

# **Standing Appropriations Bill Senate File 578**

Last Action:

**Final Action**

May 3, 2023

**An Act relating to state finances, including by making, modifying, limiting, or reducing appropriations, distributions, or transfers, authorizing expenditure of certain unappropriated moneys, making corrections, and including effective date, applicability, and retroactive applicability provisions.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available online at [www.legis.iowa.gov/publications/information/appropriationBillAnalysis](http://www.legis.iowa.gov/publications/information/appropriationBillAnalysis)

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**FUNDING SUMMARY**

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Senate File 578 makes adjustments to various standing appropriations that result in a decrease of \$43.8 million to General Fund appropriations for FY 2024.

**MAJOR INCREASES/DECREASES/TRANSFERS OF EXISTING PROGRAMS**

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Limits the FY 2024 General Fund appropriation to the Department of Education for nonpublic school transportation to \$9.0 million. This is a decrease of \$4.3 million compared to the standing unlimited estimate. Requires the appropriation to be prorated if the claims exceed the appropriation. Page 2, Line 4

Suspends the General Fund standing appropriation of \$14.8 million to the Department of Education for the Instructional Support Program for FY 2024. Page 2, Line 18

Reduces the General Fund standing unlimited FY 2024 State school aid funding to Area Education Agencies (AEAs) by \$22.1 million. Page 4, Line 1

Reduces the FY 2024 standing limited General Fund appropriation to the Department of Revenue for the Business and Property Tax Credit by \$2.7 million. Page 4, Line 13

**SIGNIFICANT CODE CHANGES**

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Transfers excess Economic Emergency Fund moneys to the General Fund. The amount transferred will be the difference between the total statewide foundation property tax initially calculated for FY 2024 and the total statewide foundation property tax in FY 2024 after the passage of [Senate File 181](#) (Residential Assessment Limitations Act). The Department of Management will determine the amount to be transferred. Page 3, Line 2

Requires a total equal to the difference between the actual net revenue for the General Fund for the fiscal year and the adjusted revenue estimate less the amount transferred to the General Fund for SF 181, as determined by the DOM, to be transferred to the Taxpayer Relief Fund. All remaining funds will be transferred to the General Fund.

Adopts corrective provisions related to [SF 514](#) (State Government Alignment Act). Page 4, Line 35

Adopts corrections to various Acts enacted during the 2023 Legislative Session. Page 11, Line 29

**EFFECTIVE DATE**

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Specifies that Section 4 of the Bill, which distributes moneys from the Economic Emergency Fund for FY 2023, takes effect upon enactment.

Page 4, Line 30

Specifies that various sections of the Bill take effect upon enactment.

Page 16, Line 8

- [Senate File 75](#) (Rural Emergency Hospitals Act) was approved by the General Assembly on March 14, 2023, and signed by the Governor on March 28, 2023.
- [Senate File 538](#) (Prohibition on Gender Identity Procedures for Minors Act) was approved by the General Assembly on March 8, 2023, and signed by the Governor on March 22, 2023.

Specifies that Section 37 of the Bill which pertains to SF 75 (Rural Emergency Hospitals Act) applies retroactively to March 28, 2023.

Page 16, Line 14

Specifies that Section 39 of the Bill which amends SF 538 (Prohibition on Gender Identity Procedures for Minors Act) is applicable September 18, 2023.

Page 16, Line 18

Senate File 578 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section
4	1	5	Add	257.35.17A
4	13	6	Amend	441.21.5.e.(1)
5	3	8	Amend	15.342A.2
5	11	9	Amend	15C.1.3.b
5	17	10	Amend	15C.2.3.b
5	26	11	Amend	22.7.31
5	35	12	Amend	92.5.11
6	4	13	Amend	100D.3.1.c
6	15	14	Amend	101.22.4
6	27	15	Amend	101.24.4.a
7	1	16	Amend	101A.1.2A.c.(4)
7	6	17	Amend	103.14
7	27	18	Amend	135.11A.1
8	14	20	Amend	135R.1.2
8	19	21	Amend	156.1A
8	32	22	Amend	249K.2.6
9	5	23	Amend	252D.16.1
9	10	24	Amend	252E.1.5
9	31	26	Amend	261G.4.5
10	2	27	Amend	303.3B.3
10	10	28	Amend	546.10.3.a
10	20	29	Amend	727.2.3.d
11	30	34	Amend New	12K.1.4.j
11	33	35	Amend New	12K.1.5

2 1 DIVISION I  
 2 2 APPROPRIATIONS, DISTRIBUTIONS, TRANSFERS, AND EXPENDITURE  
 2 3 AUTHORITY

2 4 Section 1. LIMITATIONS OF STANDING APPROPRIATIONS — FY  
 2 5 2023-2024. Notwithstanding the standing appropriation in the  
 2 6 following designated section for the fiscal year beginning July  
 2 7 1, 2023, and ending June 30, 2024, the amount appropriated from  
 2 8 the general fund of the state pursuant to that section for the  
 2 9 following designated purpose shall not exceed the following  
 2 10 amount:  
 2 11 For payment of claims for nonpublic school pupil  
 2 12 transportation under section 285.2:  
 2 13 ..... \$ 8,997,091  
 2 14 If total approved claims for reimbursement for nonpublic  
 2 15 school pupil transportation exceed the amount appropriated in  
 2 16 accordance with this section, the department of education shall  
 2 17 prorate the amount of each approved claim.

CODE: Limits the FY 2024 General Fund appropriation to the Department of Education for nonpublic school transportation to \$8,997,091. Requires the appropriation to be prorated if total school district claims exceed the appropriation.

DETAIL: This is no change compared to estimated FY 2023. This represents a decrease of \$4,277,414 compared to the estimated standing unlimited appropriation of \$13,274,505 based on current law.

2 18 Sec. 2. INSTRUCTIONAL SUPPORT STATE AID — FY 2023-2024. In  
 2 19 lieu of the appropriation provided in section 257.20,  
 2 20 subsection 2, the appropriation for the fiscal year  
 2 21 beginning July 1, 2023, and ending June 30, 2024, for paying  
 2 22 instructional support state aid under section 257.20 for the  
 2 23 fiscal year is zero.

Suspends the General Fund standing appropriation of \$14,800,000 for the Instructional Support Program for FY 2024.

DETAIL: Although no State funding will be provided for the Instructional Support Program, school districts may use local property tax and income surtax to fund their portion of the Program. In FY 2023, 326 school districts implemented the Program and generated \$257,470,296 in local taxes (\$91,544,171 in income surtax and \$165,926,125 in property taxes). This Program has not been funded by the State since FY 2006.

2 24 Sec. 3. SPECIAL FUNDS — SALARY ADJUSTMENTS —  
 2 25 UNAPPROPRIATED MONEYS — FY 2023-2024. For the fiscal  
 2 26 year beginning July 1, 2023, and ending June 30, 2024,  
 2 27 salary adjustments otherwise provided may be funded as  
 2 28 determined by the department of management, subject to any  
 2 29 applicable constitutional limitation, using unappropriated  
 2 30 moneys remaining in the commerce revolving fund, the gaming  
 2 31 enforcement revolving fund, the gaming regulatory revolving  
 2 32 fund, the primary road fund, the road use tax fund, the fish  
 2 33 and game protection fund, and the Iowa public employees'  
 2 34 retirement fund, and in other departmental revolving, trust, or

Permits salary adjustments to be funded from non-General Fund moneys remaining in various revolving, trust, or special funds for FY 2024 for which the General Assembly has not established an operating budget.

2 35 special funds for which the general assembly has not made an  
3 1 operating budget appropriation.

3 2 Sec. 4. DISTRIBUTIONS OF IOWA ECONOMIC EMERGENCY FUND  
3 3 EXCESS — FY 2022-2023.

3 4 1. Notwithstanding section 8.55, subsection 2, paragraphs  
3 5 “a” and “b”, for the fiscal year beginning July 1, 2022, and  
3 6 ending June 30, 2023, moneys in excess of the maximum balance  
3 7 of the Iowa economic emergency fund created in section 8.55  
3 8 shall be distributed as follows:

3 9 a. An amount equal to the difference between the foundation  
3 10 property tax statewide under section 257.3 for the fiscal year  
3 11 beginning July 1, 2023, calculated using taxable valuations  
3 12 for the assessment year beginning January 1, 2022, following  
3 13 application of assessment limitations calculated under section  
3 14 441.21, Code 2023, and the foundation property tax statewide  
3 15 under section 257.3 for the fiscal year beginning July 1,  
3 16 2023, calculated using taxable valuations for the assessment  
3 17 year beginning January 1, 2022, following application of  
3 18 assessment limitations calculated under section 441.21, Code  
3 19 2023, as amended by 2023 Iowa Acts, Senate File 181, shall be  
3 20 transferred to the general fund of the state to pay foundation  
3 21 aid under chapter 257 as described in section 257.16 for the  
3 22 fiscal year beginning July 1, 2023.

3 23 b. Of the remaining moneys, if any, the difference between  
3 24 the actual net revenue for the general fund of the state for  
3 25 the fiscal year and the adjusted revenue estimate for the  
3 26 fiscal year, reduced by the amount transferred under paragraph  
3 27 “a”, shall be transferred to the taxpayer relief fund created  
3 28 in section 8.57E.

3 29 c. The remaining moneys, if any, shall be transferred to the  
3 30 general fund of the state.

3 31 2. The amount to be transferred under subsection 1,  
3 32 paragraph “a”, shall be determined by the department of  
3 33 management on or before July 31, 2023. The department shall  
3 34 notify the legislative services agency of the department’s  
3 35 determination.

4 1 Sec. 5. Section 257.35, Code 2023, is amended by adding the  
4 2 following new subsection:  
4 3 NEW SUBSECTION 17A. Notwithstanding subsection 1, and in  
4 4 addition to the reduction applicable pursuant to subsection

CODE: Transfers excess Economic Emergency Fund moneys to the General Fund. The amount transferred will be the difference between the total statewide foundation property tax initially calculated for FY 2024 and the total statewide foundation property tax in FY 2024 after the passage of [Senate File 181](#) (Residential Assessment Limitations Act). The Department of Management will determine the amount to be transferred and notify the Legislative Services Agency.

Requires a total equal to the difference between the actual net revenue for the General Fund for the fiscal year and the adjusted revenue estimate less the amount transferred to the General Fund for SF 181 as determined by the DOM to be transferred to the Taxpayer Relief Fund. All remaining funds will be transferred to the General Fund.

DETAIL: Currently, \$20,212,619 is estimated to be transferred from the Economic Emergency Fund to the General Fund.

CODE: Reduces General Fund standing unlimited FY 2024 State school aid funding to Area Education Agencies (AEAs) by \$22,057,131.

4 5 2, the state aid for area education agencies and the portion  
 4 6 of the combined district cost calculated for these agencies  
 4 7 for the fiscal year beginning July 1, 2023, and ending June  
 4 8 30, 2024, shall be reduced by the department of management by  
 4 9 twenty-two million fifty-seven thousand one hundred thirty-one  
 4 10 dollars. The reduction for each area education agency shall be  
 4 11 prorated based on the reduction that the agency received in the  
 4 12 fiscal year beginning July 1, 2003.

DETAIL: In addition to the \$22,057,131 State aid reduction for FY 2024, the AEAs have an annual statutory reduction of \$7,500,000. The State aid reduction to the AEAs will total \$29,557,131 for FY 2024. Funding for FY 2023 was reduced by \$24,557,131.

4 13 Sec. 6. Section 441.21, subsection 5, paragraph e,  
 4 14 subparagraph (1), Code 2023, is amended to read as follows:  
 4 15 (1) For the fiscal year beginning July 1, 2023, there  
 4 16 is appropriated from the general fund of the state to the  
 4 17 department of revenue the sum of one hundred twenty-two million  
 4 18 three hundred fifty thousand dollars to be used for payments  
 4 19 under this paragraph calculated as a result of the assessment  
 4 20 limitations imposed under paragraph "b", subparagraph (2),  
 4 21 subparagraph division (a), and paragraph "c", subparagraph (2),  
 4 22 subparagraph division (a). For each fiscal year beginning on  
 4 23 or after July 1, ~~2023~~ 2024, there is appropriated from the  
 4 24 general fund of the state to the department of revenue the  
 4 25 sum of one hundred twenty-five million dollars to be used  
 4 26 for payments under this paragraph calculated as a result  
 4 27 of the assessment limitations imposed under paragraph "b",  
 4 28 subparagraph (2), subparagraph division (a), and paragraph "c",  
 4 29 subparagraph (2), subparagraph division (a).

Appropriates \$122,350,000 from the General Fund to the Department of Revenue for the Business and Property Tax Credit.

DETAIL: This is a standing limited General Fund appropriation. Funding appropriated in the Bill reflects a decrease of \$2,650,000 compared to estimated FY 2023.

4 30 Sec. 7. EFFECTIVE DATE. The following, being deemed of  
 4 31 immediate importance, takes effect upon enactment:  
 4 32 The section of this division of this Act providing for  
 4 33 distributions of moneys in excess of the maximum balance of the  
 4 34 Iowa economic emergency fund.

Specifies that Section 4 of the Bill, which distributes moneys from the Economic Emergency Fund for FY 2023, takes effect upon enactment.

4 35  
 5 1 DIVISION II  
 5 2 CORRECTIVE PROVISIONS  
 5 3 CORRECTIONS ASSOCIATED WITH SENATE FILE 514

5 3 Sec. 8. Section 15.342A, subsection 2, Code 2023, as amended  
 5 4 by 2023 Iowa Acts, Senate File 514, section 2219, is amended  
 5 5 to read as follows:  
 5 6 2. For the fiscal year beginning July 1, 2023, and for each  
 5 7 fiscal year thereafter, there is annually appropriated from

Adopts corrective provisions related to [SF 514](#) (State Government Alignment Act) in Sections 8 through 33 of the Bill.

DETAIL: This Act was approved by the General Assembly on March 15, 2023, and signed by the Governor on April 4, 2023.

5 8 the workforce development fund account to the apprenticeship  
5 9 training program fund created in section ~~15B.3 84D.3~~ three  
5 10 million dollars for the purposes of chapter ~~15B 84D~~.  
5 11 Sec. 9. Section 15C.1, subsection 3, paragraph b, Code 2023,  
5 12 is amended to read as follows:  
5 13 b. An apprenticeship sponsor receiving financial assistance  
5 14 under chapter ~~15B 84D~~ or section ~~15C.2 84E.2~~ is ineligible for  
5 15 financial assistance under this section during the same fiscal  
5 16 year.  
5 17 Sec. 10. Section 15C.2, subsection 3, paragraph b, Code  
5 18 2023, is amended to read as follows:  
5 19 b. An apprenticeship sponsor receiving financial assistance  
5 20 under chapter ~~15B 84D~~ or section ~~15C.1 84E.1~~ is ineligible to  
5 21 receive financial assistance under this section during the same  
5 22 fiscal year. An apprenticeship sponsor who trains through  
5 23 a lead apprenticeship sponsor that qualifies for financial  
5 24 assistance under chapter ~~15B 84D~~ is ineligible to receive  
5 25 financial assistance under this section.  
5 26 Sec. 11. Section 22.7, subsection 31, Code 2023, is amended  
5 27 to read as follows:  
5 28 31. Memoranda, work products, and case files of a mediator  
5 29 and all other confidential communications in the possession of  
5 30 a mediator, as provided in ~~chapters 86~~ chapter 10A, subchapter  
5 31 III, and chapter 216. Information in these confidential  
5 32 communications is subject to disclosure only as provided in  
5 33 sections ~~86.44 10A.332~~ and 216.15B, notwithstanding any other  
5 34 contrary provision of this chapter.  
5 35 Sec. 12. Section 92.5, subsection 11, Code 2023, is amended  
6 1 to read as follows:  
6 2 11. Other work approved by the rules adopted pursuant to  
6 3 chapter 17A by the ~~labor commissioner~~ director.  
6 4 Sec. 13. Section 100D.3, subsection 1, paragraph c, Code  
6 5 2023, as amended by 2023 Iowa Acts, Senate File 514, section  
6 6 1519, is amended to read as follows:  
6 7 c. Has received a passing score on the national inspection,  
6 8 testing, and certification star fire sprinkler mastery  
6 9 exam or on an equivalent exam from a nationally recognized  
6 10 third-party testing agency that is approved by the director,  
6 11 or is certified at level one by the national institute for  
6 12 certification in engineering technologies and as specified  
6 13 by rule by the director, or is certified by another entity



6 14 approved by the ~~fire marshal~~ director.

6 15 Sec. 14. Section 101.22, subsection 4, Code 2023, as amended  
6 16 by 2023 Iowa Acts, Senate File 514, section 1534, is amended  
6 17 to read as follows:

6 18 4. The registration notice of the owner or operator to the  
6 19 director under subsections 1 through 3 shall be accompanied  
6 20 by an annual fee of twenty dollars for each tank included in  
6 21 the notice. All moneys collected shall be retained by the  
6 22 department of inspections, appeals, and licensing and are  
6 23 appropriated for the use of the director. The annual renewal  
6 24 fee applies to all owners or operators who file a registration  
6 25 notice with the ~~state fire marshal~~ director pursuant to  
6 26 subsections 1 through 3.

6 27 Sec. 15. Section 101.24, subsection 4, paragraph a, Code  
6 28 2023, as amended by 2023 Iowa Acts, Senate File 514, section  
6 29 1536, is amended to read as follows:

6 30 a. If the owner or operator of any property refuses  
6 31 admittance, or if prior to such refusal the director  
6 32 demonstrates the necessity for a warrant, the ~~state fire~~  
6 33 ~~marshal~~ director may make application under oath or affirmation  
6 34 to the district court of the county in which the property is  
6 35 located for the issuance of a search warrant.

7 1 Sec. 16. Section 101A.1, subsection 2A, paragraph c,  
7 2 subparagraph (4), as enacted by 2023 Iowa Acts, House File 202,  
7 3 section 2, is amended to read as follows:

7 4 (4) Any device the ~~state fire marshal~~ director determines is  
7 5 not likely to be used as a weapon or that is an antique.

7 6 Sec. 17. Section 103.14, Code 2023, as amended by 2023  
7 7 Iowa Acts, Senate File 514, section 1562, is amended to read  
7 8 as follows:

7 9 103.14 ALARM INSTALLATIONS.

7 10 A person who is not licensed pursuant to this chapter may  
7 11 plan, lay out, or install electrical wiring, apparatus, and  
7 12 equipment for components of alarm systems that operate at  
7 13 seventy volt/amps (VA) or less, only if the person is certified  
7 14 to conduct such work pursuant to chapter 100C. Installations  
7 15 of alarm systems that operate at seventy volt/amps (VA) or less  
7 16 are subject to inspection by state inspectors as provided in  
7 17 section 103.31, except that reports of such inspections, if  
7 18 the installation being inspected was performed by a person  
7 19 certified pursuant to chapter 100C, shall be submitted to the

7 20 director and any action taken on a report of an inspection  
7 21 of an installation performed by a person certified pursuant  
7 22 to chapter 100C shall be taken by or at the direction of the  
7 23 ~~state fire marshal~~ director, unless the installation has been  
7 24 found to exceed the authority granted to the certificate holder  
7 25 pursuant to chapter 100C and therefore to be in violation of  
7 26 this chapter.

7 27 Sec. 18. Section 135.11A, subsection 1, Code 2023, as  
7 28 amended by 2023 Iowa Acts, Senate File 514, section 1580, is  
7 29 amended to read as follows:

7 30 1. Each board under ~~chapters~~ chapter 100C, 103, 103A,  
7 31 105, or 147 that ~~are~~ is under the administrative authority  
7 32 of the department, except the board of nursing, board of  
7 33 medicine, dental board, and board of pharmacy, shall receive  
7 34 administrative and clerical support from the department and  
7 35 may not employ its own support staff for administrative and  
8 1 clerical duties. The executive director of the board of  
8 2 nursing, board of medicine, dental board, and board of pharmacy  
8 3 shall be appointed pursuant to section 135.11B.

8 4 Sec. 19. Section 135B.34, subsection 7, Code 2023, as  
8 5 amended by 2023 Iowa Acts, Senate File 514, section 166, is  
8 6 amended to read as follows:

8 7 7. For the purposes of this section, ~~“comprehensive~~  
8 8 ~~preliminary background check” and “record check evaluation~~  
8 9 ~~system” mean:~~

8 10 a. “Comprehensive preliminary background check” means the  
8 11 same as defined in section 135C.1.

8 12 b. “Record check evaluation system” means the same as  
8 13 defined in section 135C.1.

8 14 Sec. 20. Section 135R.1, subsection 2, as enacted by 2023  
8 15 Iowa Acts, Senate File 75, section 22, is amended to read as  
8 16 follows:

8 17 2. “Department” means the department of inspections, ~~and~~  
8 18 appeals, and licensing.

8 19 Sec. 21. Section 156.1A, Code 2023, as amended by 2023  
8 20 Iowa Acts, Senate File 514, section 1632, is amended to read  
8 21 as follows:

8 22 156.1A PROVISION OF SERVICES.

8 23 Nothing contained in this chapter shall be construed  
8 24 as prohibiting the operation of any funeral home, funeral  
8 25 establishment, or cremation establishment by any person,

8 26 heir, fiduciary, firm, cooperative burial association, or  
8 27 corporation. However, each such person, firm, cooperative  
8 28 burial association, or corporation shall ensure that all  
8 29 mortuary science services are provided by a funeral director,  
8 30 and shall keep the ~~towa~~ department of inspections, appeals, and  
8 31 licensing advised of the name of the funeral director.

8 32 Sec. 22. Section 249K.2, subsection 6, Code 2023, as amended  
8 33 by 2023 Iowa Acts, Senate File 514, section 820, is amended to  
8 34 read as follows:

8 35 5. "New construction" means the construction of a new  
9 1 nursing facility which does not replace an existing licensed  
9 2 and certified facility and requires the provider to obtain a  
9 3 certificate of need pursuant to chapter ~~135~~ 10A, subchapter ~~vt~~  
9 4 VII.

9 5 Sec. 23. Section 252D.16, subsection 1, as enacted by 2023  
9 6 Iowa Acts, Senate File 514, section 882, is amended to read as  
9 7 follows:

9 8 1. "Child support services" means the same as child  
9 9 ~~supported~~ support services created in section 252B.2.

9 10 Sec. 24. Section 252E.1, subsection 5, as enacted by 2023  
9 11 Iowa Acts, Senate File 514, section 895, is amended to read as  
9 12 follows:

9 13 5. "Child support services" means child support services  
9 14 created in section ~~252B.1~~ 252B.2.

9 15 Sec. 25. Section 256.11, subsection 5A, paragraph a, if  
9 16 enacted by 2023 Iowa Acts, Senate File 391, section 14, is  
9 17 amended to read as follows:

9 18 a. The board of directors of a school district or the  
9 19 authorities in charge of an accredited nonpublic school may  
9 20 authorize a teacher who is appropriately licensed by the board  
9 21 of educational examiners ~~under chapter 272~~ to teach two or more  
9 22 sequential units of one subject area in the same classroom at  
9 23 the same time in grades nine through twelve. The board of  
9 24 directors of a school district or the authorities in charge  
9 25 of an accredited nonpublic school shall award high school  
9 26 credit to a student upon the student's successful completion of  
9 27 the course. The teacher must meet the minimum certification  
9 28 requirements of the national organization that administers the  
9 29 advanced placement program if one of the units being offered  
9 30 pursuant to this paragraph is an advanced placement course.

9 31 Sec. 26. Section 261G.4, subsection 5, Code 2023, as amended

9 32 by 2023 Iowa Acts, Senate File 514, section 2640, is amended  
9 33 to read as follows:

9 34 5. Students attending a participating nonresident  
9 35 institution are ineligible for state student financial aid  
10 1 programs established under chapter 256, subchapter VII, part 4.

10 2 Sec. 27. Section 303.3B, subsection 3, Code 2023, as amended  
10 3 by 2023 Iowa Acts, Senate File 514, section 2087, is amended  
10 4 to read as follows:

10 5 3. The authority shall encourage development projects and  
10 6 activities located in certified cultural and entertainment  
10 7 districts through incentives under cultural grant programs  
10 8 pursuant to section ~~303.3~~ 15.436, subchapter II, part 30, and  
10 9 any other applicable grant programs.

10 10 Sec. 28. Section 546.10, subsection 3, paragraph a, Code  
10 11 2023, as amended by 2023 Iowa Acts, Senate File 514, section  
10 12 1704, is amended to read as follows:

10 13 a. The licensing and regulation examining boards included  
10 14 in the ~~bureau~~ department pursuant to subsection 1 retain the  
10 15 powers granted them pursuant to the chapters in which they are  
10 16 created, except for budgetary and personnel matters which shall  
10 17 be handled by the director. Each licensing board shall adopt  
10 18 rules pursuant to chapter 17A. Decisions by a licensing board  
10 19 are final agency actions for purposes of chapter 17A.

10 20 Sec. 29. Section 727.2, subsection 3, paragraph d, as  
10 21 enacted by 2023 Iowa Acts, House File 202, section 7, is  
10 22 amended to read as follows:

10 23 d. Any retailer or community group offering for sale  
10 24 at retail any consumer fireworks shall do so in accordance  
10 25 with the national fire protection association standard 1124,  
10 26 published in the code for the manufacture, transportation,  
10 27 storage, and retail sales of fireworks and pyrotechnic  
10 28 articles, 2006 edition, and shall not be subject to any other  
10 29 standards or requirements unless provided for by the ~~state fire~~  
10 30 ~~marshal~~ director of the department of inspections, appeals, and  
10 31 licensing under section ~~100.19~~ 10A.519.

10 32 Sec. 30. 2015 Iowa Acts, chapter 138, section 97, as amended  
10 33 by 2023 Iowa Acts, Senate File 514, section 1710, is amended  
10 34 to read as follows:

10 35 SEC. 97. RESIDENTIAL SWIMMING POOLS — PRIVATE SWIMMING  
11 1 LESSONS. Notwithstanding any provision of law to the contrary,  
11 2 the department of inspections, appeals, and licensing shall

11 3 require that a residential swimming pool used for private  
 11 4 swimming lessons for up to two hundred seven hours in a  
 11 5 calendar month, or the number of hours prescribed by local  
 11 6 ordinance applicable to such use of a residential swimming  
 11 7 pool, whichever is greater, be regulated as a residential  
 11 8 swimming pool used for commercial purposes pursuant to chapter  
 11 9 135I. The department of ~~public health~~ inspections, appeals,  
 11 10 and licensing may adopt rules to implement this section.

11 11 Sec. 31. 2021 Iowa Acts, chapter 45, section 5, is amended  
 11 12 to read as follows:

11 13 SEC. 5. APPLICABILITY. This Act applies to financial  
 11 14 assistance provided ~~by the economic development authority~~ to  
 11 15 apprenticeship sponsors and lead apprenticeship sponsors that  
 11 16 apply for financial assistance on or after July 1, 2021.

11 17 Sec. 32. 2023 Iowa Acts, Senate File 514, section 2605, is  
 11 18 amended to read as follows:

11 19 SEC. 2605. APPLICABILITY. This portion of this division  
 11 20 of this Act applies to individuals appointed as the executive  
 11 21 director of the board of educational examiners before, on, or  
 11 22 after the effective date of this division of this Act.

11 23 Sec. 33. 2023 Iowa Acts, Senate File 514, section 2643, is  
 11 24 amended to read as follows:

11 25 SEC. 2643. APPLICABILITY. This portion of this division  
 11 26 of this Act applies to individuals appointed as the executive  
 11 27 director of the college student aid commission before, on, or  
 11 28 after the effective date of this division of this Act.

#### 11 29 MISCELLANEOUS CORRECTIONS

11 30 Sec. 34. Section 12K.1, subsection 4, paragraph j, if  
 11 31 enacted by 2023 Iowa Acts, Senate File 418, section 4, is  
 11 32 amended by striking the paragraph.

Adopts corrective provisions related to [SF 418](#) (IPERS, Chinese Investments Act).

DETAIL: This Act was approved by the General Assembly on April 19, 2023, and signed by the Governor on May 3, 2023.

11 33 Sec. 35. Section 12K.1, if enacted by 2023 Iowa Acts, Senate  
 11 34 File 418, section 4, is amended by adding the following new  
 11 35 subsection:

12 1 NEW SUBSECTION 5. "Public fund" means the treasurer of  
 12 2 state, the state board of regents, the public safety peace  
 12 3 officers' retirement system created in chapter 97A, the Iowa

Adopts corrective provisions related to [SF 418](#) (IPERS, Chinese Investments Act).

DETAIL: This Act was approved by the General Assembly on April 19, 2023, and signed by the Governor on May 3, 2023.

12 4 public employees' retirement system created in chapter 97B, the  
 12 5 statewide fire and police retirement system created in chapter  
 12 6 411, or the judicial retirement system created in chapter 602.

12 7 Sec. 36. 2023 Iowa Acts, Senate File 418, if enacted, is  
 12 8 amended by adding the following new section:  
 12 9 NEW SECTION SEC. 9A. Section 35A.13, subsection 4,  
 12 10 paragraph a, Code 2023, is amended to read as follows:  
 12 11 a. Notwithstanding subsection 5, moneys in the fund, except  
 12 12 so much of the fund as may be necessary to be kept on hand  
 12 13 for the making of disbursements under this section, shall  
 12 14 be invested by the treasurer of state, in consultation with  
 12 15 the commission and the public retirement systems committee  
 12 16 established by section 97D.4, in any investments authorized for  
 12 17 the Iowa public employees' retirement system in section 97B.7A,  
 12 18 including common stock, and subject to the requirements of  
 12 19 chapters 12F, 12H, ~~and 12J~~, and 12K, and the earnings therefrom  
 12 20 shall be credited to the fund. The treasurer of state may  
 12 21 execute contracts and agreements with investment advisors,  
 12 22 consultants, and investment management and benefit consultant  
 12 23 firms in the administration of investments of moneys in the  
 12 24 fund.

Adopts corrective provisions related to [SF 418](#) (IPERS, Chinese Investments Act).

DETAIL: This Act was approved by the General Assembly on April 19, 2023, and signed by the Governor on May 3, 2023.

12 25 Sec. 37. Section 135B.1, subsection 5, as enacted by 2023  
 12 26 Iowa Acts, Senate File 75, section 1, is amended to read as  
 12 27 follows:  
 12 28 5. "Rural emergency hospital" means a facility that provides  
 12 29 rural emergency hospital services in the facility twenty-four  
 12 30 hours per day, seven days per week; does not provide any acute  
 12 31 care inpatient services with the exception of any distinct  
 12 32 part of the facility licensed as a skilled nursing facility  
 12 33 providing posthospital extended care services; and meets the  
 12 34 criteria specified in section ~~135B.1A~~ 135B.3A and the federal  
 12 35 Consolidated Appropriations Act, Pub.L.No.116-260, §125.

Adopts corrective provisions related to [SF 75](#) (Rural Emergency Hospitals Act).

DETAIL: This Act was approved by the General Assembly on March 14, 2023, and signed by the Governor on March 28, 2023.

13 1 Sec. 38. Section 135R.3, subsections 1 and 2, as enacted by  
 13 2 2023 Iowa Acts, Senate File 75, section 24, are amended to read  
 13 3 as follows:  
 13 4 1. An applicant for an ambulatory surgical center license  
 13 5 shall submit an application to the department. Applications  
 13 6 shall be upon such forms and shall include such information  
 13 7 as the department may reasonably require, which may include

Adopts corrective provisions related to SF 75 (Rural Emergency Hospitals Act).

DETAIL: This Act was approved by the General Assembly on March 14, 2023, and signed by the Governor on March 28, 2023.

13 8 affirmative evidence of the ability to comply with reasonable  
 13 9 rules and standards prescribed under this chapter but which  
 13 10 shall not exceed the requirements for applications required by  
 13 11 Medicare or an accrediting organization with deeming authority  
 13 12 authorized by the centers for Medicare and Medicaid services of  
 13 13 the United States department of health and human services.

13 14 2. An applicant for an initial ambulatory surgical center  
 13 15 license that has been certified by Medicare or an accrediting  
 13 16 organization with deeming authority authorized by the centers  
 13 17 for Medicare and Medicaid services of the United States  
 13 18 department of health and human services shall be granted an  
 13 19 initial license.

13 20 Sec. 39. Section 147.164, subsection 2, paragraph a,  
 13 21 unnumbered paragraph 1, as enacted by 2023 Iowa Acts, Senate  
 13 22 File 538, section 1, is amended to read as follows:

13 23 Except as otherwise provided in paragraph “c”, a health  
 13 24 care professional shall not knowingly engage in or cause any  
 13 25 of the following practices to be performed on a minor if the  
 13 26 practice is performed for the purpose of attempting to alter  
 13 27 the appearance of, or affirm the minor’s perception of, the  
 13 28 minor’s gender or sex, if that appearance or perception is  
 13 29 inconsistent with the minor’s sex:;

13 30 Sec. 40. Section 476.1A, subsection 6, paragraph c, if  
 13 31 enacted by 2023 Iowa Acts, House File 599, section 1, is  
 13 32 amended to read as follows:

13 33 c. “Safety standards” means applicable regulations  
 13 34 promulgated by the United States occupational safety and health  
 13 35 administration and by ~~towa occupational safety and health~~  
 14 1 ~~by the administration~~ the labor commissioner under chapter  
 14 2 88. Safety standards for electric utilities subject to this  
 14 3 section also include outage notifications, safety standards  
 14 4 contained in the national electric safety code, as published  
 14 5 by the institute of electrical and electronic engineers, inc.,  
 14 6 and electric safety standards approved by the American national  
 14 7 standards institute.

14 8 Sec. 41. Section 521J.7, subsection 1, paragraph b,  
 14 9 subparagraph (1), if enacted by 2023 Iowa Acts, Senate File  
 14 10 549, section 10, is amended to read as follows:

14 11 (1) Subject to subparagraph (2), the ~~captive’s company~~

Adopts corrective provisions related to [SF 538](#) (Prohibition on Gender Identity Procedures for Minors Act).

DETAIL: This Act was approved by the General Assembly on March 8, 2023, and signed by the Governor on March 22, 2023.

Adopts corrective provisions related to [HF 599](#) (Municipal and Cooperative Utilities, Regulation and Jurisdiction Act).

DETAIL: This act was approved by the General Assembly on April 19, 2023, and signed by the Governor on April 28, 2023.

Adopts corrective provisions related to [SF 549](#) (Captive Insurance Act).

14 12 captive company's report shall be filed no later than ninety  
14 13 calendar days after the close of the company's fiscal year.

DETAIL: This Act was approved by the General Assembly on April 24, 2023.

14 14 Sec. 42. Section 521J.19, subsection 3, unnumbered  
14 15 paragraph 1, if enacted by 2023 Iowa Acts, Senate File 549,  
14 16 section 22, is amended to read as follows:

Adopts corrective provisions related to [SF 549](#) (Captive Insurance Act).

14 17 Notwithstanding chapter 507C or any other provision to of  
14 18 law to the contrary, in the conservation, rehabilitation, or  
14 19 liquidation of a protected cell captive company, all of the  
14 20 following requirements shall be met:

DETAIL: This Act was approved by the General Assembly on April 24, 2023.

14 21 Sec. 43. Section 533C.305, subsection 4, if enacted by 2023  
14 22 Iowa Acts, House File 675, section 14, is amended to read as  
14 23 follows:

Adopts corrective provisions related to [HF 675](#) (Money Transmission Modernization Act).

14 24 4. If an applicant avails itself or is otherwise subject  
14 25 to a multistate licensing process, the superintendent is  
14 26 authorized and encouraged to accept the investigation results  
14 27 of a lead investigative state for the purpose of subsection  
14 28 3, if the lead investigative state has sufficient staffing,  
14 29 expertise, and minimum standards. Additionally, if this  
14 30 state is a lead investigative state, the superintendent is  
14 31 authorized and encouraged to investigate the applicant pursuant  
14 32 to subsection 3, and the time frames established by agreement  
14 33 through the multistate licensing process, provided, that in no  
14 34 case shall such time frame be noncompliant with the application  
14 35 period in subsection 1, ~~paragraph "a"~~.

DETAIL: This Act was approved by the General Assembly on April 26, 2023.

15 1 Sec. 44. Section 533C.804, subsection 1, paragraph m,  
15 2 subparagraph (1), subparagraph division (d), if enacted by 2023  
15 3 Iowa Acts, House File 675, section 35, is amended to read as  
15 4 follows:

Adopts corrective provisions related to [HF 675](#) (Money Transmission Modernization Act).

15 5 (d) Contain an issue date and expiration date, and expressly  
15 6 provide for automatic extension, without written amendment,  
15 7 for an additional period of one year from the present or each  
15 8 future expiration date, unless the issuer of the letter of  
15 9 credit notifies the superintendent in writing by certified  
15 10 or registered mail or courier mail or other receipted means,  
15 11 at least sixty days prior to any expiration date, that the  
15 12 irrevocable letter of credit shall not be extended. In the  
15 13 event of any notice of expiration or nonextension of a letter

DETAIL: This Act was approved by the General Assembly on April 26, 2023, and signed by the Governor on May 11, 2023.



15 14 of credit issued under this subparagraph division, the licensee  
 15 15 shall be required to demonstrate to the satisfaction of the  
 15 16 superintendent, fifteen days prior to expiration, that the  
 15 17 licensee maintains and will maintain permissible investments  
 15 18 in accordance with section 533C.803, subsection 1, upon the  
 15 19 expiration of the letter of credit. If the licensee is not  
 15 20 able to do so, the superintendent may draw on the letter of  
 15 21 credit in an amount up to the amount necessary to meet the  
 15 22 licensee's requirements to maintain permissible investments  
 15 23 in accordance with section 533C.803, subsection 1. Any  
 15 24 such draw shall be offset against the licensee's outstanding  
 15 25 money transmission obligations. The drawn funds shall be  
 15 26 held in trust by the superintendent or the superintendent's  
 15 27 designated agent, to the extent authorized by law, as agent for  
 15 28 the benefit of the purchasers and holders of the licensee's  
 15 29 outstanding money transmission obligations.

15 30 Sec. 45. Section 544C.1, subsection 1A, if enacted by 2023  
 15 31 Iowa Acts, Senate File 135, section 1, is amended to read as  
 15 32 follows:  
 15 33 NEW SUBSECTION 1A. "Building equipment" means any  
 15 34 mechanical, plumbing, electrical, or structural components,  
 15 35 including a conveyance, designed for or located in a building  
 16 1 or structure.

16 2 Sec. 46. CODE EDITOR DIRECTIVE. If House File 421 and House  
 16 3 File 652 are both enacted by the first session of the 90th  
 16 4 General Assembly, the Code editor shall change the term "barber  
 16 5 school or school of cosmetology arts and sciences" to "school  
 16 6 of barbering and cosmetology arts and sciences" wherever the  
 16 7 term is enacted in House File 421.

16 8 Sec. 47. EFFECTIVE DATE. The following, being deemed of  
 16 9 immediate importance, take effect upon enactment:  
 16 10 1. The section of this division of this Act amending section  
 16 11 135B.1, subsection 5.  
 16 12 2. The section of this division of this Act amending section  
 16 13 147.164, subsection 2, paragraph "a", unnumbered paragraph 1.

Adopts corrective provisions related to [SF 135](#) (Interior Designers Act).

DETAIL: This Act was approved by the General Assembly on April 3, 2023, and signed by the Governor on April 27, 2023.

Directs the Iowa Code Editor to change "barber school or school of cosmetology arts and sciences" to "school of barbering and cosmetology arts and sciences."

Specifies that Sections 37 and 39 of the Bill take effect upon enactment.

DETAIL: Enactment dates are as follows:

- [Senate File 75](#) (Rural Emergency Hospitals Act) was approved by the General Assembly on March 14, 2023, and signed by the Governor on March 28, 2023.
- [Senate File 538](#) (Prohibition on Gender Identity Procedures for Minors Act) was approved by the General Assembly on March

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8, 2023, and signed by the Governor on March 22, 2023.

16 14 Sec. 48. RETROACTIVE APPLICABILITY. The following applies  
16 15 retroactively to March 28, 2023:  
16 16 The section of this division of this Act amending section  
16 17 135B.1, subsection 5.

Specifies Section 37 of the Bill amending SF 75 (Rural Emergency Hospitals Act) applies retroactively to March 28, 2023.

16 18 Sec. 49. APPLICABILITY. The following applies one hundred  
16 19 eighty days after March 22, 2023:  
16 20 The section of this division of this Act amending section  
16 21 147.164, subsection 2, paragraph "a", unnumbered paragraph 1.

Specifies that Section 39 of this Bill amending SF 538 (Prohibition on Gender Identity Procedures for Minors Act) is applicable September 18, 2023.

# Unassigned Standings - Draft

## General Fund

	Actual FY 2022	Estimated FY 2023	FY 2024		Net Total
	(1)	(2)	Current Law (3)	Final Action FY 2024 (4)	
<b><u>Administrative Services, Department of</u></b>					
<b>State Accounting Trust Accounts</b>					
Federal Cash Management - Standing	\$ 33,942	\$ 54,182	\$ 54,182	\$ 0	\$ 54,182
Unemployment Compensation - Standing	325,332	421,655	421,655	0	421,655
<b>Total Administrative Services, Department of</b>	<b>\$ 359,274</b>	<b>\$ 475,837</b>	<b>\$ 475,837</b>	<b>\$ 0</b>	<b>\$ 475,837</b>
<b><u>Education, Department of</u></b>					
<b>Education, Dept. of</b>					
State Foundation School Aid	\$ 3,407,942,706	\$ 3,568,620,773	\$ 3,712,717,174	\$ -22,057,131	\$ 3,690,660,043
Nonpublic School Transportation	8,997,091	8,997,091	13,274,505	-4,277,414	8,997,091
Instructional Support	0	0	14,800,000	-14,800,000	0
Sac and Fox Settlement Education	100,000	100,000	100,000	0	100,000
Education Savings Accounts - Standing	0	0	107,409,180	0	107,409,180
Charter Schools - Standing	0	3,200,000	3,200,000	0	3,200,000
<b>Total Education, Department of</b>	<b>\$ 3,417,039,797</b>	<b>\$ 3,580,917,864</b>	<b>\$ 3,851,500,859</b>	<b>\$ -41,134,545</b>	<b>\$ 3,810,366,314</b>
<b><u>Executive Council</u></b>					
<b>Executive Council</b>					
Court Costs	\$ 780,627	\$ 56,455	\$ 56,455	\$ 0	\$ 56,455
Public Improvements	0	9,575	9,575	0	9,575
Drainage Assessment	212,308	19,367	19,367	0	19,367
<b>Total Executive Council</b>	<b>\$ 992,935</b>	<b>\$ 85,397</b>	<b>\$ 85,397</b>	<b>\$ 0</b>	<b>\$ 85,397</b>
<b><u>Legislative Branch</u></b>					
<b>Legislative Branch</b>					
Legislative Branch	\$ 35,295,568	\$ 38,000,000	\$ 38,500,000	\$ 0	\$ 38,500,000
<b>Total Legislative Branch</b>	<b>\$ 35,295,568</b>	<b>\$ 38,000,000</b>	<b>\$ 38,500,000</b>	<b>\$ 0</b>	<b>\$ 38,500,000</b>
<b><u>Human Services, Department of</u></b>					
<b>Assistance</b>					
Rent Reimbursement	\$ 0	\$ 13,320,000	\$ 13,320,000	\$ 0	\$ 13,320,000
MHDS Regional Services Fund	50,039,410	121,234,022	127,723,160	0	127,723,160
MHDS Regions Incentive Fund	3,000,000	0	0	0	0
<b>Total Human Services, Department of</b>	<b>\$ 53,039,410</b>	<b>\$ 134,554,022</b>	<b>\$ 141,043,160</b>	<b>\$ 0</b>	<b>\$ 141,043,160</b>

## Unassigned Standings - Draft

### General Fund

	Actual FY 2022 (1)	Estimated FY 2023 (2)	Current Law (3)	Final Action FY 2024 (4)	Net Total (5)
<b><u>Management, Department of</u></b>					
<b>Management, Dept. of</b>					
Technology Reinvestment Fund	\$ 17,700,000	\$ 0	\$ 0	\$ 0	\$ 0
State Appeal Board Claims	21,521,768	4,501,794	4,501,794	0	4,501,794
Special Olympics Fund	100,000	100,000	100,000	0	100,000
Transportation Equity Fund	27,457,960	29,456,377	30,340,068	0	30,340,068
<b>Total Management, Department of</b>	<b>\$ 66,779,728</b>	<b>\$ 34,058,171</b>	<b>\$ 34,941,862</b>	<b>\$ 0</b>	<b>\$ 34,941,862</b>
<b><u>Public Defense, Department of</u></b>					
<b>Public Defense, Dept. of</b>					
Compensation and Expense	\$ 108,294	\$ 342,556	\$ 342,556	\$ 0	\$ 342,556
<b>Total Public Defense, Department of</b>	<b>\$ 108,294</b>	<b>\$ 342,556</b>	<b>\$ 342,556</b>	<b>\$ 0</b>	<b>\$ 342,556</b>
<b><u>Public Safety, Department of</u></b>					
<b>Public Safety, Dept. of</b>					
DPS - POR Unfunded Liabilities	\$ 5,000,000	\$ 5,000,000	\$ 5,000,000	\$ 0	\$ 5,000,000
<b>Total Public Safety, Department of</b>	<b>\$ 5,000,000</b>	<b>\$ 5,000,000</b>	<b>\$ 5,000,000</b>	<b>\$ 0</b>	<b>\$ 5,000,000</b>
<b><u>Revenue, Department of</u></b>					
<b>Revenue, Dept. of</b>					
Homestead Tax Credit Aid - GF	\$ 143,980,917	\$ 146,740,000	\$ 146,226,904	\$ 0	\$ 146,226,904
Elderly & Disabled Tax Credit	16,084,980	4,500,000	4,327,772	0	4,327,772
Ag Land Tax Credit - GF	39,099,697	39,100,000	39,100,000	0	39,100,000
Military Service Tax Exemption	1,626,940	1,580,000	1,580,000	0	1,580,000
Comm & Industrial Prop Tax Replacement	152,029,314	79,019,211	64,873,759	0	64,873,759
Business Property Tax Credit	125,000,000	125,000,000	125,000,000	-2,650,000	122,350,000
<b>Total Revenue, Department of</b>	<b>\$ 477,821,847</b>	<b>\$ 395,939,211</b>	<b>\$ 381,108,435</b>	<b>\$ -2,650,000</b>	<b>\$ 378,458,435</b>
<b>Total Unassigned Standings</b>	<b>\$ 4,056,436,852</b>	<b>\$ 4,189,373,058</b>	<b>\$ 4,452,998,106</b>	<b>\$ -43,784,545</b>	<b>\$ 4,409,213,561</b>