing the agricultural land or
41 producing crops or livestock on the agricultural land.
42 *c.* The identifiable location of the agricultural
43 land.
44 Sec. 35. EFFECTIVE UPON ENACTMENT. This division
45 of this Act, being deemed of immediate importance,
46 takes effect upon enactment.
47 DIVISION XII
48 REPEAL
49 Sec. 36. REPEAL. 2013 Iowa Acts, chapter 132,
50 section 44, is repealed.>

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1 2. Title page, by striking lines 1 through 5 and
2 inserting <An Act relating to and making appropriations
3 involving state government entities involved with
4 agriculture, natural resources, and environmental
5 protection, providing for taxable property, making
6 related statutory changes, and including effective date
7 and retroactive applicability provisions.>

SENATE AMENDMENT

H-8284

Amend the amendment, S-5092, to Senate File 2239, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, lines 15 and 16, by striking <all or a substantial portion of>

2. Page 1, by striking lines 24 and 25 and inserting:

<(1) Physical injury to, or injury which is at a variance with the history given of the injury, or unreasonable confinement, unreasonable punishment, or assault of a vulnerable elder by a person not otherwise governed by chapter 235E.>

3. Page 1, line 29, by striking <substantial>

4. By striking page 2, line 50, through page 3, line 3, and inserting:

<___. *"Vulnerable elder"* means a person sixty years of age or older who is unable to protect himself or herself from elder abuse as a result of age or a mental or physical condition.>

5. Page 4, by striking lines 21 through 25.

6. Page 4, line 28, by striking <The> and inserting <By July 1, 2015, the>

7. Page 4, by striking lines 31 and 32 and inserting <se in actions under this chapter.>

8. Page 4, line 33, by striking <Standard> and inserting <Beginning July 1, 2015, the standard>

9. Page 9, lines 27 and 28, by striking <for the person's own benefit or gain>

10. Page 11, by striking lines 12 through 16.

11. Page 11, by striking lines 24 through 49.

12. Page 12, after line 12 by inserting:

<Sec. ___. Section 235B.7, subsection 3, Code 2014, is amended to read as follows:

3. Subsections 1 and 2 do not apply to dependent adult abuse information that is disseminated to an employee of the department or to the office of the attorney ~~representing the department~~ general as authorized by section 235B.6.>

13. By striking page 14, line 5, through page 15, line 11.

14. Page 17, by striking lines 20 through 26.

15. By striking page 17, line 48, through page 18, line 20.

16. Page 18, line 29, after <appeals,> by inserting <department of public health,>

17. By renumbering as necessary.

H-8285

Amend the Senate amendment, H-8283, to House File 2458, as amended, passed, and reprinted by the House, as follows:

1. Page 20, by striking lines 42 and 43 and inserting:

<*c*. The identifiable location of specific agricultural land that can be used to identify a person as provided in paragraph *"a"* or *"b"*.

3. Notwithstanding subsections 1 and 2, the center or any entity that is supported with public moneys and that receives, collects, or holds any information under this subchapter shall license the use of such information for research purposes, upon the request of an accredited institution of higher education. Such license shall incorporate all of the following:

a. Include standard terms as established by the center according to its institutional policy.

b. Impose the same confidentiality requirements as provided for in subsection 2.

c. Prohibit the sublicensing of the information or use by any person not a party to the licensing agreement.

4. This section does not apply to information received, collected, or held by a nonprofit organization, if all of the following apply:

a. The information comes directly or indirectly to the nonprofit organization from a person using public moneys to implement a soil or water conservation practice, or a water quality improvement or measurement activity, with moneys from a source other than those appropriated as part of the water quality initiative as provided in this subchapter.

b. The information would be a public record subject to public access as provided in chapter 22 if such information were reported to the center as provided in this subchapter, to the department of natural resources, or to the department of agriculture and land stewardship.>

2. By renumbering as necessary.

ISENHART of Dubuque

H-8286

Amend House File 2456, as amended, passed, and reprinted by the House, as follows:

1. Page 1, line 9, by striking <change> and inserting <increase>

2. Page 3, by striking lines 18 through 23 and inserting <for a period of at least twenty consecutive

years, the board of directors of the merged area may, by resolution adopted at any time before the end of the most recently authorized period of time for imposing the tax, continue to impose the voted>

3. Page 3, line 24, by striking <a period> and inserting <an additional period>

4. Page 3, line 32, by striking <changed> and inserting <increased>

5. Page 4, line 4, by striking <change> and inserting <increase>

6. Page 4, line 9, after <ballot> by inserting <and received by the board of directors by June 1 of the year in which the election is to be held>

7. Page 4, line 21, after <subsection 1.> by inserting <If the question of whether to discontinue the authority of the board of directors to impose the tax fails to gain approval at election, the question shall not be submitted to the voters of the merged area for a period of ten years following the date of the election.>

8. Page 4, line 22, by striking <change> and inserting <increase>

9. Page 4, line 23, by striking <change> and inserting <increase>

10. Page 5, line 19, by striking <a period> and inserting <an additional period>

11. Page 6, line 13, after <paragraph *"a"*.> by inserting <If the question of whether to discontinue the authority of the board of directors to impose the additional tax fails to gain approval at election, the question shall not be submitted to the voters of the merged area for a period of ten years following the date of the election.>

12. By renumbering, redesignating, and correcting internal references as necessary.

SENATE AMENDMENT

H-8287

Amend House File 2453, as passed by the House, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 16.188, subsection 3, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) Projects that are eligible for historic preservation and cultural and entertainment district tax credits under section ~~404A.1~~ 404A.2.

Sec. 2. Section 404A.1, Code 2014, is amended by striking the section and inserting in lieu thereof the

13 following:
14 **404A.1 Definitions.**
15 For purposes of this chapter, unless the context
16 otherwise requires:
17 1. *"Completion date"* means the date on which
18 property that is the subject of a qualified
19 rehabilitation project is placed in service, as that
20 term is used in section 47 of the Internal Revenue
21 Code.
22 2. *"Department"* means the department of cultural
23 affairs.
24 3. *"Eligible taxpayer"* means the owner of
25 the property that is the subject of a qualified
26 rehabilitation project, or another person who will
27 qualify for the federal rehabilitation credit allowed
28 under section 47 of the Internal Revenue Code with
29 respect to the property that is the subject of a
30 qualified rehabilitation project.
31 4. *"Nonprofit organization"* means an organization
32 described in section 501 of the Internal Revenue Code
33 unless the exemption is denied under section 501, 502,
34 503, or 504 of the Internal Revenue Code. *"Nonprofit*
35 *organization"* does not include a governmental body, as
36 that term is defined in section 362.2.
37 5. *"Program"* shall mean the historic preservation
38 and cultural and entertainment district tax credit
39 program set forth in this chapter.
40 6. *a. "Qualified rehabilitation expenditures"* means
41 the same as defined in section 47 of the Internal
42 Revenue Code. Notwithstanding the foregoing sentence,
43 expenditures incurred by an eligible taxpayer that is
44 a nonprofit organization shall be considered *"qualified*
45 *rehabilitation expenditures*" if they are any of the
46 following:
47 (1) Expenditures made for structural components, as
48 that term is defined in 26 C.F.R. §1.48-1(e)(2).
49 (2) Expenditures made for architectural and
50 engineering fees, site survey fees, legal expenses,

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1 insurance premiums, and development fees.
2 *b. "Qualified rehabilitation expenditures"* does not
3 include those expenditures financed by federal, state,
4 or local government grants or forgivable loans unless
5 otherwise allowed under section 47 of the Internal
6 Revenue Code.
7 *c. "Qualified rehabilitation expenditures"* may
8 include expenditures incurred prior to the date
9 an agreement is entered into under section 404A.3,
10 subsection 3.
11 7. *"Qualified rehabilitation project"* means a

project for the rehabilitation of property in this state that meets all of the following criteria:

a. The property is at least one of the following:

(1) Property listed on the national register of historic places or eligible for such listing.

(2) Property designated as of historic significance to a district listed in the national register of historic places or eligible for such designation.

(3) Property or district designated a local landmark by a city or county ordinance.

(4) A barn constructed prior to 1937.

b. The property meets the physical criteria and standards for rehabilitation established by the department by rule. To the extent applicable, the physical standards and criteria shall be consistent with the United States secretary of the interior's standards for rehabilitation.

c. The project has qualified rehabilitation expenditures that meet or exceed the following:

(1) In the case of commercial property, expenditures totaling at least fifty thousand dollars or fifty percent of the assessed value of the property, excluding the land, prior to rehabilitation, whichever is less.

(2) In the case of property other than commercial property, including but not limited to barns constructed prior to 1937, expenditures totaling at least twenty-five thousand dollars or twenty-five percent of the assessed value, excluding the land, prior to rehabilitation, whichever is less.

Sec. 3. Section 404A.2, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

404A.2 Historic preservation and cultural and entertainment district tax credit.

1. An eligible taxpayer who has entered into an agreement under section 404A.3, subsection 3, is eligible to receive a historic preservation and cultural and entertainment district tax credit

in an amount equal to twenty-five percent of the qualified rehabilitation expenditures of a qualified rehabilitation project that are specified in the agreement. Notwithstanding any other provision of this chapter or any provision in the agreement to the contrary, the amount of the tax credits shall not exceed twenty-five percent of the final qualified rehabilitation expenditures verified by the department pursuant to section 404A.3, subsection 5, paragraph *"c"*.

11 2. The tax credit shall be allowed against the
12 taxes imposed in chapter 422, divisions II, III,
13 and V, and in chapter 432. An individual may claim
14 a tax credit under this section of a partnership,
15 limited liability company, S corporation, estate,
16 or trust electing to have income taxed directly to
17 the individual. For an individual claiming a tax
18 credit of an estate or trust, the amount claimed
19 by the individual shall be based upon the pro rata
20 share of the individual's earnings from the estate
21 or trust. For an individual claiming a tax credit
22 of a partnership, limited liability company, or S
23 corporation, the amount claimed by the partner, member,
24 or shareholder, respectively, shall be based upon
25 the amounts designated by the eligible partnership,
26 S corporation, or limited liability company, as
27 applicable.
28 3. Any credit in excess of the taxpayer's tax
29 liability for the tax year shall be refunded with
30 interest computed under section 422.25. In lieu of
31 claiming a refund, a taxpayer may elect to have the
32 overpayment shown on the taxpayer's final, completed
33 return credited to the tax liability for the following
34 year.
35 4. *a.* To claim a tax credit under this section,
36 a taxpayer shall include one or more tax credit
37 certificates with the taxpayer's tax return.
38 *b.* The tax credit certificate shall contain the
39 taxpayer's name, address, tax identification number,
40 the amount of the credit, the name of the eligible
41 taxpayer, any other information required by the
42 department of revenue, and a place for the name and tax
43 identification number of a transferee and the amount of
44 the tax credit being transferred.
45 *c.* The tax credit certificate, unless rescinded by
46 the department, shall be accepted by the department
47 of revenue as payment for taxes imposed in chapter
48 422, divisions II, III, and V, and in chapter 432,
49 subject to any conditions or restrictions placed by
50 the department or the department of revenue upon the

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1 face of the tax credit certificate and subject to the
2 limitations of this program.
3 5. *a.* Tax credit certificates issued under
4 section 404A.3 may be transferred to any person.
5 Within ninety days of transfer, the transferee shall
6 submit the transferred tax credit certificate to the
7 department of revenue along with a statement containing
8 the transferee's name, tax identification number,
9 and address, the denomination that each replacement

10 tax credit certificate is to carry, and any other
11 information required by the department of revenue.
12 However, tax credit certificate amounts of less
13 than the minimum amount established by rule of the
14 department of revenue shall not be transferable.
15 *b.* Within thirty days of receiving the transferred
16 tax credit certificate and the transferee's statement,
17 the department of revenue shall issue one or more
18 replacement tax credit certificates to the transferee.
19 Each replacement tax credit certificate must contain
20 the information required for the original tax credit
21 certificate and must have the same expiration date that
22 appeared on the transferred tax credit certificate.
23 *c.* A tax credit shall not be claimed by a
24 transferee under this section until a replacement tax
25 credit certificate identifying the transferee as the
26 proper holder has been issued. The transferee may use
27 the amount of the tax credit transferred against the
28 taxes imposed in chapter 422, divisions II, III, and
29 V, and in chapter 432, for any tax year the original
30 transferor could have claimed the tax credit. Any
31 consideration received for the transfer of the tax
32 credit shall not be included as income under chapter
33 422, divisions II, III, and V. Any consideration
34 paid for the transfer of the tax credit shall not be
35 deducted from income under chapter 422, divisions II,
36 III, and V.
37 6. For purposes of the individual and corporate
38 income taxes and the franchise tax, the increase in
39 the basis of the rehabilitated property that would
40 otherwise result from the qualified rehabilitation
41 expenditures shall be reduced by the amount of the
42 credit computed under this section.
43 Sec. 4. Section 404A.3, Code 2014, is amended by
44 striking the section and inserting in lieu thereof the
45 following:
46 **404A.3 Application and registration —— agreement ——**
47 **compliance and examination.**
48 1. *Application and fees.*
49 *a.* An eligible taxpayer seeking historic
50 preservation and cultural and entertainment district

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1 tax credits provided in section 404A.2 shall make
2 application to the department in the manner prescribed
3 by the department.
4 *b.* The department may accept applications on a
5 continuous basis or may accept applications, or one or
6 more components of an application, during one or more
7 application periods.
8 *c.* The application shall include any information

9 deemed necessary by the department to evaluate
10 the eligibility under the program of the applicant
11 and the rehabilitation project, the amount of
12 projected qualified rehabilitation expenditures of a
13 rehabilitation project, and the amount and source of
14 all funding for a rehabilitation project. An applicant
15 shall have the burden of proof to demonstrate to the
16 department that the applicant is an eligible taxpayer
17 and the project is a qualified rehabilitation project
18 under the program.
19 *d.* The department may establish criteria for the
20 use of electronic or other alternative filing or
21 submission methods for any application, document, or
22 payment requested or required under this program. Such
23 criteria may provide for the acceptance of a signature
24 in a form other than the handwriting of a person.
25 *e.* (1) The department may charge application
26 and other fees to eligible taxpayers who apply to
27 participate in the program. The amount of such
28 fees shall be determined based on the costs of the
29 department associated with administering the program.
30 (2) Fees collected by the department pursuant to
31 this paragraph shall be deposited with the department
32 pursuant to section 303.9, subsection 1.
33 2. *Registration.*
34 *a.* Upon review of the application, the department
35 may register a qualified rehabilitation project under
36 the program. If the department registers the project,
37 the department shall make a preliminary determination
38 as to the amount of tax credits for which the project
39 qualifies.
40 *b.* After registering the qualified rehabilitation
41 project, the department shall notify the eligible
42 taxpayer of successful registration under the program.
43 The notification shall include the amount of tax
44 credits under section 404A.2 for which the qualified
45 rehabilitation project has received a tentative award
46 and a statement that the amount is a preliminary
47 determination only.
48 3. *Agreement.*
49 *a.* Upon successful registration of a qualified
50 rehabilitation project, the eligible taxpayer shall

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1 enter into an agreement with the department for the
2 successful completion of all requirements of the
3 program.
4 *b.* The agreement shall contain mutually agreeable
5 terms and conditions which, at a minimum, provide for
6 the following:
7 (1) The amount of the tax credit award. An

eligible taxpayer has no right to receive a tax credit certificate or claim a tax credit until all requirements of the agreement and subsections 4 and 5 have been satisfied. The amount of tax credit included on a tax credit certificate issued under this section shall be contingent upon verification by the department of the amount of final qualified rehabilitation expenditures.

(2) The rehabilitation work to be performed.

(3) The budget of the qualified rehabilitation project, including the projected qualified rehabilitation expenditures, allowable cost overruns, and the source and amount of all funding received or anticipated to be received. The amount of allowable cost overruns provided for in the agreement shall not exceed the following amount:

(a) For a qualified rehabilitation project with final qualified rehabilitation expenditures of not more than seven hundred fifty thousand dollars, fifteen percent of the projected qualified rehabilitation expenditures provided for in the agreement.

(b) For a qualified rehabilitation project with final qualified rehabilitation expenditures of more than seven hundred fifty thousand dollars but not more than six million dollars, ten percent of the projected qualified rehabilitation expenditures provided for in the agreement.

(c) For a qualified rehabilitation project with final qualified rehabilitation expenditures of more than six million dollars, five percent of the projected qualified rehabilitation expenditures provided for in the agreement.

(4) The commencement date of the qualified rehabilitation project, which shall not be later than the end of the fiscal year in which the agreement is entered into.

(5) The completion date of the qualified rehabilitation project, which shall be within thirty-six months of the commencement date.

(6) The date on which the agreement terminates, which date shall not be earlier than five years from the date on which the tax credit certificate is issued.

4. *Compliance.*

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a. The eligible taxpayer shall, for the length of the agreement, annually certify to the department compliance with the requirements of the agreement. The certification shall be made at such time as the department shall determine in the agreement.

b. The eligible taxpayer shall have the burden

7 of proof to demonstrate to the department that all
8 requirements of the agreement are satisfied. The
9 taxpayer shall notify the department in a timely
10 manner of any changes in the qualification of the
11 rehabilitation project or in the eligibility of
12 the taxpayer to claim the tax credit provided under
13 this chapter, or of any other change that may have a
14 negative impact on the eligible taxpayer's ability
15 to successfully complete any requirement under the
16 agreement.
17 *c.* (1) If after entering into the agreement but
18 before a tax credit certificate is issued, the eligible
19 taxpayer or the qualified rehabilitation project no
20 longer meets the requirements of the agreement, the
21 department may find the taxpayer in default under the
22 agreement and may revoke the tax credit award.
23 (2) If an eligible taxpayer obtains a tax credit
24 certificate from the department by way of a prohibited
25 activity, the eligible taxpayer and any transferee
26 shall be jointly and severally liable to the state for
27 the amount of the tax credits so issued, interest and
28 penalties allowed under chapter 422, and reasonable
29 attorney fees and litigation costs, except that the
30 liability of the transferee shall not exceed an amount
31 equal to the amount of the tax credits acquired by
32 the transferee. The department of revenue, upon
33 notification or discovery that a tax credit certificate
34 was issued to an eligible taxpayer by way of a
35 prohibited activity, shall revoke any outstanding
36 tax credit and seek repayment of the value of any tax
37 credit already claimed, and the failure to make such a
38 repayment may be treated by the department of revenue
39 in the same manner as a failure to pay the tax shown
40 due or required to be shown due with the filing of a
41 return or deposit form. A qualifying transferee is not
42 subject to the liability, revocation, and repayment
43 imposed under this subparagraph.
44 (3) For purposes of this paragraph:
45 (a) *"Prohibited activity"* means a breach or default
46 under the agreement with the department, the violation
47 of any warranty provided by the eligible taxpayer
48 to the department or the department of revenue, the
49 claiming of a tax credit issued under this chapter for
50 expenditures that are not qualified rehabilitation

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1 expenditures, the violation of any requirements of this
2 chapter or rules adopted pursuant to this chapter,
3 misrepresentation, fraud, or any other unlawful act or
4 omission.
5 (b) *"Qualifying transferee"* means a transferee who

acquires a tax credit certificate issued under this chapter for value, in good faith, without actual or constructive notice of a prohibited activity of the eligible taxpayer who was originally issued the tax credit, and without actual or constructive notice of any other claim to or defense against the tax credit, and which transferee is not associated with the eligible taxpayer by being one or more of the following:

(i) An owner, member, shareholder, or partner of the eligible taxpayer who directly or indirectly owns or controls, in whole or in part, the eligible taxpayer.

(ii) A director, officer, or employee of the eligible taxpayer.

(iii) A relative of the eligible taxpayer or a person listed in subparagraph subdivision (i) or (ii) or, if the eligible taxpayer or an owner, member, shareholder, or partner of the eligible taxpayer is a legal entity, the natural persons who ultimately own such legal entity.

(iv) A person who is owned or controlled, in whole or in part, by a person listed in subparagraph subdivision (i) or (ii).

(c) *"Relative"* means an individual related by consanguinity within the second degree as determined by common law, a spouse, or an individual related to a spouse within the second degree as so determined, and includes an individual in an adoptive relationship within the second degree.

5. *Examination and audit of project.*

a. An eligible taxpayer shall engage a certified public accountant authorized to practice in this state to conduct an examination of the project in accordance with the American institute of certified public accountants' statements on standards for attestation engagements. Upon completion of the qualified rehabilitation project, the eligible taxpayer shall submit the examination to the department, along with a statement of the amount of final qualified rehabilitation expenditures and any other information deemed necessary by the department or the department of revenue in order to verify that all requirements of the agreement, this chapter, and all rules adopted pursuant to this chapter have been satisfied.

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b. Notwithstanding paragraph *"a"*, the department may waive the examination requirement in this subsection if all the following requirements are satisfied:

5 (1) The final qualified rehabilitation expenditures
6 of the qualified rehabilitation project, as verified
7 by the department, do not exceed one hundred thousand
8 dollars.
9 (2) The qualified rehabilitation project is funded
10 exclusively by private funding sources.
11 *c.* Upon review of the examination, if applicable,
12 the department shall verify that all requirements of
13 the agreement, this chapter, and all rules adopted
14 pursuant to this chapter have been satisfied and shall
15 verify the amount of final qualified rehabilitation
16 expenditures. After consultation with the department
17 of revenue, the department may issue a tax credit
18 certificate to the eligible taxpayer stating the
19 amount of tax credit under section 404A.2 the eligible
20 taxpayer may claim. The department shall issue the tax
21 credit certificate not later than 60 days following the
22 completion of the examination review, if applicable,
23 and the verifications and consultation required under
24 this paragraph.
25 6. Notwithstanding any other provision of this
26 chapter to the contrary, the department may waive the
27 requirements of subsections 1 through 4, except the
28 requirements relating to allowable cost overruns in
29 subsection 3, paragraph *"b"*, subparagraph (3), and
30 the requirements in subsection 4, paragraphs *"b"* and
31 *"c"*, for qualified rehabilitation projects with final
32 qualified rehabilitation expenditures of seven hundred
33 fifty thousand dollars or less and may establish by
34 rule different application, registration, agreement,
35 compliance, or other requirements relating to such
36 projects.
37 7. The department may for good cause amend an
38 agreement.
39 Sec. 5. Section 404A.4, Code 2014, is amended by
40 striking the section and inserting in lieu thereof the
41 following:
42 **404A.4 Aggregate tax credit award limit.**
43 1. *a.* Except as provided in subsections 2 and 3,
44 the department shall not award in any one fiscal year
45 an amount of tax credits provided in section 404A.2 in
46 excess of forty-five million dollars.
47 *b.* Of the tax credits that may be awarded in
48 a fiscal year pursuant to paragraph *"a"*, at least
49 five percent of the dollar amount of the tax credits
50 shall be allocated for purposes of new qualified

1 rehabilitation projects with final qualified
2 rehabilitation expenditures of seven hundred fifty
3 thousand dollars or less.

2. *a.* The amount of a tax credit that is awarded during a fiscal year beginning on or after July 1, 2016, and that is irrevocably declined or revoked on or before June 30 of the next fiscal year may be awarded under section 404A.3 during the fiscal year in which the declination or revocation occurs.

b. The amount of a tax credit that was reserved prior to the effective date of this Act under section 404A.4, Code 2014, for use in a fiscal year beginning before July 1, 2016, that is irrevocably declined or revoked on or after the effective date of this Act, but before July 1, 2016, may be awarded under section 404A.3 during the fiscal year in which such declination or revocation occurs. Such tax credits awarded shall not be claimed by a taxpayer in a fiscal year that is earlier than the fiscal year for which the tax credits were originally reserved.

c. The amount of a tax credit that was available for approval by the state historical preservation office of the department under section 404A.4, Code 2014, in a fiscal year beginning on or after July 1, 2010, but before July 1, 2014, that was required to be allocated to new projects with final qualified rehabilitation costs of five hundred thousand dollars or less, or seven hundred fifty thousand dollars or less, as the case may be, and that was not finally approved by the state historical preservation office, may be awarded under section 404A.3 during the fiscal years beginning on or after July 1, 2014, but before July 1, 2016.

d. Tax credits awarded pursuant to this subsection shall not be considered for purposes of calculating the aggregate tax credit award limit in subsection 1.

3. *a.* If during the fiscal year beginning July 1, 2016, or any fiscal year thereafter, the department awards an amount of tax credits that is less than the maximum aggregate tax credit award limit specified in subsection 1, the difference between the amount so awarded and the amount specified in subsection 1, not to exceed ten percent of the amount specified in subsection 1, may be carried forward to the succeeding fiscal year and awarded during that fiscal year.

b. Tax credits awarded pursuant to this subsection shall not be considered for purposes of calculating the aggregate tax credit award limit in subsection 1.

Sec. 6. Section 404A.5, Code 2014, is amended to read as follows:

404A.5 Economic impact —— recommendations.

1. The department ~~of cultural affairs~~, in

consultation with the department of revenue, shall be responsible for keeping the general assembly and the legislative services agency informed on the overall economic impact to the state of ~~the rehabilitation of eligible properties~~ qualified rehabilitation projects.

2. An annual report shall be filed which shall include but is not limited to data on the number and potential value of qualified rehabilitation projects begun during the latest twelve-month period, the total historic preservation and cultural and entertainment district tax credits originally ~~granted~~ awarded or tax credit certificates originally issued during that period, the potential reduction in state tax revenues as a result of all awarded or issued tax credits still ~~unused~~ unclaimed and eligible for refund, and the potential increase in local property tax revenues as a result of the ~~rehabilitated~~ qualified rehabilitation projects.

3. The department ~~of cultural affair~~s, to the extent it is able, shall provide recommendations on whether ~~a~~ the limit on tax credits should be ~~established~~ changed, the need for a broader or more restrictive definition of ~~eligible property~~ qualified rehabilitation project, and other adjustments to the tax credits under this chapter.

Sec. 7. NEW SECTION. **404A.6 Rules.**

The department and the department of revenue shall each adopt rules to jointly administer this chapter.

Sec. 8. Section 422.11D, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

422.11D Historic preservation and cultural and entertainment district tax credit.

The taxes imposed under this division, less the credits allowed under section 422.12, shall be reduced by a historic preservation and cultural and entertainment district tax credit allowed under section 404A.2.

Sec. 9. Section 422.33, subsection 10, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

10. The taxes imposed under this division shall be reduced by a historic preservation and cultural and entertainment district tax credit allowed under section 404A.2.

Sec. 10. Section 422.60, subsection 4, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

4. The taxes imposed under this division shall be

reduced by a historic preservation and cultural and entertainment district tax credit allowed under section 404A.2.

Sec. 11. Section 432.12A, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

432.12A Historic preservation and cultural and entertainment district tax credit.

The taxes imposed under this chapter shall be reduced by a historic preservation and cultural and entertainment district tax credit allowed under section 404A.2.

Sec. 12. APPLICABILITY. Unless otherwise provided in this Act, this Act applies to agreements entered into by the department and an eligible taxpayer on or after the effective date of this Act, and rehabilitation projects for which a project application was approved and tax credits reserved prior to the effective date of this Act shall be governed by sections 404A.1 through 404A.5, Code 2014.>

SENATE AMENDMENT

H-8288

Amend the House amendment, S-5156, to Senate File 2342, as amended, passed, and reprinted by the Senate, as follows:

1. Page 4, after line 44 by inserting:

<8. *Repeal.* This section is repealed June 30, 2016.>

2. By renumbering as necessary.

SENATE AMENDMENT

H-8289

Amend House File 2463, as amended, passed, and reprinted by the House, as follows:

1. Page 1, line 22, by striking <10,606,066> and inserting <11,531,066>

2. Page 1, line 23, by striking <28.00> and inserting <~~28.00~~ 31.00>

3. Page 3, line 1, by striking <subsection> and inserting <~~subsection~~ section>

4. Page 3, after line 4 by inserting:

<7. Of the funds appropriated in this section, $325,000 shall be used to fund the initial reestablishment of the office of substitute decision maker pursuant to chapter 231E.

8. Of the funds appropriated in this section, $600,000 shall be distributed equally to the area

agencies on aging to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

9. The department on aging shall form a study committee to analyze the meal programs coordinated through the area agencies on aging.>

5. Page 3, line 19, by striking <821,707> and inserting <1,078,707>

6. Page 3, line 20, by striking <~~13.00~~> and inserting <13.00>

7. Page 3, line 21, by striking <11.00>

8. Page 3, after line 27 by inserting:

<3. Of the funds appropriated in this section, $257,000 shall be used to provide two additional local long-term care ombudsmen to continue moving toward the national recommendation of one full-time equivalent paid staff ombudsman position per 2,000 long-term care beds in the state.>

9. Page 4, line 9, by striking <27,088,690> and inserting <27,588,690>

10. Page 4, line 12, by striking <5,073,361> and inserting <5,573,361>

11. Page 8, after line 16 by inserting:

<f. The department of public health shall initiate a committee supported by departmental staff who work with substance-related disorder providers to review reimbursement provisions applicable to substance-related disorder providers. The committee membership shall include the department of human services staff who work with the managed care organization responsible for substance-related disorder treatment under the department and for mental health treatment under the Medicaid program, a

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representative of the managed care organization, at least three providers of substance-related disorders designated by the Iowa behavioral health association, and other interests. The committee shall consider the adequacy of the reimbursement provisions, whether it is appropriate to rebase reimbursement, equity of the reimbursement provisions as compared to the reimbursement methodologies used for providers of similar behavioral health services, the effect of health coverage expansion through the Iowa health and wellness plan on such providers, and other issues. The committee shall report to the general assembly with findings and recommendations on or before December 15, 2014.>

12. Page 8, line 23, by striking <3,671,602> and inserting <4,346,602>

13. Page 9, line 5, by striking <1,327,887> and inserting <1,927,887>

14. Page 10, line 4, by striking <137,768> and inserting <162,768>

15. Page 10, after line 31 by inserting:

<j. In preparation for the completion of the youth and young adult suicide prevention program (Y-YASP) project funded through the federal Garrett Lee Smith youth suicide prevention grant awarded to the department of public health, the department of public health and the department of education shall submit recommendations based upon the foundation established by the project to establish a suicide prevention and trauma coordinator position in the department of education, to integrate suicide prevention and postvention and trauma-informed care model protocols into school district supports statewide, and to include evidence-based training on suicide prevention for appropriate school personnel, during the fiscal year beginning July 1, 2015. The departments shall submit their recommendations to the governor and the general assembly no later than December 15, 2014.

k. Of the funds appropriated in this subsection, $50,000 shall be used to support the Iowa effort to address the survey of children who experience adverse childhood experiences known as ACEs.>

16. Page 11, line 2, by striking <5,040,692> and inserting <5,155,692>

17. Page 11, by striking lines 14 through 16 and inserting <basis. Of the amount allocated in this paragraph, ~~$47,500~~ $95,000 shall be used to fund one full-time equivalent position to serve as the state brain injury ~~service~~ services program manager.>

18. Page 11, line 23, by striking <$99,823> and

Page 3

inserting <$149,823>

19. Page 11, line 27, after <families.> by inserting <The amount allocated in this paragraph in excess of $100,000 shall be matched dollar for dollar by the organization specified.>

20. Page 12, line 32, by striking <175,263> and inserting <215,263>

21. Page 12, after line 35 by inserting:

<l. Of the funds appropriated in this subsection, $25,000 shall be used for implementation of chapter 124D, the Medical Cannabidiol Act, or other provision authorizing the compassionate medical use of cannabidiol, if enacted by the 2014 regular session of

the eighty-fifth general assembly.>

22. Page 13, line 6, by striking <9,284,436> and inserting <8,888,270>

23. Page 15, by striking lines 30 through 33 and inserting:

<(8) For continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109:

..... $ ~~189,237~~
378,474>

24. Page 16, line 13, by striking <175,900> and inserting <288,580>

25. Page 16, line 19, by striking <178,875> and inserting <291,555>

26. Page 17, line 10, by striking <150,000> and inserting <250,000>

27. Page 17, line 34, by striking <p.> and inserting <p. (1)>

28. Page 18, after line 18 by inserting:

<(2) The department of human services shall work with the Iowa collaborative safety net provider network and the Iowa primary care association to develop a long-term sustainability plan for the statewide regionally based network to provide the integrated approach to health care delivery as described in this lettered paragraph. The department shall pursue any appropriate payment mechanisms available such as a Medicaid program state plan amendment, Medicaid program waiver, state innovation model funding, or other funding through the centers for Medicare and Medicaid services of the United States department of health and human services to provide options for long-term sustainability by incorporating funding of the network into any such appropriate payment mechanism.>

29. Page 18, line 20, by striking <3,000,000> and inserting <2,000,000>

30. Page 18, by striking lines 25 through 30 and

Page 4

inserting <as specified in section 135.176.>

31. Page 19, by striking lines 3 through 10.

32. Page 20, line 4, by striking <3,420,027> and inserting <3,387,127>

33. Page 20, line 7, by striking <454,700> and inserting <554,700>

34. Page 20, by striking lines 33 and 34.

35. By striking page 21, line 14, through page 22, line 13, and inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 1, is amended to read as follows:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~546,754~~
1,095,951
..... FTEs 13.00

IOWA VETERANS HOME

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 2, unnumbered paragraph 1, is amended to read as follows:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ ~~3,762,857~~
7,594,996

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 2, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 3, is amended to read as follows:>

36. By striking page 24, line 25, through page 25, line 32.

37. Page 25, line 33, by striking <c.> and inserting <b.>

38. Page 29, line 17, by striking <6,042,834> and inserting <6,217,834>

39. Page 31, line 26, by striking <48,503,875> and inserting <48,763,875>

40. Page 31, line 30, by striking <3,163,854> and inserting <3,338,854>

41. Page 32, after line 31 by inserting:

<4A. Of the funds appropriated in this section, $10,000 shall be used by the organization specified in subsection 4 to evaluate the need to assist low-income Iowans in preparing tax returns for electronic filing.>

42. Page 32, line 33, by striking <40,000> and

inserting <115,000>

43. Page 33, line 3, after <responsibility> by inserting <headquartered>

44. Page 33, line 8, before <initiative> by inserting <multi-county>>

45. Page 35, line 7, by striking <1,248,320,932> and inserting <1,243,567,577>

46. Page 36, line 10, by striking <$5,151,477> and inserting <$7,451,376>

47. Page 36, by striking lines 12 through 14 and inserting <community-based services waivers.>

48. Page 36, after line 27 by inserting:
<NEW SUBSECTION. 24. If authorized by the centers for Medicare and Medicaid services of the United States department of health and human services, the department of human services shall expand hospital presumptive eligibility as authorized under 42 C.F.R §435.1110, to include other provider types as qualified entities, including but not limited to federally qualified health centers, upon a center's or other entity's request.
NEW SUBSECTION. 25. The department of human services shall adopt rules pursuant to chapter 17A to require or provide for all of the following relating to qualifications for disproportionate share hospital payments:
a. That only hospitals, including those defined as a children's hospital, located in the state may qualify for disproportionate share hospital payments.
b. That, if a hospital is defined as a children's hospital, the children's hospital may qualify for disproportionate share hospital payments if among other criteria the hospital is a member of, but is not required to be a voting member of, the children's hospital association.>
49. Page 39, by striking lines 21 through 29.
50. Page 40, line 4, by striking <45,622,828> and inserting <48,641,331>
51. Page 40, line 6, by striking <37,903,401> and inserting <40,921,904>
52. Page 42, after line 26 by inserting:
<12. Of the funds appropriated in this section, $100,000 is transferred to the department of public health to be used for a program to assist parents in this state with costs resulting from the death of a child in accordance with this subsection. If it is less costly than administering the program directly, the department shall issue a request for proposals and issue a grant to an appropriate organization to administer the program.
a. The program funding shall be used to assist

parents who reside in this state with costs incurred for a funeral, burial or cremation, cemetery costs, or grave marker costs associated with the unintended death of a child of the parent or a child under the care of a guardian or custodian. The department shall consider the following eligibility factors in developing program requirements:
(1) The child was a stillborn infant or was less than age eighteen at the time of death.
(2) The request for assistance was approved by

the local board or department of health or the county general assistance director and may have been referred by a local funeral home.

(3) To be eligible, the parent, guardian, or custodian must have an annual household income that is less than 145 percent of the federal poverty level based on the number of people in the applicant's household as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

(4) The maximum amount of grant assistance provided to a parent, guardian, or custodian associated with the death of a child is $2,000. If the death is a multiple death and the infants or children are being cremated, or buried together, the same limitation applies.

(5) To the extent the overall amount of assistance received by a recipient for the costs addressed under this subsection does not exceed the overall total of the costs, the recipient may receive other public or private assistance in addition to grant assistance under this section.

b. Notwithstanding section 8.33, moneys transferred by this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until expended.>

53. By striking page 42, line 27, through page 45, line 4, and inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 147, is amended to read as follows:

SEC. 147. JUVENILE INSTITUTIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For operation of the ~~Iowa juvenile home~~ state training school for female juvenile delinquents at Toledo as enacted by this 2014 Iowa Act, to operate with a capacity of at least 20 beds and for salaries,

support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~4,429,678~~
7,087,766

..... FTEs ~~114.00~~
54.00

a. Of the funds appropriated in this subsection, up to $2,000,000 may be used by the department for the

placement costs of females and males adjudicated as a child in need of assistance that under prior law would have been placed at the Iowa juvenile home.

b. By January 1, 2015, the department shall provide a report to the governor and the legislative services agency that includes a description of the status of juvenile delinquent girls in out-of-home placements during the period beginning December 1, 2013, and ending December 1, 2014; identifies their placement histories; provides the reason for placement; provides a status report on educational services and treatment of youth at department facilities; and makes appropriate recommendations for legislation deemed necessary.

c. Of the funds appropriated in this subsection, $1,100,000 shall be used for follow-up services to support children who were placed at a state training school and remain under the jurisdiction of the state court and for expansion of the preparation for adult living program in accordance with section 234.46, in accordance with this 2014 Act.

2. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~5,628,485~~ 11,590,098

..... FTEs ~~164.30~~ 165.30

Of the funds appropriated in this subsection, ~~$45,575~~ $91,150 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department. Of the funds appropriated in this subsection, $90,000 shall be used for the costs of implementing the youth council approach, known as achieving maximum potential, of providing a support network to males placed at the training school at Eldora and to females placed at the state training

school at Toledo.

3. A portion of the moneys appropriated in this section shall be used by the state training ~~school and by the Iowa juvenile home~~ schools for grants for adolescent pregnancy prevention activities at the institutions in the fiscal year beginning July 1, 2014.>

54. Page 45, line 15, by striking <95,535,703> and

inserting <93,571,220>
55. Page 45, line 32, by striking <36,967,216> and inserting <34,383,853>
56. Page 49, line 23, by striking <520,150> and inserting <570,150>
57. Page 49, line 30, by striking <62,708> and inserting <68,737>
58. Page 49, line 33, by striking <125,682> and inserting <137,761>
59. Page 50, line 1, by striking <195,892> and inserting <214,722>
60. Page 50, line 4, by striking <67,934> and inserting <74,465>
61. Page 50, line 7, by striking <67,934> and inserting <74,465>
62. Page 51, line 32, by striking <110,000> and inserting <135,000>
63. Page 52, line 6, by striking <$160,000> and inserting <$110,000>
64. Page 52, after line 16 by inserting:
<28. The department shall perform a review of the feasibility of and benefits associated with expanding foster care, kinship guardianships, and subsidized adoptions to be available on a voluntary basis to young adults who become age 18 while receiving child welfare services. The purpose of the review is to determine the extent to which the expansion is covered under the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and would draw additional federal support under the Title IV-E of the federal Social Security Act, allow the state to expand the preparation for adult living program to additional young adults, and enhance the services and supports available under the program. The department shall engage national and state experts in structuring such programs under the federal fostering connections Act in addition to young persons with experience in the state's foster care system in performing the review. If the department determines the expansion can be implemented within existing state appropriations and produces additional benefits for the young adults who would be served under the expansion, the department may

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implement changes to expand the availability of foster care, kinship guardianships, and subsidized adoptions for eligible young adults who become age 21.
29. Of the funds appropriated in this section, $25,000 shall be used for the purposes of this subsection. The department shall staff and support a panel of Iowa child welfare experts and advocates

8 to guide and oversee development of the publications
9 enumerated in this subsection. The membership
10 of the panel shall include but is not limited to
11 representatives designated by the Middleton center for
12 children's right at the Drake university legal clinic,
13 disability rights Iowa, the foster care youth council
14 program known as achieving maximum potential or AMP,
15 the department's parent partners pilot program, the
16 Iowa foster and adoptive parent association, the child
17 and family policy center, youth & shelter services,
18 inc., and the youth policy institute of Iowa. The
19 panel shall seek additional support from national
20 experts and technical assistance resources with
21 experience in state efforts to improve child welfare
22 systems with the types of approaches described by this
23 subsection. The panel shall provide a preliminary
24 report on or before October 1, 2014, to the general
25 assembly and the governor, and a final report at a
26 later date. The panel shall produce for distribution
27 through the department the following documents:
28 a. For general distribution to all families, a
29 family rights guide to child protective services that
30 describes what constitutes child abuse and neglect
31 under Iowa law, the child abuse assessment process,
32 the rights families have in that process to request
33 services, and the rights and options such families
34 have to make appeals and secure representation and
35 support. At a minimum, the rights guide shall be
36 translated into the four most common languages other
37 than English spoken in Iowa by persons of limited
38 English proficiency, and the department shall make
39 available interpreters for persons of limited English
40 proficiency in other languages to review the guide and
41 its contents with families. Upon completion, the guide
42 shall be provided to all families who are subject to a
43 child abuse investigation.
44 b. For distribution to children and families
45 engaged processes which may lead to an adjudication
46 under chapter 232 and foster care placement, a child
47 and youth rights guide to foster care that expands upon
48 the bill of rights created by AMP youth. The initial
49 guide shall be directed to older youth ages 12 through
50 17 and shall describe the foster care process and the

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1 rights children engaged in foster care processes have
2 to services, representation, and support and to be
3 heard in developing their permanency plans.>
4 65. Page 58, line 20, by striking <16,304,602> and
5 inserting <16,422,302>
6 66. Page 58, line 26, by striking <$132,300> and

inserting <$150,000>

67. Page 59, before line 6 by inserting:

<5B. Of the funds appropriated in this section, $50,000 shall be used by the department of human services to contract with an independent researcher with expertise in both aging and disability population issues to evaluate the current provision of specialized services to individuals with a mental illness or an intellectual disability residing in nursing facilities in the state and develop a quality assurance model to ensure that nursing facility residents with a mental illness or an intellectual disability are receiving effective specialized services pursuant to the federal Nursing Home Reform Act. In evaluating the current provision of specialized services, the contractor shall select nursing facilities with higher than average numbers of residents with a mental illness or an intellectual disability. In evaluating the current specialized services the contractor shall determine whether the specialized services are individualized, provided in addition to basic nursing facility services, and appropriate to meet the needs of the individual to assist in transitioning to a less restrictive, more integrated environment. The contractor shall also determine whether the specialized services are included in the residents' plans of care; whether the specialized services were provided by a mental health or intellectual disabilities professional; the cost of and funding source for the specialized services; whether the specialized services were effective in treating or habilitating residents, improving the residents' level of functioning, and enhancing the residents' ability to live in the community with appropriate services and supports; how many residents for whom specialized services were provided were able to transition to a less restrictive placement; and the projected savings if residents received effective specialized services, avoided hospitalizations, and transitioned to living in less restrictive settings with appropriate services and supports. The department shall report the results of the evaluation and the proposed quality assurance model to the individuals designated by this Act for submission of reports by December 15, 2014.>

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68. Page 59, by striking line 21 and inserting

<exceed ~~$268,712,511~~ $284,878,824. Of this amount, not more than $2,000,000 shall be used for reimbursement of nursing facilities to supplement the shortfall attributable to the rebasing of nursing facility

6 rates in accordance with this 2013 Act, section
7 29, subsection 1, paragraph "a", subparagraph (2),
8 beginning January 1, 2015.>
9 69. Page 59, after line 21 by inserting:
10 <Sec. ___. 2013 Iowa Acts, chapter 138, section
11 159, subsection 1, paragraph a, is amended by adding
12 the following new subparagraph:
13 NEW SUBPARAGRAPH. (4) The department of
14 human services shall release all retroactive rate
15 determinations and payments within 90 days of receipt
16 of approval from the centers for Medicare and Medicaid
17 services of the United States department of health
18 and human services and no later than March 31 of the
19 calendar year that falls within the current fiscal year
20 of the appropriation addressed by this paragraph "a".>
21 70. Page 60, line 24, after <year> by inserting <as
22 specified in subparagraph (5), as enacted in this 2014
23 Act>
24 71. Page 60, line 28, by striking <October 1, 2015>
25 and inserting <January 1, 2015>
26 72. Page 60, line 31, after <year> by inserting <as
27 specified in subparagraph (5), as enacted by this 2014
28 Act>
29 73. Page 60, after line 31 by inserting:
30 <Sec. ___. 2013 Iowa Acts, chapter 138, section
31 159, subsection 1, paragraph c, is amended by adding
32 the following new subparagraph:
33 NEW SUBPARAGRAPH. (5) Of the amount appropriated
34 for the medical assistance program for the fiscal
35 year, not more than $3,000,000 shall be used for
36 reimbursement of inpatient and outpatient hospital
37 services attributable to rebasing as provided in
38 subparagraphs (1) and (2).>
39 74. Page 61, line 13, by striking <October 1, 2014>
40 and inserting <~~2014~~ January 1, 2015>
41 75. Page 61, after line 31 by inserting:
42 <Sec. ___. 2013 Iowa Acts, chapter 138, section
43 159, subsection 1, paragraph q, is amended to read as
44 follows:
45 q. For the fiscal year beginning July 1, 2014,
46 the reimbursement rate for emergency medical service
47 providers shall be increased by 10 percent over the
48 ~~rate~~ rates in effect on June 30, 2014.
49 Sec. ___. 2013 Iowa Acts, chapter 138, section 159,
50 subsection 1, is amended by adding the following new

1 paragraph:
2 NEW PARAGRAPH. r. For the fiscal year
3 beginning July 1, 2014, the reimbursement rate for
4 ophthalmologists shall be increased by five percent

5 over the rates in effect on June 30, 2014.>
6 76. Page 62, line 13, after <subsection.> by
7 inserting <Through December 31, 2014, the combined
8 reimbursement rate shall remain at the rate in effect
9 on June 30, 2014, and on January 1, 2015, shall be
10 changed as provided in paragraph "b".>
11 77. Page 62, lines 14 and 15, by striking <June 30>
12 and inserting <December 31>
13 78. Page 62, lines 18 and 19, by striking <for
14 the fiscal year beginning July 1, 2014> and inserting
15 <effective January 1, 2015>>
16 79. Page 66, line 6, after <APPROPRIATIONS> by
17 inserting <AND OTHER PRIOR PROVISIONS>
18 80. Page 66, after line 6 by inserting:
19 <SAFETY NET —— CARE COORDINATION
20 Sec. ___. 2013 Iowa Acts, chapter 138, section
21 3, subsection 4, paragraph p, is amended to read as
22 follows:
23 p. Of the funds appropriated in this section,
24 $1,158,150 is allocated to the Iowa collaborative
25 safety net provider network established pursuant
26 to section 135.153 to be used for the development
27 and implementation of a statewide regionally based
28 network to provide an integrated approach to health
29 care delivery through care coordination that supports
30 primary care providers and links patients with
31 community resources necessary to empower patients in
32 addressing biomedical and social determinants of health
33 to improve health outcomes. The Iowa collaborative
34 safety net provider network shall work in conjunction
35 with the department of human services to align the
36 integrated network with the health care delivery
37 system model developed under the state innovation
38 models initiative grant. The Iowa collaborative
39 safety net provider network shall submit a progress
40 report to the individuals designated in this Act for
41 submission of reports by December 31, 2013, including
42 progress in developing and implementing the network,
43 how the funds were distributed and used in developing
44 and implementing the network, and the remaining
45 needs in developing and implementing the network.
46 Notwithstanding section 8.33, moneys allocated in this
47 paragraph that remain unencumbered or unobligated at
48 the close of the fiscal year shall not revert but shall
49 remain available for expenditure for the purposes
50 designated until the close of the succeeding fiscal

1 year.>

81. Page 66, by striking lines 7 through 21.

82. Page 69, line 15, after <this section> by inserting <, and subject to the Medicaid offset amendments in section 426B.3, subsection 5, as amended by this division of this 2014 Act>

83. Page 70, line 27, after <section> by inserting <, and subject to the Medicaid offset amendments in section 426B.3, subsection 5, as amended by this division of this 2014 Act>

84. Page 71, line 7, after <division.> by inserting <The protocols and program models shall not include provisions that would interfere with the ability of any mental health and disability services region approved under section 331.389 operating as an employment network for the federal social security administration's ticket to work program for persons with disabilities to collect any milestone or outcome payments.>

85. Page 71, after line 13 by inserting:

<Sec. ___. PROVISIONAL REGIONALIZATION AUTHORIZATION.

1. During the time period beginning on the effective date of this section and ending June 30, 2015, upon receiving an application from Mahaska and Marion counties, the director of human services may authorize the counties to form and operate a mental health and disability services region on a provisional basis for up to 12 months in accordance with this section.

2. Unless the director grants an exception to policy allowing the counties and their region, during the provisional operation time period, to meet a requirement through an alternative means, the counties and their region shall comply with all of the requirements applicable to a mental health and disability services region under chapter 331 and other law applicable to regions including but not limited to the exemption provisions in 441 IAC 25.91.

3. Prior to the end of the provisional operation time period, the director may reauthorize on a one-time basis the region to operate provisionally for an additional time period of up to 12 months.

4. If the director determines the two counties and their region are not in compliance with the requirements under subsection 2 during any provisional operation time period and that compliance will not be achieved through a corrective action plan, the director may assign each county to a region contiguous to the county. The region assigned shall amend its chapter

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1 28E agreement and other operating requirements and
2 policies to accept the assigned county.>
3 86. By striking page 71, line 14, through page 72,
4 line 2.
5 87. Page 72, by striking lines 3 through 22.
6 88. Page 72, before line 23 by inserting:
7 <Sec. ___. Section 230.1, subsection 1, Code 2014,
8 is amended to read as follows:
9 1. The necessary and legal costs and expenses
10 attending the taking into custody, care, investigation,
11 admission, commitment, and support of a person with
12 mental illness admitted or committed to a state
13 hospital shall be paid by a county or by the state as
14 follows:
15 *a.* If the person is eighteen years of age or older,
16 as follows:
17 (1) The costs attributed to mental illness shall
18 be paid by the regional administrator on behalf of the
19 person's county of residence.
20 (2) The costs attributed to a substance-related
21 disorder shall be paid by the person's county of
22 residence.
23 (3) The costs attributable to a dual diagnosis of
24 mental illness and a substance-related disorder may be
25 split as provided in section 226.9C.
26 *b.* By the state as a state case if such person has
27 no residence in this state, if the person's residence
28 is unknown, or if the person is under eighteen years
29 of age.>
30 89. Page 73, by striking lines 1 through 6 and
31 inserting <anticipated, the regional administrator
32 shall reserve an adequate amount for cash flow of
33 expenditure obligations in the first quarter of the
34 next fiscal year. Residual funding remaining after the
35 cash>
36 90. Page 73, after line 10 by inserting:
37 <Sec. ___. Section 331.393, subsection 2, Code
38 2014, is amended by adding the following new paragraph:
39 NEW PARAGRAPH. *h.* The financial eligibility
40 requirements for service under the regional service
41 system. A plan that otherwise incorporates the
42 financial eligibility requirements of section 331.395
43 but allows eligibility for persons with income above
44 one hundred fifty percent of the federal poverty
45 level as described in section 331.395, subsection 2,
46 paragraph *"b"*, or for persons with resources above
47 the minimum resource limitations adopted pursuant to
48 section 331.395, subsection 1, paragraph *"c"*, shall
49 be deemed by the department to be in compliance with
50 financial eligibility requirements of section 331.395.>

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91. Page 73, by striking lines 22 through 25 and inserting <county services fund to address cash flow of expenditure obligations in the first quarter of the next fiscal year. The cash>

92. Page 74, by striking lines 22 and 23 and inserting:

<Sec. ___. Section 426B.3, subsection 5, Code 2014, is amended to read as follows:>

<Sec. ___. 5. *a.* For the purposes of this subsection, *"Medicaid offset amount"* means the projected amount for a fiscal year that would have been paid from a county's services fund for those services for ~~persons~~ individuals eligible under the county's approved service management plan that would be non-Medicaid services, but due to the ~~persons'~~ individuals' enrollment in the Iowa health and wellness plan established under chapter 249N, those services are instead covered under chapter 249N.>

93. By striking page 74, line 24, through page 75, line 26, and inserting:

<*b.* For the fiscal year beginning July 1, ~~2013~~ 2014, and succeeding fiscal years, the department of human services shall calculate a Medicaid offset amount for each county for the fiscal year. The department shall adopt rules in consultation with the county finance committee and the Iowa state association of counties specifying the information to be used in calculating a Medicaid offset amount. The information used shall only include ~~but is not limited to identification of specific services and supports that would otherwise be payable by the county for persons eligible under a county's approved service management plan but are instead paid by~~ the actual amounts expended from the county's services fund for services and supports provided to individuals who enrolled in the Iowa health and wellness plan during that fiscal year. For purposes of calculating the offset amount, it shall be assumed the expenditures for the same services and supports under the plan are no more than the amount expended by the county for those services and supports in that fiscal year. The initial offset amount calculated for a county shall be ~~subject to~~ submitted by October 15 for review, prior to its certification, by the auditor of ~~that county or subject to independent audit~~ state and by the fiscal agent for the region to which the county belongs. The results of the review shall be submitted to the department by December 1. The Medicaid offset ~~amounts~~ amount calculated by the department for a county for a fiscal year ~~are~~ is not official until certified by

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the director of human services and submitted to the governor and general assembly by ~~October 15 immediately~~ January 1 following the end of the fiscal year for which the offset amounts were calculated.

~~c. The Medicaid offset amounts certified for each county by the director of human services for the fiscal year beginning July 1, 2013, shall be annualized by doubling the amounts. For the fiscal year beginning July 1, 2014, a county shall repay the state from any equalization payment due the county for the fiscal year, eighty percent of the county's annualized Medicaid offset amount for the fiscal year beginning July 1, 2013. To the extent a county's repayment obligation for the fiscal year beginning July 1, 2014, exceeds the amount of any equalization payment due the county for the fiscal year, the county shall, for the following fiscal year, reduce the dollar amount of the county's services fund levy by the amount of the excess.~~

~~d.~~ c. For the fiscal year beginning July 1, 2015, and succeeding fiscal years, a county shall repay the state from any equalization payment due the county for the fiscal year, eighty percent of the county's Medicaid offset amount certified for the previous fiscal year. To the extent a county's repayment obligation for a fiscal year exceeds the amount of any equalization payment due the county for that fiscal year, the county shall, for the following fiscal year, reduce the dollar amount of the county's services fund levy by the amount of the excess. A county's obligation for repayment of the offset amount calculated for the county shall be reduced as necessary to maintain, for the fiscal year of repayment or levy reduction, the county's cash flow amount under section 331.424A and the amounts necessary for the county's share of services provided under the regional service system management plan approved for the fiscal year in accordance with section 331.393.

~~e.~~ d. A county's repayment pursuant to this subsection shall be remitted on or before ~~January~~ February 1 of the fiscal year in which repayment is due and shall be credited to the property tax relief fund. Moneys credited to the property tax relief fund in accordance with this paragraph are subject to appropriation by the general assembly to support mental health and disability services administered by the regional system.>

94. Page 76, after line 15 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. The following provisions of this division of this Act, being deemed

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of immediate importance, take effect upon enactment:
1. The section providing a provisional regionalization authorization.
2. The section amending 2013 Iowa Acts, chapter 136, section 11.>
95. Page 76, after line 21 by inserting:
<Sec. ___. Section 249A.4, subsection 10, Code 2014, is amended by adding the following new paragraph:
NEW PARAGRAPH. *c.* (1) A nursing facility that utilizes the supplementation option and receives supplementation under this subsection during any calendar year, shall report to the department of human services, annually, by January 15, the following information for the preceding calendar year:
(a) The total number of nursing facility beds available at the nursing facility, the number of such beds available in private rooms, and the number of such beds available in other types of rooms.
(b) The average occupancy rate of the facility on a monthly basis.
(c) The total number of residents for which supplementation was utilized.
(d) The average private pay charge for a private room in the nursing facility.
(e) For each resident for whom supplementation was utilized, the total charge to the resident for the private room, the portion of the total charge reimbursed under the Medicaid program, and the total charge reimbursed through supplementation.
(2) The department shall compile the information received and shall submit the compilation to the general assembly, annually by February 15.>
96. Page 76, after line 23 by inserting:
<Sec. ___. NEW SECTION. **35D.7A Supplemental stipend.**
In addition to any amount otherwise retained by or provided as a personal needs allowance to a member or a member's spouse under this chapter, a member and the member's spouse, if applicable, shall receive a supplemental stipend of thirty dollars per month. The supplemental stipend shall not be treated as income of the resident for purposes of medical assistance program eligibility or client participation.
97. Page 76, by striking lines 24 through 31.
98. Page 76, before line 32 by inserting:
Sec. ___. MEDICAID AND HAWK-I STATE PLAN AMENDMENTS AND WAIVERS —— NOTIFICATION. The department of human services shall notify the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the chairpersons and ranking

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1 members of the committees on human resources of the
2 senate and house of representatives, the legislative
3 services agency, and the legislative caucus staffs
4 prior to submission of any Medicaid or hawk-i program
5 state plan amendment or waiver to the centers for
6 Medicare and Medicaid services of the United States
7 department of health and human services.
8 Sec. ___. FREE PARKING OPTIONS —— CHILDREN WITH
9 CHRONIC CONDITIONS. The university of Iowa hospitals
10 and clinics shall develop and implement by October 1,
11 2014, a free parking option for the use by families of
12 children who are admitted to the hospital for extended
13 periods of time or who visit the hospital routinely for
14 treatment for cancer or other chronic conditions. The
15 option may provide for assignment of one free visitor
16 parking pass to the child for use by the family as
17 the family deems appropriate, validation of parking
18 tickets, provision of a reserved lot in close proximity
19 to the hospital and easily accessible on foot, or
20 issuance of parking passes valid in the hospital
21 parking area.
22 Sec. ___. CHILD WELFARE SERVICES COMMISSION.
23 1. A child welfare services commission is created
24 under the authority of the legislative council.
25 2. The commission membership shall include the
26 following persons:
27 a. The director of human services or the director's
28 designee.
29 b. The administrator of child welfare programs
30 under the department of human services or the
31 administrator's designee.
32 c. The administrator of the division of criminal
33 and juvenile justice planning in the department of
34 human rights or the administrator's designee.
35 d. The administrator of the child advocacy board
36 in the department of inspections and appeals or the
37 administrator's designee.
38 e. The chief justice of the supreme court or the
39 chief justice's designee.
40 f. The director of the department of education or
41 the director's designee.
42 g. The executive director of the Iowa foster and
43 adoptive parent association or the executive director's
44 designee.
45 h. The executive director of the coalition for
46 family and children's services in Iowa or the executive
47 director's designee.
48 i. The presiding officer of the Iowa juvenile
49 court services association or the presiding officer's
50 designee.

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1 j. The director of the child health specialty
2 clinics at the university of Iowa or the director's
3 designee.
4 k. A youth member of the achieving maximum
5 potential program designated by the program's director.
6 l. The director of the child and family policy
7 center or the director's designee.
8 m. Members of the general assembly appointed by the
9 legislative council.
10 n. Other persons designated by the legislative
11 council.
12 3. In addition to the legislative services agency,
13 the legislative council may employ or contract with a
14 person or persons to assist the commission in carrying
15 out its duties.
16 4. The commission shall perform the following
17 duties:
18 a. Review the array of child welfare services in
19 the state.
20 b. Identify options for improving the coordination
21 and collaboration between the public and private
22 entities involved with child welfare services.
23 c. Direct special attention to children's mental
24 and behavioral health services.
25 d. Identify policies to support the growth and
26 expansion of community-based pediatric integrated
27 health homes.
28 e. Identify options to support continuous
29 improvement of pediatric mental health services and
30 innovation by service providers of such services at the
31 state and community levels.
32 f. Consider proposals for creation of a center of
33 collaborative children's mental and behavioral health
34 services.
35 g. Evaluate the adequacy of the public funding of
36 child welfare services and identify options to address
37 shortfalls and for shifting resources.
38 5. Of the amount appropriated in this 2014 Iowa
39 Act to the department of human services for general
40 administration for the fiscal year beginning July
41 1, 2014, and ending June 30, 2014, $50,000 shall be
42 transferred to the legislative services agency to
43 be used for the child welfare services commission in
44 accordance with this section.
45 6. The commission shall submit a final report
46 with findings and recommendations to the governor and
47 general assembly for action in the 2015 legislative
48 session.>
49 99. By striking page 76, line 32, through page 77,
50 line 21.

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100. Page 78, line 14, after <limited> by inserting <to>

101. Page 78, after line 26 by inserting:

<STATE CHILD CARE ASSISTANCE

Sec. ___. Section 237A.13, subsection 7, paragraphs a and c, Code 2014, are amended to read as follows:

a. Families with an income at or below one hundred percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program, and parents with a family income at or below one hundred percent of the federal poverty level who are under the age of twenty-one years and are participating in an educational program leading to a high school diploma or the equivalent.

c. Families with an income of more than one hundred percent but not more than one hundred forty-five percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program.

Sec. ___. Section 237A.13, subsection 8, Code 2014, is amended to read as follows:

8. Nothing in this section shall be construed as or is intended as, or shall imply, a grant of entitlement for services to persons who are eligible for assistance due to an income level or other eligibility circumstance addressed in this section. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated for the purposes of state child care assistance. The department shall not redetermine the eligibility of a program participant more frequently than every twelve months.

Sec. ___. STATE CHILD CARE ASSISTANCE APPLICATIONS —— INFORMATION TECHNOLOGY.

1. The department of human services shall review the application form and other elements of the process used by applicants to apply for the state child care assistance program. The purpose of the review is to simplify the process by eliminating requirements to provide unneeded or redundant information and improving the wording of the application, and identifying other options for improvement. The department shall report the results of the review to the governor and general assembly on or before December 1, 2014.

2. The department shall implement an application process enhancement so that applicants for the state

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1 child care assistance program may apply for the program
2 using information technology devices.
3 Sec. ___. IMPLEMENTATION. The department of human
4 services shall adopt rules and take other actions as
5 necessary to implement, as state child care assistance
6 program eligibility provisions, the amendments to
7 section 237A.13 in this division of this Act, on July
8 1, 2014.
9 DIVISION ___
10 STATE TRAINING SCHOOLS —— EDUCATION
11 Sec. ___. LEGISLATIVE FINDINGS. The general
12 assembly finds there is a need to improve the system
13 to meet the needs of children who have committed
14 a delinquent act, have been abused, neglected, or
15 subjected to trauma, or have other significant needs
16 that put the safety of the children or the public at
17 risk. The areas for system improvement include but are
18 not limited to all of the following:
19 1. Providing equity in the services available for
20 both the male and female children involved in the
21 system.
22 2. Providing appropriate safeguards to ensure
23 children in placements are safe and getting their needs
24 met.
25 3. Ensuring that education and training services
26 meet state and federal requirements and prepare the
27 children for long-term success.
28 4. Engaging children in services after an
29 out-of-home placement to prevent the need for placement
30 from reoccurring.
31 5. Providing an effective system to support
32 children when they attain adulthood in order to prevent
33 their engagement with the adult criminal justice
34 system.
35 Sec. ___. IMPLEMENTATION.
36 1. As the level of service for juvenile delinquent
37 females provided for in this Act does not currently
38 exist in the state and represents a gap in the
39 continuum of care for juvenile females, reopening, and
40 making necessary changes in the facilities of the Iowa
41 juvenile home of Toledo provides the best means of
42 expeditiously fulfilling the duties outlined in section
43 233B.1, as enacted by this Act.
44 2. In reopening the facility at Toledo as the
45 state training school for juvenile delinquent females
46 in accordance with this division of this Act, the
47 department of human services shall phase in the
48 following provisions as follows:
49 a. The department of human services shall begin
50 implementation of the requirements for the two state

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1 training schools to be accredited as secure juvenile
2 correctional facilities and to comply with other
3 regulatory requirements in accordance with section
4 233A.1, subsection 7, and section 233B.1, subsection
5 7, upon enactment of this Act and shall complete the
6 correctional association accreditation by June 30,
7 2017. The department shall propose a schedule to the
8 governor and general assembly on or before December
9 15, 2014, for compliance with the other regulatory
10 requirements.
11 b. Education services in accordance with section
12 282.33, as amended by this division of this Act, shall
13 be developed by the close of the fiscal year beginning
14 July 1, 2014, in conjunction with the department of
15 education, affected area education agencies, affected
16 school districts, and other stakeholders.
17 Sec. ___. Section 232.2, subsection 22, paragraph
18 b, subparagraph (3), Code 2014, is amended to read as
19 follows:
20 (3) Visiting the home, residence, or both home and
21 residence of the child and any prospective home or
22 residence of the child, including each time placement
23 is changed. A child in a placement other than with
24 the child's parent shall be visited at the placement
25 at least quarterly.
26 Sec. ___. Section 232.2, Code 2014, is amended by
27 adding the following new subsection:
28 NEW SUBSECTION. 54A. *"State training school"*
29 means the state training school for female juvenile
30 delinquents at Toledo maintained in accordance with
31 chapter 233B or the state training school for male
32 juvenile delinquents at Eldora maintained in accordance
33 with chapter 233A.
34 Sec. ___. Section 232.49, subsection 2, Code 2014,
35 is amended to read as follows:
36 2. When possible an examination shall be conducted
37 on an outpatient basis, but the court may, if it deems
38 necessary, commit the child to a state training school
39 or to a suitable hospital, facility, or institution for
40 the purpose of examination. Commitment for examination
41 shall not exceed thirty days and the civil commitment
42 provisions of chapter 229 shall not apply.
43 Sec. ___. Section 232.49, subsection 3, paragraph
44 b, Code 2014, is amended to read as follows:
45 *b.* An examination shall be conducted on an
46 outpatient basis unless the court, the child's counsel,
47 and the parent, guardian, or custodian agree that
48 it is necessary the child be committed to a state
49 training school or to a suitable hospital, facility, or
50 institution for the purpose of examination. Commitment

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for examination shall not exceed thirty days and the civil commitment provisions of chapter 229 shall not apply.

Sec. ___. Section 232.52, subsection 7, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0b*. When the court orders the transfer of legal custody of a child pursuant to subsection 2, paragraph *"d"*, *"e"*, or *"f"*, the child's attorney shall visit the child at the child's placement at least quarterly.

Sec. ___. Section 232.102, subsections 3 and 4, Code 2014, are amended by striking the subsections.

Sec. ___. Section 232.103, subsection 7, Code 2014, is amended by striking the subsection.

Sec. ___. Section 233A.1, Code 2014, is amended to read as follows:

233A.1 State training school ~~— Eldora and Toledo~~.

1. For the purposes of this chapter, unless the context otherwise requires:

a. "Department" means the department of human services.

b. "Director" means the director of human services.

c. "State training school" means the state training school for male juvenile delinquents at Eldora.

d. "Superintendent" means the superintendent of the state training school for male juvenile delinquents.

~~1.~~ 2. ~~Effective January 1, 1992, a~~ A diagnosis and evaluation center and other units are established at Eldora and shall be operated, maintained, and staffed by the department to provide to male juvenile delinquents a program which focuses upon appropriate developmental skills, treatment, placements, and rehabilitation.

~~2. The diagnosis and evaluation center which is used to identify appropriate treatment and placement alternatives for juveniles and any other units for juvenile delinquents which are located at Eldora and the unit for juvenile delinquents at Toledo shall together be known as the *"state training school"*. For the purposes of this chapter*"director"* means the director of human services and *"superintendent"* means the administrator in charge of the diagnosis and evaluation center for juvenile delinquents and other units at Eldora and the unit for juvenile delinquents at Toledo.~~

3. The number of children present at any one time at the state training school at Eldora shall not exceed the population guidelines established under 1990 Iowa Acts, chapter 1239, section 21, as adjusted for subsequent changes in the capacity at the training

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1 school.
2 4. Each child placed at the state training school
3 and any other child receiving an examination at the
4 state training school by order of the court shall
5 receive a written plan for services. The plan for
6 services provided by the state training school to
7 a child shall identify any physical, emotional,
8 intellectual, behavioral, or mental health disorder or
9 condition affecting the child and recommend treatment
10 to address the disorder or condition, identify
11 any substance-related disorder of the child or the
12 child's family and recommend treatment to address the
13 disorder, and assess the child's educational status and
14 recommend action to address any identified educational
15 deficiency, and for follow-up services, identify
16 specific public and private service providers with the
17 capacity to meet the child's needs. A copy of the plan
18 for services and any subsequent amendment to the plan
19 shall be submitted to the child, the child's attorney,
20 and the juvenile court.
21 5. The state training school shall facilitate
22 the provision of follow-up services to children, who
23 received placement services at the state training
24 school and who remain under the jurisdiction of the
25 juvenile court, as necessary to meet the long-term
26 needs of the children as they age into adulthood. The
27 plan for follow-up services shall be developed with
28 the child in conjunction with juvenile court services
29 and the child's attorney. The provision of follow-up
30 services for children who remain under the jurisdiction
31 of the juvenile court is subject to approval by the
32 juvenile court. Follow-up services shall be provided
33 to support children who are discharged from the state
34 training school during the period beginning twelve
35 months prior to the children becoming age eighteen and
36 ending on the day prior to the children becoming age
37 eighteen who do not remain under the jurisdiction of
38 the juvenile court. In addition, follow-up services
39 shall be made available to children discharged from the
40 school at any age upon or after the children become age
41 eighteen and continuing until at least age twenty-one.
42 6. For any child placed at the state training
43 school, the school shall provide a written plan
44 regarding the placement status of the child on or about
45 the time the child becomes age eighteen. The plan
46 shall, while giving consideration to the treatment
47 needs of the child, also give consideration to the
48 long-term needs of the child upon becoming age eighteen
49 including needs for vocational training or higher
50 education. Given these considerations, the plan shall

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1 identify placement options to meet the child's needs
2 that will not negatively affect the child's adult
3 eligibility for assistance provided with federal
4 financial participation. The assistance addressed
5 shall include but is not limited to the preparation
6 for adult living program under section 234.46, the
7 medical assistance program, the Iowa aftercare services
8 network, the federal educational and training vouchers
9 program for youths aging out of foster care, and the
10 federal job corps program.
11 7. The department shall cause the state training
12 school to be accredited as a secure juvenile
13 correctional facility by the American correctional
14 association, to meet the standards adopted by the
15 department for approval of a juvenile detention home,
16 and to meet applicable standards for programs providing
17 residential services for children paid for by a managed
18 care or prepaid services contract under the medical
19 assistance program. The standards applied in addition
20 to the American correctional association accreditation
21 requirements shall include but are not limited to the
22 minimum qualifications of staff. The standards and
23 sanctions for noncompliance shall be identified in
24 conjunction with the department of inspections and
25 appeals and experts who are not employed by or under
26 contract with the department. A regular assessment
27 of compliance with the standards shall be performed
28 by the department of inspections and appeals and that
29 department shall submit a report on each assessment to
30 the governor and general assembly.
31 8. The director and the superintendent for the
32 state training school shall provide on an ongoing
33 basis for the school's programs, facilities, and
34 services, and for the training of staff in order to
35 apply evidence-based practices and other recognized
36 contemporary approaches to ensure that the care
37 for the children served by the school is of high
38 quality. The director's and superintendent's efforts
39 and recommendations to comply with this requirement
40 shall be documented in the annual budget and financial
41 reporting submitted to the governor and the general
42 assembly.
43 Sec. ___. Section 233A.4, Code 2014, is amended to
44 read as follows:
45 **233A.4 Education and training.**
46 The state training school shall provide a positive
47 living experience for older juveniles who require
48 secure custody and who live at the state training
49 school for an extended period of time. The education
50 and training programs provided to the juveniles shall

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reflect the age level and extended period of stay by focusing upon appropriate developmental skills to prepare the juveniles for productive living. The education services provided to the children placed at the state training school shall be provided in accordance with section 282.33.

Sec. ___. Section 233B.1, Code 2014, is amended to read as follows:

233B.1 Definitions —— purpose —— services —— population limit.

1. For the purpose of this chapter, unless the context otherwise requires:

a. "Department" means the department of human services.

~~*a.*~~ *b.* ~~*"Administrator"* or *"director"*~~ *"Director"* means the director ~~of the department~~ of human services.

~~*b.*~~ *c.* ~~*"Home"*~~ *"State training school"* means the ~~Iowa juvenile home~~ state training school for female juvenile delinquents at Toledo maintained in accordance with this chapter.

~~*c.*~~ *d.* *"Superintendent"* means the superintendent of the ~~Iowa juvenile home~~ state training school for female juvenile delinquents.

2. The ~~Iowa juvenile home~~ state training school for female juvenile delinquents shall be operated, maintained ~~for the purpose of providing care, custody, and education of the children committed to the home. The children shall be wards of the state. The children's education shall embrace instruction in the common school branches and in such other higher branches as may be practical and will enable the children to gain useful and self-sustaining employment. The administrator and the superintendent of the home shall assist all discharged children in securing suitable homes and proper employment.~~, and staffed by the department of human services to do all of the following for female residents of this state:

~~3. The number of children present at any one time at the Iowa juvenile home shall not exceed the population guidelines established under 1990 Iowa Acts, chapter 1239, section 21, as adjusted for subsequent changes in the capacity at the home.~~

a. Provide gender-responsive services to female children less than age eighteen who have been adjudicated under chapter 232 as delinquent and placed at the state training school in accordance with a court order.

b. If provided for by the children's education plans, allow for continued placement at the state training school for female children who were placed

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1 at the state training school under paragraph *"a"*
2 upon the children becoming adults. The purpose of
3 continued placement is for completion of high school
4 education requirements identified in the education
5 plans developed by the provider of educational services
6 for the children.
7 *c.* Facilitate the provision of follow-up services
8 to children who received placement services at
9 the state training school and who remain under the
10 jurisdiction of the juvenile court, as necessary
11 to meet the long-term needs of the children as they
12 age into adulthood. The plan for follow-up services
13 shall be developed with the child in conjunction with
14 juvenile court services and the child's attorney.
15 The provision of follow-up services for children who
16 remain under the jurisdiction of the juvenile court is
17 subject to approval by the juvenile court. Follow-up
18 services shall be provided to support children who are
19 discharged from the state training school during the
20 period beginning twelve months prior to the children
21 becoming age eighteen and ending on the day prior to
22 the children becoming age eighteen who do not remain
23 under the jurisdiction of the juvenile court. In
24 addition, follow-up services shall be made available to
25 children discharged from the state training school at
26 any age upon or after the children become age eighteen
27 and continuing until at least age twenty-one.
28 3. Each child placed at the state training school
29 and any other child receiving an examination at the
30 state training school by order of the court shall
31 receive a written plan for services. The plan for
32 services provided by the state training school to
33 a child shall identify any physical, emotional,
34 intellectual, behavioral, or mental health disorder or
35 condition affecting the child and recommend treatment
36 to address the disorder or condition, identify
37 any substance-related disorder of the child or the
38 child's family and recommend treatment to address the
39 disorder, and assess the child's educational status and
40 recommend action to address any identified educational
41 deficiency, and for follow-up services, identify
42 specific public and private service providers with the
43 capacity to meet the child's needs. A copy of the plan
44 for services and any subsequent amendment to the plan
45 shall be submitted to the child, the child's attorney,
46 and the juvenile court.
47 4. For any child placed at the state training
48 school, the state training school shall provide a
49 written plan regarding the placement status of the
50 child on or about the time the child becomes age

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1 eighteen. The plan shall, while giving consideration
2 to the treatment needs of the child, also give
3 consideration to the long-term needs of the child
4 upon becoming age eighteen, including needs for
5 vocational training or higher education. Given these
6 considerations, the plan shall identify placement
7 options to meet the child's needs that will not
8 negatively affect the child's eligibility as an adult
9 for assistance provided through federal financial
10 participation. The assistance addressed shall include
11 but is not limited to the preparation for adult living
12 program under section 234.46, the medical assistance
13 program, the Iowa aftercare services network, the
14 federal educational and training vouchers program for
15 youths aging out of foster care, and the federal job
16 corps program.
17 5. The department of human services and the
18 representatives of juvenile court services shall
19 annually recommend a desired capacity for the state
20 training school in the succeeding fiscal year to the
21 governor and general assembly no later than December
22 15. The capacity of the state training school for a
23 fiscal year shall be specified in the appropriations
24 for the school.
25 6. The education services provided to the children
26 placed at the state training school shall be provided
27 in accordance with section 282.33.
28 7. The department shall cause the state training
29 school to be accredited as a secure juvenile
30 correctional facility by the American correctional
31 association, to meet the standards adopted by the
32 department for approval of a juvenile detention
33 home, and to meet applicable standards for programs
34 providing residential services for children paid for
35 by a managed care or prepaid services contract under
36 the medical assistance program. The standards applied
37 in addition to the American correctional association
38 accreditation requirements shall include but are not
39 limited to the minimum qualifications of staff and
40 provision of gender-responsive services. The standards
41 and sanctions for noncompliance shall be identified
42 in conjunction with the department of inspections and
43 appeals and experts who are not employed by or under
44 contract with the department. A regular assessment
45 of compliance with the standards shall be performed
46 by the department of inspections and appeals and that
47 department shall submit a report on each assessment to
48 the governor and general assembly.
49 8. The director and the superintendent for the
50 state training school shall provide on an ongoing basis

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1 for the state training school's programs, facilities,
2 and services, and for the training of staff in order
3 to apply evidence-based practices and other recognized
4 contemporary approaches to ensure that the care for the
5 children served by the state training school is of high
6 quality. The director's and superintendent's efforts
7 and recommendations to comply with this requirement
8 shall be documented in the annual budget and financial
9 reporting submitted to the governor and the general
10 assembly.
11 Sec. ___. Section 233B.2, Code 2014, is amended to
12 read as follows:
13 **233B.2 Salary.**
14 The salary of the superintendent of the ~~home~~
15 state training school shall be determined by the
16 ~~administrator~~ director in accordance with the state
17 requirements for similar positions.
18 Sec. ___. Section 233B.3, Code 2014, is amended to
19 read as follows:
20 **233B.3 ~~Admissions~~ Commitments and placements.**
21 ~~Admission to the home shall be granted to resident~~
22 ~~children of the state under seventeen years of age, as~~
23 ~~follows, giving preference in the order named:~~
24 ~~1. Neglected or dependent children committed by~~
25 ~~the juvenile court~~ Commitments to and placements at
26 the state training school shall be limited to the
27 commitments and placements specified in section 233B.1.
28 ~~2. Other destitute children.~~
29 Sec. ___. Section 233B.4, Code 2014, is amended to
30 read as follows:
31 **233B.4 Procedure.**
32 The procedure for commitment to and placement at the
33 ~~home is~~ state training school shall be as provided by
34 chapter 232 and section 233B.3.
35 Sec. ___. Section 233B.5, Code 2014, is amended to
36 read as follows:
37 **233B.5 Transfers.**
38 The ~~administrator~~ director may propose the transfer
39 to the ~~home~~ state training school of minor wards of the
40 state from any institution under the ~~administrator's~~
41 director's charge or under the charge of ~~any other~~
42 ~~administrator of~~ the department of human services~~;~~
43 ~~but no person shall be so transferred who is a person~~
44 ~~with mental illness or an intellectual disability,~~
45 ~~or who is incorrigible, or has any vicious habits,~~
46 ~~or whose presence in the home would be inimical to~~
47 ~~the moral or physical welfare of the other children~~
48 ~~within the home, and any such child in the home may be~~
49 ~~transferred to the proper state institution~~. However,
50 the superintendent shall only approve the transfer of

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1 minor wards who meet the disposition criteria specified
2 in section 232.52, subsection 2, paragraph *"e"*.
3 Sec. ___. Section 233B.6, Code 2014, is amended to
4 read as follows:
5 **233B.6 Profits and earnings.**
6 Any money earned by or accrued to the benefit of a
7 child who is transferred to, admitted to, or placed in
8 foster care from the ~~home~~ state training school shall
9 be used, held, or otherwise applied for the exclusive
10 benefit of that child, in accordance with section
11 234.37.
12 Sec. ___. Section 233B.7, Code 2014, is amended to
13 read as follows:
14 **233B.7 Rules.**
15 ~~All children admitted or committed to the home shall~~
16 ~~be wards of the state and subject to the rules of the~~
17 ~~home. Subject to the approval of the administrator,~~
18 ~~any child received under voluntary application may be~~
19 ~~expelled by the superintendent for disobedience and~~
20 ~~refusal to submit to proper discipline. Children shall~~
21 ~~be discharged upon arriving at the age of eighteen~~
22 ~~years, or sooner if possessed of sufficient means to~~
23 ~~provide for themselves.~~ The department shall adopt
24 rules to administer and operate the state training
25 school in the best interests of the children placed at
26 the state training school.
27 Sec. ___. Section 234.6, Code 2014, is amended by
28 adding the following new subsection:
29 NEW SUBSECTION. 11. Provide upon request
30 assessment and consultation services to public and
31 private providers of child welfare services to address
32 the needs of children who have challenging behaviors.
33 Sec. ___. Section 234.46, subsection 1, paragraph
34 c, Code 2014, is amended to read as follows:
35 *c.* At the time the person became age eighteen, the
36 person received foster care services that were paid for
37 by the state under section 234.35, services at a state
38 training school, services at a juvenile shelter care
39 home, or services at a juvenile detention home and the
40 person is no longer receiving such services.
41 Sec. ___. Section 234.46, subsection 2, unnumbered
42 paragraph 1, Code 2014, is amended to read as follows:
43 The division shall establish a preparation for
44 adult living program directed to young adults. The
45 purpose of the program is to assist persons who are
46 leaving foster care and other court-ordered services
47 at age eighteen or older in making the transition
48 to self-sufficiency. The department shall adopt
49 rules necessary for administration of the program,
50 including but not limited to eligibility criteria for

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1 young adult participation and the services and other
2 support available under the program. The rules shall
3 provide for participation of each person who meets the
4 definition of young adult on the same basis, regardless
5 of whether federal financial participation is provided.
6 The services and other support available under the
7 program may include but are not limited to any of the
8 following:
9 Sec. ___. Section 282.33, Code 2014, is amended by
10 striking the section and inserting in lieu thereof the
11 following:
12 **282.33 Funding for children residing in state mental**
13 **health institutes or training schools.**
14 1. An area education agency shall provide or make
15 provision for an appropriate educational program
16 for each child who lives in one of the following
17 institutions for children under the jurisdiction of the
18 director of human services:
19 *a.* Mental health institute, Cherokee, Iowa.
20 *b.* Mental health institute, Independence, Iowa.
21 *c.* State training school for male juvenile
22 delinquents, Eldora, Iowa, under chapter 233A.
23 *d.* State training school for female juvenile
24 delinquents, Toledo, Iowa, under chapter 233B.
25 2. The area education agency shall provide the
26 educational program by any one of but not limited to
27 the following:
28 *a.* Providing for the enrollment of the child in
29 the district of residence of the child, subject to the
30 approval of the district in which the child is living.
31 *b.* Cooperating with the district of residence
32 of the child and obtaining the course of study and
33 textbooks of the child for use in the special facility
34 into which the child has been placed.
35 *c.* Providing for the enrollment of the child in the
36 district in which the child is living, subject to the
37 approval of the district in which the child is living.
38 3. The area education agency shall submit a
39 proposed program and budget to the department of
40 education by January 1 for the next succeeding school
41 year for each institution. The department of education
42 shall review and approve or modify the program and
43 proposed budget and shall notify the department
44 of administrative services and the area education
45 agency of its action by February 1. The department
46 of administrative services shall pay the approved
47 budget amount for an area education agency in monthly
48 installments beginning September 15 and ending June 15
49 of the next succeeding school year. The installments
50 shall be as nearly equal as possible as determined by

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1 the department of management, taking into consideration
2 the relative budget and cash position of the state's
3 resources. The department of administrative services
4 shall transfer the approved budget amount for an
5 area education agency from the moneys appropriated
6 under section 257.16 and make the payment to the area
7 education agency. The area education agency shall
8 submit an accounting for the actual cost of the program
9 to the department of education by August 1 of the
10 following school year. The department shall review
11 and approve or modify all expenditures incurred in
12 compliance with the guidelines pursuant to section
13 256.7, subsection 10, and shall notify the department
14 of administrative services of the approved accounting
15 amount. The approved accounting amount shall be
16 compared with any amounts paid by the department of
17 administrative services to the area education agency
18 and any differences added to or subtracted from the
19 October payment made under this subsection for the next
20 school year. Any amount paid by the department of
21 administrative services shall be deducted monthly from
22 the state foundation aid paid under section 257.16 to
23 all school districts in the state during the subsequent
24 fiscal year. The portion of the total amount of the
25 approved budget that shall be deducted from the state
26 aid of a school district shall be the same as the ratio
27 that the budget enrollment for the budget year of the
28 school district bears to the total budget enrollment in
29 the state for that budget year in which the deduction
30 is made.
31 4. For purposes of this section, *"district of*
32 *residence"* means the school district in which the
33 parent or legal guardian of the child resides or the
34 district in which the district court is located if the
35 district court is the guardian of the child.
36 5. Programs may be provided throughout the calendar
37 year and shall be funded under this section if the
38 school district or area education agency determines a
39 valid educational reason to do so.
40 Sec. ___. REPEAL. Sections 233B.10, 233B.11,
41 233B.12, 233B.13, and 233B.14, Code 2014, are repealed.
42 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
43 of this Act, being deemed of immediate importance,
44 takes effect upon enactment.
45 DIVISION ___
46 STATE TRAINING SCHOOLS —— CONFORMING AMENDMENTS
47 Sec. ___. Section 137F.1, subsection 7, unnumbered
48 paragraph 1, Code 2014, is amended to read as follows:
49 *"Food establishment"* means an operation that stores,
50 prepares, packages, serves, vends, or otherwise

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1 provides food for human consumption and includes a
2 food service operation in a salvage or distressed food
3 operation, school, summer camp, residential service
4 substance abuse treatment facility, halfway house
5 substance abuse treatment facility, correctional
6 facility operated by the department of corrections, ~~the~~
7 or state training school~~, or the Iowa juvenile home~~.
8 *"Food establishment"* does not include the following:
9 Sec. ___. Section 218.1, subsections 7 and 8, Code
10 2014, are amended to read as follows:
11 7. State training school for male juvenile
12 delinquents, Eldora, Iowa, under chapter 233A.
13 8. ~~Iowa juvenile home~~ State training school for
14 female juvenile delinquents, Toledo, Iowa, under
15 chapter 233B.
16 Sec. ___. Section 218.6, subsection 3, Code 2014,
17 is amended to read as follows:
18 3. The state juvenile institutions consisting of
19 the state training school for male juvenile delinquents
20 at Eldora and the ~~Iowa juvenile home~~ state training
21 school for female juvenile delinquents at Toledo.
22 Sec. ___. Section 259A.6, Code 2014, is amended to
23 read as follows:
24 **259A.6 Residents of juvenile institutions and**
25 **juvenile probationers.**
26 Notwithstanding the provisions of section 259A.2 a
27 minor who is a resident of a state training school ~~or~~
28 ~~the Iowa juvenile home~~ or a minor who is placed under
29 the supervision of a juvenile probation office may make
30 application for a high school equivalency diploma and
31 upon successful completion of the program receive a
32 high school equivalency diploma.
33 Sec. ___. Section 261.6, subsection 2, paragraph b,
34 Code 2014, is amended to read as follows:
35 *b.* Is age seventeen and has been placed in ~~the~~
36 a state training school ~~or the Iowa juvenile home~~
37 pursuant to a court order entered under chapter 232
38 under the care and custody of the department of human
39 services.
40 Sec. ___. Section 261.6, subsection 2, paragraph
41 c, subparagraph (4), Code 2014, is amended to read as
42 follows:
43 (4) On the date the person reached age eighteen or
44 during the thirty calendar days preceding or succeeding
45 that date, the person was placed in ~~the~~ a state
46 training school ~~or the Iowa juvenile home~~ pursuant to
47 a court order entered under chapter 232 under the care
48 and custody of the department of human services.
49 Sec. ___. Section 331.424, subsection 1, paragraph
50 a, subparagraph (1), subparagraph division (b), Code

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2014, is amended by striking the subparagraph division.

Sec. ___. Section 331.756, subsection 51, Code 2014, is amended by striking the subsection.

Sec. ___. Section 331.802, subsection 3, paragraph k, Code 2014, is amended to read as follows:

k. Death of a person ~~committed or~~ admitted to, committed to, or placed at a state mental health institute, a state resource center, ~~the~~ or a state training school~~, or the Iowa juvenile home~~.

Sec. ___. Section 357H.1, subsection 1, Code 2014, is amended to read as follows:

1. The board of supervisors of a county with less than twenty thousand residents, not counting persons admitted ~~or~~ to, committed to, or placed at an institution enumerated in section 218.1 or 904.102, based upon the 2000 certified federal census, and with a private lake development shall designate an area surrounding the lake, if it is an unincorporated area of the county, a rural improvement zone upon receipt of a petition pursuant to section 357H.2, and upon the board's determination that the area is in need of improvements.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

102. By striking page 87, line 10, through page 90, line 2, and inserting:

<DIVISION ___

PRIOR AUTHORIZATION

Sec. ___. NEW SECTION. **505.26 Prior authorization for prescription drug benefits —— standard process and form.**

1. As used in this section:

a. "Facility", "health benefit plan", "health care professional", "health care provider", "health care services", and *"health carrier"* mean the same as defined in section 514J.102.

b. "Pharmacy benefits manager" means the same as defined in section 510B.1.

2. The commissioner shall develop, by rule, a process for use by each health carrier and pharmacy benefits manager that requires prior authorization for prescription drug benefits pursuant to a health benefit plan, to submit, on or before January 1, 2015, a single prior authorization form for approval by the commissioner, that each health carrier or pharmacy benefits manager shall be required to use beginning on July 1, 2015. The process shall provide that if a prior authorization form submitted to the commissioner by a health carrier or pharmacy benefits manager is not

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1 approved or disapproved within thirty days after its
2 receipt by the commissioner, the form shall be deemed
3 approved.
4 3. The commissioner shall develop, by rule, a
5 standard prior authorization process which meets all of
6 the following requirements:
7 *a.* Health carriers and pharmacy benefits managers
8 shall allow health care providers to submit a prior
9 authorization request electronically.
10 *b.* Health carriers and pharmacy benefits managers
11 shall provide that approval of a prior authorization
12 request shall be valid for a minimum length of time
13 in accordance with the rules adopted under this
14 section. In adopting the rules, the commissioner may
15 consult with health care professionals who seek prior
16 authorization for particular types of drugs, and as the
17 commissioner determines to be appropriate, negotiate
18 standards for such minimum time periods with individual
19 health carriers and pharmacy benefits managers.
20 *c.* Health carriers and pharmacy benefits managers
21 shall make the following available and accessible on
22 their internet sites:
23 (1) Prior authorization requirements and
24 restrictions, including a list of drugs that require
25 prior authorization.
26 (2) Clinical criteria that are easily
27 understandable to health care providers, including
28 clinical criteria for reauthorization of a previously
29 approved drug after the prior authorization period has
30 expired.
31 (3) Standards for submitting and considering
32 requests, including evidence-based guidelines,
33 when possible, for making prior authorization
34 determinations.
35 *d.* Health carriers shall provide a process for
36 health care providers to appeal a prior authorization
37 determination as provided in chapter 514J. Pharmacy
38 benefits managers shall provide a process for health
39 care providers to appeal a prior authorization
40 determination that is consistent with the process
41 provided in chapter 514J.
42 4. In adopting a standard prior authorization
43 process, the commissioner shall consider national
44 standards pertaining to electronic prior authorization,
45 such as those developed by the national council for
46 prescription drug programs.
47 5. A prior authorization form approved by
48 the commissioner shall meet all of the following
49 requirements:
50 *a.* Not exceed two pages in length, except that

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1 a prior authorization form may exceed that length as
2 determined to be appropriate by the commissioner.
3 *b.* Be available in electronic format.
4 *c.* Be transmissible in an electronic format or a
5 fax transmission.
6 6. Beginning on July 1, 2015, each health carrier
7 and pharmacy benefits manager shall use and accept
8 the prior authorization form that was submitted by
9 that health carrier or pharmacy benefits manager and
10 approved for the use of that health carrier or pharmacy
11 benefits manager by the commissioner pursuant to this
12 section. Beginning on July 1, 2015, health care
13 providers shall use and submit the prior authorization
14 form that has been approved for the use of a health
15 carrier or pharmacy benefits manager, when prior
16 authorization is required by a health benefit plan.
17 7. *a.* If a health carrier or pharmacy benefits
18 manager fails to use or accept the prior authorization
19 form that has been approved for use by the health
20 carrier or pharmacy benefits manager pursuant to this
21 section, or to respond to a health care provider's
22 request for prior authorization of prescription drug
23 benefits within seventy-two hours of the health care
24 provider's submission of the form, the request for
25 prior authorization shall be considered to be approved.
26 *b.* However, if the prior authorization request is
27 incomplete or additional information is required, the
28 health carrier or pharmacy benefits manager may request
29 the additional information within the seventy-two-hour
30 period and once the additional information is submitted
31 the provisions of paragraph *"a"* shall again apply.
32 *c.* Notwithstanding paragraphs *"a"* and *"b"*, the
33 commissioner may develop, by rule, minimum time periods
34 for a health carrier or pharmacy benefits manager to
35 respond to a health care provider's request for prior
36 authorization of prescription drug benefits or for
37 additional information, that are less than, but in no
38 case exceed seventy-two hours, as the commissioner
39 deems appropriate under the circumstances.
40 Sec. ___. Section 510B.3, subsection 2, Code 2014,
41 is amended by adding the following new paragraph:
42 NEW PARAGRAPH. *c.* A process for the submission of
43 forms.
44 Sec. ___. NEW SECTION. **510B.9 Submission,**
45 **approval, and use of prior authorization form.**
46 A pharmacy benefits manager shall file with and
47 have approved by the commissioner a single prior
48 authorization form as provided in section 505.26. A
49 pharmacy benefits manager shall use the single prior
50 authorization form as provided in section 505.26.

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1 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
2 of this Act, being deemed of immediate importance,
3 takes effect upon enactment.>
4 103. Page 90, before line 3 by inserting:
5 <DIVISION ___
6 POISON CONTROL CENTER
7 Sec. ___. POISON CONTROL CENTER —— FEDERAL
8 APPROVAL. The department of human services shall
9 request approval from the centers for Medicare and
10 Medicaid services of the United States department of
11 health and human services to utilize administrative
12 funding under the federal Children's Health Insurance
13 Program Reauthorization Act of 2009, Pub. L. No. 111-3,
14 to provide the maximum federal matching funds available
15 to implement a new health services initiative as
16 provided under section 2105(a)(1)(D)(ii) of the federal
17 Social Security Act, to fund the state poison control
18 center.
19 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.
22 DIVISION ___
23 AGING AND LONG-TERM CARE DELIVERY INTERIM COMMITTEE
24 Sec. ___. INTERIM COMMITTEE ON AGING AND LONG-TERM
25 CARE DELIVERY.
26 1. The legislative council is requested to
27 establish a study committee for the 2014 interim to
28 examine issues relating to aging Iowans and long-term
29 care. The interim committee shall comprehensively
30 review the existing long-term care delivery system
31 and make recommendations to create a sustainable,
32 person-centered approach that increases health and life
33 outcomes; supports maximum independence by providing
34 the appropriate level of care and services through a
35 balance of facility-based and home and community-based
36 options; addresses medical and social needs in a
37 coordinated, integrated manner; provides for sufficient
38 resources including a stable, well-qualified workforce;
39 and is fiscally accountable.
40 2. The interim committee shall provide a forum
41 for open and constructive dialogue among stakeholders
42 representing individuals involved in the delivery and
43 financing of long-term care services and supports,
44 consumers and families of consumers in need of such
45 services and supports, legislators, and representatives
46 of agencies responsible for oversight, funding, and
47 regulation of such services and supports.
48 3. The interim committee shall specifically
49 address the cost and financing of long-term care and
50 services, the coordination of services among providers,

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1 the availability of and access to a well-qualified
2 workforce including both the compensated workforce
3 and family and other uncompensated caregivers, and
4 the balance between facility-based and home and
5 community-based care and services. In addition, the
6 interim committee shall consider methods to educate
7 consumers and enhance engagement of consumers in the
8 broader conversation regarding long-term care issues,
9 including their experiences with, concerns about, and
10 expectations and recommendations for action regarding
11 the long-term care delivery system in the state.
12 4. Members of the interim committee shall include
13 all of the following:
14 a. Five members of the senate and five members of
15 the house of representatives including the following:
16 (1) The chairpersons and ranking members of the
17 committees on human resources of the senate and house
18 of representatives, or a member of the committee
19 designated by the chairperson or ranking member.
20 (2) The co-chairpersons and ranking members of the
21 joint appropriations subcommittee on health and human
22 services of the senate and house of representatives,
23 or a member of the subcommittee designated by the
24 chairperson or ranking member.
25 b. Five members of the general public who are
26 individual consumers or a member of a consumer's
27 family, one each to be selected by the following:
28 (1) The older Iowans legislature.
29 (2) The Iowa alliance of retired Americans.
30 (3) The Iowa association of area agencies on aging.
31 (4) The Iowa caregivers association.
32 (5) AARP Iowa.
33 c. The director of the department on aging, or the
34 director's designee.
35 d. The state long-term care ombudsman, or the
36 ombudsman's designee.
37 e. Five members who represent those involved in the
38 delivery of long-term care services.
39 5. The interim committee may request from state
40 agencies including the department of human services,
41 the department of public health, the department on
42 aging, the office of long-term care ombudsman, the
43 department of inspections and appeals, the insurance
44 division of the department of commerce, and the
45 department of workforce development, information and
46 assistance as needed to complete its work.
47 6. The interim committee shall submit its findings
48 and recommendations to the general assembly for
49 consideration during the 2015 legislative session.
50 DIVISION ___

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1 HEALTHIEST CHILDREN INITIATIVE
2 Sec. ___. NEW SECTION. **135.181 Iowa healthiest**
3 **children initiative.**
4 1. The Iowa healthiest children initiative is
5 established in the department. The purpose of the
6 initiative is to develop and implement a plan for
7 Iowa children to become the healthiest children in
8 the nation by January 1, 2020. The areas of focus
9 addressed by the initiative shall include improvement
10 of physical, dental, emotional, behavioral, and mental
11 health and wellness; access to basic needs such as
12 food security, appropriate nutrition, safe and quality
13 child care settings, and safe and stable housing,
14 neighborhoods, and home environments; and promotion
15 of healthy, active lifestyles by addressing adverse
16 childhood events, reducing exposures to environmental
17 toxins, decreasing exposures to violence, advancing
18 tobacco-free and drug abuse-free living, increasing
19 immunization rates, and improving family well-being.
20 2. The department shall create a task force,
21 including members who are child health experts external
22 to the department, to develop an implementation
23 plan to achieve the purpose of the initiative.
24 The implementation plan, including findings,
25 recommendations, performance benchmarks, data
26 collection provisions, budget needs, and other
27 implementation provisions shall be submitted to the
28 governor and general assembly on or before December 15,
29 2014.
30 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
31 of this Act, being deemed of immediate importance,
32 takes effect upon enactment.
33 DIVISION ___
34 MEDICAID STATE PLAN AMENDMENT —— ELDERS
35 Sec. ___. MEDICAID —— STATE PLAN AMENDMENT ——
36 HOME AND COMMUNITY-BASED SERVICES FOR ELDERS. The
37 department of human services shall convene a workgroup
38 of stakeholders with interest or expertise in issues
39 relating to elders to develop a medical assistance
40 program state plan amendment in accordance with section
41 2402 of the federal Patient Protection and Affordable
42 Care Act to cover home and community-based services
43 for eligible elders 65 years of age or older. The
44 workgroup shall make recommendations on or before
45 September 1, 2014, relating to financial eligibility;
46 benefits, including whether individuals receiving such
47 Medicaid services should be eligible for full Medicaid
48 benefits; available services; and the needs-based level
49 of care criteria for determination of eligibility
50 under the state plan amendment. The recommendations

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1 of the workgroup shall be incorporated into a state
2 plan amendment and submitted by the department of human
3 services to the centers for Medicare and Medicaid
4 services of the United States department of health and
5 human services for approval.
6 DIVISION ___
7 IOWA HEALTH AND WELLNESS PLAN
8 Sec. ___. Section 249A.3, subsection 1, paragraph
9 v, Code 2014, is amended to read as follows:
10 *v.* (1) Beginning January 1, 2014, in accordance
11 with section 1902(a)(10)(A)(i)(VIII) of the federal
12 Social Security Act, as codified in 42 U.S.C. §
13 1396a(a)(10)(A)(i)(VIII), is an individual who is
14 nineteen years of age or older and under sixty-five
15 years of age; is not pregnant; is not entitled to
16 or enrolled for Medicare benefits under part A~~,~~ or
17 ~~enrolled for Medicare benefits under~~part B, of Tit.
18 XVIII of the federal Social Security Act; is not
19 otherwise described in section 1902(a)(10)(A)(i) of the
20 federal Social Security Act; is not exempt pursuant
21 to section 1902(k)(3), as codified in 42 U.S.C. §
22 1396a(k)(3), and whose income as determined under
23 1902(e)(14) of the federal Social Security Act, as
24 codified in 42 U.S.C. § 1396a(e)(14), does not exceed
25 one hundred thirty-three percent of the poverty line
26 as defined in section 2110(c)(5) of the federal Social
27 Security Act, as codified in 42 U.S.C. § 1397jj(c)(5)
28 for the applicable family size.
29 (2) Notwithstanding any provision to the contrary,
30 individuals eligible for medical assistance under this
31 paragraph *"v"* shall receive coverage for benefits as
32 specified in this subparagraph (2), which shall be
33 administered in accordance with this subparagraph (2).
34 (a) Individuals whose income is at or below one
35 hundred percent of the poverty line as specified in
36 subparagraph (1) shall receive coverage for benefits
37 pursuant to 42 U.S.C. § 1396u-7(b)(1)(B); adjusted as
38 necessary to provide the essential health benefits
39 as required pursuant to section 1302 of the federal
40 Patient Protection and Affordable Care Act, Pub. L. No.
41 111-148; adjusted to provide prescription drugs ~~and~~
42 ~~dental services~~ consistent with the medical assistance
43 state plan benefits package for individuals otherwise
44 eligible under this subsection; and adjusted to provide
45 ~~habilitation services consistent with the state medical~~
46 ~~assistance program section 1915(i) waiver~~ dental
47 services equivalent to the medical assistance state
48 plan benefits for individuals otherwise eligible under
49 this subsection. Benefits under this subparagraph
50 division (a) shall be administered consistent with

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1 program administration otherwise provided under this
2 subsection, with the exception of dental services which
3 may be administered as otherwise provided under this
4 subsection or, in whole or in part, through a managed
5 care provider.
6 ~~(3) (a) For individuals whose income as determined~~
7 ~~under this paragraph *"v"* is at or below one hundred~~
8 ~~percent of the federal poverty level, covered benefits~~
9 ~~under subparagraph (2) shall be administered consistent~~
10 ~~with program administration under this subsection.~~
11 (b) ~~For individuals~~ Individuals whose income
12 ~~as determined under this paragraph *"v"*~~ is above one
13 hundred percent but not in excess of one hundred
14 thirty-three percent of the ~~federal~~ poverty ~~level,~~
15 ~~covered~~ line as specified in subparagraph (1), shall
16 receive coverage for benefits ~~shall be~~ which are
17 those provided by a qualified health plan administered
18 through provision of premium assistance for the
19 purchase of ~~covered benefits~~ qualified coverage
20 which includes benefits at least equivalent to those
21 specified in 42 U.S.C. §1396u-7(b)(1)(B) through the
22 American health benefits exchange created pursuant to
23 the Affordable Care Act, as defined in section 249N.2.
24 In addition, covered benefits shall include dental
25 services equivalent to the medical assistance state
26 plan benefits for individuals otherwise eligible under
27 this subsection, which may be administered as otherwise
28 provided under this subsection or, in whole or in part,
29 through a managed care provider.
30 (c) Notwithstanding any provision to the contrary
31 under subparagraph division (b) or this subparagraph
32 division (c), individuals eligible for medical
33 assistance under this paragraph *"v"* who are determined
34 by the department to be exempt from mandatory
35 enrollment in benchmark or benchmark-equivalent
36 coverage pursuant to 42 C.F.R. §440.315, may select
37 either of the following:
38 (i) The medical assistance state plan benefits
39 package for individuals otherwise eligible under this
40 subsection administered as otherwise provided under
41 this subsection.
42 (ii) The benefits specified under subparagraph
43 division (a) administered as otherwise provided under
44 this subsection.
45 Sec. ___. Section 249N.2, subsections 7, 12, and
46 13, Code 2014, are amended by striking the subsections.
47 Sec. ___. Section 249N.2, subsection 17, Code 2014,
48 is amended to read as follows:
49 17. *"Participating accountable care organization"*
50 means an accountable care organization approved by the

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department to participate ~~in~~ as a provider under the Iowa health and wellness plan ~~provider network~~.

Sec. ___. Section 249N.4, Code 2014, is amended to read as follows:

249N.4 Iowa health and wellness plan —— eligibility.

1. Except as otherwise provided in this chapter, an individual may participate in the Iowa health and wellness plan if the individual meets all of the following criteria:

a. Is an eligible individual.

b. Meets the citizenship or alienage requirements of the medical assistance program, and is a resident of Iowa~~, and provides a social security number upon application for the plan~~.

c. Fulfills all other conditions of participation in the Iowa health and wellness plan, including member financial participation pursuant to section 249N.7.

2. ~~An individual who has access to affordable employer-sponsored health care coverage, as defined by rule of the department to align with regulations adopted by the federal internal revenue service under the Affordable Care Act, shall not be eligible for participation in the Iowa health and wellness plan.~~

~~3.~~ *a.* The department may elect to pay the cost of health insurance premiums under the health insurance premium payment program pursuant to section 249A.3, subsection 10, for individuals with access to such health insurance coverage, if the department determines such payment to be cost-effective. Each applicant for the Iowa health and wellness plan shall provide to the department all insurance information required by the health insurance premium payment program in accordance with rules adopted by the department.

~~*a.* The department may elect to pay the cost of premiums for applicants with access to employer-sponsored health care coverage if the department determines such payment to be cost-effective.~~

b. If health insurance premium payment is provided under this subsection, the department shall supplement coverage as necessary to provide covered benefits specified under section 249A.3, subsection 1, paragraph *"v"*, subparagraph (2), subparagraph division (a) or (c), as applicable.

~~*b.*~~ 3. Eligibility for the Iowa health and wellness plan is a qualifying event under the federal Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191.

~~*c.* If premium payment is provided under this subsection for employer-sponsored health care coverage,~~

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1 ~~the Iowa health and wellness plan shall supplement such~~
2 ~~coverage as necessary to provide the covered benefits~~
3 ~~specified under section 249N.5.~~
4 4. The department shall implement the Iowa health
5 and wellness plan in a manner that ensures that the
6 Iowa health and wellness plan is the payor of last
7 resort.
8 ~~5. A member is eligible for coverage effective~~
9 ~~the first day of the month following the month of~~
10 ~~application for enrollment.~~
11 ~~6.~~ 5. Following initial enrollment, a member
12 is eligible for covered benefits for twelve months,
13 subject to program termination and other limitations
14 otherwise specified in this chapter. The department
15 shall review the member's eligibility on at least an
16 annual basis.
17 Sec. ___. Section 249N.5, subsection 2, Code 2014,
18 is amended to read as follows:
19 2. *a.* For members whose household income is at
20 or below one hundred percent of the federal poverty
21 level or who have been determined by the department
22 to be exempt from mandatory enrollment in benchmark
23 or benchmark-equivalent coverage pursuant to 42
24 C.F.R. §440.315, the plan shall be administered by
25 the Iowa Medicaid enterprise consistent with program
26 administration applicable to individuals under section
27 249A.3, subsection 1, with the exception of dental
28 services which may be administered, in whole or in
29 part, through a managed care provider.
30 *b.* For members whose household income is above
31 one hundred percent but not in excess of one hundred
32 thirty-three percent of the federal poverty level
33 and who have not been determined by the department to
34 be exempt from mandatory enrollment in benchmark or
35 benchmark-equivalent coverage pursuant to 42 C.F.R.
36 §440.315, the plan shall be administered through
37 provision of premium assistance for the purchase of
38 the ~~covered benefits~~ qualified coverage through the
39 American health benefits exchange created pursuant
40 to the Affordable Care Act. The department may pay
41 premiums and supplemental cost-sharing subsidies
42 directly to qualified health plans participating in the
43 American health benefits exchange created pursuant to
44 the Affordable Care Act on behalf of the member.
45 Sec. ___. Section 249N.6, Code 2014, is amended to
46 read as follows:
47 **249N.6 ~~Iowa health and wellness plan provider~~**
48 **~~network~~ Provider networks.**
49 1. The ~~Iowa health and wellness plan~~ provider
50 network for members receiving benefits pursuant

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1 to section 249N.5, subsection 2, paragraph *"a"*,
2 shall include all providers enrolled in the medical
3 assistance program and all participating accountable
4 care organizations. Reimbursement under this ~~chapter~~
5 subsection shall only be made to such ~~Iowa health and~~
6 ~~wellness plan~~ providers for covered benefits.
7 ~~2.~~ *a.* Upon enrollment, a member shall choose a
8 primary medical provider and, to the extent feasible,
9 shall also choose a medical home within the ~~Iowa health~~
10 ~~and wellness plan~~ provider network.
11 *b.* If the member does not choose a primary medical
12 provider or a medical home, the department shall assign
13 the member to a primary medical provider or a medical
14 home in accordance with the Medicaid managed health
15 care, mandatory enrollment provisions specified in
16 rules adopted by the department pursuant to chapter
17 249A and in accordance with quality data available to
18 the department.
19 *c.* The department shall develop a mechanism
20 for primary medical providers, medical homes, and
21 participating accountable care organizations to
22 jointly facilitate member care coordination of both
23 clinical services and nonclinical community and social
24 supports that address social determinants of health.
25 ~~The Iowa health and wellness plan shall provide for~~
26 ~~reimbursement of care~~ Such care coordination services
27 provided under the plan ~~consistent with the~~ shall
28 be reimbursed in accordance with a reimbursement
29 methodology developed ~~pursuant to section 135.159~~ by
30 rule of the department in accordance with chapter 17A.
31 ~~3. *a.*~~ *d.* The department shall provide procedures
32 for accountable care organizations that emerge through
33 local markets to participate in the ~~Iowa health and~~
34 ~~wellness plan~~ provider network. Such accountable
35 care organizations shall incorporate the medical home
36 as defined and specified in chapter 135, division
37 XXII, as a foundation and shall emphasize whole-person
38 orientation and coordination and integration of both
39 clinical services and nonclinical community and social
40 supports that address social determinants of health.
41 A participating accountable care organization shall
42 enter into a contract with the department to ensure the
43 coordination and management of the health of attributed
44 members, to produce quality health care outcomes, and
45 to control overall cost.
46 ~~*b.*~~ (1) The department shall establish by rule
47 in accordance with chapter 17A the qualifications,
48 contracting processes, and contract terms for a
49 participating accountable care organization. The rules
50 shall also establish a methodology for attribution

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1 of a member to a participating accountable care
2 organization.
3 ~~c.~~ (2) A participating accountable care
4 organization contract shall establish accountability
5 based on quality performance and total cost-of-care
6 metrics for the attributed population. In developing
7 quality performance standards, the department shall
8 consider those utilized by state accountable care
9 organization models including but not limited to the
10 quality index score and the Medicare shared savings
11 program quality reporting metrics. The payment models
12 shall include but are not limited to risk sharing,
13 including both shared savings and shared costs,
14 between the state and the participating accountable
15 care organization, and bonus payments for improved
16 quality. The contract terms shall require that a
17 participating accountable care organization is subject
18 to shared savings ~~beginning with the initial year of~~
19 ~~the contract~~, must have quality metrics in place within
20 three years of the initial year of the contract, and
21 must participate in risk sharing within five years of
22 the initial year of the contract.
23 ~~4.~~ *e.* To the greatest extent possible, members
24 shall have a choice of providers within the ~~Iowa health~~
25 ~~and wellness plan~~ provider network to facilitate access
26 to locally-based health care providers and services.
27 However, member choice may be limited by the results of
28 attribution under this section and by the participating
29 accountable care organization, with prior approval
30 of the department, if the member's health condition
31 would benefit from limiting the member's choice of ~~an~~
32 ~~Iowa health and wellness plan~~ a provider to ensure
33 coordination of services, or due to overutilization of
34 covered benefits. The participating accountable care
35 organization shall provide thirty days' notice to the
36 member prior to limitation of such choice.
37 ~~5. *a.*~~ *f.* ~~An Iowa health and wellness plan~~ A
38 provider shall be reimbursed for covered benefits
39 ~~under the Iowa health and wellness plan~~ utilizing the
40 same reimbursement methodology as that applicable to
41 individuals eligible for medical assistance under
42 section 249A.3, subsection 1. Additionally, care
43 coordination services shall be reimbursed in accordance
44 with the reimbursement methodology developed by rule of
45 the department.
46 ~~*b.*~~ *g.* Notwithstanding paragraph ~~*"a"*~~ *"f"*, a
47 participating accountable care organization under
48 contract with the department shall be reimbursed
49 utilizing a value-based reimbursement methodology.
50 ~~6. *a.*~~ *h.* ~~Iowa health and wellness plan providers~~

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1 Providers shall exchange member health information
2 as provided by rule to facilitate coordination and
3 management of members' health, quality health care
4 outcomes, and containment of and reduction in costs.
5 ~~*b.*~~ *i.* The department shall provide the health
6 care claims data of attributed members to a member's
7 participating accountable care organization on a
8 timeframe established by rule of the department.
9 2. The provider network for members receiving
10 benefits pursuant to section 249N.5, subsection 2,
11 paragraph *"b"*, shall include all providers under the
12 member's qualified health plan in the American health
13 benefits exchange.
14 DIVISION ___
15 DENTAL COVERAGE —— ASSIGNMENT OF BENEFITS
16 Sec. ___. NEW SECTION. **514C.3C Dental coverage ——**
17 **assignment of health insurance benefits.**
18 A person who is the owner of any rights or benefits
19 under a policy or contract of insurance which provides
20 for coverage of dental care services shall be permitted
21 to assign all or any part of that person's rights and
22 privileges under the policy or contract, including but
23 not limited to the right to designate a beneficiary
24 and to have an individual policy or contract issued in
25 accordance with the terms of the policy or contract.
26 Such assignment shall be without prejudice to the
27 insurer on account of any payment the insurer makes or
28 individual policy or contract the insurer issues before
29 receiving notice of the assignment, provided that the
30 insurer was acting in good faith. If written proof of
31 an assignment of benefits is presented to an insurer,
32 health maintenance organization, managed care plan,
33 health care plan, preferred provider organization, or
34 other third-party payor, then payment shall be made
35 directly to the health care professional or health care
36 facility providing the dental services. Nothing in
37 this section shall be construed to prevent any persons
38 from reconciling duplicate payments.
39 Sec. ___. Section 514J.103, subsection 1, Code
40 2014, is amended to read as follows:
41 1. Except as provided in subsection 2, this chapter
42 shall apply to all health carriers, including health
43 carriers issuing a policy or certificate that provides
44 coverage for dental care.
45 Sec. ___. Section 514J.103, subsection 2, paragraph
46 a, Code 2014, is amended to read as follows:
47 *a.* A policy or certificate that provides coverage
48 only for a specified disease, specified accident or
49 accident-only, credit, disability income, hospital
50 indemnity, long-term care, ~~dental care,~~ vision care, or

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1 any other limited supplemental benefit.
2 DIVISION ___
3 FAMILY PLANNING —— STATE PLAN AMENDMENT
4 Sec. ___. Section 249A.3, subsection 2, paragraph
5 a, subparagraph (9), Code 2014, is amended to read as
6 follows:
7 (9) Individuals eligible for family planning
8 services under a federally approved demonstration
9 waiver <u>or state plan</u>.
10 Sec. ___. MEDICAID STATE PLAN AMENDMENT —— FAMILY
11 PLANNING. The department of human services shall amend
12 the medical assistance state plan to include, effective
13 no later than January 1, 2015, the eligibility
14 provisions of the Iowa family planning network section
15 1115 demonstration waiver in effect on January 1,
16 2013, as the criteria are amended to be applicable
17 to individuals who are uninsured or who have health
18 insurance coverage subject to the medical assistance
19 program being the payer of last resort. The department
20 shall implement the state plan amendment upon receipt
21 of approval by the centers for Medicare and Medicaid
22 services of the United States department of health and
23 human services.
24 Sec. ___. 2010 Iowa Acts, chapter 1192, section
25 11, subsection 24, paragraph a, subparagraph (1),
26 subparagraph division (a), is amended to read as
27 follows:
28 (a) Are uninsured or have health insurance coverage
29 that does not include coverage for benefits provided
30 under the Iowa family planning network <u>subject to the</u>
31 <u>medical assistance program being the payor of last</u>
32 <u>resort</u>.
33 Sec. ___. EFFECTIVE UPON ENACTMENT AND CONTINGENT
34 IMPLEMENTATION. The sections of this division of this
35 Act relating to the family planning waiver and state
36 plan amendment, being deemed of immediate importance,
37 take effect upon enactment. However, the department
38 of human services shall only implement those sections
39 to the extent the department receives federal approval
40 of the requests relating to the waiver and the medical
41 assistance state plan amendment necessary to implement
42 those sections.
43 DIVISION ___
44 PROVISIONALLY LICENSED PSYCHOLOGISTS —— MEDICAID
45 REIMBURSEMENT
46 Sec. ___. Section 249A.15, Code 2014, is amended to
47 read as follows:
48 **249A.15 Licensed psychologists eligible for payment.**
49 The department shall adopt rules pursuant to
50 chapter 17A entitling psychologists who are licensed

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1 in the state where the services are provided and have
2 a doctorate degree in psychology, have had at least
3 two years of clinical experience in a recognized
4 health setting, or have met the standards of a
5 national register of health service providers in
6 psychology, or who are licensed in accordance with
7 section 154B.6, subsection 3, to payment for services
8 provided to recipients of medical assistance, subject
9 to limitations and exclusions the department finds
10 necessary on the basis of federal laws and regulations
11 and of funds available for the medical assistance
12 program.
13 Sec. ___. MEDICAL ASSISTANCE STATE PLAN ——
14 PSYCHOLOGIST —— PROVISIONAL LICENSEE. The department
15 of human services shall amend the medical assistance
16 state plan to allow psychologists who hold a
17 provisional license in accordance with section 154B.6,
18 subsection 3, as enacted by 2014 Iowa Acts, House File
19 2378, to be participating psychologists under the
20 medical assistance program.>
21 104. By renumbering as necessary.

SENATE AMENDMENT

H-8290

1 Amend House File 2445 as follows:
2 1. Page 2, after line 1 by inserting:
3 <Sec. ___. Section 15E.44, Code 2014, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 5. Notwithstanding section 15E.43
6 and this section, as amended by this Act, or any
7 other provision to the contrary, a tax credit received
8 pursuant to this division for an equity investment in a
9 qualifying business made between January 1, 2014, and
10 December 31, 2015, shall not be redeemed during any tax
11 year beginning prior to January 1, 2016.
12 Sec. ___. Section 15E.44, subsection 4, Code 2014,
13 is amended to read as follows:
14 4. After verifying the eligibility of a qualifying
15 business, the authority shall issue a tax credit
16 certificate to be attached to the equity investor's tax
17 return. The tax credit certificate shall contain the
18 taxpayer's name, address, tax identification number,
19 the amount of credit, the name of the qualifying
20 business, and other information required by the
21 department of revenue. The tax credit certificate,
22 unless rescinded by the authority, shall be accepted by
23 the department of revenue as payment for taxes imposed
24 pursuant to chapter 422, divisions II, III, and V, and

in chapter 432, and for the moneys and credits tax imposed in section 533.329, subject to any conditions or restrictions placed by the authority upon the face of the tax credit certificate and subject to the limitations of this section and section 15E.43.>

2. Page 2, line 21, by striking <This> and inserting <Except as otherwise provided in this division of this Act, this>

3. By renumbering as necessary.

BALTIMORE of Boone

H-8291

Amend House File 2473 as follows:

1. Page 15, after line 12 by inserting:

<DIVISION ___

CARRYING AND POSSESSION OF WEAPONS

Sec. ___. Section 232.52, subsection 2, paragraph a, subparagraph (4), subparagraph division (a), subparagraph subdivision (viii), Code 2014, is amended to read as follows:

(viii) Section 724.4, if the child ~~carried the dangerous weapon~~ used the knife in the commission of a crime on school grounds.

Sec. ___. Section 708.8, Code 2014, is amended to read as follows:

708.8 Going armed with intent.

A person who goes armed with any dangerous weapon with the intent to use without justification such weapon against the person of another commits a class "D" felony. The intent required for a violation of this section shall not be inferred from the mere carrying or concealment of any dangerous weapon itself, including the carrying of a loaded firearm, whether in a vehicle or on or about a person's body.

Sec. ___. Section 724.4, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

724.4 Use of a knife in the commission of a crime.

A person who goes armed with a knife on or about the person, if the person uses the knife in the commission of a crime, commits an aggravated misdemeanor.

Sec. ___. Section 724.4B, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

724.4B Carrying weapons on school grounds —— penalty —— exceptions.

1. A person who goes armed with, carries, or transports a firearm of any kind, whether concealed or not, on the grounds of a school commits a class "D" felony. For the purposes of this section, *"school"*

means a public or nonpublic school as defined in section 280.2.

2. Subsection 1 does not apply to the following:

a. A person who has been specifically authorized by the school to go armed with, carry, or transport a firearm on the school grounds for any lawful purpose.

b. A peace officer, when the officer's duties require the person to carry such weapons.

c. A member of the armed forces of the United States or of the national guard or person in the service of the United States, when the weapons are carried in connection with the person's duties as such.

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d. A correctional officer, when the officer's duties require, serving under the authority of the Iowa department of corrections.

e. A person who for any lawful purpose carries an unloaded pistol, revolver, or other dangerous weapon inside a closed and fastened container or securely wrapped package which is too large to be concealed on the person.

f. A person who for any lawful purpose carries or transports an unloaded pistol or revolver in a vehicle inside a closed and fastened container or securely wrapped package which is too large to be concealed on the person or inside a cargo or luggage compartment where the pistol or revolver will not be readily accessible to any person riding in the vehicle or common carrier.

g. A law enforcement officer from another state when the officer's duties require the officer to carry the weapon and the officer is in this state for any of the following reasons:

(1) The extradition or other lawful removal of a prisoner from this state.

(2) Pursuit of a suspect in compliance with chapter 806.

(3) Activities in the capacity of a law enforcement officer with the knowledge and consent of the chief of police of the city or the sheriff of the county in which the activities occur or of the commissioner of public safety.

Sec. ___. Section 724.4C, Code 2014, is amended to read as follows:

724.4C Possession or carrying of firearms while under the influence.

1. ~~A permit issued under this chapter is invalid if the~~ Except as provided in subsection 2, a person ~~to whom the permit is issued is~~ commits a serious misdemeanor if the person is intoxicated as provided

38 under the conditions set out in section 321J.2,
39 subsection 1~~.~~, and the person does any of the
40 following:
41 *a.* Carries a dangerous weapon on or about the
42 person.
43 *b.* Carries a weapon within the person's immediate
44 access or reach while in a vehicle.
45 2. This section shall not apply to any of the
46 following:
47 *a.* A person who carries or possesses a dangerous
48 weapon while in the person's own dwelling, place of
49 business, or on land owned or lawfully possessed by the
50 person.

Page 3

1 *b.* The transitory possession or use of a firearm
2 during an act of justified self-defense or justified
3 defense of another, provided that the possession lasts
4 no longer than is immediately necessary to resolve the
5 emergency.
6 Sec. ___. Section 724.5, Code 2014, is amended by
7 striking the section and inserting in lieu thereof the
8 following:
9 **724.5 Availability of permit not to be construed as**
10 **prohibition on unlicensed carrying of weapons.**
11 The availability of a professional or
12 nonprofessional permit to carry weapons under
13 this chapter shall not be construed to impose a general
14 prohibition on the unlicensed carrying, whether openly
15 or concealed, of a deadly weapon, including a loaded
16 firearm.>
17 2. Title page, line 3, after <matters> by inserting
18 <and including penalties>
19 3. By renumbering as necessary.

SHAW of Pocahontas

H-8292

1 Amend House File 2473 as follows:
2 1. Page 15, after line 12 by inserting:
3 <DIVISION ___
4 DEFINITION OF PERSON
5 Sec. ___. Section 135.1, unnumbered paragraph 1,
6 Code 2014, is amended to read as follows:
7 For the purposes of chapter 155 and Title IV,
8 subtitle 2, ~~excluding chapter 146,~~ unless otherwise
9 defined:
10 Sec. ___. Section 135.11, subsections 10 and 12,
11 Code 2014, are amended to read as follows:
12 10. Enforce the law relative to ~~chapter 146 and~~

"Health-related Professions", Title IV, subtitle 3, excluding chapter 155.

12. Establish, publish, and enforce rules not inconsistent with law for the enforcement of the provisions of chapters 125 and 155, and Title IV, subtitle 2, ~~excluding chapter 146~~ and for the enforcement of the various laws, the administration and supervision of which are imposed upon the department.

Sec. ___. Section 144.29A, subsections 1 and 2, Code 2014, are amended to read as follows:

1. A health care provider who initially identifies and diagnoses a spontaneous termination of pregnancy ~~or who induces a termination of pregnancy~~ shall file with the department a report for each termination within thirty days of the occurrence. The health care provider shall make a good faith effort to obtain all of the following information that is available with respect to each termination:

a. The confidential health care provider code as assigned by the department.

b. The report tracking number.

c. The maternal health services region of the Iowa department of public health, as designated as of July 1, 1997, in which the patient resides.

d. The race of the patient.

e. The age of the patient.

f. The marital status of the patient.

g. The educational level of the patient.

h. The number of previous pregnancies, live births, and spontaneous ~~or induced~~ terminations of pregnancies.

i. The month and year in which the termination occurred.

j. The number of weeks since the patient's last menstrual period and a clinical estimate of gestation.

~~*k.* The method used for an induced termination, including whether mifepristone was used.~~

2. It is the intent of the general assembly that the information shall be collected, reproduced,

released, and disclosed in a manner specified by rule of the department, adopted pursuant to chapter 17A, which ensures the anonymity of the patient who experiences a termination of pregnancy, the health care provider who identifies and diagnoses ~~or induces~~ a termination of pregnancy, and the hospital, clinic, or other health facility in which a termination of pregnancy is identified and diagnosed ~~or induced~~. The department may share information with federal public health officials for the purposes of securing federal funding or conducting public health research.

However, in sharing the information, the department shall not relinquish control of the information, and any agreement entered into by the department with federal public health officials to share information shall prohibit the use, reproduction, release, or disclosure of the information by federal public health officials in a manner which violates this section. The department shall publish, annually, a demographic summary of the information obtained pursuant to this section, except that the department shall not reproduce, release, or disclose any information obtained pursuant to this section which reveals the identity of any patient, health care provider, hospital, clinic, or other health facility, and shall ensure anonymity in the following ways:

a. The department may use information concerning the report tracking number or concerning the identity of a reporting health care provider, hospital, clinic, or other health facility only for purposes of information collection. The department shall not reproduce, release, or disclose this information for any purpose other than for use in annually publishing the demographic summary under this section.

b. The department shall enter the information, from any report of termination submitted, within thirty days of receipt of the report, and shall immediately destroy the report following entry of the information. However, entry of the information from a report shall not include any health care provider, hospital, clinic, or other health facility identification information including, but not limited to, the confidential health care provider code, as assigned by the department.

c. To protect confidentiality, the department shall limit release of information to release in an aggregate form which prevents identification of any individual patient, health care provider, hospital, clinic, or other health facility. For the purposes of this paragraph, *"aggregate form"* means a compilation of the information received by the department on

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termination of pregnancies for each information item listed, with the exceptions of the report tracking number, the health care provider code, and any set of information for which the amount is so small that the confidentiality of any person to whom the information relates may be compromised. The department shall establish a methodology to provide a statistically verifiable basis for any determination of the correct amount at which information may be released so that the confidentiality of any person is not compromised.

Sec. ___. Section 144.29A, subsection 8, Code 2014, is amended by striking the subsection.

Sec. ___. Section 216.6, subsection 2, paragraph c, Code 2014, is amended by striking the paragraph.

Sec. ___. Section 216.13, Code 2014, is amended to read as follows:

216.13 Exceptions for retirement plans, ~~abortion coverage,~~ life, disability, and health benefits.

The provisions of this chapter relating to discrimination because of age do not apply to a retirement plan or benefit system of an employer unless the plan or system is a mere subterfuge adopted for the purpose of evading this chapter.

1. However, a retirement plan or benefit system shall not require the involuntary retirement of a person under the age of seventy because of that person's age. This paragraph does not prohibit the following:

a. The involuntary retirement of a person who has attained the age of sixty-five and has for the two prior years been employed in a bona fide executive or high policymaking position and who is entitled to an immediate, nonforfeitable annual retirement benefit from a pension, profit-sharing, savings, or deferred compensation plan of the employer which equals twenty-seven thousand dollars. This retirement benefit test may be adjusted according to the regulations prescribed by the United States secretary of labor pursuant to Pub. L. No. 95-256, section 3.

b. The involuntary retirement of a person covered by a collective bargaining agreement which was entered into by a labor organization and was in effect on September 1, 1977. This exemption does not apply after the termination of that agreement or January 1, 1980, whichever first occurs.

~~2. A health insurance program provided by an employer may exclude coverage of abortion, except where the life of the mother would be endangered if the fetus were carried to term or where medical complications have arisen from an abortion.~~

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~~3.~~2. An employee welfare plan may provide life, disability or health insurance benefits which vary by age based on actuarial differences if the employer contributes equally for all the participating employees or may provide for employer contributions differing by age if the benefits for all the participating employees do not vary by age.

Sec. ___. Section 602.8102, subsection 31, Code 2014, is amended by striking the subsection.

10 Sec. ___. Section 707.1, Code 2014, is amended to
11 read as follows:
12 **707.1 Murder defined.**
13 1. A person who kills another person with malice
14 aforethought either express or implied commits murder.
15 2. *"Person"*, when referring to the victim of a
16 murder, means an individual human being, without regard
17 to age of development, from the moment of conception,
18 when a zygote is formed, until natural death.
19 3. Murder includes killing another person through
20 any means that terminates the life of the other
21 person including but not limited to the use of
22 abortion-inducing drugs. For the purposes of this
23 section, *"abortion-inducing drug"* means a medicine,
24 drug, or any other substance prescribed or dispensed
25 with the intent of terminating the clinically
26 diagnosable pregnancy of a woman, with knowledge that
27 the drug will with reasonable likelihood cause the
28 termination of the pregnancy. *"Abortion-inducing drug"*
29 includes the off-label use of drugs known to have
30 abortion-inducing properties, which are prescribed
31 specifically with the intent of causing an abortion,
32 but does not include drugs that may be known to cause
33 an abortion, but which are prescribed for other medical
34 indications.
35 4. Murder does not include a fetal death as defined
36 in section 144.1 or the spontaneous termination of
37 pregnancy as defined in section 144.29A.
38 Sec. ___. REPEAL. Sections 232.5, 702.20, 707.7,
39 707.8, 707.8A, 707.9, and 707.10, Code 2014, are
40 repealed.
41 Sec. ___. REPEAL. Chapters 135L and 146, Code
42 2014, are repealed.
43 Sec. ___. SEVERABILITY. If any provision of
44 this division of this Act or the application of this
45 division of this Act to any person or circumstances is
46 held invalid, the invalidity shall not affect other
47 provisions or applications of the division which can
48 be given effect without the invalid provisions or
49 application and, to this end, the provisions of this
50 division of this Act are severable.

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1 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
2 of this Act, being deemed of immediate importance,
3 takes effect upon enactment.>
4 2. Title page, line 3, after <matters> by inserting
5 <and including penalties>
6 3. By renumbering as necessary.

SHAW of Pocahontas

H-8293

Amend House File 2473 as follows:

1. Page 4, after line 34 by inserting:

<Sec. ___. Section 724.22, subsection 5, Code 2014, is amended to read as follows:

5. A parent or guardian or spouse who is twenty-one years of age or older, of a person ~~fourteen years of age but~~ who is less than twenty-one may allow the person to possess a pistol or revolver or the ammunition therefor for any lawful purpose while under the direct supervision of the parent or guardian or spouse who is twenty-one years of age or older, or while the person receives instruction in the proper use thereof from an instructor twenty-one years of age or older~~,~~ with the consent of such parent, guardian, or spouse.>

2. By renumbering as necessary.

BAUDLER of Adair

H-8294

Amend House File 2471 as follows:

1. Page 8, after line 5 by inserting:

<DIVISION ___

INCOME TAX CHECKOFFS FOR THE IOWA STATE FAIR FOUNDATION FUND AND THE VETERANS TRUST FUND AND VOLUNTEER FIRE FIGHTER PREPAREDNESS FUND

Sec. ___. NEW SECTION. **422.12D Income tax checkoff for the Iowa state fair foundation fund.**

1. A person who files an individual or a joint income tax return with the department of revenue under section 422.13 may designate one dollar or more to be paid to the foundation fund of the Iowa state fair foundation as established in section 173.22. If the refund due on the return or the payment remitted with the return is insufficient to pay the amount designated by the taxpayer to the foundation fund, the amount designated shall be reduced to the remaining amount of the refund or the remaining amount remitted with the return. The designation of a contribution to the foundation fund under this section is irrevocable.

2. The director of revenue shall draft the income tax form to allow the designation of contributions to the foundation fund on the tax return. The department, on or before January 31, shall transfer the total amount designated on the tax form due in the preceding year to the foundation fund. However, before a checkoff pursuant to this section shall be permitted, all liabilities on the books of the department of administrative services and accounts identified

30 as owing under section 8A.504 and the political
31 contribution allowed under section 68A.601 shall be
32 satisfied.
33 3. The Iowa state fair board may authorize payment
34 from the foundation fund for purposes of supporting
35 foundation activities.
36 4. The department of revenue shall adopt rules to
37 implement this section.
38 5. This section is subject to repeal under section
39 422.12E.
40 Sec. ___. NEW SECTION. **422.12L Joint income tax**
41 **checkoff for veterans trust fund and volunteer fire**
42 **fighter preparedness fund.**
43 1. A person who files an individual or a joint
44 income tax return with the department of revenue under
45 section 422.13 may designate one dollar or more to
46 be paid jointly to the veterans trust fund created
47 in section 35A.13 and to the volunteer fire fighter
48 preparedness fund created in section 100B.13. If the
49 refund due on the return or the payment remitted with
50 the return is insufficient to pay the additional amount

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1 designated by the taxpayer, the amount designated
2 shall be reduced to the remaining amount of refund or
3 the remaining amount remitted with the return. The
4 designation of a contribution under this section is
5 irrevocable.
6 2. The director of revenue shall draft the income
7 tax form to allow the designation of contributions
8 to the veterans trust fund and to the volunteer fire
9 fighter preparedness fund as one checkoff on the
10 tax return. The department of revenue, on or before
11 January 31, shall transfer one-half of the total
12 amount designated on the tax return forms due in the
13 preceding calendar year to the veterans trust fund and
14 the remaining one-half to the volunteer fire fighter
15 preparedness fund. However, before a checkoff pursuant
16 to this section shall be permitted, all liabilities on
17 the books of the department of administrative services
18 and accounts identified as owing under section 8A.504
19 and the political contribution allowed under section
20 68A.601 shall be satisfied.
21 3. The department of revenue shall adopt rules to
22 administer this section.
23 4. This section is subject to repeal under section
24 422.12E.
25 Sec. ___. REPEAL. Sections 422.12D and 422.12L,
26 Code 2014, are repealed.
27 Sec. ___. RETROACTIVE APPLICABILITY. This division
28 of this Act applies retroactively to January 1, 2014,

for tax years beginning on or after that date.>

2. Title page, line 6, before <making> by inserting <by creating income tax checkoffs for the Iowa state fair foundation fund and the veterans trust fund and volunteer fire fighter preparedness fund,>

3. Title page, line 7, after <date> by inserting <and retroactive applicability>

4. By renumbering as necessary.

WINDSCHITL of Harrison

H-8295

Amend House File 2445 as follows:

1. Page 1, after line 15 by inserting:

<Sec. ___. Section 15E.43, subsections 3 and 5, Code 2014, are amended to read as follows:

3. An investment shall be deemed to have been made on the same date as the date of acquisition of the equity interest as determined by the Internal Revenue Code. ~~An investment made prior to January 1, 2002, shall not qualify for a tax credit under this division.~~

5. ~~A tax credit shall not be redeemed during any tax year beginning prior to January 1, 2005.~~ A tax credit shall not be transferable to any other taxpayer.

Sec. ___. Section 15E.43, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. A tax credit issued pursuant to this division for an equity investment in a qualifying business, as described in section 15E.44, which is made on or after January 1, 2014, shall not be redeemed by a taxpayer prior to January 1, 2016.>

2. Page 2, line 21, by striking <This> and inserting <Except as otherwise provided in this division of this Act, this>

3. Page 5, line 14, after <*"o"*.> by inserting <Any moneys appropriated to a fund for purposes of this section shall be used for purposes of the strategic infrastructure program.>

4. Page 5, line 18, by striking <investment> and inserting <~~investment~~ infrastructure>

5. Page 5, line 20, by striking <section> and inserting <section, except for moneys appropriated to a fund for purposes of this section,>

6. Page 7, after line 33 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

7. Page 8, after line 12 by inserting:

<DIVISION ___

ECONOMIC DEVELOPMENT REGIONS

Sec. ___. Section 15E.231, unnumbered paragraph 1,

40 Code 2014, is amended to read as follows:
41 In order for an economic development region to
42 receive assistance pursuant to section 15.335B, an
43 economic development region's regional development
44 plan must be approved by the authority. An economic
45 development region shall consist of ~~not less than~~
46 ~~three counties, unless two contiguous counties have a~~
47 ~~combined population of at least three hundred thousand~~
48 ~~based on the most recent federal decennial census~~ two
49 or more contiguous counties and one or more public or
50 private, nonprofit entities that have entered into an

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1 agreement to pursue mutual economic development goals
2 with a regional focus. An economic development region
3 shall establish a focused economic development effort
4 that shall include a regional development plan relating
5 to one or more of the following areas:
6 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
7 of this Act, being deemed of immediate importance,
8 takes effect upon enactment.>
9 8. By renumbering as necessary.

BALTIMORE of Boone

H-8296

1 Amend Senate File 2337, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 1 through 3 and
4 inserting:
5 Section 1. Section 422.12C, subsection 1,
6 unnumbered paragraph 1, Code 2014, is amended to read
7 as follows:
8 The taxes imposed under this division, less the>
9 2. By striking page 1, line 10, through page 2,
10 line 19, and inserting:
11 <Sec. ___. EFFECTIVE DATE. This Act takes effect
12 January 1, 2016.
13 Sec. ___. APPLICABILITY. This Act applies to tax
14 years beginning on or after January 1, 2016.>
15 3. Title page, by striking line 3 and inserting
16 <effective date and applicability provisions.>
17 4. By renumbering as necessary.

STANERSON of Linn

H-8297

1 Amend House File 2473 as follows:
2 1. Page 15, after line 12 by inserting:

<DIVISION ___
PUBLIC RETIREMENT SYSTEMS

Sec. ___. Section 97A.6, subsection 7, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) Should any beneficiary for either ordinary or accidental disability, except a beneficiary who is fifty-five years of age or over and would have completed twenty-two years of service if the beneficiary had remained in active service, be engaged in a gainful occupation paying more than the difference between the member's net retirement allowance and ~~one~~ two and one-half times the current earnable compensation of an active member at the same position on the salary scale within the member's rank as the member held at retirement, then the amount of the retirement allowance shall be reduced to an amount such that the member's net retirement allowance plus the amount earned by the member shall equal ~~one~~ two and one-half times the amount of the current earnable compensation of an active member at the same position on the salary scale within the member's rank as the member held at retirement. Should the member's earning capacity be later changed, the amount of the retirement allowance may be further modified, provided that the new retirement allowance shall not exceed the amount of the retirement allowance originally granted adjusted by annual readjustments of pensions pursuant to subsection 14 of this section nor an amount which would cause the member's net retirement allowance, when added to the amount earned by the beneficiary, to equal ~~one~~ two and one-half times the amount of the current earnable compensation of an active member at the same position on the salary scale within the member's rank as the member held at retirement. A beneficiary restored to active service at a salary less than the average final compensation upon the basis of which the member was retired at age fifty-five or greater, shall not again become a member of the retirement system and shall have the member's retirement allowance suspended while in active service. If the rank or position held by the retired member is subsequently abolished, adjustments to the allowable limit on the amount of income which can be earned in a gainful occupation shall be computed in the same manner as provided in subsection 14, paragraph *"c"*, of this section for readjustment of pensions when a rank or position has been abolished. If the salary scale associated with a

member's rank at retirement is changed after the member

2 retires, earnable compensation for purposes of this
3 section shall be based upon the salary an active member
4 currently would receive at the same rank and with
5 seniority equal to that of the retired member at the
6 time of retirement. For purposes of this paragraph,
7 *"net retirement allowance"* means the amount determined
8 by subtracting the amount paid during the previous
9 calendar year by the beneficiary for health insurance
10 or similar health care coverage for the beneficiary
11 and the beneficiary's dependents from the amount of
12 the member's retirement allowance paid for that year
13 pursuant to this chapter. The beneficiary shall submit
14 sufficient documentation to the board of trustees
15 to permit the system to determine the member's net
16 retirement allowance for the applicable year.
17 Sec. ___. Section 97B.49B, subsection 1, paragraph
18 e, Code 2014, is amended by adding the following new
19 subparagraph:
20 NEW SUBPARAGRAPH. (13) A person other than a
21 deputy sheriff, jailer, or detention officer who is
22 employed by a sheriff to provide courthouse security
23 services or prisoner transportation duties, is required
24 as a condition of employment to carry a firearm and has
25 been professionally trained and qualified in the use of
26 any firearm in connection with the individual's duties,
27 is required and authorized under limited circumstances
28 to perform law enforcement duties that may include but
29 are not limited to detaining persons, taking persons
30 into custody, making arrests, transporting or providing
31 custody and care for those persons under the sheriff's
32 control, and is a certified Iowa peace officer, has
33 Iowa reserve peace officer certification, or has
34 equivalent peace officer training.
35 Sec. ___. Section 97B.52A, subsection 1, paragraph
36 c, subparagraph (2), subparagraph division (b), Code
37 2014, is amended to read as follows:
38 (b) For a member whose first month of entitlement
39 is July 2004 or later, but before July ~~2014~~ 2016,
40 covered employment does not include employment as a
41 licensed health care professional by a public hospital.
42 For the purposes of this subparagraph, *"public*
43 *hospital"* means a hospital licensed pursuant to chapter
44 135B and governed pursuant to chapter 145A, 347, 347A,
45 or 392.
46 Sec. ___. Section 97B.80, subsection 1, Code 2014,
47 is amended to read as follows:
48 1. *a.* For purposes of this subsection, *"eligible*
49 *member"* means as follows:
50 (1) For the period beginning July 1, 1992, and

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1 ending June 30, 2014, a vested or retired member who
2 has one or more full calendar years of covered wages.
3 (2) Beginning on or after July 1, 2014, a member
4 vested by service or a retired member who is vested by
5 service and who is within six months of the retired
6 member's first month of entitlement.
7 *b.* ~~Effective July 1, 1992, a vested or retired~~
8 An eligible member ~~who has one or more full calendar~~
9 ~~years of covered wages and~~ who at any time served on
10 active duty in the armed forces of the United States,
11 upon submitting verification of the dates of the active
12 duty service, may make contributions to the retirement
13 system for all or a portion of the period of time of
14 the active duty service, in increments of one or more
15 calendar quarters, and receive credit for membership
16 service and prior service for the period of time for
17 which the contributions are made.
18 Sec. ___. Section 97B.80C, subsection 1, Code 2014,
19 is amended by adding the following new paragraph:
20 NEW PARAGRAPH. *0a. "Eligible member"* means as
21 follows:
22 (1) Prior to July 1, 2014, a vested or retired
23 member.
24 (2) Beginning on or after July 1, 2014, a member
25 vested by service or a retired member who is vested by
26 service and who is within six months of the retired
27 member's first month of entitlement.
28 Sec. ___. Section 97B.80C, subsection 2, paragraphs
29 a, b, and c, Code 2014, are amended to read as follows:
30 *a.* ~~A vested or retired~~ An eligible member may make
31 contributions to the retirement system to purchase up
32 to the maximum amount of permissive service credit
33 for qualified service as determined by the system,
34 pursuant to Internal Revenue Code section 415(n),
35 the requirements of this section, and the system's
36 administrative rules.
37 *b.* ~~A vested or retired~~ An eligible member of
38 the retirement system may make contributions to the
39 retirement system to purchase up to a maximum of twenty
40 quarters of permissive service credit for nonqualified
41 service as determined by the system, pursuant to
42 Internal Revenue Code section 415(n), the requirements
43 of this section, and the system's administrative rules.
44 ~~A vested or retired~~ An eligible member must have at
45 least twenty quarters of covered wages in order to
46 purchase permissive service credit for nonqualified
47 service.
48 *c.* ~~A vested or retired~~ An eligible member may
49 convert regular member service credit to special
50 service credit by payment of the amount actuarially

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1 determined as necessary to fund the resulting increase
2 in the member's accrued benefit. The conversion shall
3 be treated as a purchase of qualified service credit
4 subject to the requirements of paragraph *"a"* if the
5 service credit to be converted was or would have been
6 for qualified service. The conversion shall be treated
7 as a purchase of nonqualified service credit subject to
8 the requirements of paragraph *"b"* if the service credit
9 to be converted was purchased as nonqualified service
10 credit.
11 Sec. ___. Section 411.6, subsection 7, paragraph
12 a, subparagraph (1), Code 2014, is amended to read as
13 follows:
14 (1) Should any beneficiary for either ordinary
15 or accidental disability, except a beneficiary who
16 is fifty-five years of age or over, be engaged in a
17 gainful occupation paying more than the difference
18 between the member's net retirement allowance and ~~one~~
19 two and one-half times the earnable compensation of
20 an active member at the same position on the salary
21 scale within the member's rank as the member held at
22 retirement, then the amount of the member's retirement
23 allowance shall be reduced to an amount such that the
24 member's net retirement allowance plus the amount
25 earned by the member shall equal ~~one~~ two and one-half
26 times the amount of the current earnable compensation
27 of an active member at the same position on the
28 salary scale within the member's rank as the member
29 held at retirement. Should the member's earnings be
30 later changed, the amount of the member's retirement
31 allowance may be further modified, provided that
32 the new retirement allowance shall not exceed the
33 amount of the retirement allowance adjusted by annual
34 readjustments of pensions pursuant to subsection 12
35 of this section nor an amount which would cause the
36 member's net retirement allowance, when added to the
37 amount earned by the beneficiary, to equal ~~one~~ two and
38 one-half times the amount of the earnable compensation
39 of an active member at the same position on the salary
40 scale within the member's rank as the member held at
41 retirement. A beneficiary restored to active service
42 at a salary less than the average final compensation
43 upon the basis of which the member was retired at age
44 fifty-five or greater, shall not again become a member
45 of the retirement system and shall have the member's
46 retirement allowance suspended while in active service.
47 If the rank or position held by the retired member is
48 subsequently abolished, adjustments to the allowable
49 limit on the amount of income which can be earned in
50 a gainful occupation shall be computed by the board

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of trustees as though such rank or position had not been abolished and salary increases had been granted to such rank or position on the same basis as increases granted to other ranks and positions in the department. For purposes of this paragraph, *"net retirement allowance"* means the amount determined by subtracting the amount paid during the previous calendar year by the beneficiary for health insurance or similar health care coverage for the beneficiary and the beneficiary's dependents from the amount of the member's retirement allowance paid for that year pursuant to this chapter. The beneficiary shall submit sufficient documentation to the system to permit the system to determine the member's net retirement allowance for the applicable year.>

2. By renumbering as necessary.

PETTENGILL of Benton

H-8298

Amend House File 2474 as follows:

1. Page 1, after line 5 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.>

2. Title page, line 3, after <authorization> by inserting <, and including effective date provisions>

3. By renumbering as necessary.

HANSON of Jefferson

H-8299

Amend House File 2473 as follows:

1. Page 15, after line 12 by inserting:

<DIVISION ___

SCHOOL DISTRICT ENROLLMENT SUPPLEMENT

Sec. ___. Section 257.13, subsection 1, Code 2014, is amended to read as follows:

1. For the school budget year beginning July 1, 2001, and succeeding budget years, if a district's actual enrollment for the budget year, determined under section 257.6, is greater than its budget enrollment for the budget year, the district shall be eligible to receive an on-time funding budget adjustment. The adjustment shall be in an amount equal to the difference between the actual enrollment for the budget year and the budget enrollment for the budget year, multiplied by the <u>regular program</u> district cost per

17 pupil, and then, if the district receives a school
18 district supplement payment under section 257.13A for
19 the same budget year, reduced by an amount equal to the
20 product of the regular program district cost per pupil
21 multiplied by the amount calculated in section 257.13A,
22 subsection 2, paragraph *"b"*, subparagraph (2), for that
23 budget year.
24 Sec. ___. NEW SECTION. **257.13A School district**
25 **enrollment supplement program —— appropriation.**
26 1. For each fiscal year beginning on or after
27 July 1, 2014, there is appropriated from the general
28 fund of the state to the department of education an
29 amount necessary to make all school district enrollment
30 supplement payments under this section, as calculated
31 in subsection 2.
32 2. *a.* A school district enrollment supplement
33 program is established to provide additional funding
34 for school districts in which the district's actual
35 enrollment for the budget year exceeds the budget
36 enrollment for the budget year by ten percent or more.
37 *b.* For the budget year beginning July 1, 2014, the
38 department of education shall calculate for each school
39 district satisfying the requirements of paragraph *"a"*,
40 all of the following:
41 (1) The school district's budget enrollment for the
42 budget year multiplied by one hundred ten percent.
43 (2) The difference between the school district's
44 actual enrollment for the budget year minus the amount
45 determined under subparagraph (1).
46 (3) The school district's combined district cost,
47 as determined under section 257.10, subsection 8,
48 divided by the school district's budget enrollment.
49 *c.* The amount of the school district enrollment
50 supplement for each district satisfying the

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1 requirements of paragraph *"a"* shall be an amount equal
2 to the product of the amount determined under paragraph
3 *"b"*, subparagraph (2), multiplied by the amount
4 determined under paragraph *"b"*, subparagraph (3).
5 3. School district enrollment supplement payments
6 shall be paid by the department of education in a lump
7 sum at the same time and in the same manner as the
8 first monthly installment is paid on or after January 1
9 of the budget year under section 257.16, subsection 2.
10 4. School district enrollment supplement payments
11 received under this section are miscellaneous income
12 and shall be deposited in the general fund of the
13 school district. However, the school district
14 enrollment supplement amount shall not be included in
15 district cost.

5. Except for an adjustment to an amount authorized under section 257.13, subsection 1, or an amount under section 257.31, subsection 5, participation in the school district enrollment supplement program under this section shall not affect a school district's eligibility to receive an on-time funding budget adjustment under section 257.13 or an amount from the school budget review committee under section 257.31.

Sec. ___. Section 257.31, subsection 5, paragraph a, Code 2014, is amended to read as follows:

a. Any unusual increase or decrease in enrollment. <u>In deciding a school district's need for additional funds under this paragraph, the school budget review committee shall consider an on-time funding budget adjustment established under section 257.13 and amounts received by the school district under section 257.13A for the same budget year, and may accordingly adjust amounts granted for the purposes of this paragraph.</u>

Sec. ___. IMPLEMENTATION —— EMERGENCY RULES. The department of education may adopt emergency rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall be effective immediately upon filing unless a later date is specified in the rules. Any rules adopted in accordance with this section shall also be published as a notice of intended action as provided in section 17A.4.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. ___. APPLICABILITY. This division of this Act applies to school budget years beginning on or after July 1, 2014.>

2. Title page, line 3, after <matters> by inserting

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<, and including effective date and applicability provisions>

FISHER of Tama

H-8300

Amend Senate File 2344, as amended, passed, and reprinted by the Senate, as follows:

1. By striking page 4, line 27, through page 5, line 14.

2. Page 5, by striking lines 19 and 20 and inserting <subsection 11D, as applied through section 422.11Y, apply retroactively to tax years>

3. By striking page 5, line 22, through page 7, line 2.
4. Page 7, line 15, by striking <2020> and inserting <2018>
5. Title page, line 4, by striking <renewable fuel tax credits and>
6. By renumbering as necessary.

MOORE of Jackson

H-8301

Amend House File 2289, as amended, passed, and reprinted by the House, as follows:
1. By striking everything after the enacting clause and inserting:
Section 1. NEW SECTION. **321.492B Use of unmanned aerial vehicle —— prohibition —— traffic law enforcement.**
The state or a political subdivision of the state shall not use an unmanned aerial vehicle for traffic law enforcement.
Sec. 2. NEW SECTION. **808.15 Unmanned aerial vehicle —— information —— admissibility.**
Information obtained as a result of the use of an unmanned aerial vehicle is not admissible as evidence in a criminal or civil proceeding, unless the information is obtained pursuant to the authority of a search warrant, or unless the information is otherwise obtained in a manner that is consistent with state and federal law.
Sec. 3. UNMANNED AERIAL VEHICLE —— REPORT. The department of public safety, in consultation with the attorney general, state and local agencies, and other interested organizations, including but not limited to organizations with expertise in unmanned aerial vehicle technology, shall examine whether the Iowa criminal code should be modified to regulate the use of unmanned aerial vehicles, shall develop model guidelines for the use of unmanned aerial vehicles, and shall report such guidelines to the general assembly no later than December 31, 2014.>
2. Title page, by striking lines 1 and 2 and inserting <An Act relating to the regulation and use of unmanned aerial vehicles.>

SENATE AMENDMENT

H-8302

Amend House File 2445 as follows:
1. Page 1, after line 15 by inserting:

<Sec. ___. Section 15E.43, subsections 3 and 5, Code 2014, are amended to read as follows:

3. An investment shall be deemed to have been made on the same date as the date of acquisition of the equity interest as determined by the Internal Revenue Code. ~~An investment made prior to January 1, 2002, shall not qualify for a tax credit under this division.~~

5. ~~A tax credit shall not be redeemed during any tax year beginning prior to January 1, 2005.~~ A tax credit shall not be transferable to any other taxpayer.

Sec. ___. Section 15E.43, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. A tax credit issued pursuant to this division for an equity investment in a qualifying business, as described in section 15E.44, which is made on or after January 1, 2014, shall not be redeemed by a taxpayer prior to January 1, 2016.>

2. Page 2, line 21, by striking <This> and inserting <Except as otherwise provided in this division of this Act, this>

3. Page 5, line 14, after <*"o"*.> by inserting <Any moneys appropriated to a fund for purposes of this section shall be used for purposes of the strategic infrastructure program.>

4. Page 5, line 18, by striking <investment> and inserting <~~investment~~ infrastructure>

5. Page 5, line 20, by striking <section> and inserting <section, except for moneys appropriated to a fund for purposes of this section,>

6. Page 7, after line 33 by inserting:

<Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

7. Page 8, after line 12 by inserting:

<DIVISION ___

ECONOMIC DEVELOPMENT REGIONS

Sec. ___. Section 15E.231, unnumbered paragraph 1, Code 2014, is amended to read as follows:

In order for an economic development region to receive assistance pursuant to section 15.335B, an economic development region's regional development plan must be approved by the authority. An economic development region shall consist of ~~not less than three counties, unless two contiguous counties have a combined population of at least three hundred thousand based on the most recent federal decennial census~~ three or more contiguous counties or two or more contiguous counties and one or more public or private, nonprofit

entities that have entered into an agreement to pursue

mutual economic development goals with a regional focus. An economic development region shall establish a focused economic development effort that shall include a regional development plan relating to one or more of the following areas:

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

8. By renumbering as necessary.

BALTIMORE of Boone

H-8303

Amend House File 2472 as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. CELL SITING REQUIREMENTS AND REGULATIONS —— INTERIM STUDY.

1. The legislative council is requested to establish an interim study committee relating to cell siting requirements and regulations. The objective of the study shall be to examine current cell siting requirements and regulations adopted by the state, political subdivisions of the state, and any other agencies, entities, associations, and organizations authorized by law to make decisions relative to the construction, installation, modification, or siting of wireless communications facilities and structures, and determine and analyze issues associated with those regulations including but not limited to uniformity, approval and denial rates, application delays and requests for application modification, application fee levels, siting of wireless communications facilities and structures in rural areas of the state consisting primarily of cropland, and requirements and regulations relating to wireless communications facility or structure placement.

2. The committee shall be composed of eight members of the general assembly. Four members shall be members of the senate, two of whom shall be appointed by the majority leader of the senate, and two of whom shall be appointed by the minority leader of the senate. Four members shall be members of the house of representatives, two of whom shall be appointed by the speaker of the house of representatives, and two of whom shall be appointed by the minority leader of the house of representatives. The interim study committee shall be scheduled for two meeting days.

3. The committee shall submit recommendations for modifications to existing requirements and regulations, implementation of new requirements and regulations,

39 and the achievement of increased uniformity in such
40 requirements and regulations, in a report to the
41 general assembly by January 1, 2015.>
42 2. Title page, by striking lines 1 through 4 and
43 inserting <An Act relating to the study of cell siting
44 requirements and regulations.>

PRICHARD of Floyd

H-8304

1 Amend House File 2472 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. BROADBAND EXPANSION AND RETENTION ——
5 INTERIM STUDY.
6 1. The legislative council is requested to
7 establish an interim study committee relating to the
8 expansion and retention of broadband and broadband
9 infrastructure in targeted underserved areas of
10 the state. Aspects of the study shall include but
11 are not limited to reviewing broadband availability
12 maps or data sources and identifying and evaluating
13 financial and tax-related incentives to encourage and
14 facilitate broadband infrastructure installation.
15 The committee shall obtain input from a variety of
16 stakeholders including but not limited to urban and
17 rural communications services providers, businesses
18 and residents located in or doing business in targeted
19 underserved service areas, federations or organizations
20 primarily focused on rural Iowa, school districts, and
21 state, county, or municipal governing bodies, boards,
22 agencies, offices, and commissions.
23 2. The committee shall be composed of eight members
24 of the general assembly. Four members shall be members
25 of the senate, two of whom shall be appointed by
26 the majority leader of the senate, and two of whom
27 shall be appointed by the minority leader of the
28 senate. Four members shall be members of the house of
29 representatives, two of whom shall be appointed by the
30 speaker of the house of representatives, and two of
31 whom shall be appointed by the minority leader of the
32 house of representatives. The interim study committee
33 shall be scheduled for two meeting days.
34 3. The committee shall issue a report to the
35 general assembly containing its findings and
36 recommendations by January 1, 2015.
37 4. For the purposes of this section, unless the
38 context otherwise requires:
39 a. "Broadband" means a high-speed, high-capacity
40 electronic transmission medium that can carry data
41 signals from multiple independent network sources by

42 establishing different bandwidth channels and that
43 is commonly used to deliver internet services to the
44 public.
45 b. "Broadband infrastructure" means the physical
46 infrastructure used for the transmission of data
47 via broadband, including but not limited to any
48 equipment, systems, switches, routers, wire, cable,
49 satellite, conduits, servers, software, technology,
50 base transceiver station sites, or other means

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1 of transmission or communication. "Broadband
2 infrastructure" does not include land, buildings,
3 structures, improvements, or equipment not directly
4 used in the transmission of data.
5 c. "Targeted underserved service area" means
6 a United States census bureau census block located
7 in this state, including any crop operation located
8 within the census block, within which no communications
9 service provider offers or facilitates broadband
10 service at or above twenty-five megabits per second of
11 download speed and three megabits per second of upload
12 speed.>
13 2. Title page, by striking lines 1 through 4 and
14 inserting <An Act providing for the establishment of
15 a broadband expansion and retention interim study
16 committee.>

PRICHARD of Floyd

H-8305

1 Amend House File 2472 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 <DIVISION I
5 LEGISLATIVE INTENT
6 Section 1. SHORT TITLE. This Act shall be known
7 and may be cited as the "Statewide Broadband Expansion
8 Act".
9 Sec. 2. LEGISLATIVE INTENT. The general assembly
10 finds that the availability of broadband access,
11 and the infrastructure necessary to facilitate that
12 access, varies to a significant extent from one area
13 of the state to another, and that increasing access
14 to broadband throughout the state is vital so that
15 every citizen, business entity or organization, and
16 community in this state can be afforded the opportunity
17 to fully integrate with and utilize modern technology
18 for educational, economic development and job training,
19 health care, and other purposes.

20 DIVISION II
21 STATEWIDE BROADBAND COORDINATION
22 Sec. 3. Section 8B.1, Code 2014, is amended by
23 adding the following new subsections:
24 NEW SUBSECTION. 01. *"Broadband"* means a
25 high-speed, high-capacity electronic transmission
26 medium that can carry data signals from multiple
27 independent network sources by establishing different
28 bandwidth channels and that is commonly used to deliver
29 internet services to the public.
30 NEW SUBSECTION. 001. *"Broadband infrastructure"*
31 means the physical infrastructure used for the
32 transmission of data via broadband, including but not
33 limited to any equipment, systems, switches, routers,
34 wire, cable, satellite, conduits, servers, software,
35 technology, base transceiver station sites, or other
36 means of transmission or communication. *"Broadband*
37 *infrastructure"* does not include land, buildings,
38 structures, improvements, or equipment not directly
39 used in the transmission of data.
40 NEW SUBSECTION. 0001. *"Communications service*
41 *provider"* means a service provider that provides
42 broadband service.
43 NEW SUBSECTION. 00001. *"Crop operation"* means the
44 same as defined in section 717A.1.
45 Sec. 4. Section 8B.1, subsection 1, Code 2014, is
46 amended to read as follows:
47 1. *"Information technology"* means computing and
48 electronics applications used to process and distribute
49 information in digital and other forms and includes
50 information technology devices, information technology

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1 services, infrastructure services, broadband and
2 broadband infrastructure, and value-added services.
3 Sec. 5. Section 8B.1, Code 2014, is amended by
4 adding the following new subsections:
5 NEW SUBSECTION. 7A. *"Targeted underserved service*
6 *area"* means a United States census bureau census
7 block located in this state, including any crop
8 operation located within the census block, within
9 which communications service providers do not offer or
10 facilitate broadband service at or above twenty-five
11 megabits per second of download speed or three megabits
12 per second of upload speed. This definition may be
13 adjusted by the office by rule pursuant to section
14 8B.10.
15 NEW SUBSECTION. 7B. *"Targeted unserved service*
16 *area"* means a United States census bureau census
17 block located in this state, including any crop
18 operation located within the census block, within

19 which communications service providers do not offer or
20 facilitate broadband service at or above four megabits
21 per second of download speed or one megabit per second
22 of upload speed. This definition may be adjusted by
23 the office by rule pursuant to section 8B.10.
24 Sec. 6. Section 8B.3, subsection 1, Code 2014, is
25 amended to read as follows:
26 1. The office is created for the purpose of
27 leading, directing, managing, coordinating, and
28 providing accountability for the information technology
29 resources of state government and for coordinating
30 statewide broadband availability and access.
31 Sec. 7. Section 8B.4, Code 2014, is amended by
32 adding the following new subsection:
33 NEW SUBSECTION. 14A. Streamline, consolidate,
34 and coordinate the access to and availability of
35 broadband and broadband infrastructure throughout
36 the state, including but not limited to the
37 facilitation of public-private partnerships, ensuring
38 that all state agencies' broadband and broadband
39 infrastructure policies and procedures are aligned,
40 promoting accountability regarding broadband and
41 broadband infrastructure availability and access,
42 integrating broadband with cyber security standards
43 and rules, resolving issues which arise with regard
44 to implementation efforts, collecting data and
45 developing metrics or standards against which the data
46 may be measured and evaluated regarding broadband
47 infrastructure installation and deployment, and
48 identifying options regarding the creation of standing
49 resources for stakeholders such as a fiberoptic
50 database or a fiberoptic network conduit installation

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1 coordination effort for state-funded construction
2 projects.
3 Sec. 8. Section 8B.9, Code 2014, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 5. An annual report regarding the
6 status of broadband expansion and coordination.
7 Sec. 9. NEW SECTION. **8B.10 Targeted unserved and**
8 **underserved service areas —— determination —— criteria**
9 **—— subdivision.**
10 1. The office may periodically adjust the
11 definitions of targeted unserved service area and
12 targeted underserved service area contained in
13 section 8B.1 by rule. The determination of whether a
14 communications service provider offers or facilitates
15 broadband service meeting the download or upload speeds
16 specified in such definitions shall be determined or
17 ascertained by reference to broadband availability maps

or data sources that are widely accepted for accuracy and available for public review and comment and that are identified by the office by rule.

2. The office shall establish procedures to allow challenges to claims that an area meets the definition of a targeted unserved service area or targeted underserved service area.

3. Service areas that have more than one communications service provider shall be subdivided based on incumbent local telephone exchange areas that have been established by the utilities board of the utilities division of the department of commerce pursuant to section 476.29.

Sec. 10. Section 8D.3, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. The commission is composed of the chief information officer appointed pursuant to section 8B.2 or the chief information officer's designee and five other members who shall be appointed by the governor and subject to confirmation by the senate. ~~Members~~ Appointed members of the commission shall not serve in any manner or be employed by an authorized user of the network or by an entity seeking to do or doing business with the network.

(1) The governor shall appoint a member as the chairperson of the commission from the five members appointed by the governor, subject to confirmation by the senate.

(2) ~~Members~~ Appointed members of the commission shall serve six-year staggered terms as designated by the governor and appointments to the commission are subject to the requirements of sections 69.16, 69.16A, and 69.19. Vacancies shall be filled by the governor

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for the duration of the unexpired term.

(3) The salary of the appointed members of the commission shall be twelve thousand dollars per year, except that the salary of the chairperson shall be seventeen thousand dollars per year. ~~Members~~ Appointed members of the commission shall also be reimbursed for all actual and necessary expenses incurred in the performance of duties as members. The benefits and salary paid to the appointed members of the commission shall be adjusted annually equal to the average of the annual pay adjustments, expense reimbursements, and related benefits provided under collective bargaining agreements negotiated pursuant to chapter 20.

Sec. 11. Section 8D.3, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. ~~In addition to the members appointed by the~~

~~governor, the~~ The auditor of state or the auditor's designee shall serve as a nonvoting, ex officio member of the commission.

Sec. 12. Section 8D.4, Code 2014, is amended to read as follows:

8D.4 Executive director appointed.

The commission, in consultation with the director of the department of administrative services ~~and the chief information officer~~, shall appoint an executive director of the commission, subject to confirmation by the senate. Such individual shall not serve as a member of the commission. The executive director shall serve at the pleasure of the commission. The executive director shall be selected primarily for administrative ability and knowledge in the field, without regard to political affiliation. The governor shall establish the salary of the executive director within range nine as established by the general assembly. The salary and support of the executive director shall be paid from funds deposited in the Iowa communications network fund.

Sec. 13. Section 80.28, subsection 2, Code 2014, is amended to read as follows:

2. The board shall consist of ~~fifteen~~ seventeen voting members, as follows:

a. The following members representing state agencies:

(1) One member representing the department of public safety.

(2) One member representing the state department of transportation.

(3) One member representing the department of homeland security and emergency management.

(4) One member representing the department of

corrections.

(5) One member representing the department of natural resources.

(6) One member representing the Iowa department of public health.

(7) One member representing the office of the chief information officer.

b. The governor shall solicit and consider recommendations from professional or volunteer organizations in appointing the following members:

(1) Two members who are representatives from municipal police departments.

(2) Two members who are representatives of sheriff's offices.

(3) Two members who are representatives from fire

16 departments. One of the members shall be a volunteer
17 fire fighter and the other member shall be a paid fire
18 fighter.
19 (4) Two members who are law communication center
20 managers employed by state or local government
21 agencies.
22 (05) One member who is an emergency medical care
23 provider as defined in section 147A.1.
24 (5) One at-large member.
25 DIVISION III
26 INCOME TAX INCENTIVES
27 Sec. 14. NEW SECTION. **422.11C Broadband**
28 **infrastructure tax credit.**
29 1. For purposes of this section, *"broadband*
30 *infrastructure"*, *"communications service provider"*,
31 *"targeted unserved service area"*, and *"targeted*
32 *underserved service area"* mean the same as defined in
33 section 8B.1.
34 2. The taxes imposed under this division, less the
35 credits allowed under section 422.12, shall be reduced
36 by a broadband infrastructure tax credit equal to seven
37 percent of the amount expended by a communications
38 service provider for a new installation of broadband
39 infrastructure completed on or after July 1, 2014, with
40 such reduction not to exceed a maximum of two hundred
41 fifty thousand dollars per United States census bureau
42 census block or three million dollars per installation.
43 A taxpayer claiming a credit under this section shall
44 certify prior to commencement of the installation
45 that the broadband infrastructure installation will
46 take place within a targeted unserved service area or
47 a targeted underserved service area. Any credit in
48 excess of the tax liability for the tax year shall not
49 be refunded, but may be credited to the tax liability
50 for the following ten tax years or until depleted,

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1 whichever is earlier.
2 3. An individual may claim the tax credit allowed a
3 partnership, limited liability company, S corporation,
4 estate, or trust electing to have the income taxed
5 directly to the individual. The amount claimed by the
6 individual shall be based upon the pro rata share of
7 the individual's earnings of a partnership, limited
8 liability company, S corporation, estate, or trust.
9 4. The director of revenue may adopt rules pursuant
10 to chapter 17A for the interpretation and proper
11 administration of the credit provided in this section.
12 Sec. 15. Section 422.33, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 31. The taxes imposed under this

15 division shall be reduced by a broadband infrastructure
16 tax credit allowed under section 422.11C.
17 Sec. 16. RETROACTIVE APPLICABILITY. This division
18 of this Act applies retroactively to January 1, 2014,
19 for tax years beginning on or after that date.
20 DIVISION IV
21 PROPERTY TAX INCENTIVES
22 Sec. 17. Section 427.1, Code 2014, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 40. *Broadband infrastructure.*
25 *a.* Broadband infrastructure shall be entitled
26 to an exemption from taxation to the extent provided
27 in this section based upon the actual value added
28 by broadband infrastructure that is newly installed
29 and completed. For the purposes of this subsection,
30 *"broadband infrastructure"*, *"targeted unserved service*
31 *area"*, and *"targeted underserved service area"* mean the
32 same as defined in section 8B.1.
33 *b.* The exemption shall apply to the new
34 installation of broadband infrastructure completed on
35 or after July 1, 2014, in a targeted unserved service
36 area or a targeted underserved service area. A person
37 claiming an exemption under this subsection shall
38 certify prior to commencement of the installation
39 that the broadband installation will take place
40 within a targeted unserved service area or a targeted
41 underserved service area.
42 *c.* If the broadband infrastructure is assessed with
43 other property as a unit by the department of revenue
44 pursuant to sections 428.24 through 428.29 or chapter
45 433, this exemption shall be limited to the value added
46 by the broadband infrastructure as determined as of
47 the assessment date and the exemption shall be applied
48 prior to any other exemption applicable to the unit
49 value.
50 *d.* The tax exemption shall be a one hundred percent

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1 exemption from taxation on the actual value added by
2 the improvements for a period of ten years.
3 *e.* (1) A person may submit a proposal to the
4 governing body of the city or county within which
5 a broadband infrastructure installation project is
6 proposed to receive prior approval for eligibility
7 for a tax exemption for the project pursuant to this
8 section. The governing body shall, by resolution, give
9 its prior approval if the project is in conformance
10 with the requirements of this subsection. Such prior
11 approval shall not entitle the owner to exemption from
12 taxation until the improvements have been completed
13 and found to be qualified real estate. However, if

14 the proposal is not approved, the person may submit an
15 amended proposal for the governing body to approve or
16 reject.
17 (2) The application for an exemption shall be filed
18 by the owner of the property with the governing body
19 of the city or county in which the property is located
20 by February 1 of the assessment year for which the
21 exemption is first claimed, but not later than the
22 year in which the value added pursuant to the project
23 is first assessed for taxation, or the following
24 two assessment years, in which case the exemption is
25 allowed for the total number of years in the exemption
26 schedule. However, upon the request of the owner at
27 any time, the governing body of the city or county
28 may provide by resolution that the owner may file an
29 application by February 1 of any other assessment
30 year selected by the governing body in which case the
31 exemption is allowed for the number of years remaining
32 in the exemption schedule selected. The application
33 shall contain but not be limited to the following
34 information:
35 (a) The nature of the improvement.
36 (b) The estimated cost of the improvement.
37 (c) The estimated or actual date of project
38 completion.
39 (d) Certification that the installation was
40 completed in a targeted unserved service area or a
41 targeted underserved service area.
42 (3) The governing body of the city or county shall
43 forward for review all approved applications to the
44 appropriate local assessor by March 1 annually. The
45 assessor shall proceed to determine the actual value
46 of the newly installed broadband infrastructure and
47 shall certify the valuation determined to the county
48 auditor at the time of transmitting the assessment
49 rolls. After the tax exemption is granted, the local
50 assessor shall continue to grant the tax exemption

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1 for the remainder of the time period in the exemption
2 schedule, and applications for exemption for succeeding
3 years shall not be required.
4 *f.* The director of revenue may adopt rules pursuant
5 to chapter 17A for the interpretation and proper
6 administration of the exemption provided in this
7 subsection.
8 DIVISION V
9 SCHOOL INFORMATION TECHNOLOGY INFRASTRUCTURE
10 Sec. 18. Section 423F.3, subsection 6, Code 2014,
11 is amended to read as follows:
12 6. *a.* For purposes of this chapter, *"school*

13 *infrastructure"* means those activities authorized in
14 section 423E.1, subsection 3, Code 2007.
15 *b.* Additionally, *"school infrastructure"* includes
16 the payment or retirement of outstanding bonds
17 previously issued for school infrastructure purposes
18 as defined in this subsection, and the payment or
19 retirement of bonds issued under sections 423E.5 and
20 423F.4.
21 *c.* Additionally, *"school infrastructure"* includes
22 the acquisition or installation of information
23 technology infrastructure. *"Information technology*
24 *infrastructure"* means the basic, underlying physical
25 framework or system necessary to deliver technology
26 connectivity to a school district and to network school
27 buildings within a school district.
28 ~~*c.*~~ *d.* A school district that uses secure an
29 advanced vision for education fund moneys for school
30 infrastructure shall comply with the state building
31 code in the absence of a local building code.
32 DIVISION VI
33 STEM INTERNSHIPS
34 Sec. 19. Section 15.411, subsection 3, Code 2014,
35 is amended to read as follows:
36 3. *a.* The authority shall establish and administer
37 an ~~innovative businesses~~ internship program with two
38 components for Iowa students. For purposes of this
39 subsection, *"Iowa student"* means a student of an Iowa
40 community college, private college, or institution of
41 higher learning under the control of the state board of
42 regents, or a student who graduated from high school in
43 Iowa but now attends an institution of higher learning
44 outside the state of Iowa.
45 *b.* The purpose of the first component of the
46 program is to link Iowa students to small and medium
47 sized Iowa firms through internship opportunities. An
48 Iowa employer may receive financial assistance in an
49 amount of one dollar for every two dollars paid by
50 the employer to an intern. The amount of financial

1 assistance shall not exceed three thousand one hundred
2 dollars for any single internship, or nine thousand
3 three hundred dollars for any single employer. In
4 order to be eligible to receive financial assistance
5 under this ~~subsection~~ paragraph, the employer must
6 have five hundred or fewer employees and must be an
7 innovative business. The authority shall encourage
8 youth who reside in economically distressed areas,
9 youth adjudicated to have committed a delinquent
10 act, and youth transitioning out of foster care to
11 participate in the first component of the internship

program.

c. (1) The purpose of the second component of the program is to assist in placing Iowa students studying in the fields of science, technology, engineering, and mathematics into internships that lead to permanent positions with Iowa employers. The authority shall collaborate with eligible employers, including but not limited to innovative businesses, to ensure that the interns hired are studying in such fields. An Iowa employer may receive financial assistance in an amount of one dollar for every dollar paid by the employer to an intern. The amount of financial assistance shall not exceed five thousand dollars per internship. The authority may adopt rules to administer this component.

(2) The requirement to administer this component of the internship program is contingent upon the provision of funding for such purposes by the general assembly.>

2. Title page, by striking lines 1 through 4 and inserting <An Act providing for the expansion of the availability of broadband access across the state, including income tax credits and property tax exemptions for broadband infrastructure installations, and including retroactive applicability provisions.>

PRICHARD of Floyd

H-8306

Amend Senate File 2340, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 3, by striking <~~Fifty~~ Sixty> and inserting <Fifty>

2. Page 1, line 5, by striking <25D> and inserting <~~25D~~ 25D(a)(1) and section 25D(a)(2)>

3. Page 1, line 6, by striking <~~three~~ five> and inserting <three>

4. Page 1, line 7, by striking <~~Fifty~~ Sixty> and inserting <Fifty>

5. Page 1, line 8, by striking <48> and inserting <~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)>

6. Page 1, line 9, by striking <~~fifteen~~ twenty> and inserting <fifteen>

7. Page 1, by striking line 27 and inserting <three million ~~five hundred thousand~~ dollars. Of this amount,>

8. Page 2, after line 6 by inserting:

<Sec. ___. Section 422.33, subsection 29, paragraph a, Code 2014, is amended to read as follows:

a. The taxes imposed under this division shall be reduced by a solar energy system tax credit equal to fifty percent of the federal energy credit related to solar energy systems provided in section

25 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
26 of the Internal Revenue Code, not to exceed fifteen
27 thousand dollars.
28 Sec. ___. Section 422.60, subsection 12, paragraph
29 a, as enacted by 2014 Iowa Acts, House File 2438,
30 section 27, is amended to read as follows:
31 *a.* The taxes imposed under this division shall
32 be reduced by a solar energy system tax credit
33 equal to fifty percent of the federal energy credit
34 related to solar energy systems provided in section
35 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
36 of the Internal Revenue Code, not to exceed fifteen
37 thousand dollars.>
38 9. By renumbering as necessary.

FORRISTALL of Pottawattamie

H-8307

1 Amend Senate File 2318, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 256.7, Code 2014, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 33. Adopt rules incorporating the
8 training required by section 272.2, subsection 19, into
9 the standards for school district or attendance center
10 teacher professional development plans in accordance
11 with section 284.6 and school district or attendance
12 center administrator professional development plans in
13 accordance with section 284A.6.
14 Sec. 2. Section 272.2, Code 2014, is amended by
15 adding the following new subsection:
16 NEW SUBSECTION. 19. *a.* Adopt rules requiring
17 all teachers who have regular and substantial contact
18 with students to complete training on harassment and
19 bullying prevention and response as part of their
20 professional development and training plans.
21 *b.* Adopt rules requiring all individuals applying
22 for or renewing a license, certificate, authorization,
23 or statement of recognition issued by the board who
24 are responsible for conducting investigations of
25 complaints of incidents of harassment or bullying to
26 complete training on the provisions of section 280.28,
27 conducting impartial investigations with transparency,
28 collecting evidence, following up on previous
29 investigations, and reporting founded and unfounded
30 incidents of harassment and bullying to the department.
31 *c.* Adopt rules requiring all individuals applying
32 for or renewing an administrator license to complete
33 training on implementation of school-wide policies and

34 procedures for harassment and bullying identification,
35 reporting, response, and prevention.
36 Sec. 3. Section 280.28, subsection 2, paragraph a,
37 Code 2014, is amended to read as follows:
38 *a. "Electronic"* means any communication involving
39 the transmission of information by wire, radio,
40 optical cable, electromagnetic, or other similar
41 means. *"Electronic"* includes but is not limited to
42 communication via electronic mail, internet-based
43 communications including social networking sites
44 and applications, pager service, cell phones, ~~and~~
45 electronic text messaging, or any other electronic
46 communication site, device, or means.
47 Sec. 4. Section 280.28, subsection 5, Code 2014, is
48 amended to read as follows:
49 5. *Immunity.*
50 *a.* A school employee, volunteer, or student, or a

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1 student's parent or guardian who promptly, reasonably,
2 and in good faith reports an incident of harassment
3 or bullying, in compliance with the procedures in
4 the policy adopted pursuant to this section, to the
5 appropriate school official designated by the school
6 district or accredited nonpublic school, shall be
7 immune from civil or criminal liability relating to
8 such report and to participation in any administrative
9 or judicial proceeding resulting from or relating to
10 the report.
11 *b.* A school district, school, or employee thereof
12 who reasonably and in good faith follows notification
13 procedures established as provided in subsection
14 9 shall be immune from civil or criminal liability
15 relating to such notification procedures and to
16 participation in any administrative or judicial
17 proceeding resulting from or relating to such
18 notification procedures.
19 Sec. 5. Section 280.28, Code 2014, is amended by
20 adding the following new subsection:
21 NEW SUBSECTION. 9. *Parental notification.*
22 *a.* Each school district and accredited nonpublic
23 school shall establish notification procedures for
24 incidents of harassment or bullying in accordance
25 with this subsection. The procedures shall include
26 notification of the custodial parent or guardian of any
27 student directly involved in any incident of harassment
28 or bullying, upon investigation and determination that
29 harassment or bullying has occurred, consistent with a
30 notification plan made in consultation with the student
31 and school guidance staff. The notification shall
32 include information on the action that school officials

33 have taken regarding the incident and the actions
34 school officials will take to prevent further acts
35 of harassment or bullying. If such notification is
36 delayed, the school district or school shall document
37 the reasons for the delay. This paragraph does not
38 prohibit a school official from contacting a parent
39 or guardian about a report of harassment or bullying
40 prior to a determination that harassment or bullying
41 has occurred.
42 *b.* The requirements of this subsection shall
43 not apply if a school official reasonably believes
44 notification would subject a student to abuse, neglect,
45 or other physical or mental harm.
46 *c.* Notification pursuant to this subsection
47 shall comply with state and federal privacy laws,
48 regulations, and rules.>
49 2. Title page, by striking lines 2 through 6 and
50 inserting <antibullying policies and providing for

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1 training on harassment and bullying prevention and
2 response.>

COMMITTEE ON APPROPRIATIONS

H-8308

1 Amend the amendment, H-8307, to Senate File 2318,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. By striking page 1, line 1, through page 3, line
5 2, and inserting:
6 <Amend Senate File 2318, as amended, passed, and
7 reprinted by the Senate, as follows:
8 ___. By striking everything after the enacting
9 clause and inserting:
10 Section 1. Section 256.7, Code 2014, is amended by
11 adding the following new subsection:
12 NEW SUBSECTION. 33. Adopt rules incorporating the
13 training required by section 272.2, subsection 19, into
14 the standards for school district or attendance center
15 teacher professional development plans in accordance
16 with section 284.6 and school district or attendance
17 center administrator professional development plans in
18 accordance with section 284A.6.
19 Sec. 2. Section 272.2, Code 2014, is amended by
20 adding the following new subsection:
21 NEW SUBSECTION. 19. *a.* Adopt rules requiring
22 all teachers who have regular and substantial contact
23 with students to complete training on harassment and
24 bullying prevention and response as part of their

25 professional development and training plans, to the
26 extent such training is made available by the state
27 of Iowa at no charge to trainees, schools, or school
28 districts.
29 *b.* Adopt rules requiring all individuals applying
30 for or renewing a license, certificate, authorization,
31 or statement of recognition issued by the board who
32 are responsible for conducting investigations of
33 complaints of incidents of harassment or bullying to
34 complete training on the provisions of section 280.28;
35 conducting impartial investigations with transparency;
36 collecting evidence; following up on previous
37 investigations; and reporting founded and unfounded
38 incidents of harassment and bullying to the department;
39 to the extent such training is made available by the
40 state of Iowa at no charge to trainees, schools, or
41 school districts.
42 *c.* Adopt rules requiring all individuals applying
43 for or renewing an administrator license to complete
44 training on implementation of school-wide policies and
45 procedures for harassment and bullying identification,
46 reporting, response, and prevention, to the extent such
47 training is made available by the state of Iowa at no
48 charge to trainees, schools, or school districts.
49 Sec. 3. Section 280.28, subsection 2, paragraph a,
50 Code 2014, is amended to read as follows:

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1 *a. "Electronic"* means any communication involving
2 the transmission of information by wire, radio,
3 optical cable, electromagnetic, or other similar
4 means. *"Electronic"* includes but is not limited to
5 communication via electronic mail, internet-based
6 communications <u>including social networking sites</u>
7 <u>and applications</u>, pager service, cell phones, ~~and~~
8 electronic text messaging<u>, or any other electronic</u>
9 <u>communication site, device, or means</u>.
10 Sec. 4. Section 280.28, subsection 5, Code 2014, is
11 amended to read as follows:
12 5. *Immunity.*
13 <u>*a.*</u> A school employee, volunteer, or student, or a
14 student's parent or guardian who promptly, reasonably,
15 and in good faith reports an incident of harassment
16 or bullying, in compliance with the procedures in
17 the policy adopted pursuant to this section, to the
18 appropriate school official designated by the school
19 district or accredited nonpublic school, shall be
20 immune from civil or criminal liability relating to
21 such report and to participation in any administrative
22 or judicial proceeding resulting from or relating to
23 the report.

24 *b.* A school district, school, or employee thereof
25 who reasonably and in good faith follows notification
26 procedures established as provided in subsection
27 9 shall be immune from civil or criminal liability
28 relating to such notification procedures and to
29 participation in any administrative or judicial
30 proceeding resulting from or relating to such
31 notification procedures.
32 Sec. 5. Section 280.28, Code 2014, is amended by
33 adding the following new subsection:
34 NEW SUBSECTION. 9. *Parental notification.*
35 *a.* Each school district and accredited nonpublic
36 school shall establish notification procedures for
37 incidents of harassment or bullying in accordance
38 with this subsection. The procedures shall include
39 notification of the custodial parent or guardian of any
40 student directly involved in any incident of harassment
41 or bullying, upon investigation and determination that
42 harassment or bullying has occurred, consistent with a
43 notification plan made in consultation with the student
44 and school guidance staff. The notification shall
45 include information on the action that school officials
46 have taken regarding the incident and the actions
47 school officials will take to prevent further acts
48 of harassment or bullying. If such notification is
49 delayed, the school district or school shall document
50 the reasons for the delay. This paragraph does not

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1 prohibit a school official from contacting a parent
2 or guardian about a report of harassment or bullying
3 prior to a determination that harassment or bullying
4 has occurred.
5 *b.* The requirements of this subsection shall
6 not apply if a school official reasonably believes
7 notification would subject a student to abuse, neglect,
8 or other physical or mental harm.
9 *c.* Notification pursuant to this subsection
10 shall comply with state and federal privacy laws,
11 regulations, and rules.
12 Sec. 6. Section 282.18, subsection 11, Code 2014,
13 is amended to read as follows:
14 11. A pupil who participates in open enrollment
15 for purposes of attending a grade in grades nine
16 through twelve in a school district other than the
17 district of residence is ineligible to participate
18 in varsity interscholastic athletic contests and
19 athletic competitions during the pupil's first ninety
20 school days of enrollment in the district except that
21 the pupil may participate immediately in a varsity
22 interscholastic sport if the pupil is entering grade

23 nine for the first time and did not participate in
24 an interscholastic athletic competition for another
25 school or school district during the summer immediately
26 following eighth grade, if the district of residence
27 and the other school district jointly participate
28 in the sport, if the sport in which the pupil wishes
29 to participate is not offered in the district of
30 residence, if the pupil chooses to use open enrollment
31 to attend school in another school district because
32 the district in which the student previously attended
33 school was dissolved and merged with one or more
34 contiguous school districts under section 256.11,
35 subsection 12, if the pupil participates in open
36 enrollment because the pupil's district of residence
37 has entered into a whole grade sharing agreement
38 with another district for the pupil's grade, ~~or~~ if
39 the parent or guardian of the pupil participating
40 in open enrollment is an active member of the armed
41 forces and resides in permanent housing on government
42 property provided by a branch of the armed services,
43 or if the district of residence determines that the
44 pupil was previously subject to a founded incident of
45 harassment or bullying as defined in section 280.28
46 while attending school in the district of residence.
47 A pupil who has paid tuition and attended school, or
48 has attended school pursuant to a mutual agreement
49 between the two districts, in a district other than
50 the pupil's district of residence for at least one

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1 school year is also eligible to participate immediately
2 in interscholastic athletic contests and athletic
3 competitions under this section, but only as a member
4 of a team from the district that pupil had attended.
5 For purposes of this subsection, *"school days of*
6 *enrollment"* does not include enrollment in summer
7 school. For purposes of this subsection, *"varsity"*
8 means the same as defined in section 256.46.>
9 ___. Title page, by striking lines 2 through 6 and
10 inserting <antibullying policies and providing for
11 training on harassment and bullying prevention and
12 response.>>
13 2. By renumbering as necessary.

STANERSON of Linn
OURTH of Warren

H-8309

1 Amend House File 2472 as follows:
2 1. Page 24, by striking lines 14 through 16 and

3 inserting <equal to fifty percent of the amount paid by
4 the employer to an intern, not to exceed five thousand
5 dollars in assistance per intern. The authority may
6 adopt>

ISENHART of Dubuque

H-8310

1 Amend House File 2472 as follows:
2 1. Page 8, line 10, by striking <The amount of a
3 reduction> and inserting <A credit claimed>
4 2. By striking page 13, line 13, through page 23,
5 line 13.
6 3. By renumbering, redesignating, and correcting
7 internal references as necessary.

COWNIE of Polk

H-8311

1 Amend the House amendment, S-5175, to Senate File
2 2337, as passed by the Senate, as follows:
3 1. Page 1, line 12, by striking <2016> and
4 inserting <2015>
5 2. Page 1, line 14, by striking <2016> and
6 inserting <2015>

SENATE AMENDMENT

H-8312

1 Amend House File 2467 as follows:
2 1. Page 2, line 4, after <building.> by inserting
3 <However, urban renewal plans and urban renewal
4 projects approved on or after the effective date of
5 this Act, may include the use of revenue resulting from
6 a division of taxes under section 403.19, subsection 2,
7 for a public building that is a parking facility, as
8 defined in section 384.37, owned by the municipality if
9 the governing bodies of all affected taxing entities
10 irrevocably authorize, by resolution, the use of
11 revenues resulting from a division of taxes for the
12 urban renewal plan or urban renewal project that
13 includes the parking facility.>

KOESTER of Polk

H-8313

1 Amend House File 2448, as amended, passed, and
2 reprinted by the House, as follows:

1. Page 11, by striking lines 22 through 24 and inserting:

<*d.* Upon completion of a housing project, an examination of the project in accordance with the American institute of certified public accountants' statements on standards for attestation engagements, completed by a certified public accountant authorized to practice in this state, shall be submitted to the>

2. Page 11, line 26, by striking <audit> and inserting <examination>

3. Page 17, line 4, after <2014.> by inserting <Notwithstanding any other provision of law to the contrary, a tax credit transferred pursuant to this section shall not be claimed by a transferee prior to January 1, 2016.>

4. By renumbering as necessary.

SENATE AMENDMENT

H-8314

Amend Senate File 2355, as amended, passed, and reprinted by the Senate, as follows:

1. Page 15, after line 33 by inserting:

<DIVISION ___

ROAD FUNDING —— MOTOR FUEL EXCISE TAXES

Sec. ___. Section 452A.3, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Except as otherwise provided in this section and in this division, until ~~June 30~~ December 31, 2014, this subsection shall apply to the excise tax imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.

Sec. ___. Section 452A.3, subsection 1A, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

1A. *a.* Except as otherwise provided in this section and in this division, beginning January 1, 2015, this subsection shall apply to the excise taxes imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.

b. An excise tax is imposed on each gallon of ethanol blended gasoline in an amount equal to the sum of sixteen cents per gallon plus five percent of the statewide average retail price of a gallon of ethanol blended gasoline. The portion of the excise tax that is based on the statewide average retail price shall be computed by the department and adjusted annually on January 1 by calculating five percent of the statewide average retail price of a gallon of ethanol blended gasoline, exclusive of federal and state excise taxes,

32 for the twelve-month period beginning October 1 and
33 ending September 30 immediately preceding the calendar
34 year in which the adjusted tax rate will take effect,
35 rounded to the nearest tenth of a cent.
36 *c.* An excise tax is imposed on each gallon of
37 nonethanol blended gasoline in an amount equal to the
38 sum of sixteen cents per gallon plus five percent of
39 the statewide average retail price of a gallon of
40 nonethanol blended gasoline. The portion of the excise
41 tax that is based on the statewide average retail
42 price shall be computed by the department and adjusted
43 annually on January 1 by calculating five percent of
44 the statewide average retail price of a gallon of
45 nonethanol blended gasoline, exclusive of federal
46 and state excise taxes, for the twelve-month period
47 beginning October 1 and ending September 30 immediately
48 preceding the calendar year in which the adjusted tax
49 rate will take effect, rounded to the nearest tenth of
50 a cent.

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1 *d.* The department shall adopt rules prescribing
2 the process for computing the portion of the excise
3 tax under paragraph *"b"* that is based on the statewide
4 average retail price of a gallon of ethanol blended
5 gasoline and the portion of the excise tax under
6 paragraph *"c"* that is based on the statewide average
7 retail price of a gallon of nonethanol blended
8 gasoline.
9 Sec. ___. Section 452A.3, subsections 1B and 1C,
10 Code 2014, are amended by striking the subsections.
11 Sec. ___. Section 452A.3, subsection 3, Code 2014,
12 is amended to read as follows:
13 3. <u>*a.*</u> For the privilege of operating motor
14 vehicles or aircraft in this state, there is imposed
15 an excise tax on the use of special fuel in a motor
16 vehicle or aircraft.
17 <u>(1)</u> (a) ~~The tax~~ <u>Beginning January 1, 2015, the</u>
18 rate <u>of the excise tax</u> on special fuel for diesel
19 engines of motor vehicles is ~~twenty-two and one-half~~ <u>an</u>
20 <u>amount equal to the sum of eighteen</u> cents per gallon
21 <u>plus five percent of the statewide average retail</u>
22 <u>price of a gallon of special fuel for diesel engines</u>
23 <u>of motor vehicles</u>. <u>The portion of the excise tax that</u>
24 <u>is based on the statewide average retail price shall</u>
25 <u>be computed by the department and adjusted annually on</u>
26 <u>January 1 by calculating five percent of the statewide</u>
27 <u>average retail price of a gallon of special fuel for</u>
28 <u>diesel engines of motor vehicles, exclusive of federal</u>
29 <u>and state excise taxes, for the twelve-month period</u>
30 <u>beginning October 1 and ending September 30 immediately</u>

31 preceding the calendar year in which the adjusted tax
32 rate will take effect, rounded to the nearest tenth of
33 a cent.
34 (b) The department shall adopt rules prescribing
35 the process for computing the portion of the excise tax
36 that is based on the statewide average retail price of
37 a gallon of special fuel for diesel engines of motor
38 vehicles.
39 (2) The rate of tax on special fuel for aircraft is
40 three cents per gallon.
41 (3) On all other special fuel, unless otherwise
42 specified in this section, the per gallon rate is
43 the same as the ~~motor fuel~~ tax on nonethanol blended
44 gasoline.
45 *b.* Indelible dye meeting United States
46 environmental protection agency and internal revenue
47 service regulations must be added to fuel before or
48 upon withdrawal at a terminal or refinery rack for that
49 fuel to be exempt from tax and the dyed fuel may be
50 used only for an exempt purpose.

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1 Sec. ___. Section 452A.3, Code 2014, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 6A. By December 15 of each year,
4 the director shall cause an advisory notice to be
5 published in the Iowa administrative bulletin and
6 in a newspaper of general circulation in this state,
7 stating the rate of excise taxes established pursuant
8 to subsection 1A and subsection 3, paragraph *"a"*,
9 subparagraph (1), both as enacted in this Act, that
10 will take effect the following January 1.
11 Sec. ___. Section 452A.3, subsection 4, as amended
12 by 2014 Iowa Acts, Senate File 2338, section 3, is
13 amended to read as follows:
14 4. For compressed natural gas used as a special
15 fuel, the rate of the excise tax is ~~twenty-one cents~~
16 ~~per gallon~~ the rate imposed for nonethanol blended
17 gasoline under subsection 1A, paragraph *"c"*.
18 Sec. ___. Section 452A.3, subsection 4A, as enacted
19 by 2014 Iowa Acts, Senate File 2338, section 4, is
20 amended to read as follows:
21 4A. For liquefied natural gas used as a special
22 fuel, the rate of the excise tax is ~~twenty-two and~~
23 ~~one-half cents per gallon~~ the rate imposed for special
24 fuel for diesel engines of motor vehicles under
25 subsection 3, paragraph *"a"*, subparagraph (1).
26 Sec. ___. 2005 Iowa Acts, chapter 178, section 41,
27 subsection 3, is amended to read as follows:
28 3. REPEAL. This section is repealed effective July
29 1, ~~2015~~ 2025.

30 Sec. ___. APPLICABILITY —— INVENTORY TAX.
31 Notwithstanding section 452A.85, persons who have title
32 to motor fuel, ethanol blended gasoline, undyed special
33 fuel, compressed natural gas, liquefied natural gas, or
34 liquefied petroleum gas in storage and held for sale on
35 the effective date of an increase in the rate of excise
36 tax imposed on motor fuel, ethanol blended gasoline,
37 undyed special fuel, compressed natural gas, liquefied
38 natural gas, or liquefied petroleum gas pursuant to
39 this Act shall not be subject to an inventory tax on
40 the gallonage in storage as provided in section 452A.85
41 as a result of any tax increase due to implementation
42 of this Act.
43 Sec. ___. EFFECTIVE DATE.
44 1. Except as provided in subsection 2, this
45 division of this Act, being deemed of immediate
46 importance, takes effect upon enactment.
47 2. The following sections of this division of this
48 Act take effect January 1, 2015:
49 a. The section amending section 452A.3, subsection
50 3.

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1 b. The section amending section 452A.3, subsection
2 4, as amended by 2014 Acts, Senate File 2338, section
3 3.
4 c. The section amending section 452A.3, subsection
5 4A, as enacted by 2014 Acts, Senate File 2338, section
6 4.
7 d. The section relating to the applicability of the
8 inventory tax.>
9 2. Title page, line 2, after <transportation,> by
10 inserting <providing for certain road funding and motor
11 fuel excise taxes,>
12 3. By renumbering as necessary.

BYRNES of Mitchell

H-8315

1 Amend House File 2473 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 <DIVISION I
5 STANDING APPROPRIATIONS AND RELATED MATTERS
6 Section 1. 2013 Iowa Acts, chapter 140, is amended
7 by adding the following new section:
8 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL
9 YEAR 2015-2016.
10 1. For the budget process applicable to the fiscal
11 year beginning July 1, 2015, on or before October 1,

2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amounts appropriated from the general

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fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... $ ~~208,351~~
416,702

~~2. For regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):~~

~~..... $ 582,000~~

3. For payment for nonpublic school transportation under section 285.2:

..... $ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... $ ~~9,208~~
18,416

Sec. 4. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II

CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. Except as provided in paragraphs *"b"*, *"c"*, ~~and~~ *"d"*, and *"0e"*, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only be appropriated by the general assembly for emergency expenditures.

Sec. 6. Section 8.55, subsection 3, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0e.* There is appropriated from the Iowa economic emergency fund to the state appeal board an amount sufficient to pay claims authorized by the state appeal board as provided in section 25.2.

Sec. 7. Section 25.2, subsection 4, Code 2014, is amended to read as follows:

4. Payments authorized by the state appeal board shall be paid from the appropriation or fund of original certification of the claim. However, if that

appropriation or fund has since reverted under section 8.33, then such payment authorized by the state appeal board shall be ~~out of any money in the state treasury not otherwise appropriated~~ as follows:

a. From the appropriation made from the Iowa economic emergency fund in section 8.55 for purposes of paying such expenses.

b. To the extent the appropriation from the Iowa economic emergency fund described in paragraph *"a"* is insufficient to pay such expenses, there is appropriated from moneys in the general fund of the state not otherwise appropriated the amount necessary to fund the deficiency.

DIVISION III

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

Sec. 8. BUILDING CODE COMMISSIONER. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of installation inspection duties under chapter 103A, division IV:

..... $ 100,000

Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To award to each area agency on aging designated under section 231.32 in the proportion that the estimated amount of older individuals in Iowa served by that area agency on aging bears to the total estimated amount of older individuals in Iowa, to be used to provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa:

..... $ 250,000

Sec. 10. Section 8.9, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. All grant applications submitted and grant

moneys received by a department on behalf of the state shall be reported to the office of grants enterprise management. The office shall by ~~January 31~~ December 1 of each year submit to the fiscal services division of the legislative services agency a written report listing all grants received during the ~~previous calendar~~ most recently completed federal fiscal year with a value over one thousand dollars and the funding

9 entity and purpose for each grant. However, the
10 reports on grants filed by the state board of regents
11 pursuant to section 8.44 shall be deemed sufficient to
12 comply with the requirements of this subsection. In
13 addition, each department shall submit and the office
14 shall report, as applicable, for each grant applied
15 for or received and other federal moneys received
16 the expected duration of the grant or the other
17 moneys, maintenance of effort or other matching fund
18 requirements throughout and following the period of the
19 grant or the other moneys, the sources of the federal
20 funding and any match funding, any policy, program, or
21 operational requirement associated with receipt of the
22 funding, a status report on changes anticipated in the
23 federal requirements associated with the grant or other
24 federal funding during the fiscal year in progress and
25 the succeeding fiscal year, and any other information
26 concerning the grant or other federal funding that
27 would be helpful in the development of policy or
28 budget decisions. The fiscal services division of
29 the legislative services agency shall compile the
30 information received for consideration by the standing
31 joint appropriations subcommittees of the general
32 assembly.
33 Sec. 11. Section 68B.3, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 2A. This section does not apply to
36 sales of services by a member of a board or commission
37 as defined under section 7E.4 to state executive branch
38 agencies or subunits of departments or independent
39 agencies as defined in section 7E.4 that are not the
40 subunit of the department or independent agency in
41 which the person serves or are not a subunit of a
42 department or independent agency with which the person
43 has substantial and regular contact as part of the
44 person's duties.
45 Sec. 12. Section 522B.1, Code 2014, is amended by
46 adding the following new subsection:
47 NEW SUBSECTION. 12A. *"Policy owner"* means a person
48 who is identified as the legal owner of an insurance
49 policy or contract under the terms of the insurance
50 policy or contract, or who is otherwise vested with

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1 legal title to the insurance policy or contract through
2 a valid assignment completed in accordance with the
3 terms of the insurance policy or contract and is
4 properly recorded as the legal owner of the policy or
5 contract in the records of the insurer. *"Policy owner"*
6 does not include a person who has a mere beneficial
7 interest in an insurance policy or contract.

8 Sec. 13. Section 522B.11, subsection 7, Code 2014,
9 is amended by adding the following new paragraphs:
10 NEW PARAGRAPH. *c.* Notwithstanding the holding
11 in Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d
12 91 (Iowa 2012), an insurance producer, while acting
13 within the scope and course of the license provided
14 for by this chapter, is not in the business of
15 supplying information to others unless the requirements
16 of paragraph *"a"* relating to expanded duties and
17 responsibilities are met.
18 NEW PARAGRAPH. *d.* Neither an insurance producer
19 nor an insurer has a duty to change the beneficiary of
20 an insurance policy or contract unless clear written
21 evidence of the policy owner's intent to change a
22 beneficiary of the policy or contract is presented
23 to the insurance producer or insurer in the manner
24 required by the policy or contract prior to the payment
25 of any insurance benefits under the policy or contract.
26 Such evidence shall be provided in the same manner as a
27 claim for benefits under the policy or contract.
28 NEW PARAGRAPH. *e.* Notwithstanding the holding in
29 St. Malachy Roman Catholic Congregation v. Ingram, No.
30 12-1817 (Iowa Dec. 27, 2013), an insurance producer
31 owes any duties and responsibilities referred to in
32 this subsection only to the policy owner, the person
33 in privity of contract with the insurance producer,
34 and the principal in the agency relationship with the
35 insurance producer.
36 Sec. 14. Section 724.1, subsection 8, Code 2014, is
37 amended by striking the subsection.
38 Sec. 15. NEW SECTION. **724.3A Firearm suppressors.**
39 Any person, trust, corporation, or other entity may
40 possess a firearm suppressor if the firearm suppressor
41 is registered and possessed in compliance with federal
42 law and regulations.
43 Sec. 16. EFFECTIVE UPON ENACTMENT. The following
44 provision or provisions of this division of this Act,
45 being deemed of immediate importance, take effect upon
46 enactment:
47 1. The section amending section 522B.1.
48 2. The section amending section 522B.11.
49 DIVISION IV
50 CORRECTIVE PROVISIONS

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1 Sec. 17. Section 123.47, subsection 1A, paragraph
2 c, subparagraph (2), as enacted by 2014 Iowa Acts,
3 Senate File 2310, section 1, is amended to read as
4 follows:
5 (2) A person under legal age who consumes or
6 possesses any alcoholic liquor, wine, or beer in

connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 18. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 19. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 20. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 21. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support

of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 22. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 23. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 24. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 25. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

DIVISION V

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

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Sec. 26. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

13. To establish policies with regard to publishing printed and electronic versions of legal publications

as provided in chapters 2A and 2B, including the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules, or any part of those publications. The publishing policies may include, but are not limited to: the style and format to be used; the frequency of publication; the contents of the publications; the numbering systems to be used; the preparation of editorial comments or notations; the correction of errors; the type of print or electronic media and data processing software to be used; the number of volumes to be published; recommended revisions; the letting of contracts for publication; the pricing of the publications to which section 22.3 does not apply; access to, and the use, reproduction, legal protection, sale or distribution, and pricing of related data processing software consistent with chapter 22; and any other matters deemed necessary to the publication of uniform and understandable publications.

Sec. 27. Section 2A.1, subsection 2, paragraph d, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Publication of the official legal publications of the state, including but not limited to the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules as provided in chapter 2B. The legislative services agency shall do all of the following:

Sec. 28. Section 2A.5, subsection 2, paragraph b, Code 2014, is amended by striking the paragraph.

Sec. 29. Section 2A.5, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. The legislative services agency shall publish annually an electronic or printed version of the roster of state officials. The roster of state officials shall include a correct list of state officers and deputies; members of boards and commissions; justices of the supreme court, judges of the court of appeals, and judges of the district courts including district associate judges and judicial magistrates; and members of the general assembly. The office of the governor shall cooperate in the preparation of the list.

Sec. 30. Section 2B.5, subsection 3, Code 2014, is amended by striking the subsection.

Sec. 31. Section 2B.5A, subsection 2, Code 2014, is

amended to read as follows:

2. In consultation with the administrative rules coordinator, the administrative code editor shall

prescribe a uniform style and form required for a person filing a document for publication in the Iowa administrative bulletin or the Iowa administrative code, including but not limited to a rulemaking document. A rulemaking document includes a notice of intended action as provided in section 17A.4 or an adopted rule for filing as provided in section 17A.5. The rulemaking document shall correlate each rule to the uniform numbering system established by the administrative code editor. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa administrative bulletin and the Iowa administrative code. The administrative code editor shall review all submitted documents for style and form and notify the administrative rules coordinator if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form. The style and form prescribed shall require that a rulemaking document include a reference to the statute which the rules are intended to implement.

Sec. 32. Section 2B.5A, subsection 6, paragraph a, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print ~~edition~~ version may include an index.

Sec. 33. Section 2B.5B, subsection 2, Code 2014, is amended to read as follows:

2. The administrative code editor, upon direction by the Iowa supreme court and in accordance with the policies of the legislative council pursuant to section 2.42 and the legislative services agency pursuant to section 2A.1, shall prescribe a uniform style and form required for filing a document for publication in the Iowa court rules. The document shall correlate each rule to the uniform numbering system. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa court rules. The administrative code editor shall review all submitted documents for style and form and notify the Iowa supreme court if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form.

Sec. 34. Section 2B.5B, subsection 3, paragraph b, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print version ~~shall~~ may include an index.

Sec. 35. Section 2B.6, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 36. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement~~.

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as possible after the final adjournment of a regular session of a general assembly. The legislative services agency may publish a new edition of the Iowa Code or Code Supplement as soon as possible after the final adjournment of a special session of the general assembly.~~

3. An edition of the Iowa Code ~~or Code Supplement~~ shall contain each Code section in its new or amended form. However, a new section or amendment which does not take effect until after the probable publication date of a succeeding Iowa Code ~~or Code Supplement~~ may be deferred for publication in that succeeding Iowa Code ~~or Code Supplement~~. The sections shall be inserted in each edition in a logical order as determined by the Iowa Code editor in accordance with the policies of the legislative council.

4. Each section of an Iowa Code ~~or Code Supplement~~ shall be indicated by a number printed in boldface type and shall have an appropriate headnote printed in boldface type.

5. The Iowa Code shall include all of the following:

a. The Declaration of Independence.

b. The Articles of Confederation.

c. The Constitution of the United States.

d. The laws of the United States relating to the authentication of records.

e. The Constitution of the State of Iowa, original and codified versions.

f. The Act admitting Iowa into the union as a state.

g. The arrangement of the Code into distinct units, as established by the legislative services agency, which may include titles, subunits of titles, chapters,

subunits of chapters, and sections, and subunits of

sections. The distinct units shall be numbered and may include names.

h. All of the statutes of Iowa of a general and permanent nature, except as provided in subsection 3.

i. A comprehensive method to search and identify its contents, including the text of the Constitution and statutes of the State of Iowa.

(1) An electronic version may include search and retrieval programming, analysis of titles and chapters, and an index and a summary index.

(2) A print version shall include an analysis of titles and chapters, and may include an index and a summary index.

6. The Iowa Code may include all of the following:

a. A preface.

b. A description of citations to statutes.

c. Abbreviations to other publications which may be referred to in the Iowa Code.

d. Appropriate historical references or source notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the

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1 legislative council.
2 8. In lieu of or in addition to publishing an
3 annual edition of the Iowa Code, the legislative
4 services agency, in accordance with the policies of
5 the legislative council, may publish a supplement to
6 the Iowa Code, as necessary or desirable, in a manner
7 similar to the publication of an annual edition of the
8 Iowa Code.
9 Sec. 37. Section 2B.13, subsection 1, unnumbered
10 paragraph 1, Code 2014, is amended to read as follows:
11 The Iowa Code editor in preparing the copy for an
12 edition of the Iowa Code ~~or Code Supplement~~ shall not
13 alter the sense, meaning, or effect of any Act of the
14 general assembly, but may:
15 Sec. 38. Section 2B.13, subsection 1, paragraph f,
16 Code 2014, is amended to read as follows:
17 *f.* Transfer, divide, or combine sections or parts
18 of sections and add or ~~amend~~ revise headnotes to
19 sections and ~~subsections~~ section subunits. Pursuant to
20 section 3.3, the headnotes are not part of the law.
21 Sec. 39. Section 2B.13, subsection 3, paragraph a,
22 Code 2014, is amended to read as follows:
23 *a.* The Iowa Code editor may, in preparing the copy
24 for an edition of the Iowa Code ~~or Code Supplement~~,
25 establish standards for and change capitalization,
26 spelling, and punctuation in any provision for purposes
27 of uniformity and consistency in language.
28 Sec. 40. Section 2B.13, subsection 4, paragraph a,
29 Code 2014, is amended to read as follows:
30 *a.* The Iowa Code editor shall seek direction
31 from the senate committee on judiciary and the house
32 committee on judiciary when making Iowa Code ~~or Code~~
33 ~~Supplement~~ changes.
34 Sec. 41. Section 2B.13, subsection 5, Code 2014, is
35 amended to read as follows:
36 5. The Iowa Code editor may prepare and publish
37 comments deemed necessary for a proper explanation
38 of the manner of ~~printing~~ publishing a section or
39 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa
40 Code editor shall maintain a record of all of the
41 corrections made under subsection 1. The Iowa Code
42 editor shall also maintain a separate record of the
43 changes made under subsection 1, paragraphs *"b"* through
44 *"h"*. The records shall be available to the public.
45 Sec. 42. Section 2B.13, subsection 7, paragraph a,
46 Code 2014, is amended to read as follows:
47 *a.* The effective date of an edition of the Iowa
48 Code or of a supplement to the Iowa Code ~~Supplement~~
49 or an edition of the Iowa administrative code is its
50 publication date. A publication date is the date the

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publication is conclusively presumed to be complete, incorporating all revisions or editorial changes.

Sec. 43. Section 2B.13, subsection 7, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) For the Iowa Code or a supplement to the Iowa Code ~~Supplement~~, the publication date is the first day of the next regular session of the general assembly convened pursuant to Article III, section 2, of the Constitution of the State of Iowa. However, the legislative services agency may establish an alternative publication date, which may be the date that the publication is first available to the public accessing the general assembly's internet site. The legislative services agency shall provide notice of such an alternative publication date on the general assembly's internet site.

Sec. 44. Section 2B.17, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. For statutes, the official versions of publications shall be known as the Iowa Acts, the Iowa Code, and the Code Supplement for supplements for the years 1979 through 2011.

Sec. 45. Section 2B.17, subsection 4, paragraph c, Code 2014, is amended to read as follows:

c. The Iowa Code shall be cited as the Iowa Code. ~~The Code Supplement~~ Supplements to the Iowa Code published for the years 1979 through 2011 shall be cited as the Code Supplement. Subject to the legislative services agency style manual, the Iowa Code may be cited as the Code of Iowa or Code and the Code Supplement may be cited as the Iowa Code Supplement, with references identifying parts of the publication, including but not limited to title or chapter, section, or subunit of a section. If the citation refers to a past edition of the Iowa Code or Code Supplement, the citation shall identify the year of publication. The legislative services agency style manual shall provide for a citation form for any supplements to the Iowa Code published after the year 2013.

Sec. 46. Section 2B.18, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa Code editor is the custodian of the official legal publications known as the Iowa Acts, Iowa Code, and Code Supplement for supplements to the Iowa Code for the years 1979 through 2011, and for any other supplements to the Iowa Code. The Iowa Code editor may attest to and authenticate any portion of such official legal publication for purposes of admitting a portion of the official legal publication

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in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 47. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 48. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION VI

SNOWMOBILES

Sec. 49. Section 321G.3, subsection 1, Code 2014, is amended to read as follows:

1. Each snowmobile used by a resident on public land, public ice, or a designated snowmobile trail of this state shall be currently registered in this state pursuant to section 321G.4. A ~~person~~ resident shall not operate, maintain, or give permission for the operation or maintenance of a snowmobile on public land, public ice, or a designated snowmobile trail unless the snowmobile is registered in accordance with this chapter~~or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect~~. ~~A~~ The owner of a snowmobile must also ~~be issued~~ obtain a user permit in accordance with ~~this chapter~~ section 321G.4A.

Sec. 50. Section 321G.4, subsections 2 and 4, Code

2014, are amended to read as follows:

2. The owner of the snowmobile shall file an application for registration with the department through the county recorder of the county of residence~~, or in the case of a nonresident owner, in the county of primary use,~~ in the manner established by the commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in section 321G.27. A snowmobile shall not be registered by the county recorder until the county recorder is presented with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the snowmobile or that the owner is exempt from paying the tax. A snowmobile that has an expired registration certificate from another state may be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

4. Notwithstanding subsections 1 and 2, a snowmobile ~~that is more than thirty years old~~ manufactured prior to 1984 may be registered as an antique snowmobile for a one-time fee of twenty-five dollars, which shall exempt the owner from annual registration and fee requirements for that snowmobile. However, if ownership of ~~such a~~ an antique snowmobile is transferred, the new owner shall register the snowmobile and pay the one-time fee as required under this subsection. A snowmobile may be registered under this section with only a signed bill of sale as evidence of ownership.

Sec. 51. NEW SECTION. **321G.4B Nonresident requirements —— penalties.**

1. A nonresident wishing to operate a snowmobile on public land, public ice, or a designated snowmobile trail of this state shall obtain a user permit in accordance with section 321G.4A. In addition to obtaining a user permit, a nonresident shall display a current registration decal or other evidence of registration or numbering required by the owner's state of residence unless the owner resides in a state that does not register or number snowmobiles.

2. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a user permit has been obtained and provide evidence of registration or numbering as required by the owner's state of residence, if applicable, to the department within thirty days of the date the fine is paid. A

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1 person who violates this section is guilty of a simple
2 misdemeanor.
3 Sec. 52. Section 321G.20, Code 2014, is amended by
4 striking the section and inserting in lieu thereof the
5 following:
6 **321G.20 Operation by persons under sixteen.**
7 A person under sixteen years of age shall not
8 operate a snowmobile on a designated snowmobile
9 trail, public land, or public ice unless the operation
10 is under the direct supervision of a parent, legal
11 guardian, or another person of at least eighteen years
12 of age authorized by the parent or guardian, who is
13 experienced in snowmobile operation and who possesses a
14 valid driver's license, as defined in section 321.1, or
15 an education certificate issued under this chapter.
16 Sec. 53. Section 321G.24, subsection 1, Code 2014,
17 is amended to read as follows:
18 1. A person ~~under eighteen~~ twelve through seventeen
19 years of age shall not operate a snowmobile on public
20 land, public ice, a designated snowmobile trail, or
21 land purchased with snowmobile registration funds
22 in this state without obtaining ~~a valid~~ an education
23 certificate approved by the department and having
24 the certificate in the person's possession, unless
25 the person is accompanied on the same snowmobile by
26 a responsible person of at least eighteen years of
27 age who is experienced in snowmobile operation and
28 possesses a valid driver's license, as defined in
29 section 321.1, or an education certificate issued under
30 this chapter.
31 Sec. 54. Section 805.8B, subsection 2, paragraph a,
32 Code 2014, is amended to read as follows:
33 *a.* For registration or user permit violations under
34 section 321G.3, subsection 1, or section 321G.4B, the
35 scheduled fine is fifty dollars.
36 DIVISION VII
37 STATEWIDE PRESCHOOL
38 Sec. 55. Section 256C.3, subsection 3, paragraph h,
39 Code 2014, is amended to read as follows:
40 *h.* Provision for ensuring that children receiving
41 care from other child care arrangements can participate
42 in the preschool program with minimal disruption due to
43 transportation and movement from one site to another.
44 The children participating in the preschool program may
45 be transported by the school district to activities
46 associated with the program along with other children.
47 Sec. 56. Section 256C.4, subsection 1, paragraphs g
48 and h, Code 2014, are amended to read as follows:
49 *g.* For the fiscal year beginning July 1, ~~2011~~
50 2013, and each succeeding fiscal year, of the amount

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of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not more than five percent may be used by the school district for administering the district's approved local program. Outreach activities and rent for facilities not owned by the school district are permissive uses of the administrative funds.

h. For the fiscal year beginning July 1, ~~2012~~ 2013, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not less than ninety-five percent of the per pupil amount shall be passed through to a community-based provider for each pupil enrolled in the district's approved local program. For the fiscal year beginning July 1, ~~2011~~ 2013, and each succeeding fiscal year, not more than ~~five~~ ten percent of the amount of preschool foundation aid passed through to a community-based provider may be used by the community-based provider for administrative costs. The costs of outreach activities and rent for facilities not owned by the school district are permissive administrative costs. The costs of transportation involving children participating in the preschool program and other children may be prorated.

Sec. 57. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 58. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2013.

DIVISION VIII

APPROPRIATIONS —— RELATED MATTERS

Sec. 59. REBUILD IOWA INFRASTRUCTURE FUND —— APPROPRIATIONS.

1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. OFFICE OF THE CHIEF INFORMATION OFFICER

For technology consolidation and technology improvement projects approved by the state chief information officer appointed pursuant to chapter 8B, notwithstanding section 8.57, subsection 5, paragraph "c":

..... $ 6,613,663

b. DEPARTMENT OF HUMAN SERVICES

To be used for medical contracts under the medical assistance program for technology upgrades

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1 necessary to support Medicaid claims and other health
2 operations, worldwide HIPAA claims transactions and
3 coding requirements, and the Iowa automated benefits
4 calculation system, notwithstanding section 8.57,
5 subsection 5, paragraph "c":
6 ..... $ 3,345,684
7 In seeking to contract with a private organization
8 or organizations for the Medicaid management
9 information system, the state's chief information
10 officer shall oversee the procurement process. An
11 advisory panel shall be established to review the final
12 scoring of the evaluators and to make a recommendation
13 to the director regarding the contract award for the
14 Medicaid management information system. The advisory
15 panel, which shall be appointed by the governor, shall
16 consist of no less than three members. All members of
17 the advisory panel shall be from the private sector and
18 shall not have participated in any previous procurement
19 for the Medicaid management information system or any
20 procurement related to consulting or oversight of the
21 Medicaid management information system. At least one
22 member of the advisory panel shall have experience and
23 knowledge in the area of management information systems
24 and at least one member of the advisory panel shall be
25 a provider of Medicaid services in the state of Iowa.
26 c. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
27 COMMISSION
28 For replacement of equipment for the Iowa
29 communications network, notwithstanding section 8.57,
30 subsection 5, paragraph "c":
31 ..... $ 2,245,653
32 The commission may continue to enter into contracts
33 pursuant to section 8D.13 for the replacement of
34 equipment and for operations and maintenance costs of
35 the network.
36 In addition to moneys appropriated in this
37 subsection, the commission may use a financing
38 agreement entered into by the treasurer of state in
39 accordance with section 12.28 for the replacement
40 of equipment for the network. For purposes of this
41 subsection, the treasurer of state is not subject to
42 the maximum principal limitation contained in section
43 12.28, subsection 6. Repayment of any amounts financed
44 shall be made from receipts associated with fees
45 charged for use of the network.
46 2. For purposes of section 8.33, unless
47 specifically provided otherwise, unencumbered or
48 unobligated moneys made from an appropriation in
49 subsection 1 shall not revert but shall remain
50 available for expenditure for the purposes designated

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until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

Sec. 60. Section 8.57C, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. There is appropriated from the general fund of the state for the fiscal year beginning July 1, ~~2014~~ 2015, and for each subsequent fiscal year thereafter, the sum of seventeen million five hundred thousand dollars to the technology reinvestment fund.

Sec. 61. IOWA COMMUNICATIONS NETWORK —— AUTHORIZATION FOR CONTRACTS. Pursuant to section 8D.11, subsection 1, paragraph "a", the general assembly authorizes the Iowa telecommunications and technology commission to enter into a contract or contracts in excess of the contract limitation amount established in section 8D.11, subsection 1, paragraph "c", for purposes of the commission's network managed services request for proposals process. This authorization applies for the duration of the commission's project and to all affected contracts associated with the project, whether or not the award is made to a single vendor or multiple vendors.

DIVISION IX

CHANGES TO PRIOR APPROPRIATIONS

Sec. 62. 2010 Iowa Acts, chapter 1184, section 12, is amended to read as follows:

SEC. 12. REVERSION.

1. ~~For~~ Except as otherwise provided in subsection 2, for purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

2. For purposes of section 8.33, unencumbered or unobligated moneys from moneys appropriated in section 10, subsection 7, paragraph "a", of this division of this 2010 Act shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2015, or until

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1 the project for which the appropriation was made is
2 completed, whichever is earlier.
3 Sec. 63. 2011 Iowa Acts, chapter 133, section 1,
4 subsection 10, paragraphs c through f, as amended by
5 2012 Iowa Acts, chapter 1140, section 15, are amended
6 to read as follows:
7 c. For projects for immediate fire safety needs
8 and for compliance with the federal Americans with
9 Disabilities Act, at the regents institutions:
10 FY 2011-2012..... $ 2,000,000
11 FY 2012-2013..... $ 2,000,000
12 Of the amounts appropriated in this lettered
13 paragraph, up to $2,000,000 may be used to fund
14 deductibles on property insurance and to provide
15 the necessary match for funds which may be available
16 from the federal emergency management agency for the
17 cleanup, repair, and restoration of facilities at the
18 state school for the deaf and the Iowa braille and
19 sight saving school due to storm damage in the calendar
20 year 2011, notwithstanding section 8.57, subsection 6,
21 paragraph "c".
22 d. For construction, renovation, and related
23 improvements for phase II of the agricultural and
24 biosystems engineering complex, including classrooms,
25 laboratories, and offices at Iowa state university of
26 science and technology:
27 FY 2011-2012..... $ 1,000,000
28 FY 2012-2013..... $ 19,050,000
29 FY 2013-2014..... $ 21,750,000
30 FY 2014-2015..... $ ~~18,600,000~~
31 0
32 e. For the renovation and related improvements to
33 the dental science building at the state university
34 of Iowa including but not limited to renovation of
35 clinical spaces and development of a multidisciplinary
36 clinical area:
37 FY 2011-2012..... $ 1,000,000
38 FY 2012-2013..... $ 10,250,000
39 FY 2013-2014..... $ 9,750,000
40 FY 2014-2015..... $ ~~8,000,000~~
41 0
42 f. For renovation and related improvements for
43 Bartlett hall at the university of northern Iowa
44 including providing faculty offices, seminar rooms,
45 and laboratories in the building and the associated
46 demolition of Baker hall:
47 FY 2011-2012..... $ 1,000,000
48 FY 2012-2013..... $ 7,786,000
49 FY 2013-2014..... $ 10,267,000
50 FY 2014-2015..... $ ~~1,947,000~~

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1 0
2 Sec. 64. 2011 Iowa Acts, chapter 133, section 3,
3 subsection 5, paragraph a, as amended by 2012 Iowa
4 Acts, chapter 1140, section 17, and 2013 Iowa Acts,
5 chapter 142, section 47, is amended to read as follows:
6 a. To be used for medical contracts under the
7 medical assistance program for technology upgrades
8 necessary to support Medicaid claims and other health
9 operations, worldwide HIPAA claims transactions and
10 coding requirements, and the Iowa automated benefits
11 calculation system:
12 FY 2011-2012..... $ 3,494,176
13 FY 2012-2013..... $ 4,120,037
14 FY 2013-2014..... $ 3,415,163
15 FY 2014-2015..... $ ~~3,345,684~~
16 0
17 Moneys appropriated in this lettered paragraph for
18 FY 2013-2014 shall be used only for the purposes of the
19 eligibility integrated application solution system, the
20 HIPAA 5010/ICD-10 claims system, and the pharmacy point
21 of sale replacement system.
22 In seeking to contract with a private organization
23 or organizations for the Medicaid management
24 information system, the state's chief information
25 officer shall oversee the procurement process. An
26 advisory panel shall be established to review the final
27 scoring of the evaluators and to make a recommendation
28 to the director regarding the contract award for the
29 Medicaid management information system. The advisory
30 panel, which shall be appointed by the governor, shall
31 consist of no less than three members. All members of
32 the advisory panel shall be from the private sector and
33 shall not have participated in any previous procurement
34 for the Medicaid management information system or any
35 procurement related to consulting or oversight of the
36 Medicaid management information system. At least one
37 member of the advisory panel shall have experience and
38 knowledge in the area of management information systems
39 and at least one member of the advisory panel shall be
40 a provider of Medicaid services in the state of Iowa.
41 Sec. 65. 2012 Iowa Acts, chapter 1138, section 89,
42 is amended to read as follows:
43 SEC. 89. DEPARTMENT OF NATURAL RESOURCES ——
44 ECONOMIC EMERGENCY FUND. There is appropriated from
45 the Iowa economic emergency fund to the department of
46 natural resources for the fiscal year beginning July 1,
47 2011, and ending June 30, 2012, the following amount,
48 or so much thereof as is necessary, to be used for the
49 purposes designated, notwithstanding section 8.55,
50 subsection 1:

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For the repair of damages due to the flooding of the Missouri river during the calendar year 2011 in the Lewis and Clark, lake Manawa, and Wilson island state parks and recreation area:
..... $ 2,865,743
For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys remaining from the appropriation made in this section shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends ~~two~~ three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which the appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.
Sec. 66. 2013 Iowa Acts, chapter 142, section 3, subsection 1, is amended by striking the subsection.
Sec. 67. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>
2. Title page, by striking lines 1 through 3 and inserting <An Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions.>

SODERBERG of Plymouth

H-8316

Amend House File 2459, as passed by the House, as follows:
1. Page 1, by striking line 31 and inserting <volunteer served for the entire tax year. A taxpayer who is a paid employee of an emergency medical services program or a fire department and who is also a volunteer emergency medical services personnel or volunteer fire fighter in a city, county, or area governed by an agreement pursuant to chapter 28E where the emergency medical services program or fire department performs services, shall qualify for the credit provided under this paragraph.>
2. Title page, lines 2 and 3, by striking <increasing the amount of> and inserting <modifying>

SENATE AMENDMENT

H-8317

Amend the House amendment, S-5100, to Senate File 303, as amended, passed, and reprinted by the Senate, as follows:

1. Page 12, after line 41 by inserting:

<Sec. ___. Section 261.9, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

"Accredited private institution" means an institution of higher learning located in Iowa which is operated privately and not controlled or administered by any state agency or any subdivision of the state and which meets the criteria in paragraphs *"a"* and *"b"* and all of the criteria in paragraphs *"d"* through ~~*"h"*~~ *"i"*, except that institutions defined in paragraph *"c"* of this subsection are exempt from the requirements of paragraphs *"a"* and *"b"*:

Sec. ___. Section 261.9, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *i.* (1) Adopts a policy to require that the institution shall annually, beginning December 15, 2015, file a report with the governor and the general assembly providing information and statistics for the previous five academic years on the number of students per year who are veterans who received education credit for military education, training, and service, that number as a percentage of veterans known to be enrolled at the institution, the average number of credits received by students, and the average number of credits applied towards the award or completion of a course of instruction, postsecondary diploma, degree, or other evidences of distinction.

(2) For purposes of this paragraph, *"veteran"* means a veteran as defined in section 35.1.>

2. Page 13, line 33, by striking <35.1, or the spouse of a veteran> and inserting <35.1>

3. Page 13, line 36, by striking <or veteran's spouse>

4. Page 13, line 39, by striking <or the veteran's spouse>

5. Page 13, line 43, by striking <or veteran's spouse>

6. Page 13, line 47, by striking <or veteran's spouse>

7. Page 13, line 50, by striking <or the veteran's>

8. Page 14, line 1, by striking <spouse>

9. Page 14, by striking lines 15 through 21 and inserting:

<Sec. ___. REPORTING. Each licensing board, as defined in section 272C.1, shall file>

10. Page 14, after line 25 by inserting:

<___. REPORT. Each licensing board, as defined

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in section 272C.1, shall file a report by January 1, 2015, with the chairpersons and ranking members of the house and senate standing committees on veterans affairs making recommendations related to expanding the professional licensing provisions of section 272C.4, subsection 12, to include the spouses of veterans.>

11. Page 14, after line 27 by inserting:

<Sec. ___. NEW SECTION. **35B.2 Administration.**

Unless otherwise provided, the county commission of veteran affairs shall be responsible for the administration of this chapter.

12. Page 15, line 7, after <to the> by inserting <annual>

13. Page 15, line 21, by striking <annual>

14. Page 15, line 22, after <administrator> by inserting <and all employees of the county veteran affairs office>

15. Page 15, line 25, by striking <annual>

16. Page 15, line 26, after <administrator> by inserting <and all employees of the county veteran affairs office>>

17. Page 16, by striking lines 18 through 24 and inserting:

<*b*. Neither a county board of supervisors nor a county commission of veteran affairs shall publish the names of the veterans or their families who receive benefits under the provisions of this chapter.>

18. Page 16, line 48, after <shall> by inserting <be sent to the board of supervisors with all personally identifying information redacted and shall>

19. Page 16, by striking line 49 and inserting <~~reviewed~~ subject to approval by the board of supervisors ~~and~~. Upon the approval of the board of supervisors, the>

20. Page 18, line 23, after <and> by inserting <shall, as provided in this section,>

21. Page 18, line 35, by striking <the> and inserting <a>

22. Page 18, line 36, after <rate> by inserting <that does not exceed the rate>

23. Page 19, after line 37 by inserting:

<DIVISION ___

HOMEOWNERSHIP PROGRAM

Sec. ___. Section 16.54, subsections 1 and 3, Code 2014, are amended to read as follows:

1. For the purposes of this section, *"eligible member of the armed forces of the United States"* or *"eligible service member"* means a person who is or was, if discharged under honorable conditions, a member of the national guard, or a reserve~~,~~ or regular component

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of the armed forces of the United States, who has served at least ninety days of active duty service beginning on or after September 11, 2001, or during the period of the Persian Gulf Conflict, beginning August 2, 1990, and ending April 6, 1991. *"Eligible member of the armed forces of the United States"* or *"eligible service member"* also means a former member of the national guard, or a reserve~~,~~ or regular component of the armed forces of the United States, who was honorably discharged due to injuries incurred while on federal active duty beginning on or after September 11, 2001, or during the period of the Persian Gulf Conflict, beginning August 2, 1990, and ending April 6, 1991, that precluded completion of a minimum aggregate of ninety days of federal active duty.

3. The program shall be administered by the authority and shall provide loans, grants, or other assistance to ~~persons who are or were~~ eligible service members ~~of the armed forces of the United States~~. In the event an eligible service member is deceased, the surviving spouse of the eligible member shall be eligible for assistance under the program, subject to the surviving spouse meeting the program's eligibility requirements other than the military service requirement. In addition, a person eligible for the program under this section may participate in other loan and grant programs of the authority, provided the person meets the requirements of those programs.

Sec. ___. Section 16.54, subsection 4, paragraphs a and b, Code 2014, are amended to read as follows:

a. The person eligible for the program shall, for financed home purchases that close on or after July 1, 2008, use a lender that participates in the authority's ~~applicable~~ first mortgage financing programs for homebuyers or a lender approved by the authority under subsection 5.

b. (1) For financed home purchases that close on or after July 1, 2008, the eligible person shall participate, if eligible to participate, in one of the authority's ~~other applicable~~ first mortgage financing programs for homebuyers. ~~However, a person~~

(2) Notwithstanding subparagraph (1), an eligible service member who qualifies for one of the authority's ~~other applicable~~ first mortgage financing programs for homebuyers may use a lender that does not participate in the authority's first mortgage financing programs for homebuyers if such lender is approved by the authority under subsection 5. For financed home purchases that close on or after July 1, 2014, an eligible service member who qualifies for one of the

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1 authority's first mortgage financing programs may
2 accept financing other than that available under the
3 authority's first mortgage financing programs for
4 homebuyers if all of the following apply:
5 (a) The financing is offered by a lender that
6 participates in one of the authority's first mortgage
7 financing programs for homebuyers or by a lender
8 approved pursuant to subsection 5.
9 (b) The authority determines that the offered
10 financing would be economically feasible and
11 financially advantageous for the eligible service
12 member.
13 DIVISION ___
14 CIVIL SERVICE EXAMINATION ELIGIBILITY
15 Sec. ___. NEW SECTION. **341A.6A Veteran**
16 **eligibility.**
17 If a veteran has been honorably discharged between
18 forty-five days before and sixty days after an
19 examination or test is administered under section
20 341A.6, the commission may allow the veteran to be
21 subject to such examination or testing up to ninety
22 days following the date that the original examination
23 or testing was conducted and if appropriate shall add
24 the veteran's name and address to the eligibility list
25 for a vacant position pursuant to section 341A.13.
26 Sec. ___. Section 400.10, Code 2014, is amended to
27 read as follows:
28 **400.10 Preferences.**
29 1. In all examinations and appointments under this
30 chapter, other than promotions and appointments of
31 chief of the police department and chief of the fire
32 department, veterans who are citizens and residents of
33 the United States, shall have five percentage points
34 added to the veteran's grade or score attained in
35 qualifying examinations for appointment to positions
36 and five additional percentage points added to the
37 grade or score if the veteran has a service-connected
38 disability or is receiving compensation, disability
39 benefits, or pension under laws administered by the
40 United States department of veterans affairs. An
41 honorably discharged veteran who has been awarded the
42 Purple Heart incurred in action shall be considered
43 to have a service-connected disability. However, the
44 percentage points shall be given only upon passing
45 the exam and shall not be the determining factor in
46 passing. Veteran's preference percentage points
47 shall be applied once to the final scores used to
48 rank applicants for selection for an interview. For
49 purposes of this section, *"veteran"* means as defined
50 in section 35.1 except that the requirement that the

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1 person be a resident of this state shall not apply.
2 2. If a veteran entitled to preference pursuant
3 to this section has been honorably discharged between
4 forty-five days before and sixty days after an
5 examination is administered pursuant to section 400.8,
6 the commission may allow the veteran to be subject
7 to examination up to ninety days following the date
8 the original examination was administered and if
9 appropriate shall add the veteran's name to the list
10 for original appointment pursuant to section 400.11,
11 subsection 1.>
12 24. By renumbering as necessary.

SENATE AMENDMENT

H-8318

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 17, after line 30 by inserting:
4 <DIVISION ___
5 UNCLAIMED LIFE INSURANCE DEATH BENEFITS
6 Sec. ___. NEW SECTION. **507B.4C Unclaimed life**
7 **insurance.**
8 1. *Purpose.* The purpose of this section is to
9 require complete and proper disclosure, transparency,
10 and accountability relating to any method of payment
11 for life insurance death benefits regulated by the
12 commissioner.
13 2. *Definitions.* As used in this section, unless
14 the context otherwise requires:
15 *a. "Account owner"* means the owner of a retained
16 asset account who is a resident of this state.
17 *b. "Annuity"* means an annuity contract issued in
18 this state. *"Annuity"* does not include any annuity
19 contract used to fund an employment-based retirement
20 plan or program where the insurer takes direction from
21 the plan sponsor or plan administrator.
22 *c. "Authorized person"* means a policy owner,
23 insured, annuity owner, annuitant, or account holder,
24 as applicable under a policy, annuity, or retained
25 asset account.
26 *d. "Death master file"* means the United States
27 social security administration's death master file
28 or any other database or service that is at least as
29 comprehensive as the United States social security
30 administration's death master file for determining that
31 a person has died.
32 *e. "Death master file match"* means a search of
33 the death master file that results in a match of an

34 authorized person's name and social security number or
35 an authorized person's name and date of birth.
36 *f. "Insurer"* means a life insurance company
37 regulated under chapter 508.
38 *g. "Policy"* means any policy or certificate of life
39 insurance issued in this state. *"Policy"* does not
40 include any of the following:
41 (1) A policy or certificate of life insurance which
42 provides a death benefit under an employee benefit
43 plan subject to the federal Employee Retirement Income
44 Security Act of 1974, Pub. L. No. 93-406, as codified
45 at 29 U.S.C. §1002 et seq.
46 (2) A policy or certificate of life insurance which
47 provides a death benefit under an employee benefit plan
48 subject to a federal employee benefit program.
49 (3) A policy or certificate of life insurance
50 which is used to fund a preneed plan for cemetery

Page 2

1 merchandise, funeral merchandise, funeral services, or
2 a combination thereof.
3 (4) A policy or certificate of credit life or
4 accidental death insurance.
5 (5) A policy issued to a group master policyowner
6 for which the insurer does not provide recordkeeping
7 services.
8 *h. "Recordkeeping services"* means services provided
9 by an insurer who has entered into an agreement with a
10 group policy customer to be responsible for obtaining,
11 maintaining, and administering in the insurer's own
12 recordkeeping systems at least all of the following
13 information about each individual insured under
14 the insured's group insurance contract or a line of
15 coverage thereunder:
16 (1) Social security number or name and date of
17 birth.
18 (2) Beneficiary designation information.
19 (3) Coverage eligibility.
20 (4) Benefit amount.
21 (5) Premium payment status.
22 *i. "Retained asset account"* means an
23 interest-bearing account set up by an insurer in
24 the name of the beneficiary of a policy or annuity upon
25 the death of the insured.
26 3. *Insurer duties.*
27 *a.* For any in-force policy, annuity, or retained
28 asset account issued for delivery in this state for
29 which the insurer has not previously been notified of
30 a claim, an insurer shall perform a comparison of such
31 policy, annuity, or retained asset account against the
32 death master file, on at least a semiannual basis, to

33 identify potential death master file matches.
34 (1) An insurer may comply with the requirements of
35 this subsection by using the full death master file for
36 the initial comparison and thereafter using the death
37 master file update files for subsequent comparisons.
38 (2) Nothing in this section shall be interpreted to
39 limit the right of an insurer to request a valid death
40 certificate as part of any claims validation process.
41 *b.* If an insurer learns of the possible death of an
42 authorized person through a death master file match or
43 otherwise, the insurer shall, within ninety days, do
44 all of the following:
45 (1) Complete a good faith effort, which shall be
46 documented by the insurer, to confirm the death of the
47 authorized person against other available records and
48 information.
49 (2) Review the insurer's records to determine
50 whether the deceased authorized person had purchased

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1 any other products from the insurer.
2 (3) Determine whether benefits may be due in
3 accordance with the applicable policy, annuity, or
4 retained asset account.
5 (4) If the beneficiary or an authorized person
6 has not communicated with the insurer within the
7 ninety-day period, take reasonable steps, which shall
8 be documented by the insurer, to locate and contact any
9 beneficiary or other authorized person on the policy,
10 annuity, or retained asset account, including sending
11 the beneficiary or other authorized person information
12 regarding the insurer's claims process and regarding
13 the need to provide an official death certificate, if
14 applicable under the policy, annuity, or retained asset
15 account.
16 *c.* Every insurer shall implement procedures to
17 account for all of the following:
18 (1) Common nicknames, initials used in lieu of a
19 first or middle name, use of a middle name, compound
20 first and middle names, and interchanged first and
21 middle names.
22 (2) Compound last names, maiden or married names,
23 and hyphens, blank spaces, or apostrophes in last
24 names.
25 (3) Transposition of the month and date portions of
26 the date of birth.
27 (4) Incomplete social security numbers.
28 *d.* An insurer may disclose minimum necessary
29 personal information about a beneficiary or authorized
30 person to an individual or entity whom the insurer
31 reasonably believes may be able to assist the insurer

32 in locating the beneficiary or authorized person
33 entitled to payment of the claims proceeds.
34 *e.* An insurer or its service provider shall not
35 charge a beneficiary or authorized person any fees
36 or costs associated with a death master file search
37 conducted pursuant to this section.
38 *f.* The benefits from a policy, annuity, or retained
39 asset account, plus any applicable accrued interest,
40 shall first be payable to designated beneficiaries
41 or authorized persons, and in the event that the
42 beneficiaries or authorized persons cannot be found,
43 shall be reported and remitted to the state as
44 unclaimed property pursuant to chapters 556 and 633.
45 4. *Rules.* The commissioner shall adopt rules to
46 administer the provisions of this section.
47 5. *Orders.* The commissioner may issue an order
48 doing any of the following:
49 *a.* Limiting the death master file comparisons
50 required under subsection 3, paragraph *"a"*, to an

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1 insurer's electronic searchable files or approving a
2 plan and timeline for conversion of an insurer's files
3 to electronic searchable files.
4 *b.* Exempting an insurer from the death master file
5 comparisons required under subsection 3, paragraph *"a"*,
6 or permitting an insurer to perform such comparisons
7 less frequently than semiannually upon a demonstration
8 of financial hardship by the insurer.
9 *c.* Phasing in requirements for compliance with this
10 section according to a plan and timeline approved by
11 the commissioner.
12 6. *Unfair trade practice.* Failure to meet any
13 requirement of this section with such frequency as to
14 constitute a general business practice is an unfair
15 method of competition and an unfair or deceptive act
16 or practice in the business of insurance under this
17 chapter.
18 7. *Insurer unclaimed property reporting.*
19 *a.* If an insurer identifies a person as deceased
20 through a death master file match as described in
21 subsection 3, paragraph *"a"*, or other information
22 source, and validates such information through a
23 secondary information source, the insurer may report
24 and remit the proceeds of the policy, annuity, or
25 retained asset account due to the state prior to the
26 dates required for such reporting and remittance under
27 chapter 556, without further notice to or consent by
28 the state, after attempting to contact any beneficiary
29 under either of the following circumstances:
30 (1) The insurer is unable to locate a beneficiary

31 who is located in this state under the policy, annuity
32 contract, or retained asset account, after conducting
33 reasonable search efforts of up to one year after the
34 insurer's validation of the death master file match.
35 (2) No beneficiary or person, as applicable for
36 unclaimed property reporting purposes under chapter
37 556, has a last known address in this state.
38 *b.* Once the insurer has reported upon and remitted
39 the proceeds of the policy, annuity, or retained
40 asset account to the state pursuant to chapter 556,
41 the insurer is relieved from any and all additional
42 liability to any beneficiary or authorized person
43 relating to the proceeds reported upon and remitted.
44 Sec. ___. EFFECTIVE DATE. This division of this
45 Act takes effect July 1, 2015.>
46 2. By renumbering as necessary.

SODERBERG of Plymouth

H-8319

1 Amend Senate File 2359, as passed by the Senate, as
2 follows:
3 1. Page 4, line 8, by striking <entrepreneurs> and
4 inserting <entrepreneurs, minority entrepreneurs, and
5 entrepreneurs with a disability>
6 2. Page 4, line 18, by striking <entrepreneurs> and
7 inserting <entrepreneurs, minority entrepreneurs, and
8 entrepreneurs with a disability>
9 3. Page 4, line 25, after <entrepreneur,> by
10 inserting <minority entrepreneur, or entrepreneur with
11 a disability,>
12 4. Page 4, line 26, by striking <entrepreneurs> and
13 inserting <entrepreneurs, minority entrepreneurs, and
14 entrepreneurs with a disability>
15 5. Page 4, line 28, by striking <women> and
16 inserting <women, minority persons, or persons with a
17 disability>

DUNKEL of Dubuque
BERRY of Black Hawk
H. MILLER of Webster

H-8320

1 Amend House File 2469 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 99D.2, subsection 9, Code 2014,
5 is amended to read as follows:
6 9. *"Racetrack enclosure"* means all real property
7 utilized for the conduct of a race meeting, including

the racetrack, grandstand, concession stands, offices, barns, kennels and barn areas, employee housing facilities, parking lots, and any additional areas designated by the commission. *"Racetrack enclosure"* also means all real property utilized by a licensee under this chapter who is not required to conduct live racing pursuant to the requirements of section 99D.9A, on which pari-mutuel wagering on simultaneously telecast horse or dog races may be conducted and lawful gambling is authorized and licensed as provided in this chapter and chapter 99F.

Sec. 2. NEW SECTION. **99D.9A Dog racetrack licensure —— discontinuance of live racing requirement —— fees.**

1. Upon written notification to the commission by September 1, 2014, and agreement to comply with the requirements of this section, a licensee authorized to conduct pari-mutuel wagering at a dog racetrack and to conduct gambling games pursuant to section 99F.6 as of January 1, 2014, may, as of the live racing cessation date, continue to maintain a license as provided in this section for purposes of conducting gambling games and pari-mutuel wagering on simultaneously telecast horse or dog races without the requirement of scheduling performances of live races at the dog racetrack. For purposes of this section, the "live racing cessation date" is October 31, 2014, for the licensee of the pari-mutuel dog racetrack located in Dubuque county, and December 31, 2015, for the licensee of the pari-mutuel dog racetrack located in Pottawattamie county.

2. Upon the live racing cessation date of a licensee, all of the following shall occur:

a. The commission shall determine what portion of the unexpended moneys in the dog racing promotion fund created in section 99D.12 is attributable to the licensee as of the live racing cessation date of the licensee and shall transfer those moneys to the Iowa greyhound pari-mutuel racing fund created in section 99D.9B.

b. Any agreement which was approved by the commission for dog purse supplement payments for live racing by the licensee shall be terminated.

c. Within thirty days after the live racing cessation date of the licensee of the pari-mutuel dog racetrack located in Pottawattamie county, the kennel owners and operators and greyhound owners shall, at their expense, remove all of their property including the greyhounds from the racetrack.

7 3. *a.* To maintain a license under this chapter
8 to conduct gambling games and pari-mutuel wagering on
9 simultaneously telecast horse or dog races without the
10 requirement of scheduling performances of live dog
11 races, or to maintain a license under section 99F.4A,
12 subsection 9, the licensee as of the date a payment
13 under this subsection is due shall ensure payment
14 of the live racing cessation fee to the commission
15 for deposit in the Iowa greyhound pari-mutuel racing
16 fund created in section 99D.9B, as required by this
17 subsection.
18 *b.* Except as provided in paragraph *"c"*, the live
19 racing cessation fee shall be paid and determined as
20 follows:
21 (1) For the licensee authorized to conduct gambling
22 games in Dubuque county pursuant to a license issued
23 pursuant to section 99F.4A, subsection 9, the payment
24 of one million dollars by January 1, 2015, and one
25 million dollars each succeeding January 1 for six
26 consecutive calendar years.
27 (2) For the pari-mutuel dog racetrack located in
28 Pottawattamie county, the payment of nine million two
29 hundred eighty-five thousand eight hundred dollars
30 by January 1, 2016, and nine million two hundred
31 eighty-five thousand seven hundred dollars each
32 succeeding January 1 for six consecutive calendar
33 years. Payments required under this subparagraph shall
34 be made by the manager of the pari-mutuel racetrack
35 located in Pottawattamie county for deposit in the Iowa
36 greyhound pari-mutuel racing fund created in section
37 99D.9B, as required by this subsection.
38 *c.* (1) If the licensee at the pari-mutuel
39 racetrack located in Pottawattamie county as of
40 January 1, 2014, fails to have the licensee's license
41 renewed, the licensee's obligation and any obligation
42 of the manager of the racetrack to make any further
43 payments as provided in this subsection shall cease.
44 However, the commission shall not issue a license to
45 a subsequent or successor licensee at the pari-mutuel
46 racetrack located in Pottawattamie county until all
47 remaining unpaid installments of the live racing
48 cessation fee required under this subsection are paid.
49 (2) If the licensee issued a license under section
50 99F.4A, subsection 9, fails to have the license

1 renewed, the licensee's obligation to make any further
2 payments as provided in this subsection shall cease.
3 However, the commission shall not issue a license
4 to a subsequent or successor licensee under section
5 99F.4A, subsection 9, until all remaining installments

6 of the live racing cessation fee required under this
7 subsection are paid.
8 (3) If the manager of the pari-mutuel racetrack
9 located in Pottawattamie county as of January 1,
10 2014, pursuant to a management contract with the
11 licensee, ceases to be the manager of the racetrack,
12 the licensee's obligation and any obligation of the
13 manager of the racetrack to make any further payments
14 as provided in this subsection shall cease. However,
15 the commission shall not approve a management contract
16 with the licensee for a subsequent or successor manager
17 until all remaining installments of the live racing
18 cessation fee required under this subsection are paid.
19 4. Upon written notification to the commission by
20 the licensee of the pari-mutuel dog racetrack located
21 in Dubuque county as provided in subsection 1, all of
22 the following shall occur:
23 *a.* The licensee shall be authorized to maintain a
24 license issued to the licensee by the commission to
25 conduct gambling games pursuant to the requirements of
26 section 99F.4A, subsection 9.
27 *b.* The licensee shall maintain a license under this
28 chapter until December 31, 2014. The licensee shall,
29 until the live racing cessation date of the licensee,
30 conduct pari-mutuel wagering on live dog races and
31 shall, until December 31, 2014, be authorized to
32 simultaneously telecast horse or dog races as provided
33 by an agreement to conduct live racing during the 2014
34 calendar year.
35 5. *a.* The licensee of the pari-mutuel dog
36 racetrack located in Pottawattamie county who is
37 not required to conduct live racing pursuant to the
38 requirements of this section shall do all of the
39 following:
40 (1) Remain licensed under this chapter and pursuant
41 to section 99F.4A as a pari-mutuel dog racetrack
42 licensed to conduct gambling games and pari-mutuel
43 wagering on simultaneously telecast horse or dog races.
44 (2) Continue to pay the annual license fee and
45 regulatory fee as a pari-mutuel dog racetrack licensed
46 to conduct gambling games pursuant to the requirements
47 of section 99F.4A.
48 (3) Comply with all other applicable requirements
49 of this chapter and chapter 99F except for those
50 requirements concerning live dog racing.

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1 *b.* However, nothing in this chapter shall require
2 the licensee of the pari-mutuel dog racetrack in
3 Pottawattamie county to conduct pari-mutuel wagering
4 on simultaneously telecast horse or dog races to

5 remain licensed under this chapter or to conduct
6 gambling games without the requirement of scheduling
7 performances of live dog races.
8 6. *a.* Compliance with the requirements of this
9 section and the establishment of the Iowa greyhound
10 pari-mutuel racing fund in section 99D.9B shall
11 constitute a full satisfaction of and discharge from
12 any and all liability or potential liability of a
13 licensee authorized to conduct gambling games in
14 Dubuque county pursuant to section 99F.4A, subsection
15 9, the licensee of the pari-mutuel dog racetrack
16 located in Pottawattamie county, and the Iowa greyhound
17 association which may arise out of either of the
18 following:
19 (1) The discontinuance of live dog racing or
20 simulcasting.
21 (2) Distributions made or not made from the
22 Iowa greyhound pari-mutuel racing fund created in
23 section 99D.9B or the purse escrow fund created in
24 the arbitration decision issued in December 1995 with
25 regard to the purse supplements to be paid at the
26 pari-mutuel dog racetrack in Pottawattamie county.
27 *b.* Compliance with the requirements of this section
28 and establishment of the Iowa greyhound pari-mutuel
29 racing fund in section 99D.9B shall immunize a licensee
30 authorized to conduct gambling games in Dubuque county
31 pursuant to a license issued pursuant to section
32 99F.4A, subsection 9, the licensee of the pari-mutuel
33 dog racetrack located in Pottawattamie county, and
34 the Iowa greyhound association and their respective
35 officers, directors, employees, board members, and
36 agents against claims of liability as described in
37 paragraph *"a"* made by any person or entity.
38 Sec. 3. NEW SECTION. **99D.9B Iowa greyhound**
39 **pari-mutuel racing fund.**
40 1. An Iowa greyhound pari-mutuel racing fund is
41 created in the state treasury under the control of the
42 racing and gaming commission.
43 2. The fund shall consist of all of the following:
44 *a.* Moneys in the dog racing promotion fund created
45 in section 99D.12 that were deposited in the fund from
46 a dog racetrack licensee that is no longer required to
47 conduct live dog races pursuant to section 99D.9A.
48 *b.* Moneys deposited in the fund from the live
49 racing cessation fee established in section 99D.9A.
50 3. *a.* Fifty percent of the moneys deposited

1 in the fund shall first be distributed to the Iowa
2 greyhound association for deposit in the escrow account
3 established by the Iowa greyhound association pursuant

4 to the requirements of section 99D.9C, provided the
5 Iowa greyhound association is licensed under this
6 chapter to conduct pari-mutuel wagering on live dog
7 races or simultaneously telecast horse or dog races
8 pursuant to the requirements of section 99D.9C, by
9 December 15, 2014.
10 *b.* Moneys remaining in the fund following
11 distribution to the Iowa greyhound association as
12 provided in this subsection shall be under the sole
13 control of the commission. The commission shall
14 determine the method by which moneys remaining in the
15 fund will be distributed provided, however, that the
16 commission shall distribute a portion of the moneys
17 in the fund to no-kill animal adoption agencies to
18 facilitate care for and adoption of greyhounds no
19 longer racing as a result of the discontinuance of
20 live racing. The commission may consider objective
21 evidence, including purse payments to greyhound
22 industry participants for the period beginning January
23 1, 2010, and ending December 31, 2014, in determining
24 the method of distribution. The commission may hire an
25 expert to assist in the task of making distributions
26 from the fund. The commission may distribute moneys
27 from the fund to greyhound industry participants and
28 to kennel owners and operators and greyhound owners
29 for costs incurred in removing property from the dog
30 racetrack located in Pottawattamie county as required
31 by section 99D.9A, subsection 2, paragraph *"c"*.
32 Prior to adoption of any formula for distribution,
33 the commission shall allow for input from greyhound
34 industry participants. The distribution decisions of
35 the commission shall be final. The commission may
36 use moneys in the fund to pay its direct and indirect
37 administrative expenses incurred in administering the
38 fund, including the hiring of experts to assist in
39 the commission's distribution determination. Members
40 of the commission, employees of the commission, and
41 any experts hired by the commission pursuant to this
42 section shall be held harmless against any claim
43 of liability made by any person arising out of the
44 distribution of moneys from the fund by the commission.
45 4. Section 8.33 does not apply to moneys in the
46 fund. Notwithstanding section 12C.7, subsection 2,
47 interest or earnings on moneys deposited in the fund
48 shall be credited to the fund.
49 5. The commission shall adopt rules to administer
50 this section.

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1 Sec. 4. NEW SECTION. **99D.9C Alternative dog**
2 **racetrack and simulcasting licensure —— live racing ——**

3 **lease agreement with gambling games licensee.**
4 1. *a.* The Iowa greyhound association may submit
5 an application to the commission for a license under
6 this chapter to conduct pari-mutuel wagering on live
7 dog races or simultaneously telecast horse or dog
8 races, subject to the requirements of this section.
9 Unless inconsistent with the requirements of this
10 section, the Iowa greyhound association shall comply
11 with all requirements for submitting an application
12 for a license under this chapter. If an application
13 is submitted by October 1, 2014, the commission shall,
14 subject to the requirements of section 99D.9 and this
15 section, determine whether to approve the application
16 for a license by December 1, 2014.
17 *b.* If the commission approves an application for
18 a license submitted by the Iowa greyhound association
19 pursuant to section 99D.9 and this section, the terms
20 and conditions of the license shall, notwithstanding
21 any provision of law to the contrary, authorize the
22 licensee to conduct pari-mutuel wagering on live
23 dog races or simultaneously telecast horse or dog
24 races conducted at a racetrack enclosure located in
25 Dubuque county subject to the requirements of a lease
26 agreement entered into pursuant to the requirements
27 of this section. The terms and conditions of the
28 license shall also authorize the licensee to conduct
29 pari-mutuel wagering on simultaneously telecast horse
30 or dog races at the facility of a licensee authorized
31 to conduct gambling games under chapter 99F pursuant
32 to an agreement with the licensee of that facility
33 as authorized by this section. A licensee issued a
34 license pursuant to this section shall comply with all
35 requirements of this chapter applicable to licensees
36 unless otherwise inconsistent with the provisions of
37 this section.
38 2. *a.* The Iowa greyhound association shall
39 establish an escrow fund under its control for the
40 receipt and deposit of moneys transferred to the Iowa
41 greyhound association pursuant to section 99D.9B. The
42 Iowa greyhound association shall use moneys in the
43 escrow fund to pay all reasonable and necessary costs
44 and fees associated with conducting live racing and
45 pari-mutuel wagering on simultaneously telecast horse
46 or dog races, including but not limited to regulatory
47 and administrative fees, capital improvements, purse
48 supplements, operational costs, obligations pursuant
49 to any purse supplement agreement as amended and
50 approved by the commission, payment of rents for

1 leased facilities and costs of maintenance of leased

2 facilities, payment for products and services provided
3 by the licensee authorized to conduct gambling games in
4 Dubuque county pursuant to section 99F.4A, subsection
5 9, costs to maintain the license, costs for posting a
6 bond as required by section 99D.10, and administrative
7 costs and fees incurred in connection with the pursuit
8 of the continuation of live greyhound racing.
9 *b.* However, if the Iowa greyhound association is
10 not licensed to conduct pari-mutuel wagering on live
11 dog races or simultaneously telecast horse or dog
12 races subject to the requirements of this section or
13 fails to conduct live dog racing during any calendar
14 year beginning on or after January 1, 2015, the Iowa
15 greyhound association shall transfer any unused moneys
16 in the escrow fund to the commission for deposit in
17 the Iowa greyhound pari-mutuel racing fund created
18 in section 99D.9B and shall receive no further
19 distributions from the fund created in section 99D.9B.
20 The commission shall require that an annual audit be
21 conducted and submitted to the commission, in a manner
22 determined by the commission, concerning the operation
23 of the escrow fund.
24 3. *a.* A license issued pursuant to this section
25 shall authorize the licensee to enter into an agreement
26 with any licensee authorized to operate an excursion
27 gambling boat or gambling structure under chapter
28 99F to conduct, without the requirement to conduct
29 live horse or dog races at the facility, pari-mutuel
30 wagering on simultaneously telecast horse or dog races
31 at the facility of the licensee authorized to operate
32 an excursion gambling boat or gambling structure under
33 chapter 99F.
34 *b.* If a lease agreement entered into with the city
35 of Dubuque pursuant to this section is terminated or
36 is not renewed or extended, the licensee authorized to
37 conduct gambling games in Dubuque county pursuant to a
38 license issued pursuant to section 99F.4A, subsection
39 9, shall be authorized to enter into an agreement with
40 a licensee issued a license pursuant to this section to
41 conduct pari-mutuel wagering on simultaneously telecast
42 horse or dog races at the facility of the licensee as
43 provided by this subsection.
44 *c.* If the Iowa greyhound association is licensed
45 as provided in this section and ceases to conduct live
46 dog racing, all revenue generated from an agreement
47 to simultaneously telecast horse or dog races as
48 authorized by this subsection shall be used solely for
49 the purpose of supplementing Iowa-whelped dogs racing
50 at out-of-state facilities.

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1 4. *a.* Upon written request by the Iowa greyhound
2 association to the city of Dubuque by July 8, 2014,
3 the city of Dubuque shall be authorized to enter into
4 an initial five-year lease agreement with a single
5 option to renew the lease for an additional five years
6 with the Iowa greyhound association beginning January
7 1, 2015, to permit the Iowa greyhound association to
8 conduct pari-mutuel wagering on live dog races and
9 simultaneously telecast horse or dog races at the
10 dog racetrack located in Dubuque county. The lease
11 agreement shall be contingent upon the Iowa greyhound
12 association obtaining a license pursuant to the
13 requirements of this section.
14 *b.* The lease agreement shall provide for the
15 following:
16 (1) An annual lease payment of one dollar during
17 the initial five-year lease for the racetrack
18 enclosure, which includes the racetrack, kennels,
19 grandstand, and space for a new simulcast facility, and
20 one five-year renewal of the lease agreement at a fair
21 market rental rate.
22 (2) Employees at the racetrack enclosure involved
23 in pari-mutuel wagering as of the live racing cessation
24 date, as provided in section 99D.9A, shall be offered
25 employment by the Iowa greyhound association at the
26 racetrack.
27 (3) Existing collective bargaining agreements
28 concerning employees at the racetrack shall be honored.
29 (4) Live dog racing requirements. The requirements
30 shall provide that the Iowa greyhound association
31 conduct, for calendar year 2015, no fewer than
32 sixty live race days with nine live races per day
33 during the racing season, and for calendar year 2016
34 and subsequent calendar years covered by the lease
35 agreement, no fewer than ninety-five live race days
36 with nine live races per day during each racing season.
37 However, upon mutual agreement by the parties subject
38 to approval by the commission, the number of race days
39 for one or more live racing seasons may be reduced
40 so long as the Iowa greyhound association conducts a
41 minimum number of live races and racing days during
42 that season.
43 (5) Termination provisions, to include termination
44 of the agreement on January 1 of the year following the
45 calendar year in which live dog racing as required by
46 the agreement was not conducted by the Iowa greyhound
47 association.
48 (6) Terms concerning contracts entered into for
49 the conduct of pari-mutuel wagering at the racetrack
50 prior to the live racing cessation date, as provided in

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1 section 99D.9A, at the racetrack.
2 (7) Any other related items concerning the conduct
3 of pari-mutuel wagering at the dog racetrack and the
4 operation of the dog racetrack facility.
5 *c.* (1) If the parties are unable to reach
6 agreement on any of the terms of the initial lease
7 agreement by October 1, 2014, or to reach agreement on
8 the fair market rental rate for purposes of the one
9 five-year lease renewal by June 30, 2018, if the Iowa
10 greyhound association requests arbitration concerning
11 the renewal by June 18, 2018, the disputed terms of the
12 lease shall be determined by binding arbitration in
13 accordance with the rules of the American arbitration
14 association as of the date for arbitration. A request
15 for arbitration shall be in writing and a copy of the
16 request shall be delivered to the other party. The
17 parties shall each select one arbitrator and the two
18 arbitrators shall choose a third arbitrator to complete
19 the three-person arbitration panel. Each party shall
20 deliver its final offer on each of the disputed items
21 to the other party within fourteen days after the
22 request for arbitration. After consultation with the
23 parties, the arbitrators shall set a time and place for
24 an arbitration hearing. The parties may continue to
25 negotiate all offers until an agreement is reached or a
26 decision is rendered by the arbitrators. For purposes
27 of determining the fair market rental rate for purposes
28 of the one five-year lease renewal, either party may
29 argue, and present arguments and evidence, that the
30 renewal lease rental rate should be based upon the
31 market value of similarly situated undeveloped land, or
32 upon its use as a greyhound track. The submission of
33 the disputed items to the arbitrators shall be limited
34 to those items upon which the parties have not reached
35 agreement. However, the arbitrators shall have no
36 authority to extend the term of the lease agreement
37 beyond the initial five-year term or the one five-year
38 renewal.
39 (2) The arbitrators shall render a decision within
40 fifteen days after the hearing. The arbitrators shall
41 give written explanation for the decision and the
42 decision of the arbitrators shall be final and binding
43 on the parties, and any decision of the arbitrators may
44 be entered in any court having competent jurisdiction.
45 The decision by the arbitrators and the items agreed
46 upon by the parties shall be deemed to be the lease
47 agreement between the parties and such final lease
48 agreement shall not be subject to the approval of
49 the governing body of the city of Dubuque, the Iowa
50 greyhound association, the commission, or any other

1 government body. Each party to the arbitration shall
2 bear its own expenses, including attorney fees, and
3 the parties shall share equally the filing and other
4 administrative fees of the American arbitration
5 association and the expenses of the arbitrators.
6 Sec. 5. Section 99D.10, Code 2014, is amended to
7 read as follows:
8 **99D.10 Bond of licensee.**
9 A licensee licensed under section 99D.9, including a
10 licensee issued a license subject to the requirements
11 of section 99D.9C, shall post a bond to the state of
12 Iowa before the license is issued in a sum as the
13 commission shall fix, with sureties to be approved by
14 the commission. The bond shall be used to guarantee
15 that the licensee faithfully makes the payments, keeps
16 its books and records and makes reports, and conducts
17 its racing in conformity with sections 99D.6 through
18 99D.23 and the rules adopted by the commission. The
19 bond shall not be canceled by a surety on less than
20 thirty days' notice in writing to the commission. If
21 a bond is canceled and the licensee fails to file a
22 new bond with the commission in the required amount
23 on or before the effective date of cancellation,
24 the licensee's license shall be revoked. The total
25 and aggregate liability of the surety on the bond is
26 limited to the amount specified in the bond.
27 Sec. 6. Section 99D.11, subsection 6, paragraph b,
28 Code 2014, is amended to read as follows:
29 *b.* (1) The commission may authorize the licensee
30 to simultaneously telecast within the racetrack
31 enclosure or at the facility of a licensee authorized
32 to operate an excursion gambling boat or gambling
33 structure under chapter 99F, for the purpose of
34 pari-mutuel wagering, a horse or dog race licensed
35 by the racing authority of another state. It is the
36 responsibility of each licensee to obtain the consent
37 of appropriate racing officials in other states as
38 required by the federal Interstate Horseracing Act of
39 1978, 15 U.S.C. § 3001 – 3007, to televise races for
40 the purpose of conducting pari-mutuel wagering.
41 (2) A licensee may also obtain the permission
42 of a person licensed by the commission to conduct
43 horse or dog races in this state to televise races
44 conducted by that person for the purpose of conducting
45 pari-mutuel ~~racing~~ wagering. However, arrangements
46 made by a licensee to televise any race for the purpose
47 of conducting pari-mutuel wagering are subject to
48 the approval of the commission, and the commission
49 shall select the races to be televised. The races
50 selected by the commission shall be the same for all

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1 licensees approved by the commission to televise races
2 for the purpose of conducting pari-mutuel wagering.
3 ~~The~~ Except for a licensee that is not obligated to
4 schedule performances of live races pursuant to section
5 99D.9A, or a licensee issued a license subject to the
6 requirements of section 99D.9C, the commission shall
7 not authorize the simultaneous telecast or televising
8 of and a licensee shall not simultaneously telecast
9 or televise any horse or dog race for the purpose of
10 conducting pari-mutuel wagering unless the simultaneous
11 telecast or televising is done at the racetrack of a
12 licensee that schedules no less than sixty performances
13 of nine live races each day of the season.
14 (3) For purposes of the taxes imposed under this
15 chapter, races televised by a licensee for purposes
16 of pari-mutuel wagering shall be treated as if the
17 races were held ~~at the racetrack of~~ by the licensee.
18 Notwithstanding any contrary provision in this chapter,
19 the commission may allow a licensee to adopt the same
20 deductions as those of the pari-mutuel racetrack from
21 which the races are being simultaneously telecast.
22 Sec. 7. Section 99D.20, Code 2014, is amended to
23 read as follows:
24 **99D.20 Audit of licensee operations.**
25 Within ninety days after the end of each calendar
26 year, the licensee, including a licensee issued
27 a license subject to the requirements of section
28 99D.9C, shall transmit to the commission an audit
29 of the financial transactions and condition of the
30 licensee's operations conducted under this chapter.
31 Additionally, within ninety days after the end of the
32 licensee's fiscal year, the licensee shall transmit to
33 the commission an audit of the licensee's total racing
34 and gaming operations, including an itemization of all
35 expenses and subsidies. All audits shall be conducted
36 by certified public accountants authorized to practice
37 in the state of Iowa under chapter 542 who are selected
38 by the board of supervisors of the county in which the
39 licensee operates.
40 Sec. 8. Section 99F.1, subsection 21, Code 2014, is
41 amended to read as follows:
42 21. *"Racetrack enclosure"* means all real property
43 utilized for the conduct of a race meeting, including
44 the racetrack, grandstand, concession stands, offices,
45 barns, kennels and barn areas, employee housing
46 facilities, parking lots, and any additional areas
47 designated by the commission. *"Racetrack enclosure"*
48 also means all real property utilized by a licensee
49 under chapter 99D who is not required to conduct
50 live racing pursuant to the requirements of section

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1 99D.9A, on which pari-mutuel wagering on simultaneously
2 telecast horse or dog races may be conducted and lawful
3 gambling is authorized and licensed as provided in this
4 chapter.
5 Sec. 9. Section 99F.4A, subsections 1, 2, 3, and 5,
6 Code 2014, are amended to read as follows:
7 1. Upon application, the commission shall license
8 the licensee of a pari-mutuel dog or horse racetrack
9 to ~~operate~~ conduct gambling games at a pari-mutuel
10 racetrack enclosure subject to the provisions of this
11 chapter and rules adopted pursuant to this chapter
12 relating to gambling except as otherwise provided in
13 this section.
14 2. A license to ~~operate~~ conduct gambling games
15 shall be issued only to a licensee holding a valid
16 license to conduct pari-mutuel dog or horse racing
17 pursuant to chapter 99D on January 1, 1994.
18 3. A person holding a valid license pursuant to
19 chapter 99D to conduct pari-mutuel wagering at a dog or
20 horse racetrack is exempt from further investigation
21 and examination for licensing to ~~operate a~~ conduct
22 gambling ~~game~~ games pursuant to this chapter. However,
23 the commission may order future investigations or
24 examinations as the commission finds appropriate.
25 5. In lieu of the annual license fee specified in
26 section 99F.5, the annual license fee for ~~operating~~
27 conducting gambling games at a pari-mutuel racetrack
28 shall be one thousand dollars.
29 Sec. 10. Section 99F.4A, Code 2014, is amended by
30 adding the following new subsection:
31 NEW SUBSECTION. 9. *a.* Upon application, the
32 commission shall issue a license to the licensee of the
33 pari-mutuel dog racetrack located in Dubuque county as
34 of the effective date of this provision of this Act to
35 conduct gambling games at a gambling structure subject
36 to the provisions of this chapter and rules adopted
37 pursuant to this chapter relating to gambling. The
38 licensee shall not be required to pay any additional
39 fees or be assessed any additional costs for issuance
40 of the license pursuant to this subsection and shall
41 be exempt, for purposes of the initial issuance
42 of a license under this subsection, from further
43 investigation and examination for a license to conduct
44 gambling games pursuant to this chapter.
45 *b.* To maintain a license pursuant to this
46 subsection on or after July 1, 2014, the licensee
47 shall provide written notification to the commission
48 by September 1, 2014, as provided in section 99D.9A,
49 subsection 1, pay the live racing cessation fee as
50 provided in section 99D.9A, and otherwise comply with

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the requirements of section 99D.9A applicable to the licensee. In addition, the licensee shall pay the annual license fee as specified in section 99F.5 and regulatory fee as a licensee of a gambling structure and shall otherwise be required to comply with all requirements of this chapter applicable to a gambling games licensee not otherwise inconsistent with the requirements of this subsection.

Sec. 11. Section 99F.6, subsection 4, paragraph b, Code 2014, is amended to read as follows:

b. (1) The commission shall authorize the ~~licensees~~ licensee of the pari-mutuel dog ~~racetracks~~ racetrack located in Dubuque county ~~and Black Hawk county~~ to conduct gambling games as provided in section 99F.4A if the ~~licensees schedule~~ licensee schedules at least one hundred thirty performances of twelve live races each day during a season of twenty-five weeks. For the pari-mutuel dog racetrack located in Pottawattamie county, the commission shall authorize the licensee to conduct gambling games as provided in section 99F.4A if the licensee schedules at least two hundred ninety performances of twelve live races each day during a season of fifty weeks. ~~The~~ However, the requirement to schedule performances of live races for purposes of conducting gambling games under this chapter shall not apply to a licensee as of the live racing cessation date of the licensee as provided in section 99D.9A.

(2) If a pari-mutuel dog racetrack authorized to conduct gambling games as of January 1, 2014, is required to schedule performances of live races for purposes of conducting gambling games under this chapter during any calendar year, the commission shall approve an annual contract to be negotiated between the annual recipient of the dog racing promotion fund and each dog racetrack licensee to specify the percentage or amount of gambling game proceeds which shall be dedicated to supplement the purses of live dog races. The parties shall agree to a negotiation timetable to insure no interruption of business activity. If the parties fail to agree, the commission shall impose a timetable. If the two parties cannot reach agreement, each party shall select a representative and the two representatives shall select a third person to assist in negotiating an agreement. The two representatives may select the commission or one of its members to serve as the third party. Alternately, each party shall submit the name of the proposed third person to the commission who shall then select one of the two persons to serve as

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1 the third party. All parties to the negotiations,
2 including the commission, shall consider that the dog
3 racetracks were built to facilitate the development and
4 promotion of Iowa greyhound racing dogs in this state
5 and shall negotiate and decide accordingly.
6 Sec. 12. TRANSITION PROVISIONS —— PURSE
7 SUPPLEMENTS. The annual contract under section 99F.6,
8 subsection 4, paragraph "b", specifying the percentage
9 or amount of gambling game proceeds which shall be
10 dedicated to supplement the purses of live dog races
11 conducted during the calendar year beginning January
12 1, 2014, at the pari-mutuel dog racetrack located in
13 Pottawattamie county shall be extended to apply to live
14 dog races conducted at the dog racetrack located in
15 Pottawattamie county during the calendar year beginning
16 January 1, 2015.
17 Sec. 13. EFFECTIVE UPON ENACTMENT. The following
18 provision or provisions of this Act, being deemed of
19 immediate importance, take effect upon enactment:
20 1. The section of this Act enacting section 99F.4A,
21 subsection 9.>
22 2. Title page, by striking lines 1 through 3 and
23 inserting <An Act relating to pari-mutuel racetracks,
24 including by providing for live dog racing at
25 pari-mutuel dog racetracks, providing for alternative
26 licensure for dog racetracks, and establishing fees,
27 and including effective date provisions.>
28 3. By renumbering as necessary.

VANDER LINDEN of Mahaska

H-8321

1 Amend Senate File 2355, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, after line 22 by inserting:
4 <Sec. ___. Section 315.3, subsection 1, Code 2014,
5 is amended by adding the following new paragraph:
6 NEW PARAGRAPH. *g*. Improving or maintaining highway
7 access to residential housing developments.
8 Sec. ___. Section 315.11, Code 2014, is amended by
9 adding the following new subsection:
10 NEW SUBSECTION. 8. If the project provides access
11 to a residential housing development, the extent to
12 which the affected housing development supports the
13 growth of existing businesses and the attraction of new
14 businesses in the surrounding area.>
15 2. By renumbering as necessary.

THOMAS of Clayton

H-8322

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 22, after line 21 by inserting:

<DIVISION ___

ROAD FUNDING —— MOTOR FUEL EXCISE TAXES

Sec. ___. Section 452A.3, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Except as otherwise provided in this section and in this division, until ~~June 30~~ December 31, 2014, this subsection shall apply to the excise tax imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.

Sec. ___. Section 452A.3, subsection 1A, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

1A. *a.* Except as otherwise provided in this section and in this division, beginning January 1, 2015, this subsection shall apply to the excise taxes imposed on each gallon of motor fuel used for any purpose for the privilege of operating motor vehicles in this state.

b. An excise tax is imposed on each gallon of ethanol blended gasoline in an amount equal to the sum of sixteen cents per gallon plus five percent of the statewide average retail price of a gallon of ethanol blended gasoline. The portion of the excise tax that is based on the statewide average retail price shall be computed by the department and adjusted annually on January 1 by calculating five percent of the statewide average retail price of a gallon of ethanol blended gasoline, exclusive of federal and state excise taxes, for the twelve-month period beginning October 1 and ending September 30 immediately preceding the calendar year in which the adjusted tax rate will take effect, rounded to the nearest tenth of a cent.

c. An excise tax is imposed on each gallon of nonethanol blended gasoline in an amount equal to the sum of sixteen cents per gallon plus five percent of the statewide average retail price of a gallon of nonethanol blended gasoline. The portion of the excise tax that is based on the statewide average retail price shall be computed by the department and adjusted annually on January 1 by calculating five percent of the statewide average retail price of a gallon of nonethanol blended gasoline, exclusive of federal and state excise taxes, for the twelve-month period beginning October 1 and ending September 30 immediately preceding the calendar year in which the adjusted tax rate will take effect, rounded to the nearest tenth of a cent.

Page 2

d. The department shall adopt rules prescribing the process for computing the portion of the excise tax under paragraph *"b"* that is based on the statewide average retail price of a gallon of ethanol blended gasoline and the portion of the excise tax under paragraph *"c"* that is based on the statewide average retail price of a gallon of nonethanol blended gasoline.

Sec. ___. Section 452A.3, subsections 1B and 1C, Code 2014, are amended by striking the subsections.

Sec. ___. Section 452A.3, subsection 3, Code 2014, is amended to read as follows:

3. *a.* For the privilege of operating motor vehicles or aircraft in this state, there is imposed an excise tax on the use of special fuel in a motor vehicle or aircraft.

(1) (a) ~~The tax~~ Beginning January 1, 2015, the rate of the excise tax on special fuel for diesel engines of motor vehicles is ~~twenty-two and one-half~~ an amount equal to the sum of eighteen cents per gallon plus five percent of the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles. The portion of the excise tax that is based on the statewide average retail price shall be computed by the department and adjusted annually on January 1 by calculating five percent of the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles, exclusive of federal and state excise taxes, for the twelve-month period beginning October 1 and ending September 30 immediately preceding the calendar year in which the adjusted tax rate will take effect, rounded to the nearest tenth of a cent.

(b) The department shall adopt rules prescribing the process for computing the portion of the excise tax that is based on the statewide average retail price of a gallon of special fuel for diesel engines of motor vehicles.

(2) The rate of tax on special fuel for aircraft is three cents per gallon.

(3) On all other special fuel, unless otherwise specified in this section, the per gallon rate is the same as the ~~motor fuel~~ tax on nonethanol blended gasoline.

b. Indelible dye meeting United States environmental protection agency and internal revenue service regulations must be added to fuel before or upon withdrawal at a terminal or refinery rack for that fuel to be exempt from tax and the dyed fuel may be used only for an exempt purpose.

Page 3

1 Sec. ___. Section 452A.3, Code 2014, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 6A. By December 15 of each year,
4 the director shall cause an advisory notice to be
5 published in the Iowa administrative bulletin and
6 in a newspaper of general circulation in this state,
7 stating the rate of excise taxes established pursuant
8 to subsection 1A and subsection 3, paragraph *"a"*,
9 subparagraph (1), both as enacted in this Act, that
10 will take effect the following January 1.
11 Sec. ___. Section 452A.3, subsection 4, as amended
12 by 2014 Iowa Acts, Senate File 2338, section 3, is
13 amended to read as follows:
14 4. For compressed natural gas used as a special
15 fuel, the rate of the excise tax is ~~twenty-one cents~~
16 ~~per gallon~~ the rate imposed for nonethanol blended
17 gasoline under subsection 1A, paragraph *"c"*.
18 Sec. ___. Section 452A.3, subsection 4A, as enacted
19 by 2014 Iowa Acts, Senate File 2338, section 4, is
20 amended to read as follows:
21 4A. For liquefied natural gas used as a special
22 fuel, the rate of the excise tax is ~~twenty-two and~~
23 ~~one-half cents per gallon~~ the rate imposed for special
24 fuel for diesel engines of motor vehicles under
25 subsection 3, paragraph *"a"*, subparagraph (1).
26 Sec. ___. 2005 Iowa Acts, chapter 178, section 41,
27 subsection 3, is amended to read as follows:
28 3. REPEAL. This section is repealed effective July
29 1, ~~2015~~ 2025.
30 Sec. ___. APPLICABILITY —— INVENTORY TAX.
31 Notwithstanding section 452A.85, persons who have title
32 to motor fuel, ethanol blended gasoline, undyed special
33 fuel, compressed natural gas, liquefied natural gas, or
34 liquefied petroleum gas in storage and held for sale on
35 the effective date of an increase in the rate of excise
36 tax imposed on motor fuel, ethanol blended gasoline,
37 undyed special fuel, compressed natural gas, liquefied
38 natural gas, or liquefied petroleum gas pursuant to
39 this Act shall not be subject to an inventory tax on
40 the gallonage in storage as provided in section 452A.85
41 as a result of any tax increase due to implementation
42 of this Act.
43 Sec. ___. EFFECTIVE DATE.
44 1. Except as provided in subsection 2, this
45 division of this Act, being deemed of immediate
46 importance, takes effect upon enactment.
47 2. The following sections of this division of this
48 Act take effect January 1, 2015:
49 a. The section amending section 452A.3, subsection
50 3.

Page 4

b. The section amending section 452A.3, subsection 4, as amended by 2014 Acts, Senate File 2338, section 3.

c. The section amending section 452A.3, subsection 4A, as enacted by 2014 Acts, Senate File 2338, section 4.

d. The section relating to the applicability of the inventory tax.>

2. By renumbering as necessary.

BYRNES of Mitchell

H-8323

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 3, after line 24 by inserting:

<Sec. ___. PASSENGER RAIL SERVICE. There is appropriated from the general fund of the state to the department of transportation for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the passenger rail service revolving fund created in section 327J.2 for matching federal funding available through the federal Passenger Rail Investment and Improvement Act of 2008 for passenger rail service:

..... $ 1,000,000

It is the intent of the general assembly to appropriate up to $20,000,000 over a four-year period to fully fund the state commitment for matching federal funding available through the federal Passenger Rail Investment and Improvement Act of 2008.>

2. By renumbering as necessary.

WINCKLER of Scott
ANDERSON of Polk
COHOON of Des Moines
GASKILL of Wapello
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
KRESSIG of Black Hawk
LYKAM of Scott
H. MILLER of Webster
OLDSON of Polk
OURTH of Warren
RUFF of Clayton
STECKMAN of Cerro Gordo
ABDUL-SAMAD of Polk
BEARINGER of Fayette
FORBES of Polk
HEDDENS of Story
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KELLEY of Jasper
LENSING of Johnson
MASCHER of Johnson
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd
M. SMITH of Marshall
STUTSMAN of Johnson

T. TAYLOR of Linn
THOMAS of Clayton
WOOD of Scott

THEDE of Scott
WESSEL-KROESCHELL of Story

H-8324

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 22, after line 21 by inserting:

<DIVISION ___

LOCAL FOOD AND FARM INNOVATION FUND

Sec. ___. Section 267A.2, subsection 4, Code 2014, is amended to read as follows:

4. *"Fund"* means the local food and farm ~~program~~ innovation fund created in section 267A.5.

Sec. ___. Section 267A.5, Code 2014, is amended to read as follows:

267A.5 Local food and farm ~~program~~ innovation fund.

A local food and farm ~~program~~ innovation fund is created in the state treasury under the control of the department. The fund is separate from the general fund of the state. The fund is composed of moneys appropriated by the general assembly and moneys available to and obtained or accepted by the local food and farm program from the United States government or private sources for placement in the fund. Moneys in the fund shall be used to carry out the purpose and goals of this chapter as provided in section 267A.1, including but not limited to administering the local food and farm program as provided in section 267A.6. The fund shall be managed by the department in consultation with the local food and farm coordinator, under the supervision of the local food and farm program council.

Sec. ___. LOCAL FOOD AND FARM INNOVATION FUND —— APPROPRIATION TO SUPPORT FOOD HUBS OR FARMING INNOVATION ZONES PROJECTS.

1. There is appropriated from the general fund of the state to the local food and farm innovation fund created in section 267A.5, as amended by this Act, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting food hubs or farming innovation zones projects as provided in this section:

..... $ 1,000,000

2. Moneys appropriated in subsection 1 shall be allocated by the local food and farm program council established pursuant to section 267A.3 to support projects for the development or expansion of food hubs or farming innovation zones in this state.

a. A food hub must be a centrally located facility

47 with a business management structure facilitating the
48 aggregation, storage, processing, distribution, or
49 marketing of locally or regionally produced food or
50 food products.

Page 2

1 b. A farming innovation zone must be a publicly
2 recognized location for research, development,
3 demonstration, and education that does all of the
4 following:
5 (1) Prepares beginning farmers for the production
6 of diversified food products in Iowa for processing,
7 wholesaling, and retailing on a local or regional
8 basis.
9 (2) Fosters the diversification of farm operations
10 in which existing producers are engaged.
11 (3) Supports the creation and expansion of
12 production and market infrastructure for a local foods
13 economy, including but not limited to food hubs.
14 3. Notwithstanding section 8.33, moneys that remain
15 unencumbered or unobligated at the end of the fiscal
16 year shall not revert but shall remain available to
17 support the purposes of this section for the succeeding
18 fiscal year.>
19 2. By renumbering as necessary.

ISENHART of Dubuque
H. MILLER of Webster
PRICHARD of Floyd
M. SMITH of Marshall
STUTSMAN of Johnson
ANDERSON of Polk
GASKILL of Wapello
HEDDENS of Story
LENSING of Johnson
MASCHER of Johnson
MURPHY of Dubuque
RUFF of Clayton
STAED of Linn
T. TAYLOR of Linn
BEARINGER of Fayette
HANSON of Jefferson
HUNTER of Polk
WINCKLER of Scott

H-8325

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 3, after line 24 by inserting:
4 <Sec. ___. FOREIGN LANGUAGE EDUCATION PILOT
5 PROGRAM. There is appropriated from the general fund
6 of the state to the department of education for the
7 fiscal year beginning July 1, 2014, and ending June 30,
8 2015, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:
10 For foreign language education pilot program grants:
11 ..... $ 400,000
12 1. The department shall develop and administer a
13 foreign language education pilot program to provide
14 grants to two schools that have developed an exclusive

15 partnership with an institution under the control of
16 the state board of regents to improve academic outcomes
17 by engaging students in a pathway to college. To
18 further this effort, grant recipients shall implement
19 a plan to provide education in at least one foreign
20 language to students in kindergarten through grade five
21 during the school year beginning July 1, 2015. The
22 department shall develop an application and evaluation
23 process for approval of the pilot program grant
24 applications.
25 2. Notwithstanding section 8.33, moneys
26 appropriated in this section that remain unencumbered
27 or unobligated at the close of the fiscal year shall
28 not revert but shall remain available for expenditure
29 for the purposes designated until the close of the
30 succeeding fiscal year.>
31 2. By renumbering as necessary.

ABDUL-SAMAD of Polk
BEARINGER of Fayette
HANSON of Jefferson
ISENHART of Dubuque
LENSING of Johnson
H. MILLER of Webster
OURTH of Warren
RUFF of Clayton
STAED of Linn
THEDE of Scott
ANDERSON of Polk
GASKILL of Wapello
HUNTER of Polk
KEARNS of Lee
MASCHER of Johnson
MURPHY of Dubuque
PRICHARD of Floyd
M. SMITH of Marshall
T. TAYLOR of Linn
WINCKLER of Scott

H-8326

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 3, after line 24 by inserting:
4 <Sec. ___. FOOD BANK. There is appropriated from
5 the general fund of the state to the department of
6 human services for the fiscal year beginning July 1,
7 2014, and ending June 30, 2015, the following amounts,
8 or so much thereof as is necessary, to be used for the
9 purposes designated:
10 For allocation to an Iowa food bank association
11 selected by the department of human services for the
12 purchase of food on behalf of an Iowa emergency feeding
13 organization or for the distribution of moneys to the
14 Iowa emergency feeding organizations for the purchase
15 of food:
16 ..... $ 1,000,000
17 The moneys appropriated in this section shall
18 be allocated only to the extent that the allocated
19 moneys are matched on a dollar-for-dollar basis.
20 Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated

22 at the close of the fiscal year shall not revert but
23 shall remain available for expenditure for the purposes
24 designated until the close of the fiscal year beginning
25 July 1, 2015.>
26 2. By renumbering as necessary.

STAED of Linn
ANDERSON of Polk
COHOON of Des Moines
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
KRESSIG of Black Hawk
LUNDBY of Linn
MASCHER of Johnson
H. MILLER of Webster
MURPHY of Dubuque
R. OLSON of Polk
OURTH of Warren
RIDING of Polk
RUNNING-MARQUARDT of Linn
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott
WOOD of Scott
ABDUL-SAMAD of Polk
BEARINGER of Fayette
FORBES of Polk
HALL of Woodbury
HEDDENS of Story
ISENHART of Dubuque
KAJTAZOVIC of Black Hawk
KELLEY of Jasper
LENSING of Johnson
LYKAM of Scott
MEYER of Polk
MUHLBAUER of Crawford
OLDSON of Polk
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
M. SMITH of Marshall
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-8327

1 Amend House File 2109, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking lines 19 through 25 and
4 inserting:
5 <NEW SUBSECTION. 26A. *"Vapor product"* means any
6 noncombustible product, which may or may not contain
7 nicotine, that employs a heating element, power source,
8 electronic circuit, or other electronic, chemical, or
9 mechanical means, regardless of shape or size, that
10 can be used to produce vapor from a solution or other
11 substance. *"Vapor product"* includes an electronic
12 cigarette, electronic cigar, electronic cigarillo,
13 electronic pipe, or similar product or device, and any
14 cartridge or other container of a solution or other
15 substance, which may or may not contain nicotine,
16 that is intended to be used with or in an electronic
17 cigarette, electronic cigar, electronic cigarillo,
18 electronic pipe, or similar product or device. *"Vapor*
19 *product"*>

SENATE AMENDMENT

H-8328

Amend the amendment, H-8315, to House File 2473 as follows:

1. By striking page 1, line 1, through page 22, line 28, and inserting:

<Amend House File 2473 as follows:

___. By striking everything after the enacting clause and inserting:

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR 2015-2016.

1. For the budget process applicable to the fiscal year beginning July 1, 2015, on or before October 1, 2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

Page 2

1 —— FY 2014-2015. Notwithstanding the standing
2 appropriations in the following designated sections for
3 the fiscal year beginning July 1, 2014, and ending June
4 30, 2015, the amounts appropriated from the general
5 fund of the state pursuant to these sections for the
6 following designated purposes shall not exceed the
7 following amounts:
8 1. For operational support grants and community
9 cultural grants under section 99F.11, subsection 3,
10 paragraph "d", subparagraph (1):
11 ..... $ ~~208,351~~
12 416,702
13 ~~2. For regional tourism marketing under section~~
14 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~
15 ~~..... $ 582,000~~
16 3. For payment for nonpublic school transportation
17 under section 285.2:
18 ..... $ 8,560,931
19 If total approved claims for reimbursement for
20 nonpublic school pupil transportation exceed the amount
21 appropriated in accordance with this subsection, the
22 department of education shall prorate the amount of
23 each approved claim.
24 4. For the enforcement of chapter 453D relating to
25 tobacco product manufacturers under section 453D.8:
26 ..... $ ~~9,208~~
27 18,416
28 Sec. 4. Section 257.35, Code 2014, is amended by
29 adding the following new subsection:
30 NEW SUBSECTION. 8A. Notwithstanding subsection 1,
31 and in addition to the reduction applicable pursuant
32 to subsection 2, the state aid for area education
33 agencies and the portion of the combined district cost
34 calculated for these agencies for the fiscal year
35 beginning July 1, 2014, and ending June 30, 2015, shall
36 be reduced by the department of management by thirteen
37 million dollars. The reduction for each area education
38 agency shall be prorated based on the reduction that
39 the agency received in the fiscal year beginning July
40 1, 2003.
41 DIVISION II
42 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS
43 Sec. 5. UNIVERSITY OF NORTHERN IOWA. There is
44 appropriated from the general fund of the state to the
45 state board of regents for the fiscal year beginning
46 July 1, 2014, and ending June 30, 2015, the following
47 amount, or so much thereof as is necessary, to be used
48 for the purposes designated:
49 For the university of northern Iowa for salaries,
50 support, maintenance, equipment, financial aid, and

Page 3

1 miscellaneous purposes and to supplement appropriations
2 made for the same purposes in 2014 Iowa Acts, Senate
3 File 2347, if enacted:
4 ..... $ 1,775,000
5 Sec. 6. AIR QUALITY PROGRAM APPROPRIATION.
6 There is appropriated from the general fund of the
7 state to the department of natural resources for the
8 fiscal year beginning July 1, 2013, and ending June 30,
9 2014, the following amount, or so much thereof as is
10 necessary, to be used for the purposes designated:
11 For purposes of supporting the air quality program,
12 including salaries, support, maintenance, and
13 miscellaneous purposes:
14 ..... $ 2,000,000
15 1. Notwithstanding section 8.33, moneys
16 appropriated in this section that remain unencumbered
17 or unobligated at the close of the fiscal year shall
18 not revert but shall remain available for expenditure
19 for the purposes designated until the close of the
20 fiscal year beginning July 1, 2015.
21 2. The moneys appropriated in this section shall
22 not be transferred, expended, obligated, or otherwise
23 encumbered by the department until the department
24 submits, by October 15, 2014, a report approved by the
25 air quality program task force, if enacted by 2014 Iowa
26 Acts, House File 2458.
27 Sec. 7. VETERANS.
28 1. There is appropriated from the general fund of
29 the state to the department of workforce development
30 for the fiscal year beginning July 1, 2014, and
31 ending June 30, 2015, the following amount, or so much
32 thereof as is necessary, to be used for the purposes
33 designated:
34 For funding research linking military occupational
35 education, training, and service to existing licensing
36 requirements in this state, for funding implementation
37 of this Act, and for meeting additional demand for
38 workforce development services provided to veterans:
39 ..... $ 1,000,000
40 2. There is appropriated from the general fund of
41 the state to the department of workforce development
42 for the fiscal year beginning July 1, 2014, and
43 ending June 30, 2015, the following amount, or so much
44 thereof as is necessary, to be used for the purposes
45 designated:
46 For awarding a grant, in the amount appropriated,
47 to a nonprofit workforce services foundation exempt
48 from federal taxation under section 501(c)(3) of the
49 Internal Revenue Code that is administered by an agency
50 of this state for the purposes of paying for the direct

Page 4

1 expenses of marketing this state to veterans through
2 public-private partnerships:
3 ..... $ 1,000,000
4 Sec. 8. BUILDING CODE COMMISSIONER. There is
5 appropriated from the general fund of the state to
6 the department of public safety for the fiscal year
7 beginning July 1, 2014, and ending June 30, 2015, the
8 following amount, or so much thereof as is necessary,
9 to be used for the purposes designated:
10 For purposes of installation inspection duties under
11 chapter 103A, division IV:
12 ..... $ 100,000
13 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There
14 is appropriated from the general fund of the state to
15 the department on aging for the fiscal year beginning
16 July 1, 2014, and ending June 30, 2015, the following
17 amount, or so much thereof as is necessary, to be used
18 for the purposes designated:
19 To award to each area agency on aging designated
20 under section 231.32 in the proportion that the
21 estimated amount of older individuals in Iowa served by
22 that area agency on aging bears to the total estimated
23 amount of older individuals in Iowa, to be used to
24 provide congregate meals and home-delivered meals to
25 food-insecure older individuals in Iowa:
26 ..... $ 250,000
27 Sec. 10. Section 8.9, subsection 2, paragraph a,
28 Code 2014, is amended to read as follows:
29 *a.* All grant applications submitted and grant
30 moneys received by a department on behalf of the state
31 shall be reported to the office of grants enterprise
32 management. The office shall by ~~January 31~~ December
33 1 of each year submit to the fiscal services division
34 of the legislative services agency a written report
35 listing all grants received during the ~~previous~~
36 ~~calendar~~ most recently completed federal fiscal year
37 with a value over one thousand dollars and the funding
38 entity and purpose for each grant. However, the
39 reports on grants filed by the state board of regents
40 pursuant to section 8.44 shall be deemed sufficient to
41 comply with the requirements of this subsection. In
42 addition, each department shall submit and the office
43 shall report, as applicable, for each grant applied
44 for or received and other federal moneys received
45 the expected duration of the grant or the other
46 moneys, maintenance of effort or other matching fund
47 requirements throughout and following the period of the
48 grant or the other moneys, the sources of the federal
49 funding and any match funding, any policy, program, or
50 operational requirement associated with receipt of the

Page 5

1 funding, a status report on changes anticipated in the
2 federal requirements associated with the grant or other
3 federal funding during the fiscal year in progress and
4 the succeeding fiscal year, and any other information
5 concerning the grant or other federal funding that
6 would be helpful in the development of policy or
7 budget decisions. The fiscal services division of
8 the legislative services agency shall compile the
9 information received for consideration by the standing
10 joint appropriations subcommittees of the general
11 assembly.
12 Sec. 11. Section 68B.3, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 2A. This section does not apply to
15 sales of services by a member of a board or commission
16 as defined under section 7E.4 to state executive branch
17 agencies or subunits of departments or independent
18 agencies as defined in section 7E.4 that are not the
19 subunit of the department or independent agency in
20 which the person serves or are not a subunit of a
21 department or independent agency with which the person
22 has substantial and regular contact as part of the
23 person's duties.
24 Sec. 12. NEW SECTION. **411.19 State appropriation.**
25 1. For fiscal years beginning, on or after July
26 1, 2015, here is appropriated from the general fund
27 of the state for each fiscal year an amount equal
28 to three and seventy-nine hundredths percent of the
29 covered earnable compensation to be distributed to the
30 statewide fire and police retirement system, or to the
31 cities participating in the system, to finance the cost
32 of benefits provided in this chapter by amendments of
33 the Acts of the Sixty-sixth General Assembly, chapter
34 1089. The method of distribution shall be determined
35 by the board of trustees based on information provided
36 by the actuary of the statewide retirement system.
37 2. Moneys appropriated by the state shall not be
38 used to reduce the normal rate of contribution of any
39 city below seventeen percent.
40 Sec. 13. EFFECTIVE UPON ENACTMENT. The following
41 provision or provisions of this division of this Act,
42 being deemed of immediate importance, take effect upon
43 enactment:
44 1. The section appropriating moneys to the
45 department of natural resources for purposes of
46 supporting the air quality program.
47 DIVISION III
48 CORRECTIVE PROVISIONS
49 Sec. 14. Section 123.47, subsection 1A, paragraph
50 c, subparagraph (2), as enacted by 2014 Iowa Acts,

Page 6

Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 15. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 16. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 17. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 18. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts,

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Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 19. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 20. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 21. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 22. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

DIVISION IV

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

Sec. 23. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

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1 13. To establish policies with regard to publishing
2 printed and electronic versions of legal publications
3 as provided in chapters 2A and 2B, including the Iowa
4 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
5 bulletin, Iowa administrative code, and Iowa court
6 rules, or any part of those publications. The
7 publishing policies may include, but are not limited
8 to: the style and format to be used; the frequency
9 of publication; the contents of the publications;
10 the numbering systems to be used; the preparation of
11 editorial comments or notations; the correction of
12 errors; the type of print or electronic media and
13 data processing software to be used; the number of
14 volumes to be published; recommended revisions; the
15 letting of contracts for publication; the pricing of
16 the publications to which section 22.3 does not apply;
17 access to, and the use, reproduction, legal protection,
18 sale or distribution, and pricing of related data
19 processing software consistent with chapter 22; and any
20 other matters deemed necessary to the publication of
21 uniform and understandable publications.
22 Sec. 24. Section 2A.1, subsection 2, paragraph d,
23 unnumbered paragraph 1, Code 2014, is amended to read
24 as follows:
25 Publication of the official legal publications
26 of the state, including but not limited to the Iowa
27 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
28 bulletin, Iowa administrative code, and Iowa court
29 rules as provided in chapter 2B. The legislative
30 services agency shall do all of the following:
31 Sec. 25. Section 2A.5, subsection 2, paragraph b,
32 Code 2014, is amended by striking the paragraph.
33 Sec. 26. Section 2A.5, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 2A. The legislative services
36 agency shall publish annually an electronic or printed
37 version of the roster of state officials. The roster
38 of state officials shall include a correct list of
39 state officers and deputies; members of boards and
40 commissions; justices of the supreme court, judges
41 of the court of appeals, and judges of the district
42 courts including district associate judges and judicial
43 magistrates; and members of the general assembly.
44 The office of the governor shall cooperate in the
45 preparation of the list.
46 Sec. 27. Section 2B.5, subsection 3, Code 2014, is
47 amended by striking the subsection.
48 Sec. 28. Section 2B.5A, subsection 2, Code 2014, is
49 amended to read as follows:
50 2. In consultation with the administrative rules

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1 coordinator, the administrative code editor shall
2 prescribe a uniform style and form required for a
3 person filing a document for publication in the Iowa
4 administrative bulletin or the Iowa administrative
5 code, including but not limited to a rulemaking
6 document. A rulemaking document includes a notice
7 of intended action as provided in section 17A.4 or
8 an adopted rule for filing as provided in section
9 17A.5. The rulemaking document shall correlate each
10 rule to the uniform numbering system established by
11 the administrative code editor. The administrative
12 code editor shall provide for the publication of
13 an electronic ~~publication~~ version of the Iowa
14 administrative bulletin and the Iowa administrative
15 code. The administrative code editor shall review
16 all submitted documents for style and form and notify
17 the administrative rules coordinator if a rulemaking
18 document is not in proper style or form, and may return
19 or revise a document which is not in proper style and
20 form. The style and form prescribed shall require
21 that a rulemaking document include a reference to the
22 statute which the rules are intended to implement.
23 Sec. 29. Section 2B.5A, subsection 6, paragraph a,
24 subparagraph (2), subparagraph division (b), Code 2014,
25 is amended to read as follows:
26 (b) A print ~~edition~~ version may include an index.
27 Sec. 30. Section 2B.5B, subsection 2, Code 2014, is
28 amended to read as follows:
29 2. The administrative code editor, upon direction
30 by the Iowa supreme court and in accordance with the
31 policies of the legislative council pursuant to section
32 2.42 and the legislative services agency pursuant
33 to section 2A.1, shall prescribe a uniform style and
34 form required for filing a document for publication in
35 the Iowa court rules. The document shall correlate
36 each rule to the uniform numbering system. The
37 administrative code editor shall provide for the
38 publication of an electronic ~~publication~~ version of
39 the Iowa court rules. The administrative code editor
40 shall review all submitted documents for style and
41 form and notify the Iowa supreme court if a rulemaking
42 document is not in proper style or form, and may return
43 or revise a document which is not in proper style and
44 form.
45 Sec. 31. Section 2B.5B, subsection 3, paragraph b,
46 subparagraph (2), subparagraph division (b), Code 2014,
47 is amended to read as follows:
48 (b) A print version ~~shall~~ may include an index.
49 Sec. 32. Section 2B.6, subsection 2, paragraph b,
50 Code 2014, is amended to read as follows:

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1 *b.* The Iowa Code ~~or Code Supplement,~~ as provided in
2 section 2B.12.
3 Sec. 33. Section 2B.12, Code 2014, is amended to
4 read as follows:
5 **2B.12 Iowa Code ~~and Code Supplement~~.**
6 1. The legislative services agency shall control
7 and maintain in a secure electronic repository
8 custodial information used to publish the Iowa Code.
9 2. The legislative services agency shall publish
10 an annual edition of the Iowa Code as soon as
11 possible after the final adjournment of a regular
12 or special session of a general assembly. ~~However,~~
13 ~~the legislative services agency may publish a new~~
14 ~~Code Supplement in lieu of the Iowa Code as soon as~~
15 ~~possible after the final adjournment of a regular~~
16 ~~session of a general assembly. The legislative~~
17 ~~services agency may publish a new edition of the Iowa~~
18 ~~Code or Code Supplement as soon as possible after the~~
19 ~~final adjournment of a special session of the general~~
20 ~~assembly.~~
21 3. An edition of the Iowa Code ~~or Code Supplement~~
22 shall contain each Code section in its new or amended
23 form. However, a new section or amendment which does
24 not take effect until after the probable publication
25 date of a succeeding Iowa Code ~~or Code Supplement~~
26 may be deferred for publication in that succeeding
27 Iowa Code ~~or Code Supplement~~. The sections shall
28 be inserted in each edition in a logical order as
29 determined by the Iowa Code editor in accordance with
30 the policies of the legislative council.
31 4. Each section of an Iowa Code ~~or Code Supplement~~
32 shall be indicated by a number printed in boldface
33 type and shall have an appropriate headnote printed in
34 boldface type.
35 5. The Iowa Code shall include all of the
36 following:
37 *a.* The Declaration of Independence.
38 *b.* The Articles of Confederation.
39 *c.* The Constitution of the United States.
40 *d.* The laws of the United States relating to the
41 authentication of records.
42 *e.* The Constitution of the State of Iowa, original
43 and codified versions.
44 *f.* The Act admitting Iowa into the union as a
45 state.
46 *g.* The arrangement of the Code into distinct units,
47 as established by the legislative services agency,
48 which may include titles, subunits of titles, chapters,
49 subunits of chapters, and sections, and subunits of
50 sections. The distinct units shall be numbered and may

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include names.

h. All of the statutes of Iowa of a general and permanent nature, except as provided in subsection 3.

i. A comprehensive method to search and identify its contents, including the text of the Constitution and statutes of the State of Iowa.

(1) An electronic version may include search and retrieval programming, analysis of titles and chapters, and an index and a summary index.

(2) A print version shall include an analysis of titles and chapters, and may include an index and a summary index.

6. The Iowa Code may include all of the following:

a. A preface.

b. A description of citations to statutes.

c. Abbreviations to other publications which may be referred to in the Iowa Code.

d. Appropriate historical references or source notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the legislative council.

8. In lieu of or in addition to publishing an

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1 annual edition of the Iowa Code, the legislative
2 services agency, in accordance with the policies of
3 the legislative council, may publish a supplement to
4 the Iowa Code, as necessary or desirable, in a manner
5 similar to the publication of an annual edition of the
6 Iowa Code.
7 Sec. 34. Section 2B.13, subsection 1, unnumbered
8 paragraph 1, Code 2014, is amended to read as follows:
9 The Iowa Code editor in preparing the copy for an
10 edition of the Iowa Code ~~or Code Supplement~~ shall not
11 alter the sense, meaning, or effect of any Act of the
12 general assembly, but may:
13 Sec. 35. Section 2B.13, subsection 1, paragraph f,
14 Code 2014, is amended to read as follows:
15 *f.* Transfer, divide, or combine sections or parts
16 of sections and add or ~~amend~~ revise headnotes to
17 sections and ~~subsections~~ section subunits. Pursuant to
18 section 3.3, the headnotes are not part of the law.
19 Sec. 36. Section 2B.13, subsection 3, paragraph a,
20 Code 2014, is amended to read as follows:
21 *a.* The Iowa Code editor may, in preparing the copy
22 for an edition of the Iowa Code ~~or Code Supplement~~,
23 establish standards for and change capitalization,
24 spelling, and punctuation in any provision for purposes
25 of uniformity and consistency in language.
26 Sec. 37. Section 2B.13, subsection 4, paragraph a,
27 Code 2014, is amended to read as follows:
28 *a.* The Iowa Code editor shall seek direction
29 from the senate committee on judiciary and the house
30 committee on judiciary when making Iowa Code ~~or Code~~
31 ~~Supplement~~ changes.
32 Sec. 38. Section 2B.13, subsection 5, Code 2014, is
33 amended to read as follows:
34 5. The Iowa Code editor may prepare and publish
35 comments deemed necessary for a proper explanation
36 of the manner of ~~printing~~ publishing a section or
37 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa
38 Code editor shall maintain a record of all of the
39 corrections made under subsection 1. The Iowa Code
40 editor shall also maintain a separate record of the
41 changes made under subsection 1, paragraphs *"b"* through
42 *"h"*. The records shall be available to the public.
43 Sec. 39. Section 2B.13, subsection 7, paragraph a,
44 Code 2014, is amended to read as follows:
45 *a.* The effective date of an edition of the Iowa
46 Code or of a supplement to the Iowa Code ~~Supplement~~
47 or an edition of the Iowa administrative code is its
48 publication date. A publication date is the date the
49 publication is conclusively presumed to be complete,
50 incorporating all revisions or editorial changes.

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1 Sec. 40. Section 2B.13, subsection 7, paragraph
2 b, subparagraph (1), Code 2014, is amended to read as
3 follows:
4 (1) For the Iowa Code or a supplement to the
5 Iowa Code ~~Supplement~~, the publication date is the
6 first day of the next regular session of the general
7 assembly convened pursuant to Article III, section 2,
8 of the Constitution of the State of Iowa. However,
9 the legislative services agency may establish an
10 alternative publication date, which may be the date
11 that the publication is first available to the public
12 accessing the general assembly's internet site. The
13 legislative services agency shall provide notice of
14 such an alternative publication date on the general
15 assembly's internet site.
16 Sec. 41. Section 2B.17, subsection 2, paragraph b,
17 Code 2014, is amended to read as follows:
18 *b.* For statutes, the official versions of
19 publications shall be known as the Iowa Acts, the Iowa
20 Code, and the Code Supplement for supplements for the
21 years 1979 through 2011.
22 Sec. 42. Section 2B.17, subsection 4, paragraph c,
23 Code 2014, is amended to read as follows:
24 *c.* The Iowa Code shall be cited as the Iowa
25 Code. ~~The Code Supplement~~ Supplements to the Iowa
26 Code published for the years 1979 through 2011 shall
27 be cited as the Code Supplement. Subject to the
28 legislative services agency style manual, the Iowa Code
29 may be cited as the Code of Iowa or Code and the Code
30 Supplement may be cited as the Iowa Code Supplement,
31 with references identifying parts of the publication,
32 including but not limited to title or chapter, section,
33 or subunit of a section. If the citation refers to a
34 past edition of the Iowa Code or Code Supplement, the
35 citation shall identify the year of publication. The
36 legislative services agency style manual shall provide
37 for a citation form for any supplements to the Iowa
38 Code published after the year 2013.
39 Sec. 43. Section 2B.18, subsection 1, Code 2014, is
40 amended to read as follows:
41 1. The Iowa Code editor is the custodian of the
42 official legal publications known as the Iowa Acts,
43 Iowa Code, and Code Supplement for supplements to the
44 Iowa Code for the years 1979 through 2011, and for any
45 other supplements to the Iowa Code. The Iowa Code
46 editor may attest to and authenticate any portion
47 of such official legal publication for purposes of
48 admitting a portion of the official legal publication
49 in any court or office of any state, territory,
50 or possession of the United States or in a foreign

jurisdiction.

Sec. 44. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 45. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION V

STATEWIDE PRESCHOOL

Sec. 46. Section 256C.3, subsection 3, paragraph h, Code 2014, is amended to read as follows:

h. Provision for ensuring that children receiving care from other child care arrangements can participate in the preschool program with minimal disruption due to transportation and movement from one site to another. The children participating in the preschool program may be transported by the school district to activities associated with the program along with other children.

Sec. 47. Section 256C.4, subsection 1, paragraphs g and h, Code 2014, are amended to read as follows:

g. For the fiscal year beginning July 1, ~~2011~~ 2013, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not more than five percent may be used by the school district for administering the district's approved local program. Outreach activities and rent for facilities not owned by the school district are

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1 permissive uses of the administrative funds.
2 *h.* For the fiscal year beginning July 1, ~~2012~~ 2013,
3 and each succeeding fiscal year, of the amount of
4 preschool foundation aid received by a school district
5 for a fiscal year in accordance with section 257.16,
6 not less than ninety-five percent of the per pupil
7 amount shall be passed through to a community-based
8 provider for each pupil enrolled in the district's
9 approved local program. For the fiscal year beginning
10 July 1, ~~2011~~ 2013, and each succeeding fiscal year, not
11 more than ~~five~~ ten percent of the amount of preschool
12 foundation aid passed through to a community-based
13 provider may be used by the community-based provider
14 for administrative costs. The costs of outreach
15 activities and rent for facilities not owned by
16 the school district are permissive administrative
17 costs. The costs of transportation involving children
18 participating in the preschool program and other
19 children may be prorated.
20 Sec. 48. EFFECTIVE UPON ENACTMENT. This division
21 of this Act, being deemed of immediate importance,
22 takes effect upon enactment.
23 Sec. 49. RETROACTIVE APPLICABILITY. This division
24 of this Act applies retroactively to July 1, 2013.
25 DIVISION VI
26 SCHOOL DISTRICT PER PUPIL TRANSPORTATION COST
27 Sec. 50. Section 257.11, Code 2014, is amended by
28 adding the following new subsection:
29 NEW SUBSECTION. 7A. *School district per pupil*
30 *transportation cost.*
31 *a.* In order to provide additional funds for school
32 districts with district transportation costs per pupil
33 in excess of the state average transportation costs per
34 pupil, as those amounts are determined under section
35 257.31, subsection 17, a supplementary weighting plan
36 for determining enrollment is adopted.
37 *b.* A supplementary weighting amount per pupil as
38 determined under paragraph *"c"* shall be assigned to
39 each transported pupil of a school district that meets
40 the requirement of paragraph *"a"*.
41 *c.* The department of management shall calculate
42 a supplementary weighting amount per pupil for each
43 school district meeting the requirement of paragraph
44 *"a"* to generate an amount for the school district equal
45 to the number of transported pupils in the district
46 multiplied by the difference between the district
47 transportation costs per pupil and the state average
48 transportation cost per pupil.
49 *d.* Eligibility for supplementary weighting under
50 this subsection shall not affect a school district's

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1 eligibility for transportation assistance under section
2 257.31, subsection 17.
3 Sec. 51. APPLICABILITY. This division of this Act
4 applies to school budget years beginning on or after
5 July 1, 2014.
6 DIVISION VII
7 PERSONNEL SETTLEMENT AGREEMENTS
8 Sec. 52. NEW SECTION. **70A.35 Personnel settlement**
9 **agreements —— public employers.**
10 1. For purposes of this section:
11 *a. "Personnel settlement agreement"* means a binding
12 legal agreement between an employee and the employee's
13 state employer to resolve a personnel dispute including
14 but not limited to a grievance. *"Personnel settlement*
15 *agreement"* does not include an initial decision by an
16 employee's immediate supervisor concerning a personnel
17 dispute or grievance.
18 *b. "State employer"* means any of the following:
19 (1) The executive branch of state government,
20 to include a unit of state government, which is an
21 authority, board, commission, committee, council,
22 department, or independent agency as defined in section
23 7E.4, including but not limited to each principal
24 central department enumerated in section 7E.5; the
25 office of the governor; and the office of an elective
26 constitutional or statutory officer.
27 (2) The general assembly, or any office or unit
28 under its administrative authority.
29 (3) The judicial branch, as provided in section
30 602.1102.
31 2. *a.* For personnel settlement agreements with an
32 employee of the executive branch, excluding an employee
33 of the state board of regents or institution under the
34 control of the state board of regents, the personnel
35 settlement agreement shall, to the extent consistent
36 with any provision of an applicable collective
37 bargaining agreement, be reviewed and approved as
38 to form by the attorney general or by the attorney
39 general's designee, and approved by the director of
40 the department of management, the director of the
41 department of administrative services, and the head of
42 the agency involved with the matter at issue.
43 *b.* For personnel settlement agreements with an
44 employee of the state board of regents or institution
45 under the control of the state board of regents,
46 the personnel settlement agreement shall, to the
47 extent consistent with any provision of an applicable
48 collective bargaining agreement, be reviewed and
49 approved as to form by the attorney general or by
50 the attorney general's designee, and approved by the

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1 executive director of the state board of regents and
2 the head of the institution involved with the matter
3 at issue. Any costs or payments associated with the
4 personnel settlement agreement shall be authorized by
5 the state appeal board established in section 24.26,
6 and paid as a claim under chapter 25.
7 *c.* For personnel settlement agreements with
8 an employee of the judicial branch, the personnel
9 settlement agreement shall, to the extent consistent
10 with any provision of an applicable collective
11 bargaining agreement, be approved by the state court
12 administrator.
13 *d.* For personnel settlement agreements with an
14 employee of the general assembly, the personnel
15 settlement agreement shall be approved by the
16 legislative council or the appropriate committee of the
17 senate or house of representatives.
18 *e.* For personnel settlement agreements with an
19 employee subject to review and approval pursuant to
20 the requirements of a collective bargaining agreement
21 that are inconsistent with the requirements of this
22 subsection, a report on the personnel settlement
23 agreement shall be provided to those persons who would
24 otherwise review or approve the personnel settlement
25 agreement for that employee.
26 3. Personnel settlement agreements shall not
27 contain any confidentiality or nondisclosure provision
28 that attempts to prevent the disclosure of the
29 personnel settlement agreement. A confidentiality
30 or nondisclosure provision in a personnel settlement
31 agreement is void and unenforceable.
32 4. All personnel settlement agreements shall be
33 made easily accessible to the public on an internet
34 site maintained as follows:
35 *a.* For personnel settlement agreements with an
36 employee of the executive branch, excluding an employee
37 of the state board of regents or institution under
38 the control of the state board of regents, by the
39 department of administrative services.
40 *b.* For personnel settlement agreements with an
41 employee of the state board of regents or institution
42 under the control of the state board of regents, by the
43 state board of regents.
44 *c.* For personnel settlement agreements with an
45 employee of the judicial branch, by the judicial
46 branch.
47 *d.* For personnel settlement agreements with an
48 employee of the general assembly, by the general
49 assembly.
50 Sec. 53. EFFECTIVE UPON ENACTMENT. This division

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1 of this Act, being deemed of immediate importance,
2 takes effect upon enactment.
3 DIVISION VIII
4 PERSONNEL SETTLEMENT AGREEMENTS EXAMINATION
5 Sec. 54. AUDITOR OF STATE EXAMINATION —— PERSONNEL
6 SETTLEMENT AGREEMENTS. The auditor of state shall
7 expend such amount as is necessary for purposes
8 of conducting an examination concerning personnel
9 settlement agreements made by the state with terminated
10 state employees since January 2011 that were not
11 approved by the state appeal board or decided by the
12 public employment relations board. The examination
13 shall include the nature of the positions subject to
14 termination, the payments provided and the funding
15 source of the payments, and the identity and authority
16 of the person or persons signing the personnel
17 settlement agreement on behalf of the state. A report
18 on the results of the examination shall be submitted to
19 the general assembly by December 1, 2014. The auditor
20 of state shall be authorized to charge the department
21 of administrative services for costs associated with
22 the examination.
23 Sec. 55. EFFECTIVE UPON ENACTMENT. This division
24 of this Act, being deemed of immediate importance,
25 takes effect upon enactment.
26 DIVISION IX
27 SERVICE CONTRACTS
28 Sec. 56. Section 8.47, subsection 1, unnumbered
29 paragraph 1, Code 2014, is amended to read as follows:
30 The department of administrative services, in
31 cooperation with the office of attorney general and
32 the department of management, shall adopt uniform
33 terms and conditions for service contracts executed
34 by a department or establishment benefiting from
35 service contracts which terms and conditions shall be
36 consistent with the contractual requirements of chapter
37 8F. The terms and conditions shall include but are not
38 limited to all of the following:
39 Sec. 57. Section 8F.3, subsection 3, Code 2014, is
40 amended to read as follows:
41 3. Prior to entering into a service contract with a
42 recipient entity, the oversight agency shall ~~determine~~
43 do all of the following:
44 *a.* Determine whether the recipient entity can
45 reasonably be expected to comply with the requirements
46 of the service contract. If the oversight entity is
47 unable to determine whether the recipient entity can
48 reasonably be expected to comply with the requirements
49 of the service contract, the oversight entity shall
50 request such information from the recipient entity as

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1 described in subsection 1 to make a determination. If
2 the oversight agency determines from the information
3 provided that the recipient entity cannot reasonably be
4 expected to comply with the requirements of the service
5 contract, the oversight agency shall not enter into the
6 service contract.
7 *b.* Perform a cost comparison establishing whether
8 the contract costs from the proposed service contract
9 are less than the costs of having the services provided
10 by an agency. Contract costs shall include direct
11 costs, including salaries and fringe benefits, indirect
12 overhead costs, including the contractor's proportional
13 share of existing administrative salaries and benefits,
14 rent and equipment costs, utilities, and materials.
15 Additionally, transition costs, including unemployment
16 compensation, shall be included in the analysis of
17 contract costs. If the oversight agency determines
18 from the information provided that the contract costs
19 of the recipient entity are not less than the costs
20 of having the services provided by an agency, the
21 oversight agency shall not enter into the service
22 contract.
23 *c.* If the proposed service contract may result in
24 reduced public employment by an agency in an area,
25 perform an economic impact analysis to consider the
26 impact of the service contract on the possible loss of
27 employment or income in the affected area, impact on
28 social services to include public assistance programs,
29 economic impact on local businesses, any possible
30 changes in tax revenue for the affected area, and any
31 environmental impacts that may result from the service
32 contract.
33 Sec. 58. Section 8F.3, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 4. A service contract with a
36 recipient entity shall include the following terms and
37 conditions:
38 *a.* Specific performance criteria and cost
39 parameters with termination provisions for failure to
40 meet the performance criteria and cost parameters.
41 *b.* A requirement that the compensation paid to
42 employees of a recipient entity pursuant to the service
43 contract shall be comparable to the compensation paid
44 to public employees performing similar work or the
45 average private sector wage in this state for similar
46 work, whichever is less.
47 *c.* A provision prohibiting the automatic renewal of
48 the terms of a service contract without complying with
49 the requirements of this section prior to renewing the
50 service contract.

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1 *d.* A provision prohibiting the payment for services
2 under the service contract regardless of whether the
3 services are actually provided.
4 Sec. 59. Section 8F.4, Code 2014, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 4. An oversight agency shall make
7 information described in section 8F.3, subsection 3,
8 paragraphs *"b"* and *"c"*, and information required to be
9 reported by a recipient agency pursuant to this section
10 available to the public.
11 Sec. 60. Section 8G.3, subsection 3, paragraph
12 a, Code 2014, is amended by adding the following new
13 subparagraph:
14 NEW SUBPARAGRAPH. (10) A recipient entity as
15 defined in section 8F.2.
16 Sec. 61. Section 8G.4, subsection 2, Code 2014, is
17 amended by adding the following new paragraph:
18 NEW PARAGRAPH. *0j.* Information required to be
19 provided pursuant to chapter 8F.
20 DIVISION X
21 STATE EMPLOYMENT HIRING PROCEDURES
22 Sec. 62. NEW SECTION. **70A.21 State employment ——**
23 **designation of ineligibility procedures —— penalty.**
24 1. A board, commission, agency, or department of
25 the state that seeks to designate an individual as
26 ineligible to apply for; to be considered, referred, or
27 approved for; or to be appointed to employment by the
28 state or any of its boards, commissions, agencies, or
29 departments, shall do all of the following:
30 *a.* Maintain documentation of the designation
31 of ineligibility, to include signatures from the
32 individual's immediate supervisor and the applicable
33 head of the board, commission, agency, or department,
34 the extent of the individual's ineligibility for state
35 employment, proof of notification of the individual,
36 and any information concerning any appeals regarding
37 the designation.
38 *b.* Notify the individual prior to or within ten
39 days of discharge of the designation of ineligibility
40 and the extent of the individual's ineligibility for
41 state employment. The notification shall include
42 information on the process for an individual to appeal,
43 remove, or modify the designation of ineligibility.
44 2. Each board, commission, agency, or department
45 of the state shall establish a process for an
46 individual to appeal, remove, or modify a designation
47 of ineligibility. Following a final determination by
48 the board, commission, agency or department within
49 the executive branch of the state relative to an
50 appeal or attempt to remove or modify a designation

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1 of ineligibility by an individual, the individual
2 may appeal to the public employment relations board
3 created in section 20.5, for individuals subject to the
4 jurisdiction of the board, and to an administrative law
5 judge employed by the department of inspections and
6 appeals, for all other individuals.
7 Sec. 63. NEW SECTION. **70A.22 State employee hiring**
8 **requirements.**
9 An employer of state employees shall establish
10 procedures providing for the hiring of employees by
11 the employer. The procedures shall provide for the
12 public announcement of vacancies of the employer
13 at least ten days in advance of the date fixed for
14 the filing of applications for the vacancies and
15 for the advertisement of the vacancies through the
16 communications media.
17 DIVISION XI
18 STATE EMPLOYEE BONUSES
19 Sec. 64. NEW SECTION. **22.13B Executive branch**
20 **bonuses —— disclosure.**
21 1. For purposes of this section:
22 *a. "Bonus pay"* means any additional remuneration
23 in an amount exceeding two hundred dollars provided
24 an employee in the form of a bonus, including but
25 not limited to a retention bonus, recruitment bonus,
26 exceptional job performance pay, extraordinary
27 job performance pay, exceptional performance pay,
28 extraordinary duty pay, or extraordinary or special
29 duty pay, and any extra benefit not otherwise provided
30 to other similarly situated employees.
31 *b. "Executive branch employee"* means an employee
32 of the executive branch of state government, which
33 includes any unit of state government, including
34 but not limited to an authority, board, commission,
35 committee, council, department, or independent
36 agency as defined in section 7E.4, and each principal
37 central department enumerated in section 7E.5; the
38 office of the governor; and the office of an elective
39 constitutional or statutory officer.
40 2. A decision to provide bonus pay to an executive
41 branch employee, including the amount paid and the
42 documented reasons and rationale for the bonus paid,
43 shall be a public record.
44 3. All decisions to provide bonus pay to an
45 executive branch employee, including information
46 described in subsection 2, shall be made easily
47 accessible to the public on an internet site maintained
48 as follows:
49 *a.* For decisions to provide bonus pay to an
50 employee of the executive branch, excluding an employee

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1 of the state board of regents or institution under
2 the control of the state board of regents, by the
3 department of administrative services.
4 *b.* For decisions to provide bonus pay to an
5 employee of the state board of regents or institution
6 under the control of the state board of regents, by the
7 state board of regents.
8 DIVISION XII
9 WHISTLEBLOWER PROTECTION
10 Sec. 65. Section 8A.417, subsection 4, Code 2014,
11 is amended by striking the subsection and inserting in
12 lieu thereof the following:
13 4. *a.* For purposes of this subsection, *"a*
14 *disclosure of information permitted by this section"*
15 includes any of the following:
16 (1) A disclosure of any information by the employee
17 to a member or employee of the general assembly if the
18 information can be used by the member or employee of
19 the general assembly in the performance of the member's
20 or employee's duties, regardless of whether the member
21 or employee requested the information.
22 (2) A disclosure of information to any appropriate
23 person if the employee reasonably believes the
24 information evidences a violation of law or rule,
25 mismanagement, a gross abuse of funds, an abuse of
26 authority, or a substantial and specific danger to
27 public health or safety.
28 *b.* A person shall not do any of the following as a
29 reprisal against an employee in a position in a merit
30 system administered by, or subject to approval of,
31 the director, who makes a disclosure of information
32 permitted by this section or who fails to inform
33 the person that the employee made a disclosure of
34 information permitted by this section:
35 (1) Discharge, suspend, or demote the employee, or
36 take any other adverse employment action resulting in
37 a reduction of the employee's pay.
38 (2) Fail to appoint or promote the employee to a
39 position in the merit system or fail to take action
40 regarding an advantage to the employee.
41 *c.* However, an employee may be required to inform
42 the person that the employee made a disclosure of
43 information permitted by this section if the employee
44 represented that the disclosure was the official
45 position of the employee's immediate supervisor or
46 employer.
47 *d.* An employer subject to the requirements of this
48 subsection shall inform the employer's employees on a
49 regular basis of their rights to disclose information
50 as provided in this subsection.

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e. This subsection does not apply if the disclosure of the information is prohibited by statute.

Sec. 66. Section 8F.3, subsection 1, paragraph d, Code 2014, is amended to read as follows:

d. Information regarding any policies adopted by the governing body of the recipient entity that ensure compliance with section 70A.29 and that prohibit taking adverse employment action against employees of the recipient entity who disclose information about a service contract to the oversight agency, the auditor of state, the office of the attorney general, or the office of ombudsman ~~and that state whether those policies are substantially similar to the protection provided to state employees under section 70A.28~~. The information provided shall state whether employees of the recipient entity are informed on a regular basis of their rights pursuant to section 70A.29 and of their rights to disclose information to the oversight agency, the office of ombudsman, the auditor of state, or the office of the attorney general and the telephone numbers of those organizations.

Sec. 67. Section 70A.28, subsection 1, Code 2014, is amended to read as follows:

1. A person who serves as the head of a state department or agency or otherwise serves in a supervisory capacity within the executive or legislative branch of state government shall not prohibit an employee of the state from making a disclosure of information permitted by this section or require an employee of the state to inform the person that the employee made a disclosure of information permitted by this section ~~and shall not prohibit an employee of the state from disclosing any information to a member or employee of the general assembly or from disclosing information to any other public official or law enforcement agency if the employee reasonably believes the information evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety~~. However, an employee may be required to inform the person that the employee made a disclosure of information permitted by this section if the employee represented that the disclosure was the official position of the employee's immediate supervisor or employer.

Sec. 68. Section 70A.28, subsection 2, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

2. *a.* A person shall not do any of the following as a reprisal against an employee in a position in a

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1 state employment system administered by, or subject to
2 approval of, a state agency, who makes a disclosure of
3 information permitted by this section or who fails to
4 inform the person that the employee made a disclosure
5 of information permitted by this section:
6 (1) Discharge, suspend, or demote the employee, or
7 take any other adverse employment action resulting in
8 a reduction of the employee's pay.
9 (2) Fail to appoint or promote the employee to a
10 position in the state employment system or fail to take
11 action regarding an advantage to the employee.
12 *b.* However, an employee may be required to inform
13 the person that the employee made a disclosure of
14 information permitted by this section if the employee
15 represented that the disclosure was the official
16 position of the employee's immediate supervisor or
17 employer.
18 Sec. 69. Section 70A.28, Code 2014, is amended by
19 adding the following new subsection:
20 NEW SUBSECTION. 2A. For purposes of this section,
21 *"a disclosure of information permitted by this section"*
22 includes any of the following:
23 *a.* A disclosure of any information by the employee
24 to a member or employee of the general assembly if the
25 information can be used by the member or employee of
26 the general assembly in the performance of the member's
27 or employee's duties, regardless of whether the member
28 or employee requested the information.
29 *b.* A disclosure of information to any appropriate
30 person if the employee reasonably believes the
31 information evidences a violation of law or rule,
32 mismanagement, a gross abuse of funds, an abuse of
33 authority, or a substantial and specific danger to
34 public health or safety.
35 Sec. 70. Section 70A.28, subsection 5, paragraph a,
36 Code 2014, is amended to read as follows:
37 *a.* A person who violates subsection 2 is liable to
38 an aggrieved employee for affirmative relief including
39 reinstatement, with or without back pay, actual
40 damages, or any other equitable relief the court deems
41 appropriate, including attorney fees and costs.
42 Sec. 71. Section 70A.29, Code 2014, is amended by
43 adding the following new subsection:
44 NEW SUBSECTION. 01. For purposes of this section,
45 unless the context otherwise requires:
46 *a. "Disclosure of information permitted by this*
47 *section"* includes any of the following:
48 (1) A disclosure of any information by the employee
49 to a member or employee of the general assembly if the
50 information can be used by the member or employee of

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1 the general assembly in the performance of the member's
2 or employee's duties, regardless of whether the member
3 or employee requested the information.
4 (2) A disclosure of information to any appropriate
5 person if the employee reasonably believes the
6 information evidences a violation of law or rule,
7 mismanagement, a gross abuse of funds, an abuse of
8 authority, or a substantial and specific danger to
9 public health or safety.
10 *b. "Eligible employer"* means any of the following:
11 (1) A political subdivision of this state.
12 (2) An entity organized under chapter 28E.
13 (3) A recipient entity as defined in section 8F.2.
14 Sec. 72. Section 70A.29, subsection 1, Code 2014,
15 is amended by striking the subsection and inserting in
16 lieu thereof the following:
17 1. *a.* A person shall not do any of the following
18 as a reprisal against an employee in a position in
19 employment by an eligible employer for a disclosure of
20 information permitted by this section:
21 (1) Discharge, suspend, or demote the employee, or
22 take any other adverse employment action resulting in
23 a reduction of the employee's pay.
24 (2) Fail to appoint or promote the employee to
25 a position in the employment or fail to take action
26 regarding an advantage to the employee.
27 *b.* This section does not apply if the disclosure of
28 the information is prohibited by statute.
29 Sec. 73. Section 70A.29, subsection 3, paragraph a,
30 Code 2014, is amended to read as follows:
31 *a.* A person who violates subsection 1 is liable to
32 an aggrieved employee for affirmative relief including
33 reinstatement, with or without back pay, actual
34 damages, or any other equitable relief the court deems
35 appropriate, including attorney fees and costs.
36 Sec. 74. Section 70A.29, Code 2014, is amended by
37 adding the following new subsection:
38 NEW SUBSECTION. 4. An eligible employer subject
39 to the requirements of this section shall inform the
40 employer's employees on a regular basis of their rights
41 to disclose information as provided in this section.
42 DIVISION XIII
43 VERTICAL INFRASTRUCTURE ADVISORY COMMITTEE
44 Sec. 75. NEW SECTION. **8.57G Vertical**
45 **infrastructure advisory committee.**
46 1. A vertical infrastructure advisory committee is
47 established consisting of seven members, appointed by
48 the governor, and subject to confirmation by the senate
49 pursuant to section 2.32. Committee members shall be
50 appointed in compliance with sections 69.16, 69.16A,

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1 and 69.16C. Committee members shall reside in this
2 state.
3 2. The members of the committee shall serve for
4 staggered three-year terms which shall begin and end
5 pursuant to section 69.19. Members appointed shall
6 continue to serve until their respective successors
7 are appointed. Vacancies in the membership of the
8 committee shall be filled by the governor. Members
9 shall receive actual expenses incurred while serving in
10 their official capacity. Members may also be eligible
11 to receive compensation as provided in section 7E.6.
12 The governor shall designate the chairperson of the
13 committee.
14 3. The department of management and the department
15 of administrative services shall provide staff
16 assistance and support services to the committee.
17 4. The committee shall have the following duties:
18 *a.* Oversee the inventory and assessment of the
19 vertical infrastructure owned or under the control of
20 the state.
21 *b.* Develop and recommend methods for identifying,
22 evaluating, and prioritizing infrastructure needs.
23 *c.* Annually develop and submit to the governor and
24 the general assembly no later than December 15 of each
25 year, comprehensive five-year plans of recommendations,
26 including suggested lists of priority projects. The
27 priority listing of projects shall be developed to
28 assist the governor in establishing a priority listing
29 of priority projects to be submitted to the general
30 assembly pursuant to section 8.22. Recommendations
31 shall include the level of funding necessary to
32 complete each project recommended and a timetable for
33 completion of the project if the project is anticipated
34 to require more than one year to complete.>
35 ___. Title page, by striking lines 1 through 3
36 and inserting <An Act relating to state and local
37 finances by making appropriations, providing for fees,
38 providing for legal responsibilities, and providing
39 for regulatory requirements, taxation, and other
40 properly related matters, and including penalties and
41 effective date and retroactive and other applicability
42 provisions.>>

HALL of Woodbury

H-8329

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. By striking page 17, line 31, through page 22,

line 21.
2. By renumbering as necessary.

SODERBERG of Plymouth

H-8330

Amend the amendment, H-8315, to House File 2473 as follows:
1. Page 3, after line 24 by inserting:
<Sec. ___. VETERANS.
1. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For funding research linking military occupational education, training, and service to existing licensing requirements in this state, for funding implementation of this Act, and for meeting additional demand for workforce development services provided to veterans:
..... $ 1,000,000
2. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For awarding a grant, in the amount appropriated, to a nonprofit workforce services foundation exempt from federal taxation under section 501(c)(3) of the Internal Revenue Code that is administered by an agency of this state for the purposes of paying for the direct expenses of marketing this state to veterans through public-private partnerships:
..... $ 1,000,000>
2. By renumbering as necessary.

OURTH of Warren
ANDERSON of Polk
BERRY of Black Hawk
DAWSON of Woodbury
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
LUNDBY of Linn
MASCHER of Johnson
H. MILLER of Webster
ABDUL-SAMAD of Polk
BEARINGER of Fayette
COHOON of Des Moines
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
JACOBY of Johnson
KELLEY of Jasper
LENSING of Johnson
LYKAM of Scott
MEYER of Polk
MUHLBAUER of Crawford

MURPHY of Dubuque
T. OLSON of Linn
RIDING of Polk
RUNNING-MARQUARDT of Linn
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOLFE of Clinton
OLDSON of Polk
PRICHARD of Floyd
RUFF of Clayton
M. SMITH of Marshall
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott
WOOD of Scott

H-8331

Amend the Senate amendment, H-8327, to House File 2109, as amended, passed, and reprinted by the House, as follows:

1. Page 1, before line 3 by inserting:

<___. Page 1, line 6, by striking <cigarettes, alternative nicotine products,> and inserting <cigarettes>

___. Page 1, by striking lines 10 through 18.>>

2. Page 1, after line 19 by inserting:

<___. Page 1, line 32, by striking <alternative nicotine products,>

___. Page 2, line 2, by striking <alternative nicotine products,>

___. Page 2, line 5, by striking <alternative nicotine products,>

___. Page 2, line 9, by striking <alternative nicotine products,>

___. Page 2, line 17, by striking <alternative nicotine products,>

___. Page 2, lines 24 and 25, by striking <alternative nicotine products,>

___. Page 3, line 6, by striking <alternative nicotine products,>

___. Page 4, line 1, by striking <alternative nicotine products,>

___. Page 4, line 5, by striking <alternative nicotine products,>

___. Page 4, line 14, by striking <alternative nicotine products or>

___. Page 4, lines 21 and 22, by striking <cigarettes, alternative nicotine products,> and inserting <cigarettes>

___. Page 4, lines 29 and 30, by striking <cigarettes, alternative nicotine products,> and inserting <cigarettes>

___. Page 5, line 5, by striking <alternative nicotine products,>

___. Page 5, line 10, by striking <alternative nicotine products,>

___. Page 5, line 16, by striking <alternative

nicotine products,>
___. Page 5, line 19, by striking <alternative nicotine products,>
___. Page 5, line 28, by striking <alternative nicotine products,>
___. Page 5, line 30, by striking <alternative nicotine products,>
___. Page 5, line 35, by striking <alternative nicotine products,>
___. Page 6, line 12, by striking <alternative

Page 2

nicotine products,>
___. Page 6, line 27, by striking <alternative nicotine products,>
___. Page 6, lines 32 and 33, by striking <
alternative nicotine products,>
___. Page 7, lines 22 and 23, by striking <alternative nicotine products,>
___. Page 7, line 35, by striking <alternative nicotine>
___. Page 8, line 1, by striking <products,>
___. Page 8, line 6, by striking <alternative nicotine products,>
___. Page 8, line 10, by striking <alternative nicotine products,>
___. Page 8, line 16, by striking <*alternative nicotine products,*>
___. Page 8, line 23, by striking <alternative nicotine products,>
___. Page 8, lines 28 and 29, by striking <alternative nicotine products,>
___. Page 9, line 5, by striking <alternative nicotine products,>
___. Page 9, line 10, by striking <*alternative nicotine products,*>
___. Page 10, line 14, by striking <Alternative Nicotine Products and>>
3. Title page, lines 1 and 2, by striking <and alternative nicotine products,>
4. By renumbering as necessary.

T. OLSON of Linn

H-8332

Amend the Senate amendment, H-8327, to House File 2109, as amended, passed, and reprinted by the House, as follows:
1. Page 1, after line 19 by inserting:
<___. Page 9, after line 6 by inserting:

6 <Sec. ___. Section 453A.56, Code 2014, is amended
7 to read as follows:
8 **453A.56 ~~Uniform~~ Implementation, application, and**
9 **enforcement.**
10 1. Enforcement of this chapter relating to
11 cigarettes and tobacco products shall be implemented
12 in an equitable manner throughout the state. For
13 the purpose of equitable and uniform implementation,
14 application, and enforcement of state and local
15 laws and regulations, the provisions of this chapter
16 relating to cigarettes and tobacco products shall
17 supersede any local law or regulation which is
18 inconsistent with or conflicts with the provisions
19 of this chapter relating to cigarettes or tobacco
20 products.
21 2. For the purposes of implementation, application,
22 and enforcement of this chapter relating to vapor
23 products and alternative nicotine products, nothing
24 in this chapter shall be construed to supersede the
25 jurisdiction of any city, county, township, school
26 district, or other political subdivision to adopt and
27 enforce any local law or regulation relating to vapor
28 products or alternative nicotine products that is
29 at least as restrictive as those imposed under this
30 chapter relating to vapor products or alternative
31 nicotine products.>>
32 2. By renumbering as necessary.

T. OLSON of Linn

H-8333

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. By striking page 4, line 33, through page 5,
4 line 6.
5 2. Page 6, by striking lines 6 through 9 and
6 inserting:
7 <*b*. The rules adopted pursuant to this subsection
8 shall include but not be limited to rules to establish
9 all of the following:
10 (1) Rules to establish the manner in which the
11 department shall consider applications for new and
12 renewal cannabidiol registration cards.
13 (2) Rules to establish the manner in which
14 an out-of-state patient who possesses a written
15 recommendation of a treating neurologist that
16 specifically allows the patient to possess or
17 use cannabidiol to treat or alleviate symptoms of
18 intractable epilepsy in the jurisdiction of issuance
19 shall apply for and may be issued a temporary
20 cannabidiol registration card.>
21 3. Page 7, after line 16 by inserting:

22 <*0c.* (1) The defenses afforded a patient under
23 paragraph *"a"* apply to a patient only if the quantity
24 of cannabidiol oil possessed by the patient does not
25 exceed thirty-two ounces.
26 (2) The defenses afforded a primary caregiver
27 under paragraph *"b"* apply to a primary caregiver only
28 if the quantity of cannabidiol oil possessed by the
29 primary caregiver does not exceed thirty-two ounces per
30 patient.>
31 4. Page 7, after line 33 by inserting:
32 <Sec. ___. STUDY. The university of Iowa school
33 of medicine shall establish and conduct a clinical
34 research study to determine the outcomes and results
35 of cannabidiol on patients diagnosed with intractable
36 epilepsy. The university shall submit its findings and
37 recommendations to the department of public health and
38 the general assembly on or before July 1, 2017.>
39 5. By renumbering as necessary.

COMMITTEE ON PUBLIC SAFETY

H-8334

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 1, line 20, by striking <three> and
4 inserting <three-tenths of one>

BALTIMORE of Boone

H-8335

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 29 through 31 and
4 inserting <licensed under chapter 148.>

BALTIMORE of Boone

H-8336

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 8, before line 1 by inserting:
4 <Sec. ___. IMPLEMENTATION. This chapter shall not
5 be implemented until the federal government or the
6 Congress of the United States reclassifies cannabidiol
7 from a schedule I controlled substance to a schedule II
8 controlled substance.>
9 2. By renumbering as necessary.

BALTIMORE of Boone

H-8337

Amend Senate File 2360, as passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

Section 1. NEW SECTION. **124D.1 Definitions.**

As used in this chapter:

1. *"Bona fide physician-patient relationship"* means a relationship in which a neurologist has ongoing responsibility for the assessment, care, and treatment of a patient's intractable epilepsy.

2. *"Cannabidiol"* means a nonpsychoactive cannabinoid found in the plant Cannabis sativa L. or any other preparation thereof that is free from plant material, and has a tetrahydrocannabinol level of no more than three percent.

3. *"Intractable epilepsy"* means an epileptic seizure disorder from which a person suffers and which has not responded to adequate trials of at least two seizure medications in order to become and stay seizure free.

4. *"Neurologist"* means an allopathic physician or osteopathic physician who is licensed under chapter 148 and is board-certified in neurology.

5. *"Primary caregiver"* means a person, at least eighteen years of age, who has been designated by a patient's neurologist as being necessary to take responsibility for managing the well-being of the patient with respect to the medical use of cannabidiol pursuant to the provisions of this chapter. A patient may have one or more designated primary caregivers.

Sec. 2. NEW SECTION. **124D.2 Affirmative defenses.**

1. In a prosecution for the unlawful possession of marijuana under the laws of this state, it is an affirmative defense that the defendant used or possessed cannabidiol because the defendant suffers from intractable epilepsy that has been diagnosed by a neurologist with whom the defendant has a bona fide physician-patient relationship and the cannabidiol is likely to provide the defendant with therapeutic relief from the intractable epilepsy.

2. In a prosecution for the unlawful possession of marijuana under the laws of this state, it is an affirmative defense that the defendant possessed cannabidiol because the defendant is the primary caregiver of a patient who was recommended cannabidiol for therapeutic relief from intractable epilepsy by a neurologist with whom the patient has a bona fide physician-patient relationship.>

2. Title page, by striking lines 1 and 2 and

49 inserting <An Act relating to the use or possession of
50 medical cannabidiol.>

L. MILLER of Scott

H-8338

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 6, after line 9 by inserting:
4 <3. The department shall maintain a database of
5 qualified neurologists who prescribe cannabidiol to
6 patients under the age of eighteen, including the
7 qualifications of each neurologist.>
8 2. By renumbering as necessary.

L. MILLER of Scott

H-8339

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 7, line 31, before <A> by inserting <1.>
4 2. Page 7, after line 33 by inserting:
5 <2. A person who does not hold a valid cannabidiol
6 registration card and who possesses or uses cannabidiol
7 commits a class "C" felony.>

L. MILLER of Scott

H-8340

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 4, after line 28 by inserting:
4 <5A. *Card revocation.* The department shall revoke
5 a cannabidiol registration card issued pursuant to
6 this section upon proof that the person to whom the
7 registration card was issued did any of the following:
8 *a.* Misused medical cannabidiol in violation of the
9 requirements of this chapter.
10 *b.* Is arrested for or convicted of a violation of
11 chapter 124.>
12 2. By renumbering as necessary.

ROGERS of Black Hawk

H-8341

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 4, after line 28 by inserting:

4 <5A. *Renewal cards.* The department shall require
5 a patient or primary caregiver applying for a renewal
6 registration card to provide proof of the place
7 cannabidiol was previously purchased prior to issuing
8 the renewal registration card.>
9 2. By renumbering as necessary.

ROGERS of Black Hawk

H-8342

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 8, by striking lines 1 through 3 and
4 inserting:
5 <Sec. ___. EFFECTIVE DATE. This Act takes effect
6 July 1, 2015.>
7 2. By renumbering as necessary.

ROGERS of Black Hawk

H-8343

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. NEW SECTION. **124.401G Medical**
6 **cannabidiol —— affirmative defense.**
7 1. In a prosecution for the unlawful possession
8 of marijuana under the laws of this state, it is an
9 affirmative and complete defense to the prosecution
10 that a patient has been diagnosed with intractable
11 epilepsy and used or possessed medical cannabidiol to
12 treat or alleviate symptoms of intractable epilepsy.
13 2. In a prosecution for the unlawful possession
14 of marijuana under the laws of this state, it is an
15 affirmative and complete defense to the prosecution
16 that the person possessed medical cannabidiol because
17 the person is a primary caregiver of a patient who
18 has been diagnosed with intractable epilepsy, where
19 the primary caregiver's possession of the medical
20 cannabidiol is on behalf of the patient and for the
21 patient's use only.
22 3. *a.* For purposes of this section, "*primary*
23 *caregiver"* means a person, at least eighteen years of
24 age, who has been designated by a patient's neurologist
25 or a person having custody of a patient, as being
26 necessary to take responsibility for managing the
27 well-being of the patient with respect to the medical
28 use of cannabidiol. A patient may have one or more
29 designated primary caregivers.
30 *b. "Primary caregiver"* includes but is not limited

to the following:
(1) An employee of a hospice program, if the employee meets the definition of a primary caregiver under paragraph *"a"*.
(2) An individual providing home and community-based services, and including a home health agency, licensed, certified, or otherwise authorized or permitted by the law of this state or another state to administer health care in the ordinary course of business or in the practice of a profession, if the individual meets the definition of a primary caregiver under paragraph *"a"*.
4. This section is repealed July 1, 2017.>
2. Title page, by striking lines 1 and 2 and inserting <An Act providing an affirmative defense for the medical use of cannabidiol.>

ROGERS of Black Hawk

H-8344

Amend the amendment, H-8333, to Senate File 2360, as passed by the Senate, as follows:
1. Page 1, after line 4 by inserting:
<___. By striking page 5, line 31, through page 6, line 9, and inserting:
<2. The department, in consultation with the department of transportation, shall adopt rules to administer this chapter which shall include but not be limited to rules to establish the manner in which the department shall consider applications for new and renewal cannabidiol registration cards.>>
2. Page 1, after line 38 by inserting:
<___. Page 8, by striking lines 1 through 3
___. Title page, by striking line 2 and inserting <penalties.>>
3. By renumbering as necessary.

PETTENGILL of Benton

H-8345

Amend Senate File 2360, as passed by the Senate, as follows:
1. Page 1, after line 20 by inserting:
<1A. *"Debilitating disease"* means the following:
a. Intractable epilepsy.
b. Glaucoma.>
2. Page 2, line 18, by striking <intractable epilepsy> and inserting <a debilitating disease>
3. Page 2, line 21, by striking <intractable epilepsy> and inserting <a debilitating disease>

11 4. Page 2, line 26, by striking <intractable
12 epilepsy> and inserting <a debilitating disease>
13 5. Page 5, line 2, by striking <intractable
14 epilepsy> and inserting <a debilitating disease>
15 6. Page 6, line 15, by striking <intractable
16 epilepsy> and inserting <a debilitating disease>
17 7. Page 6, line 22, by striking <intractable
18 epilepsy> and inserting <a debilitating disease>
19 8. Page 6, line 25, by striking <intractable
20 epilepsy> and inserting <a debilitating disease>
21 9. Page 6, line 32, by striking <intractable
22 epilepsy> and inserting <a debilitating disease>
23 10. Page 7, line 2, by striking <intractable
24 epilepsy> and inserting <a debilitating disease>
25 11. Page 7, line 12, by striking <intractable
26 epilepsy> and inserting <a debilitating disease>
27 12. By renumbering as necessary.

L. MILLER of Scott

H-8346

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 3, by striking line 4 and inserting:
4 <*c.* Requests the patient's neurologist to submit a
5 written recommendation to the department>
6 2. Page 3, line 5, by striking <a> and inserting
7 <the>
8 3. Page 3, by striking line 34 and inserting:
9 <*b.* Requests a patient's neurologist to submit a
10 written recommendation to the department>
11 4. Page 3, line 35, by striking <a neurologist> and
12 inserting <the neurologist>
13 5. By renumbering as necessary.

L. MILLER of Scott

H-8347

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 5, after line 6 by inserting:
4 <8. *Prohibited issuance.* A person shall not be
5 issued a cannabidiol registration card pursuant to this
6 section if the person has previously been convicted of
7 a controlled substance-related violation of chapter
8 124. In determining if a violation is a conviction
9 for purposes of denying the issuance of a registration
10 card to a person, a conviction in this state or under
11 statutes substantially corresponding to chapter 124
12 in another state, or in a federal, military, tribal,
13 or foreign court, shall be counted as a previous

14 controlled substance-related conviction.>
15 2. By renumbering as necessary.

L. MILLER of Scott

H-8348

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 6, line 18, by striking <oral or>
4 2. Page 6, line 19, after <administration.>
5 by inserting <The recommendation for transdermal
6 administration shall specify the exact portion of
7 the patient's body on which the cannabidiol should be
8 transdermally administered.>
9 3. By renumbering as necessary.

L. MILLER of Scott

H-8349

1 Amend House File 2460, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 6, line 11, through page 7,
4 line 2, and inserting:
5 <SEC. 21. WORKFORCE DEVELOPMENT FUND ACCOUNT.
6 1. ~~There~~ Notwithstanding section 15.342A, as
7 amended by this Act, there is appropriated from the
8 workforce development fund account created in section
9 15.342A to the ~~workforce development fund created in~~
10 ~~section 15.343~~ following funds for the fiscal year
11 beginning July 1, 2014, and ending June 30, 2015,
12 the following ~~amount~~ amounts, ~~for purposes of the~~
13 ~~workforce development fund~~ to be used for the purposes
14 designated:
15 a. JOB TRAINING FUND
16 For deposit in the job training fund created in
17 section 260F.6, as amended in this Act:
18 ..... $ ~~2,000,000~~
19 3,000,000
20 b. APPRENTICESHIP TRAINING PROGRAM FUND
21 For deposit in the apprenticeship training program
22 fund created in section 15B.3, as enacted in this Act:
23 ..... $ 2,750,000
24 2. The first $250,000 of any unexpended or
25 unobligated moneys accruing to the workforce
26 development fund created in section 15.343, Code
27 2014, as a result of section 260F.6A, as repealed
28 by this Act, shall be allocated for purposes of the
29 apprenticeship training program. Any unexpended
30 or unobligated moneys accruing to the workforce
31 development fund created in section 15.343, Code 2014,

32 as a result of section 260F.6A, as repealed by this
33 Act, after the first $250,000, shall be allocated
34 equally between the job training program and the
35 apprenticeship training program.>
36 2. Page 11, line 18, before <For> by inserting <a.>
37 3. Page 11, after line 21 by inserting:
38 <b. From the moneys appropriated in this
39 subsection, the economic development authority may use
40 not more than $1,000,000 for purposes of providing
41 infrastructure grants to mainstreet communities under
42 the main street Iowa program.>
43 4. Page 11, line 22, before <As> by inserting <c.>
44 5. Page 15, by striking lines 31 through 33 and
45 inserting <subsection 3, paragraph "c", as enacted by
46 this Act:>
47 6. Page 16, line 20, before <A> by inserting <1.>
48 7. Page 16, after line 23 by inserting:
49 <2. For the fiscal year beginning July 1, 2014,
50 and for each fiscal year thereafter, there is annually

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1 appropriated from the workforce development fund
2 account to the apprenticeship training program fund
3 created in section 15B.3 three million dollars for the
4 purposes of chapter 15B.
5 3. For the fiscal year beginning July 1, 2014, and
6 for each fiscal year thereafter, there is annually
7 appropriated from the workforce development fund
8 account to the job training fund created in section
9 260F.6 three million dollars for the purposes of
10 chapter 260F.>
11 8. Page 17, after line 18 by inserting:
12 <DIVISION ___
13 JOBS TRAINING AND APPRENTICESHIP TRAINING
14 Sec. ___. NEW SECTION. **15B.1 Title.**
15 This chapter shall be known and may be cited as the
16 *"Iowa Apprenticeship Act"*.
17 Sec. ___. NEW SECTION. **15B.2 Definitions.**
18 For purposes of this chapter, unless the context
19 otherwise requires:
20 1. *"Apprentice"* means a person who is at least
21 sixteen years of age, except where a higher minimum
22 age is required by law, who is employed in an
23 apprenticeable occupation, and is registered in Iowa
24 with the United States department of labor, office of
25 apprenticeship.
26 2. *"Apprenticeable occupation"* means an occupation
27 approved for apprenticeship by the United States
28 department of labor, office of apprenticeship.
29 3. *"Apprenticeship program"* means a program
30 registered with the United States department of

31 labor, office of apprenticeship, which includes terms
32 and conditions for the qualification, recruitment,
33 selection, employment, and training of apprentices,
34 including the requirement for a written apprenticeship
35 agreement.
36 4. *"Apprenticeship sponsor"* means an entity
37 operating an apprenticeship program or an entity in
38 whose name an apprenticeship program is being operated,
39 which is registered with or approved by the United
40 States department of labor, office of apprenticeship.
41 5. *"Authority"* means the economic development
42 authority created in section 15.105.
43 6. *"Financial assistance"* means assistance provided
44 only from the funds, rights, and assets legally
45 available to the authority and includes but is not
46 limited to assistance in the forms of grants, loans,
47 forgivable loans, and royalty payments.
48 7. *"Fund"* means the apprenticeship training program
49 fund created in section 15B.3.
50 8. *"Lead apprenticeship sponsor"* means a trade

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1 organization, labor organization, employer association,
2 or other incorporated entity representing a group of
3 apprenticeship sponsors.
4 Sec. ___. NEW SECTION. **15B.3 Apprenticeship**
5 **training program —— fund.**
6 1. An apprenticeship training program fund is
7 created as a revolving fund in the state treasury under
8 the control of the authority.
9 2. The fund shall consist of moneys appropriated
10 for purposes of the apprenticeship training program,
11 and any other moneys lawfully available to the
12 authority for purposes of this chapter.
13 3. Moneys in the fund are appropriated to the
14 authority for the purposes of this chapter.
15 4. No more than two percent of the total moneys
16 deposited in the fund on July 1 of a fiscal year is
17 appropriated to the authority for the purposes of
18 administering this chapter.
19 5. Notwithstanding section 8.33, moneys in the
20 fund at the close of the fiscal year shall not revert
21 but shall remain available for expenditure for the
22 purposes designated for subsequent fiscal years.
23 Notwithstanding section 12C.7, subsection 2, interest
24 or earnings on moneys in the fund shall be credited to
25 the fund.
26 6. The authority shall adopt rules to administer
27 this chapter.
28 Sec. ___. NEW SECTION. **15B.4 Financial assistance**
29 **for an apprenticeship program.**

30 1. *a.* An apprenticeship sponsor or lead
31 apprenticeship sponsor conducting apprenticeship
32 programs registered with the United States department
33 of labor, office of apprenticeship, through Iowa, for
34 apprentices who will be employed at Iowa worksites may
35 apply to the authority for a training grant under this
36 section.
37 *b.* Financial assistance received by an
38 apprenticeship sponsor or lead apprenticeship sponsor
39 under this section shall be used only for the cost of
40 conducting and maintaining an apprenticeship program.
41 2. The authority shall provide financial assistance
42 in the form of training grants to apprenticeship
43 sponsors or lead apprenticeship sponsors in the
44 following manner:
45 *a.* By determining the total amount of funding
46 allocated for purposes of training grants for
47 apprenticeship programs pursuant to section 15B.3.
48 *b.* By adding together all of the following:
49 (1) The total number of apprentices trained by all
50 applying apprenticeship sponsors or lead apprenticeship

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1 sponsors during the most recent training year as
2 calculated on the last day of the training year.
3 (2) The total number of contact hours that
4 apprenticeship instructors for all applying
5 apprenticeship sponsors or lead apprenticeship
6 sponsors spent in contact with apprentices during
7 the most recent training year. For purposes of this
8 subparagraph, *"contact hours"* includes the time spent
9 instructing apprentices in person or, in the case of
10 a lead apprenticeship sponsor with programs totaling
11 one hundred or more total instructional hours, *"contact*
12 *hours"* includes the time spent in online training if
13 the total amount of online instruction does not account
14 for more than thirty percent of the total instructional
15 hours.
16 *c.* By adding together all of the following:
17 (1) The total number of apprentices trained by
18 a single applying apprenticeship sponsor or lead
19 apprenticeship sponsor during the most recent training
20 year as calculated on the last day of the training
21 year.
22 (2) The total number of contact hours that
23 apprenticeship instructors for a single applying
24 apprenticeship sponsor or lead apprenticeship
25 sponsor spent in contact with apprentices during
26 the most recent training year. For purposes of this
27 subparagraph, *"contact hours"* includes the time spent
28 instructing apprentices in person or, in the case of

29 a lead apprenticeship sponsor with programs totaling
30 one hundred or more total instructional hours, *"contact*
31 *hours"* includes the time spent in online training if
32 the total amount of online instruction does not account
33 for more than thirty percent of the total instructional
34 hours.
35 *d.* By determining the proportion, stated as a
36 percentage, that a single applying apprenticeship
37 sponsor's or lead apprenticeship sponsor's total
38 calculated pursuant to paragraph *"c"* bears to
39 all applying apprenticeship sponsors' or lead
40 apprenticeship sponsors' total calculated pursuant to
41 paragraph *"b"*.
42 *e.* By multiplying the percentage calculated in
43 paragraph *"d"* by the amount determined in paragraph
44 *"a"*.
45 3. An apprenticeship sponsor or lead apprenticeship
46 sponsor seeking financial assistance under this
47 section shall provide the following information to the
48 authority:
49 *a.* The federal apprentice registration number of
50 each apprentice in the apprenticeship program.

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1 *b.* The address and a description of the physical
2 location where in-person training is conducted.
3 *c.* A certification of the apprenticeship sponsor's
4 training standards as most recently approved by
5 the United States department of labor, office of
6 apprenticeship or, in the case of a lead apprenticeship
7 sponsor, a representative sample of participating
8 members' training standards.
9 *d.* A certification of the apprenticeship sponsor's
10 compliance review or quality assessment as most
11 recently conducted by the United States department
12 of labor, office of apprenticeship, unless the
13 apprenticeship sponsor has not been subjected to
14 a compliance review or quality assessment. In the
15 case of a lead apprenticeship sponsor, a sampling
16 of compliance reviews or quality assessments from
17 participating members shall be sufficient.
18 *e.* Any other information the authority reasonably
19 determines is necessary.
20 4. The apprenticeship sponsor or lead
21 apprenticeship sponsor and the authority shall
22 enter into an agreement regarding the provision of any
23 financial assistance to the apprenticeship sponsor or
24 lead apprenticeship sponsor.
25 5. Notwithstanding the provisions of this section,
26 an apprenticeship program receiving funds from section
27 260F.6 or other community college funding sources in

28 the fiscal year beginning July 1, 2013, and ending June
29 30, 2014, shall receive no less than that amount from
30 the fund in the fiscal year beginning July 1, 2014, and
31 ending June 30, 2015.
32 Sec. ___. NEW SECTION. **15B.5 Apprenticeship**
33 **training program advisory board.**
34 1. An apprenticeship training program advisory
35 board is established to advise the authority on issues
36 concerning the apprenticeship training program.
37 2. The advisory board shall consist of the
38 following members:
39 *a.* One member of the master builders of Iowa.
40 *b.* One member of the associated builders and
41 contractors of Iowa.
42 *c.* One member of the heavy highway contractors
43 association domiciled in Iowa.
44 *d.* One member of the associated general contractors
45 of Iowa.
46 *e.* One member of the technology association of
47 Iowa.
48 *f.* One member of the Iowa association of business
49 and industry.
50 *g.* One member representing the mechanical

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1 contractors association of Iowa.
2 *h.* Five members, one member each from different
3 labor organizations. The Iowa state building and
4 construction trades council shall select five
5 members from different labor organizations within the
6 construction trade.
7 *i.* One member from the Iowa federation of labor.
8 *j.* One member representing community college
9 apprenticeship programs.
10 *k.* One member representing the authority.
11 *l.* One member representing the department of
12 education.
13 *m.* One member of the United States department
14 of labor, office of apprenticeship, serving as an
15 ex-officio, nonvoting member.
16 *n.* Four members of the general assembly serving
17 as ex officio, nonvoting members, one representative
18 to be appointed by the speaker of the house of
19 representatives, one representative to be appointed by
20 the minority leader of the house of representatives,
21 one senator to be appointed by the majority leader of
22 the senate, and one senator to be appointed by the
23 minority leader of the senate.
24 3. *a.* The voting members of the advisory board
25 and the member from the United States department of
26 labor, office of apprenticeship, shall be selected by

27 the named entity or entities. The member representing
28 the community college apprenticeship programs shall be
29 selected by the Iowa association of community college
30 trustees.
31 *b.* The voting members of the advisory board and
32 the member from the United States department of labor,
33 office of apprenticeship, shall serve three-year
34 staggered terms. If a vacancy occurs a successor shall
35 be selected in the same manner and subject to the same
36 qualifications as the original selection to serve the
37 remainder of the term.
38 *c.* The legislative members of the advisory board
39 shall serve terms as provided in section 69.16B. A
40 legislative member may designate another person to
41 attend an advisory board meeting if the member is
42 unavailable.
43 4. The voting members shall elect a chairperson and
44 vice chairperson annually from the voting membership of
45 the advisory board. A majority of the voting members
46 of the advisory board constitute a quorum. If the
47 chairperson and vice chairperson are unable to preside
48 over the advisory board due to absence or disability,
49 a majority of the voting members present may elect a
50 temporary chairperson providing a quorum is present.

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1 5. The advisory board shall do all of the
2 following:
3 *a.* Advise the authority on issues related to
4 apprenticeship programs supported pursuant to this
5 chapter.
6 *b.* Promote the development of new and the expansion
7 of existing apprenticeship programs in Iowa.
8 *c.* In collaboration with the department of
9 education, educate students about apprenticeship
10 training opportunities and promote apprenticeship
11 training in middle school and high school.
12 Sec. ___. Section 260C.18A, subsection 2, paragraph
13 b, Code 2014, is amended to read as follows:
14 *b.* Projects in which an agreement between a
15 community college and a business meet all the
16 requirements of the Iowa jobs training Act under
17 chapter 260F. ~~However, projects funded by moneys~~
18 ~~provided by a local workforce training and economic~~
19 ~~development fund of a community college are not subject~~
20 ~~to the maximum advance or award limitations contained~~
21 ~~in section 260F.6, subsection 2, or the allocation~~
22 ~~limitations contained in section 260F.8, subsection 1.~~
23 Sec. ___. Section 260F.2, subsections 4, 5, 10, and
24 11, Code 2014, are amended to read as follows:
25 4. *"Date of ~~commencement of the project~~"*

26 *commencement"* means the date of the ~~preliminary~~ signed
27 agreement ~~or the date an application for assistance is~~
28 ~~received by the authority~~.
29 5. *"Eligible business"* or *"business"* means a
30 business training employees which is engaged in
31 interstate or intrastate commerce for the purpose of
32 manufacturing, processing, or assembling products,
33 conducting research and development, commercial
34 construction, or providing services in interstate
35 commerce including electronic commerce, but excludes
36 retail, health, or professional services and which
37 meets the other criteria established by the authority.
38 *"Eligible business"* does not include a business whose
39 training costs can be economically funded under chapter
40 260E, a business which closes or substantially reduces
41 its employment base in order to relocate substantially
42 the same operation to another area of the state, or a
43 business which is involved in a strike, lockout, or
44 other labor dispute in Iowa.
45 10. *"Program services"* includes but is not limited
46 to the following:
47 *a.* Training of employees.
48 *b.* Adult basic education and job-related
49 instruction.
50 *c.* Vocational and skill-assessment services and

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1 testing.
2 *d.* Training facilities, equipment, materials, and
3 supplies.
4 *e.* Administrative expenses incurred by community
5 colleges for the jobs training program, in an amount
6 not to exceed five percent of the total project cost.
7 *f.* Subcontracted services with institutions
8 governed by the state board of regents, private
9 colleges or universities, or other federal, state, or
10 local agencies.
11 *g.* Contracted or professional services.
12 11. *"Project"* means a training arrangement which is
13 the subject of an agreement entered into between the
14 community college and a business to provide program
15 services. ~~*"Project"* also means an authority-sponsored~~
16 ~~training arrangement which is sponsored by the~~
17 ~~authority and administered under sections 260F.6A and~~
18 ~~260F.6B.~~
19 Sec. ___. Section 260F.3, Code 2014, is amended by
20 adding the following new subsections:
21 NEW SUBSECTION. 4A. Type of training to be
22 delivered.
23 NEW SUBSECTION. 4B. Amount of employer match.
24 Sec. ___. Section 260F.3, subsection 5, Code 2014,

is amended to read as follows:

5. Other criteria established by the ~~department~~ authority.

Sec. ___. NEW SECTION. **260F.4 Financial assistance —— restrictions.**

1. The maximum award of financial assistance for any one project is fifty thousand dollars.

2. A business may be approved for multiple projects, but the total financial assistance award to a business shall not exceed one hundred thousand dollars within a three-year period.

3. An award of financial assistance does not include reimbursement to the business for employee wages while the employee is in training.

4. An award of financial assistance is based on the actual cost of services.

5. A business's request for financial assistance shall be commensurate with training needs.

6. Community colleges shall provide financial assistance to a business on a reimbursement basis or by directly paying for training expenses from an account administered by the community college.

7. *a.* A business shall provide a cash match or in-kind match in order to be eligible for financial assistance pursuant to this section.

b. A business requesting financial assistance of

less than five thousand dollars for a program shall provide an in-kind match.

c. A business requesting financial assistance of five thousand dollars or more for a program shall provide cash to pay at least twenty-five percent of the total project cost, including training and administration costs.

d. An in-kind match includes employee wages paid by the business during the training period, the value of business-provided facilities and equipment used for training, or the value of any other resource provided by the business to facilitate the training program.

Sec. ___. NEW SECTION. **260F.5 Community college annual report.**

1. Each community college shall submit an annual report to the governor, the general assembly, and the authority by September 1 documenting the job training programs funded and the community college training fund during the previous fiscal year.

2. The report shall address the performance metrics established by the authority for the job training program pursuant to section 260F.8.

3. The report shall include the following

information concerning the community college training fund created pursuant to section 260F.6 for that community college:

a. The number of projects and the amount paid for each project out of the fund.

b. The amount of money remaining in the fund at the end of the fiscal year.

c. An accounting of any other moneys spent out of the fund in the fiscal year.

4. The report shall be submitted in a manner and form prescribed by the authority.

Sec. ___. Section 260F.6, subsection 1, Code 2014, is amended to read as follows:

1. There is ~~established~~ created as a revolving fund for the community colleges a job training fund ~~in the economic development authority in the workforce development fund~~ to be administered by the authority. The job training fund consists of moneys appropriated for the purposes of this chapter~~plus the interest and principal from repayment of advances made to businesses for program costs, plus the repayments, including interest, of loans made from that retraining fund, and interest earned from moneys in the job training fund~~. Moneys in the fund are appropriated to the authority for purposes of this chapter.

Sec. ___. Section 260F.6, subsections 2 and 3, Code 2014, are amended by striking the subsections and

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inserting in lieu thereof the following:

2. A community college training fund is created for each community college. Moneys in the job training fund shall be allocated to each community college training fund pursuant to the formula established in section 260C.18C. A project meeting the criteria of an eligible business established by the authority is funded upon the approval of the community college's board of directors.

3. Notwithstanding section 8.33, moneys in the community college training funds and the job training fund created in this section at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for expenditure for the purpose designated for subsequent fiscal years. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the funds shall be credited to the funds.

Sec. ___. Section 260F.7, Code 2014, is amended to read as follows:

260F.7 Economic development authority to coordinate.

The economic development authority, in consultation

23 with the department of education and the department
24 of workforce development, shall coordinate the jobs
25 training program. ~~A project shall not be funded~~
26 ~~under this chapter unless the economic development~~
27 ~~authority approves the project.~~ The authority shall
28 adopt rules pursuant to chapter 17A governing the
29 program's operation and eligibility for participation
30 in the program. The authority shall establish by rule
31 criteria for determining what constitutes an eligible
32 business.
33 Sec. ___. Section 260F.8, Code 2014, is amended by
34 striking the section and inserting in lieu thereof the
35 following:
36 **260F.8 Program assessment, development, and**
37 **coordination.**
38 1. The authority shall establish performance
39 metrics for the job training programs funded under this
40 chapter and assess program outcomes on an annual basis.
41 2. A community college may retain up to ten percent
42 of the total project cost for the following purposes:
43 *a.* Outreach to employers by community college
44 business and industry outreach staff.
45 *b.* Monitoring the performance of training
46 agreements and accountability measures.
47 *c.* Development of training project and program
48 plans.
49 *d.* Business development activities.
50 Sec. ___. Section 403.21, subsections 1 and 3, Code

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1 2014, are amended to read as follows:
2 1. In order to promote communication and
3 cooperation among cities, counties, and community
4 colleges with respect to the allocation and division
5 of taxes, no jobs training projects as defined in
6 chapter 260E~~or 260F~~ shall be undertaken within the area
7 of operation of a municipality after July 1, 1995,
8 unless the municipality and the community college
9 have entered into an agreement or have jointly adopted
10 a plan relating to a community college's new jobs
11 training program which shall provide for a procedure
12 for advance notification to each affected municipality,
13 for exchange of information, for mutual consultation,
14 and for procedural guidelines for all such new jobs
15 training projects, including related project financing
16 to be undertaken within the area of operation of the
17 municipality. The joint agreement or the plan shall
18 state its precise duration and shall be binding on the
19 community college and the municipality with respect
20 to all new jobs training projects, including related
21 project financing undertaken during its existence.

22 The joint agreement or plan shall be effective upon
23 adoption and shall be placed on file in the office
24 of the secretary of the board of directors of the
25 community college and such other location as may be
26 stated in the joint agreement or plan. The joint
27 agreement or plan shall also be sent to each school
28 district which levied or certified for levy a property
29 tax on any portion of the taxable property located
30 in the area of operation of the municipality in the
31 fiscal year beginning prior to the calendar year in
32 which the plan is adopted or the agreement is reached.
33 If no such agreement is reached or plan adopted, the
34 community college shall not use incremental property
35 tax revenues to fund jobs training projects within the
36 area of operation of the municipality. Agreements
37 entered into between a community college and a city or
38 county pursuant to chapter 28E shall not apply.
39 3. ~~The community college shall send a copy of the~~
40 ~~final agreement prepared pursuant to section 260F.3 to~~
41 ~~the economic development authority.~~ For each year in
42 which incremental property taxes are used to retire
43 debt service on a jobs training advance issued for
44 a project creating new jobs, the community college
45 shall provide to the economic development authority a
46 report of the incremental property taxes and new jobs
47 credits from withholding generated for that year, a
48 specific description of the training conducted, the
49 number of employees provided ~~program~~ services under the
50 project, the median wage of employees in the new jobs

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1 in the project, and the administrative costs directly
2 attributable to the project.
3 Sec. ___. Section 558.1, Code 2014, is amended to
4 read as follows:
5 **558.1 "Instruments affecting real estate" defined ——**
6 **revocation.**
7 All instruments containing a power to convey, or in
8 any manner relating to real estate, including certified
9 copies of petitions in bankruptcy with or without the
10 schedules appended, of decrees of adjudication in
11 bankruptcy, and of orders approving trustees' bonds
12 in bankruptcy, and a jobs training agreement entered
13 into under chapter 260E~~or 260F~~ between an employer and
14 community college which contains a description of the
15 real estate affected, shall be held to be instruments
16 affecting the same; and no such instrument, when
17 acknowledged or certified and recorded as in this
18 chapter prescribed, can be revoked as to third parties
19 by any act of the parties by whom it was executed,
20 until the instrument containing such revocation is

21 acknowledged and filed for record in the same office
22 in which the instrument containing such power is
23 recorded, except that uniform commercial code financing
24 statements and financing statement changes as provided
25 in chapter 554 need not be thus acknowledged.
26 Sec. ___. REPEAL. Sections 15.343, 260F.6A, and
27 260F.6B, Code 2014, are repealed.
28 Sec. ___. RULES. The economic development
29 authority shall adopt rules to administer this Act.
30 Sec. ___. TRANSFER OF FUNDS. Except as otherwise
31 provided in this Act, all moneys in the workforce
32 development fund, created in section 15.343, Code 2014,
33 as of the effective date of this division of this Act
34 and any moneys accruing to the workforce development
35 fund, created in section 15.343, Code 2014, after the
36 effective date of this division of this Act, shall
37 be distributed equally between the job training fund
38 created in section 260F.6, as amended in this Act, and
39 the apprenticeship training program fund created in
40 section 15B.3, as enacted in this Act, and deposited in
41 the job training fund and the apprenticeship training
42 program fund.>
43 9. Page 17, after line 26 by inserting:
44 <DIVISION ___
45 STEM INTERNSHIPS
46 Sec. ___. Section 15.411, subsection 3, Code 2014,
47 is amended to read as follows:
48 3. *a.* The authority shall establish and administer
49 an ~~innovative businesses~~ internship program with two
50 components for Iowa students. For purposes of this

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1 subsection, *"Iowa student"* means a student of an Iowa
2 community college, private college, or institution of
3 higher learning under the control of the state board of
4 regents, or a student who graduated from high school in
5 Iowa but now attends an institution of higher learning
6 outside the state of Iowa.
7 *b.* The purpose of the first component of the
8 program is to link Iowa students to small and medium
9 sized Iowa firms through internship opportunities. An
10 Iowa employer may receive financial assistance in an
11 amount of one dollar for every two dollars paid by
12 the employer to an intern. The amount of financial
13 assistance shall not exceed three thousand one hundred
14 dollars for any single internship, or nine thousand
15 three hundred dollars for any single employer. In
16 order to be eligible to receive financial assistance
17 under this ~~subsection~~ paragraph, the employer must
18 have five hundred or fewer employees and must be an
19 innovative business. The authority shall encourage

20 youth who reside in economically distressed areas,
21 youth adjudicated to have committed a delinquent
22 act, and youth transitioning out of foster care to
23 participate in the first component of the internship
24 program.
25 *c.* (1) The purpose of the second component of the
26 program is to assist in placing Iowa students studying
27 in the fields of science, technology, engineering, and
28 mathematics into internships that lead to permanent
29 positions with Iowa employers. The authority shall
30 collaborate with eligible employers, including but not
31 limited to innovative businesses, to ensure that the
32 interns hired are studying in such fields. An Iowa
33 employer may receive financial assistance in an amount
34 of one dollar for every dollar paid by the employer to
35 an intern. The amount of financial assistance shall
36 not exceed five thousand dollars per internship. The
37 authority may adopt rules to administer this component.
38 (2) The requirement to administer this component of
39 the internship program is contingent upon the provision
40 of funding for such purposes by the general assembly.
41 DIVISION ___
42 FINANCIAL ASSISTANCE FOR BORDER COUNTY HOSPITALS
43 Sec. ___. FINANCIAL ASSISTANCE FOR BORDER COUNTY
44 HOSPITALS.
45 1. Notwithstanding the purposes provided under
46 section 16.182, subsection 1, section 16.183,
47 subsection 1, section 16.184, subsection 1, and section
48 16.185, subsection 1, the Iowa finance authority
49 created in section 16.1A shall use moneys from the
50 funds created in sections 16.182, 16.183, 16.184, and

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1 16.185 to provide financial assistance directly to
2 hospitals in counties that border other states. A
3 border county hospital may apply to the authority for
4 financial assistance and the authority shall provide
5 financial assistance pursuant to this section if the
6 applying hospital meets the criteria described in
7 subsection 2 and funding is available.
8 2. To qualify for financial assistance pursuant
9 to this section, a hospital shall meet the following
10 criteria:
11 a. The hospital is licensed in this state and is
12 located in a county bordering two states.
13 b. The hospital is located in a county with a
14 population of greater than 25,000 persons, but less
15 than 50,000 persons.
16 c. Not less than ninety percent of the operations
17 of the hospital are located within this state.
18 d. Based upon the hospital's net worth, cash flow,

19 debt-to-asset ratio, and other criteria prescribed by
20 the authority, the applying hospital has determined
21 that without receiving financial assistance pursuant
22 to this section, the hospital could not reasonably be
23 expected to obtain, retain, restructure, or service
24 loans or other financing for operating expenses or cash
25 flow requirements on a reasonable and affordable basis.
26 3. a. The Iowa finance authority shall provide
27 financial assistance pursuant to this section in the
28 form of a loan. The loan may be a secured or unsecured
29 direct loan to the qualifying hospital.
30 b. The amount of financial assistance provided
31 pursuant to this section as a secured or unsecured
32 direct loan to a qualifying border hospital shall not
33 exceed five million dollars.
34 c. Any loan provided pursuant to this section shall
35 be fully amortized and repaid over a five-year period.
36 d. Repayments of any loan provided pursuant to
37 this section shall be made to the authority and the
38 authority shall credit the moneys to the account from
39 which it was provided.
40 4. Notwithstanding the purposes provided under
41 section 16.182, subsection 1, section 16.183,
42 subsection 1, section 16.184, subsection 1, and section
43 16.185, subsection 1, moneys in the funds established
44 in sections 16.182, 16.183, 16.184, and 16.185 may be
45 commingled and transferred for the purpose of providing
46 financial assistance pursuant to this section or for
47 the purposes provided under section 16.182, subsection
48 1, section 16.183, subsection 1, section 16.184,
49 subsection 1, and section 16.185, subsection 1. Moneys
50 in the funds established in sections 16.182, 16.183,

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1 16.184, and 16.185 shall be commingled or transferred
2 if the moneys in any of the funds individually are
3 insufficient to provide financial assistance pursuant
4 to this section, or to provide assistance for the
5 purposes provided in section 16.182, subsection
6 1, section 16.183, subsection 1, section 16.184,
7 subsection 1, and section 16.185, subsection 1.
8 5. As used in this section, unless the context
9 otherwise requires, "hospital" means the same as
10 defined in section 135B.1.
11 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
12 of this Act, being deemed of immediate importance,
13 takes effect upon enactment.
14 DIVISION ___
15 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS
16 Sec. ___. PERSONNEL SETTLEMENT AGREEMENT
17 PAYMENTS. As a condition made to any appropriation

18 to the department of cultural affairs, the economic
19 development authority, the Iowa finance authority,
20 the public employment relations board, the department
21 of workforce development, the state board of regents,
22 Iowa state university, the state university of Iowa,
23 or the university of northern Iowa as provided in
24 this Act, moneys appropriated and any other moneys
25 available for use by that entity under this Act shall
26 not be used for the payment of a personnel settlement
27 agreement between that entity and a state employee
28 that contains a confidentiality provision intended to
29 prevent public disclosure of the agreement or any terms
30 of the agreement.>
31 10. Title page, line 6, after <matters> by
32 inserting <, and including effective date provisions>
33 11. By renumbering, redesignating, and correcting
34 internal references as necessary.

SENATE AMENDMENT

H-8350

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Uterine cancer.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8351

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Kidney cancer.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8352

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Bladder cancer.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8353

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Testicular cancer.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8354

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Brain cancer.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8355

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Melanoma.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8356

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Lupus.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8357

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Crohn's disease.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8358

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Multiple sclerosis.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8359

1 Amend the amendment, H-8345, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <___. Acquired immune deficiency syndrome.>
5 2. By renumbering as necessary.

L. MILLER of Scott

H-8360

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. INDUSTRIAL HEMP STUDY. Iowa state
6 university of science and technology shall establish
7 and conduct an industrial hemp research project which
8 shall include research to determine the appropriate
9 percentage of tetrahydrocannabinol by weight that
10 is considered the threshold for cannabis to have a
11 psychotropic effect or an intoxicating potential.>
12 2. Title page, by striking lines 1 and 2 and
13 inserting <An Act requiring Iowa state university of
14 science and technology to conduct an industrial hemp
15 research project.>

L. MILLER of Scott

H-8361

1 Amend Senate File 2360, as passed by the Senate, as
2 follows:
3 1. Page 6, line 19, after <administration> by
4 inserting <by a physician licensed under chapter 148>
5 2. By renumbering as necessary.

BRANDENBURG of Pottawattamie

H-8362

Amend House File 2473 as follows:

1. By striking everything after the enacting clause and inserting:

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR 2015-2016.

1. For the budget process applicable to the fiscal year beginning July 1, 2015, on or before October 1, 2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amounts appropriated from the general

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fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... $ ~~208,351~~
416,702

~~2. For regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):~~

~~..... $ 582,000~~

3. For payment for nonpublic school transportation under section 285.2:

..... $ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... $ ~~9,208~~
18,416

Sec. 4. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II

CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. Except as provided in paragraphs *"b"*, *"c"*, ~~and~~ *"d"*, and *"0e"*, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only be appropriated by the general assembly for emergency expenditures.

Sec. 6. Section 8.55, subsection 3, Code 2014, is amended by adding the following new paragraph:

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1 NEW PARAGRAPH. *0e.* There is appropriated from the
2 Iowa economic emergency fund to the state appeal board
3 an amount sufficient to pay claims authorized by the
4 state appeal board as provided in section 25.2.
5 Sec. 7. Section 25.2, subsection 4, Code 2014, is
6 amended to read as follows:
7 4. Payments authorized by the state appeal board
8 shall be paid from the appropriation or fund of
9 original certification of the claim. However, if that
10 appropriation or fund has since reverted under section
11 8.33, then such payment authorized by the state appeal
12 board shall be ~~out of any money in the state treasury~~
13 ~~not otherwise appropriated~~ as follows:
14 *a.* From the appropriation made from the Iowa
15 economic emergency fund in section 8.55 for purposes of
16 paying such expenses.
17 *b.* To the extent the appropriation from the
18 Iowa economic emergency fund described in paragraph
19 *"a"* is insufficient to pay such expenses, there is
20 appropriated from moneys in the general fund of the
21 state not otherwise appropriated the amount necessary
22 to fund the deficiency.
23 DIVISION III
24 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS
25 Sec. 8. BUILDING CODE COMMISSIONER. There is
26 appropriated from the general fund of the state to
27 the department of public safety for the fiscal year
28 beginning July 1, 2014, and ending June 30, 2015, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:
31 For purposes of installation inspection duties under
32 chapter 103A, division IV:
33 ..... $ 100,000
34 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There
35 is appropriated from the general fund of the state to
36 the department on aging for the fiscal year beginning
37 July 1, 2014, and ending June 30, 2015, the following
38 amount, or so much thereof as is necessary, to be used
39 for the purposes designated:
40 To award to each area agency on aging designated
41 under section 231.32 in the proportion that the
42 estimated amount of older individuals in Iowa served by
43 that area agency on aging bears to the total estimated
44 amount of older individuals in Iowa, to be used to
45 provide congregate meals and home-delivered meals to
46 food-insecure older individuals in Iowa:
47 ..... $ 250,000
48 Sec. 10. Section 8.9, subsection 2, paragraph a,
49 Code 2014, is amended to read as follows:
50 *a.* All grant applications submitted and grant

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1 moneys received by a department on behalf of the state
2 shall be reported to the office of grants enterprise
3 management. The office shall by ~~January 31~~ December
4 1 of each year submit to the fiscal services division
5 of the legislative services agency a written report
6 listing all grants received during the ~~previous~~
7 ~~calendar~~ most recently completed federal fiscal year
8 with a value over one thousand dollars and the funding
9 entity and purpose for each grant. However, the
10 reports on grants filed by the state board of regents
11 pursuant to section 8.44 shall be deemed sufficient to
12 comply with the requirements of this subsection. In
13 addition, each department shall submit and the office
14 shall report, as applicable, for each grant applied
15 for or received and other federal moneys received
16 the expected duration of the grant or the other
17 moneys, maintenance of effort or other matching fund
18 requirements throughout and following the period of the
19 grant or the other moneys, the sources of the federal
20 funding and any match funding, any policy, program, or
21 operational requirement associated with receipt of the
22 funding, a status report on changes anticipated in the
23 federal requirements associated with the grant or other
24 federal funding during the fiscal year in progress and
25 the succeeding fiscal year, and any other information
26 concerning the grant or other federal funding that
27 would be helpful in the development of policy or
28 budget decisions. The fiscal services division of
29 the legislative services agency shall compile the
30 information received for consideration by the standing
31 joint appropriations subcommittees of the general
32 assembly.
33 Sec. 11. Section 68B.3, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 2A. This section does not apply to
36 sales of services by a member of a board or commission
37 as defined under section 7E.4 to state executive branch
38 agencies or subunits of departments or independent
39 agencies as defined in section 7E.4 that are not the
40 subunit of the department or independent agency in
41 which the person serves or are not a subunit of a
42 department or independent agency with which the person
43 has substantial and regular contact as part of the
44 person's duties.
45 Sec. 12. Section 522B.1, Code 2014, is amended by
46 adding the following new subsection:
47 NEW SUBSECTION. 12A. *"Policy owner"* means a person
48 who is identified as the legal owner of an insurance
49 policy or contract under the terms of the insurance
50 policy or contract, or who is otherwise vested with

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1 legal title to the insurance policy or contract through
2 a valid assignment completed in accordance with the
3 terms of the insurance policy or contract and is
4 properly recorded as the legal owner of the policy or
5 contract in the records of the insurer. *"Policy owner"*
6 does not include a person who has a mere beneficial
7 interest in an insurance policy or contract.
8 Sec. 13. Section 522B.11, subsection 7, Code 2014,
9 is amended by adding the following new paragraphs:
10 NEW PARAGRAPH. *c.* Notwithstanding the holding
11 in Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d
12 91 (Iowa 2012), an insurance producer, while acting
13 within the scope and course of the license provided
14 for by this chapter, is not in the business of
15 supplying information to others unless the requirements
16 of paragraph *"a"* relating to expanded duties and
17 responsibilities are met.
18 NEW PARAGRAPH. *d.* Neither an insurance producer
19 nor an insurer has a duty to change the beneficiary of
20 an insurance policy or contract unless clear written
21 evidence of the policy owner's intent to change a
22 beneficiary of the policy or contract is presented
23 to the insurance producer or insurer in the manner
24 required by the policy or contract prior to the payment
25 of any insurance benefits under the policy or contract.
26 Such evidence shall be provided in the same manner as a
27 claim for benefits under the policy or contract.
28 NEW PARAGRAPH. *e.* Notwithstanding the holding in
29 St. Malachy Roman Catholic Congregation v. Ingram, No.
30 12-1817 (Iowa Dec. 27, 2013), an insurance producer
31 owes any duties and responsibilities referred to in
32 this subsection only to the policy owner, the person
33 in privity of contract with the insurance producer,
34 and the principal in the agency relationship with the
35 insurance producer.
36 Sec. 14. Section 724.1, subsection 8, Code 2014, is
37 amended by striking the subsection.
38 Sec. 15. NEW SECTION. **724.3A Firearm suppressors.**
39 Any person, trust, corporation, or other entity may
40 possess a firearm suppressor if the firearm suppressor
41 is registered and possessed in compliance with federal
42 law and regulations.
43 Sec. 16. EFFECTIVE UPON ENACTMENT. The following
44 provision or provisions of this division of this Act,
45 being deemed of immediate importance, take effect upon
46 enactment:
47 1. The section amending section 522B.1.
48 2. The section amending section 522B.11.
49 DIVISION IV
50 CORRECTIVE PROVISIONS

Page 6

Sec. 17. Section 123.47, subsection 1A, paragraph c, subparagraph (2), as enacted by 2014 Iowa Acts, Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 18. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 19. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 20. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

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Sec. 21. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 22. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 23. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 24. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 25. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

DIVISION V

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

Page 8

Sec. 26. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

13. To establish policies with regard to publishing printed and electronic versions of legal publications as provided in chapters 2A and 2B, including the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules, or any part of those publications. The publishing policies may include, but are not limited to: the style and format to be used; the frequency of publication; the contents of the publications; the numbering systems to be used; the preparation of editorial comments or notations; the correction of errors; the type of print or electronic media and data processing software to be used; the number of volumes to be published; recommended revisions; the letting of contracts for publication; the pricing of the publications to which section 22.3 does not apply; access to, and the use, reproduction, legal protection, sale or distribution, and pricing of related data processing software consistent with chapter 22; and any other matters deemed necessary to the publication of uniform and understandable publications.

Sec. 27. Section 2A.1, subsection 2, paragraph d, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Publication of the official legal publications of the state, including but not limited to the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules as provided in chapter 2B. The legislative services agency shall do all of the following:

Sec. 28. Section 2A.5, subsection 2, paragraph b, Code 2014, is amended by striking the paragraph.

Sec. 29. Section 2A.5, Code 2014, is amended by adding the following new subsection:

<u>NEW SUBSECTION.</u> 2A. The legislative services agency shall publish annually an electronic or printed version of the roster of state officials. The roster of state officials shall include a correct list of state officers and deputies; members of boards and commissions; justices of the supreme court, judges of the court of appeals, and judges of the district courts including district associate judges and judicial magistrates; and members of the general assembly. The office of the governor shall cooperate in the preparation of the list.

Sec. 30. Section 2B.5, subsection 3, Code 2014, is amended by striking the subsection.

Sec. 31. Section 2B.5A, subsection 2, Code 2014, is

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amended to read as follows:

2. In consultation with the administrative rules coordinator, the administrative code editor shall prescribe a uniform style and form required for a person filing a document for publication in the Iowa administrative bulletin or the Iowa administrative code, including but not limited to a rulemaking document. A rulemaking document includes a notice of intended action as provided in section 17A.4 or an adopted rule for filing as provided in section 17A.5. The rulemaking document shall correlate each rule to the uniform numbering system established by the administrative code editor. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa administrative bulletin and the Iowa administrative code. The administrative code editor shall review all submitted documents for style and form and notify the administrative rules coordinator if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form. The style and form prescribed shall require that a rulemaking document include a reference to the statute which the rules are intended to implement.

Sec. 32. Section 2B.5A, subsection 6, paragraph a, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print ~~edition~~ version may include an index.

Sec. 33. Section 2B.5B, subsection 2, Code 2014, is amended to read as follows:

2. The administrative code editor, upon direction by the Iowa supreme court and in accordance with the policies of the legislative council pursuant to section 2.42 and the legislative services agency pursuant to section 2A.1, shall prescribe a uniform style and form required for filing a document for publication in the Iowa court rules. The document shall correlate each rule to the uniform numbering system. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa court rules. The administrative code editor shall review all submitted documents for style and form and notify the Iowa supreme court if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form.

Sec. 34. Section 2B.5B, subsection 3, paragraph b, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print version ~~shall~~ may include an index.

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Sec. 35. Section 2B.6, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 36. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement.~~

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as possible after the final adjournment of a regular session of a general assembly. The legislative services agency may publish a new edition of the Iowa Code or Code Supplement as soon as possible after the final adjournment of a special session of the general assembly.~~

3. An edition of the Iowa Code ~~or Code Supplement~~ shall contain each Code section in its new or amended form. However, a new section or amendment which does not take effect until after the probable publication date of a succeeding Iowa Code ~~or Code Supplement~~ may be deferred for publication in that succeeding Iowa Code ~~or Code Supplement~~. The sections shall be inserted in each edition in a logical order as determined by the Iowa Code editor in accordance with the policies of the legislative council.

4. Each section of an Iowa Code ~~or Code Supplement~~ shall be indicated by a number printed in boldface type and shall have an appropriate headnote printed in boldface type.

5. The Iowa Code shall include all of the following:

a. The Declaration of Independence.

b. The Articles of Confederation.

c. The Constitution of the United States.

d. The laws of the United States relating to the authentication of records.

e. The Constitution of the State of Iowa, original and codified versions.

f. The Act admitting Iowa into the union as a state.

g. The arrangement of the Code into distinct units, as established by the legislative services agency, which may include titles, subunits of titles, chapters,

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subunits of chapters, and sections, and subunits of sections. The distinct units shall be numbered and may include names.

h. All of the statutes of Iowa of a general and permanent nature, except as provided in subsection 3.

i. A comprehensive method to search and identify its contents, including the text of the Constitution and statutes of the State of Iowa.

(1) An electronic version may include search and retrieval programming, analysis of titles and chapters, and an index and a summary index.

(2) A print version shall include an analysis of titles and chapters, and may include an index and a summary index.

6. The Iowa Code may include all of the following:

a. A preface.

b. A description of citations to statutes.

c. Abbreviations to other publications which may be referred to in the Iowa Code.

d. Appropriate historical references or source notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the

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legislative council.

8. In lieu of or in addition to publishing an annual edition of the Iowa Code, the legislative services agency, in accordance with the policies of the legislative council, may publish a supplement to the Iowa Code, as necessary or desirable, in a manner similar to the publication of an annual edition of the Iowa Code.

Sec. 37. Section 2B.13, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The Iowa Code editor in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~ shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:

Sec. 38. Section 2B.13, subsection 1, paragraph f, Code 2014, is amended to read as follows:

f. Transfer, divide, or combine sections or parts of sections and add or ~~amend~~ revise headnotes to sections and ~~subsections~~ section subunits. Pursuant to section 3.3, the headnotes are not part of the law.

Sec. 39. Section 2B.13, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~, establish standards for and change capitalization, spelling, and punctuation in any provision for purposes of uniformity and consistency in language.

Sec. 40. Section 2B.13, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code ~~or Code Supplement~~ changes.

Sec. 41. Section 2B.13, subsection 5, Code 2014, is amended to read as follows:

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of ~~printing~~ publishing a section or chapter of the Iowa Code ~~or Code Supplement~~. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor shall also maintain a separate record of the changes made under subsection 1, paragraphs *"b"* through *"h"*. The records shall be available to the public.

Sec. 42. Section 2B.13, subsection 7, paragraph a, Code 2014, is amended to read as follows:

a. The effective date of an edition of the Iowa Code or of a supplement to the Iowa Code ~~Supplement~~ or an edition of the Iowa administrative code is its publication date. A publication date is the date the

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publication is conclusively presumed to be complete, incorporating all revisions or editorial changes.

Sec. 43. Section 2B.13, subsection 7, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) For the Iowa Code or a supplement to the Iowa Code ~~Supplement~~, the publication date is the first day of the next regular session of the general assembly convened pursuant to Article III, section 2, of the Constitution of the State of Iowa. However, the legislative services agency may establish an alternative publication date, which may be the date that the publication is first available to the public accessing the general assembly's internet site. The legislative services agency shall provide notice of such an alternative publication date on the general assembly's internet site.

Sec. 44. Section 2B.17, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. For statutes, the official versions of publications shall be known as the Iowa Acts, the Iowa Code, and the Code Supplement for supplements for the years 1979 through 2011.

Sec. 45. Section 2B.17, subsection 4, paragraph c, Code 2014, is amended to read as follows:

c. The Iowa Code shall be cited as the Iowa Code. ~~The Code Supplement~~ Supplements to the Iowa Code published for the years 1979 through 2011 shall be cited as the Code Supplement. Subject to the legislative services agency style manual, the Iowa Code may be cited as the Code of Iowa or Code and the Code Supplement may be cited as the Iowa Code Supplement, with references identifying parts of the publication, including but not limited to title or chapter, section, or subunit of a section. If the citation refers to a past edition of the Iowa Code or Code Supplement, the citation shall identify the year of publication. The legislative services agency style manual shall provide for a citation form for any supplements to the Iowa Code published after the year 2013.

Sec. 46. Section 2B.18, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa Code editor is the custodian of the official legal publications known as the Iowa Acts, Iowa Code, and Code Supplement for supplements to the Iowa Code for the years 1979 through 2011, and for any other supplements to the Iowa Code. The Iowa Code editor may attest to and authenticate any portion of such official legal publication for purposes of admitting a portion of the official legal publication

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in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 47. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 48. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION VI

SNOWMOBILES

Sec. 49. Section 321G.3, subsection 1, Code 2014, is amended to read as follows:

1. Each snowmobile used by a resident on public land, public ice, or a designated snowmobile trail of this state shall be currently registered in this state pursuant to section 321G.4. A ~~person~~ resident shall not operate, maintain, or give permission for the operation or maintenance of a snowmobile on public land, public ice, or a designated snowmobile trail unless the snowmobile is registered in accordance with this chapter~~or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect~~. ~~A~~ The owner of a snowmobile must also ~~be issued~~ obtain a user permit in accordance with ~~this chapter~~ section 321G.4A.

Sec. 50. Section 321G.4, subsections 2 and 4, Code

2014, are amended to read as follows:

2. The owner of the snowmobile shall file an application for registration with the department through the county recorder of the county of residence~~, or in the case of a nonresident owner, in the county of primary use,~~ in the manner established by the commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in section 321G.27. A snowmobile shall not be registered by the county recorder until the county recorder is presented with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the snowmobile or that the owner is exempt from paying the tax. A snowmobile that has an expired registration certificate from another state may be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

4. Notwithstanding subsections 1 and 2, a snowmobile ~~that is more than thirty years old~~ manufactured prior to 1984 may be registered as an antique snowmobile for a one-time fee of twenty-five dollars, which shall exempt the owner from annual registration and fee requirements for that snowmobile. However, if ownership of ~~such a~~ an antique snowmobile is transferred, the new owner shall register the snowmobile and pay the one-time fee as required under this subsection. A snowmobile may be registered under this section with only a signed bill of sale as evidence of ownership.

Sec. 51. NEW SECTION. **321G.4B Nonresident requirements —— penalties.**

1. A nonresident wishing to operate a snowmobile on public land, public ice, or a designated snowmobile trail of this state shall obtain a user permit in accordance with section 321G.4A. In addition to obtaining a user permit, a nonresident shall display a current registration decal or other evidence of registration or numbering required by the owner's state of residence unless the owner resides in a state that does not register or number snowmobiles.

2. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a user permit has been obtained and provide evidence of registration or numbering as required by the owner's state of residence, if applicable, to the department within thirty days of the date the fine is paid. A

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1 person who violates this section is guilty of a simple
2 misdemeanor.
3 Sec. 52. Section 321G.20, Code 2014, is amended by
4 striking the section and inserting in lieu thereof the
5 following:
6 **321G.20 Operation by persons under sixteen.**
7 A person under sixteen years of age shall not
8 operate a snowmobile on a designated snowmobile
9 trail, public land, or public ice unless the operation
10 is under the direct supervision of a parent, legal
11 guardian, or another person of at least eighteen years
12 of age authorized by the parent or guardian, who is
13 experienced in snowmobile operation and who possesses a
14 valid driver's license, as defined in section 321.1, or
15 an education certificate issued under this chapter.
16 Sec. 53. Section 321G.24, subsection 1, Code 2014,
17 is amended to read as follows:
18 1. A person ~~under eighteen~~ twelve through seventeen
19 years of age shall not operate a snowmobile on public
20 land, public ice, a designated snowmobile trail, or
21 land purchased with snowmobile registration funds
22 in this state without obtaining ~~a valid~~ an education
23 certificate approved by the department and having
24 the certificate in the person's possession, unless
25 the person is accompanied on the same snowmobile by
26 a responsible person of at least eighteen years of
27 age who is experienced in snowmobile operation and
28 possesses a valid driver's license, as defined in
29 section 321.1, or an education certificate issued under
30 this chapter.
31 Sec. 54. Section 805.8B, subsection 2, paragraph a,
32 Code 2014, is amended to read as follows:
33 *a.* For registration or user permit violations under
34 section 321G.3, subsection 1, or section 321G.4B, the
35 scheduled fine is fifty dollars.
36 DIVISION VII
37 STATEWIDE PRESCHOOL
38 Sec. 55. Section 256C.3, subsection 3, paragraph h,
39 Code 2014, is amended to read as follows:
40 *h.* Provision for ensuring that children receiving
41 care from other child care arrangements can participate
42 in the preschool program with minimal disruption due to
43 transportation and movement from one site to another.
44 The children participating in the preschool program may
45 be transported by the school district to activities
46 associated with the program along with other children.
47 Sec. 56. Section 256C.4, subsection 1, paragraphs g
48 and h, Code 2014, are amended to read as follows:
49 *g.* For the fiscal year beginning July 1, ~~2011~~
50 2013, and each succeeding fiscal year, of the amount

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of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not more than five percent may be used by the school district for administering the district's approved local program. Outreach activities and rent for facilities not owned by the school district are permissive uses of the administrative funds.

h. For the fiscal year beginning July 1, ~~2012~~ 2013, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not less than ninety-five percent of the per pupil amount shall be passed through to a community-based provider for each pupil enrolled in the district's approved local program. For the fiscal year beginning July 1, ~~2011~~ 2013, and each succeeding fiscal year, not more than ~~five~~ ten percent of the amount of preschool foundation aid passed through to a community-based provider may be used by the community-based provider for administrative costs. The costs of outreach activities and rent for facilities not owned by the school district are permissive administrative costs. The costs of transportation involving children participating in the preschool program and other children may be prorated.

Sec. 57. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 58. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2013.>

2. Title page, by striking lines 1 through 3 and inserting <An Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions.>

SODERBERG of Plymouth

H-8363

Amend the amendment, H-8362, to House File 2473 as follows:

1. By striking page 1, line 1, through page 17, line 37, and inserting:

<Amend House File 2473 as follows:

___. By striking everything after the enacting clause and inserting:

<DIVISION I

9 STANDING APPROPRIATIONS AND RELATED MATTERS
10 Section 1. 2013 Iowa Acts, chapter 140, is amended
11 by adding the following new section:
12 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL
13 YEAR 2015-2016.
14 1. For the budget process applicable to the fiscal
15 year beginning July 1, 2015, on or before October 1,
16 2014, in lieu of the information specified in section
17 8.23, subsection 1, unnumbered paragraph 1, and
18 paragraph "a", all departments and establishments of
19 the government shall transmit to the director of the
20 department of management, on blanks to be furnished
21 by the director, estimates of their expenditure
22 requirements, including every proposed expenditure, for
23 the ensuing fiscal year, together with supporting data
24 and explanations as called for by the director of the
25 department of management after consultation with the
26 legislative services agency.
27 2. The estimates of expenditure requirements
28 shall be in a form specified by the director of
29 the department of management, and the expenditure
30 requirements shall include all proposed expenditures
31 and shall be prioritized by program or the results to
32 be achieved. The estimates shall be accompanied by
33 performance measures for evaluating the effectiveness
34 of the programs or results.
35 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by
36 adding the following new section:
37 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.
38 1. The appropriations made pursuant to section
39 2.12 for the expenses of the general assembly and
40 legislative agencies for the fiscal year beginning July
41 1, 2014, and ending June 30, 2015, are reduced by the
42 following amount:
43 ..... $ 3,000,000
44 2. The budgeted amounts for the general assembly
45 for the fiscal year beginning July 1, 2014, may be
46 adjusted to reflect unexpended budgeted amounts from
47 the previous fiscal year.
48 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is
49 amended to read as follows:
50 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

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1 —— FY 2014-2015. Notwithstanding the standing
2 appropriations in the following designated sections for
3 the fiscal year beginning July 1, 2014, and ending June
4 30, 2015, the amounts appropriated from the general
5 fund of the state pursuant to these sections for the
6 following designated purposes shall not exceed the
7 following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):
..... $ ~~208,351~~
416,702

~~2. For regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):~~
~~..... $ 582,000~~

3. For payment for nonpublic school transportation under section 285.2:
..... $ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:
..... $ ~~9,208~~
18,416

Sec. 4. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II
CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. Except as provided in paragraphs *"b"*, *"c"*, ~~and~~ *"d"*, and *"0e"*, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only

be appropriated by the general assembly for emergency expenditures.

Sec. 6. Section 8.55, subsection 3, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0e.* There is appropriated from the Iowa economic emergency fund to the state appeal board

an amount sufficient to pay claims authorized by the state appeal board as provided in section 25.2.

Sec. 7. Section 25.2, subsection 4, Code 2014, is amended to read as follows:

4. Payments authorized by the state appeal board shall be paid from the appropriation or fund of original certification of the claim. However, if that appropriation or fund has since reverted under section 8.33, then such payment authorized by the state appeal board shall be ~~out of any money in the state treasury not otherwise appropriated~~ as follows:

a. From the appropriation made from the Iowa economic emergency fund in section 8.55 for purposes of paying such expenses.

b. To the extent the appropriation from the Iowa economic emergency fund described in paragraph *"a"* is insufficient to pay such expenses, there is appropriated from moneys in the general fund of the state not otherwise appropriated the amount necessary to fund the deficiency.

DIVISION III

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the purposes provided in section 455E.11, subsection 2, paragraph "c", there is appropriated from the household hazardous waste account of the groundwater protection fund to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the department's air quality programs, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,400,000

Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To award to each area agency on aging designated under section 231.32 in the proportion that the estimated amount of older individuals in Iowa served by that area agency on aging bears to the total estimated

amount of older individuals in Iowa, to be used to provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa:

..... $ 250,000

Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The

director of the department of natural resources shall convene a stakeholder group for purposes of studying the funding of air quality programs administered by the department. By December 1, 2014, the department shall submit a written report to the general assembly regarding the findings and recommendations of the stakeholder group.

Sec. 11. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. The general assembly and the judicial branch shall not enter into a personnel settlement agreement with a state employee that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

Sec. 12. Section 8.9, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. All grant applications submitted and grant moneys received by a department on behalf of the state shall be reported to the office of grants enterprise management. The office shall by ~~January 31~~ December 1 of each year submit to the fiscal services division of the legislative services agency a written report listing all grants received during the ~~previous calendar~~ most recently completed federal fiscal year with a value over one thousand dollars and the funding entity and purpose for each grant. However, the reports on grants filed by the state board of regents pursuant to section 8.44 shall be deemed sufficient to comply with the requirements of this subsection. In addition, each department shall submit and the office shall report, as applicable, for each grant applied for or received and other federal moneys received the expected duration of the grant or the other moneys, maintenance of effort or other matching fund requirements throughout and following the period of the grant or the other moneys, the sources of the federal funding and any match funding, any policy, program, or operational requirement associated with receipt of the funding, a status report on changes anticipated in the federal requirements associated with the grant or other federal funding during the fiscal year in progress and the succeeding fiscal year, and any other information concerning the grant or other federal funding that would be helpful in the development of policy or budget decisions. The fiscal services division of the legislative services agency shall compile the

information received for consideration by the standing joint appropriations subcommittees of the general assembly.

Sec. 13. Section 68B.3, Code 2014, is amended by

5 adding the following new subsection:
6 NEW SUBSECTION. 2A. This section does not apply to
7 sales of services by a member of a board or commission
8 as defined under section 7E.4 to state executive branch
9 agencies or subunits of departments or independent
10 agencies as defined in section 7E.4 that are not the
11 subunit of the department or independent agency in
12 which the person serves or are not a subunit of a
13 department or independent agency with which the person
14 has substantial and regular contact as part of the
15 person's duties.
16 Sec. 14. Section 522B.1, Code 2014, is amended by
17 adding the following new subsection:
18 NEW SUBSECTION. 12A. *"Policy owner"* means a person
19 who is identified as the legal owner of an insurance
20 policy or contract under the terms of the insurance
21 policy or contract, or who is otherwise vested with
22 legal title to the insurance policy or contract through
23 a valid assignment completed in accordance with the
24 terms of the insurance policy or contract and is
25 properly recorded as the legal owner of the policy or
26 contract in the records of the insurer. *"Policy owner"*
27 does not include a person who has a mere beneficial
28 interest in an insurance policy or contract.
29 Sec. 15. Section 522B.11, subsection 7, Code 2014,
30 is amended by adding the following new paragraphs:
31 NEW PARAGRAPH. *c.* Notwithstanding the holding
32 in Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d
33 91 (Iowa 2012), an insurance producer, while acting
34 within the scope and course of the license provided
35 for by this chapter, is not in the business of
36 supplying information to others unless the requirements
37 of paragraph *"a"* relating to expanded duties and
38 responsibilities are met.
39 NEW PARAGRAPH. *d.* Neither an insurance producer
40 nor an insurer has a duty to change the beneficiary of
41 an insurance policy or contract unless clear written
42 evidence of the policy owner's intent to change a
43 beneficiary of the policy or contract is presented
44 to the insurance producer or insurer in the manner
45 required by the policy or contract prior to the payment
46 of any insurance benefits under the policy or contract.
47 Such evidence shall be provided in the same manner as a
48 claim for benefits under the policy or contract.
49 NEW PARAGRAPH. *e.* Notwithstanding the holding in
50 St. Malachy Roman Catholic Congregation v. Ingram, No.

1 12-1817 (Iowa Dec. 27, 2013), an insurance producer
2 owes any duties and responsibilities referred to in
3 this subsection only to the policy owner, the person

in privity of contract with the insurance producer, and the principal in the agency relationship with the insurance producer.

Sec. 16. Section 602.1302, subsection 3, Code 2014, is amended to read as follows:

3. A revolving fund is created in the state treasury for the payment of jury and witness fees, mileage, costs related to summoning jurors by the judicial branch, costs and fees related to the management and payment of interpreters and translators in judicial branch legal proceedings and court-ordered programs, and attorney fees paid by the state public defender for counsel appointed pursuant to section 600A.6A. The judicial branch shall deposit any reimbursements to the state for the payment of jury and witness fees and mileage in the revolving fund. In each calendar quarter the judicial branch shall reimburse the state public defender for attorney fees paid pursuant to section 600A.6B. Notwithstanding section 8.33, unencumbered and unobligated receipts in the revolving fund at the end of a fiscal year do not revert to the general fund of the state. The judicial branch shall on or before February 1 file a financial accounting of the moneys in the revolving fund with the legislative services agency. The accounting shall include an estimate of disbursements from the revolving fund for the remainder of the fiscal year and for the next fiscal year.

Sec. 17. Section 724.1, subsection 8, Code 2014, is amended by striking the subsection.

Sec. 18. NEW SECTION. **724.3A Firearm suppressors.**

Any person, trust, corporation, or other entity may possess a firearm suppressor if the firearm suppressor is registered and possessed in compliance with federal law and regulations.

Sec. 19. 2013 Iowa Acts, chapter 138, section 157, subsection 5A, if enacted by 2014 Iowa Acts, House File 2463, is amended by striking the subsection.

Sec. 20. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section amending section 522B.1.
2. The section amending section 522B.11.

DIVISION IV
CORRECTIVE PROVISIONS

Sec. 21. Section 15.353, subsection 1, paragraph c,

subparagraph (2), if enacted by 2014 Iowa Acts, House File 2448, is amended to read as follows:

(2) The average dwelling unit cost does not exceed two hundred fifty thousand dollars per dwelling unit if the project involves the rehabilitation, repair, redevelopment, or preservation of ~~eligible property, as that term is defined in section 404A.1, subsection 2~~ property described in section 404A.1, subsection 7, paragraph *"a"*.

Sec. 22. Section 15J.4, subsection 1, paragraph b, as amended by 2014 Iowa Acts, House File 2448, section 34, if enacted, is amended to read as follows:

b. The area was in whole or in part a designated economic development enterprise zone under chapter 15E, division XVIII, Code 2014, immediately prior to the effective date of this division of this Act, or the area is in whole or in part an urban renewal area established pursuant to chapter 403.

Sec. 23. Section 123.47, subsection 1A, paragraph c, subparagraph (2), as enacted by 2014 Iowa Acts, Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 24. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in

existence before, on, or after July 1, 2014.

Sec. 25. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 26. Section 425.15, subsection 1, paragraph a, as enacted by 2014 Iowa Acts, Senate File 2352, section 1, is amended to read as follows:

a. A veteran of any of the military forces of the United States, who acquired the homestead under 38 U.S.C. §21.801, 21.802, prior to August 6, 1991, or under 38 U.S.C. §2101, 2102.

Sec. 27. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 28. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 29. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~

1 rule any Commissioners Standard Industrial Mortality
2 Table adopted by the national association of insurance
3 commissioners for use in determining the minimum
4 nonforfeiture standard for policies issued on or after
5 the operative date of the valuation manual, then that
6 minimum nonforfeiture standard supersedes the minimum
7 nonforfeiture standard provided by the valuation
8 manual.
9 Sec. 30. Section 537.1301, subsection 46, as
10 enacted by 2014 Iowa Acts, House File 2324, section 17,
11 is amended to read as follows:
12 46. *"Threshold amount"* means the threshold amount,
13 as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b),
14 in effect during the period the consumer credit
15 transaction was entered into.
16 Sec. 31. 2014 Iowa Acts, Senate File 2257, section
17 15, is amended by striking the section and inserting in
18 lieu thereof the following:
19 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,
20 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,
21 Code 2014, are repealed.
22 Sec. 32. REPEAL. 2014 Iowa Acts, House File 2423,
23 section 159, is repealed.
24 Sec. 33. CONTINGENT EFFECTIVENESS. The section
25 of this division of this Act amending section 15.353,
26 subsection 1, paragraph *"c"*, subparagraph (2), takes
27 effect only if 2014 Iowa Acts, House File 2453, is
28 enacted.
29 DIVISION V
30 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS
31 Sec. 34. Section 2.42, subsection 13, Code 2014, is
32 amended to read as follows:
33 13. To establish policies with regard to publishing
34 printed and electronic versions of legal publications
35 as provided in chapters 2A and 2B, including the Iowa
36 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
37 bulletin, Iowa administrative code, and Iowa court
38 rules, or any part of those publications. The
39 publishing policies may include, but are not limited
40 to: the style and format to be used; the frequency
41 of publication; the contents of the publications;
42 the numbering systems to be used; the preparation of
43 editorial comments or notations; the correction of
44 errors; the type of print or electronic media and
45 data processing software to be used; the number of
46 volumes to be published; recommended revisions; the
47 letting of contracts for publication; the pricing of
48 the publications to which section 22.3 does not apply;
49 access to, and the use, reproduction, legal protection,
50 sale or distribution, and pricing of related data

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1 processing software consistent with chapter 22; and any
2 other matters deemed necessary to the publication of
3 uniform and understandable publications.
4 Sec. 35. Section 2A.1, subsection 2, paragraph d,
5 unnumbered paragraph 1, Code 2014, is amended to read
6 as follows:
7 Publication of the official legal publications
8 of the state, including but not limited to the Iowa
9 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
10 bulletin, Iowa administrative code, and Iowa court
11 rules as provided in chapter 2B. The legislative
12 services agency shall do all of the following:
13 Sec. 36. Section 2A.5, subsection 2, paragraph b,
14 Code 2014, is amended by striking the paragraph.
15 Sec. 37. Section 2A.5, Code 2014, is amended by
16 adding the following new subsection:
17 NEW SUBSECTION. 2A. The legislative services
18 agency shall publish annually an electronic or printed
19 version of the roster of state officials. The roster
20 of state officials shall include a correct list of
21 state officers and deputies; members of boards and
22 commissions; justices of the supreme court, judges
23 of the court of appeals, and judges of the district
24 courts including district associate judges and judicial
25 magistrates; and members of the general assembly.
26 The office of the governor shall cooperate in the
27 preparation of the list.
28 Sec. 38. Section 2B.5, subsection 3, Code 2014, is
29 amended by striking the subsection.
30 Sec. 39. Section 2B.5A, subsection 2, Code 2014, is
31 amended to read as follows:
32 2. In consultation with the administrative rules
33 coordinator, the administrative code editor shall
34 prescribe a uniform style and form required for a
35 person filing a document for publication in the Iowa
36 administrative bulletin or the Iowa administrative
37 code, including but not limited to a rulemaking
38 document. A rulemaking document includes a notice
39 of intended action as provided in section 17A.4 or
40 an adopted rule for filing as provided in section
41 17A.5. The rulemaking document shall correlate each
42 rule to the uniform numbering system established by
43 the administrative code editor. The administrative
44 code editor shall provide for the publication of
45 an electronic ~~publication~~ version of the Iowa
46 administrative bulletin and the Iowa administrative
47 code. The administrative code editor shall review
48 all submitted documents for style and form and notify
49 the administrative rules coordinator if a rulemaking
50 document is not in proper style or form, and may return

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or revise a document which is not in proper style and form. The style and form prescribed shall require that a rulemaking document include a reference to the statute which the rules are intended to implement.

Sec. 40. Section 2B.5A, subsection 6, paragraph a, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print ~~edition~~ version may include an index.

Sec. 41. Section 2B.5B, subsection 2, Code 2014, is amended to read as follows:

2. The administrative code editor, upon direction by the Iowa supreme court and in accordance with the policies of the legislative council pursuant to section 2.42 and the legislative services agency pursuant to section 2A.1, shall prescribe a uniform style and form required for filing a document for publication in the Iowa court rules. The document shall correlate each rule to the uniform numbering system. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa court rules. The administrative code editor shall review all submitted documents for style and form and notify the Iowa supreme court if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form.

Sec. 42. Section 2B.5B, subsection 3, paragraph b, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print version ~~shall~~ may include an index.

Sec. 43. Section 2B.6, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 44. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement~~.

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as possible after the final adjournment of a regular session of a general assembly. The legislative services agency may publish a new edition of the Iowa Code or Code Supplement as soon as possible after the~~

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1 ~~final adjournment of a special session of the general~~
2 ~~assembly.~~
3 3. An edition of the Iowa Code ~~or Code Supplement~~
4 shall contain each Code section in its new or amended
5 form. However, a new section or amendment which does
6 not take effect until after the probable publication
7 date of a succeeding Iowa Code ~~or Code Supplement~~
8 may be deferred for publication in that succeeding
9 Iowa Code ~~or Code Supplement~~. The sections shall
10 be inserted in each edition in a logical order as
11 determined by the Iowa Code editor in accordance with
12 the policies of the legislative council.
13 4. Each section of an Iowa Code ~~or Code Supplement~~
14 shall be indicated by a number printed in boldface
15 type and shall have an appropriate headnote printed in
16 boldface type.
17 5. The Iowa Code shall include all of the
18 following:
19 *a.* The Declaration of Independence.
20 *b.* The Articles of Confederation.
21 *c.* The Constitution of the United States.
22 *d.* The laws of the United States relating to the
23 authentication of records.
24 *e.* The Constitution of the State of Iowa, original
25 and codified versions.
26 *f.* The Act admitting Iowa into the union as a
27 state.
28 *g.* The arrangement of the Code into distinct units,
29 as established by the legislative services agency,
30 which may include titles, subunits of titles, chapters,
31 subunits of chapters, and sections, and subunits of
32 sections. The distinct units shall be numbered and may
33 include names.
34 *h.* All of the statutes of Iowa of a general and
35 permanent nature, except as provided in subsection 3.
36 *i.* A comprehensive method to search and identify
37 its contents, including the text of the Constitution
38 and statutes of the State of Iowa.
39 (1) An electronic version may include search and
40 retrieval programming, analysis of titles and chapters,
41 and an index and a summary index.
42 (2) A print version shall include an analysis of
43 titles and chapters, and <u>may include</u> an index and a
44 summary index.
45 6. The Iowa Code may include all of the following:
46 *a.* A preface.
47 *b.* A description of citations to statutes.
48 *c.* Abbreviations to other publications which may be
49 referred to in the Iowa Code.
50 *d.* Appropriate historical references or source

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notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the legislative council.

8. In lieu of or in addition to publishing an annual edition of the Iowa Code, the legislative services agency, in accordance with the policies of the legislative council, may publish a supplement to the Iowa Code, as necessary or desirable, in a manner similar to the publication of an annual edition of the Iowa Code.

Sec. 45. Section 2B.13, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The Iowa Code editor in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~ shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:

Sec. 46. Section 2B.13, subsection 1, paragraph f, Code 2014, is amended to read as follows:

f. Transfer, divide, or combine sections or parts of sections and add or ~~amend~~ revise headnotes to sections and ~~subsections~~ section subunits. Pursuant to section 3.3, the headnotes are not part of the law.

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Sec. 47. Section 2B.13, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~, establish standards for and change capitalization, spelling, and punctuation in any provision for purposes of uniformity and consistency in language.

Sec. 48. Section 2B.13, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code ~~or Code Supplement~~ changes.

Sec. 49. Section 2B.13, subsection 5, Code 2014, is amended to read as follows:

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of ~~printing~~ publishing a section or chapter of the Iowa Code ~~or Code Supplement~~. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor shall also maintain a separate record of the changes made under subsection 1, paragraphs *"b"* through *"h"*. The records shall be available to the public.

Sec. 50. Section 2B.13, subsection 7, paragraph a, Code 2014, is amended to read as follows:

a. The effective date of an edition of the Iowa Code or of a supplement to the Iowa Code ~~Supplement~~ or an edition of the Iowa administrative code is its publication date. A publication date is the date the publication is conclusively presumed to be complete, incorporating all revisions or editorial changes.

Sec. 51. Section 2B.13, subsection 7, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) For the Iowa Code or a supplement to the Iowa Code ~~Supplement~~, the publication date is the first day of the next regular session of the general assembly convened pursuant to Article III, section 2, of the Constitution of the State of Iowa. However, the legislative services agency may establish an alternative publication date, which may be the date that the publication is first available to the public accessing the general assembly's internet site. The legislative services agency shall provide notice of such an alternative publication date on the general assembly's internet site.

Sec. 52. Section 2B.17, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. For statutes, the official versions of

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publications shall be known as the Iowa Acts, the Iowa Code, and the Code Supplement for supplements for the years 1979 through 2011.

Sec. 53. Section 2B.17, subsection 4, paragraph c, Code 2014, is amended to read as follows:

c. The Iowa Code shall be cited as the Iowa Code. ~~The Code Supplement~~ Supplements to the Iowa Code published for the years 1979 through 2011 shall be cited as the Code Supplement. Subject to the legislative services agency style manual, the Iowa Code may be cited as the Code of Iowa or Code and the Code Supplement may be cited as the Iowa Code Supplement, with references identifying parts of the publication, including but not limited to title or chapter, section, or subunit of a section. If the citation refers to a past edition of the Iowa Code or Code Supplement, the citation shall identify the year of publication. The legislative services agency style manual shall provide for a citation form for any supplements to the Iowa Code published after the year 2013.

Sec. 54. Section 2B.18, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa Code editor is the custodian of the official legal publications known as the Iowa Acts, Iowa Code, and Code Supplement for supplements to the Iowa Code for the years 1979 through 2011, and for any other supplements to the Iowa Code. The Iowa Code editor may attest to and authenticate any portion of such official legal publication for purposes of admitting a portion of the official legal publication in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 55. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 56. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may~~

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1 ~~be placed a reference to the section number of the~~
2 ~~Code, or any Iowa Act from which the matter of the Code~~
3 ~~section was taken~~ or Code section subunit. However,
4 except as provided for the uniform commercial code
5 pursuant to section 554.1107, headnotes shall not be
6 considered as part of the law as enacted.
7 2. At the end of a Code section there may be placed
8 a reference to the section number of the Code, or any
9 Iowa Act from which the matter of the Code section was
10 taken. Historical references shall not be considered
11 as a part of the law as enacted.
12 DIVISION VI
13 SNOWMOBILES
14 Sec. 57. Section 321G.3, subsection 1, Code 2014,
15 is amended to read as follows:
16 1. Each snowmobile used by a resident on public
17 land, public ice, or a designated snowmobile trail
18 of this state shall be currently registered in this
19 state pursuant to section 321G.4. A ~~person~~ resident
20 shall not operate, maintain, or give permission for
21 the operation or maintenance of a snowmobile on public
22 land, public ice, or a designated snowmobile trail
23 unless the snowmobile is registered in accordance with
24 this chapter~~or applicable federal laws or in accordance~~
25 ~~with an approved numbering system of another state~~
26 ~~and the evidence of registration is in full force and~~
27 ~~effect~~. ~~A~~ The owner of a snowmobile must also ~~be~~
28 ~~issued~~ obtain a user permit in accordance with ~~this~~
29 ~~chapter~~ section 321G.4A.
30 Sec. 58. Section 321G.4, subsections 2 and 4, Code
31 2014, are amended to read as follows:
32 2. The owner of the snowmobile shall file an
33 application for registration with the department
34 through the county recorder of the county of residence~~,~~
35 ~~or in the case of a nonresident owner, in the county~~
36 ~~of primary use,~~ in the manner established by the
37 commission. The application shall be completed by the
38 owner and shall be accompanied by a fee of fifteen
39 dollars and a writing fee as provided in section
40 321G.27. A snowmobile shall not be registered by the
41 county recorder until the county recorder is presented
42 with receipts, bills of sale, or other satisfactory
43 evidence that the sales or use tax has been paid for
44 the purchase of the snowmobile or that the owner is
45 exempt from paying the tax. A snowmobile that has an
46 expired registration certificate from another state may
47 be registered in this state upon proper application,
48 payment of all applicable registration and writing
49 fees, and payment of a penalty of five dollars.
50 4. Notwithstanding subsections 1 and 2, a

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1 snowmobile ~~that is more than thirty years old~~
2 manufactured prior to 1984 may be registered as an
3 antique snowmobile for a one-time fee of twenty-five
4 dollars, which shall exempt the owner from annual
5 registration and fee requirements for that snowmobile.
6 However, if ownership of ~~such a~~ an antique snowmobile
7 is transferred, the new owner shall register the
8 snowmobile and pay the one-time fee as required under
9 this subsection. A snowmobile may be registered
10 under this section with only a signed bill of sale as
11 evidence of ownership.
12 Sec. 59. NEW SECTION. **321G.4B Nonresident**
13 **requirements —— penalties.**
14 1. A nonresident wishing to operate a snowmobile
15 on public land, public ice, or a designated snowmobile
16 trail of this state shall obtain a user permit in
17 accordance with section 321G.4A. In addition to
18 obtaining a user permit, a nonresident shall display
19 a current registration decal or other evidence of
20 registration or numbering required by the owner's state
21 of residence unless the owner resides in a state that
22 does not register or number snowmobiles.
23 2. A violation of subsection 1 is punishable as a
24 scheduled violation under section 805.8B, subsection
25 2, paragraph *"a"*. When the scheduled fine is paid, the
26 violator shall submit proof to the department that a
27 user permit has been obtained and provide evidence of
28 registration or numbering as required by the owner's
29 state of residence, if applicable, to the department
30 within thirty days of the date the fine is paid. A
31 person who violates this section is guilty of a simple
32 misdemeanor.
33 Sec. 60. Section 321G.20, Code 2014, is amended by
34 striking the section and inserting in lieu thereof the
35 following:
36 **321G.20 Operation by persons under sixteen.**
37 A person under sixteen years of age shall not
38 operate a snowmobile on a designated snowmobile
39 trail, public land, or public ice unless the operation
40 is under the direct supervision of a parent, legal
41 guardian, or another person of at least eighteen years
42 of age authorized by the parent or guardian, who is
43 experienced in snowmobile operation and who possesses a
44 valid driver's license, as defined in section 321.1, or
45 an education certificate issued under this chapter.
46 Sec. 61. Section 321G.24, subsection 1, Code 2014,
47 is amended to read as follows:
48 1. A person ~~under eighteen~~ twelve through seventeen
49 years of age shall not operate a snowmobile on public
50 land, public ice, a designated snowmobile trail, or

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land purchased with snowmobile registration funds in this state without obtaining ~~a valid~~ an education certificate approved by the department and having the certificate in the person's possession, unless the person is accompanied on the same snowmobile by a responsible person of at least eighteen years of age who is experienced in snowmobile operation and possesses a valid driver's license, as defined in section 321.1, or an education certificate issued under this chapter.

Sec. 62. Section 805.8B, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. For registration or user permit violations under section 321G.3, subsection 1, or section 321G.4B, the scheduled fine is fifty dollars.

DIVISION VII

INCOME TAX CHECKOFFS

Sec. 63. NEW SECTION. **422.12D Income tax checkoff for the Iowa state fair foundation fund.**

1. A person who files an individual or a joint income tax return with the department of revenue under section 422.13 may designate one dollar or more to be paid to the foundation fund of the Iowa state fair foundation as established in section 173.22. If the refund due on the return or the payment remitted with the return is insufficient to pay the amount designated by the taxpayer to the foundation fund, the amount designated shall be reduced to the remaining amount of the refund or the remaining amount remitted with the return. The designation of a contribution to the foundation fund under this section is irrevocable.

2. The director of revenue shall draft the income tax form to allow the designation of contributions to the foundation fund on the tax return. The department, on or before January 31, shall transfer the total amount designated on the tax form due in the preceding year to the foundation fund. However, before a checkoff pursuant to this section shall be permitted, all liabilities on the books of the department of administrative services and accounts identified as owing under section 8A.504 and the political contribution allowed under section 68A.601 shall be satisfied.

3. The Iowa state fair board may authorize payment from the foundation fund for purposes of supporting foundation activities.

4. The department of revenue shall adopt rules to implement this section.

5. This section is subject to repeal under section 422.12E.

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1 Sec. 64. NEW SECTION. **422.12L Joint income tax**
2 **checkoff for veterans trust fund and volunteer fire**
3 **fighter preparedness fund.**
4 1. A person who files an individual or a joint
5 income tax return with the department of revenue under
6 section 422.13 may designate one dollar or more to
7 be paid jointly to the veterans trust fund created
8 in section 35A.13 and to the volunteer fire fighter
9 preparedness fund created in section 100B.13. If the
10 refund due on the return or the payment remitted with
11 the return is insufficient to pay the additional amount
12 designated by the taxpayer, the amount designated
13 shall be reduced to the remaining amount of refund or
14 the remaining amount remitted with the return. The
15 designation of a contribution under this section is
16 irrevocable.
17 2. The director of revenue shall draft the income
18 tax form to allow the designation of contributions
19 to the veterans trust fund and to the volunteer fire
20 fighter preparedness fund as one checkoff on the
21 tax return. The department of revenue, on or before
22 January 31, shall transfer one-half of the total
23 amount designated on the tax return forms due in the
24 preceding calendar year to the veterans trust fund and
25 the remaining one-half to the volunteer fire fighter
26 preparedness fund. However, before a checkoff pursuant
27 to this section shall be permitted, all liabilities on
28 the books of the department of administrative services
29 and accounts identified as owing under section 8A.504
30 and the political contribution allowed under section
31 68A.601 shall be satisfied.
32 3. The department of revenue shall adopt rules to
33 administer this section.
34 4. This section is subject to repeal under section
35 422.12E.
36 Sec. 65. REPEAL. Sections 422.12D and 422.12L,
37 Code 2014, are repealed.
38 Sec. 66. RETROACTIVE APPLICABILITY. This division
39 of this Act applies retroactively to January 1, 2014,
40 for tax years beginning on or after that date.
41 DIVISION VIII
42 COUNTY RECORDERS
43 Sec. 67. Section 321G.1, Code 2014, is amended by
44 adding the following new subsection:
45 NEW SUBSECTION. 9A. *"Document"* means a snowmobile
46 certificate of title, registration certificate or
47 registration renewal, user permit, or duplicate
48 special registration certificate issued by the county
49 recorder's office.
50 Sec. 68. Section 321G.29, subsection 7, Code 2014,

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is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new snowmobile, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used snowmobile for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled snowmobile.

Sec. 69. Section 321G.32, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

Sec. 70. Section 321I.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 10A. *"Document"* means an all-terrain vehicle certificate of title, vehicle registration or registration renewal, user permit, or duplicate special registration certificate issued by the county recorder's office.

Sec. 71. Section 321I.31, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new all-terrain vehicle, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used all-terrain vehicle for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled all-terrain vehicle.

Sec. 72. Section 321I.34, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

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Sec. 73. Section 331.602, subsection 39, Code 2014, is amended to read as follows:

39. Accept applications for passports if approved to accept such applications by the United States department of state.

Sec. 74. Section 359A.10, Code 2014, is amended to read as follows:

359A.10 Entry and record of orders.

Such orders, decisions, notices, and returns shall be entered of record at length by the township clerk, and a copy thereof certified by the township clerk to the county recorder, who shall record the same in the recorder's office in ~~a book kept for that purpose~~ the manner specified in sections 558.49 and 558.52, and index such record in the name of each adjoining owner as grantor to the other. The county recorder shall collect fees specified in section 331.604.

Sec. 75. Section 462A.5, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. The owner of the vessel shall file an application for registration with the appropriate county recorder on forms provided by the commission. The application shall be completed and signed by the owner of the vessel and shall be accompanied by the appropriate fee, and the writing fee specified in section 462A.53. Upon applying for registration, the owner shall display a bill of sale, receipt, or other satisfactory proof of ownership as provided by the rules of the commission to the county recorder. If the county recorder is not satisfied as to the ownership of the vessel or that there are no undisclosed security interests in the vessel, the county recorder may register the vessel but shall, as a condition of issuing a registration certificate, require the applicant to follow the procedure provided in section 462A.5A. Upon receipt of the application in approved form accompanied by the required fees, the county recorder shall enter it upon the records of the recorder's office and shall issue to the applicant a pocket-size registration certificate. The certificate shall be executed ~~in triplicate, one copy to be~~ and delivered to the owner~~, one copy to the commission, and one copy to be retained on file by the county recorder~~. The county recorder shall maintain an electronic record of each registration certificate issued by the county recorder under this chapter. The registration certificate shall bear the number awarded to the vessel, the passenger capacity of the vessel, and the name and address of the owner. In the use of all vessels except nonpowered sailboats, nonpowered canoes,

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and commercial vessels, the registration certificate shall be carried either in the vessel or on the person of the operator of the vessel when in use. In the use of nonpowered sailboats, nonpowered canoes, or commercial vessels, the registration certificate may be kept on shore in accordance with rules adopted by the commission. The operator shall exhibit the certificate to a peace officer upon request or, when involved in an occurrence of any nature with another vessel or other personal property, to the owner or operator of the other vessel or personal property.

Sec. 76. Section 462A.77, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of ~~any~~ each certificate of title ~~which~~ issued by the county recorder ~~issues and shall keep each certificate of title on record~~ under this chapter until the certificate of title has been inactive for five years.

Sec. 77. Section 462A.84, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

DIVISION IX

FOSTER CARE

Sec. 78. Section 232.46, subsection 1, Code 2014, is amended to read as follows:

1. *a.* At any time after the filing of a petition and prior to entry of an order of adjudication pursuant to section 232.47, the court may suspend the proceedings on motion of the county attorney or the child's counsel, enter a consent decree, and continue the case under terms and conditions established by the court. These terms and conditions may include ~~prohibiting a~~ any of the following:

(1) Prohibiting the child from driving a motor vehicle for a specified period of time or under specific circumstances~~, or the supervision~~. The court shall notify the department of transportation of an order prohibiting the child from driving.

(2) Supervision of the child by a juvenile court officer or other agency or person designated by the court~~, and may include the requirement that the child perform~~.

(3) The performance of a work assignment of value to the state or to the public ~~or make~~ making

1 restitution consisting of a monetary payment to the
2 victim or a work assignment directly of value to the
3 victim. ~~The court shall notify the state department of~~
4 ~~transportation of an order prohibiting the child from~~
5 ~~driving.~~
6 (4) Placement of the child in a group or family
7 foster care setting, if the court makes a determination
8 that such a placement is the least restrictive option.
9 *b.* A child's need for shelter placement or for
10 inpatient mental health or substance abuse treatment
11 does not preclude entry or continued execution of a
12 consent decree.
13 Sec. 79. Section 234.35, subsection 1, paragraph e,
14 Code 2014, is amended to read as follows:
15 *e.* When a court has entered an order transferring
16 the legal custody of the child to a foster care
17 placement pursuant to section 232.46, section 232.52,
18 subsection 2, paragraph *"d"*, or section 232.102,
19 subsection 1. However, payment for a group foster
20 care placement shall be limited to those placements
21 which conform to a service area group foster care plan
22 established pursuant to section 232.143.
23 DIVISION X
24 SOLAR TAX CREDITS
25 Sec. 80. 2014 Iowa Acts, Senate File 2340, if
26 enacted, is amended by adding the following new
27 section:
28 Sec. ___. Section 422.33, subsection 29, paragraph
29 a, Code 2014, is amended to read as follows:
30 *a.* The taxes imposed under this division shall
31 be reduced by a solar energy system tax credit equal
32 to ~~fifty~~ sixty percent of the federal energy credit
33 related to solar energy systems provided in section ~~48~~
34 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
35 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
36 thousand dollars.
37 Sec. 81. Section 422.11L, subsection 1, paragraphs
38 a and b, as amended by 2014 Iowa Acts, Senate File
39 2340, section 1, if enacted, is amended to read as
40 follows:
41 *a.* Sixty percent of the federal residential energy
42 efficient property credit related to solar energy
43 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)
44 of the Internal Revenue Code, not to exceed five
45 thousand dollars.
46 *b.* Sixty percent of the federal energy credit
47 related to solar energy systems provided in section
48 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
49 of the Internal Revenue Code, not to exceed twenty
50 thousand dollars.

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1 Sec. 82. Section 422.60, subsection 12, paragraph
2 a, as enacted by 2014 Iowa Acts, House File 2438,
3 section 27, is amended to read as follows:
4 *a.* The taxes imposed under this division shall
5 be reduced by a solar energy system tax credit equal
6 to ~~fifty~~ sixty percent of the federal energy credit
7 related to solar energy systems provided in section ~~48~~
8 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
9 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
10 thousand dollars.
11 Sec. 83. EFFECTIVE UPON ENACTMENT. The following
12 provision or provisions of this division of this Act,
13 being deemed of immediate importance, take effect upon
14 enactment:
15 1. The section amending section 422.33, subsection
16 29, paragraph "a".
17 2. The section amending section 422.11L, subsection
18 1, paragraphs "a" and "b".
19 3. The section amending section 422.60, subsection
20 12, paragraph "a".
21 Sec. 84. RETROACTIVE APPLICABILITY. The following
22 provision or provisions of this division of this Act
23 apply retroactively to January 1, 2014, for tax years
24 beginning on or after that date:
25 1. The section of this Act amending section 422.33,
26 subsection 29, paragraph "a".
27 2. The section of this Act amending section
28 422.11L, subsection 1, paragraphs "a" and "b".
29 3. The section of this Act amending section 422.60,
30 subsection 12, paragraph "a".
31 DIVISION XI
32 ACCOUNT FOR HEALTH CARE TRANSFORMATION
33 Sec. 85. ACCOUNT FOR HEALTH CARE TRANSFORMATION
34 —— FY 2013-2014. As of December 31, 2013, any funds
35 remaining in the account for health care transformation
36 created in section 249J.23, Code 2013, shall revert to
37 the general fund of the state.
38 Sec. 86. IOWACARE ACCOUNT. Until June 30, 2015,
39 any funds remaining in the IowaCare account created in
40 section 249J.24, Code 2013, shall remain available and
41 are appropriated to the department of human services
42 for the payment of valid claims.
43 Sec. 87. IMMEDIATE EFFECTIVE DATE. This division
44 of this Act, being deemed of immediate importance,
45 takes effect upon enactment.
46 Sec. 88. RETROACTIVE APPLICABILITY. The
47 following sections of this division of this Act apply
48 retroactively to July 1, 2013:
49 1. The section relating to the reversion of funds
50 remaining in the account for health care transformation

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to the general fund of the state.
2. The section relating to availability and appropriation of the funds remaining in the IowaCare account.>
___. Title page, by striking lines 1 through 3 and inserting <An Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, and providing for regulatory requirements, taxation, and other properly related matters, and including penalties and effective date and retroactive applicability provisions.>>

SODERBERG of Plymouth

H-8364

Amend the amendment, H-8315, to House File 2473 as follows:
1. Page 22, after line 21 by inserting:
<DIVISION ___
CARRYING AND POSSESSION OF WEAPONS
Sec. ___. Section 232.52, subsection 2, paragraph a, subparagraph (4), subparagraph division (a), subparagraph subdivision (viii), Code 2014, is amended to read as follows:
(viii) Section 724.4, if the child ~~carried the dangerous weapon~~ used the knife in the commission of a crime on school grounds.
Sec. ___. Section 708.8, Code 2014, is amended to read as follows:
708.8 Going armed with intent.
A person who goes armed with any dangerous weapon with the intent to use without justification such weapon against the person of another commits a class "D" felony. The intent required for a violation of this section shall not be inferred from the mere carrying or concealment of any dangerous weapon itself, including the carrying of a loaded firearm, whether in a vehicle or on or about a person's body.
Sec. ___. Section 724.4, Code 2014, is amended by striking the section and inserting in lieu thereof the following:
724.4 Use of a knife in the commission of a crime.
A person who goes armed with a knife on or about the person, if the person uses the knife in the commission of a crime, commits an aggravated misdemeanor.
Sec. ___. Section 724.4B, Code 2014, is amended by striking the section and inserting in lieu thereof the following:
724.4B Carrying weapons on school grounds —— penalty

35 —— **exceptions.**
36 1. A person who goes armed with, carries, or
37 transports a firearm of any kind, whether concealed or
38 not, on the grounds of a school commits a class "D"
39 felony. For the purposes of this section, *"school"*
40 means a public or nonpublic school as defined in
41 section 280.2.
42 2. Subsection 1 does not apply to the following:
43 *a.* A person who has been specifically authorized
44 by the school to go armed with, carry, or transport a
45 firearm on the school grounds for any lawful purpose.
46 *b.* A peace officer, when the officer's duties
47 require the person to carry such weapons.
48 *c.* A member of the armed forces of the United
49 States or of the national guard or person in the
50 service of the United States, when the weapons are

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1 carried in connection with the person's duties as such.
2 *d.* A correctional officer, when the officer's
3 duties require, serving under the authority of the Iowa
4 department of corrections.
5 *e.* A person who for any lawful purpose carries an
6 unloaded pistol, revolver, or other dangerous weapon
7 inside a closed and fastened container or securely
8 wrapped package which is too large to be concealed on
9 the person.
10 *f.* A person who for any lawful purpose carries or
11 transports an unloaded pistol or revolver in a vehicle
12 inside a closed and fastened container or securely
13 wrapped package which is too large to be concealed on
14 the person or inside a cargo or luggage compartment
15 where the pistol or revolver will not be readily
16 accessible to any person riding in the vehicle or
17 common carrier.
18 *g.* A law enforcement officer from another state
19 when the officer's duties require the officer to carry
20 the weapon and the officer is in this state for any of
21 the following reasons:
22 (1) The extradition or other lawful removal of a
23 prisoner from this state.
24 (2) Pursuit of a suspect in compliance with chapter
25 806.
26 (3) Activities in the capacity of a law enforcement
27 officer with the knowledge and consent of the chief
28 of police of the city or the sheriff of the county in
29 which the activities occur or of the commissioner of
30 public safety.
31 Sec. ___. Section 724.4C, Code 2014, is amended to
32 read as follows:
33 **724.4C Possession or carrying of firearms while**

under the influence.

1. ~~A permit issued under this chapter is invalid if the~~ Except as provided in subsection 2, a person ~~to whom the permit is issued is~~ commits a serious misdemeanor if the person is intoxicated as provided under the conditions set out in section 321J.2, subsection 1~~.~~, and the person does any of the following:

a. Carries a dangerous weapon on or about the person.

b. Carries a weapon within the person's immediate access or reach while in a vehicle.

2. This section shall not apply to any of the following:

a. A person who carries or possesses a dangerous weapon while in the person's own dwelling, place of business, or on land owned or lawfully possessed by the

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person.

b. The transitory possession or use of a firearm during an act of justified self-defense or justified defense of another, provided that the possession lasts no longer than is immediately necessary to resolve the emergency.

Sec. ___. Section 724.5, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

724.5 Availability of permit not to be construed as prohibition on unlicensed carrying of weapons.

The availability of a professional or nonprofessional permit to carry weapons under this chapter shall not be construed to impose a general prohibition on the unlicensed carrying, whether openly or concealed, of a deadly weapon, including a loaded firearm.>

2. By renumbering as necessary.

SHAW of Pocahontas

H-8365

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 22, after line 21 by inserting:

<DIVISION ___

DEFINITION OF PERSON

Sec. ___. Section 135.1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

For the purposes of chapter 155 and Title IV, subtitle 2, ~~excluding chapter 146,~~ unless otherwise defined:

Sec. ___. Section 135.11, subsections 10 and 12, Code 2014, are amended to read as follows:

10. Enforce the law relative to ~~chapter 146 and~~ "Health-related Professions", Title IV, subtitle 3, excluding chapter 155.

12. Establish, publish, and enforce rules not inconsistent with law for the enforcement of the provisions of chapters 125 and 155, and Title IV, subtitle 2, ~~excluding chapter 146~~ and for the enforcement of the various laws, the administration and supervision of which are imposed upon the department.

Sec. ___. Section 144.29A, subsections 1 and 2, Code 2014, are amended to read as follows:

1. A health care provider who initially identifies and diagnoses a spontaneous termination of pregnancy ~~or who induces a termination of pregnancy~~ shall file with the department a report for each termination within thirty days of the occurrence. The health care provider shall make a good faith effort to obtain all of the following information that is available with respect to each termination:

a. The confidential health care provider code as assigned by the department.

b. The report tracking number.

c. The maternal health services region of the Iowa department of public health, as designated as of July 1, 1997, in which the patient resides.

d. The race of the patient.

e. The age of the patient.

f. The marital status of the patient.

g. The educational level of the patient.

h. The number of previous pregnancies, live births, and spontaneous ~~or induced~~ terminations of pregnancies.

i. The month and year in which the termination occurred.

j. The number of weeks since the patient's last menstrual period and a clinical estimate of gestation.

~~*k.* The method used for an induced termination, including whether mifepristone was used.~~

2. It is the intent of the general assembly that

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the information shall be collected, reproduced, released, and disclosed in a manner specified by rule of the department, adopted pursuant to chapter 17A, which ensures the anonymity of the patient who experiences a termination of pregnancy, the health care provider who identifies and diagnoses ~~or induces~~ a termination of pregnancy, and the hospital, clinic, or other health facility in which a termination of pregnancy is identified and diagnosed ~~or induced~~.

10 The department may share information with federal
11 public health officials for the purposes of securing
12 federal funding or conducting public health research.
13 However, in sharing the information, the department
14 shall not relinquish control of the information, and
15 any agreement entered into by the department with
16 federal public health officials to share information
17 shall prohibit the use, reproduction, release, or
18 disclosure of the information by federal public health
19 officials in a manner which violates this section.
20 The department shall publish, annually, a demographic
21 summary of the information obtained pursuant to
22 this section, except that the department shall not
23 reproduce, release, or disclose any information
24 obtained pursuant to this section which reveals
25 the identity of any patient, health care provider,
26 hospital, clinic, or other health facility, and shall
27 ensure anonymity in the following ways:
28 *a.* The department may use information concerning
29 the report tracking number or concerning the identity
30 of a reporting health care provider, hospital,
31 clinic, or other health facility only for purposes
32 of information collection. The department shall not
33 reproduce, release, or disclose this information for
34 any purpose other than for use in annually publishing
35 the demographic summary under this section.
36 *b.* The department shall enter the information, from
37 any report of termination submitted, within thirty
38 days of receipt of the report, and shall immediately
39 destroy the report following entry of the information.
40 However, entry of the information from a report shall
41 not include any health care provider, hospital, clinic,
42 or other health facility identification information
43 including, but not limited to, the confidential health
44 care provider code, as assigned by the department.
45 *c.* To protect confidentiality, the department
46 shall limit release of information to release in an
47 aggregate form which prevents identification of any
48 individual patient, health care provider, hospital,
49 clinic, or other health facility. For the purposes of
50 this paragraph, *"aggregate form"* means a compilation

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1 of the information received by the department on
2 termination of pregnancies for each information item
3 listed, with the exceptions of the report tracking
4 number, the health care provider code, and any set of
5 information for which the amount is so small that the
6 confidentiality of any person to whom the information
7 relates may be compromised. The department shall
8 establish a methodology to provide a statistically

verifiable basis for any determination of the correct amount at which information may be released so that the confidentiality of any person is not compromised.

Sec. ___. Section 144.29A, subsection 8, Code 2014, is amended by striking the subsection.

Sec. ___. Section 216.6, subsection 2, paragraph c, Code 2014, is amended by striking the paragraph.

Sec. ___. Section 216.13, Code 2014, is amended to read as follows:

216.13 Exceptions for retirement plans, ~~abortion coverage,~~ life, disability, and health benefits.

The provisions of this chapter relating to discrimination because of age do not apply to a retirement plan or benefit system of an employer unless the plan or system is a mere subterfuge adopted for the purpose of evading this chapter.

1. However, a retirement plan or benefit system shall not require the involuntary retirement of a person under the age of seventy because of that person's age. This paragraph does not prohibit the following:

a. The involuntary retirement of a person who has attained the age of sixty-five and has for the two prior years been employed in a bona fide executive or high policymaking position and who is entitled to an immediate, nonforfeitable annual retirement benefit from a pension, profit-sharing, savings, or deferred compensation plan of the employer which equals twenty-seven thousand dollars. This retirement benefit test may be adjusted according to the regulations prescribed by the United States secretary of labor pursuant to Pub. L. No. 95-256, section 3.

b. The involuntary retirement of a person covered by a collective bargaining agreement which was entered into by a labor organization and was in effect on September 1, 1977. This exemption does not apply after the termination of that agreement or January 1, 1980, whichever first occurs.

~~2. A health insurance program provided by an employer may exclude coverage of abortion, except where the life of the mother would be endangered if the fetus were carried to term or where medical complications~~

~~have arisen from an abortion.~~

~~3.~~2. An employee welfare plan may provide life, disability or health insurance benefits which vary by age based on actuarial differences if the employer contributes equally for all the participating employees or may provide for employer contributions differing by age if the benefits for all the participating employees

do not vary by age.

Sec. ___. Section 602.8102, subsection 31, Code 2014, is amended by striking the subsection.

Sec. ___. Section 707.1, Code 2014, is amended to read as follows:

707.1 Murder defined.

1. A person who kills another person with malice aforethought either express or implied commits murder.

2. *"Person"*, when referring to the victim of a murder, means an individual human being, without regard to age of development, from the moment of conception, when a zygote is formed, until natural death.

3. Murder includes killing another person through any means that terminates the life of the other person including but not limited to the use of abortion-inducing drugs. For the purposes of this section, *"abortion-inducing drug"* means a medicine, drug, or any other substance prescribed or dispensed with the intent of terminating the clinically diagnosable pregnancy of a woman, with knowledge that the drug will with reasonable likelihood cause the termination of the pregnancy. *"Abortion-inducing drug"* includes the off-label use of drugs known to have abortion-inducing properties, which are prescribed specifically with the intent of causing an abortion, but does not include drugs that may be known to cause an abortion, but which are prescribed for other medical indications.

4. Murder does not include a fetal death as defined in section 144.1 or the spontaneous termination of pregnancy as defined in section 144.29A.

Sec. ___. REPEAL. Sections 232.5, 702.20, 707.7, 707.8, 707.8A, 707.9, and 707.10, Code 2014, are repealed.

Sec. ___. REPEAL. Chapters 135L and 146, Code 2014, are repealed.

Sec. ___. SEVERABILITY. If any provision of this division of this Act or the application of this division of this Act to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the division which can be given effect without the invalid provisions or application and, to this end, the provisions of this

division of this Act are severable.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

2. By renumbering as necessary.

H-8366

Amend the amendment, H-8362, to House File 2473 as follows:

1. By striking page 1, line 1, through page 17, line 37, and inserting:

<Amend House File 2473 as follows:

___. By striking everything after the enacting clause and inserting:

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR 2015-2016.

1. For the budget process applicable to the fiscal year beginning July 1, 2015, on or before October 1, 2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

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1 —— FY 2014-2015. Notwithstanding the standing
2 appropriations in the following designated sections for
3 the fiscal year beginning July 1, 2014, and ending June
4 30, 2015, the amounts appropriated from the general
5 fund of the state pursuant to these sections for the
6 following designated purposes shall not exceed the
7 following amounts:
8 1. For operational support grants and community
9 cultural grants under section 99F.11, subsection 3,
10 paragraph "d", subparagraph (1):
11 ..... $ ~~208,351~~
12 416,702
13 ~~2. For regional tourism marketing under section~~
14 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~
15 ~~..... $ 582,000~~
16 3. For payment for nonpublic school transportation
17 under section 285.2:
18 ..... $ 8,560,931
19 If total approved claims for reimbursement for
20 nonpublic school pupil transportation exceed the amount
21 appropriated in accordance with this subsection, the
22 department of education shall prorate the amount of
23 each approved claim.
24 4. For the enforcement of chapter 453D relating to
25 tobacco product manufacturers under section 453D.8:
26 ..... $ ~~9,208~~
27 18,416
28 Sec. 4. Section 257.35, Code 2014, is amended by
29 adding the following new subsection:
30 NEW SUBSECTION. 8A. Notwithstanding subsection 1,
31 and in addition to the reduction applicable pursuant
32 to subsection 2, the state aid for area education
33 agencies and the portion of the combined district cost
34 calculated for these agencies for the fiscal year
35 beginning July 1, 2014, and ending June 30, 2015, shall
36 be reduced by the department of management by thirteen
37 million dollars. The reduction for each area education
38 agency shall be prorated based on the reduction that
39 the agency received in the fiscal year beginning July
40 1, 2003.
41 DIVISION II
42 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS
43 Sec. 5. UNIVERSITY OF NORTHERN IOWA. There is
44 appropriated from the general fund of the state to the
45 state board of regents for the fiscal year beginning
46 July 1, 2014, and ending June 30, 2015, the following
47 amount, or so much thereof as is necessary, to be used
48 for the purposes designated:
49 For the university of northern Iowa for salaries,
50 support, maintenance, equipment, financial aid, and

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1 miscellaneous purposes and to supplement appropriations
2 made for the same purposes in 2014 Iowa Acts, Senate
3 File 2347, if enacted:
4 ..... $ 1,775,000
5 Sec. 6. AIR QUALITY PROGRAM APPROPRIATION.
6 There is appropriated from the general fund of the
7 state to the department of natural resources for the
8 fiscal year beginning July 1, 2013, and ending June 30,
9 2014, the following amount, or so much thereof as is
10 necessary, to be used for the purposes designated:
11 For purposes of supporting the air quality program,
12 including salaries, support, maintenance, and
13 miscellaneous purposes:
14 ..... $ 2,000,000
15 1. Notwithstanding section 8.33, moneys
16 appropriated in this section that remain unencumbered
17 or unobligated at the close of the fiscal year shall
18 not revert but shall remain available for expenditure
19 for the purposes designated until the close of the
20 fiscal year beginning July 1, 2015.
21 2. The moneys appropriated in this section shall
22 not be transferred, expended, obligated, or otherwise
23 encumbered by the department until the department
24 submits, by October 15, 2014, a report approved by the
25 air quality program task force, if enacted by 2014 Iowa
26 Acts, House File 2458.
27 Sec. 7. VETERANS.
28 1. There is appropriated from the general fund of
29 the state to the department of workforce development
30 for the fiscal year beginning July 1, 2014, and
31 ending June 30, 2015, the following amount, or so much
32 thereof as is necessary, to be used for the purposes
33 designated:
34 For funding research linking military occupational
35 education, training, and service to existing licensing
36 requirements in this state, for funding implementation
37 of this Act, and for meeting additional demand for
38 workforce development services provided to veterans:
39 ..... $ 1,000,000
40 2. There is appropriated from the general fund of
41 the state to the department of workforce development
42 for the fiscal year beginning July 1, 2014, and
43 ending June 30, 2015, the following amount, or so much
44 thereof as is necessary, to be used for the purposes
45 designated:
46 For awarding a grant, in the amount appropriated,
47 to a nonprofit workforce services foundation exempt
48 from federal taxation under section 501(c)(3) of the
49 Internal Revenue Code that is administered by an agency
50 of this state for the purposes of paying for the direct

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expenses of marketing this state to veterans through public-private partnerships:

..... $ 1,000,000

Sec. 8. BUILDING CODE COMMISSIONER. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of installation inspection duties under chapter 103A, division IV:

..... $ 100,000

Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To award to each area agency on aging designated under section 231.32 in the proportion that the estimated amount of older individuals in Iowa served by that area agency on aging bears to the total estimated amount of older individuals in Iowa, to be used to provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa:

..... $ 250,000

Sec. 10. Section 8.9, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. All grant applications submitted and grant moneys received by a department on behalf of the state shall be reported to the office of grants enterprise management. The office shall by ~~January 31~~ December 1 of each year submit to the fiscal services division of the legislative services agency a written report listing all grants received during the ~~previous calendar~~ most recently completed federal fiscal year with a value over one thousand dollars and the funding entity and purpose for each grant. However, the reports on grants filed by the state board of regents pursuant to section 8.44 shall be deemed sufficient to comply with the requirements of this subsection. In addition, each department shall submit and the office shall report, as applicable, for each grant applied for or received and other federal moneys received the expected duration of the grant or the other moneys, maintenance of effort or other matching fund requirements throughout and following the period of the grant or the other moneys, the sources of the federal funding and any match funding, any policy, program, or operational requirement associated with receipt of the

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1 funding, a status report on changes anticipated in the
2 federal requirements associated with the grant or other
3 federal funding during the fiscal year in progress and
4 the succeeding fiscal year, and any other information
5 concerning the grant or other federal funding that
6 would be helpful in the development of policy or
7 budget decisions. The fiscal services division of
8 the legislative services agency shall compile the
9 information received for consideration by the standing
10 joint appropriations subcommittees of the general
11 assembly.
12 Sec. 11. Section 68B.3, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 2A. This section does not apply to
15 sales of services by a member of a board or commission
16 as defined under section 7E.4 to state executive branch
17 agencies or subunits of departments or independent
18 agencies as defined in section 7E.4 that are not the
19 subunit of the department or independent agency in
20 which the person serves or are not a subunit of a
21 department or independent agency with which the person
22 has substantial and regular contact as part of the
23 person's duties.
24 Sec. 12. NEW SECTION. **411.19 State appropriation.**
25 1. For fiscal years beginning, on or after July
26 1, 2015, here is appropriated from the general fund
27 of the state for each fiscal year an amount equal
28 to three and seventy-nine hundredths percent of the
29 covered earnable compensation to be distributed to the
30 statewide fire and police retirement system, or to the
31 cities participating in the system, to finance the cost
32 of benefits provided in this chapter by amendments of
33 the Acts of the Sixty-sixth General Assembly, chapter
34 1089. The method of distribution shall be determined
35 by the board of trustees based on information provided
36 by the actuary of the statewide retirement system.
37 2. Moneys appropriated by the state shall not be
38 used to reduce the normal rate of contribution of any
39 city below seventeen percent.
40 Sec. 13. EFFECTIVE UPON ENACTMENT. The following
41 provision or provisions of this division of this Act,
42 being deemed of immediate importance, take effect upon
43 enactment:
44 1. The section appropriating moneys to the
45 department of natural resources for purposes of
46 supporting the air quality program.
47 DIVISION III
48 CORRECTIVE PROVISIONS
49 Sec. 14. Section 123.47, subsection 1A, paragraph
50 c, subparagraph (2), as enacted by 2014 Iowa Acts,

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Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 15. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 16. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 17. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 18. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts,

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Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 19. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 20. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 21. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 22. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

DIVISION IV

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

Sec. 23. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

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1 13. To establish policies with regard to publishing
2 printed and electronic versions of legal publications
3 as provided in chapters 2A and 2B, including the Iowa
4 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
5 bulletin, Iowa administrative code, and Iowa court
6 rules, or any part of those publications. The
7 publishing policies may include, but are not limited
8 to: the style and format to be used; the frequency
9 of publication; the contents of the publications;
10 the numbering systems to be used; the preparation of
11 editorial comments or notations; the correction of
12 errors; the type of print or electronic media and
13 data processing software to be used; the number of
14 volumes to be published; recommended revisions; the
15 letting of contracts for publication; the pricing of
16 the publications to which section 22.3 does not apply;
17 access to, and the use, reproduction, legal protection,
18 sale or distribution, and pricing of related data
19 processing software consistent with chapter 22; and any
20 other matters deemed necessary to the publication of
21 uniform and understandable publications.
22 Sec. 24. Section 2A.1, subsection 2, paragraph d,
23 unnumbered paragraph 1, Code 2014, is amended to read
24 as follows:
25 Publication of the official legal publications
26 of the state, including but not limited to the Iowa
27 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
28 bulletin, Iowa administrative code, and Iowa court
29 rules as provided in chapter 2B. The legislative
30 services agency shall do all of the following:
31 Sec. 25. Section 2A.5, subsection 2, paragraph b,
32 Code 2014, is amended by striking the paragraph.
33 Sec. 26. Section 2A.5, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 2A. The legislative services
36 agency shall publish annually an electronic or printed
37 version of the roster of state officials. The roster
38 of state officials shall include a correct list of
39 state officers and deputies; members of boards and
40 commissions; justices of the supreme court, judges
41 of the court of appeals, and judges of the district
42 courts including district associate judges and judicial
43 magistrates; and members of the general assembly.
44 The office of the governor shall cooperate in the
45 preparation of the list.
46 Sec. 27. Section 2B.5, subsection 3, Code 2014, is
47 amended by striking the subsection.
48 Sec. 28. Section 2B.5A, subsection 2, Code 2014, is
49 amended to read as follows:
50 2. In consultation with the administrative rules

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1 coordinator, the administrative code editor shall
2 prescribe a uniform style and form required for a
3 person filing a document for publication in the Iowa
4 administrative bulletin or the Iowa administrative
5 code, including but not limited to a rulemaking
6 document. A rulemaking document includes a notice
7 of intended action as provided in section 17A.4 or
8 an adopted rule for filing as provided in section
9 17A.5. The rulemaking document shall correlate each
10 rule to the uniform numbering system established by
11 the administrative code editor. The administrative
12 code editor shall provide for the publication of
13 an electronic ~~publication~~ version of the Iowa
14 administrative bulletin and the Iowa administrative
15 code. The administrative code editor shall review
16 all submitted documents for style and form and notify
17 the administrative rules coordinator if a rulemaking
18 document is not in proper style or form, and may return
19 or revise a document which is not in proper style and
20 form. The style and form prescribed shall require
21 that a rulemaking document include a reference to the
22 statute which the rules are intended to implement.
23 Sec. 29. Section 2B.5A, subsection 6, paragraph a,
24 subparagraph (2), subparagraph division (b), Code 2014,
25 is amended to read as follows:
26 (b) A print ~~edition~~ version may include an index.
27 Sec. 30. Section 2B.5B, subsection 2, Code 2014, is
28 amended to read as follows:
29 2. The administrative code editor, upon direction
30 by the Iowa supreme court and in accordance with the
31 policies of the legislative council pursuant to section
32 2.42 and the legislative services agency pursuant
33 to section 2A.1, shall prescribe a uniform style and
34 form required for filing a document for publication in
35 the Iowa court rules. The document shall correlate
36 each rule to the uniform numbering system. The
37 administrative code editor shall provide for the
38 publication of an electronic ~~publication~~ version of
39 the Iowa court rules. The administrative code editor
40 shall review all submitted documents for style and
41 form and notify the Iowa supreme court if a rulemaking
42 document is not in proper style or form, and may return
43 or revise a document which is not in proper style and
44 form.
45 Sec. 31. Section 2B.5B, subsection 3, paragraph b,
46 subparagraph (2), subparagraph division (b), Code 2014,
47 is amended to read as follows:
48 (b) A print version ~~shall~~ may include an index.
49 Sec. 32. Section 2B.6, subsection 2, paragraph b,
50 Code 2014, is amended to read as follows:

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b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 33. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement~~.

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as possible after the final adjournment of a regular session of a general assembly. The legislative services agency may publish a new edition of the Iowa Code or Code Supplement as soon as possible after the final adjournment of a special session of the general assembly.~~

3. An edition of the Iowa Code ~~or Code Supplement~~ shall contain each Code section in its new or amended form. However, a new section or amendment which does not take effect until after the probable publication date of a succeeding Iowa Code ~~or Code Supplement~~ may be deferred for publication in that succeeding Iowa Code ~~or Code Supplement~~. The sections shall be inserted in each edition in a logical order as determined by the Iowa Code editor in accordance with the policies of the legislative council.

4. Each section of an Iowa Code ~~or Code Supplement~~ shall be indicated by a number printed in boldface type and shall have an appropriate headnote printed in boldface type.

5. The Iowa Code shall include all of the following:

a. The Declaration of Independence.

b. The Articles of Confederation.

c. The Constitution of the United States.

d. The laws of the United States relating to the authentication of records.

e. The Constitution of the State of Iowa, original and codified versions.

f. The Act admitting Iowa into the union as a state.

g. The arrangement of the Code into distinct units, as established by the legislative services agency, which may include titles, subunits of titles, chapters, subunits of chapters, and sections, and subunits of sections. The distinct units shall be numbered and may

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1 include names.
2 *h.* All of the statutes of Iowa of a general and
3 permanent nature, except as provided in subsection 3.
4 *i.* A comprehensive method to search and identify
5 its contents, including the text of the Constitution
6 and statutes of the State of Iowa.
7 (1) An electronic version may include search and
8 retrieval programming, analysis of titles and chapters,
9 and an index and a summary index.
10 (2) A print version shall include an analysis of
11 titles and chapters, and may include an index and a
12 summary index.
13 6. The Iowa Code may include all of the following:
14 *a.* A preface.
15 *b.* A description of citations to statutes.
16 *c.* Abbreviations to other publications which may be
17 referred to in the Iowa Code.
18 *d.* Appropriate historical references or source
19 notes.
20 *e.* An analysis of the Code by titles and chapters.
21 *f.* Other reference materials as determined by the
22 Iowa Code editor in accordance with any policies of the
23 legislative council.
24 ~~7. A Code Supplement shall include all of the~~
25 ~~following:~~
26 ~~*a.* The text of statutes of Iowa of a general~~
27 ~~and permanent nature that were enacted during the~~
28 ~~preceding regular or special session, except as~~
29 ~~provided in subsection 3; an indication of all sections~~
30 ~~repealed during that session; and any amendments to~~
31 ~~the Constitution of the State of Iowa approved by the~~
32 ~~voters since the adjournment of the previous regular~~
33 ~~session of the general assembly.~~
34 ~~*b.* A chapter title and number for each chapter or~~
35 ~~part of a chapter included.~~
36 ~~*c.* A comprehensive method to search and identify~~
37 ~~its contents, including the text of statutes and the~~
38 ~~Constitution of the State of Iowa.~~
39 ~~(1) An electronic version may include search and~~
40 ~~retrieval programming and an index and a summary index.~~
41 ~~(2) A print version may include an index and a~~
42 ~~summary index.~~
43 ~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include
44 appropriate tables showing the disposition of Acts of
45 the general assembly, the corresponding sections from
46 edition to edition of an Iowa Code ~~or Code Supplement~~,
47 and other reference material as determined by the
48 Iowa Code editor in accordance with policies of the
49 legislative council.
50 8. In lieu of or in addition to publishing an

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annual edition of the Iowa Code, the legislative services agency, in accordance with the policies of the legislative council, may publish a supplement to the Iowa Code, as necessary or desirable, in a manner similar to the publication of an annual edition of the Iowa Code.

Sec. 34. Section 2B.13, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The Iowa Code editor in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~ shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:

Sec. 35. Section 2B.13, subsection 1, paragraph f, Code 2014, is amended to read as follows:

f. Transfer, divide, or combine sections or parts of sections and add or ~~amend~~ revise headnotes to sections and ~~subsections~~ section subunits. Pursuant to section 3.3, the headnotes are not part of the law.

Sec. 36. Section 2B.13, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~, establish standards for and change capitalization, spelling, and punctuation in any provision for purposes of uniformity and consistency in language.

Sec. 37. Section 2B.13, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code ~~or Code Supplement~~ changes.

Sec. 38. Section 2B.13, subsection 5, Code 2014, is amended to read as follows:

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of ~~printing~~ publishing a section or chapter of the Iowa Code ~~or Code Supplement~~. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor shall also maintain a separate record of the changes made under subsection 1, paragraphs *"b"* through *"h"*. The records shall be available to the public.

Sec. 39. Section 2B.13, subsection 7, paragraph a, Code 2014, is amended to read as follows:

a. The effective date of an edition of the Iowa Code or of a supplement to the Iowa Code ~~Supplement~~ or an edition of the Iowa administrative code is its publication date. A publication date is the date the publication is conclusively presumed to be complete, incorporating all revisions or editorial changes.

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1 Sec. 40. Section 2B.13, subsection 7, paragraph
2 b, subparagraph (1), Code 2014, is amended to read as
3 follows:
4 (1) For the Iowa Code or a supplement to the
5 Iowa Code ~~Supplement~~, the publication date is the
6 first day of the next regular session of the general
7 assembly convened pursuant to Article III, section 2,
8 of the Constitution of the State of Iowa. However,
9 the legislative services agency may establish an
10 alternative publication date, which may be the date
11 that the publication is first available to the public
12 accessing the general assembly's internet site. The
13 legislative services agency shall provide notice of
14 such an alternative publication date on the general
15 assembly's internet site.
16 Sec. 41. Section 2B.17, subsection 2, paragraph b,
17 Code 2014, is amended to read as follows:
18 *b.* For statutes, the official versions of
19 publications shall be known as the Iowa Acts, the Iowa
20 Code, and the Code Supplement for supplements for the
21 years 1979 through 2011.
22 Sec. 42. Section 2B.17, subsection 4, paragraph c,
23 Code 2014, is amended to read as follows:
24 *c.* The Iowa Code shall be cited as the Iowa
25 Code. ~~The Code Supplement~~ Supplements to the Iowa
26 Code published for the years 1979 through 2011 shall
27 be cited as the Code Supplement. Subject to the
28 legislative services agency style manual, the Iowa Code
29 may be cited as the Code of Iowa or Code and the Code
30 Supplement may be cited as the Iowa Code Supplement,
31 with references identifying parts of the publication,
32 including but not limited to title or chapter, section,
33 or subunit of a section. If the citation refers to a
34 past edition of the Iowa Code or Code Supplement, the
35 citation shall identify the year of publication. The
36 legislative services agency style manual shall provide
37 for a citation form for any supplements to the Iowa
38 Code published after the year 2013.
39 Sec. 43. Section 2B.18, subsection 1, Code 2014, is
40 amended to read as follows:
41 1. The Iowa Code editor is the custodian of the
42 official legal publications known as the Iowa Acts,
43 Iowa Code, and Code Supplement for supplements to the
44 Iowa Code for the years 1979 through 2011, and for any
45 other supplements to the Iowa Code. The Iowa Code
46 editor may attest to and authenticate any portion
47 of such official legal publication for purposes of
48 admitting a portion of the official legal publication
49 in any court or office of any state, territory,
50 or possession of the United States or in a foreign

jurisdiction.

Sec. 44. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 45. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION V

STATEWIDE PRESCHOOL

Sec. 46. Section 256C.3, subsection 3, paragraph h, Code 2014, is amended to read as follows:

h. Provision for ensuring that children receiving care from other child care arrangements can participate in the preschool program with minimal disruption due to transportation and movement from one site to another. The children participating in the preschool program may be transported by the school district to activities associated with the program along with other children.

Sec. 47. Section 256C.4, subsection 1, paragraphs g and h, Code 2014, are amended to read as follows:

g. For the fiscal year beginning July 1, ~~2011~~ 2013, and each succeeding fiscal year, of the amount of preschool foundation aid received by a school district for a fiscal year in accordance with section 257.16, not more than five percent may be used by the school district for administering the district's approved local program. Outreach activities and rent for facilities not owned by the school district are

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1 permissive uses of the administrative funds.
2 *h.* For the fiscal year beginning July 1, ~~2012~~ 2013,
3 and each succeeding fiscal year, of the amount of
4 preschool foundation aid received by a school district
5 for a fiscal year in accordance with section 257.16,
6 not less than ninety-five percent of the per pupil
7 amount shall be passed through to a community-based
8 provider for each pupil enrolled in the district's
9 approved local program. For the fiscal year beginning
10 July 1, ~~2011~~ 2013, and each succeeding fiscal year, not
11 more than ~~five~~ ten percent of the amount of preschool
12 foundation aid passed through to a community-based
13 provider may be used by the community-based provider
14 for administrative costs. The costs of outreach
15 activities and rent for facilities not owned by
16 the school district are permissive administrative
17 costs. The costs of transportation involving children
18 participating in the preschool program and other
19 children may be prorated.
20 Sec. 48. EFFECTIVE UPON ENACTMENT. This division
21 of this Act, being deemed of immediate importance,
22 takes effect upon enactment.
23 Sec. 49. RETROACTIVE APPLICABILITY. This division
24 of this Act applies retroactively to July 1, 2013.
25 DIVISION VI
26 SCHOOL DISTRICT PER PUPIL TRANSPORTATION COST
27 Sec. 50. Section 257.11, Code 2014, is amended by
28 adding the following new subsection:
29 NEW SUBSECTION. 7A. *School district per pupil*
30 *transportation cost.*
31 *a.* In order to provide additional funds for school
32 districts with district transportation costs per pupil
33 in excess of the state average transportation costs per
34 pupil, as those amounts are determined under section
35 257.31, subsection 17, a supplementary weighting plan
36 for determining enrollment is adopted.
37 *b.* A supplementary weighting amount per pupil as
38 determined under paragraph *"c"* shall be assigned to
39 each transported pupil of a school district that meets
40 the requirement of paragraph *"a"*.
41 *c.* The department of management shall calculate
42 a supplementary weighting amount per pupil for each
43 school district meeting the requirement of paragraph
44 *"a"* to generate an amount for the school district equal
45 to the number of transported pupils in the district
46 multiplied by the difference between the district
47 transportation costs per pupil and the state average
48 transportation cost per pupil.
49 *d.* Eligibility for supplementary weighting under
50 this subsection shall not affect a school district's

1 eligibility for transportation assistance under section
2 257.31, subsection 17.
3 Sec. 51. APPLICABILITY. This division of this Act
4 applies to school budget years beginning on or after
5 July 1, 2014.
6 DIVISION VII
7 PERSONNEL SETTLEMENT AGREEMENTS
8 Sec. 52. NEW SECTION. **70A.35 Personnel settlement**
9 **agreements —— public employers.**
10 1. For purposes of this section:
11 *a. "Personnel settlement agreement"* means a binding
12 legal agreement between an employee and the employee's
13 state employer to resolve a personnel dispute including
14 but not limited to a grievance. *"Personnel settlement*
15 *agreement"* does not include an initial decision by an
16 employee's immediate supervisor concerning a personnel
17 dispute or grievance.
18 *b. "State employer"* means any of the following:
19 (1) The executive branch of state government,
20 to include a unit of state government, which is an
21 authority, board, commission, committee, council,
22 department, or independent agency as defined in section
23 7E.4, including but not limited to each principal
24 central department enumerated in section 7E.5; the
25 office of the governor; and the office of an elective
26 constitutional or statutory officer.
27 (2) The general assembly, or any office or unit
28 under its administrative authority.
29 (3) The judicial branch, as provided in section
30 602.1102.
31 2. *a.* For personnel settlement agreements with an
32 employee of the executive branch, excluding an employee
33 of the state board of regents or institution under the
34 control of the state board of regents, the personnel
35 settlement agreement shall, to the extent consistent
36 with any provision of an applicable collective
37 bargaining agreement, be reviewed and approved as
38 to form by the attorney general or by the attorney
39 general's designee, and approved by the director of
40 the department of management, the director of the
41 department of administrative services, and the head of
42 the agency involved with the matter at issue.
43 *b.* For personnel settlement agreements with an
44 employee of the state board of regents or institution
45 under the control of the state board of regents,
46 the personnel settlement agreement shall, to the
47 extent consistent with any provision of an applicable
48 collective bargaining agreement, be reviewed and
49 approved as to form by the attorney general or by
50 the attorney general's designee, and approved by the

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1 executive director of the state board of regents and
2 the head of the institution involved with the matter
3 at issue. Any costs or payments associated with the
4 personnel settlement agreement shall be authorized by
5 the state appeal board established in section 24.26,
6 and paid as a claim under chapter 25.
7 *c.* For personnel settlement agreements with
8 an employee of the judicial branch, the personnel
9 settlement agreement shall, to the extent consistent
10 with any provision of an applicable collective
11 bargaining agreement, be approved by the state court
12 administrator.
13 *d.* For personnel settlement agreements with an
14 employee of the general assembly, the personnel
15 settlement agreement shall be approved by the
16 legislative council or the appropriate committee of the
17 senate or house of representatives.
18 *e.* For personnel settlement agreements with an
19 employee subject to review and approval pursuant to
20 the requirements of a collective bargaining agreement
21 that are inconsistent with the requirements of this
22 subsection, a report on the personnel settlement
23 agreement shall be provided to those persons who would
24 otherwise review or approve the personnel settlement
25 agreement for that employee.
26 3. Personnel settlement agreements shall not
27 contain any confidentiality or nondisclosure provision
28 that attempts to prevent the disclosure of the
29 personnel settlement agreement. A confidentiality
30 or nondisclosure provision in a personnel settlement
31 agreement is void and unenforceable.
32 4. All personnel settlement agreements shall be
33 made easily accessible to the public on an internet
34 site maintained as follows:
35 *a.* For personnel settlement agreements with an
36 employee of the executive branch, excluding an employee
37 of the state board of regents or institution under
38 the control of the state board of regents, by the
39 department of administrative services.
40 *b.* For personnel settlement agreements with an
41 employee of the state board of regents or institution
42 under the control of the state board of regents, by the
43 state board of regents.
44 *c.* For personnel settlement agreements with an
45 employee of the judicial branch, by the judicial
46 branch.
47 *d.* For personnel settlement agreements with an
48 employee of the general assembly, by the general
49 assembly.
50 Sec. 53. EFFECTIVE UPON ENACTMENT. This division

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1 of this Act, being deemed of immediate importance,
2 takes effect upon enactment.
3 DIVISION VIII
4 PERSONNEL SETTLEMENT AGREEMENTS EXAMINATION
5 Sec. 54. AUDITOR OF STATE EXAMINATION —— PERSONNEL
6 SETTLEMENT AGREEMENTS. The auditor of state shall
7 expend such amount as is necessary for purposes
8 of conducting an examination concerning personnel
9 settlement agreements made by the state with terminated
10 state employees since January 2011 that were not
11 approved by the state appeal board or decided by the
12 public employment relations board. The examination
13 shall include the nature of the positions subject to
14 termination, the payments provided and the funding
15 source of the payments, and the identity and authority
16 of the person or persons signing the personnel
17 settlement agreement on behalf of the state. A report
18 on the results of the examination shall be submitted to
19 the general assembly by December 1, 2014. The auditor
20 of state shall be authorized to charge the department
21 of administrative services for costs associated with
22 the examination.
23 Sec. 55. EFFECTIVE UPON ENACTMENT. This division
24 of this Act, being deemed of immediate importance,
25 takes effect upon enactment.
26 DIVISION IX
27 SERVICE CONTRACTS
28 Sec. 56. Section 8.47, subsection 1, unnumbered
29 paragraph 1, Code 2014, is amended to read as follows:
30 The department of administrative services, in
31 cooperation with the office of attorney general and
32 the department of management, shall adopt uniform
33 terms and conditions for service contracts executed
34 by a department or establishment benefiting from
35 service contracts <u>which terms and conditions shall be</u>
36 <u>consistent with the contractual requirements of chapter</u>
37 <u>8F</u>. The terms and conditions shall include but are not
38 limited to all of the following:
39 Sec. 57. Section 8F.3, subsection 3, Code 2014, is
40 amended to read as follows:
41 3. Prior to entering into a service contract with a
42 recipient entity, the oversight agency shall ~~determine~~
43 <u>do all of the following:</u>
44 <u>*a.* Determine</u> whether the recipient entity can
45 reasonably be expected to comply with the requirements
46 of the service contract. If the oversight entity is
47 unable to determine whether the recipient entity can
48 reasonably be expected to comply with the requirements
49 of the service contract, the oversight entity shall
50 request such information from the recipient entity as

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1 described in subsection 1 to make a determination. If
2 the oversight agency determines from the information
3 provided that the recipient entity cannot reasonably be
4 expected to comply with the requirements of the service
5 contract, the oversight agency shall not enter into the
6 service contract.
7 *b.* Perform a cost comparison establishing whether
8 the contract costs from the proposed service contract
9 are less than the costs of having the services provided
10 by an agency. Contract costs shall include direct
11 costs, including salaries and fringe benefits, indirect
12 overhead costs, including the contractor's proportional
13 share of existing administrative salaries and benefits,
14 rent and equipment costs, utilities, and materials.
15 Additionally, transition costs, including unemployment
16 compensation, shall be included in the analysis of
17 contract costs. If the oversight agency determines
18 from the information provided that the contract costs
19 of the recipient entity are not less than the costs
20 of having the services provided by an agency, the
21 oversight agency shall not enter into the service
22 contract.
23 *c.* If the proposed service contract may result in
24 reduced public employment by an agency in an area,
25 perform an economic impact analysis to consider the
26 impact of the service contract on the possible loss of
27 employment or income in the affected area, impact on
28 social services to include public assistance programs,
29 economic impact on local businesses, any possible
30 changes in tax revenue for the affected area, and any
31 environmental impacts that may result from the service
32 contract.
33 Sec. 58. Section 8F.3, Code 2014, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 4. A service contract with a
36 recipient entity shall include the following terms and
37 conditions:
38 *a.* Specific performance criteria and cost
39 parameters with termination provisions for failure to
40 meet the performance criteria and cost parameters.
41 *b.* A requirement that the compensation paid to
42 employees of a recipient entity pursuant to the service
43 contract shall be comparable to the compensation paid
44 to public employees performing similar work or the
45 average private sector wage in this state for similar
46 work, whichever is less.
47 *c.* A provision prohibiting the automatic renewal of
48 the terms of a service contract without complying with
49 the requirements of this section prior to renewing the
50 service contract.

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1 *d.* A provision prohibiting the payment for services
2 under the service contract regardless of whether the
3 services are actually provided.
4 Sec. 59. Section 8F.4, Code 2014, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 4. An oversight agency shall make
7 information described in section 8F.3, subsection 3,
8 paragraphs *"b"* and *"c"*, and information required to be
9 reported by a recipient agency pursuant to this section
10 available to the public.
11 Sec. 60. Section 8G.3, subsection 3, paragraph
12 a, Code 2014, is amended by adding the following new
13 subparagraph:
14 NEW SUBPARAGRAPH. (10) A recipient entity as
15 defined in section 8F.2.
16 Sec. 61. Section 8G.4, subsection 2, Code 2014, is
17 amended by adding the following new paragraph:
18 NEW PARAGRAPH. *0j.* Information required to be
19 provided pursuant to chapter 8F.
20 DIVISION X
21 STATE EMPLOYMENT HIRING PROCEDURES
22 Sec. 62. NEW SECTION. **70A.21 State employment ——**
23 **designation of ineligibility procedures —— penalty.**
24 1. A board, commission, agency, or department of
25 the state that seeks to designate an individual as
26 ineligible to apply for; to be considered, referred, or
27 approved for; or to be appointed to employment by the
28 state or any of its boards, commissions, agencies, or
29 departments, shall do all of the following:
30 *a.* Maintain documentation of the designation
31 of ineligibility, to include signatures from the
32 individual's immediate supervisor and the applicable
33 head of the board, commission, agency, or department,
34 the extent of the individual's ineligibility for state
35 employment, proof of notification of the individual,
36 and any information concerning any appeals regarding
37 the designation.
38 *b.* Notify the individual prior to or within ten
39 days of discharge of the designation of ineligibility
40 and the extent of the individual's ineligibility for
41 state employment. The notification shall include
42 information on the process for an individual to appeal,
43 remove, or modify the designation of ineligibility.
44 2. Each board, commission, agency, or department
45 of the state shall establish a process for an
46 individual to appeal, remove, or modify a designation
47 of ineligibility. Following a final determination by
48 the board, commission, agency or department within
49 the executive branch of the state relative to an
50 appeal or attempt to remove or modify a designation

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1 of ineligibility by an individual, the individual
2 may appeal to the public employment relations board
3 created in section 20.5, for individuals subject to the
4 jurisdiction of the board, and to an administrative law
5 judge employed by the department of inspections and
6 appeals, for all other individuals.
7 Sec. 63. NEW SECTION. **70A.22 State employee hiring**
8 **requirements.**
9 An employer of state employees shall establish
10 procedures providing for the hiring of employees by
11 the employer. The procedures shall provide for the
12 public announcement of vacancies of the employer
13 at least ten days in advance of the date fixed for
14 the filing of applications for the vacancies and
15 for the advertisement of the vacancies through the
16 communications media.
17 DIVISION XI
18 STATE EMPLOYEE BONUSES
19 Sec. 64. NEW SECTION. **22.13B Executive branch**
20 **bonuses —— disclosure.**
21 1. For purposes of this section:
22 *a. "Bonus pay"* means any additional remuneration
23 in an amount exceeding two hundred dollars provided
24 an employee in the form of a bonus, including but
25 not limited to a retention bonus, recruitment bonus,
26 exceptional job performance pay, extraordinary
27 job performance pay, exceptional performance pay,
28 extraordinary duty pay, or extraordinary or special
29 duty pay, and any extra benefit not otherwise provided
30 to other similarly situated employees.
31 *b. "Executive branch employee"* means an employee
32 of the executive branch of state government, which
33 includes any unit of state government, including
34 but not limited to an authority, board, commission,
35 committee, council, department, or independent
36 agency as defined in section 7E.4, and each principal
37 central department enumerated in section 7E.5; the
38 office of the governor; and the office of an elective
39 constitutional or statutory officer.
40 2. A decision to provide bonus pay to an executive
41 branch employee, including the amount paid and the
42 documented reasons and rationale for the bonus paid,
43 shall be a public record.
44 3. All decisions to provide bonus pay to an
45 executive branch employee, including information
46 described in subsection 2, shall be made easily
47 accessible to the public on an internet site maintained
48 as follows:
49 *a.* For decisions to provide bonus pay to an
50 employee of the executive branch, excluding an employee

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1 of the state board of regents or institution under
2 the control of the state board of regents, by the
3 department of administrative services.
4 *b.* For decisions to provide bonus pay to an
5 employee of the state board of regents or institution
6 under the control of the state board of regents, by the
7 state board of regents.
8 DIVISION XII
9 WHISTLEBLOWER PROTECTION
10 Sec. 65. Section 8A.417, subsection 4, Code 2014,
11 is amended by striking the subsection and inserting in
12 lieu thereof the following:
13 4. *a.* For purposes of this subsection, *"a*
14 *disclosure of information permitted by this section"*
15 includes any of the following:
16 (1) A disclosure of any information by the employee
17 to a member or employee of the general assembly if the
18 information can be used by the member or employee of
19 the general assembly in the performance of the member's
20 or employee's duties, regardless of whether the member
21 or employee requested the information.
22 (2) A disclosure of information to any appropriate
23 person if the employee reasonably believes the
24 information evidences a violation of law or rule,
25 mismanagement, a gross abuse of funds, an abuse of
26 authority, or a substantial and specific danger to
27 public health or safety.
28 *b.* A person shall not do any of the following as a
29 reprisal against an employee in a position in a merit
30 system administered by, or subject to approval of,
31 the director, who makes a disclosure of information
32 permitted by this section or who fails to inform
33 the person that the employee made a disclosure of
34 information permitted by this section:
35 (1) Discharge, suspend, or demote the employee, or
36 take any other adverse employment action resulting in
37 a reduction of the employee's pay.
38 (2) Fail to appoint or promote the employee to a
39 position in the merit system or fail to take action
40 regarding an advantage to the employee.
41 *c.* However, an employee may be required to inform
42 the person that the employee made a disclosure of
43 information permitted by this section if the employee
44 represented that the disclosure was the official
45 position of the employee's immediate supervisor or
46 employer.
47 *d.* An employer subject to the requirements of this
48 subsection shall inform the employer's employees on a
49 regular basis of their rights to disclose information
50 as provided in this subsection.

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e. This subsection does not apply if the disclosure of the information is prohibited by statute.

Sec. 66. Section 8F.3, subsection 1, paragraph d, Code 2014, is amended to read as follows:

d. Information regarding any policies adopted by the governing body of the recipient entity that ensure compliance with section 70A.29 and that prohibit taking adverse employment action against employees of the recipient entity who disclose information about a service contract to the oversight agency, the auditor of state, the office of the attorney general, or the office of ombudsman ~~and that state whether those policies are substantially similar to the protection provided to state employees under section 70A.28~~. The information provided shall state whether employees of the recipient entity are informed on a regular basis of their rights pursuant to section 70A.29 and of their rights to disclose information to the oversight agency, the office of ombudsman, the auditor of state, or the office of the attorney general and the telephone numbers of those organizations.

Sec. 67. Section 70A.28, subsection 1, Code 2014, is amended to read as follows:

1. A person who serves as the head of a state department or agency or otherwise serves in a supervisory capacity within the executive or legislative branch of state government shall not prohibit an employee of the state from making a disclosure of information permitted by this section or require an employee of the state to inform the person that the employee made a disclosure of information permitted by this section ~~and shall not prohibit an employee of the state from disclosing any information to a member or employee of the general assembly or from disclosing information to any other public official or law enforcement agency if the employee reasonably believes the information evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety~~. However, an employee may be required to inform the person that the employee made a disclosure of information permitted by this section if the employee represented that the disclosure was the official position of the employee's immediate supervisor or employer.

Sec. 68. Section 70A.28, subsection 2, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

2. *a.* A person shall not do any of the following as a reprisal against an employee in a position in a

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1 state employment system administered by, or subject to
2 approval of, a state agency, who makes a disclosure of
3 information permitted by this section or who fails to
4 inform the person that the employee made a disclosure
5 of information permitted by this section:
6 (1) Discharge, suspend, or demote the employee, or
7 take any other adverse employment action resulting in
8 a reduction of the employee's pay.
9 (2) Fail to appoint or promote the employee to a
10 position in the state employment system or fail to take
11 action regarding an advantage to the employee.
12 *b.* However, an employee may be required to inform
13 the person that the employee made a disclosure of
14 information permitted by this section if the employee
15 represented that the disclosure was the official
16 position of the employee's immediate supervisor or
17 employer.
18 Sec. 69. Section 70A.28, Code 2014, is amended by
19 adding the following new subsection:
20 NEW SUBSECTION. 2A. For purposes of this section,
21 *"a disclosure of information permitted by this section"*
22 includes any of the following:
23 *a.* A disclosure of any information by the employee
24 to a member or employee of the general assembly if the
25 information can be used by the member or employee of
26 the general assembly in the performance of the member's
27 or employee's duties, regardless of whether the member
28 or employee requested the information.
29 *b.* A disclosure of information to any appropriate
30 person if the employee reasonably believes the
31 information evidences a violation of law or rule,
32 mismanagement, a gross abuse of funds, an abuse of
33 authority, or a substantial and specific danger to
34 public health or safety.
35 Sec. 70. Section 70A.28, subsection 5, paragraph a,
36 Code 2014, is amended to read as follows:
37 *a.* A person who violates subsection 2 is liable to
38 an aggrieved employee for affirmative relief including
39 reinstatement, with or without back pay, actual
40 damages, or any other equitable relief the court deems
41 appropriate, including attorney fees and costs.
42 Sec. 71. Section 70A.29, Code 2014, is amended by
43 adding the following new subsection:
44 NEW SUBSECTION. 01. For purposes of this section,
45 unless the context otherwise requires:
46 *a. "Disclosure of information permitted by this*
47 *section"* includes any of the following:
48 (1) A disclosure of any information by the employee
49 to a member or employee of the general assembly if the
50 information can be used by the member or employee of

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1 the general assembly in the performance of the member's
2 or employee's duties, regardless of whether the member
3 or employee requested the information.
4 (2) A disclosure of information to any appropriate
5 person if the employee reasonably believes the
6 information evidences a violation of law or rule,
7 mismanagement, a gross abuse of funds, an abuse of
8 authority, or a substantial and specific danger to
9 public health or safety.
10 *b. "Eligible employer"* means any of the following:
11 (1) A political subdivision of this state.
12 (2) An entity organized under chapter 28E.
13 (3) A recipient entity as defined in section 8F.2.
14 Sec. 72. Section 70A.29, subsection 1, Code 2014,
15 is amended by striking the subsection and inserting in
16 lieu thereof the following:
17 1. *a.* A person shall not do any of the following
18 as a reprisal against an employee in a position in
19 employment by an eligible employer for a disclosure of
20 information permitted by this section:
21 (1) Discharge, suspend, or demote the employee, or
22 take any other adverse employment action resulting in
23 a reduction of the employee's pay.
24 (2) Fail to appoint or promote the employee to
25 a position in the employment or fail to take action
26 regarding an advantage to the employee.
27 *b.* This section does not apply if the disclosure of
28 the information is prohibited by statute.
29 Sec. 73. Section 70A.29, subsection 3, paragraph a,
30 Code 2014, is amended to read as follows:
31 *a.* A person who violates subsection 1 is liable to
32 an aggrieved employee for affirmative relief including
33 reinstatement, with or without back pay, actual
34 damages, or any other equitable relief the court deems
35 appropriate, including attorney fees and costs.
36 Sec. 74. Section 70A.29, Code 2014, is amended by
37 adding the following new subsection:
38 NEW SUBSECTION. 4. An eligible employer subject
39 to the requirements of this section shall inform the
40 employer's employees on a regular basis of their rights
41 to disclose information as provided in this section.
42 DIVISION XIII
43 VERTICAL INFRASTRUCTURE ADVISORY COMMITTEE
44 Sec. 75. NEW SECTION. **8.57G Vertical**
45 **infrastructure advisory committee.**
46 1. A vertical infrastructure advisory committee is
47 established consisting of seven members, appointed by
48 the governor, and subject to confirmation by the senate
49 pursuant to section 2.32. Committee members shall be
50 appointed in compliance with sections 69.16, 69.16A,

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1 and 69.16C. Committee members shall reside in this
2 state.
3 2. The members of the committee shall serve for
4 staggered three-year terms which shall begin and end
5 pursuant to section 69.19. Members appointed shall
6 continue to serve until their respective successors
7 are appointed. Vacancies in the membership of the
8 committee shall be filled by the governor. Members
9 shall receive actual expenses incurred while serving in
10 their official capacity. Members may also be eligible
11 to receive compensation as provided in section 7E.6.
12 The governor shall designate the chairperson of the
13 committee.
14 3. The department of management and the department
15 of administrative services shall provide staff
16 assistance and support services to the committee.
17 4. The committee shall have the following duties:
18 *a.* Oversee the inventory and assessment of the
19 vertical infrastructure owned or under the control of
20 the state.
21 *b.* Develop and recommend methods for identifying,
22 evaluating, and prioritizing infrastructure needs.
23 *c.* Annually develop and submit to the governor and
24 the general assembly no later than December 15 of each
25 year, comprehensive five-year plans of recommendations,
26 including suggested lists of priority projects. The
27 priority listing of projects shall be developed to
28 assist the governor in establishing a priority listing
29 of priority projects to be submitted to the general
30 assembly pursuant to section 8.22. Recommendations
31 shall include the level of funding necessary to
32 complete each project recommended and a timetable for
33 completion of the project if the project is anticipated
34 to require more than one year to complete.>
35 ___. Title page, by striking lines 1 through 3
36 and inserting <An Act relating to state and local
37 finances by making appropriations, providing for fees,
38 providing for legal responsibilities, and providing
39 for regulatory requirements, taxation, and other
40 properly related matters, and including penalties and
41 effective date and retroactive and other applicability
42 provisions.>>

HALL of Woodbury

H-8367

1 Amend the amendment, H-8362, to House File 2473 as
2 follows:
3 1. Page 5, after line 42 by inserting:

<Sec. ___. Section 724.22, subsection 5, Code 2014, is amended to read as follows:

5. A parent or guardian or spouse who is twenty-one years of age or older, of a person ~~fourteen years of age but~~ who is less than twenty-one may allow the person to possess a pistol or revolver or the ammunition therefor for any lawful purpose while under the direct supervision of the parent or guardian or spouse who is twenty-one years of age or older, or while the person receives instruction in the proper use thereof from an instructor twenty-one years of age or older~~,~~ with the consent of such parent, guardian, or spouse.>

2. By renumbering as necessary.

BAUDLER of Adair

H-8368

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 22, after line 21 by inserting:

<DIVISION ___

PUBLIC RETIREMENT SYSTEMS

Sec. ___. Section 97A.6, subsection 7, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) Should any beneficiary for either ordinary or accidental disability, except a beneficiary who is fifty-five years of age or over and would have completed twenty-two years of service if the beneficiary had remained in active service, be engaged in a gainful occupation paying more than the difference between the member's net retirement allowance and ~~one~~ two and one-half times the current earnable compensation of an active member at the same position on the salary scale within the member's rank as the member held at retirement, then the amount of the retirement allowance shall be reduced to an amount such that the member's net retirement allowance plus the amount earned by the member shall equal ~~one~~ two and one-half times the amount of the current earnable compensation of an active member at the same position on the salary scale within the member's rank as the member held at retirement. Should the member's earning capacity be later changed, the amount of the retirement allowance may be further modified, provided that the new retirement allowance shall not exceed the amount of the retirement allowance originally granted adjusted by annual readjustments of pensions pursuant to subsection 14 of this section nor an amount which would cause the member's net retirement allowance, when added to the

34 amount earned by the beneficiary, to equal ~~one~~ two
35 and one-half times the amount of the current earnable
36 compensation of an active member at the same position
37 on the salary scale within the member's rank as the
38 member held at retirement. A beneficiary restored
39 to active service at a salary less than the average
40 final compensation upon the basis of which the member
41 was retired at age fifty-five or greater, shall not
42 again become a member of the retirement system and
43 shall have the member's retirement allowance suspended
44 while in active service. If the rank or position
45 held by the retired member is subsequently abolished,
46 adjustments to the allowable limit on the amount of
47 income which can be earned in a gainful occupation
48 shall be computed in the same manner as provided in
49 subsection 14, paragraph *"c"*, of this section for
50 readjustment of pensions when a rank or position has

Page 2

1 been abolished. If the salary scale associated with a
2 member's rank at retirement is changed after the member
3 retires, earnable compensation for purposes of this
4 section shall be based upon the salary an active member
5 currently would receive at the same rank and with
6 seniority equal to that of the retired member at the
7 time of retirement. For purposes of this paragraph,
8 *"net retirement allowance"* means the amount determined
9 by subtracting the amount paid during the previous
10 calendar year by the beneficiary for health insurance
11 or similar health care coverage for the beneficiary
12 and the beneficiary's dependents from the amount of
13 the member's retirement allowance paid for that year
14 pursuant to this chapter. The beneficiary shall submit
15 sufficient documentation to the board of trustees
16 to permit the system to determine the member's net
17 retirement allowance for the applicable year.
18 Sec. ___. Section 97B.49B, subsection 1, paragraph
19 e, Code 2014, is amended by adding the following new
20 subparagraph:
21 NEW SUBPARAGRAPH. (13) A person other than a
22 deputy sheriff, jailer, or detention officer who is
23 employed by a sheriff to provide courthouse security
24 services or prisoner transportation duties, is required
25 as a condition of employment to carry a firearm and has
26 been professionally trained and qualified in the use of
27 any firearm in connection with the individual's duties,
28 is required and authorized under limited circumstances
29 to perform law enforcement duties that may include but
30 are not limited to detaining persons, taking persons
31 into custody, making arrests, transporting or providing
32 custody and care for those persons under the sheriff's

control, and is a certified Iowa peace officer, has Iowa reserve peace officer certification, or has equivalent peace officer training.

Sec. ___. Section 97B.52A, subsection 1, paragraph c, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) For a member whose first month of entitlement is July 2004 or later, but before July ~~2014~~ 2016, covered employment does not include employment as a licensed health care professional by a public hospital. For the purposes of this subparagraph, *"public hospital"* means a hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 347, 347A, or 392.

Sec. ___. Section 97B.80, subsection 1, Code 2014, is amended to read as follows:

1. *a.* For purposes of this subsection, *"eligible member"* means as follows:

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(1) For the period beginning July 1, 1992, and ending June 30, 2014, a vested or retired member who has one or more full calendar years of covered wages.

(2) Beginning on or after July 1, 2014, a member vested by service or a retired member who is vested by service and who is within six months of the retired member's first month of entitlement.

b. ~~Effective July 1, 1992, a vested or retired~~ An eligible member ~~who has one or more full calendar years of covered wages and~~ who at any time served on active duty in the armed forces of the United States, upon submitting verification of the dates of the active duty service, may make contributions to the retirement system for all or a portion of the period of time of the active duty service, in increments of one or more calendar quarters, and receive credit for membership service and prior service for the period of time for which the contributions are made.

Sec. ___. Section 97B.80C, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0a. "Eligible member"* means as follows:

(1) Prior to July 1, 2014, a vested or retired member.

(2) Beginning on or after July 1, 2014, a member vested by service or a retired member who is vested by service and who is within six months of the retired member's first month of entitlement.

Sec. ___. Section 97B.80C, subsection 2, paragraphs a, b, and c, Code 2014, are amended to read as follows:

a. ~~A vested or retired~~ An eligible member may make

contributions to the retirement system to purchase up to the maximum amount of permissive service credit for qualified service as determined by the system, pursuant to Internal Revenue Code section 415(n), the requirements of this section, and the system's administrative rules.

b. ~~A vested or retired~~ An eligible member of the retirement system may make contributions to the retirement system to purchase up to a maximum of twenty quarters of permissive service credit for nonqualified service as determined by the system, pursuant to Internal Revenue Code section 415(n), the requirements of this section, and the system's administrative rules. ~~A vested or retired~~ An eligible member must have at least twenty quarters of covered wages in order to purchase permissive service credit for nonqualified service.

c. ~~A vested or retired~~ An eligible member may convert regular member service credit to special

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service credit by payment of the amount actuarially determined as necessary to fund the resulting increase in the member's accrued benefit. The conversion shall be treated as a purchase of qualified service credit subject to the requirements of paragraph *"a"* if the service credit to be converted was or would have been for qualified service. The conversion shall be treated as a purchase of nonqualified service credit subject to the requirements of paragraph *"b"* if the service credit to be converted was purchased as nonqualified service credit.>

2. By renumbering as necessary.

PETTENGILL of Benton

H-8369

Amend House File 398, as passed by the House, as follows:

1. Page 1, by striking lines 2 through 5 and inserting <the following new subsection:>

2. By striking page 1, line 16, through page 2, line 14, and inserting:

<Sec. ___. Section 522B.11, subsection 7, Code 2014, is amended to read as follows:

7. *a.* Unless ~~an insurance producer holds oneself out as an insurance specialist, consultant, or counselor and receives compensation for consultation and advice apart from commissions paid by an insurer~~ otherwise provided in this subsection, the duties and

14 responsibilities of an insurance producer are limited
15 to those duties and responsibilities set forth in
16 Sandbulte v. Farm Bureau Mut. Ins. Co., 343 N.W.2d 457
17 (Iowa 1984).
18 *b.* The general assembly declares that the holding
19 of Langwith v. Am. Nat'l Gen. Ins. Co., ~~(No. 08-0778)~~
20 793 N.W.2d 215 (Iowa 2010) is abrogated to the extent
21 that it overrules Sandbulte and imposes higher or
22 greater duties and responsibilities on insurance
23 producers than those set forth in Sandbulte.
24 *c.* Unless an insurance producer holds oneself out
25 as an insurance specialist, consultant, or counselor
26 and receives compensation for consultation and advice
27 apart from commissions paid by an insurer, an insurance
28 producer, while acting within the scope and course of
29 the license provided for by this chapter, is not in the
30 business of supplying information to others.
31 *d.* An insurance producer owes any duties and
32 responsibilities referred to in this subsection only
33 to the policy owner, a person in privity of contract
34 with the insurance producer, a person who has executed
35 a written instrument required by the insurer in order
36 to become a policy owner, and the principal in an
37 agency relationship with the insurance producer. If
38 a person to whom an insurance producer owes duties
39 and responsibilities is deceased or incapacitated, a
40 direct and specifically identified beneficiary, who
41 is referenced in a written instrument required by the
42 insurer or provided by the insurance producer that is
43 executed by the person and delivered to the insurer
44 or insurance producer prior to the person's death
45 or incapacity, may enforce the insurance producer's
46 duties and responsibilities. An insurance producer
47 does not owe any duty to a person who was a direct
48 and specifically identified beneficiary if the policy
49 owner changes the beneficiary in the manner required
50 by the policy or contract and removes the person as a

Page 2

1 beneficiary.>
2 3. By renumbering as necessary.

SENATE AMENDMENT

H-8370

1 Amend the Senate amendment, H-8349, to House File
2 2460, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 2, after line 13 by inserting:
5 <Sec. ___. Section 15.108, subsection 6, paragraph

a, Code 2014, is amended to read as follows:

a. Coordinate and perform the duties specified under the Iowa industrial new jobs training Act in chapter 260E~~, the Iowa jobs training Act in chapter 260F,~~ and the workforce development fund in section 15.341.>

2. Page 7, after line 22 by inserting:

<Sec. ___. Section 260F.2, subsection 2, Code 2014, is amended by striking the subsection.

Sec. ___. Section 260F.2, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. *"Department"* means the department of education.>

3. Page 7, line 37, by striking <authority> and inserting <~~authority~~ department>

4. Page 8, by striking lines 24 through 27.

5. Page 9, line 17, by striking <authority> and inserting <department>

6. Page 9, line 21, by striking <authority> and inserting <department>

7. Page 9, line 34, by striking <authority> and inserting <department>

8. Page 9, line 40, by striking <authority> and inserting <department>

9. Page 9, line 47, by striking <authority> and inserting <department>

10. Page 10, line 7, by striking <authority> and inserting <department>

11. Page 10, by striking lines 21 through 32 and inserting:

<260F.7 ~~Economic development authority~~ Department of education to coordinate.

The ~~economic development authority, in consultation with the department of education and the department of workforce development,~~ department shall coordinate the jobs training program. ~~A project shall not be funded under this chapter unless the economic development authority approves the project.~~ The ~~authority~~ department shall adopt rules pursuant to chapter 17A governing the program's operation and eligibility for participation in the program. The ~~authority~~ department shall establish by rule criteria for determining what constitutes an eligible business.>

12. Page 10, line 38, by striking <authority> and inserting <department>

13. Page 12, line 29, after <authority> by inserting <and the department of education>

14. By renumbering as necessary.

KAUFMANN of Cedar
BYRNES of Mitchell

H-8371

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 6, after line 33 by inserting:

<Sec. ___. Section 403.19A, subsection 2, Code 2014, is amended to read as follows:

2. *a.* An eligible city may apply for designation as a pilot project city pursuant to this subsection. An eligible city is a city that wholly contains three or more census tracts and is located in a county meeting one of the following requirements:

(1) A county that borders Nebraska.

(2) A county that borders South Dakota.

(3) A county that borders a state other than Nebraska or South Dakota.

(4) A county that borders Illinois.

b. (1) The department of economic development shall approve ~~four~~ five eligible cities as pilot project cities, one pursuant to paragraph *"a"*, subparagraph (1), one pursuant to paragraph *"a"*, subparagraph (2), ~~and~~ two pursuant to paragraph *"a"*, subparagraph (3), and one pursuant to paragraph *"a"*, subparagraph (4). The city approved pursuant to paragraph *"a"*, subparagraph (4), shall have a population of at least eighty-five thousand six hundred residents but not more than one hundred ten thousand residents, which city shall be located in a county with a population of at least one hundred twenty thousand residents but not more than one hundred seventy thousand residents, as determined by the 2010 certified federal census. If two eligible cities are approved which are located in the same county and the county has a population of less than forty-five thousand, the two approved eligible cities shall be considered one pilot project city. If more than two cities meeting the requirements of paragraph *"a"*, subparagraph (3), apply to be designated as a pilot project city, the department of economic development shall determine which two cities hold the most potential to create new jobs or generate the greatest capital within their areas. Applications from eligible cities seeking approval under paragraph *"a"*, subparagraph (1), (2), or (3), filed on or after October 1, 2006, shall not be considered. Applications from eligible cities seeking approval under paragraph *"a"*, subparagraph (4), filed on or after January 1, 2015, shall not be considered.

46 (2) If a pilot project city does not enter into a
47 withholding agreement within one year of its approval
48 as a pilot project city, the city shall lose its
49 status as a pilot project city. If two pilot project
50 cities are located in the same county, the loss of

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1 status by one pilot project city shall not cause the
2 second pilot project city in the county to lose its
3 status as a pilot project city. Upon such occurrence,
4 the department of economic development shall take
5 applications from other eligible cities to replace that
6 city. Another city shall be designated within six
7 months.
8 (3) On July 1, 2011, the economic development
9 authority shall assume responsibility for the
10 administration of this subsection.>
11 2. By renumbering as necessary.

LYKAM of Scott
THEDE of Scott
WOOD of Scott
WINCKLER of Scott

H-8372

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 3, after line 24 by inserting:
4 <Sec. ___. STATE ARCHIVES AND RECORDS
5 APPROPRIATION.
6 1. There is appropriated from the general fund of
7 the state to the department of cultural affairs for the
8 fiscal year beginning July 1, 2014, and ending June 30,
9 2015, the following amount, or so much thereof as is
10 necessary, to be used for the purposes designated:
11 For the state archives and records program for
12 preserving and archiving issues of community newspapers
13 from calendar years 2009 through 2013 in the state of
14 Iowa through microfiche:
15 ..... $ 250,000
16 2. Notwithstanding section 8.33, moneys
17 appropriated in this section that remain unencumbered
18 or unobligated at the close of the fiscal year shall
19 not revert but shall remain available for expenditure
20 for the purposes designated until the close of the
21 succeeding fiscal year.>
22 2. By renumbering as necessary.

ANDERSON of Polk

H-8373

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 3, after line 24 by inserting:
4 <Sec. ___. RECREATIONAL TRAILS. There is
5 appropriated from the general fund of the state to
6 the department of transportation for the fiscal year
7 beginning July 1, 2013, and ending June 30, 2014, the
8 following amount, or so much thereof as is necessary,
9 to be used for the purposes designated:
10 For improving and connecting urban trails in eastern
11 Iowa counties with a combined population of more than
12 500,000 as determined by the 2010 federal decennial
13 census to a national trail:
14 ..... $ 3,000,000
15 Notwithstanding section 8.33, moneys appropriated in
16 this section that remain unencumbered or unobligated
17 at the close of the fiscal year shall not revert but
18 shall remain available for expenditure for the purposes
19 designated until the close of the fiscal year that
20 begins July 1, 2017.>
21 2. Page 5, before line 49 by inserting:
22 <Sec. ___. EFFECTIVE UPON ENACTMENT. The section
23 of this division of this Act appropriating moneys
24 for recreational trails, being deemed of immediate
25 importance, takes effect upon enactment.>
26 3. By renumbering as necessary.

STUTSMAN of Johnson
LENSING of Johnson
JACOBY of Johnson
MASCHER of Johnson
RUNNING-MARQUARDT of Linn

H-8374

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 22, after line 21 by inserting:
4 <DIVISION ___
5 PERSONNEL SETTLEMENT AGREEMENTS
6 Sec. ___. NEW SECTION. **70A.35 Personnel settlement**
7 **agreements —— public employers.**
8 1. For purposes of this section:
9 *a. "Personnel settlement agreement"* means a binding
10 legal agreement between an employee and the employee's
11 state employer to resolve a personnel dispute including
12 but not limited to a grievance. *"Personnel settlement*
13 *agreement"* does not include an initial decision by an
14 employee's immediate supervisor concerning a personnel
15 dispute or grievance.

16 *b. "State employer"* means any of the following:
17 (1) The executive branch of state government,
18 to include a unit of state government, which is an
19 authority, board, commission, committee, council,
20 department, or independent agency as defined in section
21 7E.4, including but not limited to each principal
22 central department enumerated in section 7E.5; the
23 office of the governor; and the office of an elective
24 constitutional or statutory officer.
25 (2) The general assembly, or any office or unit
26 under its administrative authority.
27 (3) The judicial branch, as provided in section
28 602.1102.
29 2. *a.* For personnel settlement agreements with an
30 employee of the executive branch, excluding an employee
31 of the state board of regents or institution under the
32 control of the state board of regents, the personnel
33 settlement agreement shall, to the extent consistent
34 with any provision of an applicable collective
35 bargaining agreement, be reviewed and approved as
36 to form by the attorney general or by the attorney
37 general's designee, and approved by the director of
38 the department of management, the director of the
39 department of administrative services, and the head of
40 the agency involved with the matter at issue.
41 *b.* For personnel settlement agreements with an
42 employee of the state board of regents or institution
43 under the control of the state board of regents,
44 the personnel settlement agreement shall, to the
45 extent consistent with any provision of an applicable
46 collective bargaining agreement, be reviewed and
47 approved as to form by the attorney general or by
48 the attorney general's designee, and approved by the
49 executive director of the state board of regents and
50 the head of the institution involved with the matter

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1 at issue. Any costs or payments associated with the
2 personnel settlement agreement shall be authorized by
3 the state appeal board established in section 24.26,
4 and paid as a claim under chapter 25.
5 *c.* For personnel settlement agreements with
6 an employee of the judicial branch, the personnel
7 settlement agreement shall, to the extent consistent
8 with any provision of an applicable collective
9 bargaining agreement, be approved by the state court
10 administrator.
11 *d.* For personnel settlement agreements with an
12 employee of the general assembly, the personnel
13 settlement agreement shall be approved by the
14 legislative council or the appropriate committee of the

15 senate or house of representatives.
16 *e.* For personnel settlement agreements with an
17 employee subject to review and approval pursuant to
18 the requirements of a collective bargaining agreement
19 that are inconsistent with the requirements of this
20 subsection, a report on the personnel settlement
21 agreement shall be provided to those persons who would
22 otherwise review or approve the personnel settlement
23 agreement for that employee.
24 3. Personnel settlement agreements shall not
25 contain any confidentiality or nondisclosure provision
26 that attempts to prevent the disclosure of the
27 personnel settlement agreement. A confidentiality
28 or nondisclosure provision in a personnel settlement
29 agreement is void and unenforceable.
30 4. All personnel settlement agreements shall be
31 made easily accessible to the public on an internet
32 site maintained as follows:
33 *a.* For personnel settlement agreements with an
34 employee of the executive branch, excluding an employee
35 of the state board of regents or institution under
36 the control of the state board of regents, by the
37 department of administrative services.
38 *b.* For personnel settlement agreements with an
39 employee of the state board of regents or institution
40 under the control of the state board of regents, by the
41 state board of regents.
42 *c.* For personnel settlement agreements with an
43 employee of the judicial branch, by the judicial
44 branch.
45 *d.* For personnel settlement agreements with an
46 employee of the general assembly, by the general
47 assembly.
48 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
49 of this Act, being deemed of immediate importance,
50 takes effect upon enactment.

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1 DIVISION ___
2 PERSONNEL SETTLEMENT AGREEMENTS EXAMINATION
3 Sec. ___. AUDITOR OF STATE EXAMINATION —— PERSONNEL
4 SETTLEMENT AGREEMENTS. The auditor of state shall
5 expend such amount as is necessary for purposes
6 of conducting an examination concerning personnel
7 settlement agreements made by the state with terminated
8 state employees since January 2011 that were not
9 approved by the state appeal board or decided by the
10 public employment relations board. The examination
11 shall include the nature of the positions subject to
12 termination, the payments provided and the funding
13 source of the payments, and the identity and authority

of the person or persons signing the personnel settlement agreement on behalf of the state. A report on the results of the examination shall be submitted to the general assembly by December 1, 2014. The auditor of state shall be authorized to charge the department of administrative services for costs associated with the examination.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION ___

SERVICE CONTRACTS

Sec. ___. Section 8.47, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The department of administrative services, in cooperation with the office of attorney general and the department of management, shall adopt uniform terms and conditions for service contracts executed by a department or establishment benefiting from service contracts which terms and conditions shall be consistent with the contractual requirements of chapter 8F. The terms and conditions shall include but are not limited to all of the following:

Sec. ___. Section 8F.3, subsection 3, Code 2014, is amended to read as follows:

3. Prior to entering into a service contract with a recipient entity, the oversight agency shall ~~determine~~ do all of the following:

a. Determine whether the recipient entity can reasonably be expected to comply with the requirements of the service contract. If the oversight entity is unable to determine whether the recipient entity can reasonably be expected to comply with the requirements of the service contract, the oversight entity shall request such information from the recipient entity as described in subsection 1 to make a determination. If the oversight agency determines from the information

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provided that the recipient entity cannot reasonably be expected to comply with the requirements of the service contract, the oversight agency shall not enter into the service contract.

b. Perform a cost comparison establishing whether the contract costs from the proposed service contract are less than the costs of having the services provided by an agency. Contract costs shall include direct costs, including salaries and fringe benefits, indirect overhead costs, including the contractor's proportional share of existing administrative salaries and benefits, rent and equipment costs, utilities, and materials.

13 Additionally, transition costs, including unemployment
14 compensation, shall be included in the analysis of
15 contract costs. If the oversight agency determines
16 from the information provided that the contract costs
17 of the recipient entity are not less than the costs
18 of having the services provided by an agency, the
19 oversight agency shall not enter into the service
20 contract.
21 *c.* If the proposed service contract may result in
22 reduced public employment by an agency in an area,
23 perform an economic impact analysis to consider the
24 impact of the service contract on the possible loss of
25 employment or income in the affected area, impact on
26 social services to include public assistance programs,
27 economic impact on local businesses, any possible
28 changes in tax revenue for the affected area, and any
29 environmental impacts that may result from the service
30 contract.
31 Sec. ___. Section 8F.3, Code 2014, is amended by
32 adding the following new subsection:
33 NEW SUBSECTION. 4. A service contract with a
34 recipient entity shall include the following terms and
35 conditions:
36 *a.* Specific performance criteria and cost
37 parameters with termination provisions for failure to
38 meet the performance criteria and cost parameters.
39 *b.* A requirement that the compensation paid to
40 employees of a recipient entity pursuant to the service
41 contract shall be comparable to the compensation paid
42 to public employees performing similar work or the
43 average private sector wage in this state for similar
44 work, whichever is less.
45 *c.* A provision prohibiting the automatic renewal of
46 the terms of a service contract without complying with
47 the requirements of this section prior to renewing the
48 service contract.
49 *d.* A provision prohibiting the payment for services
50 under the service contract regardless of whether the

1 services are actually provided.
2 Sec. ___. Section 8F.4, Code 2014, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 4. An oversight agency shall make
5 information described in section 8F.3, subsection 3,
6 paragraphs *"b"* and *"c"*, and information required to be
7 reported by a recipient agency pursuant to this section
8 available to the public.
9 Sec. ___. Section 8G.3, subsection 3, paragraph
10 a, Code 2014, is amended by adding the following new
11 subparagraph:

12 NEW SUBPARAGRAPH. (10) A recipient entity as
13 defined in section 8F.2.
14 Sec. ___. Section 8G.4, subsection 2, Code 2014, is
15 amended by adding the following new paragraph:
16 NEW PARAGRAPH. *0j.* Information required to be
17 provided pursuant to chapter 8F.
18 DIVISION ___
19 STATE EMPLOYMENT HIRING PROCEDURES
20 Sec. ___. NEW SECTION. **70A.21 State employment ——**
21 **designation of ineligibility procedures —— penalty.**
22 1. A board, commission, agency, or department of
23 the state that seeks to designate an individual as
24 ineligible to apply for; to be considered, referred, or
25 approved for; or to be appointed to employment by the
26 state or any of its boards, commissions, agencies, or
27 departments, shall do all of the following:
28 *a.* Maintain documentation of the designation
29 of ineligibility, to include signatures from the
30 individual's immediate supervisor and the applicable
31 head of the board, commission, agency, or department,
32 the extent of the individual's ineligibility for state
33 employment, proof of notification of the individual,
34 and any information concerning any appeals regarding
35 the designation.
36 *b.* Notify the individual prior to or within ten
37 days of discharge of the designation of ineligibility
38 and the extent of the individual's ineligibility for
39 state employment. The notification shall include
40 information on the process for an individual to appeal,
41 remove, or modify the designation of ineligibility.
42 2. Each board, commission, agency, or department
43 of the state shall establish a process for an
44 individual to appeal, remove, or modify a designation
45 of ineligibility. Following a final determination by
46 the board, commission, agency or department within
47 the executive branch of the state relative to an
48 appeal or attempt to remove or modify a designation
49 of ineligibility by an individual, the individual
50 may appeal to the public employment relations board

1 created in section 20.5, for individuals subject to the
2 jurisdiction of the board, and to an administrative law
3 judge employed by the department of inspections and
4 appeals, for all other individuals.
5 Sec. ___. NEW SECTION. **70A.22 State employee**
6 **hiring requirements.**
7 An employer of state employees shall establish
8 procedures providing for the hiring of employees by
9 the employer. The procedures shall provide for the
10 public announcement of vacancies of the employer

11 at least ten days in advance of the date fixed for
12 the filing of applications for the vacancies and
13 for the advertisement of the vacancies through the
14 communications media.
15 DIVISION ___
16 STATE EMPLOYEE BONUSES
17 Sec. ___. NEW SECTION. **22.13B Executive branch**
18 **bonuses —— disclosure.**
19 1. For purposes of this section:
20 *a. "Bonus pay"* means any additional remuneration
21 in an amount exceeding two hundred dollars provided
22 an employee in the form of a bonus, including but
23 not limited to a retention bonus, recruitment bonus,
24 exceptional job performance pay, extraordinary
25 job performance pay, exceptional performance pay,
26 extraordinary duty pay, or extraordinary or special
27 duty pay, and any extra benefit not otherwise provided
28 to other similarly situated employees.
29 *b. "Executive branch employee"* means an employee
30 of the executive branch of state government, which
31 includes any unit of state government, including
32 but not limited to an authority, board, commission,
33 committee, council, department, or independent
34 agency as defined in section 7E.4, and each principal
35 central department enumerated in section 7E.5; the
36 office of the governor; and the office of an elective
37 constitutional or statutory officer.
38 2. A decision to provide bonus pay to an executive
39 branch employee, including the amount paid and the
40 documented reasons and rationale for the bonus paid,
41 shall be a public record.
42 3. All decisions to provide bonus pay to an
43 executive branch employee, including information
44 described in subsection 2, shall be made easily
45 accessible to the public on an internet site maintained
46 as follows:
47 *a.* For decisions to provide bonus pay to an
48 employee of the executive branch, excluding an employee
49 of the state board of regents or institution under
50 the control of the state board of regents, by the

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1 department of administrative services.
2 *b.* For decisions to provide bonus pay to an
3 employee of the state board of regents or institution
4 under the control of the state board of regents, by the
5 state board of regents.
6 DIVISION ___
7 WHISTLEBLOWER PROTECTION
8 Sec. ___. Section 8A.417, subsection 4, Code 2014,
9 is amended by striking the subsection and inserting in

lieu thereof the following:

4. *a.* For purposes of this subsection, *"a disclosure of information permitted by this section"* includes any of the following:

(1) A disclosure of any information by the employee to a member or employee of the general assembly if the information can be used by the member or employee of the general assembly in the performance of the member's or employee's duties, regardless of whether the member or employee requested the information.

(2) A disclosure of information to any appropriate person if the employee reasonably believes the information evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety.

b. A person shall not do any of the following as a reprisal against an employee in a position in a merit system administered by, or subject to approval of, the director, who makes a disclosure of information permitted by this section or who fails to inform the person that the employee made a disclosure of information permitted by this section:

(1) Discharge, suspend, or demote the employee, or take any other adverse employment action resulting in a reduction of the employee's pay.

(2) Fail to appoint or promote the employee to a position in the merit system or fail to take action regarding an advantage to the employee.

c. However, an employee may be required to inform the person that the employee made a disclosure of information permitted by this section if the employee represented that the disclosure was the official position of the employee's immediate supervisor or employer.

d. An employer subject to the requirements of this subsection shall inform the employer's employees on a regular basis of their rights to disclose information as provided in this subsection.

e. This subsection does not apply if the disclosure of the information is prohibited by statute.

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Sec. ___. Section 8F.3, subsection 1, paragraph d, Code 2014, is amended to read as follows:

d. Information regarding any policies adopted by the governing body of the recipient entity that <u>ensure compliance with section 70A.29 and that</u> prohibit taking adverse employment action against employees of the recipient entity who disclose information about a service contract to the oversight agency, the auditor

of state, the office of the attorney general, or the office of ombudsman ~~and that state whether those policies are substantially similar to the protection provided to state employees under section 70A.28~~. The information provided shall state whether employees of the recipient entity are informed on a regular basis of their rights pursuant to section 70A.29 and of their rights to disclose information to the oversight agency, the office of ombudsman, the auditor of state, or the office of the attorney general and the telephone numbers of those organizations.

Sec. ___. Section 70A.28, subsection 1, Code 2014, is amended to read as follows:

1. A person who serves as the head of a state department or agency or otherwise serves in a supervisory capacity within the executive or legislative branch of state government shall not prohibit an employee of the state from making a disclosure of information permitted by this section or require an employee of the state to inform the person that the employee made a disclosure of information permitted by this section ~~and shall not prohibit an employee of the state from disclosing any information to a member or employee of the general assembly or from disclosing information to any other public official or law enforcement agency if the employee reasonably believes the information evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety~~. However, an employee may be required to inform the person that the employee made a disclosure of information permitted by this section if the employee represented that the disclosure was the official position of the employee's immediate supervisor or employer.

Sec. ___. Section 70A.28, subsection 2, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

2. *a.* A person shall not do any of the following as a reprisal against an employee in a position in a state employment system administered by, or subject to approval of, a state agency, who makes a disclosure of

information permitted by this section or who fails to inform the person that the employee made a disclosure of information permitted by this section:

(1) Discharge, suspend, or demote the employee, or take any other adverse employment action resulting in a reduction of the employee's pay.

(2) Fail to appoint or promote the employee to a

8 position in the state employment system or fail to take
9 action regarding an advantage to the employee.
10 *b.* However, an employee may be required to inform
11 the person that the employee made a disclosure of
12 information permitted by this section if the employee
13 represented that the disclosure was the official
14 position of the employee's immediate supervisor or
15 employer.
16 Sec. ___. Section 70A.28, Code 2014, is amended by
17 adding the following new subsection:
18 NEW SUBSECTION. 2A. For purposes of this section,
19 *"a disclosure of information permitted by this section"*
20 includes any of the following:
21 *a.* A disclosure of any information by the employee
22 to a member or employee of the general assembly if the
23 information can be used by the member or employee of
24 the general assembly in the performance of the member's
25 or employee's duties, regardless of whether the member
26 or employee requested the information.
27 *b.* A disclosure of information to any appropriate
28 person if the employee reasonably believes the
29 information evidences a violation of law or rule,
30 mismanagement, a gross abuse of funds, an abuse of
31 authority, or a substantial and specific danger to
32 public health or safety.
33 Sec. ___. Section 70A.28, subsection 5, paragraph
34 a, Code 2014, is amended to read as follows:
35 *a.* A person who violates subsection 2 is liable to
36 an aggrieved employee for affirmative relief including
37 reinstatement, with or without back pay, actual
38 damages, or any other equitable relief the court deems
39 appropriate, including attorney fees and costs.
40 Sec. ___. Section 70A.29, Code 2014, is amended by
41 adding the following new subsection:
42 NEW SUBSECTION. 01. For purposes of this section,
43 unless the context otherwise requires:
44 *a. "Disclosure of information permitted by this*
45 *section"* includes any of the following:
46 (1) A disclosure of any information by the employee
47 to a member or employee of the general assembly if the
48 information can be used by the member or employee of
49 the general assembly in the performance of the member's
50 or employee's duties, regardless of whether the member

1 or employee requested the information.
2 (2) A disclosure of information to any appropriate
3 person if the employee reasonably believes the
4 information evidences a violation of law or rule,
5 mismanagement, a gross abuse of funds, an abuse of
6 authority, or a substantial and specific danger to

7 public health or safety.
8 *b. "Eligible employer"* means any of the following:
9 (1) A political subdivision of this state.
10 (2) An entity organized under chapter 28E.
11 (3) A recipient entity as defined in section 8F.2.
12 Sec. ___. Section 70A.29, subsection 1, Code 2014,
13 is amended by striking the subsection and inserting in
14 lieu thereof the following:
15 1. *a.* A person shall not do any of the following
16 as a reprisal against an employee in a position in
17 employment by an eligible employer for a disclosure of
18 information permitted by this section:
19 (1) Discharge, suspend, or demote the employee, or
20 take any other adverse employment action resulting in
21 a reduction of the employee's pay.
22 (2) Fail to appoint or promote the employee to
23 a position in the employment or fail to take action
24 regarding an advantage to the employee.
25 *b.* This section does not apply if the disclosure of
26 the information is prohibited by statute.
27 Sec. ___. Section 70A.29, subsection 3, paragraph
28 a, Code 2014, is amended to read as follows:
29 *a.* A person who violates subsection 1 is liable to
30 an aggrieved employee for affirmative relief including
31 reinstatement, with or without back pay, actual
32 damages, or any other equitable relief the court deems
33 appropriate, including attorney fees and costs.
34 Sec. ___. Section 70A.29, Code 2014, is amended by
35 adding the following new subsection:
36 NEW SUBSECTION. 4. An eligible employer subject
37 to the requirements of this section shall inform the
38 employer's employees on a regular basis of their rights
39 to disclose information as provided in this section.
40 DIVISION ___
41 VERTICAL INFRASTRUCTURE ADVISORY COMMITTEE
42 Sec. ___. NEW SECTION. **8.57G Vertical**
43 **infrastructure advisory committee.**
44 1. A vertical infrastructure advisory committee is
45 established consisting of seven members, appointed by
46 the governor, and subject to confirmation by the senate
47 pursuant to section 2.32. Committee members shall be
48 appointed in compliance with sections 69.16, 69.16A,
49 and 69.16C. Committee members shall reside in this
50 state.

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1 2. The members of the committee shall serve for
2 staggered three-year terms which shall begin and end
3 pursuant to section 69.19. Members appointed shall
4 continue to serve until their respective successors
5 are appointed. Vacancies in the membership of the

6 committee shall be filled by the governor. Members
7 shall receive actual expenses incurred while serving in
8 their official capacity. Members may also be eligible
9 to receive compensation as provided in section 7E.6.
10 The governor shall designate the chairperson of the
11 committee.
12 3. The department of management and the department
13 of administrative services shall provide staff
14 assistance and support services to the committee.
15 4. The committee shall have the following duties:
16 *a.* Oversee the inventory and assessment of the
17 vertical infrastructure owned or under the control of
18 the state.
19 *b.* Develop and recommend methods for identifying,
20 evaluating, and prioritizing infrastructure needs.
21 *c.* Annually develop and submit to the governor and
22 the general assembly no later than December 15 of each
23 year, comprehensive five-year plans of recommendations,
24 including suggested lists of priority projects. The
25 priority listing of projects shall be developed to
26 assist the governor in establishing a priority listing
27 of priority projects to be submitted to the general
28 assembly pursuant to section 8.22. Recommendations
29 shall include the level of funding necessary to
30 complete each project recommended and a timetable for
31 completion of the project if the project is anticipated
32 to require more than one year to complete.>
33 2. By renumbering as necessary.

GAINES of Polk
ABDUL-SAMAD of Polk
GASKILL of Wapello
HEDDENS of Story
ISENHART of Dubuque
KEARNS of Lee
H. MILLER of Webster
OLDSON of Polk
PRICHARD of Floyd
M. SMITH of Marshall
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott
WOOD of Scott
LENSING of Johnson
ANDERSON of Polk
HALL of Woodbury
HUNTER of Polk
JACOBY of Johnson
LYKAM of Scott
MURPHY of Dubuque
OURTH of Warren
RUFF of Clayton
STAED of Linn
T. TAYLOR of Linn
THOMAS of Clayton
WOLFE of Clinton

H-8375

1 Amend the amendment, H-8333, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, by striking lines 1 through 39 and
4 inserting:
5 <Amend Senate File 2360, as passed by the Senate, as
6 follows:

1. By striking everything after the enacting clause and inserting:

Section 1. Section 124.401, subsection 5, Code 2014, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 2:

NEW UNNUMBERED PARAGRAPH. A person may knowingly or intentionally recommend, possess, use, dispense, deliver, transport, or administer cannabidiol if the recommendation, possession, use, dispensing, delivery, transporting, or administering is in accordance with the provisions of chapter 124D. For purposes of this paragraph, *"cannabidiol"* means the same as defined in section 124D.2.

Sec. 2. NEW SECTION. **124D.1 Short title.**

This chapter shall be known and may be cited as the *"Medical Cannabidiol Act"*.

Sec. 3. NEW SECTION. **124D.2 Definitions.**

As used in this chapter:

1. *"Cannabidiol"* means a nonpsychoactive cannabinoid found in the plant Cannabis sativa L. or Cannabis indica or any other preparation thereof that is essentially free from plant material, and has a tetrahydrocannabinol level of no more than three percent.

2. *"Department"* means the department of public health.

3. *"Intractable epilepsy"* means an epileptic seizure disorder for which standard medical treatment does not prevent or significantly ameliorate recurring, uncontrolled seizures or for which standard medical treatment results in harmful side effects.

4. *"Neurologist"* means an allopathic or osteopathic physician board-certified in neurology in good standing and licensed under chapter 148 or an allopathic or osteopathic physician board-certified in neurology in good standing and licensed in any other state.

5. *a. "Primary caregiver"* means a person, at least eighteen years of age, who has been designated by a patient's neurologist or a person having custody of a patient, as being necessary to take responsibility for managing the well-being of the patient with respect to the medical use of cannabidiol pursuant to the provisions of this chapter. A patient may have one or more designated primary caregivers.

Page 2

b. "Primary caregiver" includes but is not limited to the following:

(1) An employee of a hospice program, if the employee meets the definition of a primary caregiver under paragraph *"a"*.

(2) An individual providing home and community-based services, and including a home health agency, licensed, certified, or otherwise authorized or permitted by the law of this state or another state to administer health care in the ordinary course of business or in the practice of a profession, if the individual meets the definition of a primary caregiver under paragraph *"a"*.

Sec. 4. NEW SECTION. **124D.3 Neurologist recommendation —— medical use of cannabidiol.**

A neurologist who has examined and treated a patient suffering from intractable epilepsy may provide but has no duty to provide a written recommendation for the patient's medical use of cannabidiol to treat or alleviate symptoms of intractable epilepsy if no other satisfactory alternative treatment options exist for the patient and all of the following conditions apply:

1. The patient is a permanent resident of this state.

2. The neurologist or another neurologist has treated the patient for intractable epilepsy for at least six months.

3. The neurologist has tried alternative treatment options that have not alleviated the patient's symptoms.

4. The neurologist determines the risks of recommending the medical use of cannabidiol are reasonable in light of the potential benefit for the patient.

5. The neurologist maintains a patient treatment plan.

Sec. 5. NEW SECTION. **124D.4 Cannabidiol registration card.**

1. *Issuance to patient.* The department may approve the issuance of a cannabidiol registration card by the department of transportation to a patient who:

a. Is at least eighteen years of age.

b. Is a permanent resident of this state.

c. Provides the department with a written recommendation signed by a neurologist that the patient may benefit from the medical use of cannabidiol pursuant to section 124D.3.

d. Submits an application to the department, on a form created by the department, in consultation with the department of transportation, that contains all of

the following:

(1) The patient's full name, Iowa residence address, date of birth, and telephone number.

(2) A copy of the patient's valid photo

5 identification.
6 (3) Full name, address, and telephone number of the
7 patient's neurologist.
8 (4) Full name, residence address, date of birth,
9 and telephone number of each primary caregiver of the
10 patient, if any.
11 (5) Any other information required by rule.
12 2. *Patient card contents.* A cannabidiol
13 registration card issued to a patient by the department
14 of transportation pursuant to subsection 1 shall
15 contain, at a minimum, all of the following:
16 *a.* The patient's full name, Iowa residence address,
17 and date of birth.
18 *b.* The patient's photo.
19 *c.* The date of issuance and expiration date of the
20 registration card.
21 *d.* Any other information required by rule.
22 3. *Issuance to primary caregiver.* For a patient in
23 a primary caregiver's care, the department may approve
24 the issuance of a cannabidiol registration card by the
25 department of transportation to the primary caregiver
26 who:
27 *a.* Is at least eighteen years of age.
28 *b.* Provides the department with a written
29 recommendation signed by a neurologist that a patient
30 in the primary caregiver's care may benefit from the
31 medical use of cannabidiol pursuant to section 124D.3.
32 *c.* Submits an application to the department, on a
33 form created by the department, in consultation with
34 the department of transportation, that contains all of
35 the following:
36 (1) The primary caregiver's full name, residence
37 address, date of birth, and telephone number.
38 (2) The patient's full name.
39 (3) A copy of the primary caregiver's valid photo
40 identification.
41 (4) Full name, address, and telephone number of the
42 patient's neurologist.
43 (5) Any other information required by rule.
44 4. *Primary caregiver card contents.* A cannabidiol
45 registration card issued by the department of
46 transportation to a primary caregiver pursuant to
47 subsection 3 shall contain, at a minimum, all of the
48 following:
49 *a.* The primary caregiver's full name, residence
50 address, and date of birth.

Page 4

1 *b.* The primary caregiver's photo.
2 *c.* The date of issuance and expiration date of the
3 registration card.

d. The full name of each patient in the primary caregiver's care.

e. Any other information required by rule.

5. *Expiration date of card.* A cannabidiol registration card issued pursuant to this section shall expire one year after the date of issuance and may be renewed.

6. *Card issuance —— department of transportation.* The department may enter into a chapter 28E agreement with the department of transportation to facilitate the issuance of a cannabidiol registration card pursuant to subsections 1 and 3.

Sec. 6. NEW SECTION. **124D.5 Department duties —— rules.**

1. *a.* The department shall maintain a confidential file of the names of each patient to or for whom the department issues a cannabidiol registration card and the name of each primary caregiver to whom the department issues a cannabidiol registration card under section 124D.4.

b. Individual names contained in the file shall be confidential and shall not be subject to disclosure, except as provided in subparagraph (1).

(1) Information in the confidential file maintained pursuant to paragraph *"a"* may be released to the following persons under the following circumstances:

(a) To authorized employees or agents of the department and the department of transportation as necessary to perform the duties of the department and the department of transportation pursuant to this chapter.

(b) To authorized employees of state or local law enforcement agencies, but only for the purpose of verifying that a person is lawfully in possession of a cannabidiol registration card issued pursuant to this chapter.

(2) Release of information pursuant to subparagraph (1) shall be consistent with the federal Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191.

2. The department, in consultation with the department of transportation, shall adopt rules to administer this chapter which shall include but not be limited to rules to establish the manner in which the department shall consider applications for new and renewal cannabidiol registration cards.

Sec. 7. NEW SECTION. **124D.6 Medical use of**

cannabidiol —— affirmative defense.

1. *a.* A recommendation for the possession or use

of cannabidiol as authorized by this chapter shall be provided exclusively by a neurologist for a patient who has been diagnosed with intractable epilepsy.

b. Cannabidiol provided exclusively pursuant to the recommendation of a neurologist shall be obtained from an out-of-state source and shall only be recommended for oral or transdermal administration.

c. A neurologist shall be the sole authorized recommender as part of the treatment plan by the neurologist of a patient diagnosed with intractable epilepsy. A neurologist shall have the sole authority to recommend the use or amount of cannabidiol, if any, in the treatment plan of a patient diagnosed with intractable epilepsy.

2. A neurologist, including any authorized agent thereof, shall not be subject to prosecution for the unlawful recommendation, possession, or administration of marijuana under the laws of this state for activities arising directly out of or directly related to the recommendation or use of cannabidiol in the treatment of a patient diagnosed with intractable epilepsy.

3. *a.* In a prosecution for the unlawful possession of marijuana under the laws of this state, including but not limited to chapters 124 and 453B, it is an affirmative and complete defense to the prosecution that the patient has been diagnosed with intractable epilepsy, used or possessed cannabidiol pursuant to a recommendation by a neurologist as authorized under this chapter, and, for a patient eighteen years of age or older, is in possession of a valid cannabidiol registration card.

b. In a prosecution for the unlawful possession of marijuana under the laws of this state, including but not limited to chapters 124 and 453B, it is an affirmative and complete defense to the prosecution that the person possessed cannabidiol because the person is a primary caregiver of a patient who has been diagnosed with intractable epilepsy and is in possession of a valid cannabidiol registration card, and where the primary caregiver's possession of the cannabidiol is on behalf of the patient and for the patient's use only as authorized under this chapter.

c. (1) The defenses afforded a patient under paragraph *"a"* apply to a patient only if the quantity of cannabidiol oil possessed by the patient does not exceed thirty-two ounces.

(2) The defenses afforded a primary caregiver

under paragraph *"b"* apply to a primary caregiver only

if the quantity of cannabidiol oil possessed by the primary caregiver does not exceed thirty-two ounces per patient.

d. If a patient or primary caregiver is charged with the commission of a crime and is not in possession of the person's cannabidiol registration card, any charge or charges filed against the person shall be dismissed by the court if the person produces to the court at the person's trial a cannabidiol registration card issued to that person and valid at the time the person was charged.

4. An agency of this state or a political subdivision thereof, including any law enforcement agency, shall not remove or initiate proceedings to remove a patient under the age of eighteen from the home of a parent based solely upon the parent's or patient's possession or use of cannabidiol as authorized under this chapter.

Sec. 8. NEW SECTION. **124D.7 Penalties.**

A person who knowingly or intentionally possesses or uses cannabidiol in violation of the requirements of this chapter is subject to the penalties provided under chapters 124 and 453B.

Sec. 9. NEW SECTION. **124D.8 Repeal.**

This chapter is repealed July 1, 2017.

Sec. 10. STUDY. The university of Iowa school of medicine shall establish and conduct a clinical research study to determine the outcomes and results of cannabidiol on patients diagnosed with intractable epilepsy. The university shall submit its findings and recommendations to the department of public health and the general assembly on or before July 1, 2017.>

2. Title page, by striking line 2 and inserting <penalties.>>

KLEIN of Washington

H-8376

Amend the amendment, H-8315, to House File 2473 as follows:

1. Page 22, after line 21 by inserting:

<DIVISION ___
PRESCHOOL

Sec. ___. Section 256C.3, subsection 3, paragraph h, Code 2014, is amended to read as follows:

h. Provision for ensuring that children receiving care from other child care arrangements can participate in the preschool program with minimal disruption due to transportation and movement from one site to another. The children participating in the preschool program may be transported by the school district to activities

14 associated with the program along with other children.
15 Sec. ___. Section 256C.4, subsection 1, paragraphs
16 g and h, Code 2014, are amended to read as follows:
17 *g.* For the fiscal year beginning July 1, ~~2011~~
18 2013, and each succeeding fiscal year, of the amount
19 of preschool foundation aid received by a school
20 district for a fiscal year in accordance with section
21 257.16, not more than five percent may be used by
22 the school district for administering the district's
23 approved local program. Outreach activities and rent
24 for facilities not owned by the school district are
25 permissive uses of the administrative funds.
26 *h.* For the fiscal year beginning July 1, ~~2012~~ 2013,
27 and each succeeding fiscal year, of the amount of
28 preschool foundation aid received by a school district
29 for a fiscal year in accordance with section 257.16,
30 not less than ninety-five percent of the per pupil
31 amount shall be passed through to a community-based
32 provider for each pupil enrolled in the district's
33 approved local program. For the fiscal year beginning
34 July 1, ~~2011~~ 2013, and each succeeding fiscal year, not
35 more than ~~five~~ ten percent of the amount of preschool
36 foundation aid passed through to a community-based
37 provider may be used by the community-based provider
38 for administrative costs. The costs of outreach
39 activities and rent for facilities not owned by
40 the school district are permissive administrative
41 costs. The costs of transportation involving children
42 participating in the preschool program and other
43 children may be prorated.
44 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
45 of this Act, being deemed of immediate importance,
46 takes effect upon enactment.
47 Sec. ___. RETROACTIVE APPLICABILITY. This division
48 of this Act applies retroactively to July 1, 2013.>
49 2. By renumbering as necessary.

WINCKLER of Scott
ANDERSON of Polk
COHOON of Des Moines
GASKILL of Wapello
HANSON of Jefferson
ISENHART of Dubuque
KEARNS of Lee
LENSING of Johnson
LYKAM of Scott
H. MILLER of Webster
OLDSON of Polk
PRICHARD of Floyd
RUFF of Clayton
STECKMAN of Cerro Gordo
T. TAYLOR of Linn

ABDUL-SAMAD of Polk
BEARINGER of Fayette
DUNKEL of Dubuque
HALL of Woodbury
HUNTER of Polk
JACOBY of Johnson
KELLEY of Jasper
LUNDBY of Linn
MASCHER of Johnson
MURPHY of Dubuque
OURTH of Warren
RIDING of Polk
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott

THOMAS of Clayton WOOD of Scott

H-8377

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 4, after line 44 by inserting:
4 <Sec. ___. NEW SECTION. **411.19 State**
5 **appropriation.**
6 1. For fiscal years beginning, on or after July
7 1, 2015, here is appropriated from the general fund
8 of the state for each fiscal year an amount equal
9 to three and seventy-nine hundredths percent of the
10 covered earnable compensation to be distributed to the
11 statewide fire and police retirement system, or to the
12 cities participating in the system, to finance the cost
13 of benefits provided in this chapter by amendments of
14 the Acts of the Sixty-sixth General Assembly, chapter
15 1089. The method of distribution shall be determined
16 by the board of trustees based on information provided
17 by the actuary of the statewide retirement system.
18 2. Moneys appropriated by the state shall not be
19 used to reduce the normal rate of contribution of any
20 city below seventeen percent.>
21 2. By renumbering as necessary.

HALL of Woodbury
ANDERSON of Polk
COHOON of Des Moines
FORBES of Polk
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KELLEY of Jasper
LYKAM of Scott
MURPHY of Dubuque
OURTH of Warren
RIDING of Polk
RUNNING-MARQUARDT of Linn
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
ABDUL-SAMAD of Polk
BEARINGER of Fayette
DUNKEL of Dubuque
GASKILL of Wapello
HEDDENS of Story
ISENHART of Dubuque
KEARNS of Lee
LUNDBY of Linn
H. MILLER of Webster
OLDSON of Polk
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott

H-8378

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 3, after line 24 by inserting:
4 <Sec. ___. UNIVERSITY OF NORTHERN IOWA. There is
5 appropriated from the general fund of the state to the
6 state board of regents for the fiscal year beginning
7 July 1, 2014, and ending June 30, 2015, the following

8 amount, or so much thereof as is necessary, to be used
9 for the purposes designated:
10 For the university of northern Iowa for salaries,
11 support, maintenance, equipment, financial aid, and
12 miscellaneous purposes and to supplement appropriations
13 made for the same purposes in 2014 Iowa Acts, Senate
14 File 2347, if enacted:
15 ..... $ 1,775,000>
16 2. By renumbering as necessary.

KRESSIG of Black Hawk
ANDERSON of Polk
FORBES of Polk
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KELLEY of Jasper
LYKAM of Scott
H. MILLER of Webster
OLDSON of Polk
PRICHARD of Floyd
RUFF of Clayton
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WOOD of Scott
ABDUL-SAMAD of Polk
BEARINGER of Fayette
GASKILL of Wapello
HEDDENS of Story
ISENHART of Dubuque
KEARNS of Lee
LUNDBY of Linn
MASCHER of Johnson
MURPHY of Dubuque
OURTH of Warren
RIDING of Polk
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WINCKLER of Scott

H-8379

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 2, by striking lines 12 through 19 and
4 inserting:
5 ~~<3. For payment for nonpublic school transportation~~
6 ~~under section 285.2:~~
7 ~~..... $ 8,560,931~~
8 ~~If total approved claims for reimbursement for~~
9 ~~nonpublic school pupil transportation exceed the amount~~
10 ~~appropriated in accordance with this subsection, the~~
11 ~~department of education shall prorate the amount of~~
12 ~~each approved claim.>~~

DUNKEL of Dubuque
RUFF of Clayton
BEARINGER of Fayette
KRESSIG of Black Hawk
H. MILLER of Webster
STAED of Linn
MUHLBAUER of Crawford
HALL of Woodbury
FORBES of Polk
LUNDBY of Linn
RIDING of Polk

H-8380

1 Amend the Senate amendment, H-8369, to House File

398, as passed by the House, as follows:

1. By striking page 1, line 3, through page 2, line 2, and inserting:

<___. By striking page 1, line 1, through page 2, line 14, and inserting:

Section 1. Section 522B.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 12A. *"Policy owner"* means a person who is identified as the legal owner of an insurance policy or contract under the terms of the insurance policy or contract, or who is otherwise vested with legal title to the insurance policy or contract through a valid assignment completed in accordance with the terms of the insurance policy or contract and is properly recorded as the legal owner of the policy or contract in the records of the insurer. *"Policy owner"* does not include a person who has a mere beneficial interest in an insurance policy.

Sec. 2. Section 522B.11, subsection 7, Code 2014, is amended by adding the following new paragraphs:

NEW PARAGRAPH. *c.* Unless an insurance producer holds oneself out as an insurance specialist, consultant, or counselor and receives compensation for consultation and advice apart from commissions paid by an insurer, an insurance producer, while acting within the scope and course of the license provided for by this chapter, is not in the business of supplying information to others.

NEW PARAGRAPH. *d.* An insurance producer owes any duties and responsibilities referred to in this subsection only to the policy owner, a person in privity of contract with the insurance producer, a person who has executed a written instrument required by the insurer in order to become a policy owner, and the principal in the agency relationship with the insurance producer. If a person to whom the insurance producer owes duties and responsibilities is deceased or incapacitated, a direct and specifically identified beneficiary referenced in a written instrument required by the insurer and executed by the person may enforce the insurance producer's duties and responsibilities. An insurance producer does not owe any duties and responsibilities to a person who was a direct and specifically identified beneficiary if the policy owner changes the beneficiary in the manner required by the policy or contract and removes the person as a beneficiary.>>

BALTIMORE of Boone

H-8381

1 Amend Senate File 2363, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, after line 11 by inserting:
4 <___. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
5 MANAGEMENT
6 For deposit in the flood mitigation fund created in
7 section 418.10:
8 ..... $ 17,000,000>
9 2. By renumbering, redesignating, and correcting
10 internal references as necessary.

RUFF of Clayton

H-8382

1 Amend Senate File 2363, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, by striking line 19 and inserting:
4 <..... $ 10,000,000>

ISENHART of Dubuque

H-8383

1 Amend Senate File 2363, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 14, after line 28 by inserting:
4 <DIVISION ___
5 LEGISLATIVE INTENT
6 Sec. ___. SHORT TITLE. This Act shall be known
7 and may be cited as the "Statewide Broadband Expansion
8 Act". Sec. ___.
9 LEGISLATIVE INTENT. The general assembly
10 finds that the availability of broadband access,
11 and the infrastructure necessary to facilitate that
12 access, varies to a significant extent from one area
13 of the state to another, and that increasing access
14 to broadband throughout the state is vital so that
15 every citizen, business entity or organization, and
16 community in this state can be afforded the opportunity
17 to fully integrate with and utilize modern technology
18 for educational, economic development and job training,
19 health care, and other purposes.
20 DIVISION ___
21 STATEWIDE BROADBAND COORDINATION
Sec. ___. 22 Section 8B.1, Code 2014, is amended by
23 adding the following new subsections:
24 NEW SUBSECTION. 01. *"Broadband"* means a
25 high-speed, high-capacity electronic transmission
26 medium that can carry data signals from multiple

27 independent network sources by establishing different
28 bandwidth channels and that is commonly used to deliver
29 internet services to the public.
30 NEW SUBSECTION. 001. *"Broadband infrastructure"*
31 means the physical infrastructure used for the
32 transmission of data via broadband, including but not
33 limited to any equipment, systems, switches, routers,
34 wire, cable, satellite, conduits, servers, software,
35 technology, base transceiver station sites, or other
36 means of transmission or communication. *"Broadband*
37 *infrastructure"* does not include land, buildings,
38 structures, improvements, or equipment not directly
39 used in the transmission of data.
40 NEW SUBSECTION. 0001. *"Communications service*
41 *provider"* means a service provider that provides
42 broadband service.
43 NEW SUBSECTION. 00001. *"Crop operation"* means the
44 same as defined in section 717A.1.
Sec. ___. 45 Section 8B.1, subsection 1, Code 2014, is
46 amended to read as follows:
47 1. *"Information technology"* means computing and
48 electronics applications used to process and distribute
49 information in digital and other forms and includes
50 information technology devices, information technology

Page 2

1 services, infrastructure services, broadband and
2 broadband infrastructure, and value-added services.
Sec. ___. 3 Section 8B.1, Code 2014, is amended by
4 adding the following new subsections:
5 NEW SUBSECTION. 7A. *"Targeted underserved service*
6 *area"* means a United States census bureau census
7 block located in this state, including any crop
8 operation located within the census block, within
9 which communications service providers do not offer or
10 facilitate broadband service at or above twenty-five
11 megabits per second of download speed or three megabits
12 per second of upload speed. This definition may be
13 adjusted by the office by rule pursuant to section
14 8B.10.
15 NEW SUBSECTION. 7B. *"Targeted unserved service*
16 *area"* means a United States census bureau census
17 block located in this state, including any crop
18 operation located within the census block, within
19 which communications service providers do not offer or
20 facilitate broadband service at or above four megabits
21 per second of download speed or one megabit per second
22 of upload speed. This definition may be adjusted by
23 the office by rule pursuant to section 8B.10.
24 Sec. ___. Section 8B.3, subsection 1, Code 2014, is
25 amended to read as follows:

26 1. The office is created for the purpose of
27 leading, directing, managing, coordinating, and
28 providing accountability for the information technology
29 resources of state government and for coordinating
30 statewide broadband availability and access.
31 Sec. ___. Section 8B.4, Code 2014, is amended by
32 adding the following new subsection:
33 NEW SUBSECTION. 14A. Streamline, consolidate,
34 and coordinate the access to and availability of
35 broadband and broadband infrastructure throughout
36 the state, including but not limited to the
37 facilitation of public-private partnerships, ensuring
38 that all state agencies' broadband and broadband
39 infrastructure policies and procedures are aligned,
40 promoting accountability regarding broadband and
41 broadband infrastructure availability and access,
42 integrating broadband with cyber security standards
43 and rules, resolving issues which arise with regard
44 to implementation efforts, collecting data and
45 developing metrics or standards against which the data
46 may be measured and evaluated regarding broadband
47 infrastructure installation and deployment, and
48 identifying options regarding the creation of standing
49 resources for stakeholders such as a fiberoptic
50 database or a fiberoptic network conduit installation

Page 3

1 coordination effort for state-funded construction
2 projects.
3 Sec. ___. Section 8B.9, Code 2014, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 5. An annual report regarding the
6 status of broadband expansion and coordination.
7 Sec. ___. NEW SECTION. **8B.10 Targeted unserved and**
8 **underserved service areas —— determination —— criteria**
9 **—— subdivision.**
10 1. The office may periodically adjust the
11 definitions of targeted unserved service area and
12 targeted underserved service area contained in
13 section 8B.1 by rule. The determination of whether a
14 communications service provider offers or facilitates
15 broadband service meeting the download or upload speeds
16 specified in such definitions shall be determined or
17 ascertained by reference to broadband availability maps
18 or data sources that are widely accepted for accuracy
19 and available for public review and comment and that
20 are identified by the office by rule.
21 2. The office shall establish procedures to allow
22 challenges to claims that an area meets the definition
23 of a targeted unserved service area or targeted
24 underserved service area.

3. Service areas that have more than one communications service provider shall be subdivided based on incumbent local telephone exchange areas that have been established by the utilities board of the utilities division of the department of commerce pursuant to section 476.29.

Sec. ___. Section 8D.3, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. The commission is composed of the chief information officer appointed pursuant to section 8B.2 or the chief information officer's designee and five other members who shall be appointed by the governor and subject to confirmation by the senate. ~~Members~~ Appointed members of the commission shall not serve in any manner or be employed by an authorized user of the network or by an entity seeking to do or doing business with the network.

(1) The governor shall appoint a member as the chairperson of the commission from the five members appointed by the governor, subject to confirmation by the senate.

(2) ~~Members~~ Appointed members of the commission shall serve six-year staggered terms as designated by the governor and appointments to the commission are subject to the requirements of sections 69.16, 69.16A, and 69.19. Vacancies shall be filled by the governor

for the duration of the unexpired term.

(3) The salary of the appointed members of the commission shall be twelve thousand dollars per year, except that the salary of the chairperson shall be seventeen thousand dollars per year. ~~Members~~ Appointed members of the commission shall also be reimbursed for all actual and necessary expenses incurred in the performance of duties as members. The benefits and salary paid to the appointed members of the commission shall be adjusted annually equal to the average of the annual pay adjustments, expense reimbursements, and related benefits provided under collective bargaining agreements negotiated pursuant to chapter 20.

Sec. ___. Section 8D.3, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. ~~In addition to the members appointed by the governor, the~~ The auditor of state or the auditor's designee shall serve as a nonvoting, ex officio member of the commission.

Sec. ___. Section 8D.4, Code 2014, is amended to read as follows:

8D.4 Executive director appointed.

The commission, in consultation with the director

24 of the department of administrative services ~~and the~~
25 ~~chief information officer~~, shall appoint an executive
26 director of the commission, subject to confirmation
27 by the senate. Such individual shall not serve as a
28 member of the commission. The executive director shall
29 serve at the pleasure of the commission. The executive
30 director shall be selected primarily for administrative
31 ability and knowledge in the field, without regard to
32 political affiliation. The governor shall establish
33 the salary of the executive director within range nine
34 as established by the general assembly. The salary
35 and support of the executive director shall be paid
36 from funds deposited in the Iowa communications network
37 fund.
38 Sec. ___. Section 80.28, subsection 2, Code 2014,
39 is amended to read as follows:
40 2. The board shall consist of ~~fifteen~~ seventeen
41 voting members, as follows:
42 *a.* The following members representing state
43 agencies:
44 (1) One member representing the department of
45 public safety.
46 (2) One member representing the state department of
47 transportation.
48 (3) One member representing the department of
49 homeland security and emergency management.
50 (4) One member representing the department of

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1 corrections.
2 (5) One member representing the department of
3 natural resources.
4 (6) One member representing the Iowa department of
5 public health.
6 (7) One member representing the office of the chief
7 information officer.
8 *b.* The governor shall solicit and consider
9 recommendations from professional or volunteer
10 organizations in appointing the following members:
11 (1) Two members who are representatives from
12 municipal police departments.
13 (2) Two members who are representatives of
14 sheriff's offices.
15 (3) Two members who are representatives from fire
16 departments. One of the members shall be a volunteer
17 fire fighter and the other member shall be a paid fire
18 fighter.
19 (4) Two members who are law communication center
20 managers employed by state or local government
21 agencies.
22 (05) One member who is an emergency medical care

23 provider as defined in section 147A.1.
24 (5) One at-large member.
25 DIVISION ___
26 INCOME TAX INCENTIVES
27 Sec. ___. NEW SECTION. **422.11C Broadband**
28 **infrastructure tax credit.**
29 1. For purposes of this section, *"broadband*
30 *infrastructure"*, *"communications service provider"*,
31 *"targeted unserved service area"*, and *"targeted*
32 *underserved service area"* mean the same as defined in
33 section 8B.1.
34 2. The taxes imposed under this division, less the
35 credits allowed under section 422.12, shall be reduced
36 by a broadband infrastructure tax credit equal to seven
37 percent of the amount expended by a communications
38 service provider for a new installation of broadband
39 infrastructure completed on or after July 1, 2014, with
40 such reduction not to exceed a maximum of two hundred
41 fifty thousand dollars per United States census bureau
42 census block or three million dollars per installation.
43 A taxpayer claiming a credit under this section shall
44 certify prior to commencement of the installation
45 that the broadband infrastructure installation will
46 take place within a targeted unserved service area or
47 a targeted underserved service area. Any credit in
48 excess of the tax liability for the tax year shall not
49 be refunded, but may be credited to the tax liability
50 for the following ten tax years or until depleted,

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1 whichever is earlier.
2 3. An individual may claim the tax credit allowed a
3 partnership, limited liability company, S corporation,
4 estate, or trust electing to have the income taxed
5 directly to the individual. The amount claimed by the
6 individual shall be based upon the pro rata share of
7 the individual's earnings of a partnership, limited
8 liability company, S corporation, estate, or trust.
9 4. The director of revenue may adopt rules pursuant
10 to chapter 17A for the interpretation and proper
11 administration of the credit provided in this section.
12 Sec. ___. Section 422.33, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 31. The taxes imposed under this
15 division shall be reduced by a broadband infrastructure
16 tax credit allowed under section 422.11C.
17 Sec. ___. RETROACTIVE APPLICABILITY. This division
18 of this Act applies retroactively to January 1, 2014,
19 for tax years beginning on or after that date.
20 DIVISION ___
21 PROPERTY TAX INCENTIVES

22 Sec. ___. Section 427.1, Code 2014, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 40. *Broadband infrastructure.*
25 *a.* Broadband infrastructure shall be entitled
26 to an exemption from taxation to the extent provided
27 in this section based upon the actual value added
28 by broadband infrastructure that is newly installed
29 and completed. For the purposes of this subsection,
30 *"broadband infrastructure"*, *"targeted unserved service*
31 *area"*, and *"targeted underserved service area"* mean the
32 same as defined in section 8B.1.
33 *b.* The exemption shall apply to the new
34 installation of broadband infrastructure completed on
35 or after July 1, 2014, in a targeted unserved service
36 area or a targeted underserved service area. A person
37 claiming an exemption under this subsection shall
38 certify prior to commencement of the installation
39 that the broadband installation will take place
40 within a targeted unserved service area or a targeted
41 underserved service area.
42 *c.* If the broadband infrastructure is assessed with
43 other property as a unit by the department of revenue
44 pursuant to sections 428.24 through 428.29 or chapter
45 433, this exemption shall be limited to the value added
46 by the broadband infrastructure as determined as of
47 the assessment date and the exemption shall be applied
48 prior to any other exemption applicable to the unit
49 value.
50 *d.* The tax exemption shall be a one hundred percent

1 exemption from taxation on the actual value added by
2 the improvements for a period of ten years.
3 *e.* (1) A person may submit a proposal to the
4 governing body of the city or county within which
5 a broadband infrastructure installation project is
6 proposed to receive prior approval for eligibility
7 for a tax exemption for the project pursuant to this
8 section. The governing body shall, by resolution, give
9 its prior approval if the project is in conformance
10 with the requirements of this subsection. Such prior
11 approval shall not entitle the owner to exemption from
12 taxation until the improvements have been completed
13 and found to be qualified real estate. However, if
14 the proposal is not approved, the person may submit an
15 amended proposal for the governing body to approve or
16 reject.
17 (2) The application for an exemption shall be filed
18 by the owner of the property with the governing body
19 of the city or county in which the property is located
20 by February 1 of the assessment year for which the

21 exemption is first claimed, but not later than the
22 year in which the value added pursuant to the project
23 is first assessed for taxation, or the following
24 two assessment years, in which case the exemption is
25 allowed for the total number of years in the exemption
26 schedule. However, upon the request of the owner at
27 any time, the governing body of the city or county
28 may provide by resolution that the owner may file an
29 application by February 1 of any other assessment
30 year selected by the governing body in which case the
31 exemption is allowed for the number of years remaining
32 in the exemption schedule selected. The application
33 shall contain but not be limited to the following
34 information:
35 (a) The nature of the improvement.
36 (b) The estimated cost of the improvement.
37 (c) The estimated or actual date of project
38 completion.
39 (d) Certification that the installation was
40 completed in a targeted unserved service area or a
41 targeted underserved service area.
42 (3) The governing body of the city or county shall
43 forward for review all approved applications to the
44 appropriate local assessor by March 1 annually. The
45 assessor shall proceed to determine the actual value
46 of the newly installed broadband infrastructure and
47 shall certify the valuation determined to the county
48 auditor at the time of transmitting the assessment
49 rolls. After the tax exemption is granted, the local
50 assessor shall continue to grant the tax exemption

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1 for the remainder of the time period in the exemption
2 schedule, and applications for exemption for succeeding
3 years shall not be required.
4 *f.* The director of revenue may adopt rules pursuant
5 to chapter 17A for the interpretation and proper
6 administration of the exemption provided in this
7 subsection.
8 DIVISION ___
9 SCHOOL INFORMATION TECHNOLOGY INFRASTRUCTURE
10 Sec. ___. Section 423F.3, subsection 6, Code 2014,
11 is amended to read as follows:
12 6. *a.* For purposes of this chapter, *"school*
13 *infrastructure"* means those activities authorized in
14 section 423E.1, subsection 3, Code 2007.
15 *b.* Additionally, *"school infrastructure"* includes
16 the payment or retirement of outstanding bonds
17 previously issued for school infrastructure purposes
18 as defined in this subsection, and the payment or
19 retirement of bonds issued under sections 423E.5 and

423F.4.

c. Additionally, *"school infrastructure"* includes the acquisition or installation of information technology infrastructure. *"Information technology infrastructure"* means the basic, underlying physical framework or system necessary to deliver technology connectivity to a school district and to network school buildings within a school district.

~~*c.*~~ *d.* A school district that uses secure an advanced vision for education fund moneys for school infrastructure shall comply with the state building code in the absence of a local building code.

DIVISION ___

STEM INTERNSHIPS

Sec. ___. Section 15.411, subsection 3, Code 2014, is amended to read as follows:

3. *a.* The authority shall establish and administer an ~~innovative businesses~~ internship program with two components for Iowa students. For purposes of this subsection, *"Iowa student"* means a student of an Iowa community college, private college, or institution of higher learning under the control of the state board of regents, or a student who graduated from high school in Iowa but now attends an institution of higher learning outside the state of Iowa.

b. The purpose of the first component of the program is to link Iowa students to small and medium sized Iowa firms through internship opportunities. An Iowa employer may receive financial assistance in an amount of one dollar for every two dollars paid by the employer to an intern. The amount of financial

assistance shall not exceed three thousand one hundred dollars for any single internship, or nine thousand three hundred dollars for any single employer. In order to be eligible to receive financial assistance under this ~~subsection~~ paragraph, the employer must have five hundred or fewer employees and must be an innovative business. The authority shall encourage youth who reside in economically distressed areas, youth adjudicated to have committed a delinquent act, and youth transitioning out of foster care to participate in the first component of the internship program.

c. (1) The purpose of the second component of the program is to assist in placing Iowa students studying in the fields of science, technology, engineering, and mathematics into internships that lead to permanent positions with Iowa employers. The authority shall collaborate with eligible employers, including but not

19 limited to innovative businesses, to ensure that the
20 interns hired are studying in such fields. An Iowa
21 employer may receive financial assistance in an amount
22 of one dollar for every dollar paid by the employer to
23 an intern. The amount of financial assistance shall
24 not exceed five thousand dollars per internship. The
25 authority may adopt rules to administer this component.
26 (2) The requirement to administer this component of
27 the internship program is contingent upon the provision
28 of funding for such purposes by the general assembly.>
29 2. Title page, line 2, after <providing> by
30 inserting <for taxation and>
31 3. Title page, line 3, before <applicability> by
32 inserting <retroactive and other>

PRICHARD of Floyd

H-8384

1 Amend Senate File 2363, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 14, after line 28 by inserting:
4 <DIVISION ___
5 MEDICAL CANNABIDIOL
6 Sec. ___. Section 124.401, subsection 5, Code 2014,
7 is amended by adding the following new unnumbered
8 paragraph after unnumbered paragraph 2:
9 NEW UNNUMBERED PARAGRAPH. A person may knowingly
10 or intentionally recommend, possess, use, dispense,
11 deliver, transport, or administer cannabidiol if the
12 recommendation, possession, use, dispensing, delivery,
13 transporting, or administering is in accordance with
14 the provisions of chapter 124D. For purposes of this
15 paragraph, *"cannabidiol"* means the same as defined in
16 section 124D.2.
17 Sec. ___. NEW SECTION. **124D.1 Short title.**
18 This chapter shall be known and may be cited as the
19 *"Medical Cannabidiol Act"*.
20 Sec. ___. NEW SECTION. **124D.2 Definitions.**
21 As used in this chapter:
22 1. *"Cannabidiol"* means a nonpsychoactive
23 cannabinoid found in the plant Cannabis sativa L.
24 or Cannabis indica or any other preparation thereof
25 that is essentially free from plant material, and has
26 a tetrahydrocannabinol level of no more than three
27 percent.
28 2. *"Department"* means the department of public
29 health.
30 3. *"Intractable epilepsy"* means an epileptic seizure
31 disorder for which standard medical treatment does
32 not prevent or significantly ameliorate recurring,
33 uncontrolled seizures or for which standard medical

34 treatment results in harmful side effects.
35 4. *"Neurologist"* means an allopathic or osteopathic
36 physician board-certified in neurology in good standing
37 and licensed under chapter 148 or an allopathic or
38 osteopathic physician board-certified in neurology in
39 good standing and licensed in any other state.
40 5. *a. "Primary caregiver"* means a person, at least
41 eighteen years of age, who has been designated by a
42 patient's neurologist or a person having custody of a
43 patient, as being necessary to take responsibility for
44 managing the well-being of the patient with respect
45 to the medical use of cannabidiol pursuant to the
46 provisions of this chapter. A patient may have one or
47 more designated primary caregivers.
48 *b. "Primary caregiver"* includes but is not limited
49 to the following:
50 (1) An employee of a hospice program, if the

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1 employee meets the definition of a primary caregiver
2 under paragraph *"a"*.
3 (2) An individual providing home and
4 community-based services, and including a home health
5 agency, licensed, certified, or otherwise authorized
6 or permitted by the law of this state or another state
7 to administer health care in the ordinary course of
8 business or in the practice of a profession, if the
9 individual meets the definition of a primary caregiver
10 under paragraph *"a"*.
11 Sec. ___. NEW SECTION. **124D.3 Neurologist**
12 **recommendation —— medical use of cannabidiol.**
13 A neurologist who has examined and treated a patient
14 suffering from intractable epilepsy may provide but
15 has no duty to provide a written recommendation for
16 the patient's medical use of cannabidiol to treat or
17 alleviate symptoms of intractable epilepsy if no other
18 satisfactory alternative treatment options exist for
19 the patient and all of the following conditions apply:
20 1. The patient is a permanent resident of this
21 state.
22 2. The neurologist or another neurologist has
23 treated the patient for intractable epilepsy for at
24 least six months.
25 3. The neurologist has tried alternative treatment
26 options that have not alleviated the patient's
27 symptoms.
28 4. The neurologist determines the risks of
29 recommending the medical use of cannabidiol are
30 reasonable in light of the potential benefit for the
31 patient.
32 5. The neurologist maintains a patient treatment

33 plan.
34 Sec. ___. NEW SECTION. **124D.4 Cannabidiol**
35 **registration card.**
36 1. *Issuance to patient.* The department may approve
37 the issuance of a cannabidiol registration card by the
38 department of transportation to a patient who:
39 *a.* Is at least eighteen years of age.
40 *b.* Is a permanent resident of this state.
41 *c.* Provides the department with a written
42 recommendation signed by a neurologist that the
43 patient may benefit from the medical use of cannabidiol
44 pursuant to section 124D.3.
45 *d.* Submits an application to the department, on a
46 form created by the department, in consultation with
47 the department of transportation, that contains all of
48 the following:
49 (1) The patient's full name, Iowa residence
50 address, date of birth, and telephone number.

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1 (2) A copy of the patient's valid photo
2 identification.
3 (3) Full name, address, and telephone number of the
4 patient's neurologist.
5 (4) Full name, residence address, date of birth,
6 and telephone number of each primary caregiver of the
7 patient, if any.
8 (5) Any other information required by rule.
9 2. *Patient card contents.* A cannabidiol
10 registration card issued to a patient by the department
11 of transportation pursuant to subsection 1 shall
12 contain, at a minimum, all of the following:
13 *a.* The patient's full name, Iowa residence address,
14 and date of birth.
15 *b.* The patient's photo.
16 *c.* The date of issuance and expiration date of the
17 registration card.
18 *d.* Any other information required by rule.
19 3. *Issuance to primary caregiver.* For a patient in
20 a primary caregiver's care, the department may approve
21 the issuance of a cannabidiol registration card by the
22 department of transportation to the primary caregiver
23 who:
24 *a.* Is at least eighteen years of age.
25 *b.* Provides the department with a written
26 recommendation signed by a neurologist that a patient
27 in the primary caregiver's care may benefit from the
28 medical use of cannabidiol pursuant to section 124D.3.
29 *c.* Submits an application to the department, on a
30 form created by the department, in consultation with
31 the department of transportation, that contains all of

32 the following:
33 (1) The primary caregiver's full name, residence
34 address, date of birth, and telephone number.
35 (2) The patient's full name.
36 (3) A copy of the primary caregiver's valid photo
37 identification.
38 (4) Full name, address, and telephone number of the
39 patient's neurologist.
40 (5) Any other information required by rule.
41 4. *Primary caregiver card contents.* A cannabidiol
42 registration card issued by the department of
43 transportation to a primary caregiver pursuant to
44 subsection 3 shall contain, at a minimum, all of the
45 following:
46 *a.* The primary caregiver's full name, residence
47 address, and date of birth.
48 *b.* The primary caregiver's photo.
49 *c.* The date of issuance and expiration date of the
50 registration card.

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1 *d.* The full name of each patient in the primary
2 caregiver's care.
3 *e.* Any other information required by rule.
4 5. *Expiration date of card.* A cannabidiol
5 registration card issued pursuant to this section shall
6 expire one year after the date of issuance and may be
7 renewed.
8 6. *Card issuance —— department of transportation.*
9 The department may enter into a chapter 28E agreement
10 with the department of transportation to facilitate the
11 issuance of a cannabidiol registration card pursuant to
12 subsections 1 and 3.
13 Sec. ___. NEW SECTION. **124D.5 Department duties**
14 **—— rules.**
15 1. *a.* The department shall maintain a confidential
16 file of the names of each patient to or for whom the
17 department issues a cannabidiol registration card
18 and the name of each primary caregiver to whom the
19 department issues a cannabidiol registration card under
20 section 124D.4.
21 *b.* Individual names contained in the file shall be
22 confidential and shall not be subject to disclosure,
23 except as provided in subparagraph (1).
24 (1) Information in the confidential file maintained
25 pursuant to paragraph *"a"* may be released to the
26 following persons under the following circumstances:
27 (a) To authorized employees or agents of the
28 department and the department of transportation as
29 necessary to perform the duties of the department and
30 the department of transportation pursuant to this

31 chapter.
32 (b) To authorized employees of state or local
33 law enforcement agencies, but only for the purpose of
34 verifying that a person is lawfully in possession of a
35 cannabidiol registration card issued pursuant to this
36 chapter.
37 (2) Release of information pursuant to subparagraph
38 (1) shall be consistent with the federal Health
39 Insurance Portability and Accountability Act of 1996,
40 Pub. L. No. 104-191.
41 2. *a.* The department, in consultation with
42 the department of transportation, shall adopt
43 administrative rules under section 17A.4, subsection
44 3, and section 17A.5, subsection 2, paragraph *"b"*,
45 to implement the provisions of this chapter, subject
46 to the prior approval of the administrative rules
47 coordinator and the administrative rules review
48 committee. Such rules shall become effective July
49 1, 2014, unless the effective date is delayed by the
50 administrative rules review committee and shall expire

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1 one hundred eighty days after the effective date.
2 *b.* The rules adopted pursuant to this subsection
3 shall include but not be limited to rules to establish
4 all of the following:
5 (1) Rules to establish the manner in which the
6 department shall consider applications for new and
7 renewal cannabidiol registration cards.
8 (2) Rules to establish the manner in which
9 an out-of-state patient who possesses a written
10 recommendation of a treating neurologist that
11 specifically allows the patient to possess or
12 use cannabidiol to treat or alleviate symptoms of
13 intractable epilepsy in the jurisdiction of issuance
14 shall apply for and may be issued a temporary
15 cannabidiol registration card.
16 Sec. ___. NEW SECTION. **124D.6 Medical use of**
17 **cannabidiol —— affirmative defense.**
18 1. *a.* A recommendation for the possession or use
19 of cannabidiol as authorized by this chapter shall be
20 provided exclusively by a neurologist for a patient who
21 has been diagnosed with intractable epilepsy.
22 *b.* Cannabidiol provided exclusively pursuant to the
23 recommendation of a neurologist shall be obtained from
24 an out-of-state source and shall only be recommended
25 for oral or transdermal administration.
26 *c.* A neurologist shall be the sole authorized
27 recommender as part of the treatment plan by the
28 neurologist of a patient diagnosed with intractable
29 epilepsy. A neurologist shall have the sole authority

30 to recommend the use or amount of cannabidiol, if any,
31 in the treatment plan of a patient diagnosed with
32 intractable epilepsy.
33 2. A neurologist, including any authorized agent
34 thereof, shall not be subject to prosecution for the
35 unlawful recommendation, possession, or administration
36 of marijuana under the laws of this state for
37 activities arising directly out of or directly related
38 to the recommendation or use of cannabidiol in the
39 treatment of a patient diagnosed with intractable
40 epilepsy.
41 3. *a.* In a prosecution for the unlawful possession
42 of marijuana under the laws of this state, including
43 but not limited to chapters 124 and 453B, it is an
44 affirmative and complete defense to the prosecution
45 that the patient has been diagnosed with intractable
46 epilepsy, used or possessed cannabidiol pursuant to a
47 recommendation by a neurologist as authorized under
48 this chapter, and, for a patient eighteen years of
49 age or older, is in possession of a valid cannabidiol
50 registration card.

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1 *b.* In a prosecution for the unlawful possession
2 of marijuana under the laws of this state, including
3 but not limited to chapters 124 and 453B, it is an
4 affirmative and complete defense to the prosecution
5 that the person possessed cannabidiol because the
6 person is a primary caregiver of a patient who has
7 been diagnosed with intractable epilepsy and is in
8 possession of a valid cannabidiol registration card,
9 and where the primary caregiver's possession of the
10 cannabidiol is on behalf of the patient and for the
11 patient's use only as authorized under this chapter.
12 *c.* (1) The defenses afforded a patient under
13 paragraph *"a"* apply to a patient only if the quantity
14 of cannabidiol oil possessed by the patient does not
15 exceed thirty-two ounces.
16 (2) The defenses afforded a primary caregiver
17 under paragraph *"b"* apply to a primary caregiver only
18 if the quantity of cannabidiol oil possessed by the
19 primary caregiver does not exceed thirty-two ounces per
20 patient.
21 *d.* If a patient or primary caregiver is charged
22 with the commission of a crime and is not in possession
23 of the person's cannabidiol registration card, any
24 charge or charges filed against the person shall be
25 dismissed by the court if the person produces to the
26 court at the person's trial a cannabidiol registration
27 card issued to that person and valid at the time the
28 person was charged.

29 4. An agency of this state or a political
30 subdivision thereof, including any law enforcement
31 agency, shall not remove or initiate proceedings
32 to remove a patient under the age of eighteen from
33 the home of a parent based solely upon the parent's
34 or patient's possession or use of cannabidiol as
35 authorized under this chapter.
36 Sec. ___. NEW SECTION. **124D.7 Penalties.**
37 A person who knowingly or intentionally possesses or
38 uses cannabidiol in violation of the requirements of
39 this chapter is subject to the penalties provided under
40 chapters 124 and 453B.
41 Sec. ___. NEW SECTION. **124D.8 Repeal.**
42 This chapter is repealed July 1, 2017.
43 Sec. ___. REPORT. The university of Iowa Carver
44 college of medicine and college of pharmacy shall, on
45 or before July 1 of each year, beginning July 1, 2015,
46 submit a report detailing the scientific literature,
47 studies, and clinical trials regarding the use of
48 cannabidiol on patients diagnosed with intractable
49 epilepsy to the department of public health and the
50 general assembly.

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1 Sec. ___. EFFECTIVE UPON ENACTMENT. The provision
2 of this division of this Act enacting section 124D.5,
3 subsection 2, being deemed of immediate importance,
4 takes effect upon enactment.>
5 2. By renumbering as necessary.

KRESSIG of Black Hawk

H-8385

1 Amend the Senate amendment, H-8349, to House File
2 2460, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 12, by striking lines 26 and 27 and
5 inserting:
6 <Sec. ___. REPEAL. Section 15.343, Code 2014, is
7 repealed.
8 Sec. ___. REPEAL. Section 260F.6A, Code 2014, is
9 repealed.
10 Sec. ___. REPEAL. Section 260F.6B, Code 2014, is
11 repealed.>
12 2. By renumbering as necessary.

SODERBERG of Plymouth

H-8386

1 Amend Senate File 2363, as amended, passed, and

reprinted by the Senate, as follows:

1. Page 12, after line 12 by inserting:

<Sec. ___. UNIVERSITY OF NORTHERN IOWA. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the university of northern Iowa for salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes and to supplement appropriations made for the same purposes in 2014 Iowa Acts, Senate File 2347, if enacted:

..... $ 1,775,000

Sec. ___. VETERANS.

1. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For funding research linking military occupational education, training, and service to existing licensing requirements in this state, for funding implementation of this Act, and for meeting additional demand for workforce development services provided to veterans:

..... $ 1,000,000

2. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For awarding a grant, in the amount appropriated, to a nonprofit workforce services foundation exempt from federal taxation under section 501(c)(3) of the Internal Revenue Code that is administered by an agency of this state for the purposes of paying for the direct expenses of marketing this state to veterans through public-private partnerships:

..... $ 1,000,000

Sec. ___. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall

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be reduced by the department of management by thirteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

Sec. ___. NEW SECTION. **411.19 State appropriation.**

1. For fiscal years beginning, on or after July 1, 2015, here is appropriated from the general fund of the state for each fiscal year an amount equal to three and seventy-nine hundredths percent of the covered earnable compensation to be distributed to the statewide fire and police retirement system, or to the cities participating in the system, to finance the cost of benefits provided in this chapter by amendments of the Acts of the Sixty-sixth General Assembly, chapter 1089. The method of distribution shall be determined by the board of trustees based on information provided by the actuary of the statewide retirement system.

2. Moneys appropriated by the state shall not be used to reduce the normal rate of contribution of any city below seventeen percent.>

2. Page 14, after line 28 by inserting:

<DIVISION ___

SCHOOL DISTRICT PER PUPIL TRANSPORTATION COST

Sec. ___. Section 257.11, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 7A. *School district per pupil transportation cost.*

a. In order to provide additional funds for school districts with district transportation costs per pupil in excess of the state average transportation costs per pupil, as those amounts are determined under section 257.31, subsection 17, a supplementary weighting plan for determining enrollment is adopted.

b. A supplementary weighting amount per pupil as determined under paragraph *"c"* shall be assigned to each transported pupil of a school district that meets the requirement of paragraph *"a"*.

c. The department of management shall calculate a supplementary weighting amount per pupil for each school district meeting the requirement of paragraph *"a"* to generate an amount for the school district equal to the number of transported pupils in the district multiplied by the difference between the district transportation costs per pupil and the state average transportation cost per pupil.

d. Eligibility for supplementary weighting under this subsection shall not affect a school district's eligibility for transportation assistance under section 257.31, subsection 17.

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1 Sec. ___. APPLICABILITY. This division of this Act
2 applies to school budget years beginning on or after
3 July 1, 2014.
4 DIVISION ___
5 PERSONNEL SETTLEMENT AGREEMENTS
6 Sec. ___. NEW SECTION. **70A.35 Personnel settlement**
7 **agreements —— public employers.**
8 1. For purposes of this section:
9 *a. "Personnel settlement agreement"* means a binding
10 legal agreement between an employee and the employee's
11 state employer to resolve a personnel dispute including
12 but not limited to a grievance. *"Personnel settlement*
13 *agreement"* does not include an initial decision by an
14 employee's immediate supervisor concerning a personnel
15 dispute or grievance.
16 *b. "State employer"* means any of the following:
17 (1) The executive branch of state government,
18 to include a unit of state government, which is an
19 authority, board, commission, committee, council,
20 department, or independent agency as defined in section
21 7E.4, including but not limited to each principal
22 central department enumerated in section 7E.5; the
23 office of the governor; and the office of an elective
24 constitutional or statutory officer.
25 (2) The general assembly, or any office or unit
26 under its administrative authority.
27 (3) The judicial branch, as provided in section
28 602.1102.
29 2. *a.* For personnel settlement agreements with an
30 employee of the executive branch, excluding an employee
31 of the state board of regents or institution under the
32 control of the state board of regents, the personnel
33 settlement agreement shall, to the extent consistent
34 with any provision of an applicable collective
35 bargaining agreement, be reviewed and approved as
36 to form by the attorney general or by the attorney
37 general's designee, and approved by the director of
38 the department of management, the director of the
39 department of administrative services, and the head of
40 the agency involved with the matter at issue.
41 *b.* For personnel settlement agreements with an
42 employee of the state board of regents or institution
43 under the control of the state board of regents,
44 the personnel settlement agreement shall, to the
45 extent consistent with any provision of an applicable
46 collective bargaining agreement, be reviewed and
47 approved as to form by the attorney general or by
48 the attorney general's designee, and approved by the
49 executive director of the state board of regents and
50 the head of the institution involved with the matter

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at issue. Any costs or payments associated with the personnel settlement agreement shall be authorized by the state appeal board established in section 24.26, and paid as a claim under chapter 25.

c. For personnel settlement agreements with an employee of the judicial branch, the personnel settlement agreement shall, to the extent consistent with any provision of an applicable collective bargaining agreement, be approved by the state court administrator.

d. For personnel settlement agreements with an employee of the general assembly, the personnel settlement agreement shall be approved by the legislative council or the appropriate committee of the senate or house of representatives.

e. For personnel settlement agreements with an employee subject to review and approval pursuant to the requirements of a collective bargaining agreement that are inconsistent with the requirements of this subsection, a report on the personnel settlement agreement shall be provided to those persons who would otherwise review or approve the personnel settlement agreement for that employee.

3. Personnel settlement agreements shall not contain any confidentiality or nondisclosure provision that attempts to prevent the disclosure of the personnel settlement agreement. A confidentiality or nondisclosure provision in a personnel settlement agreement is void and unenforceable.

4. All personnel settlement agreements shall be made easily accessible to the public on an internet site maintained as follows:

a. For personnel settlement agreements with an employee of the executive branch, excluding an employee of the state board of regents or institution under the control of the state board of regents, by the department of administrative services.

b. For personnel settlement agreements with an employee of the state board of regents or institution under the control of the state board of regents, by the state board of regents.

c. For personnel settlement agreements with an employee of the judicial branch, by the judicial branch.

d. For personnel settlement agreements with an employee of the general assembly, by the general assembly.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

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1 DIVISION ___
2 PERSONNEL SETTLEMENT AGREEMENTS EXAMINATION
3 Sec. ___. AUDITOR OF STATE EXAMINATION —— PERSONNEL
4 SETTLEMENT AGREEMENTS. The auditor of state shall
5 expend such amount as is necessary for purposes
6 of conducting an examination concerning personnel
7 settlement agreements made by the state with terminated
8 state employees since January 2011 that were not
9 approved by the state appeal board or decided by the
10 public employment relations board. The examination
11 shall include the nature of the positions subject to
12 termination, the payments provided and the funding
13 source of the payments, and the identity and authority
14 of the person or persons signing the personnel
15 settlement agreement on behalf of the state. A report
16 on the results of the examination shall be submitted to
17 the general assembly by December 1, 2014. The auditor
18 of state shall be authorized to charge the department
19 of administrative services for costs associated with
20 the examination.
21 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
22 of this Act, being deemed of immediate importance,
23 takes effect upon enactment.
24 DIVISION ___
25 SERVICE CONTRACTS
26 Sec. ___. Section 8.47, subsection 1, unnumbered
27 paragraph 1, Code 2014, is amended to read as follows:
28 The department of administrative services, in
29 cooperation with the office of attorney general and
30 the department of management, shall adopt uniform
31 terms and conditions for service contracts executed
32 by a department or establishment benefiting from
33 service contracts <u>which terms and conditions shall be</u>
34 <u>consistent with the contractual requirements of chapter</u>
35 <u>8F</u>. The terms and conditions shall include but are not
36 limited to all of the following:
37 Sec. ___. Section 8F.3, subsection 3, Code 2014, is
38 amended to read as follows:
39 3. Prior to entering into a service contract with a
40 recipient entity, the oversight agency shall ~~determine~~
41 <u>do all of the following:</u>
42 <u>*a.* Determine</u> whether the recipient entity can
43 reasonably be expected to comply with the requirements
44 of the service contract. If the oversight entity is
45 unable to determine whether the recipient entity can
46 reasonably be expected to comply with the requirements
47 of the service contract, the oversight entity shall
48 request such information from the recipient entity as
49 described in subsection 1 to make a determination. If
50 the oversight agency determines from the information

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1 provided that the recipient entity cannot reasonably be
2 expected to comply with the requirements of the service
3 contract, the oversight agency shall not enter into the
4 service contract.
5 *b.* Perform a cost comparison establishing whether
6 the contract costs from the proposed service contract
7 are less than the costs of having the services provided
8 by an agency. Contract costs shall include direct
9 costs, including salaries and fringe benefits, indirect
10 overhead costs, including the contractor's proportional
11 share of existing administrative salaries and benefits,
12 rent and equipment costs, utilities, and materials.
13 Additionally, transition costs, including unemployment
14 compensation, shall be included in the analysis of
15 contract costs. If the oversight agency determines
16 from the information provided that the contract costs
17 of the recipient entity are not less than the costs
18 of having the services provided by an agency, the
19 oversight agency shall not enter into the service
20 contract.
21 *c.* If the proposed service contract may result in
22 reduced public employment by an agency in an area,
23 perform an economic impact analysis to consider the
24 impact of the service contract on the possible loss of
25 employment or income in the affected area, impact on
26 social services to include public assistance programs,
27 economic impact on local businesses, any possible
28 changes in tax revenue for the affected area, and any
29 environmental impacts that may result from the service
30 contract.
31 Sec. ___. Section 8F.3, Code 2014, is amended by
32 adding the following new subsection:
33 NEW SUBSECTION. 4. A service contract with a
34 recipient entity shall include the following terms and
35 conditions:
36 *a.* Specific performance criteria and cost
37 parameters with termination provisions for failure to
38 meet the performance criteria and cost parameters.
39 *b.* A requirement that the compensation paid to
40 employees of a recipient entity pursuant to the service
41 contract shall be comparable to the compensation paid
42 to public employees performing similar work or the
43 average private sector wage in this state for similar
44 work, whichever is less.
45 *c.* A provision prohibiting the automatic renewal of
46 the terms of a service contract without complying with
47 the requirements of this section prior to renewing the
48 service contract.
49 *d.* A provision prohibiting the payment for services
50 under the service contract regardless of whether the

1 services are actually provided.
2 Sec. ___. Section 8F.4, Code 2014, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 4. An oversight agency shall make
5 information described in section 8F.3, subsection 3,
6 paragraphs *"b"* and *"c"*, and information required to be
7 reported by a recipient agency pursuant to this section
8 available to the public.
9 Sec. ___. Section 8G.3, subsection 3, paragraph
10 a, Code 2014, is amended by adding the following new
11 subparagraph:
12 NEW SUBPARAGRAPH. (10) A recipient entity as
13 defined in section 8F.2.
14 Sec. ___. Section 8G.4, subsection 2, Code 2014, is
15 amended by adding the following new paragraph:
16 NEW PARAGRAPH. *0j.* Information required to be
17 provided pursuant to chapter 8F.
18 DIVISION ___
19 STATE EMPLOYMENT HIRING PROCEDURES
20 Sec. ___. NEW SECTION. **70A.21 State employment ——**
21 **designation of ineligibility procedures —— penalty.**
22 1. A board, commission, agency, or department of
23 the state that seeks to designate an individual as
24 ineligible to apply for; to be considered, referred, or
25 approved for; or to be appointed to employment by the
26 state or any of its boards, commissions, agencies, or
27 departments, shall do all of the following:
28 *a.* Maintain documentation of the designation
29 of ineligibility, to include signatures from the
30 individual's immediate supervisor and the applicable
31 head of the board, commission, agency, or department,
32 the extent of the individual's ineligibility for state
33 employment, proof of notification of the individual,
34 and any information concerning any appeals regarding
35 the designation.
36 *b.* Notify the individual prior to or within ten
37 days of discharge of the designation of ineligibility
38 and the extent of the individual's ineligibility for
39 state employment. The notification shall include
40 information on the process for an individual to appeal,
41 remove, or modify the designation of ineligibility.
42 2. Each board, commission, agency, or department
43 of the state shall establish a process for an
44 individual to appeal, remove, or modify a designation
45 of ineligibility. Following a final determination by
46 the board, commission, agency or department within
47 the executive branch of the state relative to an
48 appeal or attempt to remove or modify a designation
49 of ineligibility by an individual, the individual
50 may appeal to the public employment relations board

1 created in section 20.5, for individuals subject to the
2 jurisdiction of the board, and to an administrative law
3 judge employed by the department of inspections and
4 appeals, for all other individuals.
5 Sec. ___. NEW SECTION. **70A.22 State employee**
6 **hiring requirements.**
7 An employer of state employees shall establish
8 procedures providing for the hiring of employees by
9 the employer. The procedures shall provide for the
10 public announcement of vacancies of the employer
11 at least ten days in advance of the date fixed for
12 the filing of applications for the vacancies and
13 for the advertisement of the vacancies through the
14 communications media.
15 DIVISION ___
16 STATE EMPLOYEE BONUSES
17 Sec. ___. NEW SECTION. **22.13B Executive branch**
18 **bonuses —— disclosure.**
19 1. For purposes of this section:
20 *a. "Bonus pay"* means any additional remuneration
21 in an amount exceeding two hundred dollars provided
22 an employee in the form of a bonus, including but
23 not limited to a retention bonus, recruitment bonus,
24 exceptional job performance pay, extraordinary
25 job performance pay, exceptional performance pay,
26 extraordinary duty pay, or extraordinary or special
27 duty pay, and any extra benefit not otherwise provided
28 to other similarly situated employees.
29 *b. "Executive branch employee"* means an employee
30 of the executive branch of state government, which
31 includes any unit of state government, including
32 but not limited to an authority, board, commission,
33 committee, council, department, or independent
34 agency as defined in section 7E.4, and each principal
35 central department enumerated in section 7E.5; the
36 office of the governor; and the office of an elective
37 constitutional or statutory officer.
38 2. A decision to provide bonus pay to an executive
39 branch employee, including the amount paid and the
40 documented reasons and rationale for the bonus paid,
41 shall be a public record.
42 3. All decisions to provide bonus pay to an
43 executive branch employee, including information
44 described in subsection 2, shall be made easily
45 accessible to the public on an internet site maintained
46 as follows:
47 *a.* For decisions to provide bonus pay to an
48 employee of the executive branch, excluding an employee
49 of the state board of regents or institution under
50 the control of the state board of regents, by the

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1 department of administrative services.
2 *b.* For decisions to provide bonus pay to an
3 employee of the state board of regents or institution
4 under the control of the state board of regents, by the
5 state board of regents.
6 DIVISION ___
7 WHISTLEBLOWER PROTECTION
8 Sec. ___. Section 8A.417, subsection 4, Code 2014,
9 is amended by striking the subsection and inserting in
10 lieu thereof the following:
11 4. *a.* For purposes of this subsection, *"a*
12 *disclosure of information permitted by this section"*
13 includes any of the following:
14 (1) A disclosure of any information by the employee
15 to a member or employee of the general assembly if the
16 information can be used by the member or employee of
17 the general assembly in the performance of the member's
18 or employee's duties, regardless of whether the member
19 or employee requested the information.
20 (2) A disclosure of information to any appropriate
21 person if the employee reasonably believes the
22 information evidences a violation of law or rule,
23 mismanagement, a gross abuse of funds, an abuse of
24 authority, or a substantial and specific danger to
25 public health or safety.
26 *b.* A person shall not do any of the following as a
27 reprisal against an employee in a position in a merit
28 system administered by, or subject to approval of,
29 the director, who makes a disclosure of information
30 permitted by this section or who fails to inform
31 the person that the employee made a disclosure of
32 information permitted by this section:
33 (1) Discharge, suspend, or demote the employee, or
34 take any other adverse employment action resulting in
35 a reduction of the employee's pay.
36 (2) Fail to appoint or promote the employee to a
37 position in the merit system or fail to take action
38 regarding an advantage to the employee.
39 *c.* However, an employee may be required to inform
40 the person that the employee made a disclosure of
41 information permitted by this section if the employee
42 represented that the disclosure was the official
43 position of the employee's immediate supervisor or
44 employer.
45 *d.* An employer subject to the requirements of this
46 subsection shall inform the employer's employees on a
47 regular basis of their rights to disclose information
48 as provided in this subsection.
49 *e.* This subsection does not apply if the disclosure
50 of the information is prohibited by statute.

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1 Sec. ___. Section 8F.3, subsection 1, paragraph d,
2 Code 2014, is amended to read as follows:
3 *d.* Information regarding any policies adopted
4 by the governing body of the recipient entity that
5 ensure compliance with section 70A.29 and that prohibit
6 taking adverse employment action against employees of
7 the recipient entity who disclose information about a
8 service contract to the oversight agency, the auditor
9 of state, the office of the attorney general, or
10 the office of ombudsman ~~and that state whether those~~
11 ~~policies are substantially similar to the protection~~
12 ~~provided to state employees under section 70A.28~~. The
13 information provided shall state whether employees of
14 the recipient entity are informed on a regular basis
15 of their rights pursuant to section 70A.29 and of
16 their rights to disclose information to the oversight
17 agency, the office of ombudsman, the auditor of state,
18 or the office of the attorney general and the telephone
19 numbers of those organizations.
20 Sec. ___. Section 70A.28, subsection 1, Code 2014,
21 is amended to read as follows:
22 1. A person who serves as the head of a state
23 department or agency or otherwise serves in a
24 supervisory capacity within the executive or
25 legislative branch of state government shall not
26 prohibit an employee of the state from making a
27 disclosure of information permitted by this section or
28 require an employee of the state to inform the person
29 that the employee made a disclosure of information
30 permitted by this section ~~and shall not prohibit an~~
31 ~~employee of the state from disclosing any information~~
32 ~~to a member or employee of the general assembly or from~~
33 ~~disclosing information to any other public official~~
34 ~~or law enforcement agency if the employee reasonably~~
35 ~~believes the information evidences a violation of~~
36 ~~law or rule, mismanagement, a gross abuse of funds,~~
37 ~~an abuse of authority, or a substantial and specific~~
38 ~~danger to public health or safety~~. However, an
39 employee may be required to inform the person that the
40 employee made a disclosure of information permitted
41 by this section if the employee represented that the
42 disclosure was the official position of the employee's
43 immediate supervisor or employer.
44 Sec. ___. Section 70A.28, subsection 2, Code 2014,
45 is amended by striking the subsection and inserting in
46 lieu thereof the following:
47 2. *a.* A person shall not do any of the following
48 as a reprisal against an employee in a position in a
49 state employment system administered by, or subject to
50 approval of, a state agency, who makes a disclosure of

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1 information permitted by this section or who fails to
2 inform the person that the employee made a disclosure
3 of information permitted by this section:
4 (1) Discharge, suspend, or demote the employee, or
5 take any other adverse employment action resulting in
6 a reduction of the employee's pay.
7 (2) Fail to appoint or promote the employee to a
8 position in the state employment system or fail to take
9 action regarding an advantage to the employee.
10 *b.* However, an employee may be required to inform
11 the person that the employee made a disclosure of
12 information permitted by this section if the employee
13 represented that the disclosure was the official
14 position of the employee's immediate supervisor or
15 employer.
16 Sec. ___. Section 70A.28, Code 2014, is amended by
17 adding the following new subsection:
18 NEW SUBSECTION. 2A. For purposes of this section,
19 *"a disclosure of information permitted by this section"*
20 includes any of the following:
21 *a.* A disclosure of any information by the employee
22 to a member or employee of the general assembly if the
23 information can be used by the member or employee of
24 the general assembly in the performance of the member's
25 or employee's duties, regardless of whether the member
26 or employee requested the information.
27 *b.* A disclosure of information to any appropriate
28 person if the employee reasonably believes the
29 information evidences a violation of law or rule,
30 mismanagement, a gross abuse of funds, an abuse of
31 authority, or a substantial and specific danger to
32 public health or safety.
33 Sec. ___. Section 70A.28, subsection 5, paragraph
34 a, Code 2014, is amended to read as follows:
35 *a.* A person who violates subsection 2 is liable to
36 an aggrieved employee for affirmative relief including
37 reinstatement, with or without back pay, actual
38 damages, or any other equitable relief the court deems
39 appropriate, including attorney fees and costs.
40 Sec. ___. Section 70A.29, Code 2014, is amended by
41 adding the following new subsection:
42 NEW SUBSECTION. 01. For purposes of this section,
43 unless the context otherwise requires:
44 *a. "Disclosure of information permitted by this*
45 *section"* includes any of the following:
46 (1) A disclosure of any information by the employee
47 to a member or employee of the general assembly if the
48 information can be used by the member or employee of
49 the general assembly in the performance of the member's
50 or employee's duties, regardless of whether the member

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or employee requested the information.
(2) A disclosure of information to any appropriate person if the employee reasonably believes the information evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety.
b. "Eligible employer" means any of the following:
(1) A political subdivision of this state.
(2) An entity organized under chapter 28E.
(3) A recipient entity as defined in section 8F.2.
Sec. ___. Section 70A.29, subsection 1, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:
1. *a.* A person shall not do any of the following as a reprisal against an employee in a position in employment by an eligible employer for a disclosure of information permitted by this section:
(1) Discharge, suspend, or demote the employee, or take any other adverse employment action resulting in a reduction of the employee's pay.
(2) Fail to appoint or promote the employee to a position in the employment or fail to take action regarding an advantage to the employee.
b. This section does not apply if the disclosure of the information is prohibited by statute.
Sec. ___. Section 70A.29, subsection 3, paragraph a, Code 2014, is amended to read as follows:
a. A person who violates subsection 1 is liable to an aggrieved employee for affirmative relief including reinstatement, with or without back pay, <u>actual damages,</u> or any other equitable relief the court deems appropriate, including attorney fees and costs.
Sec. ___. Section 70A.29, Code 2014, is amended by adding the following new subsection:
<u>NEW SUBSECTION.</u> 4. An eligible employer subject to the requirements of this section shall inform the employer's employees on a regular basis of their rights to disclose information as provided in this section.>
3. By renumbering as necessary.

HALL of Woodbury

H-8387

Amend House File 2473, as amended, passed, and reprinted by the House, as follows:
1. By striking everything after the enacting clause and inserting:
<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR 2015-2016.

1. For the budget process applicable to the fiscal year beginning July 1, 2015, on or before October 1, 2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June

30, 2015, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):
..... $ ~~208,351~~
416,702

~~2. For regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):~~
~~..... $ 582,000~~

3. For payment for nonpublic school transportation under section 285.2:
..... $ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:
..... $ ~~9,208~~
18,416

Sec. 4. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II
CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. Except as provided in paragraphs *"b"*, *"c"*, ~~and~~*"d"*, and *"0e"*, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only be appropriated by the general assembly for emergency expenditures.

Sec. 6. Section 8.55, subsection 3, Code 2014, is

amended by adding the following new paragraph:

NEW PARAGRAPH. *0e.* There is appropriated from the Iowa economic emergency fund to the state appeal board

an amount sufficient to pay claims authorized by the state appeal board as provided in section 25.2.

Sec. 7. Section 25.2, subsection 4, Code 2014, is amended to read as follows:

4. Payments authorized by the state appeal board shall be paid from the appropriation or fund of original certification of the claim. However, if that appropriation or fund has since reverted under section 8.33, then such payment authorized by the state appeal board shall be ~~out of any money in the state treasury not otherwise appropriated~~ as follows:

a. From the appropriation made from the Iowa economic emergency fund in section 8.55 for purposes of paying such expenses.

b. To the extent the appropriation from the Iowa economic emergency fund described in paragraph *"a"* is insufficient to pay such expenses, there is appropriated from moneys in the general fund of the state not otherwise appropriated the amount necessary to fund the deficiency.

DIVISION III

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the purposes provided in section 455E.11, subsection 2, paragraph "c", there is appropriated from the household hazardous waste account of the groundwater protection fund to the department of natural resources for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the department's air quality programs, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,400,000

Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To award to each area agency on aging designated under section 231.32 in the proportion that the estimated amount of older individuals in Iowa served by that area agency on aging bears to the total estimated amount of older individuals in Iowa, to be used to provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa:

..... $ 250,000

Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The

director of the department of natural resources shall convene a stakeholder group for purposes of studying the funding of air quality programs administered by the department. By December 1, 2014, the department shall submit a written report to the general assembly regarding the findings and recommendations of the stakeholder group.

Sec. 11. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. The general assembly and the judicial branch shall not enter into a personnel settlement agreement with a state employee that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

Sec. 12. Section 8.9, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. All grant applications submitted and grant moneys received by a department on behalf of the state shall be reported to the office of grants enterprise management. The office shall by ~~January 31~~ December 1 of each year submit to the fiscal services division of the legislative services agency a written report listing all grants received during the ~~previous calendar~~ most recently completed federal fiscal year with a value over one thousand dollars and the funding entity and purpose for each grant. However, the reports on grants filed by the state board of regents pursuant to section 8.44 shall be deemed sufficient to comply with the requirements of this subsection. In addition, each department shall submit and the office shall report, as applicable, for each grant applied for or received and other federal moneys received the expected duration of the grant or the other moneys, maintenance of effort or other matching fund requirements throughout and following the period of the grant or the other moneys, the sources of the federal funding and any match funding, any policy, program, or operational requirement associated with receipt of the funding, a status report on changes anticipated in the federal requirements associated with the grant or other federal funding during the fiscal year in progress and the succeeding fiscal year, and any other information concerning the grant or other federal funding that would be helpful in the development of policy or budget decisions. The fiscal services division of the legislative services agency shall compile the information received for consideration by the standing joint appropriations subcommittees of the general assembly.

Sec. 13. Section 68B.3, Code 2014, is amended by

adding the following new subsection:

NEW SUBSECTION. 2A. This section does not apply to sales of services by a member of a board or commission as defined under section 7E.4 to state executive branch agencies or subunits of departments or independent agencies as defined in section 7E.4 that are not the subunit of the department or independent agency in which the person serves or are not a subunit of a department or independent agency with which the person has substantial and regular contact as part of the person's duties.

Sec. 14. Section 97B.52A, subsection 1, paragraph c, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) For a member whose first month of entitlement is July 2004 or later, but before July ~~2014~~ 2016, covered employment does not include employment as a licensed health care professional by a public hospital. For the purposes of this subparagraph, *"public hospital"* means a hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 347, 347A, or 392.

Sec. 15. Section 602.1302, subsection 3, Code 2014, is amended to read as follows:

3. A revolving fund is created in the state treasury for the payment of jury and witness fees, mileage, costs related to summoning jurors by the judicial branch, costs and fees related to the management and payment of interpreters and translators in judicial branch legal proceedings and court-ordered programs, and attorney fees paid by the state public defender for counsel appointed pursuant to section 600A.6A. The judicial branch shall deposit any reimbursements to the state for the payment of jury and witness fees and mileage in the revolving fund. In each calendar quarter the judicial branch shall reimburse the state public defender for attorney fees paid pursuant to section 600A.6B. Notwithstanding section 8.33, unencumbered and unobligated receipts in the revolving fund at the end of a fiscal year do not revert to the general fund of the state. The judicial branch shall on or before February 1 file a financial accounting of the moneys in the revolving fund with the legislative services agency. The accounting shall include an estimate of disbursements from the revolving fund for the remainder of the fiscal year and for the next fiscal year.

Sec. 16. 2013 Iowa Acts, chapter 138, section 157, subsection 5A, if enacted by 2014 Iowa Acts, House File

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2463, is amended by striking the subsection.

DIVISION IV

CORRECTIVE PROVISIONS

Sec. 17. Section 15.353, subsection 1, paragraph c, subparagraph (2), if enacted by 2014 Iowa Acts, House File 2448, is amended to read as follows:

(2) The average dwelling unit cost does not exceed two hundred fifty thousand dollars per dwelling unit if the project involves the rehabilitation, repair, redevelopment, or preservation of ~~eligible property, as that term is defined in section 404A.1, subsection 2~~ property described in section 404A.1, subsection 7, paragraph *"a"*.

Sec. 18. Section 15J.4, subsection 1, paragraph b, as amended by 2014 Iowa Acts, House File 2448, section 34, if enacted, is amended to read as follows:

b. The area was in whole or in part a designated economic development enterprise zone under chapter 15E, division XVIII, Code 2014, immediately prior to the effective date of this division of this Act, or the area is in whole or in part an urban renewal area established pursuant to chapter 403.

Sec. 19. Section 123.47, subsection 1A, paragraph c, subparagraph (2), as enacted by 2014 Iowa Acts, Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 20. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter 468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments

after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 21. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 22. Section 425.15, subsection 1, paragraph a, as enacted by 2014 Iowa Acts, Senate File 2352, section 1, is amended to read as follows:

a. A veteran of any of the military forces of the United States, who acquired the homestead under 38 U.S.C. §21.801, 21.802, prior to August 6, 1991, or under 38 U.S.C. §2101, 2102.

Sec. 23. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 24. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 25. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture

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standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 26. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 27. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 28. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

Sec. 29. CONTINGENT EFFECTIVENESS. The section of this division of this Act amending section 15.353, subsection 1, paragraph *"c"*, subparagraph (2), takes effect only if 2014 Iowa Acts, House File 2453, is enacted.

DIVISION V

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

Sec. 30. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

13. To establish policies with regard to publishing printed and electronic versions of legal publications as provided in chapters 2A and 2B, including the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules, or any part of those publications. The publishing policies may include, but are not limited to: the style and format to be used; the frequency of publication; the contents of the publications; the numbering systems to be used; the preparation of editorial comments or notations; the correction of errors; the type of print or electronic media and data processing software to be used; the number of volumes to be published; recommended revisions; the

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1 letting of contracts for publication; the pricing of
2 the publications to which section 22.3 does not apply;
3 access to, and the use, reproduction, legal protection,
4 sale or distribution, and pricing of related data
5 processing software consistent with chapter 22; and any
6 other matters deemed necessary to the publication of
7 uniform and understandable publications.
8 Sec. 31. Section 2A.1, subsection 2, paragraph d,
9 unnumbered paragraph 1, Code 2014, is amended to read
10 as follows:
11 Publication of the official legal publications
12 of the state, including but not limited to the Iowa
13 Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative
14 bulletin, Iowa administrative code, and Iowa court
15 rules as provided in chapter 2B. The legislative
16 services agency shall do all of the following:
17 Sec. 32. Section 2A.5, subsection 2, paragraph b,
18 Code 2014, is amended by striking the paragraph.
19 Sec. 33. Section 2A.5, Code 2014, is amended by
20 adding the following new subsection:
21 NEW SUBSECTION. 2A. The legislative services
22 agency shall publish annually an electronic or printed
23 version of the roster of state officials. The roster
24 of state officials shall include a correct list of
25 state officers and deputies; members of boards and
26 commissions; justices of the supreme court, judges
27 of the court of appeals, and judges of the district
28 courts including district associate judges and judicial
29 magistrates; and members of the general assembly.
30 The office of the governor shall cooperate in the
31 preparation of the list.
32 Sec. 34. Section 2B.5, subsection 3, Code 2014, is
33 amended by striking the subsection.
34 Sec. 35. Section 2B.5A, subsection 2, Code 2014, is
35 amended to read as follows:
36 2. In consultation with the administrative rules
37 coordinator, the administrative code editor shall
38 prescribe a uniform style and form required for a
39 person filing a document for publication in the Iowa
40 administrative bulletin or the Iowa administrative
41 code, including but not limited to a rulemaking
42 document. A rulemaking document includes a notice
43 of intended action as provided in section 17A.4 or
44 an adopted rule for filing as provided in section
45 17A.5. The rulemaking document shall correlate each
46 rule to the uniform numbering system established by
47 the administrative code editor. The administrative
48 code editor shall provide for the publication of
49 an electronic ~~publication~~ version of the Iowa
50 administrative bulletin and the Iowa administrative

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code. The administrative code editor shall review all submitted documents for style and form and notify the administrative rules coordinator if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form. The style and form prescribed shall require that a rulemaking document include a reference to the statute which the rules are intended to implement.

Sec. 36. Section 2B.5A, subsection 6, paragraph a, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print ~~edition~~ version may include an index.

Sec. 37. Section 2B.5B, subsection 2, Code 2014, is amended to read as follows:

2. The administrative code editor, upon direction by the Iowa supreme court and in accordance with the policies of the legislative council pursuant to section 2.42 and the legislative services agency pursuant to section 2A.1, shall prescribe a uniform style and form required for filing a document for publication in the Iowa court rules. The document shall correlate each rule to the uniform numbering system. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa court rules. The administrative code editor shall review all submitted documents for style and form and notify the Iowa supreme court if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form.

Sec. 38. Section 2B.5B, subsection 3, paragraph b, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print version ~~shall~~ may include an index.

Sec. 39. Section 2B.6, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 40. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement~~.

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as~~

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1 ~~possible after the final adjournment of a regular~~
2 ~~session of a general assembly. The legislative~~
3 ~~services agency may publish a new edition of the Iowa~~
4 ~~Code or Code Supplement as soon as possible after the~~
5 ~~final adjournment of a special session of the general~~
6 ~~assembly.~~
7 3. An edition of the Iowa Code ~~or Code Supplement~~
8 shall contain each Code section in its new or amended
9 form. However, a new section or amendment which does
10 not take effect until after the probable publication
11 date of a succeeding Iowa Code ~~or Code Supplement~~
12 may be deferred for publication in that succeeding
13 Iowa Code ~~or Code Supplement~~. The sections shall
14 be inserted in each edition in a logical order as
15 determined by the Iowa Code editor in accordance with
16 the policies of the legislative council.
17 4. Each section of an Iowa Code ~~or Code Supplement~~
18 shall be indicated by a number printed in boldface
19 type and shall have an appropriate headnote printed in
20 boldface type.
21 5. The Iowa Code shall include all of the
22 following:
23 *a.* The Declaration of Independence.
24 *b.* The Articles of Confederation.
25 *c.* The Constitution of the United States.
26 *d.* The laws of the United States relating to the
27 authentication of records.
28 *e.* The Constitution of the State of Iowa, original
29 and codified versions.
30 *f.* The Act admitting Iowa into the union as a
31 state.
32 *g.* The arrangement of the Code into distinct units,
33 as established by the legislative services agency,
34 which may include titles, subunits of titles, chapters,
35 subunits of chapters, and sections, and subunits of
36 sections. The distinct units shall be numbered and may
37 include names.
38 *h.* All of the statutes of Iowa of a general and
39 permanent nature, except as provided in subsection 3.
40 *i.* A comprehensive method to search and identify
41 its contents, including the text of the Constitution
42 and statutes of the State of Iowa.
43 (1) An electronic version may include search and
44 retrieval programming, analysis of titles and chapters,
45 and an index and a summary index.
46 (2) A print version shall include an analysis of
47 titles and chapters, and <u>may include</u> an index and a
48 summary index.
49 6. The Iowa Code may include all of the following:
50 *a.* A preface.

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b. A description of citations to statutes.

c. Abbreviations to other publications which may be referred to in the Iowa Code.

d. Appropriate historical references or source notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the legislative council.

8. In lieu of or in addition to publishing an annual edition of the Iowa Code, the legislative services agency, in accordance with the policies of the legislative council, may publish a supplement to the Iowa Code, as necessary or desirable, in a manner similar to the publication of an annual edition of the Iowa Code.

Sec. 41. Section 2B.13, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The Iowa Code editor in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~ shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:

Sec. 42. Section 2B.13, subsection 1, paragraph f, Code 2014, is amended to read as follows:

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f. Transfer, divide, or combine sections or parts of sections and add or ~~amend~~ revise headnotes to sections and ~~subsections~~ section subunits. Pursuant to section 3.3, the headnotes are not part of the law.

Sec. 43. Section 2B.13, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code ~~or Code Supplement~~, establish standards for and change capitalization, spelling, and punctuation in any provision for purposes of uniformity and consistency in language.

Sec. 44. Section 2B.13, subsection 4, paragraph a, Code 2014, is amended to read as follows:

a. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code ~~or Code Supplement~~ changes.

Sec. 45. Section 2B.13, subsection 5, Code 2014, is amended to read as follows:

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of ~~printing~~ publishing a section or chapter of the Iowa Code ~~or Code Supplement~~. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor shall also maintain a separate record of the changes made under subsection 1, paragraphs *"b"* through *"h"*. The records shall be available to the public.

Sec. 46. Section 2B.13, subsection 7, paragraph a, Code 2014, is amended to read as follows:

a. The effective date of an edition of the Iowa Code or of a supplement to the Iowa Code ~~Supplement~~ or an edition of the Iowa administrative code is its publication date. A publication date is the date the publication is conclusively presumed to be complete, incorporating all revisions or editorial changes.

Sec. 47. Section 2B.13, subsection 7, paragraph b, subparagraph (1), Code 2014, is amended to read as follows:

(1) For the Iowa Code or a supplement to the Iowa Code ~~Supplement~~, the publication date is the first day of the next regular session of the general assembly convened pursuant to Article III, section 2, of the Constitution of the State of Iowa. However, the legislative services agency may establish an alternative publication date, which may be the date that the publication is first available to the public accessing the general assembly's internet site. The legislative services agency shall provide notice of such an alternative publication date on the general

assembly's internet site.

Sec. 48. Section 2B.17, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. For statutes, the official versions of publications shall be known as the Iowa Acts, the Iowa Code, and the Code Supplement for supplements for the years 1979 through 2011.

Sec. 49. Section 2B.17, subsection 4, paragraph c, Code 2014, is amended to read as follows:

c. The Iowa Code shall be cited as the Iowa Code. ~~The Code Supplement~~ Supplements to the Iowa Code published for the years 1979 through 2011 shall be cited as the Code Supplement. Subject to the legislative services agency style manual, the Iowa Code may be cited as the Code of Iowa or Code and the Code Supplement may be cited as the Iowa Code Supplement, with references identifying parts of the publication, including but not limited to title or chapter, section, or subunit of a section. If the citation refers to a past edition of the Iowa Code or Code Supplement, the citation shall identify the year of publication. The legislative services agency style manual shall provide for a citation form for any supplements to the Iowa Code published after the year 2013.

Sec. 50. Section 2B.18, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa Code editor is the custodian of the official legal publications known as the Iowa Acts, Iowa Code, and Code Supplement for supplements to the Iowa Code for the years 1979 through 2011, and for any other supplements to the Iowa Code. The Iowa Code editor may attest to and authenticate any portion of such official legal publication for purposes of admitting a portion of the official legal publication in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 51. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 52. Section 3.3, Code 2014, is amended to read as follows:

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3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION VI

SNOWMOBILES

Sec. 53. Section 321G.3, subsection 1, Code 2014, is amended to read as follows:

1. Each snowmobile used by a resident on public land, public ice, or a designated snowmobile trail of this state shall be currently registered in this state pursuant to section 321G.4. A ~~person~~ resident shall not operate, maintain, or give permission for the operation or maintenance of a snowmobile on public land, public ice, or a designated snowmobile trail unless the snowmobile is registered in accordance with this chapter~~or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect~~. ~~A~~ The owner of a snowmobile must also ~~be issued~~ obtain a user permit in accordance with ~~this chapter~~ section 321G.4A.

Sec. 54. Section 321G.4, subsections 2 and 4, Code 2014, are amended to read as follows:

2. The owner of the snowmobile shall file an application for registration with the department through the county recorder of the county of residence~~, or in the case of a nonresident owner, in the county of primary use,~~ in the manner established by the commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in section 321G.27. A snowmobile shall not be registered by the county recorder until the county recorder is presented with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the snowmobile or that the owner is exempt from paying the tax. A snowmobile that has an expired registration certificate from another state may

be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

4. Notwithstanding subsections 1 and 2, a snowmobile ~~that is more than thirty years old~~ manufactured prior to 1984 may be registered as an antique snowmobile for a one-time fee of twenty-five dollars, which shall exempt the owner from annual registration and fee requirements for that snowmobile. However, if ownership of ~~such a~~ an antique snowmobile is transferred, the new owner shall register the snowmobile and pay the one-time fee as required under this subsection. A snowmobile may be registered under this section with only a signed bill of sale as evidence of ownership.

Sec. 55. NEW SECTION. **321G.4B Nonresident requirements —— penalties.**

1. A nonresident wishing to operate a snowmobile on public land, public ice, or a designated snowmobile trail of this state shall obtain a user permit in accordance with section 321G.4A. In addition to obtaining a user permit, a nonresident shall display a current registration decal or other evidence of registration or numbering required by the owner's state of residence unless the owner resides in a state that does not register or number snowmobiles.

2. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a user permit has been obtained and provide evidence of registration or numbering as required by the owner's state of residence, if applicable, to the department within thirty days of the date the fine is paid. A person who violates this section is guilty of a simple misdemeanor.

Sec. 56. Section 321G.20, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

321G.20 Operation by persons under sixteen.

A person under sixteen years of age shall not operate a snowmobile on a designated snowmobile trail, public land, or public ice unless the operation is under the direct supervision of a parent, legal guardian, or another person of at least eighteen years of age authorized by the parent or guardian, who is experienced in snowmobile operation and who possesses a valid driver's license, as defined in section 321.1, or an education certificate issued under this chapter.

Sec. 57. Section 321G.24, subsection 1, Code 2014,

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1 is amended to read as follows:
2 1. A person ~~under eighteen~~ twelve through seventeen
3 years of age shall not operate a snowmobile on public
4 land, public ice, a designated snowmobile trail, or
5 land purchased with snowmobile registration funds
6 in this state without obtaining ~~a valid~~ an education
7 certificate approved by the department and having
8 the certificate in the person's possession, unless
9 the person is accompanied on the same snowmobile by
10 a responsible person of at least eighteen years of
11 age who is experienced in snowmobile operation and
12 possesses a valid driver's license, as defined in
13 section 321.1, or an education certificate issued under
14 this chapter.
15 Sec. 58. Section 805.8B, subsection 2, paragraph a,
16 Code 2014, is amended to read as follows:
17 *a.* For registration or user permit violations under
18 section 321G.3, subsection 1, or section 321G.4B, the
19 scheduled fine is fifty dollars.
20 DIVISION VII
21 INCOME TAX CHECKOFFS
22 Sec. 59. NEW SECTION. **422.12D Income tax checkoff**
23 **for the Iowa state fair foundation fund.**
24 1. A person who files an individual or a joint
25 income tax return with the department of revenue under
26 section 422.13 may designate one dollar or more to be
27 paid to the foundation fund of the Iowa state fair
28 foundation as established in section 173.22. If the
29 refund due on the return or the payment remitted with
30 the return is insufficient to pay the amount designated
31 by the taxpayer to the foundation fund, the amount
32 designated shall be reduced to the remaining amount
33 of the refund or the remaining amount remitted with
34 the return. The designation of a contribution to the
35 foundation fund under this section is irrevocable.
36 2. The director of revenue shall draft the income
37 tax form to allow the designation of contributions to
38 the foundation fund on the tax return. The department,
39 on or before January 31, shall transfer the total
40 amount designated on the tax form due in the preceding
41 year to the foundation fund. However, before a
42 checkoff pursuant to this section shall be permitted,
43 all liabilities on the books of the department of
44 administrative services and accounts identified
45 as owing under section 8A.504 and the political
46 contribution allowed under section 68A.601 shall be
47 satisfied.
48 3. The Iowa state fair board may authorize payment
49 from the foundation fund for purposes of supporting
50 foundation activities.

1 4. The department of revenue shall adopt rules to
2 implement this section.
3 5. This section is subject to repeal under section
4 422.12E.
5 Sec. 60. NEW SECTION. **422.12L Joint income tax**
6 **checkoff for veterans trust fund and volunteer fire**
7 **fighter preparedness fund.**
8 1. A person who files an individual or a joint
9 income tax return with the department of revenue under
10 section 422.13 may designate one dollar or more to
11 be paid jointly to the veterans trust fund created
12 in section 35A.13 and to the volunteer fire fighter
13 preparedness fund created in section 100B.13. If the
14 refund due on the return or the payment remitted with
15 the return is insufficient to pay the additional amount
16 designated by the taxpayer, the amount designated
17 shall be reduced to the remaining amount of refund or
18 the remaining amount remitted with the return. The
19 designation of a contribution under this section is
20 irrevocable.
21 2. The director of revenue shall draft the income
22 tax form to allow the designation of contributions
23 to the veterans trust fund and to the volunteer fire
24 fighter preparedness fund as one checkoff on the
25 tax return. The department of revenue, on or before
26 January 31, shall transfer one-half of the total
27 amount designated on the tax return forms due in the
28 preceding calendar year to the veterans trust fund and
29 the remaining one-half to the volunteer fire fighter
30 preparedness fund. However, before a checkoff pursuant
31 to this section shall be permitted, all liabilities on
32 the books of the department of administrative services
33 and accounts identified as owing under section 8A.504
34 and the political contribution allowed under section
35 68A.601 shall be satisfied.
36 3. The department of revenue shall adopt rules to
37 administer this section.
38 4. This section is subject to repeal under section
39 422.12E.
40 Sec. 61. REPEAL. Sections 422.12D and 422.12L,
41 Code 2014, are repealed.
42 Sec. 62. RETROACTIVE APPLICABILITY. This division
43 of this Act applies retroactively to January 1, 2014,
44 for tax years beginning on or after that date.
45 DIVISION VIII
46 COUNTY RECORDERS
47 Sec. 63. Section 321G.1, Code 2014, is amended by
48 adding the following new subsection:
49 NEW SUBSECTION. 9A. *"Document"* means a snowmobile
50 certificate of title, registration certificate or

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registration renewal, user permit, or duplicate special registration certificate issued by the county recorder's office.

Sec. 64. Section 321G.29, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new snowmobile, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used snowmobile for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled snowmobile.

Sec. 65. Section 321G.32, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

Sec. 66. Section 321I.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 10A. *"Document"* means an all-terrain vehicle certificate of title, vehicle registration or registration renewal, user permit, or duplicate special registration certificate issued by the county recorder's office.

Sec. 67. Section 321I.31, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new all-terrain vehicle, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used all-terrain vehicle for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled all-terrain vehicle.

Sec. 68. Section 321I.34, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with

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the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

Sec. 69. Section 331.602, subsection 39, Code 2014, is amended to read as follows:

39. Accept applications for passports if approved to accept such applications by the United States department of state.

Sec. 70. Section 359A.10, Code 2014, is amended to read as follows:

359A.10 Entry and record of orders.

Such orders, decisions, notices, and returns shall be entered of record at length by the township clerk, and a copy thereof certified by the township clerk to the county recorder, who shall record the same in the recorder's office in ~~a book kept for that purpose~~ the manner specified in sections 558.49 and 558.52, and index such record in the name of each adjoining owner as grantor to the other. The county recorder shall collect fees specified in section 331.604.

Sec. 71. Section 462A.5, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. The owner of the vessel shall file an application for registration with the appropriate county recorder on forms provided by the commission. The application shall be completed and signed by the owner of the vessel and shall be accompanied by the appropriate fee, and the writing fee specified in section 462A.53. Upon applying for registration, the owner shall display a bill of sale, receipt, or other satisfactory proof of ownership as provided by the rules of the commission to the county recorder. If the county recorder is not satisfied as to the ownership of the vessel or that there are no undisclosed security interests in the vessel, the county recorder may register the vessel but shall, as a condition of issuing a registration certificate, require the applicant to follow the procedure provided in section 462A.5A. Upon receipt of the application in approved form accompanied by the required fees, the county recorder shall enter it upon the records of the recorder's office and shall issue to the applicant a pocket-size registration certificate. The certificate shall be executed ~~in triplicate, one copy to be~~ and delivered to the owner~~, one copy to the commission, and one copy to be retained on file by the county recorder~~. The county recorder shall maintain an electronic record of each registration certificate issued by the county recorder under this chapter. The registration

certificate shall bear the number awarded to the vessel, the passenger capacity of the vessel, and the name and address of the owner. In the use of all vessels except nonpowered sailboats, nonpowered canoes, and commercial vessels, the registration certificate shall be carried either in the vessel or on the person of the operator of the vessel when in use. In the use of nonpowered sailboats, nonpowered canoes, or commercial vessels, the registration certificate may be kept on shore in accordance with rules adopted by the commission. The operator shall exhibit the certificate to a peace officer upon request or, when involved in an occurrence of any nature with another vessel or other personal property, to the owner or operator of the other vessel or personal property.

Sec. 72. Section 462A.77, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of ~~any~~ each certificate of title ~~which~~ issued by the county recorder ~~issues and shall keep each certificate of title on record~~ under this chapter until the certificate of title has been inactive for five years.

Sec. 73. Section 462A.84, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

DIVISION IX

FOSTER CARE

Sec. 74. Section 232.46, subsection 1, Code 2014, is amended to read as follows:

1. *a.* At any time after the filing of a petition and prior to entry of an order of adjudication pursuant to section 232.47, the court may suspend the proceedings on motion of the county attorney or the child's counsel, enter a consent decree, and continue the case under terms and conditions established by the court. These terms and conditions may include ~~prohibiting a~~ any of the following:

(1) Prohibiting the child from driving a motor vehicle for a specified period of time or under specific circumstances~~, or the supervision~~. The court shall notify the department of transportation of an order prohibiting the child from driving.

(2) Supervision of the child by a juvenile court officer or other agency or person designated by the

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court~~, and may include the requirement that the child perform~~.

(3) The performance of a work assignment of value to the state or to the public ~~or make~~ making restitution consisting of a monetary payment to the victim or a work assignment directly of value to the victim. ~~The court shall notify the state department of transportation of an order prohibiting the child from driving.~~

(4) Placement of the child in a group or family foster care setting, if the court makes a determination that such a placement is the least restrictive option.

b. A child's need for shelter placement or for inpatient mental health or substance abuse treatment does not preclude entry or continued execution of a consent decree.

Sec. 75. Section 234.35, subsection 1, paragraph e, Code 2014, is amended to read as follows:

e. When a court has entered an order transferring the legal custody of the child to a foster care placement pursuant to section 232.46,section 232.52, subsection 2, paragraph *"d"*, or section 232.102, subsection 1. However, payment for a group foster care placement shall be limited to those placements which conform to a service area group foster care plan established pursuant to section 232.143.

DIVISION X

SOLAR TAX CREDITS

Sec. 76. 2014 Iowa Acts, Senate File 2340, if enacted, is amended by adding the following new section:

Sec. ___. Section 422.33, subsection 29, paragraph a, Code 2014, is amended to read as follows:

a. The taxes imposed under this division shall be reduced by a solar energy system tax credit equal to ~~fifty~~ sixty percent of the federal energy credit related to solar energy systems provided in section ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of the Internal Revenue Code, not to exceed ~~fifteen~~ twenty thousand dollars.

Sec. 77. Section 422.11L, subsection 1, paragraphs a and b, as amended by 2014 Iowa Acts, Senate File 2340, section 1, if enacted, is amended to read as follows:

a. Sixty percent of the federal residential energy efficient property credit related to solar energy provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2) of the Internal Revenue Code, not to exceed five thousand dollars.

b. Sixty percent of the federal energy credit

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1 related to solar energy systems provided in section
2 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
3 of the Internal Revenue Code, not to exceed twenty
4 thousand dollars.
5 Sec. 78. Section 422.60, subsection 12, paragraph
6 a, as enacted by 2014 Iowa Acts, House File 2438,
7 section 27, is amended to read as follows:
8 *a.* The taxes imposed under this division shall
9 be reduced by a solar energy system tax credit equal
10 to ~~fifty~~ sixty percent of the federal energy credit
11 related to solar energy systems provided in section
12 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
13 of the Internal Revenue Code, not to exceed ~~fifteen~~
14 twentythousand dollars.
15 Sec. 79. EFFECTIVE UPON ENACTMENT. The following
16 provision or provisions of this division of this Act,
17 being deemed of immediate importance, take effect upon
18 enactment:
19 1. The section amending section 422.33, subsection
20 29, paragraph "a".
21 2. The section amending section 422.11L, subsection
22 1, paragraphs "a" and "b".
23 3. The section amending section 422.60, subsection
24 12, paragraph "a".
25 Sec. 80. RETROACTIVE APPLICABILITY. The following
26 provision or provisions of this division of this Act
27 apply retroactively to January 1, 2014, for tax years
28 beginning on or after that date:
29 1. The section of this Act amending section 422.33,
30 subsection 29, paragraph "a".
31 2. The section of this Act amending section
32 422.11L, subsection 1, paragraphs "a" and "b".
33 3. The section of this Act amending section 422.60,
34 subsection 12, paragraph "a".
35 DIVISION XI
36 ACCOUNT FOR HEALTH CARE TRANSFORMATION
37 Sec. 81. ACCOUNT FOR HEALTH CARE TRANSFORMATION
38 —— FY 2013-2014. As of December 31, 2013, any funds
39 remaining in the account for health care transformation
40 created in section 249J.23, Code 2013, shall revert to
41 the general fund of the state.
42 Sec. 82. IOWACARE ACCOUNT. Until June 30, 2015,
43 any funds remaining in the IowaCare account created in
44 section 249J.24, Code 2013, shall remain available and
45 are appropriated to the department of human services
46 for the payment of valid claims.
47 Sec. 83. IMMEDIATE EFFECTIVE DATE. This division
48 of this Act, being deemed of immediate importance,
49 takes effect upon enactment.
50 Sec. 84. RETROACTIVE APPLICABILITY. The

following sections of this division of this Act apply retroactively to July 1, 2013:

1. The section relating to the reversion of funds remaining in the account for health care transformation to the general fund of the state.

2. The section relating to availability and appropriation of the funds remaining in the IowaCare account.

DIVISION XII

FLOOD MITIGATION

Sec. 85. Section 28F.12, Code 2014, is amended to read as follows:

28F.12 Additional powers of the entity.

If the entity is comprised solely of cities, counties, and sanitary districts established under chapter 358 or any combination thereof, the entity shall have in addition to all the powers enumerated in this chapter, the powers which a county has with respect to solid waste disposal projects <u>and the powers which a governmental entity established under chapter 418 has with respect to projects undertaken under chapter 418</u>.

Sec. 86. Section 418.1, subsection 4, paragraph c, unnumbered paragraph 1, Code 2014, is amended to read as follows:

A joint board or other legal or administrative entity established or designated in an agreement pursuant to chapter 28E <u>or chapter 28F</u> between any of the following:

Sec. 87. Section 418.1, subsection 4, paragraph c, Code 2014, is amended by adding the following new subparagraph:

<u>NEW SUBPARAGRAPH.</u> (4) One or more counties, one or more cities that are located in whole or in part within those counties, and a sanitary district established under chapter 358 or a combined water and sanitary district established under chapter 357 or 358 located in whole or in part within those counties.

Sec. 88. Section 418.11, subsection 3, paragraph c, Code 2014, is amended to read as follows:

c. For projects approved for a governmental entity as defined in section 418.1, subsection 4, paragraph *"c"*, the area used to determine the sales tax increment shall include the incorporated areas of each city that is participating in the chapter 28E agreement, the unincorporated areas of ~~the~~ <u>each</u> participating county, ~~and~~ the area of any participating drainage district not otherwise included in the areas of the participating cities or county, <u>and the area of any participating sanitary district or combined water and sanitary</u>

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1 district not otherwise included in the areas of the
2 participating cities or county, as applicable.
3 Sec. 89. Section 418.12, subsection 5, Code 2014,
4 is amended to read as follows:
5 5. If the department of revenue determines that
6 the revenue accruing to the fund or accounts within
7 the fund exceeds ~~thirty million dollars or exceeds~~ the
8 amount necessary for the purposes of this chapter~~if the~~
9 ~~amount necessary is less than thirty million dollars,~~
10 ~~then~~, as limited by subsection 4, paragraph *"a"*, those
11 excess moneys shall be credited by the department of
12 revenue for deposit in the general fund of the state.
13 Sec. 90. Section 418.14, subsection 3, paragraph a,
14 Code 2014, is amended to read as follows:
15 *a.* Except as otherwise provided in this section,
16 bonds issued pursuant to this section shall not be
17 subject to the provisions of any other law or charter
18 relating to the authorization, issuance, or sale of
19 bonds. Bonds issued under this section shall not limit
20 or restrict the authority of a governmental entity as
21 defined in section 418.1, subsection 4, paragraphs
22 *"a"* and *"b"*, or a city, county, or ~~drainage~~ special
23 district participating in a governmental entity as
24 defined in section 418.1, subsection 4, paragraph *"c"*,
25 to issue bonds for the project under other provisions
26 of the Code.
27 Sec. 91. Section 418.15, subsection 4, Code 2014,
28 is amended to read as follows:
29 4. All property and improvements acquired by
30 a governmental entity as defined in section 418.1,
31 subsection 4, paragraph *"c"*, relating to a project
32 shall be transferred to the county, city, or ~~drainage~~
33 special district designated in the chapter 28E
34 agreement to receive such property and improvements.
35 The county, city, or ~~drainage~~ special district to which
36 such property or improvements are transferred shall,
37 unless otherwise provided in the chapter 28E agreement,
38 be solely responsible for the ongoing maintenance and
39 support of such property and improvements.
40 Sec. 92. EFFECTIVE UPON ENACTMENT. This division
41 of this Act, being deemed of immediate importance,
42 takes effect upon enactment.
43 DIVISION XIII
44 DENTAL COVERAGE —— EXTERNAL REVIEW
45 Sec. 93. EXTERNAL REVIEW —— REPEAL. The sections
46 of 2014 Iowa Acts, House File 2463, included in
47 the division of the Act amending sections 514J.102
48 and 514J.103, and providing the directive to review
49 the bases used for external review of adverse
50 determinations, if enacted, are repealed.

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1 Sec. 94. Section 514J.102, subsection 1, Code 2014,
2 is amended to read as follows:
3 1. *"Adverse determination"* means a determination
4 by a health carrier, except a health carrier issuing
5 a policy or certificate that provides coverage for
6 dental care, that an admission, availability of care,
7 continued stay, or other health care service that
8 is a covered benefit has been reviewed and, based
9 upon the information provided, does not meet the
10 health carrier's requirements for medical necessity,
11 appropriateness, health care setting, level of care,
12 or effectiveness, and the requested service or payment
13 for the service is therefore denied, reduced, or
14 terminated. *"Adverse determination"* does not include
15 a denial of coverage for a service or treatment
16 specifically listed in plan or evidence of coverage
17 documents as excluded from coverage. For purposes
18 of a health carrier issuing a policy or certificate
19 that provides coverage for dental care, *"adverse*
20 *determination"* means a determination by the health
21 carrier that availability of care or other health care
22 service that is a covered benefit has been reviewed
23 and, based upon the information provided, does not
24 meet the health carrier's requirements for medical
25 necessity and the requested service or payment for the
26 service is therefore denied, reduced, or terminated.
27 For purposes of a health carrier issuing a policy or
28 certificate that provides coverage for dental care,
29 medical necessity shall be the only basis upon which a
30 health carrier may deny payment for dental care that
31 is otherwise a covered benefit under the policy or
32 certificate.
33 DIVISION XIV
34 EMPLOYMENT RIDES
35 Sec. 95. NEW SECTION. **324A.8 Iowa employment rides**
36 **initiative —— grant program.**
37 1. As used in this section, unless the context
38 otherwise requires, *"employment transportation"* means
39 an urban or rural program or service that provides
40 an individual with transportation solely to or from a
41 workplace, including but not limited to the following
42 programs and services:
43 *a.* Expanding or sustaining existing transportation
44 services or service hours.
45 *b.* Coordinating ride share services, including car
46 pool or van pool services.
47 *c.* Shuttle services.
48 2. The Iowa employment rides initiative is
49 established in the department to provide funds to
50 public transit systems for programs and services that

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1 provide employment transportation to Iowans.
2 3. The department shall award funds from the
3 initiative on a competitive grant basis. A grant shall
4 not exceed one hundred fifty thousand dollars. A grant
5 application shall contain a commitment from the public
6 transit system of at least a dollar-for-dollar match of
7 the grant funds awarded. Moneys charged to individuals
8 receiving employment transportation services cannot
9 be used as matching funds. Grant funds shall be used
10 only for operational costs directly associated with
11 providing employment transportation and shall not be
12 used for capital expenditures or construction.
13 4. A public transit system may coordinate
14 with other local, state, or federal governmental
15 agencies and private nonprofit organizations in the
16 administration of a program or service receiving a
17 grant under the initiative and in expenditure of grant
18 funds.
19 5. The department shall submit an annual report on
20 the outcomes of the initiative, including the grant
21 amount, the type of program or service receiving funds,
22 and the number of individuals served for each grant
23 awarded by the initiative to the general assembly by
24 January 1 each year. As a condition of having received
25 a grant from the initiative, a public transit system
26 shall provide the department with information on any
27 program or service for which the public transit system
28 is awarded a grant from the initiative.
29 6. The department shall adopt rules to administer
30 the initiative, including but not limited to an
31 application process and grant award criteria.
32 Sec. 96. EMPLOYMENT RIDES —— APPROPRIATION. There
33 is appropriated from the general fund of the state to
34 the department of transportation for the fiscal year
35 beginning July 1, 2014, and ending June 30, 2015, the
36 following amount, or so much thereof as is necessary,
37 to be used for the purposes designated:
38 For grants under the Iowa employment rides
39 initiative:
40 ..... $ 1,000,000
41 Notwithstanding section 8.33, moneys appropriated in
42 this section that remain unencumbered or unobligated
43 at the close of the fiscal year shall not revert but
44 shall remain available for expenditure for the purposes
45 designated until the close of the succeeding fiscal
46 year.
47 DIVISION XV
48 STATE PERCENT OF GROWTH
49 Sec. 97. Section 257.8, subsection 1, Code 2014, is
50 amended to read as follows:

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1 1. *State percent of growth.* ~~The state percent of~~
2 ~~growth for the budget year beginning July 1, 2012,~~
3 ~~is two percent.~~ The state percent of growth for the
4 budget year beginning July 1, 2013, is two percent.
5 The state percent of growth for the budget year
6 beginning July 1, 2014, is four percent. The state
7 percent of growth for the budget year beginning July
8 1, 2015, is six percent. The state percent of growth
9 for each subsequent budget year shall be established
10 by statute which shall be enacted within thirty days
11 of the submission in the year preceding the base year
12 of the governor's budget under section 8.21. The
13 establishment of the state percent of growth for a
14 budget year shall be the only subject matter of the
15 bill which enacts the state percent of growth for a
16 budget year.
17 Sec. 98. EFFECTIVE UPON ENACTMENT. This division
18 of this Act, being deemed of immediate importance,
19 takes effect upon enactment.
20 DIVISION XVI
21 CATEGORICAL STATE PERCENT OF GROWTH
22 Sec. 99. Section 257.8, subsection 2, Code 2014, is
23 amended to read as follows:
24 2. *Categorical state percent of growth.* ~~The~~
25 ~~categorical state percent of growth for the budget~~
26 ~~year beginning July 1, 2012, is two percent.~~ The
27 categorical state percent of growth for the budget
28 year beginning July 1, 2013, is two percent. The
29 categorical state percent of growth for the budget
30 year beginning July 1, 2014, is four percent. The
31 categorical state percent of growth for the budget
32 year beginning July 1, 2015, is six percent. The
33 categorical state percent of growth for each budget
34 year shall be established by statute which shall
35 be enacted within thirty days of the submission in
36 the year preceding the base year of the governor's
37 budget under section 8.21. The establishment of the
38 categorical state percent of growth for a budget year
39 shall be the only subject matter of the bill which
40 enacts the categorical state percent of growth for a
41 budget year. The categorical state percent of growth
42 may include state percents of growth for the teacher
43 salary supplement, the professional development
44 supplement, the early intervention supplement, and the
45 teacher leadership supplement.
46 Sec. 100. EFFECTIVE UPON ENACTMENT. This division
47 of this Act, being deemed of immediate importance,
48 takes effect upon enactment.>
49 2. Title page, by striking lines 1 through 3
50 and inserting <An Act relating to state and local

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1 finances by making appropriations, providing for fees,
2 providing for legal responsibilities, and providing for
3 regulatory requirements, taxation, and other properly
4 related matters, and including penalties and effective
5 date and retroactive applicability provisions.>>

SENATE AMENDMENT

H-8388

1 Amend the amendment, H-8333, to Senate File 2360, as
2 passed by the Senate, as follows:
3 1. Page 1, by striking lines 1 through 39 and
4 inserting:
5 <Amend Senate File 2360, as passed by the Senate, as
6 follows:
7 1. By striking everything after the enacting clause
8 and inserting:
9 Section 1. Section 124.401, subsection 5, Code
10 2014, is amended by adding the following new unnumbered
11 paragraph after unnumbered paragraph 2:
12 NEW UNNUMBERED PARAGRAPH. A person may knowingly
13 or intentionally recommend, possess, use, dispense,
14 deliver, transport, or administer cannabidiol if the
15 recommendation, possession, use, dispensing, delivery,
16 transporting, or administering is in accordance with
17 the provisions of chapter 124D. For purposes of this
18 paragraph, *"cannabidiol"* means the same as defined in
19 section 124D.2.
20 Sec. 2. NEW SECTION. **124D.1 Short title.**
21 This chapter shall be known and may be cited as the
22 *"Medical Cannabidiol Act"*.
23 Sec. 3. NEW SECTION. **124D.2 Definitions.**
24 As used in this chapter:
25 1. *"Cannabidiol"* means a nonpsychoactive
26 cannabinoid found in the plant Cannabis sativa L.
27 or Cannabis indica or any other preparation thereof
28 that is essentially free from plant material, and has
29 a tetrahydrocannabinol level of no more than three
30 percent.
31 2. *"Department"* means the department of public
32 health.
33 3. *"Intractable epilepsy"* means an epileptic seizure
34 disorder for which standard medical treatment does
35 not prevent or significantly ameliorate recurring,
36 uncontrolled seizures or for which standard medical
37 treatment results in harmful side effects.
38 4. *"Neurologist"* means an allopathic or osteopathic
39 physician board-certified in neurology in good standing
40 and licensed under chapter 148.

41 5. *"Primary caregiver"* means a person, at least
42 eighteen years of age, who has been designated by a
43 patient's neurologist or a person having custody of a
44 patient, as being necessary to take responsibility for
45 managing the well-being of the patient with respect
46 to the medical use of cannabidiol pursuant to the
47 provisions of this chapter.
48 Sec. 4. NEW SECTION. **124D.3 Neurologist**
49 **recommendation —— medical use of cannabidiol.**
50 A neurologist who has examined and treated a patient

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1 suffering from intractable epilepsy may provide but
2 has no duty to provide a written recommendation for
3 the patient's medical use of cannabidiol to treat or
4 alleviate symptoms of intractable epilepsy if no other
5 satisfactory alternative treatment options exist for
6 the patient and all of the following conditions apply:
7 1. The patient is a permanent resident of this
8 state.
9 2. A neurologist has treated the patient for
10 intractable epilepsy for at least six months. For
11 purposes of this treatment period, and notwithstanding
12 section 124D.2, subsection 4, treatment provided by a
13 neurologist may include treatment by an out-of-state
14 licensed neurologist in good standing.
15 3. The neurologist has tried alternative treatment
16 options that have not alleviated the patient's
17 symptoms.
18 4. The neurologist determines the risks of
19 recommending the medical use of cannabidiol are
20 reasonable in light of the potential benefit for the
21 patient.
22 5. The neurologist maintains a patient treatment
23 plan.
24 Sec. 5. NEW SECTION. **124D.4 Cannabidiol**
25 **registration card.**
26 1. *Issuance to patient.* The department may approve
27 the issuance of a cannabidiol registration card by the
28 department of transportation to a patient who:
29 *a.* Is at least eighteen years of age.
30 *b.* Is a permanent resident of this state.
31 *c.* Requests the patient's neurologist to submit
32 a written recommendation to the department signed by
33 the neurologist that the patient may benefit from the
34 medical use of cannabidiol pursuant to section 124D.3.
35 *d.* Submits an application to the department, on a
36 form created by the department, in consultation with
37 the department of transportation, that contains all of
38 the following:
39 (1) The patient's full name, Iowa residence

40 address, date of birth, and telephone number.
41 (2) A copy of the patient's valid photo
42 identification.
43 (3) Full name, address, and telephone number of the
44 patient's neurologist.
45 (4) Full name, residence address, date of birth,
46 and telephone number of each primary caregiver of the
47 patient, if any.
48 (5) Any other information required by rule.
49 2. *Patient card contents.* A cannabidiol
50 registration card issued to a patient by the department

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1 of transportation pursuant to subsection 1 shall
2 contain, at a minimum, all of the following:
3 *a.* The patient's full name, Iowa residence address,
4 and date of birth.
5 *b.* The patient's photo.
6 *c.* The date of issuance and expiration date of the
7 registration card.
8 *d.* Any other information required by rule.
9 3. *Issuance to primary caregiver.* For a patient in
10 a primary caregiver's care, the department may approve
11 the issuance of a cannabidiol registration card by the
12 department of transportation to the primary caregiver
13 who:
14 *a.* Is at least eighteen years of age.
15 *b.* Requests a patient's neurologist to submit a
16 written recommendation to the department signed by the
17 neurologist that a patient in the primary caregiver's
18 care may benefit from the medical use of cannabidiol
19 pursuant to section 124D.3.
20 *c.* Submits an application to the department, on a
21 form created by the department, in consultation with
22 the department of transportation, that contains all of
23 the following:
24 (1) The primary caregiver's full name, residence
25 address, date of birth, and telephone number.
26 (2) The patient's full name.
27 (3) A copy of the primary caregiver's valid photo
28 identification.
29 (4) Full name, address, and telephone number of the
30 patient's neurologist.
31 (5) Any other information required by rule.
32 4. *Primary caregiver card contents.* A cannabidiol
33 registration card issued by the department of
34 transportation to a primary caregiver pursuant to
35 subsection 3 shall contain, at a minimum, all of the
36 following:
37 *a.* The primary caregiver's full name, residence
38 address, and date of birth.

39 *b.* The primary caregiver's photo.
40 *c.* The date of issuance and expiration date of the
41 registration card.
42 *d.* The full name of each patient in the primary
43 caregiver's care.
44 *e.* Any other information required by rule.
45 5. *Expiration date of card.* A cannabidiol
46 registration card issued pursuant to this section shall
47 expire one year after the date of issuance and may be
48 renewed.
49 6. *Card issuance —— department of transportation.*
50 The department may enter into a chapter 28E agreement

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1 with the department of transportation to facilitate the
2 issuance of a cannabidiol registration card pursuant to
3 subsections 1 and 3.
4 Sec. 6. NEW SECTION. **124D.5 Department duties ——**
5 **rules.**
6 1. *a.* The department shall maintain a confidential
7 file of the names of each patient to or for whom the
8 department issues a cannabidiol registration card
9 and the name of each primary caregiver to whom the
10 department issues a cannabidiol registration card under
11 section 124D.4.
12 *b.* Individual names contained in the file shall be
13 confidential and shall not be subject to disclosure,
14 except as provided in subparagraph (1).
15 (1) Information in the confidential file maintained
16 pursuant to paragraph *"a"* may be released to the
17 following persons under the following circumstances:
18 (a) To authorized employees or agents of the
19 department and the department of transportation as
20 necessary to perform the duties of the department and
21 the department of transportation pursuant to this
22 chapter.
23 (b) To authorized employees of state or local
24 law enforcement agencies, but only for the purpose of
25 verifying that a person is lawfully in possession of a
26 cannabidiol registration card issued pursuant to this
27 chapter.
28 (2) Release of information pursuant to subparagraph
29 (1) shall be consistent with the federal Health
30 Insurance Portability and Accountability Act of 1996,
31 Pub. L. No. 104-191.
32 2. The department, in consultation with the
33 department of transportation, shall adopt rules to
34 administer this chapter which shall include but not
35 be limited to rules to establish the manner in which
36 the department shall consider applications for new and
37 renewal cannabidiol registration cards.

38 Sec. 7. NEW SECTION. **124D.6 Medical use of**
39 **cannabidiol —— affirmative defense.**
40 1. *a.* A recommendation for the possession or use
41 of cannabidiol as authorized by this chapter shall be
42 provided exclusively by a neurologist for a patient who
43 has been diagnosed with intractable epilepsy.
44 *b.* Cannabidiol provided exclusively pursuant to the
45 recommendation of a neurologist shall be obtained from
46 an out-of-state source and shall only be recommended
47 for oral or transdermal administration.
48 *c.* A neurologist shall be the sole authorized
49 recommender as part of the treatment plan by the
50 neurologist of a patient diagnosed with intractable

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1 epilepsy. A neurologist shall have the sole authority
2 to recommend the use or amount of cannabidiol, if any,
3 in the treatment plan of a patient diagnosed with
4 intractable epilepsy.
5 2. A neurologist, including any authorized agent
6 thereof, shall not be subject to prosecution for the
7 unlawful recommendation, possession, or administration
8 of marijuana under the laws of this state for
9 activities arising directly out of or directly related
10 to the recommendation or use of cannabidiol in the
11 treatment of a patient diagnosed with intractable
12 epilepsy.
13 3. *a.* In a prosecution for the unlawful possession
14 of marijuana under the laws of this state, including
15 but not limited to chapters 124 and 453B, it is an
16 affirmative and complete defense to the prosecution
17 that the patient has been diagnosed with intractable
18 epilepsy, used or possessed cannabidiol pursuant to a
19 recommendation by a neurologist as authorized under
20 this chapter, and, for a patient eighteen years of
21 age or older, is in possession of a valid cannabidiol
22 registration card.
23 *b.* In a prosecution for the unlawful possession
24 of marijuana under the laws of this state, including
25 but not limited to chapters 124 and 453B, it is an
26 affirmative and complete defense to the prosecution
27 that the person possessed cannabidiol because the
28 person is a primary caregiver of a patient who has
29 been diagnosed with intractable epilepsy and is in
30 possession of a valid cannabidiol registration card,
31 and where the primary caregiver's possession of the
32 cannabidiol is on behalf of the patient and for the
33 patient's use only as authorized under this chapter.
34 *c.* (1) The defenses afforded a patient under
35 paragraph *"a"* apply to a patient only if the quantity
36 of cannabidiol oil possessed by the patient does not

37 exceed thirty-two ounces.
38 (2) The defenses afforded a primary caregiver
39 under paragraph *"b"* apply to a primary caregiver only
40 if the quantity of cannabidiol oil possessed by the
41 primary caregiver does not exceed thirty-two ounces per
42 patient.
43 *d.* If a patient or primary caregiver is charged
44 with the commission of a crime and is not in possession
45 of the person's cannabidiol registration card, any
46 charge or charges filed against the person shall be
47 dismissed by the court if the person produces to the
48 court at the person's trial a cannabidiol registration
49 card issued to that person and valid at the time the
50 person was charged.

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1 4. An agency of this state or a political
2 subdivision thereof, including any law enforcement
3 agency, shall not remove or initiate proceedings
4 to remove a patient under the age of eighteen from
5 the home of a parent based solely upon the parent's
6 or patient's possession or use of cannabidiol as
7 authorized under this chapter.
8 Sec. 8. NEW SECTION. **124D.7 Penalties.**
9 A person who knowingly or intentionally possesses or
10 uses cannabidiol in violation of the requirements of
11 this chapter is subject to the penalties provided under
12 chapters 124 and 453B.
13 Sec. 9. NEW SECTION. **124D.8 Repeal.**
14 This chapter is repealed July 1, 2017.
15 Sec. 10. REPORTS. The university of Iowa carver
16 college of medicine and college of pharmacy shall, on
17 or before July 1 of each year, beginning July 1, 2015,
18 submit a report detailing the scientific literature,
19 studies, and clinical trials regarding the use of
20 cannabidiol on patients diagnosed with intractable
21 epilepsy to the department of public health and the
22 general assembly.>
23 2. Title page, by striking line 2 and inserting
24 <penalties.>>

KLEIN of Washington

H-8389

1 Amend the Senate amendment, H-8387, to House File
2 2473, as amended, passed, and reprinted by the House,
3 as follows:
4 1. By striking page 1, line 1, through page 29,
5 line 5, and inserting:
6 <Amend House File 2473, as amended, passed, and

reprinted by the House, as follows:

___. By striking everything after the enacting clause and inserting:

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR 2015-2016.

1. For the budget process applicable to the fiscal year beginning July 1, 2015, on or before October 1, 2014, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding the following new section:

NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are reduced by the following amount:

..... $ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2014, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is

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amended to read as follows:

SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June

30, 2015, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... $ ~~208,351~~
416,702

~~2. For regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):~~

~~..... $ 582,000~~

3. For payment for nonpublic school transportation under section 285.2:

..... $ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... $ ~~9,208~~
18,416

Sec. 4. Section 257.35, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II

CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014, is amended to read as follows:

a. Except as provided in paragraphs *"b"*, *"c"*, ~~and~~ *"d"*, and *"0e"*, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An

appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only be appropriated by the general assembly for emergency expenditures.

5 Sec. 6. Section 8.55, subsection 3, Code 2014, is
6 amended by adding the following new paragraph:
7 NEW PARAGRAPH. *0e.* There is appropriated from the
8 Iowa economic emergency fund to the state appeal board
9 an amount sufficient to pay claims authorized by the
10 state appeal board as provided in section 25.2.
11 Sec. 7. Section 25.2, subsection 4, Code 2014, is
12 amended to read as follows:
13 4. Payments authorized by the state appeal board
14 shall be paid from the appropriation or fund of
15 original certification of the claim. However, if that
16 appropriation or fund has since reverted under section
17 8.33, then such payment authorized by the state appeal
18 board shall be ~~out of any money in the state treasury~~
19 ~~not otherwise appropriated~~ as follows:
20 *a.* From the appropriation made from the Iowa
21 economic emergency fund in section 8.55 for purposes of
22 paying such expenses.
23 *b.* To the extent the appropriation from the
24 Iowa economic emergency fund described in paragraph
25 *"a"* is insufficient to pay such expenses, there is
26 appropriated from moneys in the general fund of the
27 state not otherwise appropriated the amount necessary
28 to fund the deficiency.
29 DIVISION III
30 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS
31 Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the
32 purposes provided in section 455E.11, subsection 2,
33 paragraph "c", there is appropriated from the household
34 hazardous waste account of the groundwater protection
35 fund to the department of natural resources for the
36 fiscal year beginning July 1, 2014, and ending June 30,
37 2015, the following amount, or so much thereof as is
38 necessary, to be used for the purposes designated:
39 For supporting the department's air quality
40 programs, including salaries, support, maintenance, and
41 miscellaneous purposes:
42 ..... $ 1,400,000
43 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There
44 is appropriated from the general fund of the state to
45 the department on aging for the fiscal year beginning
46 July 1, 2014, and ending June 30, 2015, the following
47 amount, or so much thereof as is necessary, to be used
48 for the purposes designated:
49 To award to each area agency on aging designated
50 under section 231.32 in the proportion that the

1 estimated amount of older individuals in Iowa served by
2 that area agency on aging bears to the total estimated
3 amount of older individuals in Iowa, to be used to

provide congregate meals and home-delivered meals to food-insecure older individuals in Iowa:
..... $ 250,000

Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The director of the department of natural resources shall convene a stakeholder group for purposes of studying the funding of air quality programs administered by the department. By December 1, 2014, the department shall submit a written report to the general assembly regarding the findings and recommendations of the stakeholder group.

Sec. 11. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. The general assembly and the judicial branch shall not enter into a personnel settlement agreement with a state employee that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

Sec. 12. Section 8.9, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. All grant applications submitted and grant moneys received by a department on behalf of the state shall be reported to the office of grants enterprise management. The office shall by ~~January 31~~ December 1 of each year submit to the fiscal services division of the legislative services agency a written report listing all grants received during the ~~previous calendar~~ most recently completed federal fiscal year with a value over one thousand dollars and the funding entity and purpose for each grant. However, the reports on grants filed by the state board of regents pursuant to section 8.44 shall be deemed sufficient to comply with the requirements of this subsection. In addition, each department shall submit and the office shall report, as applicable, for each grant applied for or received and other federal moneys received the expected duration of the grant or the other moneys, maintenance of effort or other matching fund requirements throughout and following the period of the grant or the other moneys, the sources of the federal funding and any match funding, any policy, program, or operational requirement associated with receipt of the funding, a status report on changes anticipated in the federal requirements associated with the grant or other federal funding during the fiscal year in progress and the succeeding fiscal year, and any other information concerning the grant or other federal funding that would be helpful in the development of policy or

budget decisions. The fiscal services division of the legislative services agency shall compile the

information received for consideration by the standing joint appropriations subcommittees of the general assembly.

Sec. 13. Section 68B.3, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. This section does not apply to sales of services by a member of a board or commission as defined under section 7E.4 to state executive branch agencies or subunits of departments or independent agencies as defined in section 7E.4 that are not the subunit of the department or independent agency in which the person serves or are not a subunit of a department or independent agency with which the person has substantial and regular contact as part of the person's duties.

Sec. 14. Section 97B.52A, subsection 1, paragraph c, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) For a member whose first month of entitlement is July 2004 or later, but before July ~~2014~~ 2016, covered employment does not include employment as a licensed health care professional by a public hospital. For the purposes of this subparagraph, *"public hospital"* means a hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 347, 347A, or 392.

Sec. 15. Section 602.1302, subsection 3, Code 2014, is amended to read as follows:

3. A revolving fund is created in the state treasury for the payment of jury and witness fees, mileage, costs related to summoning jurors by the judicial branch, costs and fees related to the management and payment of interpreters and translators in judicial branch legal proceedings and court-ordered programs, and attorney fees paid by the state public defender for counsel appointed pursuant to section 600A.6A. The judicial branch shall deposit any reimbursements to the state for the payment of jury and witness fees and mileage in the revolving fund. In each calendar quarter the judicial branch shall reimburse the state public defender for attorney fees paid pursuant to section 600A.6B. Notwithstanding section 8.33, unencumbered and unobligated receipts in the revolving fund at the end of a fiscal year do not revert to the general fund of the state. The judicial branch shall on or before February 1 file a financial accounting of the moneys in the revolving fund with the legislative services agency. The accounting shall

include an estimate of disbursements from the revolving

fund for the remainder of the fiscal year and for the next fiscal year.

Sec. 16. 2013 Iowa Acts, chapter 138, section 157, subsection 5A, if enacted by 2014 Iowa Acts, House File 2463, is amended by striking the subsection.

DIVISION IV

CORRECTIVE PROVISIONS

Sec. 17. Section 15.353, subsection 1, paragraph c, subparagraph (2), if enacted by 2014 Iowa Acts, House File 2448, is amended to read as follows:

(2) The average dwelling unit cost does not exceed two hundred fifty thousand dollars per dwelling unit if the project involves the rehabilitation, repair, redevelopment, or preservation of ~~eligible property, as that term is defined in section 404A.1, subsection 2~~ property described in section 404A.1, subsection 7, paragraph *"a"*.

Sec. 18. Section 15J.4, subsection 1, paragraph b, as amended by 2014 Iowa Acts, House File 2448, section 34, if enacted, is amended to read as follows:

b. The area was in whole or in part a designated economic development enterprise zone under chapter 15E, division XVIII, Code 2014, immediately prior to the effective date of this division of this Act, or the area is in whole or in part an urban renewal area established pursuant to chapter 403.

Sec. 19. Section 123.47, subsection 1A, paragraph c, subparagraph (2), as enacted by 2014 Iowa Acts, Senate File 2310, section 1, is amended to read as follows:

(2) A person under legal age who consumes or possesses any alcoholic liquor, wine, or beer in connection with a religious observance, ceremony, or ~~right~~ rite.

Sec. 20. Section 331.552, subsection 35, as amended by 2014 Iowa Acts, House File 2273, section 5, if enacted, is amended to read as follows:

35. *a.* Destroy special assessment records required by section 445.11 within the county system after ten years have elapsed from the end of the fiscal year in which the special assessment was paid in full. The county treasurer shall also destroy the resolution of necessity, plat, and schedule of assessments required by section 384.51 after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2003.

b. Destroy assessment records required by chapter

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468 within the county system after ten years have elapsed from the end of the fiscal year in which the assessment was paid in full. The county treasurer shall also destroy the accompanying documents including any resolutions, plats, or schedule of assessments after ten years have elapsed from the end of the fiscal year in which the entire schedule was paid in full. This ~~subsection~~ paragraph applies to documents described in this ~~subsection~~ paragraph that are in existence before, on, or after July 1, 2014.

Sec. 21. Section 422.33, subsection 4, paragraph c, Code 2014, as amended by 2014 Iowa Acts, Senate File 2240, section 87, and redesignated as paragraph b, subparagraph (3), is amended to read as follows:

(3) Subtract an exemption amount of forty thousand dollars. This exemption amount shall be reduced, but not below zero, by an amount equal to twenty-five percent of the amount by which the alternative minimum taxable income of the taxpayer, computed without regard to the exemption amount in this ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand dollars.

Sec. 22. Section 425.15, subsection 1, paragraph a, as enacted by 2014 Iowa Acts, Senate File 2352, section 1, is amended to read as follows:

a. A veteran of any of the military forces of the United States, who acquired the homestead under 38 U.S.C. §21.801, 21.802, prior to August 6, 1991, or under 38 U.S.C. §2101, 2102.

Sec. 23. Section 508.36, subsection 13, paragraph d, subparagraph (1), subparagraph division (c), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(c) Minimum reserves for all other policies ~~of~~ or contracts subject to subsection 1, paragraph *"b"*.

Sec. 24. Section 508.36, subsection 16, paragraph c, subparagraph (3), as enacted by 2014 Iowa Acts, Senate File 2131, section 9, is amended to read as follows:

(3) Once any portion of a memorandum in support of an opinion submitted under subsection 2 or a principle-based valuation report developed under subsection 14, paragraph *"b"*, subparagraph (3), is cited by a company in its marketing or is publicly volunteered to or before a governmental agency other than a state insurance department or is released by the company to the news media, all portions ~~or~~ of such memorandum or report shall no longer be confidential information.

Sec. 25. Section 508.37, subsection 6, paragraph h, subparagraph (8), as enacted by 2014 Iowa Acts, Senate

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File 2131, section 13, is amended to read as follows:

(8) For policies issued on or after the operative date of the valuation manual, the valuation manual shall provide the Commissioners Standard Mortality Table for use in determining the minimum nonforfeiture standard that may be substituted for the Commissioners 1961 Standard Industrial Mortality Table or the Commissioners 1961 Industrial Extended Term Insurance Table. If the commissioner approves by ~~regulation~~ rule any Commissioners Standard Industrial Mortality Table adopted by the national association of insurance commissioners for use in determining the minimum nonforfeiture standard for policies issued on or after the operative date of the valuation manual, then that minimum nonforfeiture standard supersedes the minimum nonforfeiture standard provided by the valuation manual.

Sec. 26. Section 537.1301, subsection 46, as enacted by 2014 Iowa Acts, House File 2324, section 17, is amended to read as follows:

46. *"Threshold amount"* means the threshold amount, as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b), in effect during the period the consumer credit transaction was entered into.

Sec. 27. 2014 Iowa Acts, Senate File 2257, section 15, is amended by striking the section and inserting in lieu thereof the following:

SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are repealed.

Sec. 28. REPEAL. 2014 Iowa Acts, House File 2423, section 159, is repealed.

Sec. 29. CONTINGENT EFFECTIVENESS. The section of this division of this Act amending section 15.353, subsection 1, paragraph *"c"*, subparagraph (2), takes effect only if 2014 Iowa Acts, House File 2453, is enacted.

DIVISION V

GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

Sec. 30. Section 2.42, subsection 13, Code 2014, is amended to read as follows:

13. To establish policies with regard to publishing printed and electronic versions of legal publications as provided in chapters 2A and 2B, including the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules, or any part of those publications. The publishing policies may include, but are not limited to: the style and format to be used; the frequency of publication; the contents of the publications;

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the numbering systems to be used; the preparation of editorial comments or notations; the correction of errors; the type of print or electronic media and data processing software to be used; the number of volumes to be published; recommended revisions; the letting of contracts for publication; the pricing of the publications to which section 22.3 does not apply; access to, and the use, reproduction, legal protection, sale or distribution, and pricing of related data processing software consistent with chapter 22; and any other matters deemed necessary to the publication of uniform and understandable publications.

Sec. 31. Section 2A.1, subsection 2, paragraph d, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Publication of the official legal publications of the state, including but not limited to the Iowa Acts, Iowa Code, ~~Code Supplement,~~ Iowa administrative bulletin, Iowa administrative code, and Iowa court rules as provided in chapter 2B. The legislative services agency shall do all of the following:

Sec. 32. Section 2A.5, subsection 2, paragraph b, Code 2014, is amended by striking the paragraph.

Sec. 33. Section 2A.5, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. The legislative services agency shall publish annually an electronic or printed version of the roster of state officials. The roster of state officials shall include a correct list of state officers and deputies; members of boards and commissions; justices of the supreme court, judges of the court of appeals, and judges of the district courts including district associate judges and judicial magistrates; and members of the general assembly. The office of the governor shall cooperate in the preparation of the list.

Sec. 34. Section 2B.5, subsection 3, Code 2014, is amended by striking the subsection.

Sec. 35. Section 2B.5A, subsection 2, Code 2014, is amended to read as follows:

2. In consultation with the administrative rules coordinator, the administrative code editor shall prescribe a uniform style and form required for a person filing a document for publication in the Iowa administrative bulletin or the Iowa administrative code, including but not limited to a rulemaking document. A rulemaking document includes a notice of intended action as provided in section 17A.4 or an adopted rule for filing as provided in section 17A.5. The rulemaking document shall correlate each

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rule to the uniform numbering system established by the administrative code editor. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa administrative bulletin and the Iowa administrative code. The administrative code editor shall review all submitted documents for style and form and notify the administrative rules coordinator if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form. The style and form prescribed shall require that a rulemaking document include a reference to the statute which the rules are intended to implement.

Sec. 36. Section 2B.5A, subsection 6, paragraph a, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print ~~edition~~ version may include an index.

Sec. 37. Section 2B.5B, subsection 2, Code 2014, is amended to read as follows:

2. The administrative code editor, upon direction by the Iowa supreme court and in accordance with the policies of the legislative council pursuant to section 2.42 and the legislative services agency pursuant to section 2A.1, shall prescribe a uniform style and form required for filing a document for publication in the Iowa court rules. The document shall correlate each rule to the uniform numbering system. The administrative code editor shall provide for the publication of an electronic ~~publication~~ version of the Iowa court rules. The administrative code editor shall review all submitted documents for style and form and notify the Iowa supreme court if a rulemaking document is not in proper style or form, and may return or revise a document which is not in proper style and form.

Sec. 38. Section 2B.5B, subsection 3, paragraph b, subparagraph (2), subparagraph division (b), Code 2014, is amended to read as follows:

(b) A print version ~~shall~~ may include an index.

Sec. 39. Section 2B.6, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. The Iowa Code ~~or Code Supplement,~~ as provided in section 2B.12.

Sec. 40. Section 2B.12, Code 2014, is amended to read as follows:

2B.12 Iowa Code ~~and Code Supplement~~.

1. The legislative services agency shall control and maintain in a secure electronic repository custodial information used to publish the Iowa Code.

2. The legislative services agency shall publish

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an annual edition of the Iowa Code as soon as possible after the final adjournment of a regular or special session of a general assembly. ~~However, the legislative services agency may publish a new Code Supplement in lieu of the Iowa Code as soon as possible after the final adjournment of a regular session of a general assembly. The legislative services agency may publish a new edition of the Iowa Code or Code Supplement as soon as possible after the final adjournment of a special session of the general assembly.~~

3. An edition of the Iowa Code ~~or Code Supplement~~ shall contain each Code section in its new or amended form. However, a new section or amendment which does not take effect until after the probable publication date of a succeeding Iowa Code ~~or Code Supplement~~ may be deferred for publication in that succeeding Iowa Code ~~or Code Supplement.~~ The sections shall be inserted in each edition in a logical order as determined by the Iowa Code editor in accordance with the policies of the legislative council.

4. Each section of an Iowa Code ~~or Code Supplement~~ shall be indicated by a number printed in boldface type and shall have an appropriate headnote printed in boldface type.

5. The Iowa Code shall include all of the following:

a. The Declaration of Independence.

b. The Articles of Confederation.

c. The Constitution of the United States.

d. The laws of the United States relating to the authentication of records.

e. The Constitution of the State of Iowa, original and codified versions.

f. The Act admitting Iowa into the union as a state.

g. The arrangement of the Code into distinct units, as established by the legislative services agency, which may include titles, subunits of titles, chapters, subunits of chapters, and sections, and subunits of sections. The distinct units shall be numbered and may include names.

h. All of the statutes of Iowa of a general and permanent nature, except as provided in subsection 3.

i. A comprehensive method to search and identify its contents, including the text of the Constitution and statutes of the State of Iowa.

(1) An electronic version may include search and retrieval programming, analysis of titles and chapters, and an index and a summary index.

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(2) A print version shall include an analysis of titles and chapters, and may include an index and a summary index.

6. The Iowa Code may include all of the following:

a. A preface.

b. A description of citations to statutes.

c. Abbreviations to other publications which may be referred to in the Iowa Code.

d. Appropriate historical references or source notes.

e. An analysis of the Code by titles and chapters.

f. Other reference materials as determined by the Iowa Code editor in accordance with any policies of the legislative council.

~~7. A Code Supplement shall include all of the following:~~

~~*a.* The text of statutes of Iowa of a general and permanent nature that were enacted during the preceding regular or special session, except as provided in subsection 3; an indication of all sections repealed during that session; and any amendments to the Constitution of the State of Iowa approved by the voters since the adjournment of the previous regular session of the general assembly.~~

~~*b.* A chapter title and number for each chapter or part of a chapter included.~~

~~*c.* A comprehensive method to search and identify its contents, including the text of statutes and the Constitution of the State of Iowa.~~

~~(1) An electronic version may include search and retrieval programming and an index and a summary index.~~

~~(2) A print version may include an index and a summary index.~~

~~8.~~ 7. The Iowa Code ~~or Code Supplement~~ may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of an Iowa Code ~~or Code Supplement~~, and other reference material as determined by the Iowa Code editor in accordance with policies of the legislative council.

8. In lieu of or in addition to publishing an annual edition of the Iowa Code, the legislative services agency, in accordance with the policies of the legislative council, may publish a supplement to the Iowa Code, as necessary or desirable, in a manner similar to the publication of an annual edition of the Iowa Code.

Sec. 41. Section 2B.13, subsection 1, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The Iowa Code editor in preparing the copy for an

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1 edition of the Iowa Code ~~or Code Supplement~~ shall not
2 alter the sense, meaning, or effect of any Act of the
3 general assembly, but may:
4 Sec. 42. Section 2B.13, subsection 1, paragraph f,
5 Code 2014, is amended to read as follows:
6 *f.* Transfer, divide, or combine sections or parts
7 of sections and add or ~~amend~~ revise headnotes to
8 sections and ~~subsections~~ section subunits. Pursuant to
9 section 3.3, the headnotes are not part of the law.
10 Sec. 43. Section 2B.13, subsection 3, paragraph a,
11 Code 2014, is amended to read as follows:
12 *a.* The Iowa Code editor may, in preparing the copy
13 for an edition of the Iowa Code ~~or Code Supplement~~,
14 establish standards for and change capitalization,
15 spelling, and punctuation in any provision for purposes
16 of uniformity and consistency in language.
17 Sec. 44. Section 2B.13, subsection 4, paragraph a,
18 Code 2014, is amended to read as follows:
19 *a.* The Iowa Code editor shall seek direction
20 from the senate committee on judiciary and the house
21 committee on judiciary when making Iowa Code ~~or Code~~
22 ~~Supplement~~ changes.
23 Sec. 45. Section 2B.13, subsection 5, Code 2014, is
24 amended to read as follows:
25 5. The Iowa Code editor may prepare and publish
26 comments deemed necessary for a proper explanation
27 of the manner of ~~printing~~ publishing a section or
28 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa
29 Code editor shall maintain a record of all of the
30 corrections made under subsection 1. The Iowa Code
31 editor shall also maintain a separate record of the
32 changes made under subsection 1, paragraphs *"b"* through
33 *"h"*. The records shall be available to the public.
34 Sec. 46. Section 2B.13, subsection 7, paragraph a,
35 Code 2014, is amended to read as follows:
36 *a.* The effective date of an edition of the Iowa
37 Code or of a supplement to the Iowa Code ~~Supplement~~
38 or an edition of the Iowa administrative code is its
39 publication date. A publication date is the date the
40 publication is conclusively presumed to be complete,
41 incorporating all revisions or editorial changes.
42 Sec. 47. Section 2B.13, subsection 7, paragraph
43 b, subparagraph (1), Code 2014, is amended to read as
44 follows:
45 (1) For the Iowa Code or a supplement to the
46 Iowa Code ~~Supplement~~, the publication date is the
47 first day of the next regular session of the general
48 assembly convened pursuant to Article III, section 2,
49 of the Constitution of the State of Iowa. However,
50 the legislative services agency may establish an

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alternative publication date, which may be the date that the publication is first available to the public accessing the general assembly's internet site. The legislative services agency shall provide notice of such an alternative publication date on the general assembly's internet site.

Sec. 48. Section 2B.17, subsection 2, paragraph b, Code 2014, is amended to read as follows:

b. For statutes, the official versions of publications shall be known as the Iowa Acts, the Iowa Code, and the Code Supplement <u>for supplements for the years 1979 through 2011</u>.

Sec. 49. Section 2B.17, subsection 4, paragraph c, Code 2014, is amended to read as follows:

c. The Iowa Code shall be cited as the Iowa Code. ~~The Code Supplement~~ <u>Supplements to the Iowa Code published for the years 1979 through 2011</u> shall be cited as the Code Supplement. Subject to the legislative services agency style manual, the Iowa Code may be cited as the Code of Iowa or Code and the Code Supplement may be cited as the Iowa Code Supplement, with references identifying parts of the publication, including but not limited to title or chapter, section, or subunit of a section. If the citation refers to a past edition of the Iowa Code or Code Supplement, the citation shall identify the year of publication. <u>The legislative services agency style manual shall provide for a citation form for any supplements to the Iowa Code published after the year 2013.</u>

Sec. 50. Section 2B.18, subsection 1, Code 2014, is amended to read as follows:

1. The Iowa Code editor is the custodian of the official legal publications known as the Iowa Acts, Iowa Code, and Code Supplement <u>for supplements to the Iowa Code for the years 1979 through 2011, and for any other supplements to the Iowa Code</u>. The Iowa Code editor may attest to and authenticate any portion of such official legal publication for purposes of admitting a portion of the official legal publication in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 51. Section 3.1, subsection 1, paragraphs a and b, Code 2014, are amended to read as follows:

a. Shall refer to the numbers of the sections or chapters of the Code ~~or Code Supplement~~ to be amended or repealed, but it is not necessary to refer to the sections or chapters in the title.

b. Shall refer to the session of the general assembly and the sections and chapters of the Acts to

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be amended if the bill relates to a section or sections of an Act not appearing in the Code ~~or codified in a supplement to the Code~~.

Sec. 52. Section 3.3, Code 2014, is amended to read as follows:

3.3 Headnotes and historical references.

1. Proper headnotes may be placed at the beginning of a section of a bill or at the beginning of a Code section~~, and at the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken~~ or Code section subunit. However, except as provided for the uniform commercial code pursuant to section 554.1107, headnotes shall not be considered as part of the law as enacted.

2. At the end of a Code section there may be placed a reference to the section number of the Code, or any Iowa Act from which the matter of the Code section was taken. Historical references shall not be considered as a part of the law as enacted.

DIVISION VI

SNOWMOBILES

Sec. 53. Section 321G.3, subsection 1, Code 2014, is amended to read as follows:

1. Each snowmobile used by a resident on public land, public ice, or a designated snowmobile trail of this state shall be currently registered in this state pursuant to section 321G.4. A ~~person~~ resident shall not operate, maintain, or give permission for the operation or maintenance of a snowmobile on public land, public ice, or a designated snowmobile trail unless the snowmobile is registered in accordance with this chapter~~or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect~~. ~~A~~ The owner of a snowmobile must also ~~be issued~~ obtain a user permit in accordance with ~~this chapter~~ section 321G.4A.

Sec. 54. Section 321G.4, subsections 2 and 4, Code 2014, are amended to read as follows:

2. The owner of the snowmobile shall file an application for registration with the department through the county recorder of the county of residence~~, or in the case of a nonresident owner, in the county of primary use,~~ in the manner established by the commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in section 321G.27. A snowmobile shall not be registered by the county recorder until the county recorder is presented

with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the snowmobile or that the owner is exempt from paying the tax. A snowmobile that has an expired registration certificate from another state may be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

4. Notwithstanding subsections 1 and 2, a snowmobile ~~that is more than thirty years old~~ manufactured prior to 1984 may be registered as an antique snowmobile for a one-time fee of twenty-five dollars, which shall exempt the owner from annual registration and fee requirements for that snowmobile. However, if ownership of ~~such a~~ an antique snowmobile is transferred, the new owner shall register the snowmobile and pay the one-time fee as required under this subsection. A snowmobile may be registered under this section with only a signed bill of sale as evidence of ownership.

Sec. 55. NEW SECTION. **321G.4B Nonresident requirements —— penalties.**

1. A nonresident wishing to operate a snowmobile on public land, public ice, or a designated snowmobile trail of this state shall obtain a user permit in accordance with section 321G.4A. In addition to obtaining a user permit, a nonresident shall display a current registration decal or other evidence of registration or numbering required by the owner's state of residence unless the owner resides in a state that does not register or number snowmobiles.

2. A violation of subsection 1 is punishable as a scheduled violation under section 805.8B, subsection 2, paragraph *"a"*. When the scheduled fine is paid, the violator shall submit proof to the department that a user permit has been obtained and provide evidence of registration or numbering as required by the owner's state of residence, if applicable, to the department within thirty days of the date the fine is paid. A person who violates this section is guilty of a simple misdemeanor.

Sec. 56. Section 321G.20, Code 2014, is amended by striking the section and inserting in lieu thereof the following:

321G.20 Operation by persons under sixteen.

A person under sixteen years of age shall not operate a snowmobile on a designated snowmobile trail, public land, or public ice unless the operation is under the direct supervision of a parent, legal guardian, or another person of at least eighteen years

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1 of age authorized by the parent or guardian, who is
2 experienced in snowmobile operation and who possesses a
3 valid driver's license, as defined in section 321.1, or
4 an education certificate issued under this chapter.
5 Sec. 57. Section 321G.24, subsection 1, Code 2014,
6 is amended to read as follows:
7 1. A person ~~under eighteen~~ twelve through seventeen
8 years of age shall not operate a snowmobile on public
9 land, public ice, a designated snowmobile trail, or
10 land purchased with snowmobile registration funds
11 in this state without obtaining ~~a valid~~ an education
12 certificate approved by the department and having
13 the certificate in the person's possession, unless
14 the person is accompanied on the same snowmobile by
15 a responsible person of at least eighteen years of
16 age who is experienced in snowmobile operation and
17 possesses a valid driver's license, as defined in
18 section 321.1, or an education certificate issued under
19 this chapter.
20 Sec. 58. Section 805.8B, subsection 2, paragraph a,
21 Code 2014, is amended to read as follows:
22 *a.* For registration or user permit violations under
23 section 321G.3, subsection 1, or section 321G.4B, the
24 scheduled fine is fifty dollars.
25 DIVISION VII
26 INCOME TAX CHECKOFFS
27 Sec. 59. NEW SECTION. **422.12D Income tax checkoff**
28 **for the Iowa state fair foundation fund.**
29 1. A person who files an individual or a joint
30 income tax return with the department of revenue under
31 section 422.13 may designate one dollar or more to be
32 paid to the foundation fund of the Iowa state fair
33 foundation as established in section 173.22. If the
34 refund due on the return or the payment remitted with
35 the return is insufficient to pay the amount designated
36 by the taxpayer to the foundation fund, the amount
37 designated shall be reduced to the remaining amount
38 of the refund or the remaining amount remitted with
39 the return. The designation of a contribution to the
40 foundation fund under this section is irrevocable.
41 2. The director of revenue shall draft the income
42 tax form to allow the designation of contributions to
43 the foundation fund on the tax return. The department,
44 on or before January 31, shall transfer the total
45 amount designated on the tax form due in the preceding
46 year to the foundation fund. However, before a
47 checkoff pursuant to this section shall be permitted,
48 all liabilities on the books of the department of
49 administrative services and accounts identified
50 as owing under section 8A.504 and the political

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1 contribution allowed under section 68A.601 shall be
2 satisfied.
3 3. The Iowa state fair board may authorize payment
4 from the foundation fund for purposes of supporting
5 foundation activities.
6 4. The department of revenue shall adopt rules to
7 implement this section.
8 5. This section is subject to repeal under section
9 422.12E.
10 Sec. 60. NEW SECTION. **422.12L Joint income tax**
11 **checkoff for veterans trust fund and volunteer fire**
12 **fighter preparedness fund.**
13 1. A person who files an individual or a joint
14 income tax return with the department of revenue under
15 section 422.13 may designate one dollar or more to
16 be paid jointly to the veterans trust fund created
17 in section 35A.13 and to the volunteer fire fighter
18 preparedness fund created in section 100B.13. If the
19 refund due on the return or the payment remitted with
20 the return is insufficient to pay the additional amount
21 designated by the taxpayer, the amount designated
22 shall be reduced to the remaining amount of refund or
23 the remaining amount remitted with the return. The
24 designation of a contribution under this section is
25 irrevocable.
26 2. The director of revenue shall draft the income
27 tax form to allow the designation of contributions
28 to the veterans trust fund and to the volunteer fire
29 fighter preparedness fund as one checkoff on the
30 tax return. The department of revenue, on or before
31 January 31, shall transfer one-half of the total
32 amount designated on the tax return forms due in the
33 preceding calendar year to the veterans trust fund and
34 the remaining one-half to the volunteer fire fighter
35 preparedness fund. However, before a checkoff pursuant
36 to this section shall be permitted, all liabilities on
37 the books of the department of administrative services
38 and accounts identified as owing under section 8A.504
39 and the political contribution allowed under section
40 68A.601 shall be satisfied.
41 3. The department of revenue shall adopt rules to
42 administer this section.
43 4. This section is subject to repeal under section
44 422.12E.
45 Sec. 61. REPEAL. Sections 422.12D and 422.12L,
46 Code 2014, are repealed.
47 Sec. 62. RETROACTIVE APPLICABILITY. This division
48 of this Act applies retroactively to January 1, 2014,
49 for tax years beginning on or after that date.
50 DIVISION VIII

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COUNTY RECORDERS

Sec. 63. Section 321G.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 9A. *"Document"* means a snowmobile certificate of title, registration certificate or registration renewal, user permit, or duplicate special registration certificate issued by the county recorder's office.

Sec. 64. Section 321G.29, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new snowmobile, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used snowmobile for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled snowmobile.

Sec. 65. Section 321G.32, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

Sec. 66. Section 321I.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 10A. *"Document"* means an all-terrain vehicle certificate of title, vehicle registration or registration renewal, user permit, or duplicate special registration certificate issued by the county recorder's office.

Sec. 67. Section 321I.31, subsection 7, Code 2014, is amended to read as follows:

7. The county recorder shall maintain ~~a~~ an electronic record of any certificate of title which the county recorder issues ~~and shall keep each certificate of title on record~~ until the certificate of title has been inactive for five years. When issuing a title for a new all-terrain vehicle, the county recorder shall obtain and keep the certificate of origin on file ~~a copy of the certificate of origin~~. When issuing a title and registration for a used all-terrain vehicle for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit

for the unregistered and untitled all-terrain vehicle.

Sec. 68. Section 321I.34, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and ~~on~~ in the ~~copy in~~ electronic record maintained by the recorder's office.

Sec. 69. Section 331.602, subsection 39, Code 2014, is amended to read as follows:

39. Accept applications for passports if approved to accept such applications by the United States department of state.

Sec. 70. Section 359A.10, Code 2014, is amended to read as follows:

359A.10 Entry and record of orders.

Such orders, decisions, notices, and returns shall be entered of record at length by the township clerk, and a copy thereof certified by the township clerk to the county recorder, who shall record the same in the recorder's office in ~~a book kept for that purpose~~ the manner specified in sections 558.49 and 558.52, and index such record in the name of each adjoining owner as grantor to the other. The county recorder shall collect fees specified in section 331.604.

Sec. 71. Section 462A.5, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. The owner of the vessel shall file an application for registration with the appropriate county recorder on forms provided by the commission. The application shall be completed and signed by the owner of the vessel and shall be accompanied by the appropriate fee, and the writing fee specified in section 462A.53. Upon applying for registration, the owner shall display a bill of sale, receipt, or other satisfactory proof of ownership as provided by the rules of the commission to the county recorder. If the county recorder is not satisfied as to the ownership of the vessel or that there are no undisclosed security interests in the vessel, the county recorder may register the vessel but shall, as a condition of issuing a registration certificate, require the applicant to follow the procedure provided in section 462A.5A. Upon receipt of the application in approved form accompanied by the required fees, the county recorder shall enter it upon the records of the recorder's office and shall issue to the applicant a pocket-size registration certificate. The certificate shall be executed ~~in triplicate, one copy to be~~ and

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1 delivered to the owner~~, one copy to the commission, and~~
2 ~~one copy to be retained on file by the county recorder~~.
3 The county recorder shall maintain an electronic
4 record of each registration certificate issued by the
5 county recorder under this chapter. The registration
6 certificate shall bear the number awarded to the
7 vessel, the passenger capacity of the vessel, and the
8 name and address of the owner. In the use of all
9 vessels except nonpowered sailboats, nonpowered canoes,
10 and commercial vessels, the registration certificate
11 shall be carried either in the vessel or on the person
12 of the operator of the vessel when in use. In the
13 use of nonpowered sailboats, nonpowered canoes, or
14 commercial vessels, the registration certificate may be
15 kept on shore in accordance with rules adopted by the
16 commission. The operator shall exhibit the certificate
17 to a peace officer upon request or, when involved in an
18 occurrence of any nature with another vessel or other
19 personal property, to the owner or operator of the
20 other vessel or personal property.
21 Sec. 72. Section 462A.77, subsection 7, Code 2014,
22 is amended to read as follows:
23 7. The county recorder shall maintain ~~a~~ an
24 electronic record of ~~any~~ each certificate of title
25 ~~which~~ issued by the county recorder ~~issues and shall~~
26 ~~keep each certificate of title on record~~ under this
27 chapter until the certificate of title has been
28 inactive for five years.
29 Sec. 73. Section 462A.84, subsection 1, paragraph
30 a, Code 2014, is amended to read as follows:
31 *a.* To perfect the security interest, an application
32 for security interest must be presented along with
33 the original title. The county recorder shall note
34 the security interest on the face of the title and ~~on~~
35 in the ~~copy in~~ electronic record maintained by the
36 recorder's office.
37 DIVISION IX
38 FOSTER CARE
39 Sec. 74. Section 232.46, subsection 1, Code 2014,
40 is amended to read as follows:
41 1. *a.* At any time after the filing of a petition
42 and prior to entry of an order of adjudication
43 pursuant to section 232.47, the court may suspend the
44 proceedings on motion of the county attorney or the
45 child's counsel, enter a consent decree, and continue
46 the case under terms and conditions established by
47 the court. These terms and conditions may include
48 ~~prohibiting a~~ any of the following:
49 (1) Prohibiting the child from driving a motor
50 vehicle for a specified period of time or under

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specific circumstances~~, or the supervision~~. The court shall notify the department of transportation of an order prohibiting the child from driving.

(2) Supervision of the child by a juvenile court officer or other agency or person designated by the court~~, and may include the requirement that the child perform~~.

(3) The performance of a work assignment of value to the state or to the public ~~or make~~ making restitution consisting of a monetary payment to the victim or a work assignment directly of value to the victim. ~~The court shall notify the state department of transportation of an order prohibiting the child from driving.~~

(4) Placement of the child in a group or family foster care setting, if the court makes a determination that such a placement is the least restrictive option.

b. A child's need for shelter placement or for inpatient mental health or substance abuse treatment does not preclude entry or continued execution of a consent decree.

Sec. 75. Section 234.35, subsection 1, paragraph e, Code 2014, is amended to read as follows:

e. When a court has entered an order transferring the legal custody of the child to a foster care placement pursuant to section 232.46, section 232.52, subsection 2, paragraph *"d"*, or section 232.102, subsection 1. However, payment for a group foster care placement shall be limited to those placements which conform to a service area group foster care plan established pursuant to section 232.143.

DIVISION X

SOLAR TAX CREDITS

Sec. 76. 2014 Iowa Acts, Senate File 2340, if enacted, is amended by adding the following new section:

Sec. ___. Section 422.33, subsection 29, paragraph a, Code 2014, is amended to read as follows:

a. The taxes imposed under this division shall be reduced by a solar energy system tax credit equal to ~~fifty~~ sixty percent of the federal energy credit related to solar energy systems provided in section ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of the Internal Revenue Code, not to exceed ~~fifteen~~ twenty thousand dollars.

Sec. 77. Section 422.11L, subsection 1, paragraphs a and b, as amended by 2014 Iowa Acts, Senate File 2340, section 1, if enacted, is amended to read as follows:

a. Sixty percent of the federal residential energy

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1 efficient property credit related to solar energy
2 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)
3 of the Internal Revenue Code, not to exceed five
4 thousand dollars.
5 *b.* Sixty percent of the federal energy credit
6 related to solar energy systems provided in section
7 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
8 of the Internal Revenue Code, not to exceed twenty
9 thousand dollars.
10 Sec. 78. Section 422.60, subsection 12, paragraph
11 a, as enacted by 2014 Iowa Acts, House File 2438,
12 section 27, is amended to read as follows:
13 *a.* The taxes imposed under this division shall
14 be reduced by a solar energy system tax credit equal
15 to ~~fifty~~ sixty percent of the federal energy credit
16 related to solar energy systems provided in section ~~48~~
17 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
18 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
19 thousand dollars.
20 Sec. 79. EFFECTIVE UPON ENACTMENT. The following
21 provision or provisions of this division of this Act,
22 being deemed of immediate importance, take effect upon
23 enactment:
24 1. The section amending section 422.33, subsection
25 29, paragraph "a".
26 2. The section amending section 422.11L, subsection
27 1, paragraphs "a" and "b".
28 3. The section amending section 422.60, subsection
29 12, paragraph "a".
30 Sec. 80. RETROACTIVE APPLICABILITY. The following
31 provision or provisions of this division of this Act
32 apply retroactively to January 1, 2014, for tax years
33 beginning on or after that date:
34 1. The section of this Act amending section 422.33,
35 subsection 29, paragraph "a".
36 2. The section of this Act amending section
37 422.11L, subsection 1, paragraphs "a" and "b".
38 3. The section of this Act amending section 422.60,
39 subsection 12, paragraph "a".
40 DIVISION XI
41 ACCOUNT FOR HEALTH CARE TRANSFORMATION
42 Sec. 81. ACCOUNT FOR HEALTH CARE TRANSFORMATION
43 —— FY 2013-2014. As of December 31, 2013, any funds
44 remaining in the account for health care transformation
45 created in section 249J.23, Code 2013, shall revert to
46 the general fund of the state.
47 Sec. 82. IOWACARE ACCOUNT. Until June 30, 2015,
48 any funds remaining in the IowaCare account created in
49 section 249J.24, Code 2013, shall remain available and
50 are appropriated to the department of human services

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1 for the payment of valid claims.
2 Sec. 83. IMMEDIATE EFFECTIVE DATE. This division
3 of this Act, being deemed of immediate importance,
4 takes effect upon enactment.
5 Sec. 84. RETROACTIVE APPLICABILITY. The
6 following sections of this division of this Act apply
7 retroactively to July 1, 2013:
8 1. The section relating to the reversion of funds
9 remaining in the account for health care transformation
10 to the general fund of the state.
11 2. The section relating to availability and
12 appropriation of the funds remaining in the IowaCare
13 account.
14 DIVISION XII
15 FLOOD MITIGATION
16 Sec. 85. Section 28F.12, Code 2014, is amended to
17 read as follows:
18 **28F.12 Additional powers of the entity.**
19 If the entity is comprised solely of cities,
20 counties, and sanitary districts established under
21 chapter 358 or any combination thereof, the entity
22 shall have in addition to all the powers enumerated
23 in this chapter, the powers which a county has with
24 respect to solid waste disposal projects <u>and the powers</u>
25 <u>which a governmental entity established under chapter</u>
26 <u>418 has with respect to projects undertaken under</u>
27 <u>chapter 418</u>.
28 Sec. 86. Section 418.1, subsection 4, paragraph c,
29 unnumbered paragraph 1, Code 2014, is amended to read
30 as follows:
31 A joint board or other legal or administrative
32 entity established or designated in an agreement
33 pursuant to chapter 28E <u>or chapter 28F</u> between any of
34 the following:
35 Sec. 87. Section 418.1, subsection 4, paragraph
36 c, Code 2014, is amended by adding the following new
37 subparagraph:
38 <u>NEW SUBPARAGRAPH.</u> (4) One or more counties, one or
39 more cities that are located in whole or in part within
40 those counties, and a sanitary district established
41 under chapter 358 or a combined water and sanitary
42 district established under chapter 357 or 358 located
43 in whole or in part within those counties.
44 Sec. 88. Section 418.11, subsection 3, paragraph c,
45 Code 2014, is amended to read as follows:
46 *c.* For projects approved for a governmental entity
47 as defined in section 418.1, subsection 4, paragraph
48 *"c"*, the area used to determine the sales tax increment
49 shall include the incorporated areas of each city that
50 is participating in the chapter 28E agreement, the

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1 unincorporated areas of ~~the~~ each participating county,
2 ~~and~~ the area of any participating drainage district not
3 otherwise included in the areas of the participating
4 cities or county, and the area of any participating
5 sanitary district or combined water and sanitary
6 district not otherwise included in the areas of the
7 participating cities or county, as applicable.
8 Sec. 89. Section 418.12, subsection 5, Code 2014,
9 is amended to read as follows:
10 5. If the department of revenue determines that
11 the revenue accruing to the fund or accounts within
12 the fund exceeds ~~thirty million dollars or exceeds~~
13 the amount necessary for the purposes of this chapter
14 ~~if the amount necessary is less than thirty million~~
15 ~~dollars, then~~, as limited by subsection 4, paragraph
16 *"a"*, those excess moneys shall be credited by the
17 department of revenue for deposit in the general fund
18 of the state.
19 Sec. 90. Section 418.14, subsection 3, paragraph a,
20 Code 2014, is amended to read as follows:
21 *a.* Except as otherwise provided in this section,
22 bonds issued pursuant to this section shall not be
23 subject to the provisions of any other law or charter
24 relating to the authorization, issuance, or sale of
25 bonds. Bonds issued under this section shall not limit
26 or restrict the authority of a governmental entity as
27 defined in section 418.1, subsection 4, paragraphs
28 *"a"* and *"b"*, or a city, county, or ~~drainage~~ special
29 district participating in a governmental entity as
30 defined in section 418.1, subsection 4, paragraph *"c"*,
31 to issue bonds for the project under other provisions
32 of the Code.
33 Sec. 91. Section 418.15, subsection 4, Code 2014,
34 is amended to read as follows:
35 4. All property and improvements acquired by
36 a governmental entity as defined in section 418.1,
37 subsection 4, paragraph *"c"*, relating to a project
38 shall be transferred to the county, city, or ~~drainage~~
39 special district designated in the chapter 28E
40 agreement to receive such property and improvements.
41 The county, city, or ~~drainage~~ special district to which
42 such property or improvements are transferred shall,
43 unless otherwise provided in the chapter 28E agreement,
44 be solely responsible for the ongoing maintenance and
45 support of such property and improvements.
46 Sec. 92. EFFECTIVE UPON ENACTMENT. This division
47 of this Act, being deemed of immediate importance,
48 takes effect upon enactment.>
49 ___. Title page, by striking lines 1 through 3
50 and inserting <An Act relating to state and local

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1 finances by making appropriations, providing for fees,
2 providing for legal responsibilities, and providing for
3 regulatory requirements, taxation, and other properly
4 related matters, and including penalties and effective
5 date and retroactive applicability provisions.>>

SODERBERG of Plymouth

CONFERENCE COMMITTEE REPORTS

HOUSE FILE 381

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 381, a bill for an Act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1285.

2. That House File 381, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 1, before line 1 by inserting:

<Section 1. Section 99D.7, subsection 5, paragraph b, Code 2014, is amended to read as follows:

b. The commission shall, beginning January 1, 2012, regulate the purse structure for all horse racing so that seventy-six percent is designated for thoroughbred racing, fifteen and one-quarter percent is designated for quarter horse racing, and eight and ~~three-quarter~~ <u>three-quarters</u> percent is designated for standardbred racing. The purse moneys designated for standardbred racing may only be used to support standardbred harness racing purses<u>, breeder's awards, or expenses</u> at the state fair, county fairs, or other harness racing tracks approved by the commission, or for the maintenance<u>, construction,</u> or repair of harness racing tracks <u>located in Iowa and</u> at the fairgrounds for such fairs or other harness racing tracks <u>located in Iowa and</u> approved by the commission. The horse racetrack in Polk county shall not provide funding to support standardbred racing at such county fairs that is not otherwise provided for in this paragraph.

Sec. ___. Section 99D.11, subsection 6, paragraph c, subparagraph (4), Code 2013, is amended to read as follows:

(4) An unlicensed advance deposit wagering operator or an individual taking or receiving wagers from residents of this state ~~on races conducted at the horse racetrack located in Polk county~~ is guilty of a class "D" felony.>

2. Page 1, line 1, by striking <2013> and inserting <2014>

3. Title page, line 1, after <concerning> by inserting <horse racing, including the use of purse moneys for harness racing, advance deposit wagering, and>

4. By renumbering as necessary.

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
QUENTIN STANERSON, CHAIR	JEFF DANIELSON, CHAIR
DENNIS COHOON	RICK BERTRAND
BRUCE HUNTER	TOD R. BOWMAN
JEFF SMITH	WALLY E. HORN
GUY VANDER LINDEN	CHARLES SCHNEIDER

HOUSE FILE 398

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 398, a bill for an Act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, respectfully make the following report:

1. That the House recedes from its amendment, S-5194.
2. That the Senate recedes from its amendment, H-8369.
3. That House File 398, as passed by the House, is amended to read as follows:

1. By striking everything after the enacting clause and inserting:

<Section 1. Section 522B.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 12A. "Policy owner" means a person who is identified as the legal owner of an insurance policy or contract under the terms of the insurance policy or contract, or who is otherwise vested with legal title to the insurance policy or contract through a valid assignment completed in accordance with the terms of the insurance policy or contract and is properly recorded as the legal owner of the policy or contract in the records of the insurer. "Policy owner" does not include a person who has a mere beneficial interest in an insurance policy or contract.

Sec. 2. Section 522B.11, subsection 7, Code 2014, is amended by adding the following new paragraphs:

NEW PARAGRAPH. c. Notwithstanding the holding in Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d 91 (Iowa 2012), an insurance producer, while acting within the scope and course of the license provided for by this chapter, is not in the business of supplying information to others unless the requirements of paragraph "a" relating to expanded duties and responsibilities are met.

NEW PARAGRAPH. d. Neither an insurance producer nor an insurer has a duty to change the beneficiary of an insurance policy or contract unless clear written evidence of the policy owner's intent to change a beneficiary of the policy or contract is presented to the insurance producer or insurer in the manner required by the policy or contract prior to the payment of any insurance benefits under the policy or contract.

Such evidence shall be provided in the same manner as a claim for benefits under the policy or contract.

NEW PARAGRAPH. e. Notwithstanding the holding in St. Malachy Roman Catholic Congregation v. Ingram, 841 N.W.2d 338 (Iowa 2013), an insurance producer owes any duties and responsibilities referred to in this subsection only to the policy owner, the person in privity of contract with the insurance producer, and the principal in the agency relationship with the insurance producer.>

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CHIP BALTIMORE, CHAIR	BILL ANDERSON
PETER COWNIE	RANDY FEENSTRA
MEGAN HESS	MICHAEL E. GRONSTAL

HOUSE FILE 2450

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2450, a bill for an Act relating to appropriations to the justice system and including effective date provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8277.

2. That House File 2450, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 2, line 14, by striking <6,337,024> and inserting <6,734,400>

2. Page 2, after line 25 by inserting:

<Notwithstanding section 8.33, moneys appropriated in this paragraph "b" that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.>

3. Page 4, line 10, by striking <42,655,684> and inserting <43,021,602>

4. Page 4, line 15, by striking <33,344,253> and inserting <33,668,253>

5. Page 4, line 23, by striking <59,132,786> and inserting <59,408,092>

6. Page 4, line 28, by striking <27,464,108> and inserting <27,572,108>

7. Page 4, line 33, by striking <24,982,135> and inserting <25,360,135>

8. Page 5, line 3, by striking <9,728,353> and inserting <9,836,353>

9. Page 5, line 8, by striking <25,717,430> and inserting <25,933,430>

10. Page 5, line 18, by striking <21,937,970> and inserting

<22,045,970>

11. Page 5, line 23, by striking <29,989,648> and inserting <30,097,648>

12. Page 6, after line 35 by inserting:

<c. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not, except as otherwise provided in paragraph "b", enter into a new contract, unless the contract is a renewal of an existing contract, for the expenditure of moneys in excess of $100,000 during the fiscal year beginning July 1, 2014, for the privatization of services performed by the department using state employees as of July 1, 2014, or for the privatization of new services by the department without prior consultation with any applicable state employee organization affected by the proposed new contract and prior notification of the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system.

d. It is the intent of the general assembly that the department of corrections add additional correctional officer positions to the current number of correctional officer positions as of July 1, 2014.>

13. Page 8, line 26, by striking <14,653,677> and inserting <14,753,977>

14. Page 8, after line 26 by inserting:

<It is the intent of the general assembly that the first judicial district department of correctional services maintain the drug courts operated by the district department.>

15. Page 8, line 30, by striking <11,098,361> and inserting <11,500,661>

16. Page 8, after line 30 by inserting:

<It is the intent of the general assembly that the second judicial district department of correctional services establish and maintain two drug courts to be operated by the district department.>

17. Page 9, line 8, by striking <19,817,516> and inserting <20,304,616>

18. Page 9, after line 8 by inserting:

<It is the intent of the general assembly that the fifth judicial district department of correctional services maintain the drug court operated by the district department.>

19. Page 9, after line 12 by inserting:

<It is the intent of the general assembly that the sixth judicial district department of correctional services maintain the drug court operated by the district department.>

20. Page 9, line 16, by striking <7,745,173> and inserting <7,856,873>

21. Page 9, after line 16 by inserting:

<It is the intent of the general assembly that the seventh judicial district department of correctional services maintain the drug court operated by the district department.>

22. Page 13, line 4, by striking <2,629,623> and inserting

<2,229,623>

23. Page 15, line 17, by striking <61,645,291> and inserting <60,920,291>

24. Page 15, after line 23 by inserting:

<It is the intent of the general assembly that the division of state patrol implement the endangered persons advisory alert system.>

25. Page 16, by striking lines 24 through 27.

26. Page 18, line 22, by striking <1,100,105> and inserting <1,260,105>

27. By striking page 19, line 9, through page 21, line 16, and inserting:

<Sec. ___. Section 13.2, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. o. Submit a report by January 15 of each year to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system, to the executive council, and to the legislative services agency detailing the amount of annual money receipts generated by each settlement or judgment in excess of two hundred fifty thousand dollars collected pursuant to legal proceedings under chapters 455B, 553, and 714. The report shall include the name of the civil or criminal case involved, the court of jurisdiction, the settlement amount including the state's share of the settlement, the name of the fund in which the receipts were deposited, and the planned use of the moneys.

Sec. ___. NEW SECTION. 13.32 Victim assistance grant programs — annual report.

1. a. The department of justice shall compile an annual report relating to the victim assistance grant programs administered under section 13.31, subsections 1, 3, 4, and 6, which shall include all of the following:

(1) A mission statement and table of organization of the department of justice relating to the victim assistance grant programs, a program summary and statistics, including but not limited to sources and uses of funds and the numbers of victims served.

(2) An itemization of out-of-state travel expenses incurred by an employee of the department of justice and an itemization of such travel paid to a contractor.

(3) An itemization of overtime paid to an employee of the department or a contractor.

(4) An itemization of any bonuses paid to an employee of the department or a contractor.

(5) A summary of expenditures reimbursed through the programs including but not limited to compensation paid to nonprofit organizations for travel and training expenses, utilities, payroll, benefits, equipment repairs and maintenance, rent, communications, advertising, supplies, insurance, and other direct expenses.

b. The report shall be provided to the co-chairpersons and ranking members of the joint appropriations subcommittee on

the justice system, the governor, and the legislative services agency by January 15, 2015, and each January 15 thereafter.

2. The department of justice shall adopt rules to administer claims for victim assistance grants described in subsection 1. The rules shall standardize the claim forms for contractors including designating a place on the form for an itemization of services provided, mileage incurred, and expenses incurred. The rules shall further specify that the department of justice shall process the claims through the grants enterprise management office.

Sec. ___. Section 80B.5, Code 2014, is amended to read as follows:

80B.5 Administration — director — deputy director.

1. The administration of this chapter shall be vested in the office of the governor. ~~A~~ Except for the director and deputy director of the academy ~~and such~~, the staff as may be necessary for it to function shall be employed pursuant to the Iowa merit system.

2. The director of the academy shall be appointed by the governor, subject to confirmation by the senate, to serve at the pleasure of the governor, and the director may employ a deputy director.

Sec. ___. Section 97B.49B, subsection 1, paragraph e, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (13) An employee of a judicial district department of correctional services whose condition of employment requires the employee to be certified by the Iowa law enforcement academy and who is required to perform the duties of a parole officer as provided in section 906.2.

Sec. ___. CONSUMER EDUCATION AND LITIGATION FUND. Notwithstanding section 714.16C, for each fiscal year of the period beginning July 1, 2014, and ending June 30, 2016, the annual appropriations in section 714.16C, are increased from $1,125,000 to $1,875,000, and $75,000 to $125,000 respectively.

Sec. ___. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition made to any appropriation provided in this Act, moneys appropriated and any other moneys available for use by the entity to which the appropriation is made under this Act shall not be used for the payment of a personnel settlement agreement between that entity and a state employee that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

Sec. ___. EFFECTIVE DATE. The following provision of this division of this Act takes effect January 1, 2015:

1. The section enacting new section 13.32.

Sec. ___. EFFECTIVE UPON ENACTMENT. The following provision of this division of this Act, being deemed of immediate importance, takes effect upon enactment:

1. The section amending section 80B.5.>

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
GARY WORTHAN, CHAIR	THOMAS G. COURTNEY, CHAIR
MARTI ANDERSON	JULIAN GARRETT
STAN GUSTAFSON	ROBERT M. HOGG
MEGAN HESS	RICH TAYLOR
TODD TAYLOR	

HOUSE FILE 2458

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2458, a bill for an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8283.

2. That House File 2458, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 1, line 17, by striking <17,605,492> and inserting <17,655,492>

2. Page 1, line 24, by striking <238,000> and inserting <288,000>

3. Page 7, by striking lines 18 through 23 and inserting <quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.>

4. Page 8, line 4, by striking <permeable> and inserting <permeable or pervious>

5. Page 8, line 27, by striking <1,500,000> and inserting <1,325,000>

6. Page 11, line 26, by striking <comprehensive> and inserting <comprehensive petroleum>

7. Page 12, line 35, by striking <200,000> and inserting <450,000>

8. Page 13, by striking lines 6 through 31.

9. Page 16, line 35, by striking <7,375,000> and inserting <6,750,000>

10. Page 18, line 2, by striking <800,000> and inserting <600,000>

11. Page 18, line 4, by striking <$600,000> and inserting <$450,000>

12. Page 18, line 10, by striking <$200,000> and inserting <$150,000>

13. Page 18, by striking lines 15 through 25.

14. Page 19, line 8, by striking <4,610,000> and inserting

<6,135,000>

15. Page 20, after line 22 by inserting:

<10A. FORESTRY HEALTH MANAGEMENT PROGRAMS

For purposes of providing forestry health management programs:

..... $ 50,000>

16. By striking page 22, line 12, through page 24, line 4.

17. Page 24, line 28, by striking <PERSONAL> and inserting <PERSONNEL>

18. By striking page 25, line 18, through page 33, line 24, and inserting:

<DIVISION ___

RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014

WATER QUALITY INITIATIVE — CONFIDENTIALITY

Sec. ___. NEW SECTION. 466B.49 Confidentiality of information.

Any information received, collected, or held under this subchapter is a confidential record, and is exempted from public access as provided in section 22.7, if all of the following apply:

1. The information is received, collected, or held by a nonprofit organization that conducts nutrient management research, including but not limited to conducting evaluations, assessments, or validations.

2. The information identifies any of the following:

a. A person who holds a legal interest in agricultural land or who has previously held a legal interest in agricultural land.

b. A person who is involved or who has previously been involved in managing the agricultural land or producing crops or livestock on the agricultural land.

c. The identifiable location of the agricultural land.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION ___

RECREATIONAL LAKE AND WATER QUALITY DISTRICTS

Sec. ___. NEW SECTION. 357E.15 Exemption from taxation — refunds.

1. The property and facilities of a district shall not be taxable in any manner by the state or any of its political subdivisions.

2. A district is a tax-certifying body for purposes of section 423.4, subsection 1.

Sec. ___. Section 427.1, subsection 2, Code 2014, is amended to read as follows:

2. Municipal and military property. The property of a county, township, city, school corporation, levee district, drainage district, district organized under chapter 357E, or the Iowa national guard, when devoted to public use and not held for pecuniary profit, except property of a municipally owned electric utility held under joint ownership and property

of an electric power facility financed under chapter 28F or 476A that shall be subject to taxation under chapter 437A and facilities of a municipal utility that are used for the provision of local exchange services pursuant to chapter 476, but only to the extent such facilities are used to provide such services, which shall be subject to taxation under chapter 433, except that section 433.11 shall not apply. The exemption for property owned by a city or county also applies to property which is operated by a city or county as a library, art gallery or museum, conservatory, botanical garden or display, observatory or science museum, or as a location for holding athletic contests, sports or entertainment events, expositions, meetings or conventions, or leased from the city or county for any such purposes, or leased from the city or county by the Iowa national guard or by a federal agency for the benefit of the Iowa national guard when devoted for public use and not for pecuniary profit. Food and beverages may be served at the events or locations without affecting the exemptions, provided the city has approved the serving of food and beverages on the property if the property is owned by the city or the county has approved the serving of food and beverages on the property if the property is owned by the county. The exemption for property owned by a city or county also applies to property which is located at an airport and leased to a fixed base operator providing aeronautical services to the public.

Sec. ___. IMPLEMENTATION OF ACT. Section 25B.7 does not apply to the property tax exemption established in this division of this Act.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. ___. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2014, for property tax assessment years beginning on or after that date.

Sec. ___. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2014, for sales and use tax paid on or after that date.

DIVISION ___
REPEAL

Sec. ___. REPEAL. 2013 Iowa Acts, chapter 132, section 44, is repealed.>

19. Title page, by striking lines 1 through 5 and inserting <An Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, providing for taxable property, making related statutory changes, and including effective date and retroactive applicability provisions.>

20. By renumbering as necessary.

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
JACK DRAKE, CHAIR	DENNIS H. BLACK, CHAIR
BRUCE BEARINGER	DICK L. DEARDEN
JARAD KLEIN	MARY JO WILHELM
FRANK WOOD	

HOUSE FILE 2463

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2463, a bill for an Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8289.

2. That House File 2463, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 1, line 22, by striking <10,606,066> and inserting <11,419,732>

2. Page 1, line 23, by striking <28.00> and inserting <~~28.00~~ 31.00>

3. Page 3, line 1, by striking <subsection> and inserting <~~subsection~~ section>

4. Page 3, after line 4 by inserting:

<7. Of the funds appropriated in this section, $813,666 shall be used for the purposes of chapter 231E and section 231.56A, of which $288,666 shall be used to fund the initial reestablishment of the office of substitute decision maker pursuant to chapter 231E, and the remainder shall be distributed equally to the area agencies on aging to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. {3001 et seq., as amended.

8. The department on aging shall analyze the meal programs coordinated through the area agencies on aging and shall submit its findings by December 15, 2014, to the persons designated in this Act for submission of reports.>

5. Page 3, line 19, by striking <821,707> and inserting <929,315>

6. Page 3, line 21, by striking <11.00> and inserting <12.00>

7. Page 3, after line 27 by inserting:

<3. Of the funds appropriated in this section, $107,608 shall be used to provide a discharge specialist to assist residents and tenants with voluntary and involuntary discharges and evictions from health care facilities, elder group homes,

and assisted living programs.>

8. Page 4, line 9, by striking <27,088,690> and inserting <27,263,690>

9. Page 4, line 12, by striking <5,073,361> and inserting <5,173,361>

10. Page 8, after line 16 by inserting:

<f. The department of public health shall engage stakeholders to review reimbursement provisions applicable to substance-related disorder providers. The issues considered shall include but not be limited to the adequacy of the reimbursement provisions, whether it is appropriate to rebase reimbursement, equity of the reimbursement provisions as compared to the reimbursement methodologies used for providers of similar behavioral health services, and the effect of health coverage expansion through the Iowa health and wellness plan on such providers. The department shall report its findings and recommendations to the general assembly on or before December 15, 2014.>

11. Page 8, line 23, by striking <3,671,602> and inserting <4,046,602>

12. Page 9, line 5, by striking <1,327,887> and inserting <1,627,887>

13. Page 10, line 4, by striking <137,768> and inserting <162,768>

14. Page 10, after line 31 by inserting:

<j. In preparation for the completion of the youth and young adult suicide prevention program (Y-YASP) project funded through the federal Garrett Lee Smith youth suicide prevention grant awarded to the department of public health, the department of public health and the department of education shall submit recommendations by December 15, 2014, to the governor and the general assembly regarding options for continuing the foundation established by the project beyond the project's completion.

k. Of the funds appropriated in this subsection, $50,000 shall be used to support the Iowa effort to address the survey of children who experience adverse childhood experiences known as ACEs.>

15. Page 11, line 2, by striking <5,040,692> and inserting <5,155,692>

16. Page 11, by striking lines 14 through 16 and inserting <basis. Of the amount allocated in this paragraph, ~~$47,500~~ $95,000 shall be used to fund one full-time equivalent position to serve as the state brain injury ~~service~~ services program manager.>

17. Page 11, line 23, by striking <$99,823> and inserting <$149,823>

18. Page 11, line 27, after <families.> by inserting <The amount allocated in this paragraph in excess of $100,000 shall be matched dollar for dollar by the organization specified.>

19. Page 12, line 32, by striking <175,263> and inserting <215,263>

20. Page 12, after line 35 by inserting:
<l. Of the funds appropriated in this subsection, $25,000 shall be used for implementation of chapter 124D, the medical cannabidiol Act, or other provision authorizing the compassionate medical use of cannabidiol, if enacted by the 2014 regular session of the eighty-fifth general assembly. If no such enactment occurs, the funding allocated by this lettered paragraph shall be transferred to the allocation made in this 2014 Act to implement reductions in the waiting lists of all medical assistance home and community-based services waivers to be used as specified in that allocation.>
21. Page 13, line 6, by striking <9,284,436> and inserting <8,737,910>
22. Page 15, by striking lines 30 through 33 and inserting:
<(8) For continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109:
..... $ ~~189,237~~
378,474>
23. Page 16, line 13, by striking <175,900> and inserting <213,400>
24. Page 16, line 19, by striking <178,875> and inserting <216,375>
25. Page 17, line 10, by striking <150,000> and inserting <250,000>
26. Page 17, line 34, by striking <p.> and inserting <p. (1)>
27. Page 18, after line 18 by inserting:
<(2) The department of human services shall work with the Iowa collaborative safety net provider network and the Iowa primary care association to develop a long-term sustainability plan for the statewide regionally based network to provide the integrated approach to health care delivery as described in this lettered paragraph. The department shall pursue any appropriate payment mechanisms available such as a Medicaid program state plan amendment, Medicaid program waiver, state innovation model funding, or other funding through the centers for Medicare and Medicaid services of the United States department of health and human services to provide options for long-term sustainability by incorporating funding of the network into any such appropriate payment mechanism.>
28. Page 18, line 20, by striking <3,000,000> and inserting <2,000,000>
29. Page 18, by striking lines 25 through 30 and inserting <as specified in section 135.176. However, notwithstanding any provision to the contrary in section 135.176, priority in the awarding of grants shall be given to sponsors that propose preference in the use of the grant funds for psychiatric residency positions and family practice residency positions.>
30. Page 19, by striking lines 3 through 10.
31. Page 20, line 4, by striking <3,420,027> and inserting <3,287,127>

32. Page 20, by striking lines 33 and 34.

33. By striking page 21, line 14, through page 22, line 13, and inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 1, is amended to read as follows:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ ~~546,754~~
1,095,951
..... FTEs 13.00

IOWA VETERANS HOME

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 2, unnumbered paragraph 1, is amended to read as follows:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ ~~3,762,857~~
7,594,996

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 2, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

Sec. ___. 2013 Iowa Acts, chapter 138, section 134, subsection 3, is amended to read as follows:>

34. By striking page 24, line 25, through page 25, line 32.

35. Page 25, line 33, by striking <c.> and inserting <b.>

36. Page 29, line 17, by striking <6,042,834> and inserting <6,192,834>

37. Page 31, line 26, by striking <48,503,875> and inserting <48,693,875>

38. Page 31, line 30, by striking <3,163,854> and inserting <3,313,854>

39. Page 32, line 33, by striking <40,000> and inserting <80,000>

40. Page 33, line 3, after <responsibility> by inserting <headquartered>

41. Page 33, line 7, before <fatherhood> by inserting <multi-county>

42. Page 35, line 7, by striking <1,248,320,932> and inserting <1,250,658,393>

43. Page 36, line 10, by striking <$5,151,477> and inserting <$6,000,000>

44. Page 36, by striking lines 12 through 14 and inserting <community-based services waivers.>

45. Page 36, after line 27 by inserting:

<NEW SUBSECTION. 24. If authorized by the centers for Medicare and Medicaid services of the United States department of health and human services, the department of human services shall expand hospital presumptive eligibility as authorized under 42 C.F.R {435.1110, to include other provider types as

qualified entities, including but not limited to federally qualified health centers, upon a center's or other entity's request.>

46. Page 39, by striking lines 21 through 29.

47. Page 40, line 4, by striking <45,622,828> and inserting <47,132,080>

48. Page 40, line 6, by striking <37,903,401> and inserting <39,412,653>

49. Page 42, after line 26 by inserting:

<12. Of the funds appropriated in this section, $100,000 is transferred to the department of public health to be used for a program to assist parents in this state with costs resulting from the death of a child in accordance with this subsection. If it is less costly than administering the program directly, the department shall issue a request for proposals and issue a grant to an appropriate organization to administer the program.

a. The program funding shall be used to assist parents who reside in this state with costs incurred for a funeral, burial or cremation, cemetery costs, or grave marker costs associated with the unintended death of a child of the parent or a child under the care of a guardian or custodian. The department shall consider the following eligibility factors in developing program requirements:

(1) The child was a stillborn infant or was less than age eighteen at the time of death.

(2) The request for assistance was approved by the local board or department of health or the county general assistance director and may have been referred by a local funeral home.

(3) To be eligible, the parent, guardian, or custodian must have an annual household income that is less than 145 percent of the federal poverty level based on the number of people in the applicant's household as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

(4) The maximum amount of grant assistance provided to a parent, guardian, or custodian associated with the death of a child is $2,000. If the death is a multiple death and the infants or children are being cremated, or buried together, the same limitation applies.

(5) To the extent the overall amount of assistance received by a recipient for the costs addressed under this subsection does not exceed the overall total of the costs, the recipient may receive other public or private assistance in addition to grant assistance under this section.

b. Notwithstanding section 8.33, moneys transferred by this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until expended.>

50. Page 43, line 5, by striking <788,531> and inserting <507,766>

51. Page 43, line 17, by striking <11,500,098> and inserting <12,358,285>

52. Page 43, after line 24 by inserting:
<Of the funds appropriated in this subsection, $858,187 shall be used for follow-up services identified by a juvenile court officer in conjunction with the state training school to support children who were placed at a state training school and remain under the jurisdiction of the state court and for expansion of the preparation for adult living program in accordance with section 234.46 as amended by this 2014 Act. The department shall contract for administration of the expansion. Of the amount allocated in this paragraph, $90,000 shall be used for the costs of implementing the youth council approach, known as achieving maximum potential, to provide a support network to males placed at the training school at Eldora.>
53. Page 44, by striking lines 6 through 10 and inserting
<child in need of assistance:
..... $ 2,000,000
1. The funds appropriated in this section>
54. Page 44, by striking lines 15 through 20.
55. Page 44, line 24, after <girls> by inserting <and boys and girls and boys adjudicated as a child in need of assistance who are hard-to-place>
56. Page 44, line 28, after <facilities;> by inserting <the efforts made by and with private providers to ensure the providers can provide adequate services to children adjudicated delinquent or as a child in need of assistance who are hard-to-place;>
57. Page 44, line 29, after <necessary.> by inserting <The department shall engage with representatives designated by the chief juvenile court officers, by the division of criminal and juvenile justice planning of the department of human rights, and by the coalition for family and children's services in Iowa to develop and implement a tracking information system concerning the children adjudicated as delinquent or as a child in need of assistance under chapter 232. The purpose of the system is to identify the outcomes experienced by the children during and immediately following placement in an out-of-home setting and during the two-year period following a child's last such placement. The information shall include but is not limited to demographic information, the types of criminal activity and behavioral health characteristics that contributed to or resulted in the adjudication, the other interventions provided to the children and their families before, during, and after placement, the status of the children following placement, and identification of any patterns identified from the data. The department shall report the data to the general assembly and the governor on or before December 15, 2014, and annually on December 15 thereafter, and at other times upon request.>
58. Page 45, line 15, by striking <95,535,703> and inserting <94,857,554>
59. Page 45, line 32, by striking <36,967,216> and inserting

<35,745,187>

60. Page 51, line 32, by striking <110,000> and inserting <135,000>

61. Page 52, line 6, by striking <$160,000> and inserting <$110,000>

62. Page 52, after line 16 by inserting:

<28. The department shall perform a review of the feasibility of and benefits associated with expanding foster care, kinship guardianships, and subsidized adoptions to be available on a voluntary basis to young adults who become age 18 while receiving child welfare services. The purpose of the review is to determine the extent to which the expansion is covered under the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and would draw additional federal support under the Title IV-E of the federal Social Security Act, allow the state to expand the preparation for adult living program to additional young adults, and enhance the services and supports available under the program. The department shall engage national and state experts in structuring such programs under the federal fostering connections Act in addition to young persons with experience in the state's foster care system in performing the review. If the department determines the expansion can be implemented within existing state appropriations and produces additional benefits for the young adults who would be served under the expansion, the department may implement changes to expand the availability of foster care, kinship guardianships, and subsidized adoptions for eligible young adults who become age 21.>

63. Page 57, line 26, by striking <66,670,976> and inserting <65,170,976>

64. Page 58, line 20, by striking <16,304,602> and inserting <16,072,302>

65. Page 58, line 26, by striking <$132,300> and inserting <$150,000>

66. Page 59, by striking line 21 and inserting <exceed ~~$268,712,511~~ $284,128,824. Of this amount, not more than $1,250,000 shall be used for reimbursement of nursing facilities to supplement the shortfall attributable to the rebasing of nursing facility rates in accordance with this 2013 Act, section 29, subsection 1, paragraph "a", subparagraph (2), beginning July 1, 2014.>

67. Page 61, line 13, by striking <2014> and inserting <~~2014~~ 2015>

68. Page 61, after line 31 by inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 159, subsection 1, paragraph q, is amended to read as follows:

q. For the fiscal year beginning July 1, 2014, the reimbursement rate for emergency medical service providers shall be increased by 10 percent over the ~~rate~~ rates in effect on June 30, 2014.>

69. Page 62, lines 10 and 11, by striking <For the fiscal

year beginning> and inserting <Effective>

70. Page 62, lines 18 and 19, by striking <for the fiscal year beginning> and inserting <effective>

71. By striking page 62, line 22, through page 63, line 3, and inserting:

<(1) For service level, community - D1, the daily rate shall be at least $84.17.

(2) For service level, comprehensive - D2, the daily rate shall be at least $119.09.

(3) For service level, enhanced - D3, the daily rate shall be at least $131.09.>

72. Page 66, line 6, after <APPROPRIATIONS> by inserting <AND OTHER PRIOR PROVISIONS>

73. Page 66, after line 6 by inserting:

<SAFETY NET —— CARE COORDINATION

Sec. ___. 2013 Iowa Acts, chapter 138, section 3, subsection 4, paragraph p, is amended to read as follows:

p. Of the funds appropriated in this section, $1,158,150 is allocated to the Iowa collaborative safety net provider network established pursuant to section 135.153 to be used for the development and implementation of a statewide regionally based network to provide an integrated approach to health care delivery through care coordination that supports primary care providers and links patients with community resources necessary to empower patients in addressing biomedical and social determinants of health to improve health outcomes. The Iowa collaborative safety net provider network shall work in conjunction with the department of human services to align the integrated network with the health care delivery system model developed under the state innovation models initiative grant. The Iowa collaborative safety net provider network shall submit a progress report to the individuals designated in this Act for submission of reports by December 31, 2013, including progress in developing and implementing the network, how the funds were distributed and used in developing and implementing the network, and the remaining needs in developing and implementing the network. Notwithstanding section 8.33, moneys allocated in this paragraph that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.>

74. Page 66, by striking lines 16 through 21 and inserting <135.176. However, notwithstanding any provision to the contrary in section 135.176, priority in the awarding of grants shall be given to sponsors that propose preference in the use of the grant funds for psychiatric residency positions and family practice residency positions.>

75. Page 66, after line 31 by inserting:

<DISPROPORTIONATE SHARE HOSPITAL PAYMENTS

Sec. ___. 2013 Iowa Acts, chapter 138, section 12, is amended by adding the following new subsection:

NEW SUBSECTION. 25. The department of human services

shall adopt rules pursuant to chapter 17A to require or provide for all of the following relating to qualifications for disproportionate share hospital payments:

a. That only hospitals, including those defined as a children's hospital, located in the state may qualify for disproportionate share hospital payments.

b. That, if a hospital is defined as a children's hospital, the children's hospital may qualify for disproportionate share hospital payments if among other criteria the hospital is a member of, but is not required to be a voting member of, the children's hospital association.>

76. Page 67, after line 28 by inserting:

<FIELD OPERATIONS

Sec. ___. 2013 Iowa Acts, chapter 138, section 26, is amended by adding the following new subsection:

NEW SUBSECTION. 3. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

NURSING FACILITY OPEN OR UNSETTLED COST REPORTS

Sec. ___. 2013 Iowa Acts, chapter 138, section 29, subsection 1, paragraph a, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (5) For any open or unsettled nursing facility cost report for a fiscal year prior to and including the fiscal year beginning July 1, 2012, including any cost report remanded on judicial review for inclusion of prescription drug, laboratory, or x-ray costs, the department shall offset all reported prescription drug, laboratory, and x-ray costs with any revenue received from Medicare or other revenue source for any purpose. For purposes of this subparagraph, a nursing facility cost report is not considered open or unsettled if the facility did not initiate an administrative appeal under chapter 17A or if any appeal rights initiated have been exhausted.>

77. Page 68, after line 35 by inserting:

<Sec. ___. APPLICABILITY. The rules adopted under the section of this division of this Act amending 2013 Iowa Acts, chapter 138, section 12, by enacting subsection 25, relating to disproportionate share hospital payments, shall be applicable beginning October 1, 2014.

Sec. ___. RETROACTIVE APPLICABILITY. The section of this division of this Act amending 2013 Iowa Acts, chapter 138, section 29, subsection 1, paragraph "a", by enacting new subparagraph (5), relating to open or unsettled cost reports, is retroactively applicable to July 1, 2005.>

78. Page 69, line 15, after <this section> by inserting <, and subject to the Medicaid offset amendments in section 426B.3, subsection 5, as amended by this division of this 2014 Act, and related provisions of this division of this Act>

79. Page 71, line 7, after <division.> by inserting <The

protocols and program models shall not include provisions that would interfere with the ability of any mental health and disability services region approved under section 331.389 operating as an employment network for the federal social security administration's ticket to work program for persons with disabilities to collect any milestone or outcome payments.>

80. Page 71, after line 13 by inserting:

<Sec. ___. PROVISIONAL REGIONALIZATION AUTHORIZATION.

1. During the time period beginning on the effective date of this section and ending June 30, 2015, upon receiving an application from Mahaska and Marion counties, the director of human services may authorize the counties to form and operate a mental health and disability services region on a provisional basis for up to 12 months in accordance with this section.

2. Unless the director grants an exception to policy allowing the counties and their region, during the provisional operation time period, to meet a requirement through an alternative means, the counties and their region shall comply with all of the requirements applicable to a mental health and disability services region under chapter 331 and other law applicable to regions including but not limited to the exemption provisions in 441 IAC 25.91.

3. Prior to the end of the provisional operation time period, the director may reauthorize on a one-time basis the region to operate provisionally for an additional time period of up to 12 months.

4. If the director determines the two counties and their region are not in compliance with the requirements under subsection 2 during any provisional operation time period and that compliance will not be achieved through a corrective action plan, the director may assign each county to a region contiguous to the county. The region assigned shall amend its chapter 28E agreement and other operating requirements and policies to accept the assigned county.>

81. By striking page 71, line 14, through page 72, line 2.

82. Page 72, by striking lines 11 and 12 and inserting <persons with serious mental illness. The study shall>

83. Page 72, before line 23 by inserting:

<Sec. ___. Section 230.1, subsection 1, Code 2014, is amended to read as follows:

1. The necessary and legal costs and expenses attending the taking into custody, care, investigation, admission, commitment, and support of a person with mental illness admitted or committed to a state hospital shall be paid by a county or by the state as follows:

a. If the person is eighteen years of age or older, <u>as follows:</u>

<u>(1) The costs attributed to mental illness shall be paid</u> by the <u>regional administrator on behalf of the</u> person's county of residence.

<u>(2) The costs attributed to a substance-related disorder</u>

shall be paid by the person's county of residence.

(3) The costs attributable to a dual diagnosis of mental illness and a substance-related disorder may be split as provided in section 226.9C.

b. By the state as a state case if such person has no residence in this state, if the person's residence is unknown, or if the person is under eighteen years of age.>

84. Page 73, after line 10 by inserting:

<Sec. ___. Section 331.393, subsection 2, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. h. The financial eligibility requirements for service under the regional service system. A plan that otherwise incorporates the financial eligibility requirements of section 331.395 but allows eligibility for persons with resources above the minimum resource limitations adopted pursuant to section 331.395, subsection 1, paragraph "c", who were eligible under resource limitations in effect prior to July 1, 2014, or are authorized by the region as an exception to policy, shall be deemed by the department to be in compliance with financial eligibility requirements of section 331.395.>

85. Page 73, after line 28 by inserting:

<Sec. ___. Section 331.424A, subsection 7, unnumbered paragraph 1, Code 2014, is amended to read as follows:

Notwithstanding subsection 5, for the fiscal years beginning July 1, 2013, ~~and~~ July 1, 2014, and July 1, 2015, county revenues from taxes levied by the county and credited to the county services fund shall not exceed the lower of the following amounts:

Sec. ___. Section 426B.3, subsection 1, Code 2014, is amended to read as follows:

1. For the fiscal years beginning July 1, 2013, ~~and~~ July 1, 2014, and July 1, 2015, the state and county funding for the mental health and disability services administered or paid for by counties shall be provided based on a statewide per capita expenditure target amount computed in accordance with this section and section 331.424A.>

86. By striking page 74, line 22, through page 75, line 26, and inserting:

<Sec. ___. Section 426B.3, subsection 5, Code 2014, is amended by striking the subsection and inserting in lieu thereof the following:

5. a. For the purposes of this subsection, unless the context otherwise requires:

(1) "Base year" means the fiscal year prior to the fiscal year for which a Medicaid offset amount is calculated.

(2) "Base year amount" means the actual amount expended from a county's services fund during the base year for the services and supports contained in the code set for the class of persons eligible for the Iowa health and wellness plan under chapter 249N.

(3) "Calculation year" means the fiscal year for which a

Medicaid offset amount is calculated.

(4) "Calculation year amount" means the actual amount expended from a county's services fund during the calculation year for the services and supports contained in the code set for the class of persons eligible for the Iowa health and wellness plan under chapter 249N.

(5) "Code set" means the set of current procedural terminology (CPT) medical code set codes and the international classification of diseases, ninth revision (ICD-9) codes identified in accordance with this subsection for calculation of Medicaid offset amounts.

(6) "Services fund" means a county's mental health and disabilities services fund created in accordance with section 331.424A.

b. The department and representatives of mental health and disability services region regional administrators shall identify and agree to a code set for the services and supports provided under regional service management plans for the class of persons eligible for the Iowa health and wellness plan. The initial code set shall be identified and agreed to on or before June 30, 2014. The code set may be modified from time to time by agreement of the department and representatives of mental health and disability services region regional administrators.

c. Commencing with the fiscal year beginning July 1, 2013, and continuing in any succeeding fiscal year in which appropriations are enacted for distribution of equalization payments in the succeeding fiscal year in accordance with subsection 4, Medicaid offset amounts shall be calculated for the counties in accordance with this subsection. The calculation of county Medicaid offset amounts for a fiscal year shall be made and communicated to the counties by the department on or before October 15 following the calculation year. If rules are deemed to be necessary to provide further detail concerning calculation and administration of the Medicaid offset amounts, the rules shall be adopted by the mental health and disability services commission in consultation with the department and representatives of mental health and disability services region regional administrators.

d. (1) A county's Medicaid offset amount for a fiscal year shall be equal to eighty percent of the excess of the county's base year amount over the county's calculation year amount.

(2) In lieu of subparagraph (1), for the fiscal year beginning July 1, 2013, a county's Medicaid offset amount shall be calculated by identifying the excess in the actual amount expended from a county's services fund for the services and supports contained in the code set for the class of persons eligible for the Iowa health and wellness plan during the period beginning July 1, 2013, and ending December 31, 2013, over such actual amount expended for the same services and supports for such persons during the period beginning January 1, 2014, and ending June 30, 2014, and doubling the excess identified. A county's Medicaid offset amount for the fiscal

year beginning July 1, 2013, shall be equal to eighty percent of the result.

e. A county shall address the county's Medicaid offset amount for a fiscal year in the fiscal year following the calculation year as follows:

(1) If the county receives an equalization payment in the fiscal year following the calculation year, the county shall repay the Medicaid offset amount to the state from that equalization payment. A county's repayment pursuant to this subparagraph shall be remitted on or before January 1 of the fiscal year in which the equalization payment is received and the repayment shall be credited to the property tax relief fund. Moneys credited to the property tax relief fund in accordance with this subparagraph are subject to appropriation by the general assembly to support mental health and disability services administered by the regional system. The department of human services' annual budget shall include recommendations for reinvestment of the amounts credited to the fund to address core and additional core services administered by the regional system.

(2) If the county does not receive an equalization payment in the fiscal year following the calculation year or the equalization payment is less than the Medicaid offset amount, the county shall, for the subsequent fiscal year, reduce the dollar amount certified for the county's services fund levy by the amount of the insufficiency. The initial year for such a reduction to be applied shall be the fiscal year beginning July 1, 2015.>

87. Page 76, after line 15 by inserting:

<Sec. ___. 2013 Iowa Acts, chapter 138, section 185, is amended to read as follows:

SEC. 185. EMERGENCY RULES. The department of human services may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", <u>during the period beginning July 1, 2013, and ending March 31, 2014,</u> to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date is delayed by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as notice of intended action as provided in section 17A.4.

Sec. ___. EFFECTIVE UPON ENACTMENT. The following sections of this division of this Act, being deemed of immediate

importance, take effect upon enactment:

1. The section providing a provisional regionalization authorization.

2. The section amending 2013 Iowa Acts, chapter 136, section 11.

3. The section amending section 331.393, subsection 2.

4. The section amending section 426B.3.

5. The section amending 2013 Iowa Acts, chapter 138, section 185.

Sec. ___. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to July 1, 2013:

1. The section amending 2013 Iowa Acts, chapter 138, section 185.>

88. Page 76, after line 21 by inserting:

<Sec. ___. Section 249A.4, subsection 10, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. (1) A nursing facility that utilizes the supplementation option and receives supplementation under this subsection during any calendar year, shall report to the department of human services, annually, by January 15, the following information for the preceding calendar year:

(a) The total number of nursing facility beds available at the nursing facility, the number of such beds available in private rooms, and the number of such beds available in other types of rooms.

(b) The average occupancy rate of the facility on a monthly basis.

(c) The total number of residents for which supplementation was utilized.

(d) The average private pay charge for a private room in the nursing facility.

(e) For each resident for whom supplementation was utilized, the total charge to the resident for the private room, the portion of the total charge reimbursed under the Medicaid program, and the total charge reimbursed through supplementation.

(2) The department shall compile the information received and shall submit the compilation to the general assembly, annually by May 1.>

89. Page 76, by striking lines 24 through 31 and inserting:

<PREPARATION FOR ADULT LIVING SERVICES (PALS)

Sec. ___. Section 234.46, subsection 1, paragraph c, Code 2014, is amended to read as follows:

c. At the time the person became age eighteen, the person received foster care services that were paid for by the state under section 234.35, services at a state training school, services at a juvenile shelter care home, or services at a juvenile detention home and the person is no longer receiving such services.

Sec. ___. Section 234.46, subsection 2, unnumbered paragraph 1, Code 2014, is amended to read as follows:

The division shall establish a preparation for adult living program directed to young adults. The purpose of the program is to assist persons who are leaving foster care and other court-ordered services at age eighteen or older in making the transition to self-sufficiency. The department shall adopt rules necessary for administration of the program, including but not limited to eligibility criteria for young adult participation and the services and other support available under the program. The rules shall provide for participation of each person who meets the definition of young adult on the same basis, regardless of whether federal financial participation is provided. The services and other support available under the program may include but are not limited to any of the following:>

90. Page 76, before line 32 by inserting:

<Sec. ___. MEDICAID AND HAWK-I STATE PLAN AMENDMENTS AND WAIVERS — NOTIFICATION. The department of human services shall notify the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the chairpersons and ranking members of the committees on human resources of the senate and house of representatives, the legislative services agency, and the legislative caucus staffs prior to submission of any Medicaid or hawk-i program state plan amendment or waiver to the centers for Medicare and Medicaid services of the United States department of health and human services.

Sec. ___. CHILD WELFARE SERVICES COMMITTEE.

1. The legislative council is requested to establish a child welfare services committee.

2. The committee membership shall include the following persons:

a. The director of human services or the director's designee.

b. The administrator of child welfare programs under the department of human services or the administrator's designee.

c. The administrator of the division of criminal and juvenile justice planning in the department of human rights or the administrator's designee.

d. The administrator of the child advocacy board in the department of inspections and appeals or the administrator's designee.

e. The chief justice of the supreme court or the chief justice's designee.

f. The director of the department of education or the director's designee.

g. The executive director of the Iowa foster and adoptive parent association or the executive director's designee.

h. The executive director of the coalition for family and children's services in Iowa or the executive director's designee.

i. The presiding officer of the Iowa juvenile court services association or the presiding officer's designee.

j. The director of the child health specialty clinics at the university of Iowa or the director's designee.

k. A youth member of the achieving maximum potential program designated by the program's director.

l. The director of the child and family policy center or the director's designee.

m. Members of the general assembly appointed by the legislative council.

n. Other persons designated by the legislative council.

3. The committee shall perform the following duties:

a. Review the array of child welfare services in the state.

b. Identify options for improving the coordination and collaboration between the public and private entities involved with child welfare services.

c. Direct special attention to children's mental and behavioral health services.

d. Identify policies to support the growth and expansion of community-based pediatric integrated health homes.

e. Identify options to support continuous improvement of pediatric mental health services and innovation by service providers of such services at the state and community levels.

f. Consider proposals for creation of a center of collaborative children's mental and behavioral health services.

g. Evaluate the adequacy of the public funding of child welfare services and identify options to address shortfalls and for shifting resources.

4. The committee shall submit a final report with findings and recommendations to the governor and general assembly for action in the 2015 legislative session.>

91. Page 78, line 14, after <limited> by inserting <to>

92. Page 78, after line 26 by inserting:

<DIVISION ___

STATE CHILD CARE ASSISTANCE

Sec. ___. Section 237A.13, subsection 7, paragraphs a and c, Code 2014, are amended to read as follows:

a. Families with an income at or below one hundred percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program, and parents with a family income at or below one hundred percent of the federal poverty level who are under the age of twenty-one years and are participating in an educational program leading to a high school diploma or the equivalent.

c. Families with an income of more than one hundred percent but not more than one hundred forty-five percent of the federal poverty level whose members ~~are employed~~, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program.

Sec. ___. IMPLEMENTATION. The department of human services shall adopt rules and take other actions as necessary to

implement, as state child care assistance program eligibility provisions, the amendments to section 237A.13 in this division of this Act, on July 1, 2014.>

93. By striking page 78, line 27, through page 90, line 2, and inserting:

<DIVISION ___

PRIOR AUTHORIZATION

Sec. ___. NEW SECTION. 505.26 Prior authorization for prescription drug benefits — standard process and form.

1. As used in this section:

a. "Facility", "health benefit plan", "health care professional", "health care provider", "health care services", and "health carrier" mean the same as defined in section 514J.102.

b. "Pharmacy benefits manager" means the same as defined in section 510B.1.

2. The commissioner shall develop, by rule, a process for use by each health carrier and pharmacy benefits manager that requires prior authorization for prescription drug benefits pursuant to a health benefit plan, to submit, on or before January 1, 2015, a single prior authorization form for approval by the commissioner, that each health carrier or pharmacy benefits manager shall be required to use beginning on July 1, 2015. The process shall provide that if a prior authorization form submitted to the commissioner by a health carrier or pharmacy benefits manager is not approved or disapproved within thirty days after its receipt by the commissioner, the form shall be deemed approved.

3. The commissioner shall develop, by rule, a standard prior authorization process which meets all of the following requirements:

a. Health carriers and pharmacy benefits managers shall allow health care providers to submit a prior authorization request electronically.

b. Health carriers and pharmacy benefits managers shall provide that approval of a prior authorization request shall be valid for a minimum length of time in accordance with the rules adopted under this section. In adopting the rules, the commissioner may consult with health care professionals who seek prior authorization for particular types of drugs, and as the commissioner determines to be appropriate, negotiate standards for such minimum time periods with individual health carriers and pharmacy benefits managers.

c. Health carriers and pharmacy benefits managers shall make the following available and accessible on their internet sites:

(1) Prior authorization requirements and restrictions, including a list of drugs that require prior authorization.

(2) Clinical criteria that are easily understandable to health care providers, including clinical criteria for reauthorization of a previously approved drug after the prior authorization period has expired.

(3) Standards for submitting and considering requests,

including evidence-based guidelines, when possible, for making prior authorization determinations.

d. Health carriers shall provide a process for health care providers to appeal a prior authorization determination as provided in chapter 514J. Pharmacy benefits managers shall provide a process for health care providers to appeal a prior authorization determination that is consistent with the process provided in chapter 514J.

4. In adopting a standard prior authorization process, the commissioner shall consider national standards pertaining to electronic prior authorization, such as those developed by the national council for prescription drug programs.

5. A prior authorization form approved by the commissioner shall meet all of the following requirements:

a. Not exceed two pages in length, except that a prior authorization form may exceed that length as determined to be appropriate by the commissioner.

b. Be available in electronic format.

c. Be transmissible in an electronic format or a fax transmission.

6. Beginning on July 1, 2015, each health carrier and pharmacy benefits manager shall use and accept the prior authorization form that was submitted by that health carrier or pharmacy benefits manager and approved for the use of that health carrier or pharmacy benefits manager by the commissioner pursuant to this section. Beginning on July 1, 2015, health care providers shall use and submit the prior authorization form that has been approved for the use of a health carrier or pharmacy benefits manager, when prior authorization is required by a health benefit plan.

7. a. If a health carrier or pharmacy benefits manager fails to use or accept the prior authorization form that has been approved for use by the health carrier or pharmacy benefits manager pursuant to this section, or to respond to a health care provider's request for prior authorization of prescription drug benefits within seventy-two hours of the health care provider's submission of the form, the request for prior authorization shall be considered to be approved.

b. However, if the prior authorization request is incomplete or additional information is required, the health carrier or pharmacy benefits manager may request the additional information within the seventy-two-hour period and once the additional information is submitted the provisions of paragraph "a" shall again apply.

c. Notwithstanding paragraphs "a" and "b", the commissioner may develop, by rule, minimum time periods for a health carrier or pharmacy benefits manager to respond to a health care provider's request for prior authorization of prescription drug benefits or for additional information, that are less than, but in no case exceed seventy-two hours, as the commissioner deems appropriate under the circumstances.

Sec. ___. Section 510B.3, subsection 2, Code 2014, is

amended by adding the following new paragraph:

NEW PARAGRAPH. c. A process for the submission of forms.

Sec. ___. NEW SECTION. 510B.9 Submission, approval, and use of prior authorization form.

A pharmacy benefits manager shall file with and have approved by the commissioner a single prior authorization form as provided in section 505.26. A pharmacy benefits manager shall use the single prior authorization form as provided in section 505.26.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

94. Page 90, before line 3 by inserting:

<DIVISION ___

POISON CONTROL CENTER

Sec. ___. POISON CONTROL CENTER — FEDERAL APPROVAL. The department of human services shall request approval from the centers for Medicare and Medicaid services of the United States department of health and human services to utilize administrative funding under the federal Children's Health Insurance Program Reauthorization Act of 2009, Pub. L. No. 111-3, to provide the maximum federal matching funds available to implement a new health services initiative as provided under section 2105(a)(1)(D)(ii) of the federal Social Security Act, to fund the state poison control center.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION ___

AGING AND LONG-TERM CARE DELIVERY INTERIM COMMITTEE

Sec. ___. INTERIM COMMITTEE ON AGING AND LONG-TERM CARE DELIVERY.

1. The legislative council is requested to establish a study committee for the 2014 interim to examine issues relating to aging Iowans and long-term care. The interim committee shall comprehensively review the existing long-term care delivery system and make recommendations to create a sustainable, person-centered approach that increases health and life outcomes; supports maximum independence by providing the appropriate level of care and services through a balance of facility-based and home and community-based options; addresses medical and social needs in a coordinated, integrated manner; provides for sufficient resources including a stable, well-qualified workforce; and is fiscally accountable.

2. The interim committee shall provide a forum for open and constructive dialogue among stakeholders representing individuals involved in the delivery and financing of long-term care services and supports, consumers and families of consumers in need of such services and supports, legislators, and representatives of agencies responsible for oversight, funding, and regulation of such services and supports.

3. The interim committee shall specifically address

the cost and financing of long-term care and services, the coordination of services among providers, the availability of and access to a well-qualified workforce including both the compensated workforce and family and other uncompensated caregivers, and the balance between facility-based and home and community-based care and services. In addition, the interim committee shall consider methods to educate consumers and enhance engagement of consumers in the broader conversation regarding long-term care issues, including their experiences with, concerns about, and expectations and recommendations for action regarding the long-term care delivery system in the state.

4. Members of the interim committee shall include all of the following:

a. Five members of the senate and five members of the house of representatives including the following:

(1) The chairpersons and ranking members of the committees on human resources of the senate and house of representatives, or a member of the committee designated by the chairperson or ranking member.

(2) The co-chairpersons and ranking members of the joint appropriations subcommittee on health and human services of the senate and house of representatives, or a member of the subcommittee designated by the chairperson or ranking member.

b. Five members of the general public who are individual consumers or a member of a consumer's family, one each to be selected by the following:

(1) The older Iowans legislature.

(2) The Iowa alliance of retired Americans.

(3) The Iowa association of area agencies on aging.

(4) The Iowa caregivers association.

(5) AARP Iowa.

c. The director of the department on aging, or the director's designee.

d. The state long-term care ombudsman, or the ombudsman's designee.

e. Five members who represent those involved in the delivery of long-term care services.

5. The interim committee may request from state agencies including the department of human services, the department of public health, the department on aging, the office of long-term care ombudsman, the department of inspections and appeals, the insurance division of the department of commerce, and the department of workforce development, information and assistance as needed to complete its work.

6. The interim committee shall submit its findings and recommendations to the general assembly for consideration during the 2015 legislative session.

DIVISION ___

HEALTHIEST CHILDREN INITIATIVE

Sec. ___. NEW SECTION. 135.181 Iowa healthiest children initiative.

1. The Iowa healthiest children initiative is established in the department. The purpose of the initiative is to develop and implement a plan for Iowa children to become the healthiest children in the nation by January 1, 2020. The areas of focus addressed by the initiative shall include improvement of physical, dental, emotional, behavioral, and mental health and wellness; access to basic needs such as food security, appropriate nutrition, safe and quality child care settings, and safe and stable housing, neighborhoods, and home environments; and promotion of healthy, active lifestyles by addressing adverse childhood events, reducing exposures to environmental toxins, decreasing exposures to violence, advancing tobacco-free and drug abuse-free living, increasing immunization rates, and improving family well-being.

2. The department shall create a task force, including members who are child health experts external to the department, to develop an implementation plan to achieve the purpose of the initiative. The implementation plan, including findings, recommendations, performance benchmarks, data collection provisions, budget needs, and other implementation provisions shall be submitted to the governor and general assembly on or before December 15, 2014.

Sec. ___. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION ___

POTENTIAL MEDICAID STATE PLAN AMENDMENT — ELDERS

Sec. ___. MEDICAID — POTENTIAL STATE PLAN AMENDMENT — HOME AND COMMUNITY-BASED SERVICES FOR ELDERS. The department of human services shall engage stakeholders with interest or expertise in issues relating to elders to review the potential for development and submission of a Medicaid program state plan amendment in accordance with section 2402 of the federal Patient Protection and Affordable Care Act to cover home and community-based services for eligible elders 65 years of age or older. The department shall make recommendations on or before December 15, 2014, to the governor and the general assembly, detailing provisions for incorporation into such a potential Medicaid program state plan amendment relating to financial eligibility; benefits, including whether individuals receiving such Medicaid services should be eligible for full Medicaid benefits; available services; and the needs-based level of care criteria for determination of eligibility under the state plan amendment.

DIVISION ___

DENTAL COVERAGE — EXTERNAL REVIEW

Sec. ___. Section 514J.102, subsection 1, Code 2014, is amended to read as follows:

1. a. "Adverse determination" means a determination by a health carrier that an admission, availability of care, continued stay, or other health care service, other than a dental care service, that is a covered benefit has been

reviewed and, based upon the information provided, does not meet the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care, or effectiveness, and the requested service or payment for the service is therefore denied, reduced, or terminated.

b. For the purposes of denial of a dental care service, "adverse determination" means a determination by a health carrier that a dental care service that is a covered benefit has been reviewed and, based upon the information provided, does not meet the health carrier's requirements for medical necessity, and the requested service or payment for the service is therefore denied, reduced, or terminated in whole or in part.

c. "Adverse determination" does not include a denial of coverage for a service or treatment specifically listed in plan or evidence of coverage documents as excluded from coverage.

Sec. ___. Section 514J.102, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 11A. "Dental care services" means diagnostic, preventive, maintenance, and therapeutic dental care that is provided in accordance with chapter 153.

Sec. ___. Section 514J.102, subsection 22, Code 2014, is amended to read as follows:

22. "Health care services" means services for the diagnosis, prevention, treatment, cure, or relief of a health condition, illness, injury, or disease. "Health care services" includes dental care services.

Sec. ___. Section 514J.103, subsection 2, paragraph a, Code 2014, is amended to read as follows:

a. A policy or certificate that provides coverage only for a specified disease, specified accident or accident-only, credit, disability income, hospital indemnity, long-term care, ~~dental care,~~ vision care, or any other limited supplemental benefit.

Sec. ___. REVIEW OF BASES USED FOR EXTERNAL REVIEW OF ADVERSE DETERMINATIONS. The commissioner of insurance shall engage stakeholders to review the differences in the bases used for external review of adverse determinations under chapter 514J as applied to health care services relative to dental care services. The commissioner of insurance shall report findings and recommendations to the governor and the general assembly by December 15, 2014.>

95. Title page, line 3, after <appropriations,> by inserting <extending the duration of county mental health and disabilities services fund per capita levy provisions,>

96. By renumbering as necessary.

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
DAVE HEATON, CHAIR	JACK HATCH, CHAIR
JOHN FORBES	JOE BOLKCOM
JOEL FRY	AMANDA RAGAN
LISA HEDDENS	
LINDA MILLER	

SENATE FILE 2239

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2239, a bill for an Act relating to elder abuse and providing penalties, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8284.
2. That the House recedes from its amendment, S-5092.
3. That Senate File 2239, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. By striking everything after the enacting clause and inserting:

<DIVISION I
ELDER ABUSE RELIEF

Section 1. NEW SECTION. 235F.1 Definitions.

As used in this chapter, unless the context otherwise requires:

1. "Attorney in fact" means an agent under a power of attorney pursuant to chapter 633B or an attorney in fact under a durable power of attorney for health care pursuant to chapter 144B.

2. "Caretaker" means a related or nonrelated person who has the responsibility for the protection, care, or custody of a vulnerable elder as a result of assuming the responsibility voluntarily, by contract, through employment, or by order of the court. "Caretaker" does not include a caretaker as defined in section 235E.1.

3. "Coercion" means communication or conduct which unduly compels a vulnerable elder to act or refrain from acting against the vulnerable elder's will and against the vulnerable elder's best interests.

4. "Conservator" means the same as defined in section 633.3.

5. a. "Elder abuse" means any of the following:

(1) Physical injury to, or injury which is at a variance with the history given of the injury, or unreasonable confinement, unreasonable punishment, or assault of a vulnerable elder by a person not otherwise governed by chapter 235E.

(2) The commission of a sexual offense under chapter 709 or section 726.2 with or against a vulnerable elder.

(3) Neglect which is the deprivation of the minimum food, shelter, clothing, supervision, or physical or mental health care, or other care necessary to maintain a vulnerable elder's life or health by a caretaker.

(4) Financial exploitation.

b. "Elder abuse" does not include any of the following:

(1) Circumstances in which the vulnerable elder declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for

reliance on spiritual means in place of reliance on medical treatment.

(2) Circumstances in which the vulnerable elder's caretaker, acting in accordance with the vulnerable elder's stated or implied consent, declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for reliance on spiritual means in place of reliance on medical treatment.

(3) The withholding or withdrawing of health care from a vulnerable elder who is terminally ill in the opinion of a licensed physician, when the withholding or withdrawing of health care is done at the request of the vulnerable elder or at the request of the vulnerable elder's next of kin, attorney in fact, or guardian pursuant to the applicable procedures under chapter 125, 144A, 144B, 222, 229, or 633.

(4) Good faith assistance by a family or household member or other person in managing the financial affairs of a vulnerable elder at the request of the vulnerable elder or at the request of a family member, guardian, or conservator of the vulnerable elder.

6. "Family or household member" means a spouse, a person cohabiting with the vulnerable elder, a parent, or a person related to the vulnerable elder by consanguinity or affinity, but does not include children of the vulnerable elder who are less than eighteen years of age.

7. "Fiduciary" means a person or entity with the legal responsibility to make decisions on behalf of and for the benefit of a vulnerable elder and to act in good faith and with fairness. "Fiduciary" includes but is not limited to an attorney in fact, a guardian, or a conservator.

8. "Financial exploitation" relative to a vulnerable elder means when a person stands in a position of trust or confidence with the vulnerable elder and knowingly and by undue influence, deception, coercion, fraud, or extortion, obtains control over or otherwise uses or diverts the benefits, property, resources, belongings, or assets of the vulnerable elder.

9. "Guardian" means the same as defined in section 633.3.

10. "Peace officer" means the same as defined in section 801.4.

11. "Plaintiff" means a vulnerable elder who files a petition under this chapter and includes a substitute petitioner who files a petition on behalf of a vulnerable elder under this chapter.

12. "Present danger of elder abuse" means a situation in which the defendant has recently threatened the vulnerable elder with initial or additional elder abuse, or the potential for misappropriation, misuse, or removal of the funds, benefits, property, resources, belongings, or assets of the vulnerable elder combined with reasonable grounds to believe that elder abuse is likely to occur.

13. "Pro se" means a person proceeding on the person's own behalf without legal representation.

14. "Stands in a position of trust or confidence" means the person has any of the following relationships relative to the vulnerable elder:

a. Is a parent, spouse, adult child, or other relative by consanguinity or affinity of the vulnerable elder.

b. Is a caretaker for the vulnerable elder.

c. Is a person who is in a confidential relationship with the vulnerable elder. For the purposes of this paragraph "c", a confidential relationship does not include a legal, fiduciary, or ordinary commercial or transactional relationship the vulnerable elder may have with a bank incorporated under the provisions of any state or federal law, any savings and loan association or savings bank incorporated under the provisions of any state or federal law, any credit union organized under the provisions of any state or federal law, any attorney licensed to practice law in this state, or any agent, agency, or company regulated under chapter 505, 508, 515, or 543B.

15. "Substitute petitioner" means a family or household member, guardian, conservator, attorney in fact, or guardian ad litem for a vulnerable elder, or other interested person who files a petition under this chapter.

16. "Undue influence" means taking advantage of a person's role, relationship, or authority to improperly change or obtain control over the actions or decision making of a vulnerable elder against the vulnerable elder's best interests.

17. "Vulnerable elder" means a person sixty years of age or older who is unable to protect himself or herself from elder abuse as a result of age or a mental or physical condition.

Sec. 2. NEW SECTION. 235F.2 Commencement of actions — waiver to juvenile court.

1. A vulnerable elder or a substitute petitioner may seek relief from elder abuse by filing a verified petition in the district court. Venue shall lie where either party resides. The petition shall state all of the following:

a. The name of the vulnerable elder and the name and address of the vulnerable elder's attorney, if any. If the vulnerable elder is proceeding pro se, the petition shall state a mailing address for the vulnerable elder.

b. The name of the substitute petitioner if the petition is being filed on behalf of a vulnerable elder, and the name and address of the attorney of the substitute petitioner. If the substitute petitioner is proceeding pro se, the petition shall state a mailing address for the substitute petitioner.

c. The name and address, if known, of the defendant.

d. The relationship of the vulnerable elder to the defendant.

e. The nature of the alleged elder abuse.

f. The name and age of any other individual whose welfare may be affected.

g. The desired relief, including a request for temporary or emergency orders.

2. A temporary or emergency order may be based on a showing

of a prima facie case of elder abuse. If the factual basis for the alleged elder abuse is contested, the court shall issue a protective order based upon a finding of elder abuse by a preponderance of the evidence.

3. a. The filing fee and court costs for an order for protection and in a contempt action resulting from an order granted under this chapter or chapter 664A shall be waived for the plaintiff.

b. The clerk of court, the sheriff of any county in this state, and other law enforcement and corrections officers shall perform their duties relating to service of process without charge to the plaintiff.

c. When a permanent order for protection is entered by the court, the court may direct the defendant to pay to the clerk of court the fees for the filing of the petition and reasonable costs of service of process if the court determines the defendant has the ability to pay the plaintiff's fees and costs.

d. In lieu of personal service of an order for protection issued pursuant to this section, the sheriff of any county in the state, and any other law enforcement and corrections officers may serve a defendant with a short-form notification pursuant to section 664A.4A.

4. If the person against whom relief from elder abuse is being sought is seventeen years of age or younger, the district court shall waive its jurisdiction over the action to the juvenile court.

5. If a substitute petitioner files a petition under this section on behalf of a vulnerable elder, the vulnerable elder shall retain the right to all of the following:

a. To contact and retain counsel.

b. To have access to personal records.

c. To file objections to the protective order.

d. To request a hearing on the petition.

e. To present evidence and cross-examine witnesses at the hearing.

Sec. 3. NEW SECTION. 235F.3 Plaintiffs proceeding pro se — provision of forms and assistance.

1. By July 1, 2015, the judicial branch shall prescribe standard forms to be used by vulnerable elders or substitute petitioners seeking protective orders by proceeding pro se in actions under this chapter. Beginning July 1, 2015, the standard forms prescribed by the judicial branch shall be the exclusive forms used by plaintiffs proceeding pro se under this chapter. The judicial branch shall distribute the forms to the clerks of the district courts.

2. The clerk of the district court shall furnish the required forms to persons seeking protective orders through pro se proceedings pursuant to this chapter.

Sec. 4. NEW SECTION. 235F.4 Appointment of guardian ad litem.

The court may on its own motion or on the motion of a party

appoint a guardian ad litem for a vulnerable elder if justice requires. The vulnerable elder's attorney shall not also serve as the guardian ad litem.

Sec. 5. NEW SECTION. 235F.5 Hearings — temporary orders.

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

2. The court may enter any temporary order it deems necessary to protect the vulnerable elder from elder abuse prior to the hearing, upon good cause shown in an ex parte proceeding. Present danger of elder abuse constitutes good cause for purposes of this subsection.

3. If a hearing is continued, the court may make or extend any temporary order under subsection 2 that it deems necessary.

4. Upon application of a party, the court shall issue subpoenas requiring attendance and testimony of witnesses and production of papers.

5. The court shall advise the defendant of a right to be represented by counsel of the defendant's choosing and to have a continuance to secure counsel.

6. The showing required under subsection 1 may be made by, but is not limited to the testimony at the hearing of, any of the following:

a. The vulnerable elder.

b. The guardian, conservator, attorney in fact, or guardian ad litem of the vulnerable elder.

c. Witnesses to the elder abuse.

d. Adult protective services workers who have conducted an investigation.

7. The court shall exercise its discretion in a manner that protects the vulnerable elder from traumatic confrontation with the defendant.

8. Hearings shall be recorded.

Sec. 6. NEW SECTION. 235F.6 Disposition.

1. Upon a finding that the defendant has engaged in elder abuse, the court may, if requested by the plaintiff, order any of the following:

a. That the defendant be required to move from the residence of the vulnerable elder if both the vulnerable elder and the defendant are titleholders or contract holders of record of the real property, are named as tenants in the rental agreement concerning the use and occupancy of the dwelling unit, are living in the same residence, or are married to each other.

b. That the defendant provide suitable alternative housing for the vulnerable elder.

c. That a peace officer accompany the party who is leaving or has left the party's residence to remove essential personal effects of the party.

d. That the defendant be restrained from abusing, harassing, intimidating, molesting, interfering with, or menacing the vulnerable elder, or attempting to abuse, harass, intimidate,

molest, interfere with, or menace the vulnerable elder.

e. That the defendant be restrained from entering or attempting to enter on any premises when it appears to the court that such restraint is necessary to prevent the defendant from abusing, harassing, intimidating, molesting, interfering with, or menacing the vulnerable elder.

f. That the defendant be restrained from exercising any powers on behalf of the vulnerable elder through a court-appointed guardian, conservator, or guardian ad litem, an attorney in fact, or another third party.

g. In addition to the relief provided in subsection 2, other relief that the court considers necessary to provide for the safety and welfare of the vulnerable elder.

2. If the court finds that the vulnerable elder has been the victim of financial exploitation, the court may order the relief the court considers necessary to prevent or remedy the financial exploitation, including but not limited to any of the following:

a. Directing the defendant to refrain from exercising control over the funds, benefits, property, resources, belongings, or assets of the vulnerable elder.

b. Requiring the defendant to return custody or control of the funds, benefits, property, resources, belongings, or assets to the vulnerable elder.

c. Requiring the defendant to follow the instructions of the guardian, conservator, or attorney in fact of the vulnerable elder.

d. Prohibiting the defendant from transferring the funds, benefits, property, resources, belongings, or assets of the vulnerable elder to any person other than the vulnerable elder.

3. The court shall not use an order issued under this section to do any of the following:

a. To allow any person other than the vulnerable elder to assume responsibility for the funds, benefits, property, resources, belongings, or assets of the vulnerable elder.

b. For relief that is more appropriately obtained in a protective proceeding filed under chapter 633 including but not limited to giving control and management of the funds, benefits, property, resources, belongings, or assets of the vulnerable elder to a guardian, conservator, or attorney in fact for any purpose other than the relief granted under subsection 2.

4. The court may approve a consent agreement between the parties entered to bring about the cessation of elder abuse. A consent agreement approved under this section shall not contain any of the following:

a. A provision that prohibits any party to the action from contacting or cooperating with any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency

that has jurisdiction over any license or certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer if the defendant's professional responsibilities include contact with vulnerable elders, dependent adults, or minors, if the party contacting or cooperating has a good-faith belief that the information is relevant to the duties or responsibilities of the entity.

b. A provision that prohibits any party to the action from filing a complaint with or reporting a violation of law to any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency that has jurisdiction over any license or certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer.

c. A provision that requires any party to the action to withdraw a complaint filed with or a violation reported to any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency that has jurisdiction over any license or certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer.

5. A protective order or approved consent agreement shall be for a fixed period of time not to exceed one year. The court may amend or extend its order or a consent agreement at any time upon a petition filed by either party and after notice and hearing. The court may extend the order if the court, after hearing at which the defendant has the opportunity to be heard, finds that the defendant continues to pose a threat to the safety of the vulnerable elder, persons residing with the vulnerable elder, or members of the vulnerable elder's immediate family, or continues to present a risk of financial exploitation of the vulnerable elder. The number of extensions that may be granted by the court is not limited.

6. The order shall state whether a person is to be taken into custody by a peace officer for a violation of the terms stated in the order.

7. The court may order that the defendant pay the attorney fees and court costs of the vulnerable elder or substitute petitioner.

8. An order or approved consent agreement under this section shall not affect title to real property.

9. A copy of any order or approved consent agreement shall be issued to the plaintiff, the defendant, the county sheriff of the county in which the order or consent decree is initially entered, and the twenty-four-hour dispatcher for the county

sheriff. Any subsequent amendment or revocation of an order or consent agreement shall be forwarded by the clerk to all individuals previously notified.

10. The clerk shall notify the county sheriff and the twenty-four-hour dispatcher for the county sheriff in writing so that the county sheriff and the county sheriff's dispatcher receive written notice within six hours of filing the order, approved consent agreement, amendment, or revocation. The clerk may fulfill this requirement by sending the notice by facsimile or other electronic transmission which reproduces the notice in writing within six hours of filing the order.

11. The county sheriff's dispatcher shall notify all law enforcement agencies having jurisdiction over the matter and the twenty-four-hour dispatcher for the law enforcement agencies upon notification by the clerk.

Sec. 7. NEW SECTION. 235F.7 Emergency orders.

1. When the court is unavailable from the close of business at the end of the day or week to the resumption of business at the beginning of the day or week, a petition may be filed before a district judge, or district associate judge designated by the chief judge of the judicial district, who may grant emergency relief in accordance with section 235F.6, subsection 1 or 2, if the district judge or district associate judge deems it necessary to protect the vulnerable elder from elder abuse, upon good cause shown in an ex parte proceeding. Present danger of elder abuse constitutes good cause for purposes of this subsection.

2. An emergency order issued under subsection 1 shall expire seventy-two hours after issuance. When the order expires, the plaintiff may seek a temporary order from the court pursuant to section 235F.5.

3. A petition filed and emergency order issued under this section and any documentation in support of the petition and order shall be immediately certified to the court. The certification shall commence a proceeding for purposes of section 235F.2.

Sec. 8. NEW SECTION. 235F.8 Procedure.

1. A proceeding under this chapter shall be held in accordance with the rules of civil procedure, except as otherwise set forth in this chapter and in chapter 664A, and is in addition to any other civil or criminal remedy.

2. The plaintiff's right to relief under this chapter is not affected by leaving the vulnerable elder's home to avoid elder abuse.

DIVISION II

ADDITIONAL PROVISIONS AND CONFORMING AMENDMENTS

Sec. 9. Section 13.2, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. o. Develop written procedures and policies to be followed by prosecuting attorneys in the prosecution of elder abuse of a vulnerable elder under chapter 235F.

Sec. 10. Section 135B.7, Code 2014, is amended by adding the

following new subsection:

NEW SUBSECTION. 5. The department shall also adopt rules requiring hospitals to establish and implement protocols for responding to the needs of patients who are victims of elder abuse, as defined in section 235F.1.

Sec. 11. Section 235B.6, subsection 2, paragraph e, subparagraph (5), Code 2014, is amended to read as follows:

(5) The office of the attorney ~~for the department who is responsible for representing the department~~ general.

Sec. 12. Section 235B.6, subsection 3, Code 2014, is amended to read as follows:

3. Access to unfounded dependent adult abuse information is authorized only to those persons identified in subsection 2, paragraph "a", paragraph "b", subparagraphs (2), (5), and (6), and paragraph "e", subparagraphs (2), (5), and (10).

Sec. 13. Section 235B.7, subsection 3, Code 2014, is amended to read as follows:

3. Subsections 1 and 2 do not apply to dependent adult abuse information that is disseminated to an employee of the department or to the office of the attorney ~~representing the department~~ general as authorized by section 235B.6.

Sec. 14. Section 331.424, subsection 1, paragraph a, subparagraph (6), Code 2014, is amended to read as follows:

(6) The maintenance and operation of the courts, including but not limited to the salary and expenses of the clerk of the district court and other employees of the clerk's office, and bailiffs, court costs if the prosecution fails or if the costs cannot be collected from the person liable, costs and expenses of prosecution under section 189A.17, salaries and expenses of juvenile court officers under chapter 602, court-ordered costs in domestic abuse cases under section 236.5 and elder abuse cases under section 235F.6, the county's expense for confinement of prisoners under chapter 356A, temporary assistance to the county attorney, county contributions to a retirement system for bailiffs, reimbursement for judicial magistrates under section 602.6501, claims filed under section 622.93, interpreters' fees under section 622B.7, uniform citation and complaint supplies under section 805.6, and costs of prosecution under section 815.13.

Sec. 15. Section 562A.27A, subsection 3, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) The tenant seeks a protective order, restraining order, order to vacate the homestead, or other similar relief pursuant to chapter 235F, 236, 598, 664A, or 915, or any other applicable provision which would apply to the person conducting the activities causing the clear and present danger.

Sec. 16. Section 562B.25A, subsection 3, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) The tenant seeks a protective order, restraining order, order to vacate the homestead, or other similar relief pursuant to chapter 235F, 236, 598, 664A, or 915, or any other applicable provision which would apply to the person conducting

the activities causing the clear and present danger.

Sec. 17. Section 598.7, subsection 1, Code 2014, is amended to read as follows:

1. The district court may, on its own motion or on the motion of any party, order the parties to participate in mediation in any dissolution of marriage action or other domestic relations action. Mediation performed under this section shall comply with the provisions of chapter 679C. The provisions of this section shall not apply if the action involves a child support or medical support obligation enforced by the child support recovery unit. The provisions of this section shall not apply to actions which involve elder abuse as defined in section 235F.1 or domestic abuse pursuant to chapter 236. The provisions of this section shall not affect a judicial district's or court's authority to order settlement conferences pursuant to rules of civil procedure. The court shall, on application of a party, grant a waiver from any court-ordered mediation under this section if the party demonstrates that a history of domestic abuse exists as specified in section 598.41, subsection 3, paragraph "j".

Sec. 18. Section 598.16, subsection 7, Code 2014, is amended to read as follows:

7. Upon application, the court shall grant a waiver from the requirements of this section if a party demonstrates that a history of elder abuse, as defined in section 235F.1, or domestic abuse, as defined in section 236.2, exists.

a. In determining whether a history of elder abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 235F.2, the issuance of a court order or consent agreement pursuant to section 235F.6, the issuance of an emergency order pursuant to section 235F.7, the holding of a party in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged elder abuse, or the arrest of a party following response to a report of alleged elder abuse.

b. In determining whether a history of domestic abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 236.3, the issuance of a protective order against a party or the issuance of a court order or consent agreement pursuant to section 236.5, the issuance of an emergency order pursuant to section 236.6, the holding of a party in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged domestic abuse or the arrest of a party following response to a report of alleged domestic abuse, or a conviction for domestic abuse assault pursuant to section 708.2A.

Sec. 19. Section 598.42, Code 2014, is amended to read as follows:

598.42 Notice of certain orders by clerk of court.

The clerk of the district court shall provide notice and copies of temporary or permanent protective orders and orders to vacate the homestead entered pursuant to this chapter to

the applicable law enforcement agencies and the twenty-four hour dispatcher for the law enforcement agencies, in the manner provided for protective orders under section 235F.6 or 236.5. The clerk shall provide notice and copies of modifications or vacations of these orders in the same manner.

Sec. 20. Section 602.6306, subsection 2, Code 2014, is amended to read as follows:

2. District associate judges also have jurisdiction in civil actions for money judgment where the amount in controversy does not exceed ten thousand dollars; jurisdiction over involuntary commitment, treatment, or hospitalization proceedings under chapters 125 and 229; jurisdiction of indictable misdemeanors, class "D" felony violations, and other felony arraignments; jurisdiction to enter a temporary or emergency order of protection under chapter 235F or 236, and to make court appointments and set hearings in criminal matters; jurisdiction to enter orders in probate which do not require notice and hearing and to set hearings in actions under chapter 633 or 633A; and the jurisdiction provided in section 602.7101 when designated as a judge of the juvenile court. While presiding in these subject matters a district associate judge shall employ district judges' practice and procedure.

Sec. 21. Section 611.23, Code 2014, is amended to read as follows:

611.23 Civil actions involving allegations of elder abuse, sexual abuse, or domestic abuse — counseling.

In a civil case in which a plaintiff is seeking relief or damages for alleged elder abuse as defined in section 235F.1, sexual abuse as defined in section 709.1, or domestic abuse as defined in section 236.2, the plaintiff may seek, and the court may grant, an order requiring the defendant to receive professional counseling, in addition to any other appropriate relief or damages.

Sec. 22. Section 664A.1, subsection 2, Code 2014, is amended to read as follows:

2. "Protective order" means a protective order issued pursuant to chapter 232, a court order or court-approved consent agreement entered pursuant to this chapter or chapter 235F, a court order or court-approved consent agreement entered pursuant to chapter 236, including a valid foreign protective order under section 236.19, subsection 3, a temporary or permanent protective order or order to vacate the homestead under chapter 598, or an order that establishes conditions of release or is a protective order or sentencing order in a criminal prosecution arising from a domestic abuse assault under section 708.2A, or a civil injunction issued pursuant to section 915.22.

Sec. 23. Section 664A.2, subsection 2, Code 2014, is amended to read as follows:

2. A protective order issued in a civil proceeding shall be issued pursuant to chapter 232, 235F, 236, 598, or 915. Punishment for a violation of a protective order shall be

imposed pursuant to section 664A.7.

Sec. 24. Section 664A.4, subsection 2, Code 2014, is amended to read as follows:

2. The clerk of the district court shall provide a notice and copy of the no-contact order to the appropriate law enforcement agencies and the twenty-four-hour dispatcher for the law enforcement agencies in the same manner as provided in section 235F.6 or 236.5, as applicable. The clerk of the district court shall provide a notice and copy of a modification or vacation of a no-contact order in the same manner.

Sec. 25. Section 664A.5, Code 2014, is amended to read as follows:

664A.5 Modification — entry of permanent no-contact order.

If a defendant is convicted of, receives a deferred judgment for, or pleads guilty to a public offense referred to in section 664A.2, subsection 1, or is held in contempt for a violation of a no-contact order issued under section 664A.3 or for a violation of a protective order issued pursuant to chapter 232, 235F, 236, 598, or 915, the court shall either terminate or modify the temporary no-contact order issued by the magistrate. The court may enter a no-contact order or continue the no-contact order already in effect for a period of five years from the date the judgment is entered or the deferred judgment is granted, regardless of whether the defendant is placed on probation.

Sec. 26. Section 664A.7, subsections 1 and 5, Code 2014, are amended to read as follows:

1. Violation of a no-contact order issued under this chapter or a protective order issued pursuant to chapter 232, 235F, 236, or 598, including a modified no-contact order, is punishable by summary contempt proceedings.

5. Violation of a no-contact order entered for the offense or alleged offense of domestic abuse assault in violation of section 708.2A or a violation of a protective order issued pursuant to chapter 232, 235F, 236, 598, or 915 constitutes a public offense and is punishable as a simple misdemeanor. Alternatively, the court may hold a person in contempt of court for such a violation, as provided in subsection 3.

Sec. 27. Section 915.23, subsection 1, Code 2014, is amended to read as follows:

1. An employer shall not discharge an employee, or take or fail to take action regarding an employee's promotion or proposed promotion, or take action to reduce an employee's wages or benefits for actual time worked, due to the service of an employee as a witness in a criminal proceeding or as a plaintiff, defendant, or witness in a civil proceeding pursuant to chapter 235F or 236.

Sec. 28. NEW SECTION. 915.50A General rights of elder abuse victims.

In addition to other victim rights provided in this chapter, victims of elder abuse shall have the following rights:

1. The right to file a pro se petition for relief from elder abuse in the district court, pursuant to chapter 235F.
2. The right to receive a criminal no-contact order upon a finding of probable cause, pursuant to section 664A.3.

Sec. 29. CODE EDITOR DIRECTIVE. The Code editor shall revise the subchapter VI heading under chapter 915 to read "Victims of domestic abuse, elder abuse, and human trafficking".

DIVISION III
AGENCY COLLABORATION AND REPORT

Sec. 30. AGENCY COLLABORATION AND REPORT. The department on aging, department of human services, department of inspections and appeals, department of public health, and the office of the attorney general shall collaborate and provide written recommendations on strengthening Iowa's elder abuse prevention, detection, and intervention efforts. To the extent possible, the departments and the office shall also include relevant budgetary considerations including staff and system needs, in their recommendations. If the departments and the office cannot reach consensus to develop a unified recommendation, the director of each department and the attorney general shall each provide a separate written report and an explanation of the differences in the proposed recommendations. The written recommendations and reports shall be submitted to the general assembly, the governor, and the department of management on or before August 15, 2014.>

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CHIP BALTIMORE, CHAIR	MARY JO WILHELM, CHAIR
LISA HEDDENS	ROBERT E. DVORSKY
MEGAN HESS	DAVID JOHNSON
BOBBY KAUFMANN	AMANDA RAGAN
MARY WOLFE	ROBY SMITH

SENATE FILE 2342

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2342, a bill for an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8288.
2. That the House recedes from its amendment, S-5156.
3. That Senate File 2342, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 17, by striking lines 22 through 29.
2. Page 17, after line 31 by inserting:

<DIVISION ___

UNCLAIMED LIFE INSURANCE DEATH BENEFITS

Sec. ___. NEW SECTION. 507B.4C Unclaimed life insurance.

1. Purpose. The purpose of this section is to require complete and proper disclosure, transparency, and accountability relating to any method of payment for life insurance death benefits regulated by the commissioner.

2. Definitions. As used in this section, unless the context otherwise requires:

a. "Account owner" means the owner of a retained asset account who is a resident of this state.

b. "Annuity" means an annuity contract issued in this state. "Annuity" does not include any annuity contract used to fund an employment-based retirement plan or program where the insurer takes direction from the plan sponsor or plan administrator.

c. "Authorized person" means a policy owner, insured, annuity owner, annuitant, or account holder, as applicable under a policy, annuity, or retained asset account.

d. "Death master file" means the United States social security administration's death master file or any other database or service that is at least as comprehensive as the United States social security administration's death master file for determining that a person has died.

e. "Death master file match" means a search of the death master file that results in a match of an authorized person's name and social security number or an authorized person's name and date of birth.

f. "Insurer" means a life insurance company regulated under chapter 508.

g. "Policy" means any policy or certificate of life insurance issued in this state. "Policy" does not include any of the following:

(1) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to the federal Employee Retirement Income Security Act of 1974, Pub. L. No. 93-406, as codified at 29 U.S.C. {1002 et seq.

(2) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to a federal employee benefit program.

(3) A policy or certificate of life insurance which is used to fund a preneed plan for cemetery merchandise, funeral merchandise, funeral services, or a combination thereof.

(4) A policy or certificate of credit life or accidental death insurance.

(5) A policy issued to a group master policyowner for which the insurer does not provide recordkeeping services.

h. "Recordkeeping services" means services provided by an insurer who has entered into an agreement with a group policy customer to be responsible for obtaining, maintaining, and administering in the insurer's own recordkeeping systems at

least all of the following information about each individual insured under the insured's group insurance contract or a line of coverage thereunder:

(1) Social security number or name and date of birth.

(2) Beneficiary designation information.

(3) Coverage eligibility.

(4) Benefit amount.

(5) Premium payment status.

i. "Retained asset account" means an interest-bearing account set up by an insurer in the name of the beneficiary of a policy or annuity upon the death of the insured.

3. Insurer duties.

a. For any in-force policy, annuity, or retained asset account issued for delivery in this state for which the insurer has not previously been notified of a claim, an insurer shall perform a comparison of such policy, annuity, or retained asset account against the death master file, on at least a semiannual basis, to identify potential death master file matches.

(1) An insurer may comply with the requirements of this subsection by using the full death master file for the initial comparison and thereafter using the death master file update files for subsequent comparisons.

(2) Nothing in this section shall be interpreted to limit the right of an insurer to request a valid death certificate as part of any claims validation process.

b. If an insurer learns of the possible death of an authorized person through a death master file match or otherwise, the insurer shall, within ninety days, do all of the following:

(1) Complete a good faith effort, which shall be documented by the insurer, to confirm the death of the authorized person against other available records and information.

(2) Review the insurer's records to determine whether the deceased authorized person had purchased any other products from the insurer.

(3) Determine whether benefits may be due in accordance with the applicable policy, annuity, or retained asset account.

(4) If the beneficiary or an authorized person has not communicated with the insurer within the ninety-day period, take reasonable steps, which shall be documented by the insurer, to locate and contact any beneficiary or other authorized person on the policy, annuity, or retained asset account, including sending the beneficiary or other authorized person information regarding the insurer's claims process and regarding the need to provide an official death certificate, if applicable under the policy, annuity, or retained asset account.

c. Every insurer shall implement procedures to account for all of the following:

(1) Common nicknames, initials used in lieu of a first or middle name, use of a middle name, compound first and middle names, and interchanged first and middle names.

(2) Compound last names, maiden or married names, and hyphens, blank spaces, or apostrophes in last names.

(3) Transposition of the month and date portions of the date of birth.

(4) Incomplete social security numbers.

d. An insurer may disclose minimum necessary personal information about a beneficiary or authorized person to an individual or entity whom the insurer reasonably believes may be able to assist the insurer in locating the beneficiary or authorized person entitled to payment of the claims proceeds.

e. An insurer or its service provider shall not charge a beneficiary or authorized person any fees or costs associated with a death master file search conducted pursuant to this section.

f. The benefits from a policy, annuity, or retained asset account, plus any applicable accrued interest, shall first be payable to designated beneficiaries or authorized persons, and in the event that the beneficiaries or authorized persons cannot be found, shall be reported and remitted to the state as unclaimed property pursuant to chapters 556 and 633.

4. Rules. The commissioner shall adopt rules to administer the provisions of this section.

5. Orders. The commissioner may issue an order doing any of the following:

a. Limiting the death master file comparisons required under subsection 3, paragraph "a", to an insurer's electronic searchable files or approving a plan and timeline for conversion of an insurer's files to electronic searchable files.

b. Exempting an insurer from the death master file comparisons required under subsection 3, paragraph "a", or permitting an insurer to perform such comparisons less frequently than semiannually upon a demonstration of financial hardship by the insurer.

c. Phasing in requirements for compliance with this section according to a plan and timeline approved by the commissioner.

6. Unfair trade practice. Failure to meet any requirement of this section with such frequency as to constitute a general business practice is an unfair method of competition and an unfair or deceptive act or practice in the business of insurance under this chapter.

7. Insurer unclaimed property reporting.

a. If an insurer identifies a person as deceased through a death master file match as described in subsection 3, paragraph "a", or other information source, and validates such information through a secondary information source, the insurer may report and remit the proceeds of the policy, annuity, or retained asset account due to the state prior to the dates required for such reporting and remittance under chapter 556, without further notice to or consent by the state, after attempting to contact any beneficiary under either of the following circumstances:

(1) The insurer is unable to locate a beneficiary who is located in this state under the policy, annuity contract, or retained asset account, after conducting reasonable search efforts of up to one year after the insurer's validation of the death master file match.

(2) No beneficiary or person, as applicable for unclaimed property reporting purposes under chapter 556, has a last known address in this state.

b. Once the insurer has reported upon and remitted the proceeds of the policy, annuity, or retained asset account to the state pursuant to chapter 556, the insurer is relieved from any and all additional liability to any beneficiary or authorized person relating to the proceeds reported upon and remitted.

Sec. ___. EFFECTIVE DATE. This division of this Act takes effect July 1, 2015.>

3. Page 17, after line 31 by inserting:

<DIVISION ___
IOWA PRODUCTS

Sec. ___. IOWA PRODUCTS. As a condition of receiving an appropriation, any agency appropriated moneys pursuant to this 2014 Act shall give first preference when purchasing a product to an Iowa product or a product produced by an Iowa-based business. Second preference shall be given to a United States product or a product produced by a business based in the United States.>

4. By striking page 17, line 34, through page 18, line 24, and inserting:

<Sec. ___. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this Act, the moneys appropriated and any other moneys available shall not be used for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.>

5. Page 18, by striking lines 28 and 29.

6. Title page, line 4, after <matters,> by inserting <including penalties,>

7. Title page, line 4 and 5, by striking <and retroactive applicability>

8. By renumbering as necessary.

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
RALPH WATTS, CHAIR	LIZ MATHIS, CHAIR
DAN KELLEY	MICHAEL E. GRONSTAL
JOHN LANDON	MATT McCOY
DAWN PETTENGILL	

SENATE FILE 2347

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2347, a bill for an Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, respectfully make the following report:

1. That the House recedes from its amendment, S-5157.
2. That Senate File 2347, as amended, passed, and reprinted by the Senate, is amended to read as follows:
1. Page 3, line 27, by striking <section 261.114, if enacted> and inserting <section 261.114~~, if enacted~~>
2. Page 4, by striking line 13 and inserting <1,975,000>
3. Page 4, by striking line 30 and inserting <8,304,047>
4. Page 4, by striking lines 32 through 35 and inserting:
<a. By January 15, 2015, the department shall submit a written report to the general assembly detailing the department's antibullying programming and current and projected expenditures for such programming for the fiscal year beginning July 1, 2014.
b. The department shall administer and distribute to school districts and accredited nonpublic schools, without cost to the school districts and accredited nonpublic schools, an early warning assessment system that allows teachers to screen and monitor student literacy skills from prekindergarten through grade six.>
5. Page 5, by striking line 13 and inserting <5,911,200>
6. Page 14, by striking line 8 and inserting <1,000,000>
7. Page 15, by striking lines 7 through 19.
8. Page 15, after line 30 by inserting:
<21A. AREA EDUCATION AGENCIES
For distribution to the area education agencies:
..... $ 1,000,000>
9. Page 21, by striking line 17 and inserting <29,886,877>
10. Page 22, by striking line 11 and inserting <89,176,732>

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
CECIL DOLECHECK, CHAIR	BRIAN SCHOENJAHN, CHAIR
JAKE HIGHFILL	NANCY J. BOETTGER
SHARON STECKMAN	WALLY E. HORN
ROB TAYLOR	HERMAN C. QUIRMBACH
CINDY WINCKLER	

SENATE FILE 2349

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2349, a bill for an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-5153.

2. That Senate File 2349, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 1, after line 7 by inserting:

<1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For projects related to routine maintenance of state buildings and facilities:

FY 2014-2015:

..... $ 4,000,000>>

2. Page 1, line 33, by striking <100,000> and inserting <200,000>

3. By striking page 1, line 34, through page 2, line 6.

4. Page 2, by striking lines 14 through 20.

5. By striking page 2, line 25, through page 3, line 3.

6. Page 3, line 13, by striking <3,000,000> and inserting <2,000,000>

7. By striking page 3, line 25, through page 4, line 5.

8. Page 4, by striking lines 21 through 25.

9. By striking page 4, line 32, through page 5, line 3.

10. Page 5, by striking lines 19 and 20 and inserting:

<b. For construction improvement projects for Iowa national guard installations and readiness centers to support operations and training requirements:>

11. Page 6, after line 8 by inserting:

<FY 2015-2016:

..... $ 13,000,000

FY 2016-2017:

..... $ 29,000,000

FY 2017-2018:

..... $ 22,300,000>

12. Page 6, after line 14 by inserting:

<FY 2015-2016:

..... $ 11,000,000

FY 2016-2017:

..... $ 19,500,000

FY 2017-2018:

..... $ 19,500,000>

13. Page 6, after line 19 by inserting:
<FY 2015-2016:
..... $ 11,000,000
FY 2016-2017:
..... $ 13,600,000
FY 2017-2018:
..... $ 6,300,000>
14. By striking page 6, line 31, through page 7, line 19, and inserting:
<..... $ 6,000,000
Of the amount appropriated in this lettered paragraph, $1,000,000 shall be used only for grants to refurbish existing trail bridges that have documented historical and architectural significance. A grant recipient that receives funding pursuant to the allocation in this paragraph shall not receive more than $500,000 for a project and the grant recipient shall provide at least a dollar-for-dollar match from both private and public sources excluding funding from the state. Any match requirements regarding federal moneys shall not apply to grants received from moneys allocated in this paragraph.>
15. Page 8, by striking lines 4 through 33.
16. Page 10, after line 18 by inserting:
<___. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.
For implementation of a statewide mass notification and emergency messaging system, as enacted in this Act:
FY 2014-2015:
..... $ 400,000>
17. By striking page 11, line 30, through page 12, line 3.
18. Page 12, line 5, by striking <a.>
19. Page 12, by striking lines 10 through 15.
20. Page 12, after line 25 by inserting:
<DIVISION ___
IOWA COMMUNICATIONS NETWORK — CONTRACTS
Sec. ___. IOWA COMMUNICATIONS NETWORK — AUTHORIZATION FOR CONTRACTS. Pursuant to section 8D.11, subsection 1, paragraph "a", the general assembly authorizes the Iowa telecommunications and technology commission to enter into a contract or contracts in excess of the contract limitation amount established in section 8D.11, subsection 1, paragraph "c", for purposes of the commission's network managed services request for proposals process. This authorization applies for the duration of the commission's project and to all affected contracts associated with the project, whether or not the award is made to a single vendor or multiple vendors.>
21. Page 16, line 34, by striking <0> and inserting <24,000,000>
22. Page 16, after line 34 by inserting:
<Sec. ___. 2013 Iowa Acts, chapter 142, section 1, subsection 2, paragraph b, is amended to read as follows:
b. For the planning, design, construction, and renovation of the state historical building:

FY 2014-2015:
..... $ ~~3,800,000~~
0

~~By October 15, 2014, the department shall submit a report to the general assembly on the results of the planning and study of the building including the use of and anticipated cash flow needs for the final building design.~~>

23. Page 19, by striking line 34 and inserting <million two hundred eighty thousand dollars to the technology>

24. Page 20, after line 1 by inserting:

<DIVISION ___

IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND

Sec. ___. IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND — APPROPRIATION. Notwithstanding the amount of the standing appropriation from the general fund of the state to the Iowa resources enhancement and protection fund as provided in section 455A.18, and in addition to moneys appropriated in 2014 Iowa Acts, House File 2458, and any other Act enacted in the 2014 legislative session of the eighty-fifth general assembly, there is appropriated from the rebuild Iowa infrastructure fund, the following amount, or so much thereof as is necessary, for deposit in the Iowa resources enhancement and protection fund to be allocated as provided in section 455A.19, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2014-2015:
..... $ 4,000,000>

25. Page 20, after line 18 by inserting:

<Sec. ___. STATUTE OF REPOSE — IMPROVEMENTS TO REAL PROPERTY — LEGISLATIVE INTENT. It is the intent of the general assembly that the joint appropriations subcommittee on transportation, infrastructure, and capitals consider issues during the 2015 legislative session of the eighty-sixth general assembly relating to the statute of repose periods for bringing civil actions in cases arising out of the unsafe or defective conditions of improvements to real property.

Sec. ___. DEPARTMENT OF TRANSPORTATION STUDY. The department of transportation shall conduct a study to identify administrative needs, projected demand, necessary capital and operating costs, and public transit service structures including park-and-ride lots, employer or public van pool programs, and traditional fixed-route transit. The department shall submit a report with findings and recommendations to the general assembly on or before December 15, 2014.

DIVISION ___

MASS NOTIFICATION AND EMERGENCY MESSAGING SYSTEM

Sec. ___. Section 22.7, subsection 67, Code 2014, is amended to read as follows:

67. Electronic mail addresses of individuals <u>or phone numbers of individuals, and personally identifiable information about those individuals,</u> collected by state departments and agencies for the sole purpose of disseminating <u>emergency or</u> routine information and notices through electronic

communications that are not prepared for a specific recipient.

Sec. ___. Section 29C.2, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 6A. "Mass notification and emergency messaging system" means a system which disseminates emergency and public safety related information to the public by various means including but not limited to telephone, wireless communications service, dual party relay service or telecommunications device, text messaging, electronic mail, and facsimile, and which integrates with federal emergency messaging systems.

Sec. ___. NEW SECTION. 29C.17A Mass notification and emergency messaging system fund.

1. A mass notification and emergency messaging system fund is created in the state treasury under the control of the department. The fund shall consist of moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department for placement in the fund. Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund. Notwithstanding section 8.33, moneys credited to the fund that remain unexpended or unobligated at the end of a fiscal year shall not revert to any other fund.

2. Amounts contained in the fund shall be used exclusively to provide for the purchase and ongoing operation of a system capable of providing mass notification and emergency messaging to the public. The system shall be purchased from a vendor selected by the department pursuant to a competitive bidding process, and shall, once purchased, be under the control of the department.

3. Information disseminated to the public through the mass notification and emergency messaging system shall be limited to imminent emergency and public safety-related issues. The department may provide access to the system for use at the county and local level. Access by a county or local government shall be at the department's sole discretion, and if approved by the department, shall be under the control of the local commission. The commission shall establish an operational plan and procedure which meets standards adopted by the department by rule, and shall submit the operational plan and procedure for approval by the department prior to access being granted. Additional access criteria and procedures for administering the fund shall be established by the department by rule.

4. All personal information collected for use in the mass notification and emergency messaging system, including but not limited to the names and contact information of emergency messaging recipients, shall be considered confidential records under section 22.7. The director may, however, provide all or part of such confidential information to state or local governmental agencies possessing emergency planning or response functions if the director is satisfied that the need to know the information and its intended use are reasonable. An agency

receiving confidential information pursuant to this subsection shall not redisseminate the information in any form without prior approval by the director. The release of confidential information by the department, a county or local government, or a state or local governmental agency other than as authorized pursuant to this section, and the sale of such confidential information, is strictly prohibited.>

26. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE HOUSE:	ON THE PART OF THE SENATE:
DAN HUSEMAN, CHAIR	MATT McCOY, CHAIR
DENNIS COHOON	BILL ANDERSON
NANCY DUNKEL	DARYL BEALL
JOHN LANDON	TOD R. BOWMAN
DAVE MAXWELL	TIM L. KAPUCIAN

RESOLUTIONS ADOPTED

(Not otherwise printed in the House Journal)

HOUSE CONCURRENT RESOLUTION 105

BY COWNIE, HALL, GRASSLEY, LANDON, DEYOE, WORTHAN, SHEETS, KAUFMANN, STANERSON, MOORE, KLEIN, MAXWELL, HANUSA, WINDSCHITL, DOLECHECK, BAUDLER, RAYHONS, L. MILLER, FORRISTALL, DRAKE, BRANDENBURG, HEATON, UPMEYER, HIGHFILL, HAGENOW, PETTENGILL, ALONS, SALMON, LOFGREN, HUSEMAN, WATTS, SODERBERG, HEARTSILL, SANDS, SCHULTZ, VANDER LINDEN, FRY, S. OLSON, BACON, COSTELLO, HESS, R. TAYLOR, KOESTER, BALTIMORE, ROGERS, SHAW, BYRNES, J. SMITH, GASSMAN, FISHER, PAULSEN, JORGENSEN, HEIN, GUSTAFSON, DUNKEL, HANSON, ABDUL-SAMAD, GASKILL, M. SMITH, STUTSMAN, KEARNS, BEARINGER, LYKAM, T. TAYLOR, OURTH, FORBES, STAED, OLDSON, GAINES, KRESSIG, JACOBY, RIDING, MUHLBAUER, WOLFE, WESSEL-KROESCHELL, BERRY, PRICHARD, THOMAS, DAWSON, RUFF, THEDE, KELLEY, WOOD, ANDERSON, STECKMAN, LENSING, HEDDENS, LUNDBY, HUNTER, MURPHY, WINCKLER, MASCHER, COHOON, MEYER, and H. MILLER

A concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration.

WHEREAS, since February 2007, Iowa has experienced 19 presidential disaster declarations resulting in rural electric cooperative and municipal utility system

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damage in nearly every instance; and

WHEREAS, during presidential major disaster declarations occurring in 2007 and 2010, rural electric cooperatives and municipal utilities incurred particularly significant and widespread system damage; and

WHEREAS, the Federal Emergency Management Agency adopted policy 9580.6, Electric Utility Repair, in 2009, to establish criteria to determine eligibility for repair or replacement of disaster-damaged electric distribution and transmission systems under the authority of rural electric cooperatives, municipal utilities, public power districts, and other public entities following a presidential major disaster declaration; and

WHEREAS, since 2009 the Federal Emergency Management Agency has followed and applied policy 9580.6 in Iowa which resulted in the receipt of storm recovery funding by rural electric cooperatives and municipal

20 utilities; and
21 WHEREAS, three Iowa distribution cooperatives,
22 Iowa Lakes Electric Cooperative, Lyon Rural Electric
23 Cooperative, and Osceola Electric Cooperative; one
24 municipal utility, Sanborn Municipal Electric Utility;
25 and one transmission cooperative, L and O Power
26 Cooperative submitted applications for storm recovery
27 funding based upon damage suffered during a late winter
28 storm which resulted in a presidential major disaster
29 declaration issued on May 6, 2013; and
30 WHEREAS, the Federal Emergency Management Agency

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1 elected to ignore policy 9580.6 and denied the
2 applications to rebuild damaged transmission and
3 distribution lines in the manner funded by the agency
4 since 2007, stating that the utilities had failed to
5 perform physical testing of their lines before and
6 after the storm; and
7 WHEREAS, for the first time in the nation, the
8 Federal Emergency Management Agency has determined that
9 these utilities have not been able to substantiate
10 that their conductor was in good repair and was
11 properly maintained prior to the storm event because
12 unprecedented physical testing of their overhead lines
13 was not performed; and
14 WHEREAS, the Iowa Utilities Board requires
15 electric utilities to prepare and submit for approval
16 reliability plans and to perform system inspections to
17 ensure that their systems are well maintained, safe,
18 and reliable; and
19 WHEREAS, the Federal Emergency Management Agency
20 has been provided copies of the reliability plans and
21 inspection reports for the applicant cooperatives and
22 utilities, all of which substantiate that their systems
23 were well maintained prior to the storm; and
24 WHEREAS, the testing required by the Federal
25 Emergency Management Agency in ignoring policy 9580.6
26 is not required by any federal, state, or local
27 regulatory body, is not performed as a matter of
28 industry practice, and is not known to satisfy any
29 industry or engineering standard; and
30 WHEREAS, the loss of Federal Emergency Management

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1 Agency storm recovery funds will have a significant
2 detrimental financial impact on Iowa's rural electric
3 cooperatives and their member consumers and on Iowa's
4 municipal utilities and their customers; NOW THEREFORE,
5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,

6 THE SENATE CONCURRING, That the Federal Emergency
7 Management Agency and specifically the Federal
8 Emergency Management Agency Region VII are urged to
9 reconsider their detrimental policy decision denying
10 storm recovery funding for the applicant utilities and
11 to return to the application of policy 9580.6 which was
12 in place prior to this abrupt change; and
13 BE IT FURTHER RESOLVED, That copies of this
14 resolution be sent to Mr. Craig Fugate, Federal
15 Emergency Management Agency Administrator; Ms. Beth
16 Freeman, Director, Federal Emergency Management Agency
17 Region VII, and to the members of Iowa's congressional
18 delegation.

H.C.R. 105 filed on January 14, 2014; adopted January 14, 2014.

HOUSE CONCURRENT RESOLUTION 109
BY PAULSEN and M. SMITH

1 A concurrent resolution to provide for adjournment sine
2 die.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
4 THE SENATE CONCURRING, That when adjournment is
5 had on Thursday, May 1, 2014, it shall be the final
6 adjournment of the 2014 Regular Session of the
7 Eighty-fifth General Assembly.

H.C.R. 109 filed April 30, 2014; adopted May 1, 2014. *(April 30 Journal)*

HOUSE RESOLUTION 101
BY GRASSLEY, COWNIE, S. OLSON, DOLECHECK, HEARTSILL, HEATON, SODERBERG, LANDON, MOORE, BRANDENBURG, STANERSON, DEYOE, COSTELLO, FORRISTALL, GUSTAFSON, DRAKE, PAULSEN, KOESTER, HAGENOW, SHAW, HESS, SCHULTZ, MAXWELL, BACON, GASSMAN, WINDSCHITL, BYRNES, KAUFMANN, HEIN, KLEIN, PETTENGILL, SANDS, BAUDLER, J. SMITH, ALONS, HUSEMAN, VANDER LINDEN, UPMEYER, R. TAYLOR, OURTH, MUHLBAUER, M. SMITH, MURPHY, LOFGREN, FRY, HALL, GASKILL, HANSON, RUFF, HANUSA, JORGENSEN, BEARINGER, H. MILLER, RIDING, FISHER, SHEETS, and DUNKEL

1 A resolution urging the United States government to
2 renew its commitment to farmers, lower fuel prices,
3 and the environment by supporting a robust and
4 sustainable renewable fuel standard.
5 WHEREAS, in accordance with the federal policy
6 including the Energy Policy Act of 2005, Pub. L. No.
7 109-58, the United States government has demonstrated
8 its commitment to the long-term policy of increasing
9 the production of clean renewable fuels according
10 to a renewable fuel standard (RFS), by enabling the
11 increased domestic production and use of renewable
12 fuels, which include renewable biofuels such as
13 ethanol, biodiesel, and cellulosic and advanced

14 biofuels; and
15 WHEREAS, the RFS provides the foundation for
16 reducing this nation's dependence on foreign sources
17 of oil, reducing the price of transportation fuels,
18 reducing transportation fuel emissions, increasing

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1 rural incomes, encouraging the development and
2 expansion of new advanced biofuels, and consequently
3 promoting economic growth; and
4 WHEREAS, the RFS assists in bringing new
5 technologies to farmers and consumers, and points the
6 country in the direction of energy independence; and
7 WHEREAS, international turmoil has repeatedly caused
8 increased oil spikes and increased transportation costs
9 for consumers, including increased costs attributable
10 to the transportation of food and other goods; and
11 WHEREAS, biofuels reduce greenhouse gas
12 emissions; and
13 WHEREAS, Iowa's biofuels industry has added over $8
14 billion to Iowa's economy and generated $2 billion in
15 new household income; and
16 WHEREAS, approximately 90,000 Iowa farmers support
17 their families and reinvigorate rural communities
18 through innovative and high-tech agricultural
19 production; and
20 WHEREAS, the United States Environmental Protection
21 Agency (EPA) is responsible for establishing and
22 implementing the RFS, including the requirement that
23 certain volumes of various types of biofuels be blended
24 in transportation fuels each year; and
25 WHEREAS, the EPA recently proposed reducing the
26 volume levels of ethanol and biodiesel in the RFS, in
27 direct conflict with the statute; and
28 WHEREAS, the EPA's proposal is estimated to cause
29 the loss of 37,400 ethanol-related jobs and the loss of
30 7,500 biodiesel-related jobs; and

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1 WHEREAS, the EPA's proposal will cause a reduction
2 in the price of corn below the cost of production with
3 a negative economic impact on midwest farm families,
4 agribusinesses, and rural communities; and
5 WHEREAS, the EPA's proposal will cause a substantial
6 reduction in the long-term investment in biofuels
7 infrastructure and a reduction in investments in
8 further energy innovation for ethanol, biodiesel,
9 advanced biofuels, and cellulosic biofuels; NOW
10 THEREFORE,
11 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,

12 That the United States government is urged to renew
13 its commitment to farmers, lower fuel prices, and the
14 environment by supporting a robust and sustainable
15 RFS and use all efforts to meet the highest possible
16 renewable fuel volume requirements set forth in
17 the current RFS in order to ensure that this nation
18 diversifies its energy portfolio; and
19 BE IT FURTHER RESOLVED, That copies of this
20 resolution be delivered to the Honorable Barack Obama,
21 President of the United States, to the Honorable
22 Gina McCarthy, Administrator of the United States
23 Environmental Protection Agency, to the Honorable Tom
24 Vilsack, Secretary of Agriculture of the United States,
25 and to each member of Iowa's congressional delegation.

H.R. 101 filed on January 15, 2014; adopted January 16, 2014.

HOUSE RESOLUTION 102

BY MUHLBAUER, M. SMITH, THOMAS, JACOBY, BEARINGER, BYRNES, KRESSIG, DUNKEL, ABDUL-SAMAD, STUTSMAN, WOLFE, GASKILL, HEDDENS, PRICHARD, LUNDBY, OURTH, KEARNS, THEDE, H. MILLER, HUNTER, WESSEL-KROESCHELL, WINCKLER, STAED, LENSING, RUFF, COHOON, STECKMAN, GAINES, FORBES, KELLEY, LYKAM, HALL, OLDSON, ISENHART, RIDING, DAWSON, T. TAYLOR, HANSON, GRASSLEY, HEIN, DRAKE, SCHULTZ, WORTHAN, COSTELLO, BACON, DEYOE, SODERBERG, KAUFMANN, LOFGREN, COWNIE, GUSTAFSON, KLEIN, MAXWELL, HESS, WINDSCHITL, MOORE, S. OLSON, ALONS, and BAUDLER

1 A resolution requesting the United States Congress to
2 immediately enact a new federal food, farm, and jobs
3 bill.
4 WHEREAS, the United States Congress regularly
5 establishes agricultural and food policy in an omnibus
6 farm bill in a bipartisan spirit of cooperation,
7 exemplified by the federal Food, Conservation,
8 and Energy Act of 2008, Pub. L. No. 110-246 which
9 originally was to expire in 2012, but was extended by
10 the 112th Congress in the American Taxpayer Relief Act
11 of 2012, Pub. L. No. 112-240; and
12 WHEREAS, a new food, farm, and jobs bill is
13 critical to maintaining a strong agricultural
14 economy and an abundant food supply that benefits
15 all Americans, including by providing programs
16 relating to farm commodity support, horticulture,
17 livestock, conservation, nutrition assistance, trade
18 and international food aid, agricultural research,

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1 farm credit, rural development, bioenergy, forestry,
2 and innovative strategies to revitalize this nation's
3 rural economy by creating jobs in small towns and rural
4 communities; and

5 WHEREAS, in Iowa, agricultural producers have faced
6 a multitude of disasters, including drought, flood,
7 and blizzard conditions which have been alleviated by
8 disaster assistance under farm bill programs; and
9 WHEREAS, during 2013, the United States Senate
10 and House of Representatives have been engaged in
11 prolonged negotiations to enact a new food, farm, and
12 jobs bill that is now in conference committee which is
13 considering differences between the Senate version,
14 titled the Agriculture Reform, Food, and Jobs Act
15 of 2013 (S. 954), and the House version, titled the
16 Federal Agriculture Reform and Risk Management (FARRM)
17 Act of 2013 (H.R. 2642); and
18 WHEREAS, without the passage of a new food, farm,
19 and jobs bill the United States will be subject to
20 previously enacted permanent law, including commodity
21 price support statutes effective in 1949; and
22 WHEREAS, the prolonged delay in passing a new
23 food, farm, and jobs bill has created uncertainty for
24 agricultural producers and will negatively impact the
25 nation's overseas trade; and
26 WHEREAS, without the immediate passage of a new
27 food, farm, and jobs bill consumers will increasingly
28 suffer economic consequences; NOW THEREFORE,
29 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
30 with the reconvening of the United States Congress

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1 after its holiday recess, the United States House of
2 Representatives and the United States Senate should
3 enact a new food, farm, and jobs bill with all possible
4 speed but no later than January 31, 2014; and
5 BE IT FURTHER RESOLVED, That a copy of this
6 resolution shall be transmitted to the President of
7 the United States Senate and the Speaker of the United
8 States House of Representatives; and
9 BE IT FURTHER RESOLVED, That a copy of this
10 resolution shall be transmitted to the Honorable Debbie
11 Stabenow, Chairwoman of the Committee on Agriculture,
12 Nutrition, and Forestry of the United States Senate,
13 and the Honorable Frank Lucas, Chairman of the
14 Committee on Agriculture of the United States House of
15 Representatives; and
16 BE IT FURTHER RESOLVED, That a copy of this
17 resolution shall be transmitted to each member of the
18 Iowa congressional delegation; and
19 BE IT FURTHER RESOLVED, That a copy of this
20 resolution shall be transmitted to the Honorable Tom
21 Vilsack, Secretary of the United States Department of
22 Agriculture.

H.R. 102 filed on January 22, 2014; adopted January 27, 2014.

HOUSE RESOLUTION 103
BY UPMEYER and M. SMITH

1 A resolution celebrating the fine arts in Iowa's
2 schools and communities.
3 WHEREAS, music, drama, and the visual arts have
4 always played a valuable role in Iowa education and in
5 Iowa's communities; and
6 WHEREAS, at all educational levels Iowa's schools
7 offer a variety of fine arts education and experience
8 that can enrich students' lives and broaden students'
9 horizons; and
10 WHEREAS, every year young Iowans hone their skills
11 in school theatrics, singing groups, bands, and art
12 studios; and
13 WHEREAS, those experiences sometimes lead
14 to a lifelong career, and sometimes a lifelong
15 avocation; and
16 WHEREAS, whichever path is chosen, the fine arts
17 bring enrichment and enjoyment, adding vibrancy to
18 community life and a sense of accomplishment and
19 purpose to the individual; NOW THEREFORE,
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
21 the House of Representatives urges all Iowans to enrich
22 their lives and their communities by taking advantage
23 of the fine arts programs providing educational,
24 professional, and individual opportunities throughout
25 the state; and
26 BE IT FURTHER RESOLVED, That the House of
27 Representatives urges all schools, public and private,
28 to offer a variety of fine arts opportunities to their

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1 students at every level.

H.R. 103 filed on January 28, 2014; adopted January 29, 2014.

HOUSE RESOLUTION 104
BY LOFGREN, KELLEY, ROGERS, BERRY, LANDON, SHEETS, THOMAS, H. MILLER, HANUSA, ALONS, BEARINGER, DRAKE, JORGENSEN, MOORE, R. TAYLOR, GASKILL, WOOD, KAUFMANN, OURTH, DUNKEL, SCHULTZ, GASSMAN, HEDDENS, DEYOE, JACOBY, and MASCHER

1 A resolution honoring the over 200 years of peace,
2 prosperity, and kinship between the peoples of
3 Canada and the United States, and recognizing
4 February 4, 2014, as Canada Day at the Iowa Capitol.
5 WHEREAS, Canada and the United States share a
6 5,500-mile border, the world's longest unmilitarized
7 border, over which 300,000 people cross between the
8 countries every day; and
9 WHEREAS, our two nations share a peaceful and

10 democratic heritage which spans centuries; and
11 WHEREAS, with these shared traditions, values, and
12 heritage our two nations have fostered one of the most
13 successful international relationships in the modern
14 world; and
15 WHEREAS, acting as partners in peace and allies in
16 war, for over 100 years Canada and the United States
17 have stood together, promoting mutual prosperity and
18 fighting tyranny and terrorism in a partnership that
19 remains resolute today; and
20 WHEREAS, the United States is Canada's largest
21 export market, with two-way trade in goods and
22 services between the nations totaling $710 billion, or
23 approximately $1.4 million every minute, reflecting the
24 deep integration of our nations' economies; and

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1 WHEREAS, the relationship between Canada and
2 Iowa is equally strong, consisting of a complex and
3 growing network of social, economic, and even familial
4 ties; and
5 WHEREAS, it is estimated that over 100,000 jobs
6 in Iowa are supported by Canada-United States trade
7 and 3,700 Iowans are employed by Canadian-owned
8 businesses; and
9 WHEREAS, Canada is Iowa's top export market,
10 with Iowa exports to Canada valued annually at $4.3
11 billion and Iowa imports from Canada valued at $3.1
12 billion; and
13 WHEREAS, Iowa exports to Canada include steel
14 products, oilseed cake and meal, organic chemicals,
15 air conditioning and refrigeration units, and
16 tractors, while Iowa imports include natural gas, oils,
17 fertilizers, live animals, and steel products; NOW
18 THEREFORE,
19 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
20 the House of Representatives honors the relationships
21 between the peoples and the governments of Canada,
22 the United States, and Iowa, friends and neighbors
23 in peace, allies in war, and partners in economic
24 prosperity; and
25 BE IT FURTHER RESOLVED, That in honor of our strong
26 and growing relationship, the House of Representatives
27 recognizes Tuesday, February 4, 2014, as Canada Day at
28 the Iowa Capitol.

H.R. 104 filed on February 3, 2014; adopted February 4, 2014.

HOUSE RESOLUTION 107

BY GAINES, ABDUL-SAMAD, HUSEMAN, WESSEL-KROESCHELL, KELLEY, VANDER LINDEN, STUTSMAN, BERRY, H. MILLER, MUHLBAUER, HAGENOW, RIDING, JORGENSEN, HEARTSILL, KOESTER, GASSMAN, MAXWELL, MEYER, MASCHER, and R. OLSON

A resolution congratulating the Grandview University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship.

WHEREAS, in 2013, the Grandview Vikings football team had a 14-0 overall record, won the Mid-States Football Association Midwest title for the third straight season with 6-0 league record, and finished the season ranked as the number one team in the nation; and

WHEREAS, on December 21, 2013, the Vikings won the 58th annual Russell Athletic-NAIA Football National Championship, beating the first ranked University of the Cumberlands Patriots with a score of 35-23; and

WHEREAS, Grandview quarterback Derek Fulton was named the Outstanding Offensive Player of the Game, completing 19 of 39 attempts for a game-high 300 yards, and four touchdowns; and

WHEREAS, Jason Gladfelder was named the Outstanding Defensive Player of the Game, registering 15 tackles; and

WHEREAS, Coach Mike Woodley has been selected as the American Football Coaches' Association NAIA National Coach of the Year; NOW THEREFORE,

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BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives congratulates Coach Woodley and all the members of the Grandview University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship.

H.R. 107 filed on February 25, 2014; adopted March 11, 2014.

HOUSE RESOLUTION 108

BY ALONS, HEARTSILL, SHEETS, SALMON, HANUSA, FRY, VANDER LINDEN, GASSMAN, WINDSCHITL, GUSTAFSON, HUSEMAN, L. MILLER, BACON, COSTELLO, BRANDENBURG, STANERSON, SHAW, LOFGREN, DEYOE, FISHER, LANDON, BAUDLER, RAYHONS, KAUFMANN, WORTHAN, FORRISTALL, WATTS, HIGHFILL, BALTIMORE, KLEIN, HEIN, HEATON, JORGENSEN, ROGERS, DOLECHECK, SCHULTZ, MAXWELL, J. SMITH, KOESTER, MOORE, BYRNES, THOMAS, JACOBY, STAED, HEDDENS, GASKILL, MURPHY, RUFF, STUTSMAN, KEARNS, HUNTER, COHOON, FORBES, STECKMAN, HALL, DAWSON, H. MILLER, WESSEL-KROESCHELL, KELLEY, DUNKEL, HANSON, BEARINGER, LYKAM, WOOD, WOLFE, T. OLSON, MEYER, KAJTAZOVIC,

OLDSON, GAINES, RIDING, KRESSIG, MASCHER, ABDUL-SAMAD, M. SMITH, LENSING, WINCKLER, LUNDBY, THEDE, S. OLSON, HAGENOW, DRAKE, COWNIE, R. TAYLOR, GRASSLEY, SODERBERG, SANDS, PETTENGILL, PAULSEN, UPMEYER, and HESS

A resolution commemorating the members of the United States Cadet Nurse Corps.

WHEREAS, during World War II there was a tremendous shortage of nurses, and to help meet the need, the United States started the cadet nurse program in 1943; and

WHEREAS, the Bolton Act unanimously passed both houses of Congress and provided grants to schools of nursing to facilitate the training of nurses to serve in the armed forces, in government and civilian hospitals, in health agencies, and in war-related

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industries; and

WHEREAS, a student nurse who joined the Cadet Nurse Corps was eligible for a government subsidy that paid for her tuition, books, and uniforms as well as a small living stipend; and

WHEREAS, cadets pledged to actively serve in essential civilian, military, or other federal or government services for the duration of the war; and

WHEREAS, by the time the program graduated its last students in 1948, more than 124,000 nurses received training and more than 1,100 of the nation's 1,300 nursing schools participated; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives commemorates the United States Cadet Nurse Corps and the contributions its graduates provided to the war effort.

H.R. 108 filed on February 26, 2014; adopted March 27, 2014.

HOUSE RESOLUTION 109

BY HEARTSILL, SALMON, GASSMAN, WINDSCHITL, JORGENSEN, SHAW, R. TAYLOR, WATTS, GUSTAFSON, ALONS, RIDING, OURTH, ROGERS, KOESTER, DOLECHECK, BRANDENBURG, BACON, COSTELLO, SHEETS, FISHER, FRY, THEDE, LOFGREN, DAWSON, HAGENOW, DUNKEL, BERRY, ABDUL-SAMAD, GAINES, MAXWELL, KLEIN, PETTENGILL, GRASSLEY, SODERBERG, FORBES, SANDS, HEATON, SCHULTZ, LANDON, RAYHONS, DRAKE, and MUHLBAUER

A resolution recognizing February 10, 2014, as the 60th anniversary of the introduction of federal legislation to add the words, "under God," to the United States Pledge of Allegiance.

WHEREAS, the Pledge of Allegiance of the United States is an expression of loyalty to the federal flag and the republic of the United States of America,

8 originally composed by Francis Bellamy in 1892 and
9 formally adopted by the United States Congress as the
10 pledge in 1942; and
11 WHEREAS, on February 7, 1954, President Dwight D.
12 Eisenhower became convinced that adding the words,
13 "under God," to the United States Pledge of Allegiance
14 would be the right thing to do after hearing Reverend
15 George Docherty preach that the phrase, "nation
16 under God," first used in the Gettysburg Address, was
17 appropriate to be added to the United States Pledge of
18 Allegiance because freedom "is defined by a fundamental
19 belief in God"; and
20 WHEREAS, in February 1954, Senator Homer Ferguson
21 and Representative Charles Oakman of Michigan

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1 introduced bills in the United States Congress to amend
2 the Pledge of Allegiance by adding the words, "under
3 God," to the text of the pledge; and
4 WHEREAS, February 10, 1954, was chosen as the date
5 to introduce the bill by Senator Ferguson because it
6 was the five-year anniversary of the imprisonment
7 of Cardinal Joseph Mindszenty of Hungary, who was
8 imprisoned and tortured by communists for his sermons
9 exposing the goal of communism to eradicate all
10 religion; and
11 WHEREAS, speeches were delivered in the United
12 States Congress by members of both political parties,
13 honoring Cardinal Mindszenty and emphasizing the threat
14 posed to America by communism; and
15 WHEREAS, the vote to add "under God" to the United
16 States Pledge of Allegiance was a unanimous vote; and
17 WHEREAS, the bill adding the language was signed
18 into law by President Eisenhower on Flag Day, June 14,
19 1954; NOW THEREFORE,
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
21 That the House of Representatives recognizes February
22 10, 2014, as the 60th anniversary of the addition of
23 the words, "under God," to the United States Pledge of
24 Allegiance.

H.R. 109 filed on February 27, 2014; adopted March 10, 2014.

HOUSE RESOLUTION 110
BY HESS and THEDE

1 A resolution recognizing March 2014 as Iowa Women's
2 History Month.
3 WHEREAS, Iowa women of every race, class, and
4 ethnic background have made historic contributions
5 to the growth and strength of our state and nation
6 in countless recorded and unrecorded ways, including

7 through the struggle for women's rights despite being
8 underpaid; and
9 WHEREAS, Iowa women were particularly important in
10 the establishment of early charitable, philanthropic,
11 and cultural institutions in our state and nation; and
12 WHEREAS, Iowa women and men amended the Iowa
13 Constitution to read that "All men and women are, by
14 nature, free and equal, and have certain inalienable
15 rights..."; and
16 WHEREAS, Iowa women have been leaders in
17 agriculture, business, industry, and academia, as
18 well as the abolitionist movement, the emancipation
19 movement, the industrial labor movement, the civil
20 rights movement, the peace movement, and the women's
21 suffrage movement, which create a more fair and just
22 society for all; and
23 WHEREAS, despite these contributions, and those
24 of women throughout the world, the role of women has
25 been consistently overlooked and undervalued, in
26 the literature, teaching, and study of history; NOW
27 THEREFORE,
28 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That

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1 the House of Representatives recognizes the month of
2 March 2014 as Iowa Women's History Month and invites
3 the citizens of Iowa to continue to uncover the roles
4 women have played throughout history.

H.R. 110 filed on February 27, 2014; adopted March 13, 2014.

HOUSE RESOLUTION 111
BY HANUSA, RUNNING-MARQUARDT, KAUFMANN, DEYOE, WOOD, DUNKEL, THOMAS, JORGENSEN, JACOBY, ALONS, FRY, HIGHFILL, SCHULTZ, HEARTSILL, MURPHY, OURTH, T. OLSON, GUSTAFSON, WORTHAN, BACON, COHOON, J. SMITH, GASKILL, STUTSMAN, SHAW, GASSMAN, LOFGREN, ROGERS, SHEETS, BALTIMORE, COSTELLO, SODERBERG, DRAKE, WATTS, MOORE, HAGENOW, R. TAYLOR, H. MILLER, ISENHART, BEARINGER, ABDUL-SAMAD, KEARNS, and HEDDENS

1 A resolution to recognize the Iowa Small Business
2 Development Centers and honor 2013 award winners.
3 WHEREAS, since 1981, the Iowa Small Business
4 Development Centers have provided expert and
5 confidential business counseling services and training
6 workshops to entrepreneurs in all 99 Iowa counties; and
7 WHEREAS, the Iowa Small Business Development Centers
8 provide a wide variety of services to foster the growth
9 of Iowa business, including one-to-one professional
10 business counseling, learning opportunities,
11 workshops, courses and classes, and a variety of other
12 services; and

13 WHEREAS, the Iowa Small Business Development Centers
14 have announced the 2013 award winners for the centers'
15 two special entrepreneur awards; and
16 WHEREAS, Heidi Bell, the owner of From The Ground
17 in Leon, is the 2013 Deb Dalziel Woman Entrepreneur
18 Achievement Award winner, an award which honors an Iowa
19 woman entrepreneur who has significantly changed or
20 improved her life and the lives of others; and

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1 WHEREAS, Michael Sexton, the founder and owner of
2 Real Time Ag in Rockwell City, has received the 2013
3 Neal Smith Entrepreneur of the Year Award, an award
4 named in honor of the long-serving Iowa congressman,
5 given to an Iowa entrepreneur who has been in business
6 a minimum of three years and has been significantly
7 assisted by an Iowa Small Business Development
8 Center; and
9 WHEREAS, the two special entrepreneur awards will
10 be presented to the winners in a special ceremony on
11 March 4, 2014, at the State Capitol in Des Moines; NOW
12 THEREFORE,
13 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
14 the House of Representatives honors award winners Heidi
15 Bell and Michael Sexton, congratulates them on their
16 success, and recognizes and expresses its thanks to
17 the Iowa Small Business Development Centers for their
18 ongoing work in making Iowa a better place to live and
19 work.

H.R. 111 filed on February 27, 2014; adopted March 4, 2014.

HOUSE RESOLUTION 112
BY COMMITTEE ON ETHICS

1 A resolution amending the Code of Ethics of the House
2 of Representatives relating to personal financial
3 disclosure reports.
4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
5 Rule 17, unnumbered paragraph 2, of the House Code
6 of Ethics, as adopted by the House of Representatives
7 during the 2013 Session in House Resolution 5, is
8 amended as follows:
9 This form is due each year on or before February 15.
10 The reporting period is the most recently completed
11 calendar year. <u>An amended form shall be filed if a</u>
12 <u>change in business, occupation, or profession reported</u>
13 <u>in Division I of the form has occurred. The amended</u>
14 <u>form shall include the date the change took effect and</u>
15 <u>must be filed within thirty days of the first day of</u>
16 <u>the change in employment or engagement necessitating</u>
17 <u>the amended form. If the date of the change occurs</u>

18 between January 1 and February 15, the change shall be
19 included in the filing due February 15.

H.R. 112 filed on March 3, 2014; adopted March 5, 2014.

HOUSE RESOLUTION 114
BY LOFGREN, KELLEY, BERRY, DRAKE, HANUSA, ROGERS, THOMAS, H. MILLER, MOORE, KAUFMANN, BALTIMORE, JORGENSEN, HEDDENS, GASKILL, SCHULTZ, WOOD, ALONS, SHEETS, LANDON, R. TAYLOR, DEYOE, DUNKEL, PAULSEN, UPMEYER, OURTH, BEARINGER, MASCHER, M. SMITH, and JACOBY

1 A resolution reaffirming Iowa's commitment to
2 its relationship with Taiwan, particularly to
3 strengthening sister-state ties and continuing
4 to grow trade and exchanges between Iowa and
5 Taiwan; reaffirming support for Taiwan's efforts to
6 secure entry to the Trans-Pacific Partnership; and
7 supporting the signing of a bilateral investment
8 agreement between Taiwan and the United States.
9 WHEREAS, relations between the Republic of China
10 (Taiwan) and the United States, in particular the State
11 of Iowa, which shares sister-city and sister-state
12 relationships with Taiwan, are marked by strong
13 bilateral trade, educational and cultural exchanges,
14 and tourism; and
15 WHEREAS, Taiwan shares with the United States
16 and the State of Iowa the common values of freedom,
17 democracy, and human rights, and a commitment to the
18 rule of law; and
19 WHEREAS, the United States ranks as Taiwan's
20 third-largest trading partner, and Taiwan is the
21 United States' 11th largest trading partner, with total
22 bilateral trade reaching $63 billion in 2012; and
23 WHEREAS, Taiwan and the State of Iowa have enjoyed

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1 a long and mutually beneficial relationship and
2 anticipate continuing growth, with Taiwan ranking as
3 Iowa's 20th largest export destination in 2012, with
4 $92.25 million worth of Iowa goods shipped to Taiwan,
5 including food, machinery, chemicals, miscellaneous
6 manufactured commodities, and agricultural
7 products; and
8 WHEREAS, Taiwan's imports of goods continue to
9 contribute to Iowa's economy since the September 2013
10 visit of the Taiwan Agricultural Goodwill Mission to
11 the United States, which included a delegation visit
12 to Des Moines and signing of letters of intent for
13 Iowa-grown corn and soybeans through 2015; and
14 WHEREAS, Taiwan, in order to contribute to greater
15 regional integration in the Asia-Pacific region

16 and further promote bilateral investment and trade
17 relations with the United States, seeks to join the
18 Trans-Pacific Partnership, the proposed 21st century
19 trade agreement between the United States and currently
20 11 other Asia-Pacific Rim countries, and the United
21 States has announced its intention that membership in
22 the Trans-Pacific Partnership expand in the future to
23 include other friendly countries, such as Taiwan; and
24 WHEREAS, Taiwan, an important economic power,
25 a dynamic market economy, and leading supplier of
26 high-tech products, is the world's 17th largest
27 economy, 14th largest exporter, and 16th largest
28 importer; and according to the 2014 Index of Economic
29 Freedom, Taiwan ranks as the world's 20th most free
30 economy, and fifth most free among 42 economies in the

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1 Asia-Pacific region, only behind Hong Kong, Singapore,
2 Australia, and New Zealand, and is deserving of greater
3 participation and inclusion in wider regional economic
4 integration; and
5 WHEREAS, negotiations for a bilateral investment
6 agreement between Taiwan and the United States are an
7 important step toward further strengthening bilateral
8 trade and paving the way for entering into a free-trade
9 agreement between our two countries, thereby increasing
10 Iowa's exports to Taiwan and creating bilateral
11 investment and technical collaboration through tariff
12 reduction and other trade facilitation measures; NOW
13 THEREFORE,
14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
15 the House of Representatives reaffirms its support for
16 strengthening sister-state and sister-city ties between
17 Taiwan and the State of Iowa and continued growth in
18 bilateral trade, particularly agricultural goods;
19 reaffirms support for Taiwan's efforts to secure entry
20 into the Trans-Pacific Partnership to contribute to
21 greater regional integration; and supports the signing
22 of a bilateral investment agreement between Taiwan and
23 the United States to increase exports and facilitate
24 trade and investment with Taiwan; and
25 BE IT FURTHER RESOLVED, That the Chief Clerk of the
26 House of Representatives is directed to send a copy of
27 this resolution to United States Secretary of State
28 John F. Kerry; President Ma Ying-jeou of the Republic
29 of China (Taiwan); and the Taipei Economic and Cultural
30 Office in Chicago, Illinois.

H.R. 114 filed on March 5, 2014; adopted March 20, 2014.

HOUSE RESOLUTION 117
BY L. MILLER, BERRY, STECKMAN, and FORRISTALL

A resolution recognizing the health threat posed by chronic obstructive pulmonary disease.

WHEREAS, chronic obstructive pulmonary disease (COPD) is a term used to refer to a group of diseases that cause airflow obstruction and breathing related problems, and includes emphysema, chronic bronchitis, and in some cases, asthma and severe bronchiectasis; and

WHEREAS, in 2008, COPD became the third leading cause of death in the United States, and unlike other major causes of death, its prevalence has not significantly declined in recent years; and

WHEREAS, COPD is a chronic and progressive disease that has been diagnosed in an estimated 117,540 Iowans and 13 million persons nationwide, 66 percent of whom are under age 65; and

WHEREAS, nationwide, the annual cost of COPD in 2010 was projected to be $49.9 billion through health care costs, loss of productivity, and deterioration of personal health and well-being; and

WHEREAS, the American Association for Respiratory Care reports that nationally just over half of all persons with COPD report that their condition limits their ability to work and 34 percent say that COPD keeps them from working; and

WHEREAS, although there is no cure for COPD, increased public awareness, early detection, and proper health management can slow the progression of the

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disease, reduce costs, and improve patients' quality of life and self-sufficiency; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives recognizes chronic obstructive pulmonary disease as a chronic health condition in Iowa which contributes to increasing health care costs and decreasing productivity of the citizens of this state.

H.R. 117 filed on March 13, 2014; adopted April 3, 2014.

HOUSE RESOLUTION 119
BY ISENHART, DRAKE, KRESSIG, MOORE, MUHLBAUER, VANDER LINDEN, M. SMITH, HEIN, JACOBY, DOLECHECK, STUTSMAN, HUSEMAN, KAJTAZOVIC, PETTENGILL, KELLEY, FISHER, GAINES, SHEETS, LYKAM, BAUDLER, RIDING, KOESTER, MURPHY, LANDON, WOOD, R. TAYLOR, HALL, GRASSLEY, RUFF, SALMON, BEARINGER, FORRISTALL, RUNNING-MARQUARDT, JORGENSEN, THOMAS, HANUSA, R. OLSON, WATTS, DUNKEL, RAYHONS, DAWSON, J. SMITH, T. OLSON, HEATON, OLDSON, ALONS, HANSON, BRANDENBURG, LUNDBY,

ROGERS, THEDE, COWNIE, H. MILLER, S. OLSON, BERRY, BALTIMORE, WOLFE, STANERSON, STECKMAN, GUSTAFSON, KEARNS, KAUFMANN, OURTH, BYRNES, HEDDENS, LOFGREN, ANDERSON, WORTHAN, PRICHARD, HIGHFILL, MASCHER, HAGENOW, ABDUL-SAMAD, L. MILLER, GASKILL, BACON, MEYER, GASSMAN, COHOON, SANDS, FORBES, SHAW, LENSING, HESS, WESSEL-KROESCHELL, HEARTSILL, HUNTER, MAXWELL, T. TAYLOR, UPMEYER, WINCKLER, WINDSCHITL, STAED, SODERBERG, and PAULSEN

A resolution commemorating the 25th anniversary of the Resource Enhancement and Protection Program.

WHEREAS, the citizens of Iowa have built and sustained our economy and culture on the state's rich soils, plentiful water, clean air, and other diverse natural resources; and

WHEREAS, the future well-being of the people of Iowa and our livestock and wildlife depend on these natural resources; and

WHEREAS, the General Assembly established in 1989

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a state resources enhancement policy in the Iowa Code; and

WHEREAS, this policy seeks to protect the state's natural resource heritage for the benefit of present and future generations with the establishment of a Resource Enhancement and Protection Program; and

WHEREAS, the General Assembly directed that this program be a long-term, integrated effort to protect and wisely use Iowa's natural resources through the acquisition and management of public lands; the upgrading of public parks and preserves; and the support of environmental education, monitoring, and research; and

WHEREAS, the Resource Enhancement and Protection Program was passed unanimously by the Iowa House of Representatives and signed into law 25 years ago by Governor Terry E. Branstad on May 27, 1989; and

WHEREAS, the Resource Enhancement and Protection Program has significantly benefited all 99 Iowa counties by supporting a total of 14,535 projects since its inception; and

WHEREAS, the Resource Enhancement and Protection Program has financed these projects with $264 million in state investments, leveraging two to three times that amount in private, local, and federal dollars to achieve its goals; and

WHEREAS, hundreds of Iowans gather every other year in regional and statewide meetings to discuss and show their support for the program; and

WHEREAS, the vision and planning that went into the

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1 creation of the Resource Enhancement and Protection
2 Program are a source of pride to all stakeholders,
3 as demonstrated by the fact that the program and its
4 funding allocation formula have never been altered; and
5 WHEREAS, the Resource Enhancement and Protection
6 Program is documented to have created healthier
7 communities, improved quality of life, and sustained
8 economic development; created better soil and water
9 quality; expanded trails and outdoor recreation
10 opportunities; and enhanced knowledge about and
11 understanding of our ecological and environmental
12 assets; and
13 WHEREAS, Iowans desire to celebrate the success
14 and positive impacts of the Resource Enhancement and
15 Protection Program in this anniversary year; and
16 WHEREAS, Iowans strongly believe that the Resource
17 Enhancement and Protection Program is a successful
18 venture worthy of the continued support of the General
19 Assembly; NOW THEREFORE,
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
21 the House of Representatives commends all Iowans who
22 have contributed their time, energy, and commitment
23 to ensure the success of the Resource Enhancement and
24 Protection Program; and
25 BE IT FURTHER RESOLVED, That each public body
26 and private organization in this state is encouraged
27 to consider the role it can play to further the
28 enhancement of and contribute to the preservation of
29 Iowa's natural resources; and
30 BE IT FURTHER RESOLVED, That individual Iowans and

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1 visitors to our state are encouraged to participate
2 in an outdoor activity or event during the 25th
3 anniversary year to celebrate our success and enjoy the
4 blessings of our natural heritage.

H.R. 119 filed on March 17, 2014; adopted March 18, 2014.

HOUSE RESOLUTION 120

BY OURTH, KEARNS, STAED, HEDDENS, T. TAYLOR, MASCHER, ABDUL-SAMAD, M. SMITH, GASKILL, COHOON, WINCKLER, WESSEL-KROESCHELL, WOLFE, RUNNING-MARQUARDT, LUNDBY, STECKMAN, BERRY, HANSON, RUFF, THOMAS, BEARINGER, KELLEY, DAWSON, T. OLSON, OLDSON, FORBES, RIDING, MUHLBAUER, HUNTER, LENSING, DUNKEL, STUTSMAN, LYKAM, GAINES, MURPHY, WOOD, FISHER, ALONS, VANDER LINDEN, HEIN, DRAKE, BACON, LANDON, JORGENSEN, HALL, COWNIE, DOLECHECK, HEATON, DEYOE, WORTHAN, WATTS, BAUDLER, KLEIN, HUSEMAN, WINDSCHITL,

HEARTSILL, MOORE, SCHULTZ, H. MILLER, BRANDENBURG, COSTELLO, HAGENOW, SODERBERG, HANUSA, KOESTER, HESS, and R. TAYLOR

A resolution recognizing May 9 and 10, 2014, as Iowa School Band Days.

WHEREAS, from the works of Robert Meredith Willson to the marches of Karl L. King, Iowa has a long, strong, and proud tradition of band music; and

WHEREAS, music education within school band programs has repeatedly been proven to positively influence student achievement in all curriculums; and

WHEREAS, community support for quality school music programs shows a dedication to the sense of pride and community that school bands can provide; and

WHEREAS, school band programs demonstrate that a well-rounded music education can be key to a student's success in life and learning; and

WHEREAS, the weekend of May 9 and 10, 2014, are state band contest days; and

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WHEREAS, recognizing organizations like the Iowa Chapter of the American School Band Directors Association will encourage music excellence throughout our state; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives recognizes May 9 and 10, 2014, as Iowa School Band Days and congratulates the talented and dedicated young musicians who are members of Iowa's school bands.

H.R. 120 filed on March 17, 2014; adopted March 31, 2014.

HOUSE RESOLUTION 121
BY HEARTSILL

A resolution recognizing Knoxville as the birthplace of the Iowa State Flag and recognizing the week of March 23 through March 29, 2014, as Dixie Cornell Gebhardt Week.

WHEREAS, March 29, 2014, marks the 93rd Anniversary of the adoption of the Iowa State Flag by the 39th Iowa General Assembly; and

WHEREAS, Knoxville is known as the birthplace of the Iowa State Flag; and

WHEREAS, Dixie Cornell Gebhardt, the daughter of a Civil War veteran, was born on November 18, 1866, in Knoxville, lived most of her life in Iowa, and died in Knoxville on October 16, 1955; and

WHEREAS, Dixie Gebhardt, along with other members of the Mary Marion Chapter of the Daughters of the Revolution of Knoxville, designed the Iowa flag in

17 1917; and
18 WHEREAS, the Honorable Terry Branstad, Governor of
19 the State of Iowa, has proclaimed March 29, 2014, as
20 Iowa State Flag Day; and
21 WHEREAS, the blue stripe of the banner stands for
22 loyalty, justice, and truth, the broad white stripe for
23 purity, and the red stripe for courage; and
24 WHEREAS, the eagle carries blue streamers inscribed
25 with the state motto, "Our Liberties We Prize and Our
26 Rights We Will Maintain", thus combining our national
27 symbol with our state motto; NOW THEREFORE,
28 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That

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1 the House of Representatives recognizes Knoxville as
2 the birthplace of the Iowa State Flag, recognizes March
3 23 through March 29, 2014, as Dixie Cornell Gebhardt
4 Week, and recognizes March 29, 2014, as Iowa State Flag
5 Day.

H.R. 121 filed on March 20, 2014; adopted March 24, 2014.

HOUSE RESOLUTION 122
BY KAUFMANN

1 A resolution recognizing the Hoover Uncommon Public
2 Service Award winner for 2014, Representative Steven
3 Olson.
4 WHEREAS, Herbert Hoover was both a visionary and
5 dedicated public servant and through his tireless
6 efforts millions of lives were saved in the years after
7 World War I; and
8 WHEREAS, to honor that spirit of public service the
9 Herbert Hoover Presidential Library Association has
10 created the Hoover Uncommon Public Service Award; and
11 WHEREAS, the association annually presents
12 the Hoover Uncommon Public Service Award to Iowa
13 legislators who exemplify President Hoover's
14 humanitarian efforts and have gone above and beyond
15 the call of duty to demonstrate uncommon service and
16 commitment to the people of Iowa; and
17 WHEREAS, the award takes its name from a 1948 speech
18 in which the former President said, "Let us remember
19 that the great human advances have not been brought
20 about by distinctly mediocre men and women. They were
21 brought about by distinctly uncommon people with vital
22 sparks of leadership."; and
23 WHEREAS, in 2014, the association awarded the
24 eighth annual Hoover Uncommon Public Service Award to
25 Representative Steven Olson of DeWitt, Iowa; and
26 WHEREAS, Representative Steven Olson is committed to

27 the constituents in his district and works for the best
28 interests of those he represents; and
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1 WHEREAS, Representative Olson is held in the highest
2 regard in his community and by the state legislature
3 where he has earned respect on both sides of the aisle,
4 as he diligently sought out the best solutions for the
5 state; and
6 WHEREAS, Representative Olson exhibits an uncommon
7 valor, a rare temperament, and an exceptional heart for
8 service; NOW THEREFORE,
9 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
10 That the House of Representatives thanks the Herbert
11 Hoover Presidential Library Association for the
12 creation of the Hoover Uncommon Public Service Award
13 and congratulates Representative Olson on receiving the
14 2014 award.

H.R. 122 filed on April 2, 2014; adopted April 2, 2014.

HOUSE RESOLUTION 123

BY GRASSLEY, UPMEYER, ALONS, ANDERSON, BACON, BALTIMORE, BAUDLER, BEARINGER, BRANDENBURG, BYRNES, COSTELLO, COWNIE, DEYOE, DOLECHECK, DRAKE, DUNKEL, FISHER, FORBES, FORRISTALL, GASSMAN, GUSTAFSON, HAGENOW, HANUSA, HEARTSILL, HEATON, HEIN, HESS, HIGHFILL, HUNTER, HUSEMAN, JORGENSEN, KAUFMANN, KEARNS, KELLEY, KLEIN, KOESTER, LANDON, LOFGREN, MAXWELL, H. MILLER, L. MILLER, MOORE, MUHLBAUER, S. OLSON, PAULSEN, PETTENGILL, RAYHONS, RIDING, ROGERS, RUFF, SALMON, SANDS, SCHULTZ, SHAW, SHEETS, J. SMITH, SODERBERG, STANERSON, STUTSMAN, R. TAYLOR, THOMAS, VANDER LINDEN, WATTS, WINDSCHITL, WOOD, and WORTHAN

1 A resolution requesting that all necessary and
2 immediate action be taken by the State of
3 California, the United States Congress, the United
4 States Attorney General, state legislatures, state
5 governors, and state attorneys general to effectuate
6 the repeal of California legislation enacted as AB
7 1437 that unconstitutionally infringes upon the
8 Commerce Clause of the Constitution of the United
9 States to the detriment of this nation's consumers
10 and farmers.
11 WHEREAS, in 2008, California voters approved
12 Proposition 2, a ballot initiative that prohibits
13 California farmers from employing a number of
14 agricultural production methods in widespread use
15 throughout the United States, including the use of
16 industry standards used in egg production; and

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1 WHEREAS, in 2010, in response to the proposition

which would have placed California in a competitive disadvantage by increasing the cost of egg production within that state, the California State Legislature enacted AB 1437 which requires other states to comply with California's standards in order to continue to market eggs in that state; and

WHEREAS, Section 25996 of the California Health and Safety Code states that commencing January 1, 2015, a shelled egg cannot be sold or contracted to sell for human consumption in California if the egg was produced on a farm not meeting California standards; and

WHEREAS, the effect of California's legislation is to increase consumer prices, create financial hardship on low-income families, and deny egg farmers their right to access the nation's markets; and

WHEREAS, the "Commerce Clause," Article I, Section 8 of the Constitution of the United States provides in relevant part, that "Congress shall have Power... [t]o regulate commerce... among the several States..."; which has established a free trade zone now encompassing fifty states, the District of Columbia, and the territories of the United States; and

WHEREAS, the Commerce Clause is an enumerated power granted to Congress and is also a restriction imposed on states from enacting legislation that places an undue burden on interstate commerce; and

WHEREAS, in Federalist No. 11, Alexander Hamilton understood that "a free circulation of the commodities" among the states constituted a vital component of this

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nation's prosperity; and

WHEREAS, since 1824, in the landmark decision Gibbons v. Ogden, 22 U.S. (9 Wheat.) 1 (1824), the United States Supreme Court has found that states are limited in their ability to burden interstate commerce; and

WHEREAS, since then the principle has been long respected that the Commerce Clause bars states from erecting trade barriers that would otherwise inevitably lead to interstate trade wars, incite retaliation among the states, and ultimately irreparably injure our federal union; and

WHEREAS, on February 3, 2014, the Honorable Chris Koster, Attorney General of the State of Missouri, brought suit in the United States District Court in the Eastern District of California, Fresno Division, asking the court to declare the California statute invalid, including as a violation of the Commerce Clause; and

WHEREAS, the Honorable Terry E. Branstad, Governor of the State of Iowa, together with the attorneys

21 general of the states of Alabama, Nebraska, and
22 Oklahoma, and the attorney general of the Commonwealth
23 of Kentucky have joined with the State of Missouri in
24 this case; NOW THEREFORE,
25 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
26 That the State of California immediately repeal
27 all unconstitutional provisions enacted in AB 1437,
28 including Section 25996 of the California Health and
29 Safety Code; and
30 BE IT FURTHER RESOLVED, That all necessary and

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1 immediate action be taken by the United States
2 Congress, the United States Attorney General, state
3 legislatures, state governors, and state attorneys
4 general to ensure the repeal of all unconstitutional
5 provisions enacted in AB 1437, including Section 25996
6 of the California Health and Safety Code; and
7 BE IT FURTHER RESOLVED, That a copy of this
8 resolution shall be transmitted to the Honorable Ellen
9 M. Corbett, Majority Leader, California State Senate;
10 the Honorable John A. Perez, Speaker of the Assembly,
11 California State Assembly; the Honorable Joseph R.
12 Biden, Jr., President of the United States Senate;
13 the Honorable John A. Boehner, Speaker of the United
14 States House of Representatives; the Honorable Debbie
15 Stabenow, Chairwoman of the Committee on Agriculture,
16 Nutrition, and Forestry of the United States Senate;
17 the Honorable Frank Lucas, Chairman of the Committee
18 on Agriculture of the United States House of
19 Representatives; each member of the Iowa congressional
20 delegation; the Honorable Eric H. Holder, Jr., Attorney
21 General of the United States; the Honorable Tom
22 Vilsack, Secretary of Agriculture of the United States;
23 the Honorable Terry E. Branstad, Governor of the State
24 of Iowa; the Honorable Tom Miller, Attorney General
25 of the State of Iowa; the Honorable Luther Strange,
26 Attorney General of the State of Alabama; the Honorable
27 Jack Conway, Attorney General of the Commonwealth of
28 Kentucky; the Honorable Chris Koster, Attorney General
29 of the State of Missouri; the Honorable Jon Bruning,
30 Attorney General of the State of Nebraska; and the

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1 Honorable E. Scott Pruitt, Attorney General of the
2 State of Oklahoma; and
3 BE IT FURTHER RESOLVED, That a copy of this
4 resolution shall be transmitted to the Council of State
5 Governments, the National Governors Association, and
6 the National Association of Attorneys General.

H.R. 123 filed on April 2, 2014; adopted April 3, 2014.

HOUSE RESOLUTION 124
BY HEDDENS, WESSEL-KROESCHELL, THOMAS, WOOD, KELLEY, DOLECHECK, BYRNES, KOESTER, FISHER, LANDON, HUNTER, R. OLSON, S. OLSON, FORBES, DAWSON, MURPHY, WINCKLER, ABDUL-SAMAD, KRESSIG, STUTSMAN, HEARTSILL, STECKMAN, ISENHART, MEYER, RUFF, BEARINGER, OLDSON, H. MILLER, STAED, LYKAM, HALL, M. SMITH, SHEETS, GASKILL, RIDING, OURTH, DRAKE, T. TAYLOR, GASSMAN, HUSEMAN, HEIN, HESS, DEYOE, and KEARNS

A resolution honoring the Iowa State University men's basketball team.

WHEREAS, the Ides of March take on new meaning since the Iowa State University men's basketball team, the Cyclones, have won their second Big 12 Conference Tournament Championship; and

WHEREAS, the 16th-ranked Cyclones won this year's championship with wins over Kansas State University and the University of Kansas, and finally with a 74-65 win over Baylor University; and

WHEREAS, in the championship game the Cyclones demonstrated determination and tenacity, winning a come-from-behind victory in the last seven minutes of the game; and

WHEREAS, teammates DeAndre Kane, Georges Niang, Naz Long, Dustin Hogue, and Big 12 player of the year Melvin Ejim all scored in double digits to clinch the win; and

WHEREAS, fourth-year Head Coach Fred Hoiberg dedicated the win to Johnny Orr, the iconic former

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coach who passed away in 2013; and

WHEREAS, the Cyclones ended the season in high style, with a third-straight NCAA tournament appearance capped by a Sweet 16 appearance, just the fourth in Iowa State history and the first since 2000; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives congratulates Head Coach Fred Hoiberg, other members of the Cyclones coaching staff, and the members of the 2013-2014 Iowa State University men's basketball team for a brilliant season that culminated in the Big 12 Conference Tournament Championship.

H.R. 124 filed on April 2, 2014; adopted April 14, 2014.

HOUSE RESOLUTION 125
BY FISHER, ISENHART, WATTS, HUSEMAN, STUTSMAN, DEYOE, SHEETS, ALONS, JORGENSEN, SODERBERG, GUSTAFSON, GASSMAN, SCHULTZ, SHAW, STAED, KRESSIG, RUFF, HANSON, KEARNS, R. TAYLOR, HESS, BAUDLER,

WINDSCHITL, BYRNES, FORRISTALL, KAUFMANN, LOFGREN, RAYHONS, S. OLSON, MAXWELL, SALMON, BACON, VANDER LINDEN, HALL, KLEIN, PETTENGILL, BRANDENBURG, and WORTHAN

1 A resolution recognizing April 16, 2014, as Line Worker
2 Appreciation Day in the state of Iowa.
3 WHEREAS, America's electric energy is generated
4 by thousands of independently owned and operated
5 power plants, all of which are connected by a complex
6 electrical grid consisting of over 5 million miles of
7 transmission and distribution lines that deliver energy
8 to homes, businesses, hospitals, churches, and schools
9 throughout the United States; and
10 WHEREAS, the nationwide electrical grid must be
11 maintained and operational 24 hours a day, 7 days
12 a week, and 365 days a year despite freezing cold,
13 torrential rains, tornadoes, and various other
14 catastrophes; and
15 WHEREAS, most people take electricity for granted
16 when they flip on the switch and fail to think about
17 the people who provide this necessity on an extremely
18 reliable basis; and
19 WHEREAS, this vital service is performed by the
20 dedicated and skilled men and women known as electrical
21 line workers who are employed by Iowa's investor-owned

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1 utilities, municipal utilities, and rural electric
2 cooperatives; and
3 WHEREAS, Iowa's line workers have repeatedly
4 demonstrated outstanding courage, skill, and dedication
5 by tirelessly working to maintain and restore the
6 electrical power grid, often under the most trying
7 conditions; and
8 WHEREAS, the hard working men and women of Iowa
9 who work each day to ensure the reliable delivery of
10 electric energy to all Iowans deserve our appreciation,
11 gratitude, and respect; NOW THEREFORE,
12 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
13 the House of Representatives, honoring the work and
14 sacrifice of Iowa's line workers, recognizes April 16,
15 2014, as Line Worker Appreciation Day in Iowa.

H.R. 125 filed on April 11, 2014; adopted April 16, 2014.

HOUSE RESOLUTION 127

BY LANDON, GUSTAFSON, MAXWELL, ALONS, VANDER LINDEN, THOMAS, KEARNS, WINDSCHITL, PRICHARD, STANERSON, ISENHART, MEYER, and SHAW

1 A resolution honoring the service and sacrifice of
2 Iowans who served or lost their lives in the Vietnam
3 War.
4 WHEREAS, a ceremony will take place at Iowa's

Vietnam War Memorial on the State Capitol complex grounds to commemorate the 50th anniversary of the beginning of the United States' involvement in what was to become known as the Vietnam War; and

WHEREAS, for the United States, the Vietnam War lasted into 1975, with three million American men and women involved in the conflict; and

WHEREAS, about 115,000 Iowans served in the Vietnam War, and over 850 Iowans lost their lives during that war; and

WHEREAS, those fallen Iowans came from hundreds of Iowa cities and farms, large and small, from Ackley to Yale, leaving thousands of friends and family members to mourn their loss; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the House of Representatives urges all Iowans to reflect back 50 years to the beginning of the United States military action in Vietnam, to remember the sacrifice of thousands of Iowans who served and the more than 850 Iowans who lost their lives during the Vietnam War, and to honor the service and memory of those courageous Iowans.

H.R. 127 filed on April 25, 2014; adopted April 29, 2014.

ABDUL-SAMAD, AKO—Representative, Assistant Minority Leader
Amendments filed—198, 199, 233, 680, 714, 715, 716, 751, 752, 831, 832, 844, 892, 893
Committee assignments—14, 15, 16, 18
Introduction of bills—102, 124, 125, 133, 134, 139, 140, 150, 151, 159, 161, 193, 203, 222, 224, 227, 239, 240, 258, 259, 269
Leave of absence—467, 474, 890
Resolutions filed—98, 338, 353, 371, 502, 662, 751, 819
Special presentation—Wayne Ford—12
Sponsor added—216
Study bill subcommittee assignments—108, 113, 145, 229
Subcommittee assignments—42, 119, 131, 273, 370

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Adjutant General of the Iowa National Guard—164-171
Chief Justice of the Iowa Supreme Court—71-76
Governor—55-64
Majority Leader—5-6, 886-888
Minority Leader—7-9, 885-886
Speaker of the House—9-11, 888-889

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Assignments/revisions—13, 14
Recommendations—42
Reports—47-50
Resolutions filed—43
Subcommittee assignments—42

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153-154

AGRICULTURE, COMMITTEE ON—
Assignments—14
Introduction of bills—294, 304, 316, 350, 366
Recommendations—242-243, 275, 285, 494
Study bill committee assignments—95
Study bill subcommittee assignments—66, 120
Subcommittee assignments—82, 83, 155, 218, 228, 447, 448

ALONS, DWAYNE A.—Representative
Amendments filed—277, 353, 375, 376, 457, 497, 550, 558, 713, 722
Amendments offered—570, 727
Committee assignments—14, 15, 16, 17, 18
Committee to notify/escort—3, 163
Introduction of bills—68, 123, 139, 149, 160, 180, 200, 202, 203, 245, 257
Leave of absence—664
Resolutions filed—80, 99, 146, 353, 371, 450, 457, 496, 502, 661, 719, 820
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Study bill subcommittee assignments—80, 98, 120, 128, 132, 196, 274, 275
Subcommittee assignments—83, 127, 144, 217, 218, 253, 273, 370, 477

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Filed—(Printed in full—912-1802)
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Senate amendments filed—419, 535, 568, 604, 608, 640, 662, 692, 695, 752, 769, 773, 776, 792, 820, 833, 845, 891, 893
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ANDERSON, MARTI—Representative
Amendments filed—198, 233, 380, 459, 680, 714, 715, 716, 751, 752, 831, 832, 844, 891, 892, 893
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Introduction of bills—45, 68, 85, 124, 125, 133, 139, 140, 150, 151, 161, 180, 181, 192, 193, 201, 222, 227, 239, 240, 247, 257, 269
Leave of absence—467, 763
Resolutions filed—502, 661, 751, 819
Sponsor withdrawn—665
Study bill subcommittee assignments—79, 98, 107, 128, 145, 157, 196
Subcommittee assignments—42, 156, 217, 218, 253, 370, 371, 417

APPROPRIATIONS, COMMITTEE ON—
Amendments filed—668, 692, 716, 801
Assignments/revisions—13, 14, 65
Introduction of bills—556, 564, 607, 665, 690, 759
Recommendations—557, 567-568, 608, 668, 691, 713, 764, 801, 863
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Study bill subcommittee assignments—713
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ASSISTANT MAJORITY LEADERS—
Fry, Joel
Hagenow, Chris
Hein, Lee (as of 4-30-14)
Klein, Jarad (as of 4-30-14)
Rogers, Walt
Smith, Jeff
Windschitl, Matt W.

ASSISTANT MINORITY LEADERS—
Abdul-Samad, Ako
Gaskill, Mary
Mascher, Mary
Prichard, Todd

BACON, ROBERT—Representative
Amendments filed—550, 716
Committee assignments—15, 16, 17, 18, 19
Committee to notify/escort—3
Introduction of bills—91, 245, 258
Leave of absence—664
Reports—7
Resolutions filed—80, 99, 353, 371, 457, 502, 661, 719
Study bill subcommittee assignments—107, 121, 177, 274
Subcommittee assignments—66, 127, 131, 144, 155, 175, 176, 183, 196, 284, 379

BALTIMORE, CHIP—Representative
Amendments filed—178, 198, 221, 450, 535, 550, 558, 568, 584, 585, 662, 776, 792, 845, 893
Amendments offered—203, 211, 518, 573, 582, 593, 597, 848, 858
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Point of order—209, 211
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