

**NINETIETH GENERAL ASSEMBLY  
2024 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

**March 27, 2024**

**Clip Sheet Summary**

Displays all amendments, fiscal notes, and conference committee reports for previous day.

<b>Bill</b>	<b>Amendment</b>	<b>Action</b>	<b>Sponsor</b>
<a href="#">HF 2665</a> .....	<a href="#">H-8248</a> .....	Filed	FISHER of Tama
<a href="#">HF 2665</a> .....	<a href="#">H-8249</a> .....	Filed	TUREK of Pottawattamie
<a href="#">HF 2665</a> .....	<a href="#">H-8250</a> .....	Filed	STECKMAN of Cerro Gordo
<a href="#">HF 2665</a> .....	<a href="#">H-8251</a> .....	Filed	BAETH of Polk
<a href="#">SF 2196</a> .....	<a href="#">H-8246</a> .....	Filed	LUNDGREN of Dubuque
<a href="#">SF 2391</a> .....	<a href="#">H-8247</a> .....	Filed	MOMMSEN of Clinton

**Fiscal Notes**

[SF 345](#) — [Paraphernalia Regulation](#) (LSB1126SV.2)

[HF 2607](#) — [Motor Vehicle Registration](#) (LSB5585HV.1)

HOUSE FILE 2665

H-8248

- 1 Amend House File 2665 as follows:
- 2 1. Page 1, line 4, by striking <raccoon trapping> and  
3 inserting <fur harvester>
- 4 2. Page 1, by striking lines 8 through 10 and inserting  
5 <consist of moneys appropriated to or deposited in the fund  
6 from the general fund of the state, moneys deposited pursuant  
7 to subsection 6, and donations to the fund obtained from any  
8 private source.>
- 9 3. Page 1, line 28, by striking <raccoon trapping> and  
10 inserting <fur harvester>
- 11 4. Page 1, by striking lines 29 through 31 and inserting  
12 <season established by the commission by rule.>
- 13 5. Page 1, line 34, by striking <raccoon trapping> and  
14 inserting <fur harvester>
- 15 6. Page 2, by striking lines 3 through 6 and inserting:  
16 <b. A person may only receive compensation through the fur  
17 harvester program if the person harvested the raccoon.>
- 18 7. Page 2, lines 8 and 9, by striking <raccoon trapping> and  
19 inserting <fur harvester>
- 20 8. Page 2, line 12, by striking <raccoon trapping> and  
21 inserting <fur harvester>
- 22 9. Page 2, line 14, by striking <raccoon> and inserting <fur  
23 harvester>
- 24 10. Page 2, line 17, after <resides.> by inserting <The  
25 department may suspend pickup events if moneys are not  
26 sufficient in the raccoon bounty fund to satisfy further  
27 reimbursement to a person who relinquishes a raccoon tail.>
- 28 11. Page 2, line 31, after <state,> by inserting <was  
29 harvested by a person other than the person relinquishing the  
30 raccoon tail,>
- 31 12. Page 2, line 32, by striking <raccoon trapping> and  
32 inserting <fur harvester>

By FISHER of Tama

H-8248 (Continued)

H-8248 FILED MARCH 26, 2024

HOUSE FILE 2665

H-8249

1 Amend House File 2665 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <Section 1. PEDIATRIC CANCER RESEARCH — APPROPRIATION.

5 1. There is appropriated from the general fund of the state  
6 to the state board of regents for the fiscal year beginning  
7 July 1, 2024, and ending June 30, 2025, the following amount,  
8 or so much thereof as is necessary, to be used for the purposes  
9 designated:

10 For pediatric cancer research at the university of Iowa  
11 hospitals and clinics:

12 ..... \$ 860,000

13 2. The state board of regents shall submit a report to the  
14 governor and the general assembly by October 1, 2026, regarding  
15 the expenditure of the moneys.>

16 2. Title page, by striking lines 1 through 4 and inserting  
17 <An Act appropriating moneys for pediatric cancer research at  
18 the university of Iowa hospitals and clinics.>

By TUREK of Pottawattamie

H-8249 FILED MARCH 26, 2024

HOUSE FILE 2665

H-8250

1 Amend House File 2665 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <Section 1. DEPARTMENT OF HEALTH AND HUMAN SERVICES  
5 — DOUBLE UP FOOD BUCKS PROGRAM — SUPPLEMENTAL  
6 APPROPRIATION. There is appropriated from the general fund of  
7 the state to the department of health and human services for  
8 the fiscal year beginning July 1, 2024, and ending June 30,  
9 2025, in addition to any other funding appropriated for such  
10 purpose for the same fiscal year, the following amount, or  
11 so much thereof as is necessary, to be used for the purposes  
12 designated:

13 To provide grants to support the double up food bucks  
14 program administered by the Iowa healthiest state initiative  
15 to make fresh fruits and vegetables sold at farmers markets,  
16 grocery stores, and other participating locations accessible  
17 to individuals and families who reside in this state and  
18 receive assistance through the federal supplemental nutrition  
19 assistance program:

20 ..... \$ 860,000

21 A grant recipient that receives funding pursuant to this  
22 section shall provide at least a dollar-for-dollar match of the  
23 grant assistance.

24 Notwithstanding section 8.33, moneys appropriated under this  
25 section shall not revert at the close of the fiscal year, but  
26 shall remain available for the purposes designated.>

27 2. Title page, by striking lines 1 through 4 and inserting  
28 <An Act relating to the double up food bucks program, and  
29 making appropriations.>

By STECKMAN of Cerro Gordo

H-8250 FILED MARCH 26, 2024

HOUSE FILE 2665

H-8251

1 Amend House File 2665 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <Section 1. IOWA CANCER SURVEILLANCE DATA — FOCUSED REVIEW  
5 — REPORT — APPROPRIATION.

6 1. There is appropriated from the general fund of the state  
7 to the department of health and human services for the fiscal  
8 year beginning July 1, 2024, and ending June 30, 2025, the  
9 following amount, or so much thereof as is necessary, to be  
10 used for the purposes designated:

11 To perform a focused review of Iowa cancer surveillance  
12 data:

13 ..... \$ 860,000

14 2. The department of health and human services shall  
15 collaborate with the Iowa cancer consortium to perform a  
16 focused review of the cancer incidence data collected in the  
17 state health registry of Iowa/Iowa cancer registry and the  
18 2023-2027 Iowa cancer plan to investigate the causality of  
19 the increased incidence of cancer in Iowa and to recommend  
20 strategies and specific action steps, including policy  
21 changes, to guide cancer control activities. The department  
22 of health and human services shall use a portion of the  
23 moneys appropriated to employ one full-time equivalent  
24 position dedicated to the Iowa cancer control program. The  
25 department of health and human services shall also utilize a  
26 portion of the moneys appropriated, as necessary, to employ  
27 or engage staff with expertise in the areas of epidemiology,  
28 biostatistics, and other appropriate specialty areas to perform  
29 the review and develop the recommendations. The department of  
30 health and human services shall submit a report of the findings  
31 and recommendations resulting from the focused review to the  
32 general assembly by September 1, 2025.>

33 2. Title page, by striking lines 1 through 4 and  
34 inserting <An Act relating to a focused review of Iowa cancer  
35 surveillance data, and making appropriations.>

H-8251 (Continued)

By BAETH of Polk

H-8251 FILED MARCH 26, 2024

SENATE FILE 2196

H-8246

1 Amend Senate File 2196 as follows:

2 1. Page 1, after line 11 by inserting:

3 <Sec. \_\_\_\_ . Section 256.11, subsection 9B, Code 2024, is  
4 amended to read as follows:

5 9B. Beginning July 1, 2007, each school district shall have  
6 a school nurse to provide health services to its students.  
7 Each school district shall work toward the goal of having one  
8 school nurse for every seven hundred fifty students enrolled in  
9 the school district. For purposes of this subsection, *school*  
10 *nurse* means a person who holds an endorsement or a statement  
11 of professional recognition for school nurses issued by the  
12 board of educational examiners under subchapter VII, part 3.  
13 Notwithstanding the requirement of having a school nurse in  
14 each school district to provide health services to students  
15 as specified in this subsection, on or after July 1, 2024,  
16 a school district may utilize an athletic trainer as defined  
17 in section 152D.1 to provide such health services, within  
18 the athletic trainer's scope of practice, to the district's  
19 students to meet the specified goal.>

20 2. Title page, line 1, after <of> by inserting <health  
21 services in a school including the provision of>

22 3. Title page, line 2, after <exemptions> by inserting <and  
23 the provision of health services by each school district>

By LUNDGREN of Dubuque

H-8246 FILED MARCH 26, 2024



SENATE FILE 2391

H-8247

- 1 Amend the amendment, H-8239, to Senate File 2391, as  
2 amended, passed, and reprinted by the Senate, as follows:  
3 1. Page 2, by striking lines 12 through 14 and inserting:  
4 <\_\_\_. By striking page 2, line 35, through page 3, line 2,  
5 and inserting <pepperoni, porterhouse, rib or sparerib, ribeye,  
6 roast, salami, sausage, shank, sirloin, or tenderloin.>>  
7 2. By renumbering as necessary.

By MOMMSEN of Clinton

H-8247 FILED MARCH 26, 2024



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[SF 345](#) – Paraphernalia Regulation (LSB1126SV.2)  
Staff Contact: Evan Johnson (515.281.6301) [evan.johnson@legis.iowa.gov](mailto:evan.johnson@legis.iowa.gov)  
Fiscal Note Version – As amended by House amendment [S-5050](#)

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## **Description**

[Senate File 345](#), as amended by House amendment [S-5050](#), relates to the regulation of certain tobacco-related products, including devices involved with the usage of these products, and establishes licensing fees and sales and excise tax collection procedures. The Bill as amended defines “device” as any equipment or product, made in whole or in part of glass and metal, that is designed for use in inhaling through combustion tobacco, hemp, other plant materials, or a controlled substance. The definition of “device” does not include vapor products and other certain smokable tobacco-related products. Under the Bill as amended, retailers who sell these devices will be taxed at a rate of 40.0% of the sales price in addition to sales and use tax.

In addition to a tobacco retailer permit, device retailers, including delivery sale device retailers, are required to apply for a device retailer permit. The device retailer permit fee totaling \$1,500 annually is to be collected by the State and may be remitted to cities and counties that approve such permits. Cities and counties that approve device retailer permits must submit the information to the Iowa Department of Revenue (IDR), and the IDR must submit the current list of all device retailer permits to the Department of Health and Human Services (HHS) quarterly.

The Bill as amended creates a Specialty Courts and Diversion Programs Fund under the control of the Office of Drug Control Policy. All excise taxes collected on devices and permit fee revenue (except for fees remitted to counties and cities) are deposited into this Fund. Moneys in the Fund are appropriated to the Office of Drug Control Policy for support of specialty courts and diversion programs to address underlying substance use disorder-related and mental health-related issues that contribute to the contact of individuals with the justice system.

The sale of devices is prohibited to any individual under the age of 21. In addition to the provisions under Iowa Code chapter [453A](#), the Bill as amended creates various requirements for device retailers and establishes civil penalties for the willful violation of those requirements. Additionally, a device retailer permit holder, a device delivery sale permit holder, or another individual who violates the provisions of the Bill as amended is guilty of a serious misdemeanor. The Bill as amended modifies the simple misdemeanor penalty for the manufacture, delivery, sale, or possession of drug paraphernalia by making it punishable as a scheduled fine. A first violation is punishable by a scheduled fine of \$260, and a second or subsequent violation is punishable by a scheduled fine of \$520.

The Bill as amended takes effect January 1, 2025.

## **Background**

Iowa Code chapter 453A provides for cigarette and tobacco taxation and regulation, including license suspension, license revocation provisions, and penalties that apply to tobacco retailers, device retailers, and device delivery sale permit holders, as well as those who do not hold permits.

A serious misdemeanor is punishable by confinement for no more than one year and a fine of at least \$430 but no more than \$2,560. A simple misdemeanor is punishable by confinement for no more than 30 days and a fine of at least \$105 but no more than \$855.

### **Assumptions**

- The following will not change over the projection period: charge, conviction, and sentencing patterns and trends; prisoner length of stay (LOS); revocation rates; plea bargaining; and other criminal justice system policies and practices.
- A lag effect of six months is assumed from the effective date of the Bill as amended to the date of first entry of affected offenders into the correctional system.
- Marginal costs for county jails cannot be estimated due to a lack of data. For purposes of this analysis, the marginal cost for county jails is assumed to be \$50 per day.
- The IDR estimates there are approximately 100 currently licensed tobacco stores in the State. Of these stores, approximately 35 sell devices regulated under the Bill as amended and will apply for a device retailer permit.
- Total device sales at these stores in FY 2022 were estimated as a percentage of the retailers' total sales. The estimations are as follows: 4 stores had 100.0% device sales, 7 stores had 50.0% device sales, and 24 stores had 25.0% device sales. Estimated sales of devices were approximately \$6.6 million in FY 2022.
- Additional non-tobacco-specific stores (convenience stores, gas stations, etc.) that currently sell devices regulated under the Bill as amended will not apply for a device retailer permit.
- According to the HHS, there are currently 3,597 locations, including non-tobacco-specific stores, that sell tobacco and require compliance checks.
- The additional cost of devices will not affect sales for other products.
- Permit fees collected for out-of-state retailers cannot be determined.
- Growth from FY 2022 to FY 2023 was based on the Revenue Estimating Conference (REC) growth of sales tax (3.9%).
- Growth trends in future fiscal years are assumed to be 2.0%.

### **Correctional Impact**

Senate File 345 as amended modifies the penalty for the manufacture, delivery, sale, or possession of drug paraphernalia by making it punishable as a scheduled fine. In FY 2023, 2,412 individuals were convicted, of whom 362 were sentenced to jail, under Iowa Code section [124.414](#). Under the Bill as amended, no individuals would be sentenced to jail for a violation of Iowa Code section 124.414. A conviction for a simple misdemeanor does not result in a prison sentence but does carry the possibility of confinement for up to 30 days in jail. Marginal county jail costs are estimated to be \$50 per day, but there is insufficient information to determine any costs related to LOS.

Senate File 345 as amended also establishes two new serious misdemeanors related to device retailer permit holders, device delivery sale permit holders, and other individuals who violate the provisions of new Iowa Code chapter 453E. Convictions related to new Iowa Code chapter 453E cannot be estimated due to a lack of data.

**Figure 1** provides estimates for sentencing to State prison, parole, probation, or Community-Based Corrections (CBC) residential facilities; LOS under those supervisions; and supervision marginal costs per day for all convictions of serious misdemeanors. Refer to the Legislative Services Agency (LSA) memo addressed to the General Assembly, [Cost Estimates Used for Correctional Impact Statements](#), dated January 16, 2024, for information related to the correctional system.

**Figure 1 — Sentencing Estimates and LOS**

Conviction Offense Class	Percent Ordered to State Prison	FY 2023 Avg LOS in Prison (All Releases)	Marginal Prison Cost Per Day	Percent Ordered to Probation	FY23 Field Avg LOS on Probation	Avg Cost Per Day on Probation	Percent Sentenced to CBC Residential Facility	Marginal Cost CBC Per Day	Percent Ordered to County Jail	Marginal Cost Per Day Jail	FY 23 Field Avg LOS on Parole	Marginal Cost Per Day Parole
Serious Misdemeanor	1.7%	6.6	\$24.94	53.0%	19.2	\$7.67	1.2%	\$20.00	74.2%	\$50.00	N/A	\$7.67

**Minority Impact**

The minority impact of SF 345 as amended is unknown. Of the 2,412 individuals convicted in FY 2023 of the manufacture, delivery, sale, or possession of drug paraphernalia under Iowa Code section 124.414, 79.3% were White, 12.2% were Black, and 8.5% were of other races. Racial data for individuals sentenced to jail is unknown. Iowa’s population is 89.8% White, 4.4% Black, and 5.8% other races. Refer to the LSA memo addressed to the General Assembly, [Minority Impact Statement](#), dated January 16, 2024, for information related to minorities in the criminal justice system.

**Fiscal Impact**

**Excise Tax**

Senate File 345 as amended is estimated to result in revenue of \$1.4 million in FY 2025 and \$2.9 million in FY 2026 to the Specialty Courts and Diversion Programs Fund as a result of the excise tax collected. **Figure 2** provides revenue estimates for the Fund through FY 2029.

**Figure 2 — Revenue Estimates to the Specialty Courts and Diversion Programs Fund (In Millions)**

Fiscal Year	Excise Tax Revenue
FY 2025	\$ 1.4
FY 2026	2.9
FY 2027	3.0
FY 2028	3.0
FY 2029	3.1

**Permit Fee**

Permit fee revenue is estimated to be \$50,000 annually. This revenue will be deposited into the Specialty Courts and Diversion Programs Fund unless remitted to a city or county. Any permit fee remitted to a city or county will be credited to the respective city or county’s general fund.

**Correctional Fiscal Impact**

Senate File 345 as amended establishes new crimes and modifies an existing penalty. The resulting cost to the justice system cannot be determined. The average State cost per serious misdemeanor conviction ranges from \$400 to \$6,900, which includes operating costs incurred by the Judicial Branch, the State Public Defender, and the DOC. The cost would be incurred across multiple fiscal years for prison and parole supervision. In addition, the new offenses established by SF 345 as amended may increase civil penalty revenue, but the impact is unknown.

**Additional Fiscal Impact**

The cost to the IDR to update its electronic I-PLEDGE Tobacco Enforcement Program reporting system, which would be used for data entry related to device retailer permit applications collected from localities, is estimated at \$11,000. If the number of licensed tobacco retailers increases, there may be increased costs for the HHS associated with the annual compliance checks on tobacco retailers, but the total impact is unknown. The cost of one compliance check

on a tobacco retailer in the State is \$75. The HHS contracts with the IDR to perform the compliance checks.

**Sources**

Iowa Department of Revenue  
Department of Health and Human Services  
Department of Corrections  
Criminal and Juvenile Justice Planning, Department of Management  
Legislative Services Agency analysis

/s/ Jennifer Acton

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March 20, 2024

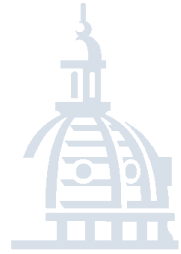
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The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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[www.legis.iowa.gov](http://www.legis.iowa.gov)



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[HF 2607](#) – Motor Vehicle Registration (LSB5585HV.1)  
Staff Contact: Garry Martin (515.281.4611) [garry.martin@legis.iowa.gov](mailto:garry.martin@legis.iowa.gov)  
Fiscal Note Version – Revised (Assumptions and Fiscal Impact)

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### **Description**

[House File 2607](#) allows for any county treasurer, instead of the treasurer of the county where the primary user of the vehicle is located, to provide the initial vehicle registration and certificate of title. Additionally, a lessor of a vehicle pursuant to Iowa Code chapter [321F](#), provided that the vehicle is subject to registration and has a gross vehicle weight of less than 10,000 pounds, is authorized to apply for initial registration and issuance of certificate of title to any county treasurer. The Bill also allows for a regular license plate to be issued without a county name if the initial registration and certificate of title transaction was conducted by a county that is not where the primary user of the vehicle is located.

### **Background**

Under current law, a person must apply for vehicle registration and issuance of certificate of title to the county treasurer where the person resides or where the primary user of the vehicle is located. Current law requires registration plates to display the name of the county that issues the plates unless a specific exception is provided.

### **Assumptions**

The DOT will incur a one-time information technology (IT) programming cost for the Archon Registration and Titling System (ARTS) and the Electronic Registration and Titling System (ERTS) systems to implement a “blank county name” plate option for a regular license plate that currently requires a county name. The work will be performed by outside contractors.

### **Fiscal Impact**

House File 2607 is estimated to increase costs to the DOT by approximately \$162,000 in FY 2025 for one-time IT programming and testing costs.

### **Source**

Department of Transportation

\_\_\_\_\_  
/s/ Jennifer Acton

March 26, 2024

Doc ID 1448366

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The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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