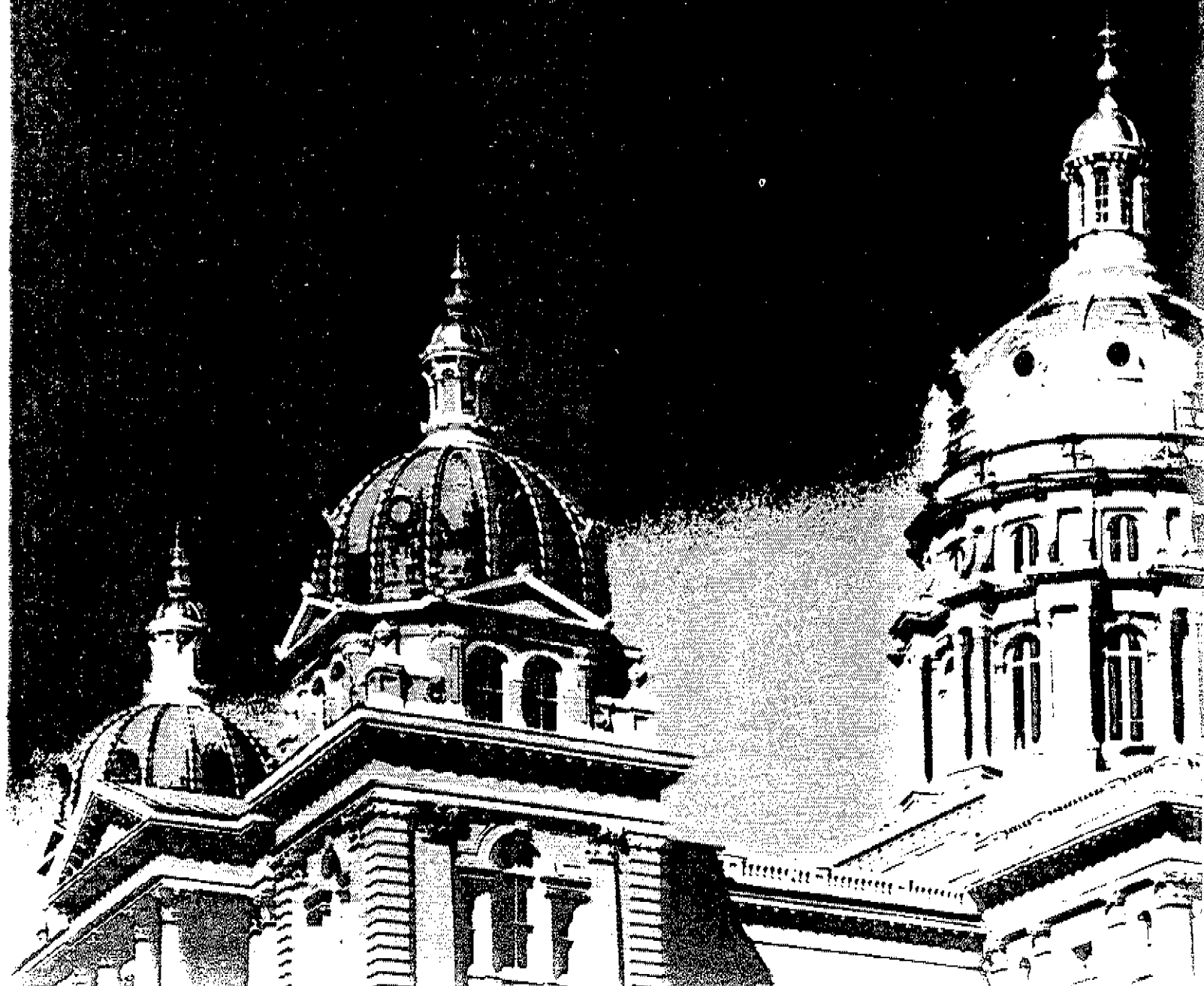


1992 SUMMARY OF LEGISLATION

IOWA GENERAL ASSEMBLY
IOWA LEGISLATIVE SERVICE BUREAU

REGULAR AND EXTRAORDINARY SESSIONS



**SUMMARY OF LEGISLATION ENACTED IN THE YEAR 1992 BY THE SECOND
REGULAR SESSION, AND THE FIRST AND SECOND EXTRAORDINARY
SESSIONS, OF THE SEVENTY-FOURTH GENERAL ASSEMBLY AND
SIGNED BY THE GOVERNOR**

Prepared by the Legislative Service Bureau

PURPOSE

This summary of legislation enacted by the 1992 General Assembly has been prepared for the use of legislators and other interested parties. The summary of each legislative enactment has been assigned to a major subject category. This compilation provides interested persons with quick reference to legislation enacted in specific areas and generally informs persons of the contents and effective date of the legislation.

HOW TO FIND A SUMMARY

If you know the original file number of a particular bill, you may refer to the chart on the pages immediately following to locate the category in which the summary will be found. Otherwise, each subject category begins with a table of contents listing the file number and the chapter title from the 1992 Iowa Acts and a listing of related legislation directing the reader to the category in which the summary is located and briefly explaining how the category at hand is related.

EFFECTIVE DATE

The effective date of the legislative enactments is July 1, 1992, unless otherwise specified in an individual summary.

VETOED BILLS

Bills vetoed by the Governor are included and noted in this summary. The items vetoed by the Governor are specified in their particular summary.

INFORMATION IN THE APPENDICES

The appendices contain the following information:

- A table of Senate and House Files indicating the chapter numbers assigned the 1992 Acts of the Seventy-fourth General Assembly.
- Listings of the sections of the Code of Iowa, 1992 Senate and House Files, and Session Laws that were amended or repealed during the 1992 Session. In addition, listings of amendments to regular and standing appropriations, administrative rules, and proposed constitutional amendments are provided.

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State Capitol Building
Des Moines, Iowa 50319
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LOCATION OF SUMMARIES BY FILE NUMBER

Senate Files

Number	Major Subject	Number	Major Subject
SF 84	Environmental Protection	SF 2180	Business, Banking & Insurance
SF 200	Agriculture	SF 2186	Education
SF 260	Local Government	SF 2187	Criminal Justice
SF 316	State Government	SF 2189	Business, Banking & Insurance
SF 390	State Government	SF 2190	Education
SF 414	Courts & Judicial Proceedings	SF 2197	Human Services
SF 446	Environmental Protection	SF 2198	State Government
SF 460	Local Government	SF 2203	Human Services
SF 511	Local Government	SF 2209	Energy & Public Utilities
SF 531	Taxation	SF 2213	Economic Development
SF 2005	Energy & Public Utilities	SF 2216	State Government
SF 2010	Criminal Justice	SF 2217	Economic Development
SF 2011	State Government	SF 2218	Health & Safety
SF 2013	State Government	SF 2219	Courts & Judicial Proceedings
SF 2024	Local Government	SF 2221	State Government
SF 2032	Alcohol Reg. & Substance Abuse	SF 2231	Human Services
SF 2034	Taxation	SF 2233	Courts & Judicial Proceedings
SF 2035	Children & Youth	SF 2235	State Government
SF 2036	Local Government	SF 2236	Education
SF 2039	Education	SF 2238	Education
SF 2040	Courts & Judicial Proceedings	SF 2241	Courts & Judicial Proceedings
SF 2059	Criminal Justice	SF 2244	Agriculture
SF 2061	Transportation	SF 2248	Transportation
SF 2063	Human Services	SF 2249	Gaming
SF 2064	State Government	SF 2254	Local Government
SF 2065	Criminal Justice	SF 2255	Business, Banking & Insurance
SF 2094	Transportation	SF 2257	Natural Resources
SF 2097	State Government	SF 2263	Environmental Protection
SF 2101	Local Government	SF 2265	Courts & Judicial Proceedings
SF 2108	Natural Resources	SF 2266	Criminal Justice
SF 2110	Education	SF 2267	Labor & Employment
SF 2114	State Government	SF 2272	Courts & Judicial Proceedings
SF 2116	Appropriations	SF 2275	Courts & Judicial Proceedings
SF 2117	State Government	SF 2276	Criminal Justice
SF 2119	Local Government	SF 2282	Environmental Protection
SF 2132	Business, Banking & Insurance	SF 2286	Business, Banking & Insurance
SF 2133	Energy & Public Utilities	SF 2287	Criminal Justice
SF 2134	Local Government	SF 2290	Local Government
SF 2137	Transportation	SF 2293	Local Government
SF 2138	Environmental Protection	SF 2294	Human Services
SF 2145	Labor & Employment	SF 2295	Economic Development
SF 2148	State Government	SF 2298	Taxation
SF 2158	Education	SF 2301	State Government
SF 2162	Education	SF 2311	Human Services
SF 2163	Education	SF 2316	Human Services
SF 2167	Education	SF 2320	Education
SF 2168	Courts & Judicial Proceedings	SF 2323	Health & Safety
SF 2174	Business, Banking & Insurance	SF 2329	Labor & Employment
SF 2179	Business, Banking & Insurance	SF 2338	Local Government

SENATE FILES - Continued

Number	Major Subject	Number	Major Subject
SF 2339	Business, Banking & Insurance	SF 2361	Appropriations
SF 2342	Human Services	SF 2364	Taxation
SF 2343	Transportation	SF 2365	Taxation
SF 2344	Human Services	SF 2366	Appropriations
SF 2345	Appropriations	SF 2367	Appropriations
SF 2346	Transportation	SF 2371	Education
SF 2347	Appropriations	SF 2372	Labor & Employment
SF 2348	Appropriations	SF 2373	Appropriations
SF 2351	Appropriations	SF 2375	Health & Safety
SF 2353	Health & Safety	SF 2381 *	Taxation
SF 2354	Business, Banking & Insurance	SF 2382 *	Courts & Judicial Proceedings
SF 2355	Appropriations	SF 2384 *	State Government
SF 2356	Courts & Judicial Proceedings	SF 2385 *	Human Services
SF 2357	Local Government	SF 2388 *	State Government
SF 2360	State Government	SF 2393 **	Appropriations

SENATE RESOLUTIONS

Number	Major Subject
SCR 131	Criminal Justice
SJR 2006	Health & Safety
SJR 2009	State Government

* First Extraordinary Session
 ** Second Extraordinary Session

LOCATION OF SUMMARIES BY FILE NUMBER

House Files

Number	Major Subject	Number	Major Subject
HF 39	Local Government	HF 2274	Natural Resources
HF 51	Courts & Judicial Proceedings	HF 2275	Environmental Protection
HF 52	Courts & Judicial Proceedings	HF 2276	Labor & Employment
HF 150	Business, Banking & Insurance	HF 2277	Transportation
HF 242	Human Services	HF 2285	Local Government
HF 547	Environmental Protection	HF 2287	Education
HF 623	Transportation	HF 2292	Health & Safety
HF 646	Education	HF 2298	Transportation
HF 681	Environmental Protection	HF 2299	Environmental Protection
HF 695	Taxation	HF 2304	Local Government
HF 2008	Labor & Employment	HF 2308	Courts & Judicial Proceedings
HF 2010	Natural Resources	HF 2322	Human Services
HF 2025	Criminal Justice	HF 2323	Natural Resources
HF 2028	Education	HF 2325	Health & Safety
HF 2033	Business, Banking & Insurance	HF 2326	Energy & Public Utilities
HF 2061	State Government	HF 2327	Transportation
HF 2080	Natural Resources	HF 2330	Energy & Public Utilities
HF 2086	Courts & Judicial Proceedings	HF 2334	Natural Resources
HF 2097	Local Government	HF 2335	Education
HF 2112	Local Government	HF 2343	Agriculture
HF 2126	Criminal Justice	HF 2344	Business, Banking & Insurance
HF 2135	Local Government	HF 2359	Environmental Protection
HF 2136	Transportation	HF 2362	Business, Banking & Insurance
HF 2158	Business, Banking & Insurance	HF 2369	Business, Banking & Insurance
HF 2165	Labor & Employment	HF 2370	Business, Banking & Insurance
HF 2166	Transportation	HF 2372	Courts & Judicial Proceedings
HF 2172	State Government	HF 2374	Business, Banking & Insurance
HF 2181	Local Government	HF 2375	Business, Banking & Insurance
HF 2185	Courts & Judicial Proceedings	HF 2376	Business, Banking & Insurance
HF 2195	Courts & Judicial Proceedings	HF 2378	Courts & Judicial Proceedings
HF 2203	Natural Resources	HF 2380	Transportation
HF 2204	Natural Resources	HF 2382	Natural Resources
HF 2205	Environmental Protection	HF 2384	Education
HF 2207	Courts & Judicial Proceedings	HF 2389	Health & Safety
HF 2209	Agriculture	HF 2390	Labor & Employment
HF 2214	Business, Banking & Insurance	HF 2391	Transportation
HF 2224	Human Services	HF 2392	State Government
HF 2232	Local Government	HF 2394	State Government
HF 2235	Education	HF 2395	Labor & Employment
HF 2241	Agriculture	HF 2400	Local Government
HF 2243	State Government	HF 2401	Taxation
HF 2244	Transportation	HF 2403	Business, Banking & Insurance
HF 2245	Education	HF 2405	Courts & Judicial Proceedings
HF 2247	Education	HF 2407	Criminal Justice
HF 2249	Agriculture	HF 2408	Transportation
HF 2250	Labor & Employment	HF 2412	Education
HF 2256	Environmental Protection	HF 2413	Transportation
HF 2262	Agriculture	HF 2415	Education
HF 2269	Taxation	HF 2417	Environmental Protection

HOUSE FILES - Continued

Number	Major Subject	Number	Major Subject
HF 2424	Energy & Public Utilities	HF 2465	Appropriations
HF 2426	State Government	HF 2466	State Government
HF 2428	State Government	HF 2467	Education
HF 2435	State Government	HF 2470	Taxation
HF 2436	Courts & Judicial Proceedings	HF 2471	Transportation
HF 2439	State Government	HF 2475	Environmental Protection
HF 2441	Health & Safety	HF 2476	Courts & Judicial Proceedings
HF 2443	Local Government	HF 2477	Transportation
HF 2449	Taxation	HF 2478	Taxation
HF 2450	State Government	HF 2480	Children & Youth
HF 2452	Courts & Judicial Proceedings	HF 2481	Bonding & Debt Finance
HF 2454	State Government	HF 2483	Taxation
HF 2455	Appropriations	HF 2484	Taxation
HF 2456	Agriculture	HF 2486	Appropriations
HF 2457	Appropriations	HF 2487	State Government
HF 2459	Appropriations	HF 2488	Appropriations
HF 2462	Appropriations	HF 2489	Gaming
HF 2463	Local Government	HF 2490	Appropriations
HF 2464	Taxation		

HOUSE RESOLUTIONS

Number	Major Subject
HJR 4	State Government
HJR 2010	Natural Resources
HJR 2015	Human Services

AGRICULTURE

- SENATE FILE 200** - Soil Conservation - Land Subject to a Public Interest
- SENATE FILE 2244** - Study of Certain Contracts for Care and Feeding of Swine
- HOUSE FILE 2209** - Agricultural Land Tenure Studies
- HOUSE FILE 2241** - Pet Shops
- HOUSE FILE 2249** - Regulation of Milk
- HOUSE FILE 2262** - Organization of Cooperative Associations
- HOUSE FILE 2343** - Soil and Water Conservation - Financial Incentives
- HOUSE FILE 2456** - Renewable Fuel - Ethanol Production

RELATED LEGISLATION

- SENATE FILE 446** - Agricultural Chemicals
SEE ENVIRONMENTAL PROTECTION. This Act provides authority to the Department of Agriculture and Land Stewardship to regulate the process known as chemigation, which involves injecting pesticides and fertilizers within an irrigation distribution system used to produce crops on agricultural land.
- SENATE FILE 2116** - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act applies an across-the-board reduction in State General Fund appropriations for FY 1991-1992 and includes appropriations for agriculture-related purposes.
- SENATE FILE 2138** - Alternate Energy Production Facilities
SEE ENVIRONMENTAL PROTECTION. This Act provides for the inclusion of agricultural crops or residues in the definition of alternative energy for the purpose of encouraging the development of alternative energy production facilities.
- SENATE FILE 2221** - Renewable Fuel Advisory Committee
SEE STATE GOVERNMENT. This Act adds the Director of the Department of Natural Resources and a person representing the renewable fuel industry to the Renewable Fuel Advisory Committee established in the Department of Agriculture and Land Stewardship.
- SENATE FILE 2263** - Pesticide Information
SEE ENVIRONMENTAL PROTECTION. This Act requires that a poison control center furnish information regarding inert ingredients in pesticides which are registered with the Department of Agriculture and Land Stewardship as confidential trade secrets and must be an institutional member of the American Association of Poison Control Centers.
- SENATE FILE 2298** - Sales Tax Exemption
SEE TAXATION. This Act excludes from the state's retail sales tax hay, straw, paper, or other materials used for bedding used in the production of livestock.
- SENATE FILE 2347** - Appropriations - Agriculture and Natural Resources
SEE APPROPRIATIONS. This Act amends provisions relating to grain dealers and grain warehouse operators. The Act increases fees charged by the department for licensing and inspecting motor fuel pumps and commercial weighing and measuring

devices. The Act increases the amount of revenue from the use tax dedicated to support ethanol production. The Act also provides for private contributions to the department, the inspection of lawn seed, and also imposes labeling requirements for packages of vegetable seeds.

SENATE FILE 2348 - Appropriations - Justice System

SEE APPROPRIATIONS. This Act makes appropriations to several departments involved in the justice system, including appropriations to the Department of Justice for the Farm Mediation Service Program and the Farm Legal Assistance Program, and requires the Attorney General to provide statistics concerning the clients served by the Farm Mediation Service Program.

HOUSE FILE 2166 - Implements of Husbandry

SEE TRANSPORTATION. This Act provides that implements of husbandry regulated under Chapter 321 include machinery designed to mix and dispense nutrients to bovine animals fed at a feedlot.

HOUSE FILE 2359 - Air Toxics Fee

SEE ENVIRONMENTAL PROTECTION. This Act exempts animal feed milling operations, with Standard Industrial Classification (SIC) Code 2048, which emit less than 100 pounds of hazardous air pollutants, annually, from payment of the temporary air toxics fee and requires the payment of a fee of \$25 for annual emissions of 100 pounds through one ton of hazardous air pollutants from feed milling operations.

HOUSE FILE 2369 - Limited Liability Companies

SEE BUSINESS, BANKING & INSURANCE. This Act authorizes the creation and operation of limited liability companies in Iowa. The Act also prohibits limited liability companies from holding any legal or equitable interest in agricultural land and includes limited liability company in the definition of processor for purposes of the prohibition against processors controlling beef or pork processing operations or the ownership or control of hog or cattle feedlots under Chapter 172C.

HOUSE FILE 2465 - Appropriations - Education

SEE APPROPRIATIONS. This Act includes appropriations to Iowa State University of Science and Technology for various agricultural purposes, extension programs, and child farm safety and repeals a statute creating a Livestock Disease Research Fund and standing appropriation.

AGRICULTURE

SENATE FILE 200 - Soil Conservation - Land Subject to a Public Interest

BY COMMITTEE ON AGRICULTURE. This Act provides that the commissioners of a soil and water conservation district may inspect land subject to a public interest within the district for sediment damage from neighboring land to determine if erosion is occurring beyond soil loss limits. The inspection depends upon approval by a majority of commissioners voting at an open meeting. Land is subject to a public interest if the land is publicly held, subject to a public easement, or the subject of an improvement made at public expense.

SENATE FILE 2244 - Study of Certain Contracts for Care and Feeding of Swine

BY COMMITTEE ON AGRICULTURE. This Act requests that the Legislative Council establish an interim committee to study restrictions, practices, and procedures relating to contracts for the care and feeding of swine.

HOUSE FILE 2209 - Agricultural Land Tenure Studies

BY BERNAU, FOGARTY, AND PETERSEN OF MUSCATINE. This Act provides that an agricultural land tenure study required to be conducted by Iowa State University shall be conducted on a regional rather than county basis. The regions must be established by the university but cannot contain more than 23 contiguous counties.

HOUSE FILE 2241 - Pet Shops

BY SCHRADER. This Act provides that an establishment where animals are bought, sold, or exchanged is not required to be licensed by the Department of Agriculture and Land Stewardship as a pet shop if, within a 12-month period, the establishment either receives less than \$500 for the sale or exchange of the animals, or sells or exchanges less than six animals.

HOUSE FILE 2249 - Regulation of Milk

BY COMMITTEE ON AGRICULTURE. This Act amends provisions regulating the grading of dairy products by the Department of Agriculture and Land Stewardship by changing references to conform with language enacted in 1991 by the General Assembly, reducing the time required between testing, requiring stricter standards for bacterial quality, and providing for disciplinary action required to be taken against a producer failing to deliver milk meeting quality standards. The Act provides for licensing milk haulers and field representatives and increases license fees for milk graders. The Act removes an exemption from fees imposed on persons administering inspections pursuant to a contract with the department.

HOUSE FILE 2262 - Organization of Cooperative Associations

BY COMMITTEE ON AGRICULTURE. This Act amends Chapter 499, governing cooperative associations organized on and after July 4, 1935, and those associations organized prior to that date under Chapter 497 or 498 which elect to be governed under Chapter 499 pursuant to a transitional provision, Section 499.43, which sets forth procedures for becoming a Chapter 499 cooperative association and provides for the rights of dissenting members. The Act provides that Section 499.43 applies only to cooperative associations organized under Chapter 497. The Act establishes a new transitional procedure for cooperative associations organized under Chapter 498, including procedures for adopting and recording a resolution reciting the intention of the cooperative association to be governed under the new chapter. Section 499.43A does not specifically provide for the rights of dissenting members.

HOUSE FILE 2343 - Soil and Water Conservation - Financial Incentives

BY COMMITTEE ON AGRICULTURE. This Act amends provisions relating to soil and water conservation, by consolidating existing provisions regarding voluntary and mandatory financial incentives provided under Chapter 467A and uncodified provisions enacted each year by the General Assembly. The Act provides for the administration of financial incentives by the Division of Soil Conservation of the Department of Agriculture and Land Stewardship. The Act establishes mandatory cost-share requirements based upon established soil loss limits and voluntary programs, including the allocation of cost-share moneys for purposes of establishing permanent soil and water conservation practices, establishing practices to protect watersheds above publicly owned lakes, establishing permanent grass and buffer zones, developing watershed conservation plans, encouraging summer

construction of permanent soil and water conservation practices, and restricting grazing on forest land. The Act establishes various limits on the amount of money which may be allocated under cost-share agreements.

The Act also limits the liability of a landowner arising out a claim based on the negligent design or construction of a soil and water construction practice or an erosion control practice that was designed or constructed in accordance with then generally recognized engineering or safety standards, criteria, or design theory. This protection does not apply to a claim based on a failure to improve a practice in violation of law or based upon gross negligence.

HOUSE FILE 2456 - Renewable Fuel - Ethanol Production

BY COMMITTEE ON WAYS AND MEANS. This Act establishes a program administered by the Office of Renewable Fuel of the Department of Agriculture and Land Stewardship which provides financial incentives to support the increased production of ethanol used as an additive in motor vehicle fuel. The Act authorizes the payment of incentives to qualified producers from an account established within the Renewable Fuel Fund. Moneys are deposited into the account from revenue raised by the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment. In order to qualify for a payment, the production facility must be located in the state, the facility must have an annual production capacity of at least five million gallons of ethanol, and the facility must either begin construction on or after July 1, 1992, or the annual production capacity of the facility must increase by at least 50 percent to at least five million gallons on or after July 1, 1993. The payments must be made according to the total number of gallons produced by a new facility or the percentage produced by an expanded facility which is attributable to the expansion. The office must allocate money between cooperative associations organized under Iowa law and persons other than cooperative associations. A single producer is prohibited from receiving more than 20 percent of the moneys available for incentive payments during any fiscal quarter. A producer is also prohibited from receiving a payment after submitting claims for payment for the production of more than 15 million gallons of ethanol during a fiscal year. Claims are to be paid beginning January 1, 1994. For the fiscal year beginning on July 1, 1993, the account cannot pay more than \$3 million in incentive payments. For each following fiscal year, the account cannot pay more than \$4 million in incentive payments.

Although the Office of Renewable Fuel and the Department of Revenue and Finance are directed to adopt rules prior to July 1, 1993, to implement the program, the provisions creating the program take effect July 1, 1993, and are repealed July 1, 1998.

ALCOHOL REGULATION AND SUBSTANCE ABUSE

SENATE FILE 2032 - Special Class "A" Beer Permits

RELATED LEGISLATION

- S.J.R. 2009** - Annual Meeting of Council of State Governments
SEE STATE GOVERNMENT. This Joint Resolution waives a rule prohibiting consumption of alcoholic beverages on the Capitol Complex for a reception at the State Capitol at the 1992 Annual Meeting of the Council of State Governments.
- HOUSE FILE 2436** - Custody of Certain Persons - Absence Without Leave
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act prohibits the detention of persons who are alleged to be seriously mentally impaired or to be chronic substance abusers in a jail, but provides that a person who is adjudged to be seriously mentally impaired or a chronic substance abuser, who is committed to a hospital or appropriate facility and leaves without permission or without having been discharged, may be taken into custody by the sheriff and returned to the hospital or facility.
- HOUSE FILE 2452** - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of provisions pertaining to juvenile and criminal justice, including altering provisions concerning detention; waiver to adult court; placements for certain juveniles involved in controlled substance offenses; additional instruction concerning substance abuse; changing the penalties for possession of alcohol by persons who are 18, 19, and 20 years of age; and creation of a Reality Education Substance Abuse Program.
- HOUSE FILE 2455** - Appropriations - Regulatory Bodies
SEE APPROPRIATIONS. This Act directs the Alcoholic Beverages Division of the Department of Commerce to retain any amounts which are not refunded to class "E" liquor control licensees and deposit those amounts in the Beer and Liquor Control Fund. The division is also directed to assess a bottle surcharge to be included in the price of alcoholic liquor sufficient, when added to the unreturned deposit amounts, to pay the costs incurred by the division for collection and disposal of the liquor containers.

ALCOHOL REGULATION AND SUBSTANCE ABUSE

SENATE FILE 2032 - Special Class "A" Beer Permits

BY RIORDAN AND LIND. This Act authorizes the holder of a special class "A" beer permit (brew pub) to sell beer to a class "A" beer permittee (manufacturer or wholesaler) for resale.

APPROPRIATIONS

- SENATE FILE 2116 - Departmental Supplemental Appropriations and Reductions and Other Provisions
- SENATE FILE 2345 - Appropriations - Transportation and Safety
- SENATE FILE 2347 - Appropriations - Agriculture and Natural Resources
- SENATE FILE 2348 - Appropriations - Justice System
- SENATE FILE 2351 - State Budget and Financial Control
- SENATE FILE 2355 - Appropriations - Human Services
- SENATE FILE 2361 - Appropriations for Energy Conservation and Environmental Protection
- SENATE FILE 2366 - Federal Block Grant Appropriations
- SENATE FILE 2367 - Appropriation Reductions, Supplementals, and Salary Adjustments for 1991-1992 Fiscal Year
- SENATE FILE 2373 - State Budgeting Processes - VETOED BY THE GOVERNOR
- SENATE FILE 2393 - Appropriations, Reductions, Taxes, and Other Budget Matters - SECOND EXTRAORDINARY SESSION
- HOUSE FILE 2455 - Appropriations - Regulatory Bodies
- HOUSE FILE 2457 - Appropriations - Health and Human Rights
- HOUSE FILE 2459 - Appropriations - State Departments and Agencies
- HOUSE FILE 2462 - Appropriations - Economic Development
- HOUSE FILE 2465 - Appropriations - Education
- HOUSE FILE 2486 - Statutory Appropriations and Other Budgetary Matters
- HOUSE FILE 2488 - Appropriation for Claim Against the State
- HOUSE FILE 2490 - Compensation for Public Employees

RELATED LEGISLATION

- SENATE FILE 2371 - Time of Payment of State Aid to Schools
SEE EDUCATION. This Act eliminates the requirement that State School Foundation Aid be paid in 10 equal installments and allows the last payments to be made on or about June 15.
- SENATE FILE 2385 - Foster and Shelter Care - FIRST EXTRAORDINARY SESSION
SEE HUMAN SERVICES. This Act amends a provision of H.F. 2455, the regulations appropriations Act, relating to the State Foster Care Review Board.
- HOUSE FILE 2450 - Public Retirement Systems
SEE STATE GOVERNMENT. This Act makes certain changes concerning public retirement systems and makes appropriations for some changes.
- HOUSE FILE 2452 - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of provisions concerning juvenile and criminal justice, and includes appropriations concerning related topics.

- HOUSE FILE 2467** - Family Resource Centers
SEE EDUCATION. This Act creates a grant program, under the supervision and with the assistance of the Department of Education and the Child Development Coordinating Council, to establish at least three family resource centers in public schools in the state during the school year commencing July 1, 1993, to provide services geared to meet the needs of the children and parents who use the centers. The Department of Education is to review the provisions of the Act and develop cost estimates and recommendations as to funding sources for the program and submit the recommendations in a report to the General Assembly by January 1, 1993.
- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance
SEE HUMAN SERVICES. This Act includes various provisions affecting group foster care, shelter care, and the Medical Assistance (Medicaid) Program and contains provisions complementing aspects of S.F. 2355.

APPROPRIATIONS

SENATE FILE 2116 - Departmental Supplemental Appropriations and Reductions and Other Provisions
BY COMMITTEE ON APPROPRIATIONS. This Act provides for reductions in and supplements to appropriations for the 1991-1992 Fiscal Year, changes in state aid to schools, imposes sales and use tax on additional services, and changes multipurpose vehicle registration fees.

Division I

This Division makes a \$2.6 million reduction in State General Fund appropriations for FY 1991-1992 and makes supplemental appropriations for FY 1991-1992 to the Departments of Human Services, Corrections, Inspections and Appeals, and General Services. The \$2.6 million reduction in appropriations is to be carried uniformly and proportionately amongst all State General Fund appropriations, including the supplementals made in this Act, except for the appropriations to the judicial branch of government, for certain programs provided by the Department of Human Services, the Office of the State Public Defender, for property tax replacement or reimbursement program, and to school districts.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Exemption of the appropriations to the legislative branch of government from the \$2.6 million reduction.
2. A provision that the \$2.6 million reduction not be implemented by eliminating employee positions, unless deferral or elimination of travel, equipment purchases or nonessential expenses, and the furlough of workers making more than \$40,000 is insufficient to achieve the required reduction.
3. A supplemental appropriation to the Interstate Compact on Agricultural Grain Marketing.
4. A provision in H.F. 2465 that amended S.F. 2116 to exempt community colleges from a reduction in appropriations under this Division.

Division II

This Division provides a reduction in State General Fund appropriations for FY 1991-1992 to the Department of Agriculture and Land Stewardship and for the Iowa Communications Network.

Division III

This Division applies to state aid to education by paying school districts only a percentage of the amount due them for increasing enrollment above 0.5 percent for the 1991-1992 school budget year, and an amount equal to the general tax replacement allocation plus the amount of tax credit for livestock for each school budget year beginning on or after July 1, 1990, to be paid on July 15 following the school budget year.

Division IV

This Division changes the manner of computing the registration fees for multipurpose vehicles and imposes the sales and use tax on providing solid waste collection and disposal service (See Transportation, S.F. 2346), dating services, consultant services (Repealed - See Taxation, S.F. 2381), limousine services, sign construction and installation, storage of household goods and mini-storage, swimming pool cleaning and maintenance, taxidermy services, and aircraft rental for 60 days or less. This Division also authorizes the use of moneys transferred to the State General Fund during FY 1990-1991 from certain insurance funds to be used for cash flow purposes to timely make payment of the obligations of those funds.

Division V

This Division changes the name of the Division of Highway Safety and Uniformed Force of the Department of Public Safety to the Division of Highway Safety, Uniformed Force, and Radio Communications and makes an appropriation from the State Road Use Tax Fund to this Division for radio communications. The appropriation is to reimburse the State General Fund for expenditures for radio communications during FY 1991-1992 made prior to March 10, 1992.

Division VI

This Division makes technical corrections to FY 1991-1992 appropriations to the Department of Economic Development so that unused funds will not revert if grantees of the funds have not expended them by June 30, 1992, and provided for adjustment in the amount appropriated from federal block grants if the amount of block grants available is increased.

Division VII

This Division makes the provisions of this Act, unless otherwise provided, effective March 10, 1992.

SENATE FILE 2345 - Appropriations - Transportation and Safety

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates moneys to the Iowa Law Enforcement Academy, the Department of Public Defense, the Department of Public Safety, and the State Department of Transportation for the fiscal year beginning July 1, 1992, and ending June 30, 1993.

In addition to general administrative appropriations to the various agencies, moneys are appropriated to the Iowa Law Enforcement Academy and to the Prosecuting Attorneys Training Coordinator relating to a course of instruction on victim's protected class status. Moneys are appropriated from use tax receipts to the Department of Public Safety for the automated fingerprint information system and for pari-mutuel law enforcement agents.

The Act places a moratorium, effective June 3, 1992, on the placement of tourist-oriented directional signs by the State Department of Transportation within the territorial limits of the Amana Colonies and the initiation of any action by the Amana Colonies Land Use District to remove an existing sign until a comprehensive signing program has been established.

The Act requires that officers and enlisted persons in active service for the state shall receive the same per diem as would be paid for service in the armed forces of the United States. In addition, the base rate of pay is raised from \$50 per day to \$75 per day of active state service. The Armory Board is given the authority to grant an easement for utility or public highway purposes if doing so will not adversely affect use of the real estate for military purposes. The Act also adds veterans of the Persian Gulf Conflict to the list of veterans who are given preference in appointment and employment for civil service positions and for other state, county, or city government positions.

The Department of Public Safety is required to conduct a study to determine the most appropriate handguns to be used by peace officers within the department and to maintain a vehicle theft unit in the Iowa Highway Safety Patrol to investigate and assist in the examination and identification of stolen, altered, or forfeited vehicles. The Act removes a provision requiring the Director of the Iowa Law Enforcement Academy to provide cognitive and psychological examinations for law enforcement officer candidates at no more than one-half the cost and allows for the full cost of the examinations to be charged by the academy. The Iowa Law Enforcement Academy is given the authority to charge a fee for audiovisual services provided by the academy. The fee is to be deposited in an audiovisual equipment fund and used only to maintain and upgrade the Academy's audiovisual equipment. The Act strikes a provision which provided a \$750,000 standing appropriation to the State Department of Transportation for contingency funding for railroad and airport improvement projects.

Effective July 1, 1993, the Act eliminates the hold harmless requirement for the distribution of secondary and farm-to-market road funds to counties, which is now based solely on 70 percent need and 30 percent area. The State Department of Transportation is required to use moneys from the primary road fund to pay for energy and maintenance costs associated with lighting at interchanges on existing and future freeway and expressway segments.

The Act includes within the definition of "police authority" a special security officer employed by the State Board of Regents for purposes of taking care of abandoned vehicles. Additionally, the Act reduces the percentage amount that the county treasurer retains for each annual or semiannual vehicle registration from 4.25 percent to 4 percent. It increases from \$160,000 to \$250,000 the standing appropriation to the State Department of Transportation from the road use tax fund for the costs of notice and personal service for driver's license suspensions.

The Act allows for a vehicle which is transporting raw materials from a designated borrow site to a construction project, or transporting raw materials from a construction project, to exceed the legal maximum weight on any one axle by 10 percent if the gross weight on any particular group of axles does not exceed the allowable gross weight.

A Litigation Expense Fund is created to pay for litigation expenses incurred by the state to defend property valuations established by the Director of Revenue and Finance. The Executive Council is authorized to transfer moneys when necessary, but not in an amount to exceed \$350,000 for Fiscal Year 1993 and \$700,000 annually thereafter. Moneys are to be transferred from the Homestead Credit Fund, the Agricultural Land Credit Fund, and from moneys allocated to local governments under Section 405A.8.

The Act also eliminates a requirement that the State Department of Transportation maintain a maintenance facility in all counties with a population greater than 8,000 and repeals the Iowa Highway Research Board.

Nonreversion of funds provisions related to moneys appropriated to the Department of Transportation for asbestos removal at the department's central complex and for replacement of obsolete field facilities take effect June 3, 1992.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A provision which included riverboat law enforcement officers in the protection occupation classification for the Iowa Public Employees Retirement System.
2. A provision which expressed the opposition of the State of Iowa to federal regulations requiring suspension of a driver's license for drug offenses.
3. The creation of a legislative committee to review state transportation policy issues with members of the State Transportation Commission.
4. A provision requiring that the Director of the Iowa Law Enforcement Academy be appointed by the Iowa Law Enforcement Academy Council.
5. Provisions increasing the amount of local tax counties are required to levy in order to maximize their allocation of farm-to-market and secondary road funds.
6. A provision repealing the extension of the sunset on workers' compensation insurance rate regulation.

SENATE FILE 2347 - Appropriations - Agriculture and Natural Resources

BY COMMITTEE ON APPROPRIATIONS. This Act relates to budgetary and administrative matters by providing for appropriations and revenue, and providing statutory changes, including matters involving agriculture and natural resources.

The Act makes general appropriations to support the administration of the Department of Agriculture and Land Stewardship and the Department of Natural Resources. The Act also supports the Interstate Compact on Agricultural Grain Marketing. The Act reduces the statutory appropriation of \$30 million to \$10 million dedicated to support the Resources Enhancement and Protection Program. The Act also eliminates a statutory appropriation of \$150,000 to the Department of Natural Resources for purposes of furthering energy research and development.

The Act provides directives to the Department of Agriculture and Land Stewardship and the Department of Natural Resources relating to financial record keeping, the business practices of the state nursery, and budgeting proposals submitted to the General Assembly. The Act renames and reclassifies administrative units within the departments. It requires the Natural Resources Commission to approve improvements to lakes and boating facilities. The Act relates to environmental quality by extending a moratorium upon the enforcement of certain air pollution standards, the enforcement of water quality provisions, continued assistance to support a recycling program, and the classification of pesticide-contaminated and fertilizer-contaminated agricultural chemical dealer sites. The Act provides for soil and water conservation and the allocation of financial incentives as provided in S.F. 2343.

The Act amends a provision passed in S.F. 2367 by removing discretion granted to the Governor to support medical assistance and foster care by use tax revenues. The Act also amends H.F. 2456 to increase the amount of revenue from the use tax dedicated to support ethanol production established under H.F. 2456.

The Act allows the Department of Agriculture and Land Stewardship to accept contributions and requires that recognition be provided to private contributors. The Act requires vegetable seed package labels to include the seeds' germination dates. The Act removes the authority of the Department of Agriculture and Land Stewardship to inspect lawn seed. The Act increases fees charged by the Department of Agriculture and Land Stewardship for performing the licensing and inspection of motor fuel pumps and commercial weighing and measuring devices.

The Act amends provisions regulating grain dealers and grain warehouse operators by providing additional financial requirements, changing licensing procedures, providing for the prosecution of violators, creating a statutory lien imposed on business assets, regulating the purchasing of grain by credit-sale contract, and providing for prioritized inspections. The Act increases the fees required to be paid for licenses.

The Act takes effect July 1, 1992, except as otherwise provided.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. An appropriation of \$192,426 to the Department of Agriculture and Land Stewardship to fund lamb and wool management education projects.
2. An appropriation of \$129,279 to the Department of Natural Resources to support the Green Thumb Program.
3. An appropriation of \$144,320 from marine fuel tax receipts for deposit in the State Fish and Game Protection Fund for maintenance of boating access on public lands.
4. An appropriation of \$50,000 from the amount appropriated to the Agricultural Experiment Station at Iowa State University to the Department of Agriculture and Land Stewardship for purposes of predator control.
5. An appropriation of \$900,000 from the amount appropriated to the Resources Enhancement and Protection Fund for purposes of supporting recycling efforts by local communities and soil and water conservation practices.
6. An appropriation of \$99,445 to the Department of Agriculture and Land Stewardship to stabilize degrading stream channels.

7. An appropriation of \$397,780 to the Department of Natural Resources for purposes of supporting lake preservation efforts at Black Hawk Lake.
8. A provision requiring the Department of Natural Resources to submit a budget request to pay annual property taxes on property held by the department.
9. A provision that the amount reimbursed by the Department of Agriculture and Land Stewardship from proceeds of a failed grain warehouse held in receivership does not revert to the General Fund unless unobligated or unencumbered on June 30 of the following fiscal year.

SENATE FILE 2348 - Appropriations - Justice System

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates moneys to the Department of Justice, Board of Parole, Department of Corrections, including correctional facilities and the judicial district departments of correctional services, and the Judicial Department.

The Act provides a slight increase in total appropriations to the Department of Justice, compared to the estimated net FY 1992 appropriation, but as amended by S.F. 2393, the net result for FY 1993 is a small decrease from the previous year. These appropriations include funding for the Office of the Attorney General, the Prosecuting Attorney Training Program, victim assistance grants, the Governor's Alliance on Substance Abuse (GASA), Prosecuting Attorney Program, and the Office of Consumer Advocate. The Act includes increases to the Office of the Attorney General for current operations and motor vehicle fraud enforcement and a reduction of \$60,400 to eliminate a middle management position. The Act requires the Attorney General to provide up to \$10,000 in state matching funds from moneys retained from forfeited property, for the Office of the Prosecuting Attorneys Training Coordinator to use for continuation of the Domestic Violence Response Enhancement Program.

The Act provides a slight increase in funding for the Board of Parole compared to the net FY 1992 appropriation, but as amended by S.F. 2393, results in a small decrease in the net appropriations.

The total appropriations to the Department of Corrections contained in the Act include an increase compared to the estimated net FY 1992 appropriation. Because certain lease-purchase agreements and institutions were not subject to across-the-board cuts in S.F. 2393, the net FY 1993 budget also reflects an increase from FY 1992. The Act adds a net of \$7.5 million to operate an additional 627 correctional beds. The Act also adds funds for violator treatment programs in the Second, Seventh, and Eighth Judicial District Departments of Correctional Services. The Act deducts funds for the elimination of two middle management positions at the Oakdale correctional facility, adds funding for The Other Way (TOW) Program at Clarinda, adds and transfers funds for job training and education programs in the First, Fifth, and Sixth Judicial District Departments of Correctional Services, and adds funds to pay the costs of the lease-purchase payments for the new Sioux City facility in the Third Judicial District Department of Correctional Services.

The Act provides a slight increase in total funding to the Judicial Department compared to the net FY 1992 appropriation, but as amended by S.F. 2393, results in a net reduction for FY 1993. The Act requires counties that install new telephone systems to provide those systems to Judicial Department offices within the county at no cost. The Act further requires the Judicial Department to report semiannually to the Joint Justice System Appropriations Subcommittee regarding the amount of fines, surcharges, and court costs collected using the Iowa Court Information System (ICIS) versus a manual collection system. The Act requests that the Legislative Council establish an interim study committee to hire a consultant to perform a systems analysis of ICIS.

The Act requires the Departments of Corrections, Public Health, Human Services, Elder Affairs, and Inspections and Appeals to cooperate in developing community placements for elderly or infirm inmates.

The Act includes several statutory changes. The Act provides that if the General Assembly, the Governor, or a state department retains outside legal counsel in court proceedings, at the conclusion of the proceedings, the court shall review the fees charged to the state to determine if they are reasonable. The Act prohibits state reimbursement of fees which the court determines to be unreasonable.

The Act requires the College Student Aid Commission to develop and implement, in cooperation with the judicial district departments of correctional services and the Department of Corrections, a program to assist criminal offenders in applying for federal and state aid available for higher education.

The Act provides that in counties with a population of 98,000 or more, the clerks of the district court may charge an additional \$3 fee for filing and docketing a petition, to be used as a journal publication fee.

The Act also permits the Department of Justice to waive, upon a showing of good cause, the requirement that victims notify law enforcement within 72 hours of a crime occurring in order to be eligible for compensation under the Crime Victim Compensation Program.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. An appropriation for implementation of a pilot program for mediation of contested issues of child custody and visitation in Linn County, as well as accompanying statutory changes.
2. The extension of the repeal of the Farm Mediation and Farm Legal Assistance Programs, from July 1, 1993, to July 1, 1995.
3. Provisions prohibiting the Departments of Corrections and Human Services from selling an interest in farmland without the approval of the General Assembly.

SENATE FILE 2351 - State Budget and Financial Control

BY COMMITTEE ON APPROPRIATIONS. This Act is an attempt to bring the state budget under control and to provide moneys to help the state return to generally accepted accounting principles (GAAP).

The Act provides funding for three accounts. The first is the Cash Reserve Fund which is created under the Act in the State Treasury. Moneys in the Cash Reserve Fund may be used for cash flow purposes provided that any moneys so allocated are returned to the Cash Reserve Fund by the end of each fiscal year. Moneys in the Cash Reserve Fund may also be appropriated by the General Assembly, but only in the fiscal year for which the appropriation is made. The moneys may be appropriated only for nonrecurring emergency expenditures. The appropriation is required to be contained in a bill or joint resolution in which the appropriation is the only subject matter of the bill or joint resolution and the bill or joint resolution must state the reasons the appropriation is necessary. If the appropriation would make the balance in the Cash Reserve Fund be less than 3 percent of the adjusted revenue estimate for the year, the Act requires that the appropriation be approved by at least three-fifths of the members of both chambers of the General Assembly and be signed by the Governor. The maximum amount of moneys in the Cash Reserve Fund gradually increases from being 1 percent of the adjusted revenue estimate for the fiscal year beginning July 1, 1993, to 5 percent of the adjusted revenue estimate for fiscal years beginning on or after July 1, 1997.

If moneys flowing into the Cash Reserve Fund are in excess of the maximum amount, the excess is appropriated to the Department of Management to be spent for the purpose of eliminating Iowa's GAAP deficit. The Department of Management is required to annually file with both houses of the General Assembly at the time of the submission of the Governor's budget a schedule of the items for which moneys so appropriated shall be spent in the following fiscal year. The schedule must list each item of expenditure and the maximum dollar amount of moneys to be spent on that item for the fiscal year.

If any moneys remain after this allocation, the remaining moneys are appropriated to the Iowa Economic Emergency Fund. The Act changes the maximum amount of moneys which may be allocated to the Iowa Economic Emergency Fund to 5 percent of the adjusted revenue estimate for the fiscal year. Any moneys remaining in the Iowa Economic Emergency Fund in excess of this limitation amount are transferred to the General Fund of the State. Moneys in the Iowa Economic Emergency Fund under the Act must only be appropriated by the General Assembly for emergency expenditures.

The Act contains various methods of providing moneys to these accounts. Much of the funding relates to the adjusted revenue estimate which is defined under the Act as the appropriate revenue estimate for the General Fund for the following fiscal year adjusted by subtracting estimated tax refunds from that estimated revenue and adding any new revenues which may be considered to be eligible for deposit in the General Fund. If the Cash Reserve Fund total has never reached 4 percent of the adjusted revenue estimate, the amount appropriated to the Cash Reserve Fund in a fiscal year is the amount necessary to bring the fund to the appropriate maximum level, but the appropriation may not exceed 1 percent of the adjusted revenue estimate. For fiscal years after the cash reserve has equaled or exceeded 4 percent of the adjusted revenue estimate, the amount appropriated from the General Fund is 1 percent of the adjusted revenue estimate. Also, should there be any surplus positive ending balance in the General Fund for any fiscal year, the amount of the surplus positive ending balance is appropriated to the Cash Reserve Fund. Any interest on moneys in the Cash Reserve Fund is appropriated to the Iowa Economic Emergency Fund, and interest on moneys in the Iowa Economic Emergency Fund is retained in the Economic Emergency Fund.

The Act freezes the maximum appropriations of several standing appropriations for fiscal years commencing on or after July 1, 1993, to the amounts expended under those sections for the fiscal year commencing July 1, 1992. One of the biggest changes from previous budget processes is that the state percent of growth for a budget school year is to be established by statute which shall be enacted within 30 days of the submission of the Governor's budget in the base year. The establishment of the state percent of growth for the budget year is to be the only subject matter determined by formulas and does not require legislative action. In order to provide sufficient timing for collective bargaining, arbitration and contract deadlines have been altered under the Act.

SENATE FILE 2355 - Appropriations - Human Services

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to programs of the Department of Human Services (DHS) and to the Prevention of Disabilities Policy Council for the 1992-1993 fiscal year and contains various statutory provisions.

AFDC. The Aid to Families with Dependent Children (AFDC) payment amount is not increased over the amount provided in the two previous fiscal years. The requirement for DHS to operate the federal waiver implementing the Self-Employment Investment Demonstration Program statewide is continued with the program named the Iowa Self-employed Household Incentive Program (ISHIP). The contract for the State Human Investment Policy (SHIP) Program is to be continued with a \$75,000 allocation for a second year of study. If a federal waiver is granted for this purpose, DHS may reconsider the eligibility of an AFDC recipient less often than every six months as is required in current state law. The emergency assistance to AFDC recipients for housing and utility bills is continued at a funding level which is greater than the original appropriation in the previous fiscal year.

MEDICAID. The main Medical Assistance (Medicaid) appropriation was item vetoed by the Governor (this appropriation was later enacted in S.F. 2393). However, the appropriations related to medical contracts; enhanced services for persons with mental illness, mental retardation, or developmental disabilities; and intent language for provider increases were all approved. In addition, a \$25 million general appropriation to the Medical Assistance Program in S.F. 2386 was approved by the Governor.

In addition, the Act directs the Department of Management to utilize a task force to perform a comprehensive study of the Medical Assistance (Medicaid) Program. The task force is to include legislators among other members.

STATE SUPPLEMENTARY ASSISTANCE. The State Supplementary Assistance (SSA) appropriation is continued at a level which is approximately \$400,000 higher than the appropriation in the previous fiscal year. This appropriation prohibits DHS from considering moneys provided under the federal Social Security Persons Achieving Self-sufficiency (PASS) Program or the Income-related Work Expense Program as income in determining eligibility or amount of assistance under SSA.

The appropriations for aid to Native Americans and state juvenile institutions are continued at funding levels similar to the previous fiscal year.

CHILD DAY CARE. The appropriation for child day care assistance authorizes DHS to increase the limit used for eligibility determination by 5 percent to 155 percent of the federal poverty guideline, and after October 1, 1992, the limit may be changed to 75 percent of the Iowa median family income. Authorization is continued for DHS to make changes in child day care regulatory requirements as necessary to qualify for federal funding. Funding for child day care resource and referral services is more than doubled over the amount provided in the previous fiscal year. A special allocation of nearly \$900,000 is provided for use in increasing reimbursement to child day care centers. Transitional child day care assistance to families leaving the AFDC program is continued at a level comparable to the previous fiscal year. The department is directed to consider and report concerning the feasibility of establishing a school-age child care pilot program involving regular contact between school-age children and elder Iowans residing in nursing homes.

The federal-state Job Opportunities and Basic Skills Program and Family Development and Self-sufficiency (FaDDS) Program welfare reform initiatives are continued. Additional funding is provided to increase current FaDDS grants and to award up to two new grants.

In the child support recovery appropriation, application and user fees are appropriated for the use of the program. A provision of H.F. 2486 limits the user fees charged to recipients of child support to \$10.65 during FY 1992-1993. The provisions also note that funding is provided for a child support public awareness campaign to be implemented in cooperation with the Attorney General.

CHILD WELFARE AND FOSTER CARE. The appropriations for child welfare and foster care are coordinated with statutory provisions provided in H.F. 2480 (See Human Services). A Child Welfare Task Force of at least 16 members is established to develop recommendations relating to the design of a financing system for child welfare, juvenile justice, and mental health services for children. The system developed by the task force is to provide a family-centered, community-based, and prevention-oriented response to families with children served in out-of-home placements. The task force's initial meeting is to be held by July 30, 1992, with a first report by December 15, 1992, and an additional report by September 15, 1993.

A statutory provision requires DHS to adopt rules prohibiting, with certain exceptions, the use of corporal punishment of foster children by foster parents. Prior law prohibited DHS from adopting or enforcing rules prohibiting the use of corporal punishment by foster parents.

In the foster care appropriation, the statewide target for the average number of children placed in group foster care is established at 1,405 by the General Assembly, as required by H.F. 2480. See Children and Youth, H.F. 2480, for an explanation of the group foster care cap process. Senate File 2355 includes numerous provisions concerning the group foster care cap, including provision of fiscal incentives to DHS regions which do not exceed targeted levels, quarterly reporting by region to the Legislative Fiscal Bureau, and provision of detailed tracking information concerning out-of-home placements of children. Just over \$1 million in "wrap-around service" funding is provided for regions to reduce the number or length of out-of-home placements by use of specialized services to a child and the child's family. Another \$1 million is provided for continued foster care services to persons with a disability who are 18 to 20 years of age and who would remain eligible for foster care in order to complete a secondary education or are at-risk of homelessness. Both of the preceding allocations are detailed in codified requirements contained in H.F. 2480.

The foster care appropriation includes funding and requirements for family-centered approaches for training DHS workers and for training of DHS, private provider, and judicial personnel in reasonable efforts to prevent or eliminate the need for removing a child from the child's home. The five-county demonstration program to decategorize child welfare services is continued (codified provisions for this program are established in H.F. 2480). DHS is authorized to expend up to \$500,000 in contracting to increase the number of children in foster care who are eligible for federal Supplemental Security Income (SSI). This provision takes effect June 3, 1992. The foster care appropriation amount is based upon an estimated increase in the number of children eligible for SSI. As has been the practice in previous years, the codified requirement for the state to provide at least 10 percent of the establishment and operating costs of county juvenile detention facilities is reduced for the fiscal year to 0.5 percent of the costs.

The nearly \$4 million appropriation for court-ordered services provided to juveniles is approximately the same amount as provided in the previous fiscal year. This is the second year in which the appropriation has been capped. The legal requirements for this cap during the fiscal year are continued and some additional requirements are established. Reimbursement rates for providers are to be negotiated with each judicial district planning group. A provision that takes effect June 3, 1992, requires the State Court Administrator to determine, by June 15, 1992, the allocations of the appropriations to the judicial districts.

The appropriation for home-based services is increased by nearly \$3 million over the previous fiscal year's appropriation. This appropriation includes funding for services for situations that may result in a foster care placement. A \$3 million new allocation within this appropriation is to be used for family-centered services for families with children with mental retardation or other developmental disability to prevent or eliminate a foster care placement.

The appropriation of approximately \$500,000 for child protective system improvements is continued. This funding is directed to administrative and training purposes and is funded at approximately the same level as in the two previous fiscal years.

The allocations for adolescent pregnancy prevention grants and child abuse prevention grants in the community-based programs appropriation are continued at funding levels similar to the previous fiscal year's amounts.

IOWA VETERANS HOME. The appropriation for the Iowa Veterans Home includes provisions for the home to reclassify beds for Medical Assistance (Medicaid) reimbursement and the transfer of funding for the costs to determine Medical Assistance eligibility of patients. The Iowa Veterans Home administrative authority is transferred to the Commission of Veterans Affairs in S.F. 2011 (See State Government), which also provides for the transfer of the appropriation.

MENTAL HEALTH. The mental health area received significant attention during the 1992 Legislative Session. Appropriations for special needs grants; mental health, mental retardation, and developmental disabilities (MH/MR/DD) services; and the Family Support Subsidy Program are all continued. The Family Support Subsidy Program appropriation amount is \$1 million, an increase of approximately \$350,000 over the previous year's amount.

The major MH/MR/DD funding change is the establishment of a combined appropriation for funding of community-based mental health, mental retardation, developmental disabilities, and brain injury services. Various items which were separate appropriations in previous years are instead allocated within an appropriation of just over \$27 million. The allocations include state appropriation to counties of an amount that has previously been provided entirely under the federal Social Services Block Grant (the federal funding is shifted to the foster care program in the Federal Block Grant Appropriations Act, S.F. 2366). Requirements are established for how the state funding is to be spent by counties, the use of the MH/MR/DD Medical Assistance case managers, and the submission of expenditure and service plans to the department.

Funding for the Mental Health and Mental Retardation Services Fund is eliminated. Instead, a larger amount is to be distributed to counties in accordance with a different formula. A county must use at least 50 percent of the amount it receives for contemporary services to persons with mental illness, mental retardation, developmental disability, and brain injury (MI/MR/DD/BI). The contemporary services are to be defined in rules adopted by the Mental Health and Mental Retardation Commission and are to include case management, supported employment, community-based housing, individual support services, and day programming.

Various provisions of this appropriation were later amended in S.F. 2486. As amended, the provision of the second and remaining quarters of funding to a county is contingent upon the county participating as a member of a MI/MR/DD/BI planning council. The planning area of a council is, to the extent possible, to use the borders of the county clusters established pursuant to S.F. 2342 (See Human Services). A planning area must incorporate at least 40,000 in population and include counties with a history of cooperation. If a county is not part of a planning

council by September 1, 1992, DHS is to assign that county to a planning council. Authority is provided to DHS to adopt rules through the emergency process to implement the various funding and program changes in this provision; however, the contemporary service rules are to be adopted through the regular process.

An allocation is also provided for reimbursement of counties as payment for their maintenance of effort financial participation during FY 1991-1992 in enhanced services under medical assistance for persons with MI/MR/DD. Codified law requiring continued county maintenance of effort and state payment in succeeding fiscal years is repealed. The codified provisions establishing county mental health and mental retardation coordinating boards are modified for FY 1992-1993 in S.F. 2486 to coordinate with the planning councils established in S.F. 2355 and are repealed effective July 1, 1993.

A task force is established to develop a plan for restructuring the service delivery system for persons with MI/MR/DD. Membership of the 22-member task force is specified and includes a range of government officials, service providers, business and labor groups, and advocates. The task force is to be assisted by a consultant and mediator; however, the funding for this assistance, which was to be transferred to the Legislative Service Bureau, was item vetoed by the Governor.

FIELD OPERATIONS. The field operations appropriation is reduced by approximately 10 percent from the previous year's amount. See S.F. 2342 under Human Services, which establishes a field services organizational structure. The Department of Human Services is authorized to exceed the number of authorized positions to fill certain critical position vacancies or to reduce the caseload factor used to determine staffing levels. This provision was item vetoed in the previous fiscal year's budget bill. The number of authorized field positions may also be exceeded for full-time or part-time positions provided by a county or for workers whose costs are paid by a hospital or health center.

GENERAL ADMINISTRATION. The general administration appropriation of \$8.71 million is approximately \$500,000 less than the previous year's amount. The Department of Human Services is directed to continue its activities in applying to the Robert Wood Johnson Foundation for a grant to establish a unified system for services to persons with mental illness and in applying to the federal government for a state family resource and support program grant.

The Act includes an appropriation of approximately \$27,000 for the Prevention of Disabilities Policy Council, created in law during the 1991 Session. The appropriation of nearly \$86,000 for volunteers is approximately the same funding level as the previous fiscal year. The Gamblers Assistance Program appropriation is again made from the General Fund as the lottery revenues which provide its standing appropriation are transferred to the General Fund for the two-year period beginning July 1, 1991, through June 30, 1993, as a result of action in the 1991 Session. The appropriation of \$250,000 for gamblers assistance is a reduction of \$150,000 from the amount of the previous fiscal year.

"X-PERT" COMPUTER SYSTEM. An appropriation of just over \$450,000 and 17 full-time equivalent positions is provided for the first-year development costs for the "X-PERT" knowledge-based public assistance eligibility determination computer system. The department is directed to complete an assessment of various options for the system's development and a work plan to fully implement the system by August 1, 1994. In addition to various reports, the department is to work with the Legislative Fiscal Bureau to develop a methodology for measuring costs and savings resulting from the system's implementation.

PROVIDER REIMBURSEMENT RATES. With the following exceptions, no reimbursement increases were made to the reimbursement rates paid to Medical Assistance (Medicaid) providers: early and periodic, screening, diagnosis, and treatment (EPSDT) providers; obstetric services; pediatric; and inpatient hospital. The following providers may see increases as their rates are established using federal requirements: rural health clinics, certain home health agencies, hospice services, acute care mental hospitals, and certain health centers. The maximum nursing facilities rate reimbursement is established at the 70th percentile of facility costs. In addition, DHS is

directed to analyze the differences in utilization of physician and hospital services and to seek to equalize reimbursement rates and provide incentives for certain types of care.

The rates paid for residential care facilities are increased by a small amount over the previously authorized rates. Any reimbursement methodology used by the department that incorporates an inflation factor must utilize the increase during the 1991 calendar year in the federal Consumer Price Index for all urban consumers. The Department of Human Services is provided emergency rulemaking authority to implement all reimbursement requirements.

Foster care reimbursements for family care are increased to be equivalent to 65 percent of the current United States Department of Agriculture estimate of the cost to raise a child. This percentage is placed in permanent law in H.F. 2480, as amended by H.F. 2486. House File 2486 eliminated additional increases which in H.F. 2480 were slated for succeeding fiscal years. The basic maintenance cost reimbursement rates are listed in S.F. 2355, with different amounts based upon the age of the child. In related legislation, S.F. 2385 repeals permanent law which in H.F. 2480 would have required the state to reimburse group foster care facilities at 100 percent of the costs to maintain a child beginning in FY 1993-1994. Reimbursement rates in general are frozen at the rates in effect prior to the Governor's across-the-board cuts during FY 1991-1992. Exceptions to the rate freeze are provided in circumstances involving a new service or a provider's income loss.

STUDIES AND ADDITIONAL REQUIREMENTS. The medical assistance study has already been described in this summary. In an unrelated study, the Health Data Commission is directed to study the feasibility of creating an electronic network to transmit all claims payable to third-party payers and the feasibility of using the network to establish a statewide health data repository. In order to assess the financial impact of computerization within DHS, the Department of General Services is directed to monitor the use of computer capacity and report regularly to legislative entities. The Department of Human Services is also directed to work with the Department of Economic Development to develop new jobs in the event a state institution is to be closed or reduced in size.

BILL OF RIGHTS. The Bill of Rights of Persons with Mental Retardation, Developmental Disabilities, or Chronic Mental Illness in Chapter 225C is stricken and rewritten in S.F. 2355 and H.F. 2486. This Bill of Rights has never been implemented because its implementation was dependent upon enactment of a fair and equitable funding formula by 1987 and the formula was not enacted. The rights section is repealed, other sections are rewritten, and new law is established. As rewritten, the scope is broadened to include brain injuries and the items previously listed as rights are now divided into service quality standards and rights. The new short title now reads as follows: "The Bill of Rights and Service Quality Standards of Persons with Mental Retardation, Developmental Disabilities, Brain Injury, or Chronic Mental Illness." Various items involving evaluation, treatment plans, and service requirements, previously listed as rights, are established as service quality standards for the state to seek to attain in provision of services as the amount of state funding increases. The following items, which were part of the repealed list of rights, continue to be established as rights of persons with MR, DD, BI, and CMI: wage protection, insurance protection, due process, and participation in planning activities if a plan is developed. The Mental Health and Mental Retardation Commission is directed to adopt administrative rules by July 1, 1994, relating to the rights and standards. Legal remedies for lack of compliance with the rights and standards are limited, similar to the previous law.

OTHER MENTAL HEALTH-RELATED PROVISIONS. Other provisions in S.F. 2355 and H.F. 2486, relating to mental health, include a requirement for a state Mental Health Institute (MHI) to assist the court in locating an alternate placement for a patient if a bed is unavailable for the patient at the MHI. In addition, a provision is stricken which limited a county board of supervisors, in a county with a population of less than 40,000, from making expenditures for community health centers which would exceed \$8.50 per capita. A provision which would have frozen county mental health, mental retardation, and developmental disabilities services expenditures at the FY 1991-1992 level in the event a funding formula was not implemented for FY 1992-1993 is amended to delay implementation of the freeze until FY 1996-1997. Finally, law establishing a special residential care facility classification serving persons with MR, CMI, or DD, which required compliance with local government housing codes for construction, is amended to apply to construction requirements rather than housing codes.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

- *1. Appropriations for the provision of family planning services to certain low-income women and integration of reproductive health services with substance abuse programs.
- *2. Appropriations for Medical Assistance (Medicaid)-eligible women to receive risk assessments and enhanced services for high-risk pregnancies and for the departments of Human Services and Public Health to jointly develop the risk assessment criteria.
- *3. An appropriation of \$165,000 and provisions for establishment of grant programs by the Iowa Department of Public Health (DPH) for pilot projects for infant mortality and morbidity prevention in Polk, Scott, and Woodbury counties.
- *4. An appropriation of \$335,000 and provisions for establishment of a DPH grant to a statewide child abuse prevention organization for the development and organization of a prenatal to preschool family and child protection services program.
- *5. An allocation of \$25,000 for state staff support of a multidisciplinary team conducting research concerning the causes of individual infant deaths in the state.
- *6. An allocation of \$140,000 for grants to increase the use of mid-level practitioners such as certified nurse-midwives to improve access to prenatal care in the state.
- *7. An appropriation of \$75,000 from excess fees collected by the Division of Insurance for a grant to a private institution to establish an Iowa Center for Health Issues.
- *8. A requirement for DHS, DPH, and the Commissioner of Insurance to issue reports concerning the effectiveness of the item vetoed initiatives described in items 1 through 7.
- *9. Codified provisions establishing an Iowa Healthy Family program in DPH. The program would have encompassed the uncoded provisions described in items 3 and 4.
10. Codified provisions for registration of acupuncturists.
- *11. The main Medical Assistance (Medicaid) appropriation of approximately \$275 million in S.F. 2355 was item vetoed but was later enacted during the Second Extraordinary Session. The item vetoed provisions include the appropriation itself; contingency funding for the federal nutrition program for women, infants, and children (WIC) operated by the Iowa Department of Public Health; authority to transfer funds used for MH/MR/DD case management; authority to implement a procedure to purchase and distribute vaccines; a requirement to expand the MediPASS Program (a physician case management program for AFDC recipients); \$60,000 to establish and operate an HIV and AIDS insurance continuation assistance pilot project; a requirement to provide eligibility to certain persons eligible for federal supplemental security income (SSI) and the Medically Needy option under Medical Assistance; a requirement for DHS to work cooperatively with the Department of Elder Affairs to improve processes for a federally approved waiver service for the elderly; legislative intent that copayments shall not be charged for services which are mandatory under federal requirements; a requirement for DHS to actively pursue the potential to fund child welfare services under the early periodic screening, diagnosis, and treatment (EPSDT) provisions of the Medical Assistance Program; except as otherwise provided in the Act, a requirement for counties to pay the nonfederal share of costs for services provided under a federal waiver if the services would otherwise be provided in an intermediate care facility for the mentally retarded (ICFMR); a requirement for DHS to implement day treatment provisions for children and adolescents; and a prohibition against DHS implementing administrative processes which would prohibit an ICFMR with eight beds or less. Additional items were included in the enacted version contained in S.F. 2393, which is summarized under Appropriations.

*These provisions were subsequently enacted in S.F. 2393.

SENATE FILE 2361 - Appropriations for Energy Conservation and Environmental Protection

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates moneys from the oil overcharge funds for the fiscal year beginning July 1, 1992, to the Department of Natural Resources for reimbursement for costs incurred in carrying out the general provisions of the Groundwater Protection Act, the State Energy Conservation Program and the Energy Extension Services, and development costs of the Local Government Energy Bank Program. The Act also appropriates moneys to the Division of Community Action Agencies of the Department of Human Rights for energy conservation programs for low-income persons. The Act allows for up to 5 percent, not to exceed \$300,000, to be used from eligible oil overcharge funds for administration of those programs authorized, and extends the appropriations, originally made for 1986-87, from the Energy Conservation Trust to the Department of Natural Resources for an additional year.

The Act also provides for stadium or ball park lighting to be replaced, when worn out, with the most energy-efficient lighting available at the time of replacement, and requires the Commission on Community Action Agencies, in cooperation with the Energy Fund Disbursement Council, to submit a report with recommendations for continued funding of energy conservation programs for low-income persons following depletion of the Energy Conservation Trust Fund.

SENATE FILE 2366 - Federal Block Grant Appropriations

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates funding received from various federal block grants to the appropriate state agencies for the federal fiscal year beginning October 1, 1992, and ending September 30, 1993. The Act establishes a mechanism to regulate the process if more or less federal funding is received than predicted, and contingencies for consolidated, categorical, or expanded federal block grants. The Act also provides for allocation of individual grants from the federal government to various state agencies for the fiscal year beginning July 1, 1992, and ending July 1, 1993.

The portion of the Act regarding the procedure for consolidated, categorical, or expanded federal block grants takes effect May 4, 1992.

SENATE FILE 2367 - Appropriation Reductions, Supplementals, and Salary Adjustments for 1991-1992 Fiscal Year
BY COMMITTEE ON APPROPRIATIONS. This Act provides for reductions, supplementals, and salary adjustment for FY 1991-1992.

Division I - Reductions

The Act makes reductions in appropriations for FY 1991-1992 to the departments of Economic Development, Transportation, and Natural Resources, and transfers moneys in the Business Development Finance Corporation Assistance Fund, Rural Community 2000 Revolving Fund, and the Small Business New Jobs Training Fund to the State General Fund. The reductions are in addition to the Governor's 3.25 percent and .62 percent across-the-board appropriations reductions.

Division II - Supplementals

The Act makes supplemental appropriations for FY 1991-1992 to the Departments of Human Services, Corrections, and Inspections and Appeals, and the State School for the Deaf and the Iowa Braille and Sight-saving School of the State Board of Regents. The supplementals are not subject to the Governor's 3.25 percent and .62 percent across-the-board appropriations reductions.

Division III - Salaries

The Act also appropriates moneys to pay for wage adjustments for FY 1991-1992 for contract employees beginning with the pay period beginning on or about April 24, 1992. The salaries appropriations are not subject to the Governor's 3.25 percent and .62 percent across-the-board appropriations reductions.

Division IV - Judicial Retirement

The Act makes technical corrections to the Judicial Retirement Act enacted during the 1992 Session. See State Government, H.F. 2450.

Division V - Effective Dates

The appropriations reductions, supplementals, and salary provisions take effect May 15, 1992.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Provision limiting the amount appropriated to the Executive Council for FY 1991-1992 for payment of court costs of state agencies.
2. Provisions authorizing the Governor to utilize certain use tax revenues which would have been credited to the Road Use Tax Fund for purposes of making up any insufficiency in appropriations for medical assistance and foster care.

SENATE FILE 2373 - State Budgeting Processes - VETOED BY THE GOVERNOR

BY COMMITTEE ON APPROPRIATIONS. This bill related to state budgeting processes involving strategic planning, employee training and education incentives, periodic program and tax expenditure review, and biennial budgeting.

The Governor, Supreme Court, and the General Assembly would have been required to develop a five-year strategic plan for their respective branch of government. In addition, the Governor and the General Assembly would have been required to develop five-year strategic plans for the state. The planning for the executive branch was to be performed by the individual agencies and submitted annually to the Governor and the General Assembly with their budgeting materials. The Governor was to annually compile the plans and identify the top five priorities for the ensuing fiscal year. The planning was to include timelines, cost estimates, identification of resources and cooperative efforts needed, performance indicators, and a progress report. The General Assembly's plan was to be considered in a concurrent resolution and would have been subject to approval by a constitutional majority of both chambers. The initial planning was to apply to FY 1994-1995.

State policy encouraging state employees to possess an active interest in efficient use of public resources was stated. A state agency would have been permitted to retain up to 5 percent of its state funding which is unused during a fiscal year for use in succeeding fiscal years for payment of employee training or education expenses. Reporting requirements were specified.

The Department of Management was directed to biennially perform a periodic management review of the programs and functions of the executive branch of state government over a 10-year period. The responsibilities and duties of the Director of the Department of Management were specified and criteria for review were provided. The director's report concerning the review was to contain various specific elements and was to be submitted to the Governor and the General Assembly. The report recommendations concerning a program would have included continuation, termination, consolidation with other programs, revisions of the program, budget limitation, fee changes, or other managerial changes. If a program was recommended for termination, under the bill, a transition plan would have to be provided. As the report must be submitted in the second year of a legislative biennium, the first report would have been submitted for the 1994 Session.

Under the bill, a similar periodic review was required to be performed by the Director of the Department of Management and the Director of Revenue and Finance concerning tax expenditures authorized in statute. The term "tax expenditure" was defined to include various specific tax credits, exemptions, and deductions. All tax expenditures were to be reviewed over a four-year period. The tax expenditure review report was to include various specific elements. If the report recommendations would necessitate legislative action, the action was to be proposed as part of the Governor's legislative package.

A biennial budget process encompassing both years of the legislative biennium was established by the bill. The fiscal biennium would begin on July 1 of each even-numbered year. The Governor was to propose a budget for both years of the biennium and if the General Assembly would only approve the first year's budget, then for the second year the Governor would be required to submit adjustments to the originally proposed budget for that year. In addition, other supplemental reporting was required of the Governor in the second year of the biennium. The biennial budgeting requirements would have begun with the fiscal period beginning July 1, 1993, and ending June 30, 1995.

Current law providing for a modified zero-base budget process would have been repealed by the bill. Under the modified zero-base budget, departmental expenditure estimates are based upon 75 percent of the funding provided for the fiscal year previous to that being budgeted. A new program-based budgeting system was to be specified by the Legislative Fiscal Bureau, subject to the approval of the Legislative Fiscal Committee of the Legislative Council. The program-based system was to include the strategic plan in terms of desired outcomes, proposals for resource allocation, and performance measures of past and future outcomes. With two exceptions, the program-based budgeting system was to be implemented with the fiscal period beginning July 1, 1995. The Departments of Public Health and Economic Development were to implement the program-based system with the fiscal year beginning July 1, 1993.

SENATE FILE 2393 - Appropriations, Reductions, Taxes, and Other Budget Matters - SECOND EXTRAORDINARY SESSION

BY COMMITTEE ON APPROPRIATIONS. This Act relates to state and local budgets by making and reducing certain State General Fund appropriations for FY 1992-1993, increasing the sales and use tax from 4 to 5 percent, modifying certain income tax thresholds, limiting the growth of property tax assessments, and making other state revenue and finance provision revisions. Due to the length of the Act, this summary covers each division individually.

Division I - Salaries

This Division funds the collective bargaining agreements for state employees for FY 1992-1993, provides for the payment of back pay for FY 1991-1992, and provides an average annual salary increase of 7.5 percent plus eligibility for a merit increase for noncontract state employees, including the Judicial Department and State Board of Regents merit system employees. State Board of Regents noncontract faculty and professional and scientific staff are provided an average salary base increase of 7.5 percent. Judges' and magistrates' salaries are increased by 7.5 percent and appointed nonelected state officer salaries are increased by 5 percent. Community colleges are provided with additional funding for additional salary increases. Certain noncontract employees in positions comparable to contract employees are provided with comparable salary increases, bonuses, and merit eligibility, and a one-time bonus is provided to certain employees who would benefit more from a bonus than a larger percentage salary increase.

Division II - Sales, Income, and Property Taxation Provisions

The sales and use tax provisions of this Division increase the sales and use tax rate, including the auto rental excise tax rate, from 4 to 5 percent effective July 1, 1992, and provide for the deposit in the State General Fund of the additional use tax collected.

The income tax thresholds provisions of this Division increase the amount of net income below which no state individual income tax is imposed. For tax years beginning in the 1992 calendar year the thresholds are increased from \$7,500 to \$11,500 for married persons filing jointly, unmarried heads of households, and surviving spouses, and from \$5,000 to \$7,500 for all other persons. For tax years beginning in the 1993 calendar year and subsequent tax years the amounts are increased to \$13,500 and \$9,000 respectively. For tax years beginning in the 1992 calendar year the amount of net income received by an individual, which triggers the requirement that a state individual income tax return must be filed, is increased from \$5,000 to \$7,500 and for tax years beginning in the 1993 calendar year and subsequent tax years the amount is increased to \$9,000. The provision that requires

that an individual must file a state individual income tax return if the individual is required to file a federal income tax return is repealed effective January 1, 1993, for tax years beginning on or after that date.

The low-income property tax provisions of this Division provide the same amount of additional homestead credits and reimbursements of rent constituting property taxes for those persons who are 18 years of age or older at the level previously provided for those persons who were 65 years of age or older, who were surviving spouses 59 years of age or older, or who were totally disabled. The additional homestead credit applies to claims filed on or after January 1, 1993, and the additional rent reimbursement applies to claims filed on or after January 1, 1994.

The revenue and finance provisions of this Division make numerous revenue and taxation changes related to the following: Generally Accepted Accounting Principles (GAAP) deficit reduction uses of excess moneys; voter registration forms placed in tax booklets; immediate successor tax liability; reports of income payments to individuals by corporations, persons, and government agencies; income tax withholding on slot machine winnings; bank exemptions to the Iowa corporation income tax; income tax returns for affiliated groups of corporations; taxation of carpeting used as a building material; services tax on vehicle repair, washing, and waxing; waiver of the period of limitation applicable to the assessment and collection of sales, services, and use taxes; and confidentiality of inheritance, estate, and related tax returns.

Division III - Property Tax Limitation

This Division limits, for FY 1993-1994 and FY 1994-1995, the maximum dollar amounts of property tax levies by cities and counties to the dollar amounts of the property taxes levied by the cities and counties in FY 1992-1993, with certain exceptions. In addition current property tax rate limits still apply. The following are exceptions to the limitations: levies on the increase in taxable valuation due to new construction or improvements, annexation, or phasing out of tax exemptions, or due to a comprehensive revaluation authorized before calendar year 1992, if equal to or less than the previous year's levies; levies for discontinued tax increment financing areas; other levies for debt service; taxes approved by a vote of the people which are payable during FY 1993-1994 or FY 1994-1995; certain levies for hospitals; and, only after publication and public hearings, tax levies for moneys to permit, in cases of unusual need, additional financing of existing programs providing a substantial benefit or to permit, in cases of compelling need, financing of new programs providing a substantial benefit. If a petition is filed by March 1 and approved by the State Appeal Board, the limitations may be exceeded for expenditures relating to any of the following: natural disaster or other life-threatening emergencies; unusual need for additional financing of existing programs providing a substantial benefit, or compelling need for financing of new programs providing a substantial benefit; need for additional financing for certain health care, treatment, and facilities; and civil tort claims.

Division IV - Appropriations

This Division appropriates moneys from the State General Fund for FY 1992-1993 to various state agencies for the following: the Green Thumb elderly employment program; Black Hawk Lake preservation efforts; homeless and rental rehabilitation programs; Drug Abuse Resistance Education (DARE) projects; runaway pilot programs; a centralized juvenile intake center; a summer work and learn alternative for inner city youth model program; and county reimbursement for certain juveniles detained in county detention homes for more than 72 hours.

This Division also appropriates moneys from the State General Fund for FY 1992-1993 to the Department of Human Services for the Medical Assistance (Medicaid) Program. This \$276 million appropriation had been item vetoed in its entirety by the Governor in S.F. 2355, which is summarized in this subject area. New provisions which were not part of S.F. 2355 establish requirements for utilization review of physician visits, and for medical contract costs for a prior authorization program for certain drugs reimbursed under the Medical Assistance (Medicaid) Program, and the overall appropriation amount is slightly decreased to reflect anticipated savings. The Department of Human Services is also required, in determining eligibility for Medical Assistance (Medicaid), to consider nonexempt resources or interests transferred to another person within the 60 preceding months, to the extent allowed by federal law.

This Division also appropriates moneys from the State General Fund for FY 1992-1993 to the Department of Human Services for the following: the Iowa Veterans Home, family planning services to certain eligible women with low incomes, and enhanced services for high-risk pregnancies. These provisions had also been item vetoed by the Governor in other legislation.

This Division also permanently establishes within and appropriates moneys from the State General Fund for FY 1992-1993 to the Iowa Department of Public Health for the following: infant mortality and morbidity prevention pilot projects, prenatal to preschool family and child protection services programs, infant mortality and morbidity prevention pilot projects, research concerning the causes of individual infant deaths in the state, and improvement in access to prenatal health care. These provisions had also been item vetoed by the Governor in S.F. 2355.

This Division also appropriates moneys from certain insurance revenues for FY 1992-1993 to the Division of Insurance for the establishment of an Iowa center for the discussion of health-related and health ethics-related issues. This provision had been item vetoed by the Governor.

Division V - Across-the-Board Reductions

This Division reduces appropriations from the State General Fund for FY 1992-1993 in increments of 5 or 2 percent and designates certain appropriations for that fiscal year as exempt from any reduction. If an appropriation is not targeted for a 2 percent reduction or specifically exempted in this Act, the appropriation is reduced by 5 percent. The Educational Excellence Program (Phase III) appropriation is specifically reduced by \$12 million for that fiscal year.

The following appropriations are targeted for a 2 percent reduction: Department of Revenue and Finance administration; Iowa State University Small Business Development Centers and Institute for Physical Research and Technology; University of Iowa Advanced Drug Development Program at Oakdale; community colleges; Department of Education general financial aid to merged areas in lieu of personal property tax replacement; College Student Aid Commission regular appropriations; State Board of Regents and Regents Institutions; Judicial Department; Iowa Court Information System (ICIS); standing appropriation to the College Student Aid Commission for tuition grants, scholarships, vocational-technical tuition grants, and work-study programs (appropriations for scholarships and work-study programs were also reduced in H.F. 2465); Office of the Attorney General main appropriation and Prosecuting Attorney Training Program, Governor's Alliance on Substance Abuse (GASA) Prosecuting Attorney Program, and victim assistance grant appropriations; Consumer Advocate; Board of Parole; Department of Corrections appropriations for general administration, reimbursement of counties for temporary confinement of parole and work-release violators, federal and out-of-state prison reimbursement, and Mount Pleasant correctional facility; Judicial District Departments of Correctional Services; payments to community colleges in accordance with GAAP; payment of legal costs for postconviction proceedings; and payment of costs associated with parole revocation proceedings and criminal cases brought against inmates of state correctional institutions.

The following appropriations are exempt from both the 2 and 5 percent reductions: GAAP deficit reduction from the General Fund and from any increase in use tax revenues; to the Department of Revenue and Finance relating to audit and compliance and similar purposes; health and human rights; the Department of Human Services and the Prevention of Disabilities Policy Council, except for the department's general administration; Department of Corrections institutions and facilities and payment of construction costs; the State Public Defender and indigent defense; the General Assembly (although the Act exempts the General Assembly, on July 21, 1992, the Legislative Council directed a 5 percent cut in legislative budgets); the state school foundation aid payment amount, as amended by various enactments; costs of civil commitment commissions of inquiry; costs of taking into custody, transferring, care, and investigation of persons with mental illness who have no county of legal settlement; legal expenses relating to proceedings in which the state is a party and performance of legal duties by the state as approved by the Executive Council; payment of claims and tort claims against the state approved by the State Appeal Board; and any appropriation made in this Act.

For FY 1992-1993, this Division requires government spending reform cost savings to equal at least \$500,000 and out-of-state travel and equipment purchase savings to equal \$6 million, and repeals a capital projects appropriation to the State Board of Regents.

This Division permanently redirects the first \$2.5 million collected in weigh station fines from the Road Use Tax Fund to the Court Revenue Distribution Account and abolishes the State Aircraft Pool within the State Department of Transportation and directs that the aircraft must be sold by January 1, 1993, with all proceeds and remaining aircraft pool moneys to be deposited in the State General Fund.

Division VI - Effective Date

This Division makes the entire Act effective July 1, 1992, unless the Act otherwise specifies a different effective date for a particular provision of the Act.

HOUSE FILE 2455 - Appropriations - Regulatory Bodies

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to regulatory bodies of state government, including the Auditor of State; Campaign Finance Disclosure Commission; Department of Employment Services; Department of Inspections and Appeals, including the Foster Care Review Board and the Employment Appeal Board; Office of State Public Defender; Public Employment Relations Board; Department of Commerce, including the Divisions of Professional Licensing and Regulation, Administrative Services, Alcoholic Beverages, Banking, Credit Union, Insurance, and Utilities; and the Racing and Gaming Commission.

The Department of Employment Services is directed to expend \$200,000 to conduct labor availability surveys conditioned on the department adopting rules providing that all communities which are scheduled to be surveyed during the fiscal year are to contribute 40 percent of the cost of completing the community surveys. The Industrial Commissioner is directed to study and make written recommendations concerning options to fund the Division of Job Service which involve all employers relieved from the requirement of obtaining insurance pursuant to Section 87.11, all group self-insured associations or plans authorized by Section 87.4, and all insurance companies writing insurance policies insuring losses involving accidents or casualties of any kind to employees, including workers' compensation, or policies insuring losses involving accidents or casualties to persons or property resulting from an act of an employee.

The State Public Defender is directed to report to the General Assembly concerning funds collected during the previous calendar year. The Real Estate Commission is authorized to revoke or suspend a license to practice the profession of real estate broker or salesperson as a result of noncompliance with the trust account requirements. The commission is authorized to examine the trust accounts which are required to be kept by real estate brokers. All liquor control licensees are subject to the \$.05 bottle deposit. The Alcoholic Beverages Division of the Department of Commerce is directed to retain any amounts which are not refunded to class "E" liquor control licensees and deposit those amounts in the Beer and Liquor Control Fund. The division is also directed to assess a bottle surcharge to be included in the price of alcoholic liquor sufficient, when added to the unreturned deposit amounts, to pay the costs incurred by the division for collection and disposal of the liquor containers. Effective June 3, 1992, the Act extends the effective date relating to the definition of distributor, for purposes of Chapter 455C, from July 1, 1992, to September 1, 1992.

The Department of Inspections and Appeals is directed to make at least one unannounced inspection of every licensed health care facility within a 15-month period. Previously, the department was required to make an announced inspection of every licensed facility once in every calendar year. Effective June 3, 1992, the Act delays the automatic repeal of the State Foster Care Review Board from July 1, 1992, until July 1, 1996. Senate File 2385 amends this Act, authorizing the State Foster Care Review Board to use up to \$50,000 to fund an administrator.

The Act also amends certain provisions relating to indigent defense by providing for the recoument of indigent defense fees by the county attorney or other designated county official. The county is authorized to retain up to 35 percent of all moneys collected, excluding amounts for victim restitution. The county attorney is also directed

to assist the Department of Revenue and Finance in the implementation of a setoff procedure which allows for the collection of attorney fees incurred as a result of indigent defense services out of a debtor's income tax refund or rebate. A two-year pilot project is to be established in two counties to contract with private attorneys for the provision of legal services to indigent persons. However this pilot project is expanded to six counties in S.F. 2382, enacted during the First Extraordinary Session of 1992.

Effective June 3, 1992, the Act provides that unencumbered and unobligated funds remaining on June 30, 1992, from the appropriations to the Division of Job Service for asbestos removal or encapsulation for a certain site shall not revert but shall be available for the same purpose beginning July 1, 1992.

Senate File 2393 enacted during the Second Extraordinary Session of 1992, reduces the appropriations made in this Act by 5 percent.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Language authorizing the Auditor of State to expend additional moneys and retain additional personnel to perform audits, if the amount expended is proportional to the costs that are reimbursable from the entity being audited. Notice would have had to be given to the Legislative Fiscal Committee and the Legislative Fiscal Bureau.
2. Language directing the Department of Employment Services to provide services in all communities in which Job Service Offices are operating on July 1, 1992.
3. Language prohibiting the Division of Industrial Services from reducing the number of scheduled hearings of contested cases or the elimination of the venue of such hearings.
4. Language permitting the Banking and Credit Union Divisions to expend additional funds, including funds for additional personnel, so long as the additional amounts will be collected from banks being regulated. Written notification was to be given to the Legislative Fiscal Bureau and the Department of Management when additional personnel are hired. The written notification would have been required to include documentation that any additional expenditure related to the hiring would be totally reimbursed to the General Fund, and the divisions' justifications for hiring the additional personnel.
5. Language that a department's or agency's reimbursement to the Auditor of State is to be allocated to each funding source in proportion to the percentage each funding source is of the total funding of the department or agency.
6. Language which repeals the repeal of Sections 515A.1 through 515A.19, which relate to the rate regulation of workers' compensation liability insurance.

HOUSE FILE 2457 - Appropriations - Health and Human Rights

BY COMMITTEE ON APPROPRIATIONS. This Act provides for appropriations to the Department for the Blind, the State Civil Rights Commission, the Department of Elder Affairs, the Iowa Department of Public Health, and the Department of Human Rights.

Of the moneys appropriated to the Iowa Department of Public Health, the uses of moneys allocated for local health include allocation of moneys for the Office of Rural Health, the provision of technical assistance to rural areas including technical assistance in the recruitment of physicians and health care professionals, and the training of emergency medical services personnel. Moneys to the Health Data Clearinghouse are to be used, in part, for the collection, verification, updating, and storage of data; the production of mandated reports; and for contracting to purchase a tape from the Iowa Hospital Association containing data from all inpatient admissions to Iowa hospitals. Uses of moneys allocated to the Family and Community Health Division include using the moneys to work with the Department of Elder Affairs in reaching the Healthy Iowans 2000 goal of providing nutrition screening to 90 percent of the elderly persons participating in certain public programs, and to submit a progress report regarding the involvement of 50 counties in the Iowa community nutrition coalition by January 1, 1993.

The program for primary and preventive health care for children is continued and requires a participating organization to provide \$4 for each state dollar provided.

Uses of moneys appropriated to the Department of Human Rights include an allocation to the Status of Women Division to provide for domestic violence and sexual assault-related grants and for funding the Displaced Homemaker Program.

The existing Advisory Council on Head Injuries is removed from the Department of Human Rights, Division of Persons with Disabilities, and placed within the Department of Public Health.

The Act also provides for corrective measures regarding the swimming pool and spas chapter; provides for the suspension and revocation of licenses for massage therapists; provides for review of certificates of authority to provide health care services, directly, and a review of proposed rules relating to direct provision of health care services by health maintenance organizations, by the Commissioner of Insurance and the Director of Public Health; provides for payment of per diem compensation and actual expenses for low-income members of the Commission on Community Action Agencies; and provides for a request of the Legislative Council to establish an interim study committee to review and make recommendations regarding reorganization of professional licensure and the professional examining boards under the purview of the Iowa Department of Public Health.

HOUSE FILE 2459 - Appropriations - State Departments and Agencies

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to various state administrative agencies including the Treasurer of State, Secretary of State, and offices of the Governor and Lieutenant Governor, the Department of General Services, the Department of Personnel, the Department of Revenue and Finance, the Office of State-Federal Relations, and the Department of Management. The Act also provides funds for membership to the National Governors Association, the Council of State Governments, and the National Conference of State Legislatures, and authorizes the Treasurer of State to pay for money management costs from investment income. The Act also appropriates moneys for the Iowa Special Olympics and the World Food Prize.

The Executive Council is directed to review the membership of state agencies in professional, scientific, and educational organizations with the goal of reducing these costs by one-third. The staff of the Executive Council is transferred to the Treasurer of State's office.

The Act establishes a State Employee Workers' Compensation Fund in the Department of Personnel to pay state workers' compensation claims. The Department of Personnel is to establish a rating formula and assess premiums to all state agencies. An appropriation of \$6,325,000 is made to the Department of Personnel for FY 1993 to cover the premiums to be assessed to the state agencies.

The Act also establishes a centralized debt collection program within the Department of Revenue and Finance. The department shall establish a formal debt collection policy for use by state agencies which do not have their own policy. Other state agencies are given access to the computer data bank and collection procedures pursuant to a formal agreement with the department.

The Act expresses the intent of the General Assembly that the executive agencies implement funding reductions through organizational changes that reduce supervisory positions, vertically and horizontally.

The Act also authorizes the holder of property presumed abandoned, at the holder's discretion, to pay or deliver the property to the Treasurer of State when the required report is filed.

Senate File 2393 reduced the appropriation for the Department of Revenue and Finance for administration by 2 percent, and reduced by 5 percent all other appropriations made in this Act except appropriations made to the Department of Revenue and Finance for audit and compliance; financial management; information and management systems; local government services; and technical services.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A directive that a state agency, other than the Department of Revenue and Finance, issue a request for proposal to private collection agencies to collect its outstanding accounts receivable if the accounts are over six months old and are delinquent.
2. A requirement that the Auditor of State, Secretary of State, and Treasurer of State move their respective offices from the State Capitol Building on or before December 1, 1992.
3. An appropriation of \$37,911 to the city of Guttenberg, Iowa, to pay the state's share of a public improvement assessment against state-owned land.
4. The authority to transfer moneys in the Iowa Economic Emergency Fund to the General Fund of the State during the fiscal year beginning July 1, 1992, if necessary to avoid a deficit in the General Fund of the State.
5. A condition that the Department of General Services shall not achieve reductions in its expenditures by discontinuing the computer mainframe upgrades which began in FY 1992.

HOUSE FILE 2462 - Appropriations - Economic Development

BY COMMITTEE ON APPROPRIATIONS. This Act makes appropriations to the various programs of the Department of Economic Development and contains related and nonrelated statutory provisions.

The Act makes appropriations to the Department of Economic Development for the following purposes: general administration, Information Management Center, Film Office, business development operations, small business programs, Federal Procurement Office, Strategic Investment Fund, Small Business Investment Company, insurance economic development, community assistance, Main Street/Rural Main Street program, Rural Development Program, Councils of Governments, international trade operations, foreign trade offices, Export Trade Assistance Program, Agricultural Product Advisory Council, tourism operations, tourism advertising, Welcome Center Program, youth work force programs, job retraining program, Work Force Investment Program, labor management councils, for transfer to the Iowa Product Development Corporation Fund, for rural development financing, for the administration of Chapter 280B (known as the Iowa Industrial New Jobs Training Act), for the Target Alliance Program, and for administration of the Iowa Small Business New Jobs Training Act.

The Act appropriates funds to the Wallace Technology Transfer Foundation and INTERNET. The Act also appropriates funds to Iowa State University for funding the Small Business Development Centers, the Institute for Physical Research and Technology, and the Institute for Physical Research and Technology Industrial Incentive Program and provides guidance as to how the funds shall be used. The Act further appropriates funds to the University of Iowa for the Advanced Drug Development Program.

The Act creates the Strategic Investment Fund out of which funding is provided for the Community Economic Betterment Program, Value-Added Agricultural Products and Processes Financial Assistance Program, Business Development Finance Corporation, Targeted Small Business Financial Assistance Program, for comprehensive management assistance for applicants or recipients of assistance from programs supported by the Fund, and to access federal Microloan Program funds. The Act provides that unobligated moneys appropriated for those programs remaining on June 30, 1992, are to be placed in the Strategic Investment Fund to be reallocated to the various programs as determined by the Department of Economic Development for the fiscal year beginning July 1, 1992.

The Act also authorizes the incorporation of the Iowa Business Investment Corporation, a nonprofit corporation to organize, capitalize, and fund an Iowa-based Small Business Investment Company. The Small Business Investment Company is organized to access federal Small Business Administration funds for investment in and loans to Iowa small businesses on a regional basis.

The Act requires agencies of state government to waive the requirement of surety or bid bonds for targeted small businesses under certain circumstances. The Act also authorizes the Department of Economic Development to

establish a research center for economic development programs and services to coordinate and implement economic development planning, service provision, and research activities.

The Act creates the Regionally Based Manufacturing Technology Program, contingent on the availability of funds, within the Wallace Technology Transfer Foundation to provide technical assistance to individual industry or to industrial sectors in Iowa. The executive director of the foundation shall contract with six or more community colleges for employment of an industrial technology outreach specialist as part of the program.

The Act also requires area education agencies, community colleges, and school districts to consult a directory of certified targeted small businesses and to send a copy of a solicitation for bids or request for proposal under the Targeted Small Business Procurement Goal Program. The Act requires the Iowa Department of Transportation to furnish license plates for urban transit vehicles without the \$5 fee previously charged. The Act extends the deadline for establishing a 25 and 50 percent packaging product recycling program to July 1, 1993, and July 1, 1994, from January 1, 1993, and July 1, 1993, respectively. The Act changes from two to 10 years the period within which a corporation administratively dissolved may apply for reinstatement.

The Act further provides that an alien insurer, if approved by the Commissioner of Insurance, is deemed to be organized under the laws of this state and is an Iowa domestic insurer. The Act also provides that grants by trusts organized and funded prior to January 1, 1992, for economic development purposes are charitable contributions if made before January 1, 1994, under certain circumstances.

The Act provides that by-products and waste exchange system contracts held by Regional Economic Development Centers shall be transferred to one or more community colleges or councils of governments if regional economic development centers cease to exist. The Act also provides that all loan repayments under the Rural Community 2000 Program shall be transferred to the Iowa Finance Authority Housing Improvement Fund.

The Act terminates the Iowa Economic Development Network, Regional Coordinating Councils, Primary Center for Economic Development Programs and Services, and Regional Economic Development Centers.

Senate File 2393 appropriated \$1 million to the Iowa Finance Authority for deposit in the Housing Improvement Fund. Senate File 2393 also reduced the appropriations in H.F. 2462 by 5 percent.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. An appropriation of \$75,000 to the Adams Community Economic Development Corporation.
2. An appropriation of \$125,000 to community colleges to supplement coordination and instruction of apprentice-related instruction.
3. An appropriation of \$1,623,550 to the Iowa Finance Authority Housing Improvement Fund.
4. An appropriation of \$50,000 each for matching federal funds for beef fat content research and for a grant to a waste paper recycling company for a feasibility study for a cogeneration plant.
5. Changes in the requirements for emergency management coordinator in counties with populations of 25,000 or less.
6. A provision allowing community colleges to continue to collect incremental income and property withholding taxes for up to five years after repayment of training certificates.
7. A provision requiring the Iowa Department of Transportation to maintain maintenance facilities in counties with populations over 8,000 if a facility was operating on January 1, 1988.
8. A provision allowing a city to amend an application for annexation after it had been submitted to the City Development Board.

HOUSE FILE 2465 - Appropriations - Education

BY COMMITTEE ON EDUCATION. This Act appropriates moneys to the Department of Education, College Student Aid Commission, State Board of Regents, and Department of Cultural Affairs, and makes several statutory changes.

Department of Education

The Act provides for the establishment of a Division of Libraries and Information Services, Public Broadcasting Division, and Regional Library System within the Department of Education. The appropriation to the Department of Education for general administration is significantly increased with the transfer of the Library Division, Regional Library System, Library Compact, State Data Center, and Public Broadcasting Division from the Department of Cultural Affairs to the Department of Education. The Act requires the Department of Education and its director to perform the duties and exercise the authority delegated to the Department of Cultural Affairs and its director for the purposes of administering the Library Division, Regional Library System, State Data Center, Public Broadcasting Division, and the Library Compact. Rulemaking authority is transferred to the State Board of Education.

Moneys are also appropriated to the Department of Education for Vocational Education administration, the Vocational Rehabilitation Division, independent living programs, Corrections Education Program, Board of Educational Examiners, school food service, textbooks of nonpublic school pupils, Vocational Agriculture Youth Organization, community colleges, Educational Excellence Program, vocational education aid to secondary schools, and for programs for at-risk children. Senate File 2393 reduces the appropriations to the Department of Education in this Act by 5 percent, except appropriations made to community colleges, and general financial aid to merged areas for the fiscal year beginning July 1, 1991, which were reduced by 2 percent. Senate File 2393 also reduces the appropriation for the Education Excellence Program by \$12 million (13 percent).

For the fiscal year beginning July 1, 1992, up to \$275,000 of the additional funds transferred from Phase I to Phase III, the Educational Excellence Program, may be used by the department for management information systems, the Center for Assessment, and the Iowa Geography Alliance. The Act requires the department to notify the Legislative Fiscal Bureau concerning the distribution of moneys for the programs. Also beginning July 1, 1992, the Act appropriates \$335,000 from Phase III moneys for the support of school transformation pilot projects, and permits the funds to be used for projects by nonprofit corporations representing a coalition of organizations interested in school improvement in Iowa.

The Department of Education's annual budget request, for moneys collected from fees for annual school bus driver permits, is suspended for the fiscal year ending June 30, 1993. The moneys collected from the fees for the year ending June 30, 1993, shall be deposited in the department's operating fund for the purposes of establishing and conducting approved courses of instruction for school bus drivers and for school bus passenger safety programs.

The Act amends a provision of the Code to authorize communications equipment funds used as a match by a community college to be calculated based on verified expenditures for capital, equipment, hardware, and software for long-distance learning technologies, including both audio and visual transmission.

Currently, only school districts contiguous to one another may participate in voluntary reorganization. The Act permits school districts that are contiguous or marginally adjacent to one another to participate in voluntary reorganization.

The board of directors of a community college may increase the property tax levy for a merged area from \$.03 to \$.09 per \$1,000 of assessed valuation if the excess revenue generated is used to share programs designed to increase student access and achieve efficiencies in program delivery between community colleges. The board must obtain the approval of the Director of the Department of Education before expending the excess revenues generated.

The onset of the standing appropriation for the Excellence 2000 Account is delayed until the fiscal year beginning July 1, 1993.

A provision of the Code offering incentives for early retirement to certain teachers or administrators employed by school districts that dissolved or reorganized between July 1, 1990, and June 30, 1992, is repealed.

College Student Aid Commission

Moneys are appropriated to the College Student Aid Commission for general administration, the University of Osteopathic Medicine and Health Sciences, student aid programs, and the Stafford Loan Program. Senate File 2393 reduces the appropriations to the commission by 2 percent.

A tracking study of the Iowa graduates of the University of Osteopathic Medicine and Health Sciences and the Iowa graduates of the University of Iowa College of Medicine shall be conducted by the commission, in conjunction with the universities studied. The commission shall report the findings and recommendations of the study to the General Assembly by January 1, 1993.

The Act contains language expressing the General Assembly's intention that the commission reduce the maximum grant and average grant under the state tuition grant program while maintaining the same number of qualified students receiving grants in the fiscal year beginning July 1, 1992, as were maintained in the previous fiscal year.

From the unencumbered or unobligated moneys in the Scholarship and Tuition Grant Reserve Fund, the Act distributes \$33,000 for the Southwest Iowa Graduate Studies Center.

Under the Act, the commission receives the same amount for tuition grants and vocational-technical tuition grants as in the previous year. However, S.F. 2393 reduces the appropriation by 2 percent. The Act transfers \$11,209 to the commission for the Vocational-Technical Tuition Grant Program from the unencumbered or unobligated moneys in the Scholarship and Tuition Grant Reserve Fund. The Act decreases the standing limited appropriation to the commission for the Work-Study Program by \$18,542, and S.F. 2393 further reduces the appropriation by 2 percent. This Act transfers to the commission, however, \$26,293 for distribution under the Work-Study Program from the unencumbered or unobligated moneys in the Scholarship and Tuition Grant Reserve Fund.

The Act decreases the standing limited appropriation to the commission for scholarships by \$273,748 from the previous year. Senate File 2393 further reduces the appropriation by 2 percent. However, the Act transfers \$280,040 to the commission from the unencumbered or unobligated moneys in the Scholarship and Tuition Grant Reserve Fund.

The Act permits the commission to enter into agreements with the Iowa Student Loan Liquidity Corporation to permit the establishment, funding, and operation of alternative education loan programs. In accordance with those agreements, the corporation may issue bonds, notes, or other obligations to fund the alternative education loan programs.

Priority for loan reimbursement payments under a nursing loan repayment program shall be based upon the level of educational debt and whether the nurse practices in an area of the state determined by the commission to demonstrate a nursing shortage.

State Board of Regents

Moneys are appropriated to the State Board of Regents for administration; tuition replacement; Southwest Iowa Graduate Studies Center; Siouxland Interstate Metropolitan Planning Council for the Tristate Graduate Center; Quad-Cities Graduate Studies Center; State School for the Deaf and Iowa Braille and Sight-saving School, and for payment to local school boards for the tuition, transportation, and certain clothing costs of students residing at those two schools. Senate File 2393 reduces the appropriations to the regents by 2 percent.

The regents shall establish a uniform budgeting and accounting system for the institutions of higher education under its control, which are to operate under the system by June 30, 1994. The institutions of higher education governed by the regents are required to annually evaluate the oral communication competence of persons providing instruction at the institutions, rather than at the end of each academic period.

The Act establishes a procedure for the Department of Human Services and the University of Iowa Hospitals and College of Medicine to follow relating to supplemental disproportionate share adjustment payments for treatment provided to indigent patients. Funds in excess of the state share in the department's medical assistance account shall be credited to the Cash Reserve Fund. This provision of the Act takes effect October 1, 1992.

The regents are required to request bids and proposals from Iowa State Industries for articles to be bought at public expense when the articles are available in the requested quantity and at comparable prices and quality.

The Act establishes a student fee committee at each of the state universities governed by the board to consider any proposed student activity changes at the university and to make recommendations to the president of the university. However, final decision-making authority for student activity fee changes rests with the regents.

The section of the Code creating a Livestock Disease Research Fund and a standing limited appropriation to maintain the fund is repealed.

The Act appropriates moneys to the State Board of Regents for the state universities for general as well as the following specific purposes:

State University of Iowa -- For university hospitals, psychiatric hospital, hospital-school, Oakdale campus, State Hygienic Laboratory, Family Practice Program, Child Health Care Services, agricultural health and safety programs, Statewide Tumor Registry, Substance Abuse Consortium, Center for Biocatalysis, and National Advanced Driving Simulator.

Iowa State University of Science and Technology -- For the Agricultural Experiment Station, including the School of Veterinary Medicine for livestock disease research; cooperative extension service in agriculture and home economics, including \$24,187 for a child farm safety program; fire service education; and the Leopold Center.

University of Northern Iowa -- For the Recycling and Reuse Center.

Department of Cultural Affairs

Moneys are appropriated to the Department of Cultural Affairs for the Arts Division, the Historical Division, Administration Division, and the Community Cultural Grants Program. Senate File 2393 reduced these appropriations by 5 percent.

The Act specifies that \$10,000 of the amount appropriated to the Historical Division be used for operating and maintenance costs of the Plum Grove residence of former Governor Lucas. The Act further requires that not more than 1 percent of the moneys appropriated for community cultural grants be used for administrative purposes.

Any moneys in the Artist Endowment Fund revert and transfer to the General Fund on June 30, 1992. This provision of the Act takes effect June 3, 1992.

Rather than an annual plan, the Library Division is directed to develop, in cooperation with the Iowa Regional Library System, a biennial unified plan of service, which will be submitted to the State Library Commission and the State Board of Education.

The Director of the Department of Education shall appoint, as nonvoting members, a representative from an area education agency and a member of the board of directors of a community college to each of the seven regional boards of library trustees.

Office of the Governor

The Act appropriates \$161,000 for the Terrace Hill Commission. Senate File 2393 reduces the appropriation by 5 percent to \$152,950.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A provision requiring the Higher Education Strategic Planning Council to conduct a study relating to dental hygienists in Iowa.
2. A provision prohibiting the appropriation for the Office of the State Board of Regents from being augmented by reimbursements from the institutions governed by the regents for the funding of the office.
3. Provisions to amend S.F. 2116 to exempt appropriations made to community colleges from a mandated across-the-board reduction and to provide a retroactive applicability date.
4. A provision to add two members to the College Student Aid Commission: the executive director of a student organization representing students attending regents institutions of higher education and a person enrolled as a student at a private institution.
5. Provisions that would have repealed the State Board of Regents' discretion in employing legal counsel and required that legal counsel to the regents and its institutions be provided by the Attorney General.
6. A provision requiring the State Board of Regents to establish a policy by which the institutions of higher education it governs would charge fees for specific services provided by the institutions to the nonstudent population.
7. A provision to delay the start of the Staff Development Account standing appropriation until the fiscal year beginning July 1, 1993.
8. A provision to appropriate \$150,000 from additional funds transferred from Phase I to Phase III of the Educational Excellence Program, commencing July 1, 1993, for the support of family resource centers under the Family Resource Center Demonstration Program.
9. Provisions specifying that the administrator of the Historical Division be appointed by the State Historical Society Board of Trustees, that the administrator of the Arts Division be appointed by the Arts Council and that the current administrators continue in the positions to which they were appointed until May 1, 1993.
10. A provision which would have changed the State Library Commission's membership by replacing the two members selected at large with two regional library trustees.
11. Provisions requiring the Department of Education to conduct studies of statewide coordination of information delivery and of dyslexia.

HOUSE FILE 2486 - Statutory Appropriations and Other Budgetary Matters

BY COMMITTEE ON APPROPRIATIONS. This Act contains provisions related to state tax matters, the Department of Human Services, the State General Fund deficit, the Commission of Veterans Affairs, the Department of Economic Development, and the State School Foundation Aid Formula.

Division I - Item Vetoed by the Governor

This Division was contingent upon the enactment of S.F. 2034, which was vetoed by the Governor in its entirety. The Division provided for matters related to the state sales and use tax rate increase, the amount of net income below which an individual or couple is not subject to Iowa individual income tax, and the expanded extraordinary

property tax credit and rent reimbursement for low-income persons which were items contained in S.F. 2034. See Appropriations, S.F. 2393, for matters related to the increase in state sales tax.

Division II

This Division provides for human services-related matters. See Appropriations, S.F. 2355.

Division III

This Division appropriates moneys to reduce the State General Fund deficit as determined under generally accepted accounting principles; makes an additional appropriation for medical assistance provided through the Department of Human Services; and authorizes and encourages the Governor to implement certain specified recommendations of the Governor's Committee on Government Spending Reform.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

An increase from 4 to 5 percent in the sales tax imposed upon the gross receipts from the sales, furnishing, or service of solid waste collection and disposal service. The increase was contingent upon enactment of S.F. 2034, which was vetoed by the Governor (See Division I). See S.F. 2393 for matters related to the increase in state sales tax.

Division IV

This Division authorizes the Executive Director of the Commission of Veteran Affairs and the Commandant of the Iowa Veterans Home to employ such personnel as are necessary to perform the duties and responsibilities assigned to the executive director or commandant, respectively.

Division V

This Division allows an individual to deduct, for Iowa income tax purposes, state supplemental assistance payments received for providing unskilled in-home health-related care services to a member of the individual's family. This deduction is available retroactively for tax years beginning on or after January 1, 1988, and persons who have already filed returns may file for refunds due to the allowance of this deduction. The Division also makes changes to the Transportation and Public Safety Appropriation Act. See Appropriations, S.F. 2345.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. A supplemental appropriation for FY 1991-1992 to the Department of Revenue and Finance for administration of the increase in the rate of the sales and use tax which was vetoed by the Governor (S.F. 2034).
2. An additional appropriation for the Iowa Veterans Home.
3. Provisions that appropriate part of the moneys needed to fund the salary and benefit increases under H.F. 2490 in FY 1991-1992 and the remaining amount in FY 1992-1993.

Division VI

This Division authorizes the Department of Economic Development to transfer \$25,000 from loan repayments under the Rural Community 2000 Program for the purchase of land for a welcome center project.

Division VII

This Division makes appropriations from the State General Fund which are in lieu of certain statutory standing appropriations for FY 1992-1993. Appropriations are included for the agricultural land tax credit, family farm

tax credit, personal property tax replacement, extraordinary property tax credit and rent reimbursement for the elderly or disabled, homestead tax credit, military service tax credit, machinery and computer equipment tax replacement, franchise tax allocations to local governments, payment of claims of public school districts for transportation of nonpublic school pupils, and for the state's payments to peace officers retirement.

This Division provides for lottery revenues to be transferred to the State General Fund instead of the CLEAN Fund, except for specific appropriations made during the 1992 Session from those lottery revenues.

This Division also provides that under the State School Foundation Aid Formula, in computing basic enrollment, a pupil receiving private instruction from a licensed practitioner provided through a school district is counted as 0.6 of a pupil and one receiving dual enrollment is counted as 0.1 of a pupil. A conflicting provision in S.F. 2320 is repealed in this Division.

Division VIII

This Division makes additional appropriations for FY 1992-1993 to the Governor's Office and the Department of Management.

HOUSE FILE 2488 - Appropriation for Claim Against the State

BY COMMITTEE ON APPROPRIATIONS. This Act appropriates \$8,436 to the Eastman Kodak Company of Cedar Rapids, Iowa, in full settlement of its claim for overpayment of the real estate transfer tax.

HOUSE FILE 2490 - Compensation for Public Employees

BY COMMITTEE ON APPROPRIATIONS. This Act relates to the funding of compensation and benefits for state employees for the fiscal year beginning July 1, 1992. The Act also specifies salary increases for noncontract employees by increasing the pay plans by 2 percent on July 1, 1991, and by 4 percent effective for the pay period beginning July 3, 1992. A similar increase is provided for the State Board of Regents merit employees and for noncontract employees of the Judicial Department. The employees are also to receive a bonus of \$400 in December 1992, and are eligible for a merit increase. The Act does not provide retroactive pay increases or benefits for noncontract employees. The Act provides an average 7 percent salary increase for State Board of Regents professional and scientific staff members and faculty.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. The appropriation of \$101,009,928 to the Salary Adjustment Fund to fund the collective bargaining agreements and the salary adjustments for noncontract employees. It should also be noted that provisions of H.F. 2486 that appropriate moneys to the Salary Adjustment Fund in two portions (\$15 million in FY 1992 and the remainder in FY 1993) were also item vetoed.
2. The authority of the Department of Management to allocate funds to regional libraries to pay the state's share of authorized salary increases.
3. The study mandated by the General Assembly for the Department of Personnel to determine the impact of the salary adjustments provided for in the Act and possible disparities affecting compensation equity. A committee of six legislators and one gubernatorial appointee to supervise the compensation study was included in the item veto.

BONDING AND DEBT FINANCE

HOUSE FILE 2481 - State Assistance for Federal Project

RELATED LEGISLATION

- SENATE FILE 260** - City and County Bonding and Lease, Lease-Purchase, or Loan Agreements
SEE LOCAL GOVERNMENT. This Act provides that before a city or county enters into the lease, lease-purchase, or loan agreement for real property which exceeds certain dollar limits by population categories, the city or county is required to follow the procedures of giving notice of the intended action to enter into a lease contract, lease-purchase contract, or loan agreement, and has the right to petition for an election on the proposed action.
- SENATE FILE 2064** - Municipal Investment Recovery Program
SEE STATE GOVERNMENT. This Act creates the Municipal Investment Recovery Program to assist Iowa cities, counties, and other public bodies that are experiencing temporary or permanent loss of public funds invested or held for investment for public projects, including funds held in a common investment pool organized under Chapter 28E. The Act establishes the Program in the Iowa Finance Authority.
- SENATE FILE 2119** - County General Obligation Bonds for Water Services
SEE LOCAL GOVERNMENT. This Act changes the process by which a county may issue general obligation bonds to fund local water services.
- SENATE FILE 2344** - Housing Assistance - Administrative Expenses
SEE HUMAN SERVICES. This Act requires that moneys allocated by the Iowa Finance Authority to support a program to provide housing assistance for very low-income and lower income families include moneys necessary to pay expenses relating to providing assistance.

BONDING AND DEBT FINANCE

HOUSE FILE 2481 - State Assistance for Federal Project

BY COMMITTEE ON WAYS AND MEANS. This Act, in order to assist local communities in the Quad Cities area in making capital improvements to get the United States Department of Defense to consolidate financial and accounting services at a site within or adjacent to the borders of Iowa, authorizes up to 2 percent of the wages paid, which are withheld for state income tax purposes, to the employees of the new jobs resulting from this federal project be used to pay the principal and interest of bonds issued by the Quad Cities Regional Economic Development Authority to make capital improvements to the site where the United States Department of Defense will consolidate its finance and accounting services. The employer, when withholding state income taxes, will remit to the Quad Cities Regional Economic Development Authority up to 2 percent of the wages paid with any remaining amount of withholding remitted to the Iowa Department of Revenue and Finance. The date of maturity of the bonds shall not exceed 25 years and the Quad Cities communities must provide money, land, services, or other contributions toward the locating of the project within the Quad Cities area. The employee from whose pay check the moneys are withheld shall receive credit for the total amount withheld for state tax purposes.

The Act is repealed January 1, 1996, unless this withholding tax credit is in effect by that date.

BUSINESS, BANKING AND INSURANCE

- SENATE FILE 2132 - Uniform Consumer Credit Code - Reliance on Ruling
- SENATE FILE 2174 - Unclaimed Property
- SENATE FILE 2179 - Insurance Division - Regulated Industries
- SENATE FILE 2180 - Regulation of Credit Unions
- SENATE FILE 2189 - Invention Development Services
- SENATE FILE 2255 - Uniform Commercial Code - Termination Statements
- SENATE FILE 2286 - Insurance Regulation
- SENATE FILE 2339 - Regulation of State Banks
- SENATE FILE 2354 - Insurance Division - Miscellaneous Provisions
- HOUSE FILE 150 - Uniform Commercial Code - Fund Transfers
- HOUSE FILE 2033 - Health Care Coverage - Fibrocystic Condition
- HOUSE FILE 2085 - Cooperative Associations
- HOUSE FILE 2158 - Health Care Coverage for Well-baby Care
- HOUSE FILE 2214 - Study of Legal Burdens Related to Workers' Compensation
- HOUSE FILE 2344 - Uniform Commercial Code - Financing Statements
- HOUSE FILE 2362 - Franchise Agreements
- HOUSE FILE 2369 - Limited Liability Companies
- HOUSE FILE 2370 - Small Group Health Benefit Plans
- HOUSE FILE 2374 - Nonresident Insurance Agents
- HOUSE FILE 2375 - Workers' Compensation Policy Deductibles
- HOUSE FILE 2376 - Real Estate Commission - Disposition of Fees
- HOUSE FILE 2403 - Notice Relating to Property Held by Banks or Financial Organizations

RELATED LEGISLATION

- SENATE FILE 511 - Boundaries for Local Exchange Utilities
SEE ENERGY AND PUBLIC UTILITIES. This Act provides that after September 30, 1992, a utility intending to furnish land-line local telephone service in this state must first be issued a certificate of public convenience and necessity by the Utilities Board of the Department of Commerce.
- SENATE FILE 2036 - Investment of Public Funds
SEE LOCAL GOVERNMENT. This Act establishes requirements for the investment of public funds by the Treasurer of State, the State Board of Regents and institutions governed by the board, and cities, counties, and other political subdivisions, and subjects the investments of public entities and investment professionals or depository institutions to those requirements.

- SENATE FILE 2213** - Treasurer of State - Linked Investment Programs
SEE ECONOMIC DEVELOPMENT. This Act provides for certificates of deposit placed by the Treasurer of State in lending institutions under the Linked Investment for Tomorrow Act for purposes of encouraging loans to eligible persons under a variety of programs, and creates an additional program designed to encourage lending institutions to loan money to persons interested in acquiring existing rural enterprises.
- SENATE FILE 2219** - Probate Law Changes
SEE COURTS & JUDICIAL PROCEEDINGS. This Act provides that a bank or trust company acting as a fiduciary may invest or reinvest funds held in a fiduciary capacity in securities held by investment companies or investment trusts, even if the bank or trust or an affiliate of the bank or trust provides services for a fee to the investment company or trust and makes certain changes to the definition of a fiduciary.
- SENATE FILE 2235** - Title Guaranty Program
SEE STATE GOVERNMENT. This Act relates to requirements imposed on abstractors who participate in the Iowa Finance Authority's Title Guaranty Program.
- SENATE FILE 2257** - Hunting Preserves
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act provides for the creation of hunting preserves, which are usually privately owned, to propagate and sell game birds, shoot game birds and ungulates (hoofed nondomesticated mammals), and allow an extended hunting season.
- SENATE FILE 2282** - Underground Storage Tanks - Administration
SEE ENVIRONMENTAL PROTECTION. This Act appropriates moneys to the Underground Storage Tank Section of the Department of Natural Resources from the unassigned revenue fund of the Iowa Comprehensive Petroleum Underground Storage Tank Fund and repeals a requirement that the department designate underground storage tank disposal facilities.
- SENATE FILE 2301** - Unfair and Discriminatory Practices in Housing
SEE STATE GOVERNMENT. This Act amends Chapter 601A and relates to unfair and discriminatory practices in housing.
- HOUSE FILE 2165** - Workers' Compensation Disputes Regarding Health Service Charges
SEE LABOR AND EMPLOYMENT. This Act relates to resolution of disputes regarding health service charges under the workers' compensation law.
- HOUSE FILE 2250** - Workers' Compensation - Application for Alternate Care
SEE LABOR AND EMPLOYMENT. This Act provides for an expedited hearing process regarding an employee's choice of care under the Workers' Compensation Law.
- HOUSE FILE 2262** - Organization of Cooperative Associations
SEE AGRICULTURE. This Act replaces a provision allowing cooperative associations organized under Chapter 498 to be organized under Chapter 499, including procedures for adopting and recording a resolution reciting the intention of the cooperative association to be governed under the later chapter.
- HOUSE FILE 2335** - Area Education Agencies - Employee Annuity Contracts
SEE EDUCATION. This Act changes the provisions relating to the kinds of businesses from which an area education agency may purchase group or individual annuity contracts by conforming the practice of purchasing annuity contracts for area education agency employees to that of employees of school districts under Section 294.16.
- HOUSE FILE 2395** - Workers' Compensation Second Injury Fund
SEE LABOR AND EMPLOYMENT. This Act establishes a new Second Injury Fund

Task Force, continues an assessment of a surcharge on workers' compensation benefits paid in the state, and requires adoption of administrative rules by the Commissioner of Insurance regarding a mediation procedure for resolution of disputes regarding benefits claimed for a second injury.

HOUSE FILE 2455 - Appropriations - Regulatory Bodies

SEE APPROPRIATIONS. This Act authorizes the Real Estate Commission to revoke or suspend a license to practice the profession of real estate broker or salesperson as a result of noncompliance with the trust account requirements, and provides for the trust accounts which are required to be kept by real estate brokers.

HOUSE FILE 2462 - Appropriations - Economic Development

SEE APPROPRIATIONS. This Act changes from two to 10 years the period within which a corporation administratively dissolved may apply for reinstatement. The Act also provides that an alien insurer, if approved by the Commissioner of Insurance, is deemed to be organized under the laws of this state and is an Iowa domestic insurer.

BUSINESS, BANKING AND INSURANCE

SENATE FILE 2132 - Uniform Consumer Credit Code - Reliance on Ruling

BY COMMITTEE ON COMMERCE. This Act expands the limitation of liability imposed under the Consumer Credit Code for certain acts done or omitted by a creditor in conformity with a rule of the administrator to also include acts done or omitted in conformity with a declaratory ruling of the administrator.

SENATE FILE 2174 - Unclaimed Property

BY COMMITTEE ON COMMERCE. This Act alters the unclaimed property provisions concerning intangible personal property located outside of the state, but issued within the state. The Act changes the definition of property covered by the provision to include property issued by a person formed or otherwise located within the state as a corporation or similar organization. The Act also removes a limitation that the property be held on behalf of the property's owner in order to be subject to the unclaimed property provisions. The Act eliminates a requirement that notice that the property may be claimed be delivered to the last known address of the owner.

The Act takes effect April 9, 1992, and applies to property held on or after that date, regardless of when the property was abandoned.

SENATE FILE 2179 - Insurance Division - Regulated Industries

BY COMMITTEE ON COMMERCE. This Act amends the regulatory authority of the Regulated Industries Unit of the Division of Insurance relating to residential service contracts, continuing care retirement facilities, perpetual care cemeteries, and funeral services and merchandise. The Act allows amounts deposited in the Insurance Division's regulatory fund to be used for the payment of audit expenses and authorizes two annual assessments of \$5 per agreement related to the sale of funeral services and merchandise to fund audits and investigations of holders of establishment permits. These assessments, if made, would be made on May 1 of 1994 and 1995.

The Act amends Section 523C.5 to permit a service company to make a cash deposit with the Treasurer of State in lieu of a bond or custodial account, to assure performance of the company's obligations. A person who willfully violates Section 523C.5 is guilty of a class "D" felony.

A service is also allowed to include assets held by the company in a reserve account for purposes of determining the company's net worth. A service company is prohibited under the Act from paying a commission resulting from the issuance, purchase, or acquisition of a residential service contract, unless the employee or salesperson to whom the commission is to be paid is a marketing agent of the service company and does not share or is not entitled to share in any real estate commission resulting from the underlying property transaction.

The Act provides that continuing care facilities must include a cash flow projection for their next fiscal year with the annual disclosure statement. The requirement that a narrative be filed describing material differences between both the income statement and balance sheet and the actual operating results is eliminated.

The Act also provides that, effective April 14, 1992, a cemetery may pay commissions to nonemployees who hold permits under Chapters 523A or 523E.

SENATE FILE 2180 - Regulation of Credit Unions

BY COMMITTEE ON COMMERCE. This Act relates to the regulation of credit unions and the ability of credit union members to modify, amend, or reverse an act of the credit union's board of directors. The Superintendent of Credit Unions is granted the authority to conduct an examination of a credit union when the Superintendent believes the examination to be necessary, but in no event no less than once during each 18-month period. The Superintendent is granted the authority to establish a single annual fee to be assessed against the credit unions to fund the Credit Union Division. The fee is based on actual operating expenses of the division.

The Act establishes a new section which grants the Superintendent additional enforcement authority to remove an officer or director from a credit union or to require an employee or committee member to cease participation in the conduct of the affairs of the credit union. The Act increases the number of members necessary to modify,

amend, or reverse an action of the board of directors from a majority of the members present at a meeting to a majority of all members of the credit union. The Act also requires that a credit union maintain fidelity bonds for the credit union's employees and officials and general casualty insurance for losses resulting from the acts of persons not associated with the credit union.

SENATE FILE 2189 - Invention Development Services

BY COMMITTEE ON COMMERCE. This Act creates a chapter regulating persons engaged in the business of developing inventions. An invention is described as artistic, educational, or technological expression, including works, compositions, designs, machines, manufacturing or engineering techniques, analyses, or processes.

The Act requires disclosure of information regarding the invention developer's business and the profitability of its customers. Contracts between the parties are required to be in writing and the essential terms must be included within the contract. A customer has the right to cancel a contract within three days following its execution. An invention developer is required to submit proof of financial responsibility. The Act establishes recordkeeping requirements, makes nonconforming contracts unenforceable, prohibits waivers of statutory protections, authorizes civil actions, and makes violations of the Act a violation of Chapter 714, the "Iowa Consumer Fraud Act." The Act requires an annual filing of a registration statement with the Insurance Division and authorizes the Commissioner of Insurance to administer and enforce the Act's provisions. The Commissioner may adopt rules to carry out the Act, conduct investigations, issue subpoenas, examine records, and issue orders. The Act provides that the Commissioner shall administer and enforce the provisions of the Act upon condition that funds are appropriated to the Insurance Division.

SENATE FILE 2255 - Uniform Commercial Code - Termination Statements

BY COMMITTEE ON AGRICULTURE. This Act eliminates a \$10 filing fee required to record a statement terminating the priority enjoyed by a creditor in enforcing a debt secured by collateral under Chapter 554, the Uniform Commercial Code.

SENATE FILE 2286 - Insurance Regulation

BY COMMITTEE ON COMMERCE. This Act amends provisions relating to the financial supervision and solvency oversight of insurance companies by the Division of Insurance. The Act extends the minimum examination cycle to five years while allowing the Commissioner to conduct examinations as often as deemed appropriate. The Commissioner is granted the authority to retain attorneys, appraisers, independent actuaries, and other professionals as examiners with the costs of the professionals being billed to the company under examination. Regulators and the National Association of Insurance Commissioners (NAIC) are required to protect the confidentiality of information developed during the course of a financial examination.

The Act incorporates changes into Chapters 507C (Insurers Supervision, Rehabilitation and Liquidation Act), 510A (Producer Controlled Property and Casualty Insurers), and 521A (Insurance Holding Company Systems) which conform those chapters to NAIC model laws. The Act provides that unclaimed funds subject to distribution in a liquidation, and which remain with the liquidator at the time the liquidator is ready to apply for discharge, are to be available to the Commissioner for use in detection and prevention of future insolvencies. The funds are to be held by the Commissioner for a period of two years, at which time the rights to the unclaimed funds vest in the Commissioner. The Act provides that the Commissioner, as ancillary receiver for an insolvent insurer not domiciled in this state, is to determine whether there are claimants in this state who are not protected by guaranty funds and whether a claim filing procedure should be established in the ancillary proceeding.

A provision of the Act that relates to the payment of extraordinary dividends and distributions paid to shareholders takes effect October 31, 1993.

SENATE FILE 2339 - Regulation of State Banks

BY COMMITTEE ON COMMERCE. This Act extends the time period during which the Superintendent of Banking must examine a state bank from once every 18 months to once every two years. The Act provides that a bank may purchase a vendor's interest in a real property sales contract. Language relating to the method of determining the value to be shown on the books of a bank with respect to agricultural land purchased upon

foreclosure or acquired as a result of debts due a bank is repealed. The requirement that the Superintendent of Banking conduct a public hearing where an application is made to charter a state bank, in the case of a purchase and assumption transaction (where a state bank is proposing to dissolve and provide for the acquisition of assets and assumption of liabilities), or upon application being made for a merger of one or more state or national banks is eliminated.

The Act also extends to July 1, 1993, the suspension of state banking laws in Chapter 524 which would otherwise restrict a state or national bank in this state or a bank holding company operating a bank in this state from acquiring certain savings and loan associations regulated by the federal Resolution Trust Corporation.

SENATE FILE 2354 - Insurance Division - Miscellaneous Provisions

BY COMMITTEE ON WAYS AND MEANS. This Act amends a variety of provisions relating to the regulation of insurance, by requiring certain reports to be made to the Commissioner of Insurance, establishing certain requirements for agents and insurance companies doing business in Iowa, amending provisions relating to guaranty funds, self-insurers, and charitable organizations, increasing allowable credit life insurance amounts, increasing certain fees, and amending provisions relating to the regulation of health maintenance organizations.

The Act provides that all insurance companies domiciled in Iowa must maintain a principal executive office in the state. The minimum surplus that must be maintained by a mutual insurance company is increased from \$2 million to \$5 million.

An insurer writing accident and health insurance is required to hold 75 percent of the aggregate reserves and policy and contract claims relating to the business in investments enumerated and allowed for life insurance funds. Coverage under the Iowa Life and Health Insurance Guaranty Association fund is expanded to include structured settlements involving liability insurers. The permissible amount of credit life insurance is increased from \$50,000 to \$200,000.

The Act provides that charitable organizations are permitted to maintain an insurable interest in a person who makes a donation by making the charitable institution the beneficiary under the policy insuring the life of the person. The annual fee for fraternal benefit societies transacting business in this state is increased from \$25 to \$50. The license fee for fraternal benefit societies is also increased from \$25 to \$50. The Act provides that all rate changes in accident and health insurance are subject to the approval of the Insurance Commissioner.

The Act strikes the Iowa Department of Public Health's regulatory duties with respect to health maintenance organizations. The amount of security required for companies doing business in Iowa that are not domiciled in Iowa is increased from \$1 million to \$2.5 million. Alien insurers doing business in Iowa are required to maintain a deposit in an amount of the greater of the reserve on all policies covering Iowa risks or \$1 million. The Act provides that the Iowa Insurance Guaranty Association is empowered to have a default judgment set aside so that the fund can defend itself against the claim on the merits of the claim.

HOUSE FILE 150 - Uniform Commercial Code - Fund Transfers

BY DODERER. This Act adds a new article to the Uniform Commercial Code relating to the transfers of funds primarily between businesses or financial institutions. The wholesale wire transfer is the type of payment which is the primary focus of the article. The Act was approved by the National Conference of Commissioners on Uniform State Laws.

HOUSE FILE 2033 - Health Care Coverage - Fibrocystic Condition

BY BEATTY. This Act prohibits the issuance or renewal of a policy or contract of individual or group accident and sickness insurance if a policy coverage provision, including an exception to or exclusion of benefits, is solely based upon an insured being diagnosed as having a fibrocystic condition.

The Act applies to policies, contracts, or plans delivered or issued for delivery on or after July 1, 1992, and to existing policies, contracts, or plans on their next anniversary or renewal date, or upon expiration of the applicable collective bargaining contract, if any, whichever is later.

HOUSE FILE 2085 - Cooperative Associations

BY KREMER, FOGARTY, AND BLANSHAN. This Act provides that a director of a cooperative association may participate in a board meeting through any means by which all board members are able to simultaneously hear each other. An action may be taken by the board of directors without meeting if taken unanimously and evidenced in writing. The Act provides that a remainder amount of a dissenting member's fair value paid to the member in connection with an association merger or consolidation is to be paid in 10 annual equal payments. The value of the deferred patronage dividends and preferred stock shall be considered a liability of the new association until paid in full to the dissenting member. The Act also provides that the board of directors, upon request, is to release to a member a list containing the names and addresses of all members of the association.

HOUSE FILE 2158 - Health Care Coverage for Well-baby Care

BY DODERER, BROWN, NEUHAUSER, AND HAMMOND. This Act provides that upon a determination by the Commissioner of Insurance pursuant to a cost-benefit analysis as provided in Section 514H.7, subsection 1, to include well-baby care in basic benefit coverage policies, the Commissioner is to adopt rules establishing the requirements for the inclusion of the coverage. In determining the requirements, the Commissioner is to consider the costs versus corresponding benefits of the coverage; normally anticipated health problems and recommended routine preventive care; and continuity of coverage for any congenital defects and birth abnormalities, injuries, or illnesses arising within the well-baby coverage period.

HOUSE FILE 2214 - Study of Legal Burdens Related to Workers' Compensation

BY GILL. This Act directs the Commissioner of Insurance to study the issue and ramifications of purported differentials in the legal burdens imposed in this state on employers purchasing workers' compensation insurance versus those imposed on individual and group self-insured employers. The Commissioner is to report to the commerce committees of the Iowa General Assembly regarding all findings and recommendations, and, if legislation is recommended, a draft of the legislation is to be provided no later than December 1, 1992.

HOUSE FILE 2344 - Uniform Commercial Code - Financing Statements

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act amends a provision in Chapter 554, the Uniform Commercial Code (UCC), relating to the perfection of security interests in order to ensure that a creditor's security interest in collateral has priority when collecting a judgment against a debtor. In 1974, the General Assembly changed entities responsible for recording financing statements or continuation statements, and provided that financing statements or continuation statements required to be filed with a governmental entity prior to January 1, 1975, remain effective if the creditor holding the security interest, or the debtor, files a financing statement or continuation statement with the filing officer designated in the 1974 Act. This Act provides that filing this new financing statement continues the life of the previously filed financing statement or continuation statement for five years from the last date that the prior financing statement or continuation statement would be effective if no further filing is made. The new financing statement must be filed within six months prior to the expiration of the prior financing statement or continuation statement.

The Act is retroactively applicable to January 1, 1975, and takes effect April 9, 1992.

HOUSE FILE 2362 - Franchise Agreements

BY COMMITTEE ON COMMERCE. This Act establishes a new Chapter 523H which relates to the contractual provisions and the relationship between franchisees and franchisors in this state. The Act applies to a new or existing franchise that is operated in this state. The Act provides that any provision in an agreement which restricts the jurisdiction of any legal action under the agreement is void. The Act also regulates transfers of franchises, encroachment on existing franchises, termination of a franchise, and nonrenewal of a franchise.

The Act establishes the right of a franchisee to associate with other franchisees and imposes a duty of good faith on the parties in the performance and enforcement of the franchise agreement. The Act establishes a method for valuing the assets of a franchisee for purposes of repurchase of the assets by the franchisor. The Act provides that a franchisee can purchase equipment, fixtures, supplies, and services from someone other than the franchisor as long as they meet the standards as to their nature and quality as set by the franchisor.

HOUSE FILE 2369 - Limited Liability Companies

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act authorizes the creation and operation of limited liability companies in Iowa. A limited liability company is a form of business organization having the tax characteristics of a partnership and the limited liability aspects of a corporation. Members of a limited liability company have limited liability for company obligations, similar to that of corporate shareholders, regardless of whether the members are involved in the management of the limited liability company or not.

The Act provides procedures for creating limited liability companies and for managing, merging with other business entities, dissolution of, and other aspects of the operation of limited liability companies. The Act is structured similar to Chapter 490 of the Code, the Iowa Business Corporation Act.

The Act also prohibits limited liability companies from holding any legal or equitable interest in agricultural land, and includes limited liability company in the definition of processor for purposes of the prohibition against processors controlling beef or pork processing operations or the ownership or control of hog or cattle feedlots under Chapter 172C.

HOUSE FILE 2370 - Small Group Health Benefit Plans

BY COMMITTEE ON HUMAN RESOURCES. This Act amends Chapter 513B, Small Group Health Benefit Plans, which was enacted during the 1991 Regular Session. Definitions are added for "basic health benefit plan," "eligible employee," "late enrollee," "qualifying previous coverage," and "standard health benefit plan." The Act expands the scope and applicability of the chapter to any health benefit plan of a small employer which satisfies the conditions established in the Act. Additional rating restrictions are established for a class of business into which the insurer is no longer issuing new policies, and the exemption for policies issued before July 1, 1991, from the premium increase restrictions is reduced from five to three years following July 1, 1992.

The Act identifies certain "case characteristics" as legitimate rating factors to be used by insurers, and prohibits the use of other case characteristics by a small employer carrier without the prior approval of the Commissioner of Insurance. Gender as a case characteristic is specifically prohibited until such time as the Insurance Division has conducted an independent actuarial study which determines the use of gender to be actuarially justified.

The Act requires a small employer carrier to actively offer a minimum of two health benefit plans, including a basic health benefit plan and a standard health benefit plan. The Act increases the availability, accessibility, and portability of coverage offered under small employer coverage.

The Act provides that an insurance carrier can apply to the Insurance Commissioner to become a risk-assuming carrier. A carrier approved to be a risk-assuming carrier is no longer permitted to reinsure any health benefit plan issued under Chapter 513B with the reinsurance program established in the Act. The reinsurance program is funded from assessments against insurers participating in the program.

HOUSE FILE 2374 - Nonresident Insurance Agents

BY COMMITTEE ON COMMERCE. This Act provides that a nonresident person making application to be licensed as an insurance agent in this state is to be charged a fee which equals the greater of the fee which would be charged a resident of this state, or a fee equal to the license fee a resident of this state pays in the nonresident person's state.

HOUSE FILE 2375 - Workers' Compensation Policy Deductibles

BY COMMITTEE ON COMMERCE. This Act authorizes the Commissioner of Insurance to enter an order assuring the availability of an option for a deductible related to benefits payable under a policy providing workers' compensation coverage.

HOUSE FILE 2376 - Real Estate Commission - Disposition of Fees

BY COMMITTEE ON COMMERCE. This Act provides that the greater of \$10 or 40 percent per year of the fees for each real estate salesperson's license and the greater of \$10 or 25 percent per year of the fees for each broker's license are to be paid into the Iowa Real Estate Education Fund.

HOUSE FILE 2403 - Notice Relating to Property Held by Banks or Financial Organizations

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the consent from the owner of certain property, relating to renewal of certain deposits held by a banking or other financial institution is deemed to be given if written notice is sent to the owner by first class mail with a request for an address correction on the face of the envelope, the mailing is not returned to the financial institution, and the institution maintains a record of all returned mail.

The Act also provides that automatically renewable instruments will not be deemed to have matured if the owner has been sent first class mail giving notice of the renewal and the notice has not been returned for nondelivery, and the banking or other financial organization providing the notice maintains a record of all returned mail.

CHILDREN AND YOUTH

- SENATE FILE 2035** - Parental Rights and Obligations
- SENATE FILE 2385** - Foster and Shelter Care - FIRST EXTRAORDINARY SESSION
- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance

RELATED LEGISLATION

- SENATE FILE 2203** - Adoption Records
SEE HUMAN SERVICES. This Act relates to access to the medical records of the family of an adoptee and the medical records of an adoptee for use in research or for treating a patient in a medical facility.
- SENATE FILE 2231** - Abuse of Dependent Persons
SEE HUMAN SERVICES. This Act amends provisions of the child abuse and dependent adult abuse chapters of the Code.
- SENATE FILE 2316** - Child Support Recovery
SEE HUMAN SERVICES. This Act provides for amendments to the child support recovery provisions related to administrative costs, child support recovery collection enhancements, foster care collection enhancements, compliance with federal child support recovery requirements, and technical corrections.
- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act provides the major appropriations for human services and includes various provisions which are coordinated with H.F. 2480.
- HOUSE FILE 242** - Records Relating to Adoption and Termination of Parental Rights
SEE HUMAN SERVICES. This Act restructures the codified provisions for termination of parental rights and for adoption records relating to the process by which adoption records may be opened for certain parties.
- HOUSE FILE 2224** - Child Day Care
SEE HUMAN SERVICES. This Act provides an exemption from Department of Human Services child day care regulation for recreational programs that are limited to school-age children and administered by a local government or school.
- HOUSE FILE 2322** - Child Day Care
SEE HUMAN SERVICES. This Act relates to child day care and similar services, establishes the state Child Day Care Advisory Council in place of the state Day Care Advisory Committee, and makes certain changes in law relating to statewide child day care resource and referral services.
- HOUSE FILE 2452** - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of provisions pertaining to juvenile and criminal justice, including altering provisions concerning detention; waiver to adult court; placements for certain juveniles involved in controlled substance offenses; additional instruction concerning substance abuse; changing the penalties for possession of alcohol by persons who are 18, 19, and 20 years of age; and the creation of a Reality Education Substance Abuse Program.

CHILDREN AND YOUTH

SENATE FILE 2035 - Parental Rights and Obligations

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to the termination of parental rights, including the discharge of an adoptive parent's obligation for support in the case of a fraudulently induced adoption. The Act provides that the juvenile court, in determining whether good cause exists for revocation of a release of custody, is to give paramount consideration to the best interests of the child, including avoidance of a disruption of an existing relationship between a parent and child. The Act provides that an additional ground for ordering termination of parental rights is the request of an adoptive parent, based upon a showing that the adoption was fraudulently induced, as defined in the Act.

The Act also provides that if a termination of parental rights petition is granted, the juvenile court retains jurisdiction to allow an adoptive parent to subsequently request termination of the adoptive parent's parental rights and of the parent-child relationship based upon a showing that the adoption was fraudulently induced and to request that the order issued, which terminated the parental rights and the parent-child relationship between the child and the child's formerly established parent, be vacated. The juvenile court is then instructed to only grant the termination and vacation petitions if the parent whose rights have been terminated is provided an opportunity to contest the vacation of the termination order and only if the termination of the adoptive parent's parental rights and the vacation of the termination order are in the best interests of the child.

Finally, the Act provides that if an adoption was fraudulently induced and an adoptive father's parental rights have been terminated and the order terminating the natural father's parental rights has been vacated, the obligation of the adoptive father for the support of the child is relieved.

The Act is applicable to fraudulently induced adoptions for which adoption decrees were entered prior to or on or after July 1, 1992.

SENATE FILE 2385 - Foster and Shelter Care - FIRST EXTRAORDINARY SESSION

BY COMMITTEE ON APPROPRIATIONS. This Act relates to foster and shelter care by amending H.F. 2452, H.F. 2455, and H.F. 2480 which were enacted during the 1992 regular legislative session.

House File 2455, the Regulation Appropriations Act, is amended relating to fund transfers for the State Foster Care Review Board. See H.F. 2455 in Appropriations for a summary of that provision.

The remainder of the Act amends provisions of H.F. 2480 involving reasonable efforts to prevent or eliminate out-of-home placement of a child, repealing a requirement for payment of 100 percent of the maintenance costs of group foster care, and a requirement for counties to pay the unreimbursed costs of a child's shelter care placement. See H.F. 2480 for a summary of those provisions.

HOUSE FILE 2480 - Human Services Programs Affecting Children and Medical Assistance

BY COMMITTEE ON APPROPRIATIONS. This Act relates to Department of Human Services programs involving child and family services including juvenile justice, capping foster care placements, and the Medical Assistance (Medicaid) Program.

The Act relates to Family Development and Self-Sufficiency Grants by striking, effective July 1, 1992, a requirement for performance of a comparison study involving families selected for the program.

Provisions are included involving out-of-home placement of children with mental retardation, other developmental disability, or organic mental illness. Prior to certain institutional commitments or a foster care placement, a request must be made to the family of the child to determine whether there are services or support that would enable the family to continue to care for the child at home. The department is required to make a request concerning the services prior to a voluntary foster care placement. The Act requires the court to determine

whether the provision of services or support would permit the child to remain at home and also authorizes the court to order the services or support. New language authorizes the state to pay for the services or support.

The Act establishes a procedure limiting the number of children who may be placed in state-paid group foster care. The General Assembly annually establishes a statewide target for the number of group foster care placements and this target is allocated to the department's regions. Each region implements the target through regional planning groups appointed by the department and the juvenile court. Court orders for state-paid group foster care placement are prohibited if the placement is not in accordance with the regional plan.

Law is amended providing for the duties of the Department of Human Services when a child abuse report is received. The requirement for the department to offer services to the family of the child believed to be abused is modified to apply only to available services. Current law limiting the services to abused children to only rehabilitative services is stricken. The department is directed to adopt rules defining the services. In addition to the group foster care cap language, the child in need of assistance disposition law is amended by establishing a definition of "reasonable efforts" to prevent or eliminate the need for removal of a child from the child's home. The definition includes criteria to use in determining whether reasonable efforts have been made and definitions of intensive family preservation and family-centered services, which are made a form of reasonable efforts. If intensive family prevention services were not provided, S.F. 2385, enacted during the 1992 First Extraordinary Session, requires that the court record include the reasons that the services were not provided. The Director of the Department of Human Services and the Chief Justice of the Supreme Court are directed to implement a statewide reasonable efforts protocol for use throughout the state.

If the department's reimbursement for shelter care is less than the allowable costs for the care, the unpaid costs may be recovered from the child's county of legal settlement. A provision in H.F. 2452 limiting the applicability of this amendment to publicly owned shelter care was repealed by S.F. 2385. State financial aid for county or multicounty juvenile homes is limited to juvenile detention homes.

Juvenile justice provisions relating to court oversight of the foster care placement of a child with a disability are amended. The oversight is limited to placements which are longer than 30 days. The legal requirements of a court petition for foster care placement of a child with a disability are revised. For placements initiated on or after July 1, 1992, the petition must be filed prior to the child's placement. For placements initiated before July 1, 1992, the department must file the petition before September 1, 1992. A petition's information requirements are also modified. Requirements of the social history report submitted by the department relating to a voluntary foster care placement are modified. The requirements of the court's initial determination hearing for a voluntary foster care placement are amended. Reasonable efforts to prevent the placement are required. In addition, the court is authorized to order reasonable efforts and to initiate child in need of assistance proceedings if the child's family is not fulfilling their case permanency plan responsibilities. A hearing may be waived under certain circumstances.

The court is required to establish a support obligation if the court orders a voluntary foster care placement for the child and the group foster care limit is established for those placements. The dispositional hearing for voluntary placements is also affected. This hearing may no longer be held in conjunction with the initial determination hearing. A court order terminating the child's placement would also provide for the child to be returned home and provided with available services and support for the child to remain at home.

The Department of Human Services and the Judicial Department are required to establish regional committees to review the cases of children placed outside the children's homes in an out-of-state placement more than 125 miles from a child's home. Duties and membership for the committees are specified. Legislative intent is that the committees will reduce the number of out-of-state placement of children by 25 percent from the number placed in FY 1990-1991. A new provision prohibits the Department of Human Services from paying for an out-of-state placement of a child unless a review committee has approved the placement. The Act codifies a program in which the department may enter into agreements with an interested county or group of counties to decategorize specific state and state-federal funding into a child welfare funding pool. Similar provisions have been included for a

number of years in the foster care appropriations to the department. The statute provides various requirements of agreements and provision of incentives, and describes the funding streams which may be pooled.

The term "child" for the purposes of child welfare programs is redefined to include persons less than 18 years of age or persons 18 or 19, but no longer those 20 years of age who meet certain conditions.

The department is prohibited from including contributed funds to providers in determining reimbursement rates for purchased services.

The department may charge a fee for child welfare services to persons liable for the cost of the services. The fee must be based upon ability to pay and consideration of the family responsibilities in the child's case permanency plan. The fee may be set off against the liability of the state to make a payment to the person for other purposes. In addition, the department may establish an administrative process for automatic income withholding.

Law providing for state financial liability for foster care is substantially revised. State payment would only be made to providers with a current contract with the department. Out-of-state placements would only be paid if authorized by an out-of-state placement committee. Group foster care placements must be in accordance with the regional plans. Payment would also be made for shelter care and for services to prevent the out-of-home placement of certain children with a disability.

As of July 1, 1992, state liability for the costs of voluntary foster care placements would be limited to 30 days. State liability is authorized for certain voluntary placements involving a child with a disability and for certain voluntary placements of children who are 18 years of age or older. Exceptions are established with the following limitations: if a child is age 18, payment is limited to family foster care or independent living, and if a child is age 19, payment is limited to independent living. However, an exception to the limitations is established permitting continued foster care for these children under certain circumstances involving education needs and homelessness.

Current law authorizing the department to pay foster parents directly is stricken and rewritten. The new language would have continued authorization of direct payment but specified the basis for establishing the reimbursement rate on a graduated scale over a period of years. However, this provision was amended in H.F. 2486 to eliminate the graduated scale. In addition, the maintenance portion of the reimbursement rate for group foster care facilities beginning in FY 1993-1994 would have been based on 100 percent of a federally developed standard. However, this provision was repealed during the 1992 First Extraordinary Session in S.F. 2385.

The definition of child welfare services is revised in a chapter of the Code relating to the responsibilities of the department's Adult, Children, and Family Services Division. The Director of Human Services' authority to expand or curtail the Medical Assistance (Medicaid) Program without prior legislative approval is removed. The Director of Human Services may only apply a Medical Assistance copayment to those services listed in departmental rules in effect on February 1, 1991, and which are optional under federal requirements. This provision has a special effective date of June 3, 1992.

The Department's Division of Adult, Children, and Family Services is directed to hold public hearings concerning various child welfare policy proposals delineated in the Act. In addition, the Division is to develop a proposed state plan for child welfare services in conjunction with the Child Welfare Task Force established by the General Assembly in S.F. 2355.

The Department of Human Services and the Judicial Department are required to take actions necessary to establish the initial regional group foster care plans by August 15, 1992.

The Department of Human Services may adopt rules on an emergency basis for the following provisions: regional group foster care targets, voluntary foster care placements and reasonable efforts, regional out-of-state placement committees, elimination of 20-year-olds from the definition of child used for foster care, and changes in the law requiring the state to pay for foster care.

COURTS AND JUDICIAL PROCEEDINGS

- SENATE FILE 414** - Landlords and Tenants
- SENATE FILE 2040** - Juvenile Court
- SENATE FILE 2168** - Support Payment Collection and Disbursement Responsibilities
- SENATE FILE 2219** - Probate Law Changes
- SENATE FILE 2233** - Residency Requirement for Clerks of District Court
- SENATE FILE 2241** - Structured Fines Pilot Program
- SENATE FILE 2265** - Election of Judicial Nominating Commissioners
- SENATE FILE 2272** - Transfers of Real Estate Interests by Trustees
- SENATE FILE 2275** - Exemptions from Execution - Pensions and Annuities
- SENATE FILE 2356** - Legalization of Urbandale Industrial Property Tax Exemption
- SENATE FILE 2382** - Legal Services to Indigent Persons - **FIRST EXTRAORDINARY SESSION**
- HOUSE FILE 51** - Sheriff's Duty to Levy - Applicability to Garnishments
- HOUSE FILE 52** - Sheriff's Fees in Garnishment Proceedings
- HOUSE FILE 2086** - Political Subdivisions - Exception to Bankruptcy Prohibition
- HOUSE FILE 2185** - Jury Source Lists
- HOUSE FILE 2195** - County Jail Space and Space for District Court
- HOUSE FILE 2207** - Life-sustaining Procedures
- HOUSE FILE 2308** - Procedures for Involuntary Hospitalization
- HOUSE FILE 2372** - Political Subdivisions - Bankruptcy
- HOUSE FILE 2378** - Notice Relating to the Vacation of a Plat
- HOUSE FILE 2405** - Proceeds Received by Felons as Result of Commission of Crime
- HOUSE FILE 2436** - Custody of Certain Persons - Absence Without Leave
- HOUSE FILE 2452** - Juvenile and Criminal Justice
- HOUSE FILE 2476** - Sexual Abuse or Sexual Exploitation by a Counselor or Therapist

RELATED LEGISLATION

- SENATE FILE 460** - Legalization of Establishment of Certain County Roads
SEE LOCAL GOVERNMENT. This Act legalizes proceedings establishing certain ancient county roads.
- SENATE FILE 2035** - Parental Rights and Obligations
SEE CHILDREN AND YOUTH. This Act relates to the termination of parental rights, including the discharge of an adoptive parent's obligation for support in the case of a fraudulently induced adoption.
- SENATE FILE 2187** - Announcement of Information at Sentencing
SEE CRIMINAL JUSTICE AND CORRECTIONS. This Act requires the court to

announce, at the time of sentencing, certain items pertaining to the sentence and the time that may actually be served by certain criminal defendants.

- SENATE FILE 2197** - Foster Care Review Boards
SEE HUMAN SERVICES. This Act relates to state and local citizen foster care review boards providing oversight of the cases of children who are placed or are at-risk of being placed outside the children's homes.
- SENATE FILE 2266** - Degrees of Property Offenses
SEE CRIMINAL JUSTICE AND CORRECTIONS. The Act increases the dollar values of property which must be taken, damaged, or otherwise misappropriated in order for a person to commit certain property offenses.
- SENATE FILE 2323** - Preventing Transmission of the HIV or Hepatitis B Virus
SEE HEALTH AND SAFETY. This Act provides that information relating to the HIV status of a health care provider is confidential information and a person who intentionally or recklessly makes an unauthorized disclosure of the information is subject to a civil penalty of \$1,000.
- SENATE FILE 2348** - Appropriations - Justice Systems
SEE APPROPRIATIONS. This Act makes appropriations to several departments, including the Judicial Department, requires the court to examine certain legal fees incurred by the State, alters a provision concerning assessment of court fees to be used as a journal publication fee, and contains several provisions, including a study, relating to the Iowa Court Information Service.
- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act provides the major appropriations for human services and includes various provisions affecting the court's involvement with children, including court-ordered services for children.
- SENATE FILE 2373** - State Budgeting Practices - VETOED BY THE GOVERNOR
SEE APPROPRIATIONS. This bill related to state budgeting processes and included provisions requiring strategic planning by the Judicial Department.
- HOUSE FILE 39** - County Exemption from Recording and Other Fees
SEE LOCAL GOVERNMENT. This Act provides that the county is not required to pay recording fees.
- HOUSE FILE 2025** - Crime of Stalking
SEE CRIMINAL JUSTICE AND CORRECTIONS. This Act establishes the public offense of stalking, and provides for related matters.
- HOUSE FILE 2299** - Environmental Protection Violations
SEE ENVIRONMENTAL PROTECTION. This Act establishes that knowingly making a false statement or representation in a comprehensive plan for a sanitary disposal project is a serious misdemeanor.
- HOUSE FILE 2343** - Soil and Water Conservation - Financial Incentives
SEE AGRICULTURE. This Act amends provisions relating to soil and water conservation, by consolidating existing provisions regarding voluntary and mandatory financial incentives provided under current law, and limits the liability of a landowner arising out a claim based on the negligent design or construction of a soil and water construction practice or an erosion control practice which was designed or constructed in accordance with then generally recognized engineering or safety standards, criteria, or design theory.

- HOUSE FILE 2344** - Uniform Commercial Code - Financing Statements
SEE BUSINESS, BANKING AND INSURANCE. This Act amends a transitional provision providing for the perfection of security instruments required to be filed with a governmental entity pursuant to 1974 amendments to the Uniform Commercial Code.
- HOUSE FILE 2384** - Schools - Miscellaneous Provisions
SEE EDUCATION. This Act makes changes in the provisions relating to parental notice and presence during questioning in sexual abuse investigations.
- HOUSE FILE 2394** - Disclosure of and Access to Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR
SEE STATE GOVERNMENT. This bill related to the confidentiality of information sought and received by the Office of Citizens' Aide.
- HOUSE FILE 2407** - In-Home Detention
SEE CRIMINAL JUSTICE AND CORRECTIONS. This Act expands the list of persons eligible for in-home detention to include any person held in the county jail, rather than only those persons serving a sentence in the county jail.
- HOUSE FILE 2408** - Handicapped Parking Violations
SEE TRANSPORTATION. This Act increases the penalty for improper use of a handicapped identification device from \$25 to \$50.
- HOUSE FILE 2428** - Civil Liability for Sale of Beer, Wine, or Liquor
SEE STATE GOVERNMENT. This Act makes changes in the Dramshop Act, Section 123.92, including providing that the remedy provided by the Dramshop Act applies retrospectively to actions pending in trial or appellate courts prior to July 1, 1992.
- HOUSE FILE 2450** - Public Retirement Systems
SEE STATE GOVERNMENT. The Act makes several changes to public retirement systems, including the Judicial Retirement System.
- HOUSE FILE 2466** - Government Ethics
SEE STATE GOVERNMENT. This Act makes a variety of changes in the current conflict of interest provisions that apply to state and local officials, makes several adjustments in the campaign finance law, adds the discipline of court employees to the duties of the Judicial Qualifications Commission, and provides for the appointment of legal counsel for the Judicial Qualifications Commission. The Act contains two studies of governmental ethics, one on the state and one on the local level, and requires the Supreme Court to adopt rules establishing a code of ethics for court officials and employees.
- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance
SEE HUMAN SERVICES. This Act contains many provisions involving the courts, Judicial Department, and Department of Human Services, including limits on group foster care placements and out-of-state placements of children, and establishing various committees and task force which include judicial system representatives.
- HOUSE FILE 2487** - Disclosure of Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR
SEE STATE GOVERNMENT. This bill related to confidentiality of information sought and obtained by the Office of Citizens' Aide.

COURTS AND JUDICIAL PROCEEDINGS

SENATE FILE 414 - Landlords and Tenants

BY SZYMONIAK. This Act provides an exception to the Uniform Residential Landlord and Tenant Act and the Mobile Home Parks Residential Landlord and Tenant Act, which establishes a speedier method of eviction for certain tenants. Under the Act, if a tenant has created or maintained a threat constituting a clear and present danger to the health or safety of other tenants or the landlord, the landlord, after a single three days' written notice of termination and notice to quit, may bring an action for forcible entry or detainer (FED). The Act provides that the tenant may create a clear and present danger not only through the tenant's acts, but through the acts of persons on the premises with the consent of the tenant. However, the Act also contains methods through which a tenant may be protected from eviction if the tenant takes certain measures. The Act also provides that the notice and FED action may be served upon the tenant either through personal service or certified or restricted mail, whether or not the tenant signs a receipt for the notice.

SENATE FILE 2040 - Juvenile Court

BY ROSENBERG. This Act changes the title of juvenile court referee to associate juvenile judge. The Act also provides that rulings of an associate juvenile judge in termination of parental rights actions are appealable to the Iowa Supreme Court in the same manner as rulings of district court judges. Rulings by associate juvenile judges in other actions are appealable to the district court.

SENATE FILE 2168 - Support Payment Collection and Disbursement Responsibilities

BY COMMITTEE ON HUMAN RESOURCES. This Act extends the date for completion of the transfer of support payment collection and disbursement responsibilities from the collection services center to the clerks of the district court to June 30, 1994, from June 30, 1993.

SENATE FILE 2219 - Probate Law Changes

BY COMMITTEE ON JUDICIARY. This Act provides that a bank or trust company acting as a fiduciary may invest funds held in a fiduciary capacity in securities held by investment companies or investment trusts, even if the bank or trust or an affiliate of the bank or trust provides services for a fee to the investment company or trust. The Act also changes the definition of fiduciary to include acting in the capacity of a custodian under the Uniform Transfers to Minors Act or in a capacity authorized by any state or federal law governing collective investments by banks or trust companies.

The Act provides explicitly that Section 633.175 regarding waiver of a fiduciary bond by the court does not affect the provision in Section 633.172, subsection 2, that banks and trust companies are not usually required to provide a bond.

SENATE FILE 2233 - Residency Requirement for Clerks of District Court

BY COMMITTEE ON JUDICIARY. This Act changes the residency requirement for district court clerks, from being a resident at the time of application in the county in which the vacancy exists, to being a resident of the state. The Act also requires the clerk of the district court to establish residence and physically reside in the county for which the clerk was appointed.

SENATE FILE 2241 - Structured Fines Pilot Program

BY COMMITTEE ON JUDICIARY. This Act establishes a structured fines pilot program within a county and a judicial district agreeing to participate in the program with the Department of Human Rights, Division of Criminal and Juvenile Justice Planning. The Act suspends any existing minimum criminal fine amounts at the pilot site and provides the court with authority to impose fines in criminal cases using structured fines methodology in the context of existing law. Structured fines methodology allows the court to tailor the fine amount to the ability of the offender to pay, and to make the fine payable in installments. Fines paid in installments are subject to a time payment fee and interest.

The Act takes effect May 14, 1992, except for a provision pertaining to the distribution of certain fees under the structured fines pilot program that takes effect July 1, 1992.

SENATE FILE 2265 - Election of Judicial Nominating Commissioners
BY COMMITTEE ON JUDICIARY. This Act provides that members of the bar must be eligible to practice in order to vote in elections of judicial nominating commissioners.

SENATE FILE 2272 - Transfers of Real Estate Interests by Trustees
BY COMMITTEE ON JUDICIARY. This Act relates to purchases of real estate from a trust, defines a bona fide purchaser and provides affidavit forms, and establishes rights of adverse claimants and a one-year statute of limitations. The Act does not apply to actions pending on the effective date of the Act, March 23, 1992.

SENATE FILE 2275 - Exemptions from Execution - Pensions and Annuities
BY COMMITTEE ON JUDICIARY. This Act changes the exemption from execution for property of a debtor which is a payment under a pension, annuity, or similar plan or contract. Under prior law, the property is exempt to the extent the payment is reasonably necessary for the support of the debtor and any dependent of the debtor. Under the Act, this restriction is stricken, and the property is exempt unless the payment or a portion of the payment results from contributions by the debtor within one year prior to the filing of a bankruptcy petition, which are above normal and customary contributions. This change applies retroactively to January 1, 1992, and applies to bankruptcy matters pending on or after that date.

SENATE FILE 2356 - Legalization of Urbandale Industrial Property Tax Exemption
BY COMMITTEE ON WAYS AND MEANS. This Act legalizes the retroactive granting of prior approval by the Urbandale City Council for the value-added industrial property tax exemption on behalf of certain property owners. The property owners had failed to file a timely application for the value-added industrial property tax exemption for one year of a multiyear construction project and sought retroactive prior approval by the Urbandale City Council for the exemption.

The Act takes effect May 15, 1992.

SENATE FILE 2382 - Legal Services to Indigent Persons - FIRST EXTRAORDINARY SESSION
BY COMMITTEE ON APPROPRIATIONS. This Act amends 1992 Iowa Acts, H.F. 2455, by expanding the two-year pilot project contracting with private attorneys for the provision of legal services to indigent persons from two to six counties.

The Act takes effect July 1, 1992.

HOUSE FILE 51 - Sheriff's Duty to Levy - Applicability to Garnishments
BY CHAPMAN. This Act provides that the sheriff's duty to levy executions does not apply to garnishment proceedings.

HOUSE FILE 52 - Sheriff's Fees in Garnishment Proceedings
BY CHAPMAN. This Act authorizes the sheriff to collect the sheriff's fees in garnishment proceedings prior to paying the proceeds from the garnishment proceedings to the clerk of the district court.

HOUSE FILE 2086 - Political Subdivisions - Exception to Bankruptcy Prohibition
BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act creates an exception to the prohibition against political subdivisions of the state becoming debtors under Chapter 9 of the Federal Bankruptcy Code. The exception only applies to a court-appointed receiver for an entity organized pursuant to Chapter 28E for the purpose of making joint investments on behalf of a political subdivision of the state. The Act also provides that an entity organized pursuant to Chapter 28E for the purpose of making joint investments on behalf of a political subdivision of the state meets the definition of "municipality" for the purposes of Chapter 9 of the Federal Bankruptcy Act.

The Act takes effect February 11, 1992, and is repealed July 1, 1993.

HOUSE FILE 2185 - Jury Source Lists

BY MILLAGE. This Act eliminates the requirement that another source list be used in addition to the voter registration list and the motor vehicle operators list in selecting grand and petit jury lists, and provides that another list may be used.

HOUSE FILE 2195 - County Jail Space and Space for District Court

BY SPEAR. This Act allows county boards of supervisors in counties with populations of less than 15,000 according to the 1990 census to enter into an agreement with a contiguous county in the same judicial district to share costs of and to provide space for prisoners and space for the district court to meet in that county.

HOUSE FILE 2207 - Life-sustaining Procedures

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act conforms the definition of health care provider in Chapter 144A, the Life-Sustaining Procedures Act, to the definition in Chapter 144B, the Durable Power of Attorney for Health Care Act. The Act provides that nutrition and hydration are only included in the definition of life-sustaining procedure if they must be provided through intubation.

The Act also adds the state of permanent unconsciousness to the definition of terminal condition. In addition, the Act provides for witnessing or acknowledging a declaration under Chapter 144A in the same manner as under Chapter 144B.

The Act further provides that declarations under Chapter 144A executed prior to April 23, 1992, remain valid and are to be given effect in accordance with the provisions of Chapter 144A in effect at the time of execution.

The Act takes effect April 23, 1992.

HOUSE FILE 2308 - Procedures for Involuntary Hospitalization

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides for the detaining of persons who are alleged to be seriously mentally impaired or who are alleged to be chronic substance abusers, prior to the hearing on whether the person should be civilly committed, at the nearest facility that is licensed to care for persons with mental illness or substance abuse. The Act also provides that if a person is committed to a hospital or facility after a hearing, the hospital or facility to which the person is committed must also be suitably licensed to care for persons with mental illness or substance abuse on an outpatient basis.

The Act permits a court to order that a person undergo outpatient treatment in a civil commitment proceeding. The Act also provides for notification and obtaining prior consent of the outpatient treatment provider if a respondent is ordered to undergo outpatient treatment as a result of the civil commitment hearing. If the respondent is ordered to undergo outpatient treatment, the Act provides that the order is also to require that the respondent is to cooperate with the treatment provider and comply with the course of treatment. If a patient is transferred for treatment by a treatment provider other than the provider with whom or under whose care the patient was placed by the court, the new treatment provider is to be provided with copies of relevant court orders by the former treatment provider.

Referees orders are to be given the same force and effect as those of a district judge. A provision for change of venue in civil commitment action is included that permits the transfer of actions to either the court of the county of the respondent's residence or the court of the county where the respondent is found, if either the best interests of the respondent or the convenience of the parties will be served by transfer.

HOUSE FILE 2372 - Political Subdivisions - Bankruptcy

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act authorizes a city, county, or other political subdivision to use Chapter 9 of the federal Bankruptcy Code to restructure and eliminate the interest on a debt which is involuntarily incurred by the political subdivision. The Act defines debt as an obligation to pay money other than as a result of a valid collective bargaining agreement, a previously authorized bond issue, or an obligation to pay money to another city, county, entity organized pursuant to Chapter 28E, or other political subdivision.

The Act also requires a political subdivision wishing to restructure a debt under Chapter 9 of the federal Bankruptcy Code to pass a resolution incorporating specific findings regarding the need to restructure the involuntary debt.

HOUSE FILE 2378 - Notice Relating to the Vacation of a Plat

BY COMMITTEE ON LOCAL GOVERNMENT. This Act increases the time period between the required two published notices concerning the vacation of a plat from 10 to 14 days.

HOUSE FILE 2405 - Proceeds Received by Felons as Result of Commission of Crime

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act is an attempt to address the concerns of the United States Supreme Court regarding Iowa's version of the "Son of Sam" law, which relates to proceeds resulting from the commission of a crime. New York's "Son of Sam" law was recently overturned by the United States Supreme Court in Simon v. New York Crime Victims Board, 112 S. Ct. 501 (1991). Iowa's version of the law was patterned after New York's law, and thus could be found to be unconstitutional.

Under the Act, before any proceeds are channeled to an escrow account, there is a due process hearing to determine if the initially convicted felon has proceeds from the fruits of the crime. The Act defines proceeds as all of the fruits of the crime from whatever source received by or owing to a felon or the felon's representative, whether earned, accrued, or paid before or after the conviction. It includes any interest, earnings, or accretions upon proceeds, and any property received in exchange for proceeds. The Act defines the fruits of the crime as being any profit which, were it not for the commission of the felony, would not have been realized. If the court finds both that the proceeds are fruits of the crime for which the convicted felon was convicted and that it is more probable than not that there are victims who may recover a money judgment against the felon for physical, mental, or emotional injury or pecuniary loss proximately caused by the convicted felon as a result of the convicted felony, or there is an unpaid restitution order for restitution against the convicted felon for the felony, the court is to order that all proceeds be deposited in an escrow account.

Once established, moneys may be withdrawn from the fund to pay for the cost of notification of the escrow account, to pay the costs of legal defense for the person accused of the crime, and to satisfy an order for restitution or a money judgment against the convicted felon which was a result of the convicted felony. Any moneys left in the escrow account five years after its establishment are returned to the convicted felon if there are no actions pending against the person or unpaid orders for restitution or monetary judgments outstanding relating to the convicted felony. Moneys in the escrow account are also returned to the person accused of committing the felony upon a disposition of charges favorable to the person accused of committing the felony.

HOUSE FILE 2436 - Custody of Certain Persons - Absence Without Leave

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that if a person who is committed to a hospital or appropriate facility under the involuntary hospitalization procedures contained in Chapters 125 and 229 leaves the hospital or facility without permission, or without having been discharged, the administrator or chief medical officer of the facility or hospital may notify the sheriff of the person's absence and the sheriff shall take the person into custody and return the person to the hospital or facility.

This Act also prohibits the detention of persons who are alleged to be seriously mentally impaired or to be chronic substance abusers in a jail, even for short periods in cases of emergency, pending other placement before the hearing. Detention of persons pending a civil commitment hearing in a jail is currently permitted under certain circumstances.

HOUSE FILE 2452 - Juvenile and Criminal Justice

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act contains a variety of provisions concerning juvenile and criminal justice, and also makes appropriations.

The Act provides that of moneys appropriated under the federal National Affordable Housing Act of 1990 and received during FY 1992, \$200,000 shall be used in order to provide at least 10 new shelter care beds for certain juveniles.

The Act changes the penalties for possession of alcohol by persons who are age 18, 19, or 20. Under prior law, 18-year-olds could be charged with a serious misdemeanor, whereas 19 and 20-year-olds were subject to a scheduled fine of \$15. Under the Act, persons who are 18, 19, and 20 years of age are treated the same, with a \$15 scheduled fine for a first offense, and a simple misdemeanor charge for a second or subsequent offense.

The Act includes provisions to assist juveniles within the jurisdiction of the court in seeking federal and state aid for higher education.

Under the Act, the Supreme Court shall prescribe rules concerning certain jurisdictional and venue issues involving juveniles.

The Act provides a different standard whereby less proof is required to detain a child if there is probable cause to believe that the child committed a delinquent act involving possession with intent to deliver crack cocaine, cocaine, or methamphetamine.

Intake officers shall inform the county attorney of decisions to dismiss complaints involving allegations of acts which, if committed by an adult, would constitute an aggravated misdemeanor or felony, as provided in the Act.

The Act alters the provisions for automatic waiver to adult court to include waiver for certain felony violations concerning controlled substances and the homicide chapter, if the child has previously been waived and convicted for such offenses or for a forcible felony. The Act contains provisions concerning transfer of guardianship to the Department of Human Services for placement at the State Training School at Eldora for the commission of these offenses as well.

The beginning of the timeline for a determination of whether parental rights should be terminated in some circumstances is altered in the Act, by changing the beginning of these time periods from transfer from the child's parents for placement to removal from the physical custody of the child's parents.

The Act contains a new public offense for inducing a juvenile to commit an indictable offense for the profit of the person inducing the juvenile. Under the Act, the offense is a class "D" felony.

The Department of Human Services, in consultation with a number of entities, shall review the licensing rules pertaining to residential treatment facilities.

The Act increases the substance abuse instruction in drivers' education, from two to four hours.

The Act establishes a Reality Education Substance Abuse Prevention Program. The program is for persons who are at least 16 years of age, but who are under 21. The Act requires the authorization by the chief judge of a judicial district before the program may be instituted in the judicial district. The chief judge of a judicial district also determines fees to be paid by participants. Under the program established in the Act, the court or juvenile court may impose, as a condition of probation or disposition, but with the consent of the defendant or delinquent child, participation in the program if the person is convicted or receives a deferred judgment for operating a motor vehicle while intoxicated (OWI). The program includes tours of facilities such as hospital emergency facilities, chemical substance abuse treatment facilities, morgues, and similar facilities.

The Act requires the Criminal and Juvenile Justice Planning Advisory Council to make recommendations pertaining to efforts to curtail criminal gang activity. The Act provides that beginning in 1992, the Division of Criminal and Juvenile Justice Planning shall include in its plans, updates, and reports an identification and evaluation of existing juvenile treatment programs, utilizing the division's current computer capacity and access. The Act requires the division to coordinate the development of a multiagency data base to track the progress of

juveniles through various state and local agencies and programs, and to develop a plan utilizing existing data bases to the extent possible.

The Act includes places resorted to by persons participating in criminal gang activity within the definition of nuisance. Violation of the nuisance provisions constitutes an aggravated misdemeanor.

The Act alters the elements necessary to commit the various degrees of burglary and attempted burglary, creates a new third degree burglary or attempted burglary, and decreases the penalty for possession of burglar's tools, from a class "C" felony to an aggravated misdemeanor.

The Act changes provisions pertaining to the taking of testimony using closed circuit television equipment and videotaping. Current law applies these provisions to persons under the age of 14, but the Act extends this to include all minors. In addition, under the Act, upon a finding of necessity, the court may allow the testimony of a victim or witness with a mental illness, mental retardation, or other developmental disability to be taken through closed circuit television or videotaping.

The provisions for appointment of a guardian ad litem under the Victim and Witness Protection Act are amended by H.F. 2452, to provide for appointment under certain circumstances for a prosecuting witness who is 14-17 years of age, if the guardian ad litem agrees to participate without compensation.

The Act requests that the Legislative Council negotiate a contract with the Annie E. Casey Foundation to conduct a comprehensive study concerning juvenile justice.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Changes which would have included the appropriation for court-ordered services provided to juveniles who are a charge upon the state within the funds appropriated to the Judicial Department, rather than the Department of Human Services.
2. The appropriation of an additional \$28,500 to the Department of Public Safety for project D.A.R.E. (Drug Abuse Resistance Education), targeted to fifth and sixth grade students. This item, however, was later enacted in S.F. 2393.
3. Appropriations to the Department of Human Services for pilot programs for runaways in Woodbury County and Polk County. These appropriations were enacted again in S.F. 2393.
4. An appropriation to the Department of Human Services for the development of a centralized juvenile intake center in a county with a population over 300,000. This appropriation was enacted again in S.F. 2393.
5. An appropriation to the Judicial Department for the award of a grant to a model program to be managed by the Sioux City Community School District to provide summer work and learn alternatives for inner city youth. This appropriation was reenacted in S.F. 2393.
6. The inclusion of certain runaways within the child-in-need-of-assistance provisions of Chapter 232.
7. Several provisions concerning the creation of a Youthful Offender Program, to allow continuing jurisdiction of certain juveniles for up to three years after they reach their 18th birthdays.
8. A requirement that the Judicial Department refund to county attorneys 35 percent of funds collected on the state's behalf concerning certain costs pertaining to juveniles.
9. A requirement that if a child has been adjudicated delinquent and is in a county detention home awaiting placement, if the child remains in detention 72 hours after the first dispositional hearing after adjudication, the Department of Human Services shall reimburse the county for further time spent in detention awaiting placement.

A similar provision was enacted in S.F. 2393 during the Second Extraordinary Session. However, the provision in S.F. 2393 applies only to FY 1992-1993, and includes an appropriation of \$900,000 for the reimbursement.

10. A provision that if a child who is not identified as requiring special education services is placed out of state, the Department of Revenue and Finance shall pay the child's educational costs while in the placement, and the amount paid shall be deducted from the State Foundation Aid.
11. The creation of a Juvenile Court Judges Commission.

HOUSE FILE 2476 - Sexual Abuse or Sexual Exploitation by a Counselor or Therapist

BY MCKINNEY AND VAN MAANEN. This Act makes changes to the public offense of sexual exploitation by a counselor or therapist. The Act adds the requirement that a current patient or client must be emotionally dependent in order for sexual exploitation by a counselor or therapist, constituting an aggravated misdemeanor, to occur. The Act changes the criminal statute of limitations for sexual abuse or sexual exploitation by a counselor or therapist from three years to five years from the date the patient or client was last treated by the counselor or therapist.

The Act also changes the wording of Section 709.15 from sexual abuse to sexual exploitation when referring to the public offense. The Act incorporates the definition of sexual abuse into the statute of limitations for a civil action arising out of sexual abuse or sexual exploitation by a counselor or therapist.

CRIMINAL JUSTICE AND CORRECTIONS

- SENATE FILE 2010 - Incendiary or Ignitable Ammunition
- SENATE FILE 2059 - Return of Milk Containers
- SENATE FILE 2065 - Violations of Individual's Rights - Hate Crimes
- SENATE FILE 2187 - Announcement of Information at Sentencing
- SENATE FILE 2266 - Degrees of Property Offenses
- SENATE FILE 2276 - Consumer Fraud
- SENATE FILE 2287 - Indecent Exposure in Certain Establishments
- S.C.R. 131 - Race Equality, Justice, and Reconciliation - FIRST EXTRAORDINARY SESSION
- HOUSE FILE 2025 - Crime of Stalking
- HOUSE FILE 2126 - Crime Victim Compensation Program
- HOUSE FILE 2407 - In-Home Detention

RELATED LEGISLATION

- SENATE FILE 414 - Landlords and Tenants
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act establishes an alternative procedure for evicting tenants who may be involved in activities constituting a threat to others, including certain illegal activities.
- SENATE FILE 2116 - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act includes an across-the-board reduction in State General Fund appropriations to the Department of Corrections for FY 1991-1992 and a supplemental appropriation for lease-purchase payments relating to prison construction.
- SENATE FILE 2137 - Motor Vehicle Certificates of Title - Recyclers
SEE TRANSPORTATION. This Act makes several changes to motor vehicle certificates of title by eliminating component part reviews, requiring a damage disclosure statement if the vehicle has sustained \$3,000 or more in damages in a single incident, requires designation of rebuilt, junked, or salvaged on registration receipts and certificates of title for all vehicles, restricts transfer of certain salvage certificates, and makes other nonsubstantive changes.
- SENATE FILE 2343 - Motor Vehicle Laws - Miscellaneous Provisions
SEE TRANSPORTATION. This Act makes several changes affecting transportation by changing from annual to multiyear licensing for certain motor vehicle-related dealers, making changes to commercial drivers' licenses, relates to the operation of new motor vehicle models, allows lessees of motor vehicles to obtain special registration plates, relates to the sale of certain antique vehicles, relates to lighting devices and citations issued for failure to have certain lighting devices, increases the penalty for failure to have a valid license or permit, provides for a physician's report of incompetency, expands the seat belt exemption, exempts certain commercial vehicles and periodic inspections of special trucks from motor carrier safety regulations, eliminates a yield to honking passer requirement, and makes other technical changes.

- SENATE FILE 2348** - Appropriations - Justice Systems
SEE APPROPRIATIONS. This Act makes appropriations to several departments involved in the criminal justice and corrections system, such as the Department of Justice, Board of Parole, Department of Corrections, including correctional facilities and the judicial district departments of correctional services, and the Judicial Department, provides for the development of placements for elderly or infirm inmates, requires the development of a program to assist offenders in applying for financial assistance for higher education, and contains related provisions.
- HOUSE FILE 2185** - Jury Source Lists
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act alters the requirements concerning the mandatory source lists in selecting grand and petit jury lists.
- HOUSE FILE 2382** - Unlawful Commercialization of Wildlife
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act prohibits the sale or purchase of a wild animal or part of a wild animal if the animal is taken, transported, or possessed illegally in this state.
- HOUSE FILE 2405** - Proceeds Received by Felons as Result of Commission of Crime
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act is an attempt to address the concerns of the United States Supreme Court regarding Iowa's version of the "Son of Sam" law which relates to proceeds resulting from the commission of a crime.
- HOUSE FILE 2452** - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of changes pertaining to juvenile and criminal justice, including substantial changes to the burglary statute, the creation of new public offenses, and changes in criminal penalties.

CRIMINAL JUSTICE AND CORRECTIONS

SENATE FILE 2010 - Incendiary or Ignitable Ammunition

BY WELSH. This Act includes ammunition containing a chemical compound as a projectile which is designed to throw or project a flame or fireball to simulate a flamethrower as an offensive weapon. The Act also prohibits the possession of this type of ammunition by any person in the state.

The Act takes effect March 4, 1992.

SENATE FILE 2059 - Return of Milk Containers

BY STURGEON. This Act provides for an amnesty period during which a person who returns to its owner a marked container intended for the handling of dairy products, such as those used for the transportation of milk cartons, shall not be subject to any penalty provided by law. The amnesty period runs from the effective date of the Act, April 14, 1992, to August 1, 1992.

SENATE FILE 2065 - Violations of Individual's Rights - Hate Crimes

BY COMMITTEE ON JUDICIARY. This Act makes changes in Iowa's law regarding violations of individual rights. The Act defines "hate crime" as certain public offenses committed against a person because of the person's race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, or disability, or because of the person's association with a person of a certain race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, or disability.

The Act makes the following public offenses hate crimes: (1) assault in violation of individual rights, (2) violations of individual rights under Section 712.9, (3) criminal mischief in violation of individual rights, and (4) trespass in violation of individual rights. Penalties for hate crimes are increased one degree from those of the underlying offenses.

The Act also requires in-service training for law enforcement officers on the investigation, identification, and reporting of hate crimes and that a sensitivity training course of instruction be developed by the prosecuting attorneys training coordinator for law enforcement personnel and prosecuting attorneys.

The Act provides that cities, counties, or other political subdivisions may enact ordinances reasonably regulating the time, place, or manner of the exercise of constitutional rights so long as those ordinances are consistent with Chapter 729A.

The Act makes changes to the provisions authorizing civil remedies for victims of hate crimes by limiting the use of civil actions, under Section 729A.5, to violations of individual rights which are hate crimes. Also, the filing of a complaint under Chapter 601A no longer tolls the statute of limitations for filing a civil action in court.

SENATE FILE 2187 - Announcement of Information at Sentencing

BY COMMITTEE ON JUDICIARY. This Act provides that if a criminal defendant is being sentenced for an aggravated misdemeanor or a felony, the court shall announce at the time of sentencing that the defendant's term of incarceration may be reduced by good conduct time, work credits, and program credits; that the defendant may be eligible for parole before the sentence is discharged; and in the case of multiple sentences, whether sentences shall be served consecutively or concurrently.

SENATE FILE 2266 - Degrees of Property Offenses

BY COMMITTEE ON JUDICIARY. This Act changes the public offenses of theft, fraudulent practices, false use of a credit card, criminal mischief, computer damage, and computer theft. The Act alters these property offenses by increasing the dollar values of the property taken, damaged, or otherwise misappropriated, that are necessary to commit various degrees of the offense.

SENATE FILE 2276 - Consumer Fraud

BY COMMITTEE ON JUDICIARY. This Act provides that violations of Chapter 82 regarding door-to-door sales and Chapter 203B, the Iowa Drug, Device, and Cosmetic Act, are unfair practices under Iowa consumer fraud law. The Act also provides that under certain circumstances the courts have discretion to order a person who commits consumer fraud to turn over all moneys or property obtained through the person's illegal conduct to the state for use by the Attorney General in administering the consumer fraud law.

The Act takes effect April 13, 1992.

SENATE FILE 2287 - Indecent Exposure in Certain Establishments

BY COMMITTEE ON JUDICIARY. This Act makes allowing a minor to engage in or otherwise perform in a live act intended to arouse or satisfy the sexual desires or appeal to the prurient interests of patrons in an establishment serving alcoholic beverages, wine, or beer under authority of a liquor control license, wine permit, or beer permit a serious misdemeanor. If a minor is allowed to engage in any of the actions under Section 728.5, subsections 1 through 4, in an establishment serving alcoholic beverages, wine, or beer under authority of a liquor control license, wine permit, or beer permit, the person allowing or permitting it commits an aggravated misdemeanor.

SENATE CONCURRENT RESOLUTION 131 - Race Equality, Justice, and Reconciliation - FIRST EXTRAORDINARY SESSION

BY COMMITTEE ON APPROPRIATIONS. This Concurrent Resolution relates to Iowa's commitment to equality and justice. The Resolution denounces racism, bigotry, and hatred, discourages participation in hate groups, encourages enforcement of individual rights, and calls upon the citizens of Iowa to commit themselves to the principles of racial equality, justice, and reconciliation.

HOUSE FILE 2025 - Crime of Stalking

BY PONCY, JAY, HANSON OF BLACK HAWK, BURKE, MILLAGE, SVOBODA, McNEAL, ADAMS, CARPENTER, FOGARTY, CONNORS, OLLIE, BLANSHAN, HAVERLAND, SHERZAN, BISIGNANO, CHAPMAN, PETERSON OF CARROLL, GRUHN, TEAFORD, SHOULTZ, RENAUD, DICKINSON, SHEARER, HANSEN OF WOODBURY, LUNDEY, HIBBARD, NIELSEN, HALVORSON OF WEBSTER, AND SPENNER. This Act establishes the public offense of stalking. A person commits stalking when the person, on more than one occasion, willfully follows, pursues, or harasses another person, and, while doing so and without legitimate purpose, makes a credible threat against the other person. The Act defines a credible threat as a threat made with the intent to place a reasonable person in like circumstances in fear of death or bodily injury, coupled with the apparent ability to carry out the threat.

The Act establishes several different criminal penalties for stalking. If the offender commits a third or subsequent offense, the person commits a class "D" felony. The Act provides that a second offense constitutes an aggravated misdemeanor. If a person commits stalking in violation of an injunction or similar court order, the Act provides that the offense is a serious misdemeanor. Any other offense for stalking is a simple misdemeanor. The Act contains criteria concerning what constitutes a second or subsequent offense.

The Act also contains special provisions concerning admission to bail for persons awaiting judgment and sentencing following either a plea or verdict of guilty of stalking or appealing a conviction for stalking. The Act provides that for a third or subsequent offense for stalking, the class "D" felony, a person is presumed to be ineligible for bail unless the court determines that the release reasonably will not result in the person failing to appear and will not jeopardize the personal safety of another person. While this presumption does not apply to persons awaiting judgment of conviction and sentencing or appealing a conviction for stalking which is a serious or aggravated misdemeanor, the court is required, in those circumstances, to consider the likelihood of the defendant reestablishing contact with the victim in making a bail determination. The Act does not effect bail for persons involved in the simple misdemeanor offense of stalking.

HOUSE FILE 2126 - Crime Victim Compensation Program

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act includes the reasonable expenses for cleaning the scene of a homicide in a residence, up to \$1,000, in the expenses payable to a crime victim through the Crime Victim Reparation Program, Chapter 912 of the Code.

HOUSE FILE 2407 - In-Home Detention

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act expands the authority of the district court to order in-home detention, to include any person held in the county jail, and not just persons serving a sentence in the county jail, as provided in current law.

ECONOMIC DEVELOPMENT

- SENATE FILE 2213** - Treasurer of State - Linked Investment Program
- SENATE FILE 2217** - Economic Development Department - Credit Cards - Community Builder Program
- SENATE FILE 2295** - Jobs Training and Retraining Programs

RELATED LEGISLATION

- HOUSE FILE 2334** - Regulation of Aquaculture
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act provides for the regulation of aquaculture which is defined to mean the controlled propagation, growth, and harvest of aquatic organisms.
- HOUSE FILE 2435** - Wallace Technology Transfer Foundation
SEE STATE GOVERNMENT. This Act provides for the Wallace Technology Transfer Foundation of Iowa, by changing the composition of its board of directors, establishing qualifications for the board's public members and the foundation's executive director, and providing goals for the allocation of moneys dedicated for assistance.

ECONOMIC DEVELOPMENT

SENATE FILE 2213 - Treasurer of State - Linked Investment Programs

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act provides for programs under the Linked Investment for Tomorrow Act which allows the Treasurer of State to deposit state moneys in a local lending institution at a rate below the current market rate of interest if the institution lends money to designated persons under established programs. The Act provides that a certificate of deposit placed in a lending institution after July 1, 1992, must earn a rate of interest of at least 2 percent and that a certificate having a one-year maturity may be renewed for eight instead of five years. This Act also creates a program designed to facilitate the transfer of rural enterprises. The program, referred to as the Rural Small Business Transfer Linked Investment Loan Program, is supported by deposit-linked investment moneys for the purpose of encouraging loans to assist in the transfer of an existing rural small business, for which local competition does not exist. The Act establishes requirements for lending institutions and borrowers, limits the amount of money available to be loaned to a borrower, and places a cap on the total amount of money available to support the program.

The Act takes effect April 21, 1992, and a provision extending the time that a certificate of deposit may be renewed is retroactively applicable to deposit agreements executed before April 21, 1992.

SENATE FILE 2217 - Economic Development Department - Credit Cards - Community Builder Program

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act authorizes the Director of the Department of Economic Development to accept payment by credit card for moneys due the department. The Act also includes the federal Home Investment Partnerships Program of the Cranston-Gonzalez National Affordable House Act of 1990, Pub. L. No. 101-625, in the programs under which cities, counties, or other political subdivisions that have received certification under the Community Builder Program, Section 15.308, may be eligible for consideration.

SENATE FILE 2295 - Jobs Training and Retraining Programs

BY COMMITTEE ON SMALL BUSINESS AND ECONOMIC DEVELOPMENT. This Act combines the state Job Retraining Program and the Iowa Small Business New Jobs Training Program into one program to be funded by the existing Community College Job Training Fund. The Act limits new job training and retraining projects to \$50,000 each. Provision is made to allocate moneys appropriated for this program to the community colleges based upon the formula used by the Department of Education. If the moneys allocated are not used within the first eight months of the fiscal year, the unused moneys are pooled and made available to other community colleges for the program.

EDUCATION

- SENATE FILE 2039 - Reimbursement for Special Education Services
- SENATE FILE 2110 - Exemption from Physical Education Requirements
- SENATE FILE 2158 - Children Requiring Special Education
- SENATE FILE 2162 - Land Acquisitions by Community Colleges
- SENATE FILE 2163 - Community College Council
- SENATE FILE 2167 - Educational Family Support Programs
- SENATE FILE 2186 - Community College Accreditation
- SENATE FILE 2190 - Educational Standards
- SENATE FILE 2236 - Nonpublic Schools - Vocational Education
- SENATE FILE 2238 - Programs in Newly Reorganized School Districts
- SENATE FILE 2320 - State Aid to School Corporations
- SENATE FILE 2371 - Time of Payment of State Aid to Schools
- HOUSE FILE 646 - Extended School Programs
- HOUSE FILE 2028 - Campus Security and Sexual Abuse Policies
- HOUSE FILE 2235 - Determination Date for Teaching Contracts
- HOUSE FILE 2245 - Notification and Determination Dates for School Administrator Contracts
- HOUSE FILE 2247 - Postsecondary Enrollment Options
- HOUSE FILE 2287 - Community-based Workplace Learning Programs
- HOUSE FILE 2335 - Area Education Agencies - Employee Annuity Contracts
- HOUSE FILE 2384 - Schools - Miscellaneous Provisions
- HOUSE FILE 2412 - Educational Finance
- HOUSE FILE 2415 - Performance of Student Health Services
- HOUSE FILE 2467 - Family Resource Centers

RELATED LEGISLATION

- SENATE FILE 84 - Purchase of Recycled Products
SEE ENVIRONMENTAL PROTECTION. This Act relates to the purchase of recycled products, including the purchase of recycled products by the State Board of Regents. The Act defines "recycled paper" in terms of secondary and postconsumer material with at least 10 percent of the total weight of recycled paper being postconsumer material, and provides for definitions of these terms.
- SENATE FILE 2116 - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act includes an across-the-board reduction in appropriations for FY 1991-1992 and affects state aid to education payment for enrollment advances and other provisions involving state aid.

- SENATE FILE 2168** - Support Payment Collection and Disbursement Responsibilities
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act extends the date for completion of the transfer of support payment collection and disbursement responsibilities from the Collection Services Center to the clerks of the district court to June 30, 1994, from June 30, 1993.
- SENATE FILE 2216** - Deadlines for Collective Bargaining Agreements Involving Teachers
SEE STATE GOVERNMENT. This Act changes the deadline for community colleges completing the collective bargaining process or receiving an arbitrator's decision, from April 15 to June 1, absent an impasse agreement providing for a different deadline.
- SENATE FILE 2348** - Appropriations - Justice Systems
SEE APPROPRIATIONS. This Act provides for assistance to offenders in applying for financial aid for higher education.
- HOUSE FILE 2209** - Agricultural Land Tenure Studies
SEE AGRICULTURE. This Act provides that an agricultural land tenure study required to be conducted by Iowa State University shall be conducted on the basis of regions.
- HOUSE FILE 2224** - Child Day Care
SEE HUMAN SERVICES. This Act provides an exemption from Department of Human Services child day care regulation for recreational programs that are limited to school-age children and administered by a local government or school.
- HOUSE FILE 2243** - Accountancy
SEE STATE GOVERNMENT. This Act establishes new minimum educational requirements for persons seeking licensure as a certified public accountant.
- HOUSE FILE 2275** - Purchase of Recycled Lubricating and Industrial Oils
SEE ENVIRONMENTAL PROTECTION. This Act requires the Department of General Services to establish, and the State Board of Regents to comply with, procedures for the preference in purchase of recycled lubricating and industrial oils in place of oils manufactured from virgin materials.
- HOUSE FILE 2298** - School Bus Inspections
SEE TRANSPORTATION. This Act requires the Department of Education to perform annual inspections for school buses manufactured prior to April 1, 1977, but allows for use of the school buses, until June 30, 1994, for standby or emergency purposes only.
- HOUSE FILE 2450** - Public Retirement Systems
SEE STATE GOVERNMENT. This Act makes several changes to public retirement systems, including the Iowa Public Employees' Retirement System (IPERS), and provides additional benefits for teachers in service prior to the creation of IPERS.
- HOUSE FILE 2452** - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of provisions relating to juvenile and criminal justice, and includes additional instruction in certain areas and assistance in seeking student financial aid for higher education.
- HOUSE FILE 2465** - Appropriations - Education
SEE APPROPRIATIONS. This Act provides the major education appropriations for FY 1992-1993 and various statutory provisions relating to education.
- HOUSE FILE 2462** - Appropriations - Economic Development
SEE APPROPRIATIONS. This Act requires area education agencies, community colleges, and school districts to consult a directory of certified targeted small businesses

and to send a copy of a solicitation for bids or request for proposal under the Targeted Small Business Procurement Goal Program.

HOUSE FILE 2486 - Statutory Appropriations and Other Budgetary Matters
SEE APPROPRIATIONS. Division VII of this Act relates to the State School Foundation Aid Formula.

EDUCATION

SENATE FILE 2039 - Reimbursement for Special Education Services

BY COMMITTEE ON EDUCATION. This Act provides that the amount of funds to be retained by an area education agency, for reimbursement of the administrative costs associated with the federal-state medical assistance reimbursement program, is to be calculated as a percentage of the federal portion of the total funds received by the area education agency. Area education agencies are reimbursed under the program as a result of the provision of certain special education services by the agencies. The other portion of the total funds "received" consists of certain Department of Human Services funds.

The Act takes effect April 3, 1992.

SENATE FILE 2110 - Exemption from Physical Education Requirements

BY COMMITTEE ON EDUCATION. This Act provides twelfth grade students with a physical education exemption currently allowed ninth through eleventh grade students. To qualify for the exemption, the student must have the written permission of a parent or guardian and must be participating in an organized and supervised athletic program requiring at least as much participation time as one-eighth unit of physical education.

SENATE FILE 2158 - Children Requiring Special Education

BY COMMITTEE ON EDUCATION. This Act includes children who are handicapped in obtaining an education because of a head injury or autism in the definition of children requiring special education, enabling them to receive the same educational services as those children who are otherwise handicapped in obtaining an education by a behavioral disorder, or physical, mental, communication, or learning disability.

SENATE FILE 2162 - Land Acquisitions by Community Colleges

BY COMMITTEE ON EDUCATION. This Act transfers approval authority over certain land acquisitions by community colleges from the State Board of Education to the Director of the Department of Education.

SENATE FILE 2163 - Community College Council

BY COMMITTEE ON EDUCATION. This Act changes the membership of the Community College Council to allow the community college president and the community college trustee currently serving as nonvoting ex officio members to become voting members of the council.

SENATE FILE 2167 - Educational Family Support Programs

BY COMMITTEE ON EDUCATION. This Act provides for the establishment of family support programs in public school districts in Iowa. The provision establishing the actual programs does not, however, take effect until July 1, 1993. In the meantime, the State Board of Education is to adopt rules to set standards for preservice and in-service training programs for family support educators and rules setting standards for family support programs. The Director of the Department of Education is to develop and provide, by July 1, 1993, in-service and preservice programs through area education agencies and practitioner preparation institutions and establish guidelines for the establishment of family support programs in local school districts.

The family support programs are to be designed to provide outreach and incentives for the voluntary participation of expectant parents and parents of preschool-age children in education experiences that are designed to teach parents about the physical, mental, and emotional development of their children. Parents are to be included in the planning, implementation, and evaluation of the program. School districts may offer the programs themselves or contract with another district or public or private agency to provide a family support program but, no matter who provides the program, the program is required to meet multicultural, nonsexist guidelines, be designed to meet the unique needs of parents and children of the participating district, and have certain goals enumerated in the Act. The Act also lists potential program components, which generally relate to instruction, techniques, and materials designed to further the physical, emotional, and intellectual achievement of very young children and the parenting skills of the parents of those children.

The actual family support program instruction is to be provided by family support program educators. These educators are to have a background that includes working with very young children and are to have completed a minimum of 30 clock hours of an approved family support preservice or in-service training program prior to giving instruction in a program. The district is to coordinate any instruction and services given in a family support program with existing education programs in the district or that are provided by other state, federal, or private nonprofit agencies. Each district that offers a family support program must also appoint an advisory board for the program, which may include the members of the local early childhood education committees, and which will be responsible for assessing current programs and services for expectant parents and parents of very young children and to assist the board of directors of the local school district in developing, planning, and monitoring the family support program.

Family support programs are eligible for receipt of funds under Phase III of the Educational Excellence Program.

SENATE FILE 2186 - Community College Accreditation

BY COMMITTEE ON EDUCATION. This Act delays the implementation of the new accreditation standards for the community colleges for one more year. The new standards were enacted during the 1990 Session of the 73rd General Assembly as a result of the passage of S.F. 2410 and S.F. 2430 and were due to be implemented by July 1, 1993. The current accreditation standards are contained in Section 280A.33. The repeal of the current standards is also delayed under the Act to coincide with the delay in the implementation of the new standards. The funding which was contained in the two 1990 Acts and was to support the implementation of the new standards was reduced during the First Session of the 74th General Assembly and is reduced in H.F. 2465.

SENATE FILE 2190 - Educational Standards

BY COMMITTEE ON EDUCATION. This Act permits the Director of the Department of Education to grant schools and school districts exemptions from accreditation standards, if the school or school district is engaged in comprehensive school transformation efforts that require exemption from the standards and the school or school district submits a request for exemption from the standards. The request is to describe the efforts that the school or district is engaged in, identify the standards from which the school or district requires an exemption, and identify a method for periodic demonstration that student achievement will not be lessened by the granting of the exemption. This portion of the Act is repealed July 1, 1993.

The Act changes the current requirement, for grades nine through 12, from two units of general mathematics to two additional units of mathematics. The current requirement, and the change made by the Act, is in addition to and does not affect the requirement that schools provide four units of a sequential program in mathematics to students in grades nine through 12.

The Act extends, for an additional year, the waiver provision for the standard requiring an articulated sequential elementary-secondary guidance program and a media services program to support the total curriculum.

The Act sets out the policy of the state relating to the state's education system. The policy prescribes six goals substantially similar to the six national education goals advocated in the America 2000 program.

The Act requires the Department of Education to submit a report by January 1, 1993, containing proposed statutory language and departmental guidelines or proposed rules which provide for the granting of exemptions to schools and school districts that are engaged in comprehensive school transformation efforts. The language of the report is to include, but is not limited to, the criteria which will be used in determining which schools or school districts qualify for the granting of an exemption and identification of the method which will be used by the department to determine that student achievement will not be lessened by the granting of the exemption.

SENATE FILE 2236 - Nonpublic Schools - Vocational Education

BY COMMITTEE ON EDUCATION. This Act exempts nonpublic schools completely from the vocational education requirements for grades seven and eight. Nonpublic schools will also be exempted from the new vocational education standards that will apply to public schools for grades nine through 12 effective July 1, 1992. If, however, a nonpublic school offers an education program that includes grades nine through 12, the nonpublic

school is required to offer and teach five units of occupational education subjects, which is the number of units of occupational education subjects currently required for the teaching of vocational or occupational education. The occupational education subjects may include, but are not limited to, programs, services, and activities which prepare students for employment in business of office occupations, trade and industrial occupations, agriculture occupations, marketing occupations, and health occupations. By July 1, 1993, instruction in occupational education at nonpublic schools is to be competency-based, articulated with postsecondary programs of study, and may include field, laboratory, or on-the-job training.

SENATE FILE 2238 - Programs in Newly Reorganized School Districts

BY COMMITTEE ON EDUCATION. This Act provides that participation in the instructional support or educational improvement programs is not affected by school district reorganization under Chapter 275. However, if the districts involved in the reorganization already have approved either program, the program which has been approved in one of the former school districts for the least amount and the shortest period of time is to be in effect in the reorganized school district. Currently, districts that are in the first year of a reorganization are unable to participate in the instructional support or educational improvement programs, even though the districts may have participated in the instructional support or educational improvement programs prior to reorganization.

SENATE FILE 2320 - State Aid to School Corporations

BY COMMITTEE ON EDUCATION. This Act makes changes in the State School Foundation Aid Program.

For the school budget year beginning July 1, 1992, the Act eliminates state aid advancement for increasing school district enrollment; eliminates adjustment in budget enrollment for decreasing enrollment; reduces by 3.5 percent instructional support state aid; and requires school districts to provide educational services to children in psychiatric units or institutions and counts these children in the schools basic enrollment. A provision relating to the method of counting children for dual enrollment purposes was repealed in H.F. 2486 (See Appropriations, H.F. 2486, Division VII).

For the school budget year beginning July 1, 1993, the Act extends the regular program district cost budget guarantee.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

1. Change in the date for establishing state percent of growth which conflicts with S.F. 2351 (See Appropriations, S.F. 2351).
2. For school budget years beginning July 1, 1992, and July 1, 1993, the recalculation of the special education support services cost per pupil based upon revised weighted enrollment for that budget year.
3. Provision specifying that if state school aid is reduced because of the provisions of this Act, the costs of special education support services payable to the area education agency by a school district would not be reduced.

SENATE FILE 2371 - Time of Payment of State Aid to Schools

BY HUTCHINS AND RIFE. This Act eliminates the requirement that State School Foundation Aid be paid in 10 equal installments and allows the last payments to be made on or about June 15.

The Act takes effect May 5, 1992, and applies retroactively to payments made for budget years beginning on or after July 1, 1991.

HOUSE FILE 646 - Extended School Programs

BY COMMITTEE ON EDUCATION. This Act provides that school districts may, under certain circumstances, establish educational programs for resident persons, who are over the age for school attendance, on a tuition-free basis. If the school is to serve persons who are nonresidents of the district, the school must charge tuition to cover the costs of that attendance. All programs are subject to approval by the Department of Education. All

districts that wish to provide an extended school program under the Act must establish that there are persons needing services, that the new program will not substantially interfere with programming for students of school age, and that the new program will not entail new or additional facilities. The department is to recommend, and the State Board of Education is to adopt, rules which provide for the administration of extended school programs.

HOUSE FILE 2028 - Campus Security and Sexual Abuse Policies

BY HALVORSON OF WEBSTER, AND HATCH. This Act requires the State Board of Regents' institutions of higher learning, community colleges, and accredited private colleges and universities to adopt and implement a written policy relating to sexual abuse -- addressing counseling; campus security; education, including the rights and duties of students and employees; and the accurate and prompt reporting of sexual abuse. The Act calls for the policy to be disseminated during student registration or orientation.

The Act also requires institutions to annually file a copy of the written policy, along with a copy of the annual report required by the federal Student Right-To-Know and Campus Security Act, Pub. L. No. 101-542, with the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights beginning September 1, 1992.

HOUSE FILE 2235 - Determination Date for Teaching Contracts

BY COMMITTEE ON EDUCATION. This Act changes the date by which the board of directors of a school corporation must determine whether to terminate or continue a teaching contract from April 10 to May 10. This Act was amended by S.F. 2351 (See Appropriations).

The Act takes effect March 12, 1992.

HOUSE FILE 2245 - Notification and Determination Dates for School Administrator Contracts

BY COMMITTEE ON EDUCATION. This Act changes the notification date for discontinuance of contracts for school district administrators from March 31 to April 30, and changes the date by which the school board may determine the continuance or discontinuance of the contract from April 15 to May 15. This Act was amended by S.F. 2351 (See Appropriations).

The Act takes effect March 12, 1992.

HOUSE FILE 2247 - Postsecondary Enrollment Options

BY WISE. This Act broadens the eligibility requirements under the Postsecondary Enrollment Options Act to include ninth and tenth grade pupils who have been identified as gifted and talented. The Act modifies the chapter to permit payments to be made on behalf of eligible full-time high school pupils who enroll in a course or program in an eligible postsecondary institution.

HOUSE FILE 2287 - Community-based Workplace Learning Programs

BY WISE, NIELSEN, OLLIE, ADAMS, BEATTY, DVORSKY, COHOON, NEUHAUSER, PAVICH, SHOULTZ, AND WISSING. This Act establishes a community-based workplace learning program called "workstart" to provide student participants with competency-based learning experiences to not only reinforce basic academic skills but also provide hands-on learning experiences in a workplace setting.

The Act requires the Director of the Department of Education to provide a process that permits school districts to establish workstart programs. An approved workstart program may consist of two of the required sequential units in one of the six occupational service areas in grades nine through 12, and is to be a priority for receipt of vocational education secondary funds. The Act establishes the parameters for workstart programs. Workstart programs are collaborative education programs that are jointly established, planned, and supervised by business and Iowa's secondary and postsecondary education system to provide students with academic skills and appropriate job-specific skills needed to enter high performance workplace employment.

Each district or school that establishes a program is to also appoint a local employment and training council to serve at the pleasure of the school board or other authorities who are in charge of the school. The council is to

identify and assess the types of high performance workplace employment opportunities in the community; the skills, knowledge, and attitudes required by employers for placement in entry level and advanced positions; and private and institutional resources necessary and available to provide the appropriate high school training and advanced educational offerings for persons seeking to acquire job skills for the positions. The council is to summarize the information found and develop a plan for utilization of the findings in a workstart program. The plan is to be forwarded to the board or the authorities in charge of the school. The council will also receive a copy of the school or district annual survey that tracks the employment of students who participate in workstart programs. Workstart programs are to be conducted in two phases, a school-based preparation phase and a workplace phase, each of which is to be supervised by an appropriately licensed education practitioner and are to be articulated with federally approved apprenticeship programs and other postsecondary educational and training offerings. The Department of Education is to adopt guidelines and the State Board of Education is to adopt rules for the establishment of workstart programs.

Districts and schools that wish to establish a workstart program during the 1992-1993 school year will be permitted to establish a program if the school or district sends a letter of intent to the Department of Education outlining the units of instruction and occupational service areas for which the school or school district intends to provide a workstart program.

The Act takes effect May 4, 1992.

HOUSE FILE 2335 - Area Education Agencies - Employee Annuity Contracts

BY COMMITTEE ON EDUCATION. This Act changes the kinds of businesses from which an area education agency may purchase group or individual annuity contracts for persons employed by the area education agency. An area education agency employee may now select, for retirement or other purposes, an insurance organization or mutual fund that is authorized to do business in Iowa through an Iowa-licensed insurance agent, securities dealer, or salesperson. The area education board may make payroll deductions for purposes of paying any premiums due under the terms of the annuity contract or contracts.

The provisions as amended in this Act would conform the practice of purchasing annuity contracts for area education agency employees to that of employees of school districts under Section 294.16.

HOUSE FILE 2384 - Schools - Miscellaneous Provisions

BY COMMITTEE ON EDUCATION. This Act makes changes in provisions relating to open enrollment, the charging of tuition for drivers education, nonpublic school student participation in athletics, the transfer of Phase II and Phase III funds between districts engaged in whole grade sharing, the date by which Phase III plans must be submitted to the Department of Education, the reporting and testing requirements for students receiving competent private instruction through a home school assistance program, and parental notice and presence during questioning in sexual abuse investigations.

The Act adds to the list of circumstances under which a child who does not meet the residence requirements for participation in extracurricular interscholastic contests or competitions may participate immediately in extracurricular interscholastic contests or competitions, to include the circumstance in which a child is enrolled in an accredited nonpublic high school because the child's district of residence has entered into a whole grade sharing agreement for the pupil's grade with another district.

The Act provides that a district may charge tuition for providing drivers education. Current requirements only permit the charging of tuition for courses offered during summer months.

The Act makes various changes in the open enrollment statute. School districts may send school buses into other districts for purposes of picking up open enrollment students if the other districts agree to allow the buses to enter the districts. The rewritten athletic participation provisions of the open enrollment law permit participation within 90 days of the transfer, but still permit a student to participate immediately in athletics if a student transfers under certain extraordinary circumstances. The State Board of Education has broad interpretative discretion in its review of decisions of school boards relating to open enrollment.

Additional language permits the districts to agree on the amount of money that should be transferred under a whole grade sharing agreement, instead of basing the calculation of the amount solely on the number of pupils transferred.

Effective April 23, 1992, the date by which school districts must submit Phase III plans to the Department of Education moves from March 15 to April 15 and the same date for area education agencies moves from March 15 to no later than June 15.

The parent, guardian, or legal custodian of a student receiving competent private instruction through a home school assistance program operated by a public or accredited nonpublic school does not have to file the report required under Section 299.4 relating to the nature of the instruction that the student is receiving. One of the forms of competent private instruction that may be provided through a licensed instructor is instruction or instructional assistance given as part of a home school assistance program. The Act also provides that if services through a home school assistance program are utilized, the annual reporting otherwise required of parents, guardians, and legal custodians under the competent private instruction provisions does not have to be performed. The Act states that if a child retakes an annual evaluation, the second evaluation shall be in a form different from the first. The Act requires the Department of Education to develop, and the State Board of Education to adopt, rules which establish criteria for the maintenance of home school assistance programs by public school districts. This portion of the Act takes effect April 23, 1992.

The Act also changes a requirement that had been imposed upon the Department of Education under the 1991 Iowa Acts relating to parental notification and presence during the questioning of children involved in sexual abuse investigations, to require that, for children in prekindergarten and grades kindergarten through six, parents must be notified and have the right to observe and hear the interview.

HOUSE FILE 2412 - Educational Finance

BY COMMITTEE ON EDUCATION. This Act addresses a number of financial matters involving school districts, area education agencies, and community colleges. The Act requires the Department of Management to adjust a school district's enrollment and budget as a result of a state audit, allows the board of directors of a school district or area education agency to authorize the payment of bills which are presented between board meetings, provides that buses may be purchased out of the general operating fund or the Schoolhouse Fund, simplifies the annual reports requirement, allows districts to carry forward the 67.5 cent schoolhouse levy for a reorganized district, authorizes the purchase of equipment in reorganized districts, allows funds previously authorized under the site levy to be expended for purposes authorized under the physical plant and equipment levy, allows funds previously authorized for early retirement and unemployment insurance to be carried over and expended for the purposes approved under the management levy, and repeals the requirement for a treasurer's annual report.

HOUSE FILE 2415 - Performance of Student Health Services

BY COMMITTEE ON EDUCATION. This Act prohibits school districts and accredited nonpublic schools from requiring nonadministrative personnel to perform special health services or intrusive nonemergency medical services for students unless the personnel are qualified and have consented to perform the service or are employed specifically to provide those services.

HOUSE FILE 2467 - Family Resource Centers

BY COMMITTEE ON APPROPRIATIONS. This Act creates a Family Resource Center Program to establish, during the school year commencing July 1, 1993, at least three family resource centers in public schools in the state. Of the family resource centers established, one is to be in a large, one in a medium-sized, and one in a small school district. The Department of Education and the Child Development Coordinating Council are to cooperate with each other in establishing the program. The department is to provide assistance to districts seeking to develop an appropriate financial package to establish a center, provide technical assistance to districts in establishing and maintaining the services specified in the Act, and recommend rules for adoption by the State Board of Education relating to the program.

The Child Development Coordinating Council is to develop criteria and a process to be used in selecting school district grant recipients. The Department of Education is to assist the council in creating the grant application process. Each school district that receives a grant and establishes a family resource center is also to establish an advisory committee to the center. The advisory committee is to provide advice on planning and development of center programming and services. Each committee is also to establish goals and an evaluation process for the centers that they serve.

Each center is to provide various child development, child care, and educational services geared to meet the needs of the children and parents who use the center. The center is to coordinate its activities with other federal, state, and local programs and may serve as an information clearinghouse for other child care needs and services in the community. Services at a family resource center are to be provided on a sliding fee scale based upon a family's ability to pay.

The Department of Education is to review the provisions of the Act and to develop cost estimates and recommendations as to funding sources for the Family Resource Center Demonstration Program and submit the recommendations in a report to the General Assembly by January 1, 1993.

ENERGY AND PUBLIC UTILITIES

- SENATE FILE 511** - Boundaries for Local Exchange Utilities
- SENATE FILE 2005** - Affordable Heating Program
- SENATE FILE 2133** - Underground Facilities Information
- SENATE FILE 2209** - Disposal Systems and Public Water Supply Systems
- HOUSE FILE 2326** - Civil Penalties for Utility Violations
- HOUSE FILE 2330** - Electric Utilities - Required Purchase of Power
- HOUSE FILE 2424** - Utilities - Customer Contribution Fund

RELATED LEGISLATION

- SENATE FILE 2101** - Procedures for Water Services to New Areas
SEE LOCAL GOVERNMENT. This Act provides procedural methods for initiating and establishing water services to new areas within two miles of a city.
- SENATE FILE 2134** - Officer's or Employee's Interest in City Contracts - Exception
SEE LOCAL GOVERNMENT. This Act exempts franchise agreements between a city and a utility and contracts for essential city utility services from Section 362.5, which prohibits a city officer or employee from having an interest in contracts or work related to any services provided to the city.
- SENATE FILE 2138** - Alternate Energy Production Facilities
SEE ENVIRONMENTAL PROTECTION. This Act provides for the inclusion of agricultural crops or residues in the definition of alternative energy for the purpose of encouraging the development of alternative energy production facilities.
- SENATE FILE 2361** - Appropriations for Energy Conservation and Environmental Protection
SEE APPROPRIATIONS. This Act appropriates moneys to the Department of Natural Resources for reimbursement for the State Energy Conservation Program and the Energy Extension Services, for development costs of the Local Government Energy Bank Program; and to the Division of Community Action Agencies of the Department of Human Rights for energy conservation programs for low-income persons.
- HOUSE FILE 2135** - Delinquent Sanitary Sewer Charges
SEE LOCAL GOVERNMENT. This Act authorizes a sanitary district to collect delinquent sanitary sewer charges and fees as a lien in the same manner as ordinary property taxes are collected.
- HOUSE FILE 2470** - Urban Revitalization Tax Exemptions
SEE TAXATION. The Act treats centrally assessed utility property, except electric power generating plants, as commercial or industrial property for purposes of receiving property tax exemptions for improvements made to the property in an urban revitalization area.

ENERGY AND PUBLIC UTILITIES

SENATE FILE 511 - Boundaries for Local Exchange Utilities

BY COMMITTEE ON COMMERCE. This Act provides that after September 30, 1992, a utility intending to furnish land-line local telephone service in this state must first be issued a certificate of public convenience and necessity by the Utilities Board of the Department of Commerce. The certificate is to define the service territory in which the land-line local telephone service is to be provided. The local exchange utility has an obligation to serve all eligible customers within the utility's service territory. The certificate may be revoked by the board, after notice and opportunity for a hearing, for failure of the utility to furnish reasonably adequate telephone service and facilities. The board is to assure that the entire state is provided service by a local exchange utility. The board is also to provide a written report to the General Assembly by January 20, 2005, describing the current status of local telephone service in this state.

The portion of the Act relating to the implementation of the Act by the board and the Consumer Advocate is repealed effective July 1, 1995, and the remainder of the Act is repealed effective July 1, 2007.

The Act takes effect April 13, 1992.

SENATE FILE 2005 - Affordable Heating Program

BY ROSENBERG. This Act amends provisions of the Code relating to the Iowa Affordable Heating Program. The Act provides, in conformance with federal regulations, that the income guidelines for participants in the program be established at an income level at or below 110 percent of the federal poverty income guidelines established by the Office of Management and Budget. The Act also provides that the calculation of a person's annual adjusted income for participation in the program is based, in part, upon application and eligibility for participation in the Low-income Home Energy Assistance Program rather than actual participation in the program; provides for the inclusion of annual unreimbursed medical expenses, not to exceed \$2,400, and annual child care costs incurred by a participant due to employment or participation in an academic or job-training program as deductions from an applicant's verified income in establishing eligibility; provides for the deduction of low-income home energy assistance grants from an applicant's verified income only if the grant is received; and allows for the continuation of the Affordable Heating Program Advisory Council for an additional year, until July 1, 1993.

SENATE FILE 2133 - Underground Facilities Information

BY COMMITTEE ON COMMERCE. This Act requires certain notifications to be made prior to the commencement of any excavation activities. The Act establishes a statewide notification center to be organized as a nonprofit corporation. The center is to be governed by a board of directors who are to determine the operating procedures for the center and select a vendor to provide the notification service. Every operator of an underground facility is to participate unless otherwise excluded by law. The notice provided in this Act must be given at least 48 hours prior to the commencement of the excavation, unless an emergency situation exists. An operator receiving notification of a pending excavation is to mark the location of the operator's underground facility or, if the operator does not have an underground facility in the area, the operator is to notify the excavator concerning that fact. An excavator who damages an underground facility is to notify the operator of that facility as soon as possible. A schedule of civil penalties is established for violations of the Act.

The Act takes effect January 1, 1993.

SENATE FILE 2209 - Disposal Systems and Public Water Supply Systems

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act authorizes the Department of Natural Resources to consider the viability of a public water supply system or disposal system in permitting the systems, and to adopt, modify, or repeal rules to address requirements related to viability. The Act provides that if a system is not viable, as determined by the director of the department, the department may require the submission of a business plan to ensure viability.

HOUSE FILE 2326 - Civil Penalties for Utility Violations

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act provides that a public utility which, after written notice by the Iowa Utilities Board of a specific violation, violates the same provision, the same rule, or the same provision of an order issued by the Board is subject to a civil penalty of not less than \$100 nor more than \$2,500. If a public utility, willfully, after written notice by the Board of a specific violation, violates the same provision, the same rule, or the same provision of an order issued by the Board, the utility is subject to a civil penalty of not less than \$1,000 nor more than \$10,000. The Act provides that each violation is a separate offense and provides that any civil penalty may be compromised by the Board. In a determination of an amount of a civil penalty or of a compromised penalty, the Board is authorized to consider the appropriateness of the penalty in relation to the size of the utility, the gravity of the violation, the good faith of the public utility in attempting to achieve compliance following notification of the violation, and any other relevant factors.

HOUSE FILE 2330 - Electric Utilities - Required Purchase of Power

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act requires that a utility regulated under the Alternative Energy Production Facilities division of Chapter 476, except for a utility choosing rate regulation under Section 476.1A, must purchase its share of 105 megawatts of power as allocated by the Utilities Board from alternative energy production facilities or small hydro facilities. The board is required to base the allocation on each utility's percentage of the total Iowa retail peak demand of all utilities subject to Section 476.44 for the year beginning January 1, 1990. If a utility reorganizes, the board is directed to combine the allocated purchases of power for each utility involved in the reorganization.

The Utilities Board may increase a utility's required purchase of power if the utility exceeded its 1990 retail peak demand by 20 percent and the purchase of additional power will encourage the development of alternate energy.

HOUSE FILE 2424 - Utilities - Customer Contribution Fund

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act provides for the extension of the use of customer contributions to electric and gas public utilities for weatherization measures to improve energy efficiency related to winter heating and summer cooling, and to the payment of both electric and gas winter heating bills.

ENVIRONMENTAL PROTECTION

- SENATE FILE 84 - Purchase of Recycled Products
- SENATE FILE 446 - Agricultural Chemicals
- SENATE FILE 2138 - Alternate Energy Production Facilities
- SENATE FILE 2263 - Pesticide Information
- SENATE FILE 2282 - Underground Storage Tanks - Administration
- HOUSE FILE 547 - Solid Waste Reduction - Calculation of Goals
- HOUSE FILE 681 - Waste Reduction Assistance Program - Confidentiality
- HOUSE FILE 2205 - Solid Waste
- HOUSE FILE 2256 - Solid Waste Disposal
- HOUSE FILE 2275 - Purchase of Recycled Lubricating and Industrial Oils
- HOUSE FILE 2299 - Environmental Protection Violations
- HOUSE FILE 2359 - Air Toxics Fee
- HOUSE FILE 2417 - Regulation of Petroleum Storage Tanks and Related Provisions
- HOUSE FILE 2439 - Comprehensive Environmental Lead Reduction Act - VETOED BY THE GOVERNOR
- HOUSE FILE 2475 - Waste Tire Management

RELATED LEGISLATION

- SENATE FILE 2061 - Overweight Vehicles Transporting Solid Waste
SEE TRANSPORTATION. This Act exempts overweight vehicles, domiciled within the state, which are transporting solid waste, from unloading requirements.
- SENATE FILE 2209 - Disposal Systems and Public Water Supply Systems
SEE ENERGY AND PUBLIC UTILITIES. This Act authorizes the Department of Natural Resources to consider the viability of a public water supply system or disposal system in permitting the systems, and to adopt, modify, or repeal rules to address requirements related to viability.
- SENATE FILE 2347 - Appropriations - Agriculture and Natural Resources
SEE APPROPRIATIONS. This Act extends a moratorium upon the enforcement of certain air pollution standards, the enforcement of water quality provisions, continues assistance to support a recycling program, and provides for soil and water conservation and the classification of pesticide-contaminated and fertilizer-contaminated agricultural chemical dealer sites.
- HOUSE FILE 2274 - Endangered Species
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act amends and updates 1991 provisions relating to the protection of endangered species of fish, plants, and wildlife.
- HOUSE FILE 2330 - Electric Utilities - Required Purchase of Power
SEE ENERGY AND PUBLIC UTILITIES. This Act requires certain utilities to purchase power from alternative energy production facilities or small hydro facilities.

- HOUSE FILE 2343** - Soil and Water Conservation - Financial Incentives
SEE AGRICULTURE. This Act amends provisions relating to soil and water conservation, by consolidating existing provisions regarding voluntary and mandatory financial incentives provided under current law, and limits the liability of a landowner arising out a claim based on the negligent design or construction of a soil and water construction practice or an erosion control practice which was designed or constructed in accordance with then generally recognized engineering or safety standards, criteria, or design theory.
- HOUSE FILE 2424** - Utilities - Customer Contribution Fund
SEE ENERGY AND PUBLIC UTILITIES. This Act provides for the extension of the use of customer contributions to electric and gas public utilities for weatherization measures to improve energy efficiency related to winter heating and summer cooling.
- HOUSE FILE 2456** - Renewable Fuel - Ethanol Production
SEE AGRICULTURE. This Act establishes a program administered by the Office of Renewable Fuel of the Department of Agriculture and Land Stewardship which provides financial incentives to support the increased production of ethanol used as an additive in motor vehicle fuel, by authorizing the payment of incentives to qualified producers from a special account supported by moneys collected by the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment.

ENVIRONMENTAL PROTECTION

SENATE FILE 84 - Purchase of Recycled Products

BY ROSENBERG. This Act relates to the purchase of recycled products, including the purchase of recycled products by the Department of General Services, the State Board of Regents, the Iowa Department of Transportation, and the Department for the Blind. The Act defines "recycled paper" in terms of secondary and postconsumer material with at least 10 percent of the total weight of recycled paper being postconsumer material, and provides for definitions of these terms.

The Act also provides an exemption from the purchasing requirements for the purchase of acid-free permanent paper in the amount necessary for the production or reproduction of documents, papers, or similar materials produced or reproduced for permanent preservation pursuant to law. The Act requires the Department of General Services to seek, by January 1, 1993, an agreement with agencies of Minnesota and Wisconsin authorized to purchase general use items for state agencies, to provide for the cooperative purchase of recycled products.

SENATE FILE 446 - Agricultural Chemicals

BY COMMITTEE ON AGRICULTURE. This Act regulates chemigation and provides authority to the Department of Agriculture and Land Stewardship to adopt rules relating to its process. Chemigation involves the injection of pesticides and fertilizers within an irrigation distribution system used to produce crops on agricultural land. The Act provides examination requirements for applicators; procedures for the certification of applicators, the issuance of chemigation permits to the owners or managers of land subject to chemigation, the inspection of chemigation distribution systems, and the reporting of chemical contamination; and for the imposition of civil penalties and the granting of injunctive relief. It provides enforcement powers to the department, the Attorney General, and county attorneys. The Act also imposes fees and establishes a special fund administered by the department and dedicated to the administration of the chapter.

A person may apply for a permit and become certified before January 1, 1994. However, a person is not required to comply with the Act until January 1, 1994.

The Act takes effect April 22, 1992.

SENATE FILE 2138 - Alternate Energy Production Facilities

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act provides for the inclusion of agricultural crops or residues in the definition of alternative energy for the purpose of encouraging the development of alternative energy production facilities.

SENATE FILE 2263 - Pesticide Information

BY COMMITTEE ON AGRICULTURE. This Act amends a provision relating to the registration of pesticides, including the identification of inert ingredients contained in pesticides which must be treated as confidential by state agencies upon request by the registrant if the registrant provides information to a database used by a poison control center accessed by physicians. The Act requires that a poison control center be an institutional member of the American Association of Poison Control Centers.

The Act takes effect April 1, 1992, and is retroactively applicable to July 1, 1990.

SENATE FILE 2282 - Underground Storage Tanks - Administration

BY COMMITTEE ON ENVIRONMENT AND ENERGY UTILITIES. This Act defines administration expenses for purposes of expenditure of moneys from the Iowa Comprehensive Petroleum Underground Storage Tank Fund to include moneys needed by the Underground Storage Tank Section of the Department of Natural Resources. It appropriates \$136,000 to the Department of Natural Resources from the unassigned revenue fund and repeals a requirement that the department designate underground storage tank disposal facilities.

HOUSE FILE 547 - Solid Waste Reduction - Calculation of Goals

BY PLASIER. This Act provides for the inclusion of certain paper and paperboard products and certain newsprint, when used as a source of refuse-derived fuel, in the calculation of a city or county waste reduction goal percentage. The Act also requires that a city or county desiring inclusion of reduction attributable to refuse-derived fuel in the waste reduction goal file an annual report with the Department of Natural Resources. Finally, the Act provides that facilities which employ combustion of solid waste with energy recovery and refuse-derived fuel, which are included in an approved comprehensive plan and which were in operation prior to July 1, 1989, may include these processes in the definition of recycling for the purpose of meeting the state waste reduction goal if at least 35 percent of the waste reduction goal is met through volume reduction at the source and recycling and reuse.

HOUSE FILE 681 - Waste Reduction Assistance Programs - Confidentiality

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act provides that the information which is voluntarily supplied to or obtained by the Waste Reduction Assistance Program of the Department of Natural Resources or of the Iowa Waste Reduction Center for Safe and Economic Management of Solid Waste and Hazardous Substances, is privileged and confidential information. The Act, however, does allow that information which is discoverable from sources other than an assistance program or prohibited from being made confidential pursuant to federal or state law does not become privileged or confidential merely because it has been made available to or is in the custody of an assistance program or an employee or agent of an assistance program. Finally, the Act provides that assistance information shall not be used by an employee or agent of an assistance program to initiate an enforcement action or investigation by the state of an assistance program applicant.

HOUSE FILE 2205 - Solid Waste

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act relates to the management of solid waste. The Act provides for the formation of public service monopolies by two or more local governments to implement solid waste management projects.

In the area of sanitary landfills, the Act directs the Environmental Protection Commission to adopt rules to require all sanitary landfills that collect a tonnage fee to install scales by January 1, 1994, and allows for the retention of tonnage fee monies by a sanitary landfill to defray the cost of installation of a scale, or to defray the costs of closure of the sanitary landfill, the costs related to the establishment of a transfer station, or the costs of a hydrogeological plan. The Act extends the date by which a sanitary landfill seeking renewal or reissuance of a permit is required to be equipped with a leachate control system by two years to July 1, 1994; allows the Director of the Department of Natural Resources to require the installing of a leachate control system during the two-year extension period if the director determines that the sanitary landfill is adversely impacting the public health or safety or the environment; allows the director to exempt a sanitary landfill applicant from the requirements if the director determines that the leachate control system is unnecessary; and allows the director to require an existing sanitary landfill to install a leachate control system if the sanitary landfill has not submitted a completed hydrogeological plan to the department.

The Act also requires the director to reject, suggest modifications, or approve a proposed, completed plan for the control and treatment of leachate within six months of the submittal of the plan; prohibits the inclusion of any part of a service area to be served by the city, county, or private agency under a solid waste comprehensive plan to be included in the service area identified in any other comprehensive plan; and provides for the collection of a tonnage fee which is at least the amount of the tonnage fee charged the service area of a sanitary or the amount charged by the sanitary landfill representing the service area from which the solid waste originated, whichever is greater, when accepting solid waste from a service area not included in but contiguous to the service area included in the sanitary landfill's comprehensive plan. If the solid waste accepted originates in a service area outside of and not contiguous to the service area of the sanitary landfill, the sanitary landfill is required to collect a fee which is 300 percent of the current tonnage fee imposed.

In the development of a comprehensive plan by a city, county, or private agency, the city council or the county board of supervisors governing the area in which a sanitary landfill or other sanitary disposal project is located, or is to be located, is required to hold a public hearing regarding the exclusion from the plan of any of the elements

of the state solid waste hierarchy and to hold a public hearing to address the issue of including or not including local curbside recycling in the comprehensive plan. A city, county, or private agency which does not submit a completed hydrogeological plan to the department is not eligible for a grant to carry out the comprehensive plan.

The Act also prohibits the discarding of solid waste onto or in any water or land of the state, or into areas or receptacles provided for the purposes which are under the control of or used by a person who has not authorized the use of the receptacle by the person discarding the solid waste. A person who violates the prohibition is subject to a civil penalty not to exceed \$500 for each violation.

The Act provides that foundry sand used by a sanitary landfill as daily cover, road base, or berm material, or for other purposes designated as beneficial uses, is exempt from imposition of the tonnage fee.

The Act prohibits the final disposal of alcoholic beverage containers in a sanitary landfill beginning September 1, 1992, establishes mercury content limits for certain batteries, establishes disposal requirements for household batteries, and establishes conditions for the distribution and sale of rechargeable consumer products.

The Act also provides that a city council or county board of supervisors which provides for the collection of solid waste by its residents consider as a proposed ordinance a mandatory curbside collection of recyclable materials which have been separated from other solid waste.

Finally, the Act requires the Department of Natural Resources to conduct a study to determine the most efficient leachate control technology available or under development and to make recommendations to the General Assembly by January 15, 1993, regarding leachate control requirements for certain existing landfills.

HOUSE FILE 2256 - Solid Waste Disposal

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act provides that local siting procedures are applicable to sanitary landfills and to all incinerators or infectious medical waste incinerators of a city, county, or private agency, including a private agency that disposes of waste that the agency generates on property owned by the agency. The Act, however, does exempt from the local siting procedures expansion of an existing sanitary landfill owned by a private agency which disposes of waste which the agency generates on property owned by the agency. The Act also provides local siting procedures for a proposed new sanitary landfill or incinerator by a private agency disposing of waste which the agency generates on property owned by the agency which is located outside of the city limits and for which no county zoning ordinance exists.

The Act extends the period for adoption of rules regarding infectious waste treatment or disposal facility permits from January 15, 1992, to January 15, 1993, and prohibits the granting of a permit for the construction or operation of a commercial infectious waste treatment or disposal facility until the Environmental Protection Commission has adopted the required rules, and in no event earlier than July 1, 1993. The Act also extends the date for compliance with standards and limitations adopted for existing infectious waste treatment or disposal facilities for one year to July 1, 1994.

Finally, the Act requires the rules adopted regarding composting facilities owned by an applicant prior to July 1, 1992, when the property is located within 20 miles of a metropolitan area of 250,000 or more, to require the submission of an economic impact statement to the Department of Natural Resources prior to the issuance of a permit for the facility.

The Act takes effect April 29, 1992.

HOUSE FILE 2275 - Purchase of Recycled Lubricating and Industrial Oils

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act requires the Department of General Services to establish, and the State Board of Regents, the Iowa Department of Transportation, and the Department for the Blind to comply with procedures for the preference in purchase of recycled lubricating and industrial oils in place of oils manufactured from virgin materials.

HOUSE FILE 2299 - Environmental Protection Violations

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act requires the Department of Natural Resources to establish, by rule, a schedule or range of civil penalties that may be administratively assessed by the department. A civil penalty may not exceed \$10,000 for any violation of a rule or provision established by the department. Violations which do not fit the schedule, or that the Environmental Protection Commission determines should be referred to the Attorney General, are not governed by the schedule. The Act also establishes that knowingly making a false statement or representation in a comprehensive plan for a sanitary disposal project is a serious misdemeanor.

HOUSE FILE 2359 - Air Toxics Fee

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act exempts animal feed milling operations, with Standard Industrial Classification (SIC) Code 2048, which emit less than 100 pounds of hazardous air pollutants, annually, from payment of the temporary air toxics fee. Standard Industrial Classification Codes are a classification system used in the manufacturing industry. The Act also requires the payment of a fee of \$25 for annual emissions of 100 pounds through one ton of hazardous air pollutants from feed milling operations.

HOUSE FILE 2417 - Regulation of Petroleum Storage Tanks and Related Provisions

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This Act amends several provisions relating to petroleum underground storage tanks. Services provided by groundwater professionals are excluded from consultant services taxed pursuant to 1992 Iowa Acts, S.F. 2116, and aboveground bulk storage tanks are excluded from collection of the environmental protection charge imposed on petroleum diminution. The Act requires that the Director of the Legislative Fiscal Bureau or the director's designee participate as a nonvoting member of the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board. It makes several changes in the authority of the board and the administrator to enter into and approve or disapprove contracts pursuant to Chapter 455G, in part, by requiring public bid and prior board approval of certain contracts. It limits the board's ability to expend moneys from the Iowa Comprehensive Petroleum Underground Storage Tank Fund accounts by requiring that any expenditure not specifically authorized by Chapter 455G must receive prior board approval unless the expenditure would result in a policy which would substantially affect the program and in that case administrative rules must be adopted prior to any action being taken. Finally, the Act states that only the Department of Natural Resources has the final approval for determining when remediation shall begin on a site.

The taxation provisions of this Act take effect on May 19, 1992.

HOUSE FILE 2439 - Comprehensive Environmental Lead Reduction Act - VETOED BY THE GOVERNOR

BY COMMITTEE ON ENERGY AND ENVIRONMENTAL PROTECTION. This bill would have created the Comprehensive Environmental Lead Reduction Act. The Iowa Department of Public Health would have been required to establish and implement a comprehensive environmental lead reduction program plan.

The bill would have required the department to establish a program, in conjunction with community colleges and the extension service, for the training and certification of lead abatement inspectors and lead abatement contractors, and develop standards regarding inspection for lead paint and lead hazards and for abatement of lead hazards by January 1, 1994.

HOUSE FILE 2475 - Waste Tire Management

BY COMMITTEE ON WAYS AND MEANS. This Act provides for the management of waste tires. The Act requires that a certified waste tire hauler carry and display at all times the certificate of registration in the vehicle used for transportation of waste tires. The Act also requires the owner or operator of a waste tire collection site to obtain a permit for the site and to provide a financial assurance instrument to the Department of Natural Resources based upon when the permit for the site is initially issued.

The Act also establishes a one-year waste tire collection pilot program in 19 counties throughout the state beginning July 1, 1992, and ending June 30, 1993. Participating counties are allocated grants in amounts based upon the population of the participating county. A pilot project is limited to collection of waste tires from private

citizens and is prohibited from collection of waste tires from tire dealers, distributors, or manufacturers, waste tire collection sites, waste tire haulers, or any other person who collects, stores, processes, or recycles waste tires for a profit. The participating counties are required to submit reports regarding the individual pilot programs to the Waste Management Authority Division of the Department of Natural Resources by September 1, 1993, and the division is required to submit a compilation of the reports to the General Assembly by January 15, 1994.

The Act takes effect May 19, 1992.

GAMING

SENATE FILE 2249 - Racing and Gaming

HOUSE FILE 2489 - Gambling and Pari-mutuel Wagering

GAMING

SENATE FILE 2249 - Racing and Gaming

BY COMMITTEE ON STATE GOVERNMENT. This Act amends provisions relating to the simultaneous telecast of horse and dog races, the number of scheduled live horse race performances each season, the takeout from the total sum wagered by each licensee, additional funding for horse race promotion, the use of tax credits by horse and dog tracks, and the prohibited use of video lottery machines. The Act authorizes qualified organizations to charge an entrance fee to participants and to open its annual game night to the general public.

At the request of a licensee, the State Racing and Gaming Commission shall authorize a higher or lower percentage of the total sum wagered on dogs and horses as first winners and on exotic wagers involving two or more than two animals. The additional takeout ranges from 2 percent to 4 percent. The track licensee shall retain the additional takeout authorized by the commission.

The horse track licensee may offer a reduced schedule of 90 performances of nine live races each day. However, during the 1992 racing season, the licensee may offer simulcast races only. A separate 2 percent tax on the gross sum wagered is provided for simulcast races in lieu of the tax on live races. A horse racing plan for the 1993 racing season must be filed with the commission by January 1993. Two percent of the breakage from horse races shall be credited to the Horse Racing Promotion Fund. Also, tax credits authorized to a horse track licensee may be used for operating expense as well as debt retirement.

Effective May 14, 1992, and retroactively applicable to April 1, 1992, a dog racetrack having a gross sum wagered of less than \$20 million for the 1991-1992 racing season may retain \$380,000 of its tax liability as an interest-free loan for four years. The loan is to be repaid to the state in four equal annual installments beginning at the conclusion of the 1992-1993 racing season.

The commission may authorize a horse treated with lasix to leave the detention barn before the scheduled post time.

The commission shall not authorize, effective May 14, 1992, and retroactively applicable to January 1, 1992, the use of video lottery games, and the definition of gambling game is left to the discretion of the commission. However, sports betting is not an authorized form of a gambling game, effective May 14, 1992, and retroactively applicable to May 1, 1992. The commission may delay the commencement of the riverboat excursion season at the request of a licensee.

The penalty for the owner of a video lottery machine to allow its illegal use is increased to a class "D" felony.

Technical amendments relating to contracts involving legal gambling operations and the warehousing of gambling games and equipment imported to this state are also included.

HOUSE FILE 2489 - Gambling and Pari-mutuel Wagering

BY McKINNEY. This Act, effective July 1, 1992, requires that slot machines and video games of chance pass an inspection and approval at a land-based facility approved by the Racing and Gaming Commission before their installation on an excursion gambling boat. This Act also makes technical corrections to provisions of 1992 Iowa Acts, S.F. 2249, relating to deductions from the total sum wagered by pari-mutuel licensees, effective July 1, 1992, to clarify the dog racing seasons during which a loan is to be repaid by a licensee and to provide uniform effective and retroactive applicability dates for three provisions relating to the definition of gambling game.

The Act takes effect May 14, 1992.

HEALTH AND SAFETY

- SENATE FILE 2218 - Swimming Pools and Spas
- SENATE FILE 2323 - Preventing Transmission of the HIV or Hepatitis B Virus
- SENATE FILE 2353 - Cosmetology Arts and Sciences
- SENATE FILE 2375 - Health Facilities and Health Data Commission
- S.J.R. 2006 - Nullification of Administrative Rule - Cosmetology
- HOUSE FILE 2292 - Health Practice Profession Examining Boards
- HOUSE FILE 2325 - Public Health Department - Miscellaneous Provisions
- HOUSE FILE 2389 - Dentistry
- HOUSE FILE 2441 - Massage Therapists

RELATED LEGISLATION

- SENATE FILE 414 - Landlords and Tenants
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act establishes an alternative procedure for evicting tenants who may be involved in activities constituting a threat to others, including certain illegal activities.
- SENATE FILE 2133 - Underground Facilities Information
SEE ENERGY AND PUBLIC UTILITIES. This Act requires certain notifications to be made prior to the commencement of any excavation activities.
- SENATE FILE 2145 - Genetic Testing
SEE LABOR AND EMPLOYMENT. This Act prohibits genetic testing as a condition of employment, but permits genetic testing to investigate a workers' compensation claim or determine an employee's susceptibility or level of exposure to harmful substances in the workplace, if the employee provides written consent and testing does not adversely affect the conditions of employment.
- SENATE FILE 2148 - Professional Licensing Boards - Disciplinary Hearings
SEE STATE GOVERNMENT. This Act permits certain licensing boards under the jurisdiction of the Department of Public Health to charge a fee not to exceed \$75 for conducting a disciplinary hearing resulting in a disciplinary action against a licensee of the board and to recover certain costs.
- SENATE FILE 2203 - Adoption Records
SEE HUMAN SERVICES. This Act relates to access to the medical records of the family of an adoptee and the medical records of an adoptee for use in research or for treating a patient in a medical facility.
- SENATE FILE 2231 - Abuse of Dependent Persons
SEE HUMAN SERVICES. This Act amends provisions of the child abuse and dependent adult abuse chapters of the Code.
- SENATE FILE 2254 - Water and Sanitary Districts, Backflow Assembly Testers, and Other Provisions
SEE LOCAL GOVERNMENT. This Act authorizes the creation of a combined water and sanitary district with the same powers as the separate districts under Chapters 357 and 358, establishes a registration procedure for backflow assembly testers for water

systems, and strikes the definition of a special land use district as being a city for the purpose of designating areas of local historical significance.

- SENATE FILE 2263** - Pesticide Information
SEE ENVIRONMENTAL PROTECTION. This Act requires that a poison control center furnish information regarding inert ingredients in pesticides which are registered with the Department of Agriculture and Land Stewardship as confidential trade secrets and must be an institutional member of the American Association of Poison Control Centers.
- SENATE FILE 2311** - Medical Assistance Program Requirements
SEE HUMAN SERVICES. This Act includes exemptions from health facility licensing and certificate of need (CON) requirements for certain residential facilities regulated by the Department of Human Services and provides an additional requirement for the CON process involving intermediate care facilities for the mentally retarded (ICFMR).
- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act provides the major appropriations for human services and includes various provisions affecting public health such as the Medical Assistance (Medicaid) Program.
- HOUSE FILE 2010** - Sailboards for Windsurfing
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act defines sailboard and provides that a sailboard used for surfing is exempt from location requirements of a registration decal and the surfer is not required to have a life jacket.
- HOUSE FILE 2033** - Health Care Coverage - Fibrocystic Condition
SEE BUSINESS, BANKING & INSURANCE. This Act prohibits the issuance or renewal of a policy or contract of individual or group accident and sickness insurance if a policy coverage provision, including an exception to or exclusion of benefits, is solely based upon an insured being diagnosed as having a fibrocystic condition.
- HOUSE FILE 2061** - City Fire and Police Retirement Systems
SEE STATE GOVERNMENT. This Act contains changes concerning the retirement system which covers certain police officers and fire fighters.
- HOUSE FILE 2165** - Workers' Compensation Disputes Regarding Health Service Charges
SEE LABOR AND EMPLOYMENT. This Act relates to resolution of disputes regarding health service charges under the workers' compensation law.
- HOUSE FILE 2181** - Memorial Halls, Monuments, and County Hospitals - Purchasing
SEE LOCAL GOVERNMENT. This Act provides that routine goods and services may be purchased by staff of memorial halls and public hospitals without prior approval of the commissioners or board of directors if established purchasing guidelines are followed.
- HOUSE FILE 2207** - Life-sustaining Procedures
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act conforms certain provisions of Chapter 144A, the Life-Sustaining Procedures Act, to the Durable Power of Attorney for Health Care Act, Chapter 144B, and provides that declarations under Chapter 144A executed prior to April 23, 1992, remain valid and are to be given effect in accordance with the provisions of Chapter 144A in effect at the time of execution.
- HOUSE FILE 2415** - Performance of Student Health Services
SEE EDUCATION. This Act prohibits school districts and accredited nonpublic schools from requiring nonadministrative personnel to perform special health services or intrusive nonemergency medical services for students unless the personnel are

qualified and have consented to perform the services or are employed specifically to provide those services.

- HOUSE FILE 2426** - Radiation Machines Used for Mammography
SEE STATE GOVERNMENT. This Act provides that the Iowa Department of Public Health is to inspect, register, and authorize radiation machines used for mammography.
- HOUSE FILE 2450** - Public Retirement Systems
SEE STATE GOVERNMENT. This Act contains several changes to public retirement systems, including the Public Safety Peace Officers' Retirement, Accident and Disability System, the Iowa Public Employees' Retirement System (IPERS), and the Statewide Fire and Police Retirement System.
- HOUSE FILE 2465** - Appropriations - Education
SEE APPROPRIATIONS. This Act includes appropriations for child farm safety and various health programs involving state-supported institutions of higher education.
- HOUSE FILE 2476** - Sexual Abuse or Sexual Exploitation by a Counselor or Therapist
SEE COURTS & JUDICIAL PROCEEDINGS. This Act makes changes to the public offense of sexual exploitation by a counselor or therapist and the statute of limitations.
- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance
SEE HUMAN SERVICES. This Act includes provisions limiting the Department of Human Services' authority to make revisions in the Medical Assistance (Medicaid) Program without legislative authorization.
- H.J.R. 2015** - Nullification of Administrative Rule - Medical Assistance Services
SEE HUMAN SERVICES. This Joint Resolution nullifies amendments to an administrative rule of the Department of Human Services that would have provided for the charging of copayments for certain services that are mandatory offerings of the medical assistance (medicaid) program in accordance with federal requirements.

HEALTH AND SAFETY

SENATE FILE 2218 - Swimming Pools and Spas

BY COMMITTEE ON STATE GOVERNMENT. This Act authorizes the Iowa Department of Public Health to register and regulate swimming pool or spa water heaters; allows the department to enter into agreements with local boards of health, whether or not the local boards are located in contiguous areas, to provide inspection and enforcement in relation to swimming pools and spas; exempts swimming pools operated by apartments, condominiums, country clubs, neighborhoods, or mobile home parks from requirements regarding lifeguards; and in relation to fees collected, provides that it is the intent of the General Assembly that the fees collected under this chapter be used to defray the cost of administering the chapter and that fees for inspection of swimming pools or spas are not to be collected until the inspection has actually been performed.

The Act takes effect May 4, 1992.

SENATE FILE 2323 - Preventing Transmission of the HIV or Hepatitis B Virus

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to the establishment of procedures by hospitals and health care facilities, applicable to health care providers who perform exposure-prone procedures, on a case-by-case basis, to be used following a determination that the health care provider is infected with the human immunodeficiency virus or with the hepatitis B virus.

The Act provides for the establishment of hospital expert review panels and also requires the Iowa Department of Public Health to establish an expert review panel for the referral of health care providers by hospitals or health care facilities, for the purpose of determining under what circumstances a health care provider determined to be infected with HIV or HBV may perform exposure-prone procedures. A health care provider determined to be infected with HIV or HBV is prohibited from performing exposure-prone procedures except as approved by the expert review panel or in compliance with protocol established by a hospital, and noncompliance results in the reporting of the noncompliance to the examining board with jurisdiction over the health care provider. Information relating to the HIV status of a health care provider is confidential information and a person who intentionally or recklessly makes an unauthorized disclosure of the information is subject to a civil penalty of \$1,000. Information relating to the HBV status of a health care provider is also confidential information. The Act also provides for immunity from civil or criminal liability for the good faith performance of functions of the expert review panels and their members as authorized by the Act, and provides for a repeal of the Act contingent upon the repeal of the federal Act (Pub. L. No. 102-141) relating to the requirements for the prevention of transmission of HIV or HBV.

SENATE FILE 2353 - Cosmetology Arts and Sciences

BY COMMITTEE ON WAYS AND MEANS. This Act relates to licensure of professional practices within the cosmetology arts and sciences. The Act expands the scope of the practice of cosmetology as currently provided in law to include the practices of electrology, esthetics, and nail technology, and also provides for licensure of each of these practices separately. Definitions of the practices, requirements for licensure, exceptions to the requirements of the chapter, issuance of temporary permits, licensing of schools and instructors, requirements for courses of study, requirements for supervisors, and notification of continuing education opportunities are provided.

The Act does not apply to persons holding a valid license issued by the Board of Cosmetology Examiners on or before July 1, 1992. The Act also provides that a person who can document that the person practiced esthetics or nail technology in this state on or before July 1, 1992, shall be issued an appropriate license without meeting any additional requirements imposed by the Act.

Under the Act, a person convicted of violating the provisions of Chapter 157, or rules adopted pursuant to the chapter, is guilty of a serious misdemeanor.

The Act also provides that effective for fees collected on or after July 1, 1992, the Board of Cosmetology Examiners shall increase by \$3 the fee amounts charged before July 1, 1992, for licensure, license renewal, reciprocal licensure, and temporary permits for all practices or operations regulated by the board.

SENATE FILE 2375 - Health Facilities and Health Data Commission

BY COMMITTEE ON WAYS AND MEANS. This Act provides for an increase in the fee paid by health facilities for certificate of need review. The fee would increase to 0.3 percent of the cost of the project from the former 0.2 percent. The Act also requires the Health Data Commission to provide data to the State Health Facilities Council as requested by the Iowa Department of Public Health; provides for an exemption from data submission requirements of third-party payors with low volumes of claims or premiums if compliance would be unduly burdensome; requires health care facilities to provide occupancy rates to the commission on a quarterly basis; allows the Health Data Commission to contract to purchase from the Iowa Hospital Association a tape containing data from inpatient admissions to Iowa hospitals; and allows a health maintenance organization to release certain information for the purpose of conducting research or analyses regarding cost or quality issues.

SENATE JOINT RESOLUTION 2006 - Nullification of Administrative Rule - Cosmetology

BY COMMITTEE ON STATE GOVERNMENT. This Act nullifies rules adopted by the Board of Cosmetology Examiners under the auspices of the Iowa Department of Public Health which would have created an advanced level of licensure for manicurists engaged in certain practices, including nail technology.

The Act takes effect April 13, 1992.

HOUSE FILE 2292 - Health Practice Profession Examining Boards

BY COMMITTEE ON STATE GOVERNMENT. This Act relates to the duties of the health practice profession examining boards, and the duties of the Board of Medical Examiners, which regulates and licenses persons to practice medicine and surgery, osteopathic medicine and surgery, and osteopathy. The Act includes provisions relating to license requirements and examinations, the use of titles by licensees, license and renewal fees, penalties for violation of the Code by licensees and applicants for licensure, exceptions to general provisions of the Code for licensees of the Board of Medical Examiners, and proper cause and procedures for disciplinary action taken by the boards.

HOUSE FILE 2325 - Public Health Department - Miscellaneous Provisions

BY COMMITTEE ON HUMAN RESOURCES. This Act makes changes in areas of the Code under the purview of the Iowa Department of Public Health. The Act provides for additional entities which may provide referrals to mental health institutes for persons requiring substance abuse treatment. The Act also provides extended time frames for the filing of birth certificates, for the certification of the facts of the birth and medical information related to the birth, and for the certification by hospital administrators in addition to the attending physician. The Act provides that the use of the funds generated by the mailing of the certified copies of birth certificates be used for the distribution of the automatic birth certificate and the implementation of the electronic birth certificate system. The Act also repeals language providing for certification of ophthalmic dispensers and language requiring certification that a person is free from infectious or contagious diseases to obtain a license as a cosmetologist or barber.

HOUSE FILE 2389 - Dentistry

BY COMMITTEE ON STATE GOVERNMENT. This Act relates to the practices of dentistry and dental hygiene as regulated by the Board of Dental Examiners under the auspices of the Iowa Department of Public Health. The Act specifies minimum requirements for licensure as a dental hygienist and requires the Board to adopt rules regarding infection control in dental practice in accordance with federal standards.

HOUSE FILE 2441 - Massage Therapists

BY COMMITTEE ON STATE GOVERNMENT. This Act provides title protection for persons licensed as massage therapists, but does not require licensure in order to practice. Requirements for obtaining a license from the Iowa Department of Public Health are described and an advisory board is created. Fees and civil penalties for

violation are provided in the Act, as are transitional licensure provisions for persons practicing massage therapy on, or 10 years or more prior to, July 1, 1992.

HUMAN SERVICES

- SENATE FILE 2063 - Human Services - Des Moines District Office
- SENATE FILE 2197 - Foster Care Review Boards
- SENATE FILE 2203 - Adoption Records
- SENATE FILE 2231 - Abuse of Dependent Persons
- SENATE FILE 2294 - Mental Health, Mental Retardation, and Development Disabilities Division - Public Housing Unit
- SENATE FILE 2311 - Medical Assistance Program Requirements
- SENATE FILE 2316 - Child Support Recovery
- SENATE FILE 2342 - Human Services - Field Services Organization
- SENATE FILE 2344 - Housing Assistance - Administrative Expenses
- HOUSE FILE 242 - Records Relating to Adoption and Termination of Parental Rights
- HOUSE FILE 2224 - Child Day Care
- HOUSE FILE 2322 - Child Day Care
- H.J.R. 2015 - Nullification of Administrative Rule - Medical Assistance Services

RELATED LEGISLATION

- SENATE FILE 2011 - Veterans Affairs
SEE STATE GOVERNMENT. This Act abolishes the Division of Veterans Affairs, currently within the Department of Public Defense, transfers the division's duties to the Commission of Veterans Affairs, and locates the office of the commission within the Iowa Veterans Home. The Act contains a provision transferring appropriations for, and administration and control of, the Iowa Veterans Home from the Department of Human Services to the commission.
- SENATE FILE 2039 - Reimbursement for Special Education Services
SEE EDUCATION. This Act provides that the amount of funds to be retained by an area education agency, for reimbursement of the administrative costs associated with the federal-state medical assistance reimbursement program, is to be calculated as a percentage of the federal portion of the total funds received by the area education agency.
- SENATE FILE 2116 - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act provides for various reductions and increases in the State General Fund appropriations for FY 1991-1992 to the Department of Human Services.
- SENATE FILE 2167 - Educational Family Support Programs
SEE EDUCATION. This Act establishes family support programs in 1993 in Iowa public school districts to provide outreach and incentives for the voluntary participation of parents of preschool-age children in educational experiences that teach parents about the physical, mental, and emotional development of their children and include instruction, techniques, and materials designed to further the physical, emotional, and intellectual achievement of very young children and the parenting skills of the parents of those children.

- SENATE FILE 2347** - Appropriations - Agriculture and Natural Resources
SEE APPROPRIATIONS. This Act amends a provision passed in S.F. 2367 by removing discretion granted to the Governor to support medical assistance and foster care by use tax revenues.
- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act is the major human services appropriations bill for FY 1992-1993 and includes numerous provisions involving entitlement programs, child welfare, foster care, mental health, child care, and state institutions.
- HOUSE FILE 646** - Extended School Programs
SEE EDUCATION. This Act provides that school districts may establish educational programs for resident persons, who are over the age for school attendance, on a tuition-free basis if the district obtains approval from the Department of Education, establishes that there are persons needing services, demonstrates that the new program will not substantially interfere with programming for students of school age, and shows that the new program will not entail new or additional facilities.
- HOUSE FILE 2308** - Procedures for Involuntary Hospitalization
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act relates to the detaining of persons who are alleged to be seriously mentally impaired or who are alleged to be chronic substance abusers by requiring that any detention prior to hearing be at the nearest hospital or facility that is suitably licensed to care for persons with mental illness or substance abuse and permitting the ordering of outpatient treatment at the hearing on the petition. The Act also relates to notification and obtaining prior consent of the outpatient treatment providers, requires patients committed to outpatient treatment to cooperate with the treatment provider and the course of treatment, and adds a provision for change of venue in commitment proceedings.
- HOUSE FILE 2384** - Schools - Miscellaneous Provisions
SEE EDUCATION. This Act makes changes in provisions relating to parental notice and presence during questioning in sexual abuse investigations.
- HOUSE FILE 2436** - Custody of Certain Persons - Absence Without Leave
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act prohibits the detention of persons who are alleged to be seriously mentally impaired or to be chronic substance abusers in a jail, but provides that a person who is adjudged to be seriously mentally impaired or a chronic substance abuser, who is committed to a hospital or appropriate facility and leaves without permission or without having been discharged, may be taken into custody by the sheriff and returned to the hospital or facility.
- HOUSE FILE 2452** - Juvenile and Criminal Justice
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act contains a number of provisions pertaining to juvenile and criminal justice, including a variety of areas within the jurisdiction of the juvenile court pursuant to Chapter 232.
- HOUSE FILE 2455** - Appropriations - Regulatory Bodies
SEE APPROPRIATIONS. This Act directs the Department of Inspections and Appeals to make at least one unannounced inspection of every licensed health care facility within a 15-month period. Effective June 3, 1992, the Act delays the automatic repeal of the State Foster Care Review Board from July 1, 1992, until July 1, 1996. Senate File 2385 amends this Act, authorizing the State Foster Care Review Board to use up to \$50,000 to fund an administrator.
- HOUSE FILE 2465** - Appropriations - Education
SEE APPROPRIATIONS. This Act includes provisions establishing a procedure for the Department of Human Services and University of Iowa Hospitals and College of

Medicine to follow relating to supplemental disproportionate share adjustment payments under the Medical Assistance (Medicaid) Program for care provided to indigent patients. The Act provides the major education appropriations for FY 1992-1993 and various statutory provisions relating to education.

- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance
SEE CHILDREN AND YOUTH. This Act contains many provisions involving the Department of Human Services, including revisions in the foster care program and the department's authority involving changes in the Medical Assistance (Medicaid) Program.
- HOUSE FILE 2486** - Statutory Appropriations and Other Budgetary Matters
SEE APPROPRIATIONS. Division II of this Act relates to human services matters, but see S.F. 2355 (Appropriations) for amendments to this Act. Division III of this Act makes an additional appropriation for medical assistance provided through the Department of Human Services.

HUMAN SERVICES

SENATE FILE 2063 - Human Services - Des Moines District Office

BY SZYMONIAK. This Act authorizes the Department of Human Services to close the Des Moines district office in reorganizing the department's field operations service delivery system. The department's 1991 appropriation for field operations directed the department to review its current field operations service delivery system structure and to make changes necessary to improve the system's administrative efficiency and effectiveness and to streamline these functions. The appropriation also required the department to close its district offices except for the Des Moines district office. In addition, the department was required to work with the Iowa State Association of Counties (ISAC) and the affected counties to develop a transition plan for the office elimination and to equitably spread the associated costs. On December 30, 1991, the Supreme Court of Iowa issued a decision regarding a legal challenge involving the language in the two subsections (Iowa State Association of Counties et al. v. Department of Human Services.) The decision included a prohibition of the closure of the Des Moines district office.

The Act removes the prohibition against closure of the Des Moines office and states that the other legislative requirements associated with the two subsections remain. The department is authorized to adopt administrative rules on an emergency basis to effect the closure.

The Act takes effect April 14, 1992.

SENATE FILE 2197 - Foster Care Review Boards

BY COMMITTEE ON STATE GOVERNMENT. This Act relates to state and local foster care review boards, including changing the names of the boards to state and local "citizen foster care review boards" and extending the automatic repeal of the boards from July 1, 1992, to July 1, 1996. The boards are part of the Department of Inspections and Appeals.

The state and local citizen foster care review boards review the cases of children receiving foster care in certain judicial districts in the state. A limitation on boards to review not more than 100 cases annually is stricken. The scope of review is expanded to include cases in which a child is at-risk of being placed outside the child's home and the Department of Human Services (DHS) or the court is providing or planning to provide services to the child and has requested the involvement of a review board.

The review process is amended in accordance with the expanded scope of review to require that if the person or agency responsible for providing services to a child disagrees with the review findings or recommendations, a response must be submitted during the review or be provided to the board and the court within 10 working days of receiving the report. The response must explain the reasons for disagreement or set forth why the person or agency does not plan to implement the board's recommendations. In addition, persons providing services to a child or a child's family are added to the list of persons who must be notified prior to the date of a review.

The state board is required to work with the Legislative Fiscal Bureau and in consultation with DHS, the Supreme Court, and private foster care providers in developing and maintaining an evaluation of the citizen foster care review process. The evaluation is to be annually submitted to the Governor and the General Assembly.

SENATE FILE 2203 - Adoption Records

BY COMMITTEE ON HUMAN RESOURCES. This Act eliminates conflicting provisions in the Code which limit access to the medical records of the family of an adoptee and the medical records of an adoptee for use in research or for treating a patient in a medical facility, to those compiled prior to July 1, 1976, or January 1, 1977. The Act limits access to these records to research conducted for medical, not general, research. The Act also requires the Department of Human Services to provide a natural parent with an adoption information packet containing an affidavit for completion and filing with the court, when the parent requests that the court reveal or not reveal the parent's name.

SENATE FILE 2231 - Abuse of Dependent Persons

BY COMMITTEE ON HUMAN RESOURCES. This Act amends provisions of the child abuse and dependent adult abuse chapters of the Code. In regard to child abuse, the Act allows for the sharing of information between Department of Human Services and law enforcement officials, allows nursing and substance abuse professionals to be members of multidisciplinary teams, and provides for access to child abuse information in proceedings to correct the information during the appeals process. The Act provides for access to founded child abuse information only by the Department of Personnel as necessary for grievance or arbitration procedures and the information is not allowed to be made a part of the public record of the case.

In regard to dependent adult abuse, the Act provides that proof of either the deprivation of physical or mental health care is necessary to show denial of self-care for a report of dependent adult abuse, adds income maintenance workers to the list of mandatory reporters, adds physical injury which is at a variance with the history of the injury to the definition of "physical abuse," provides that reports of denial of self-care are to be maintained in the files of dependent adults solely as assessments and are not to be included in the central registry, and modifies the training requirements required for mandatory reporters who are both child and dependent adult abuse mandatory reporters.

SENATE FILE 2294 - Mental Health, Mental Retardation, and Developmental Disabilities Division - Public Housing Unit

BY COMMITTEE ON HUMAN RESOURCES. This Act authorizes the Administrator of the Division of Mental Health, Mental Retardation, and Developmental Disabilities of the Department of Human Services to establish a public housing unit within a bureau of the division. The unit may apply for, receive, and administer federal assistance, grants, and other public or private funds for purposes related to providing housing to persons with mental illness, mental retardation, or a developmental disability.

The Act establishes the authority and responsibilities of the division in implementing the unit. The division is authorized to establish and maintain housing projects under its jurisdiction. In addition, the division may take any actions necessary to comply with federal contract requirements necessary to secure the federal assistance. The responsibilities include various planning and public notice activities and cooperation and participation in Iowa Finance Authority programs.

The division is prohibited from proceeding with a project unless it conducts a study which includes recommendations and publicly issues the study. In addition, a majority of the city council or board of supervisors with jurisdiction over the area affected must approve of the recommendations.

Public housing property owned or held by the division is exempt from taxation by the state or local government. However, the division may agree to make payments in lieu of taxes to the state or local government. The payments may be to the division itself. Public housing property owned or held by the division is exempt from sale or execution and a judgment against the division cannot be a lien on the property. These limitations do not apply to the right of the federal government to enforce mortgages or other security on the property or to pursue enforcement of pledges or liens.

In contracting with the federal government, the division may obligate itself to convey possession or title in the event of default. The contract may also authorize the federal government to take a variety of actions to deal with a project it has conveyed. However, the contract must provide that the property will be reconveyed to the division when all defaults are cured.

The division cannot undertake a housing project until a public hearing is held on the project. Requirements concerning the hearing and its public notice are established.

The Legislative Council is requested to establish an interim study committee to review federal, state, and local housing programs and funding streams.

SENATE FILE 2311 - Medical Assistance Program Requirements

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to various Medical Assistance (Medicaid) program requirements involving health care facilities, certificate of need (CON), and specified low-income federal Medicare program beneficiaries.

Exemptions from CON requirements and Department of Inspections and Appeals health care facility licensing requirements are established for certain residential programs which are regulated by the Department of Human Services (DHS) and provide care to not more than three individuals. A similar exemption is established for certain residential programs serving not more than four individuals with mental retardation. The statewide total number of beds permitted in residential programs with not more than four individuals is limited to 40 until February 28, 1993. Legislative intent is expressed for the General Assembly to review a report on the four-bed program, which is to be developed by DHS, in order to determine whether any further limitation is appropriate. DHS is directed to adopt administrative rules implementing both types of residential programs and the rules are to take effect immediately upon filing. These sections of the Act take effect April 9, 1992.

A separate CON-related provision involves intermediate care facilities for the mentally retarded (ICFMR). In reviewing ICFMR applications for CON, the Health Facilities Council and the Iowa Department of Public Health must consider whether DHS standards are met involving family scale and size, location, and community inclusion.

Finally, the Act affects Medicare cost sharing, which is a mandatory medical assistance coverage group under Chapter 249A. A third eligibility category for this group is established and the subsection is divided to list each of the three categories in a lettered paragraph. The new category is required by the federal government to be part of the state's medical assistance plan. It applies to individuals who would meet existing requirements to qualify for Medicare cost sharing except for having income in excess of certain amounts. Federal law establishes the income eligibility as equal to the state's official poverty line in FY 1992-1993 and increases the amount in 1993 and again in 1995.

SENATE FILE 2316 - Child Support Recovery

BY COMMITTEE ON HUMAN RESOURCES. This Act provides for amendments to the child support recovery provisions related to administrative costs, child support recovery collection enhancements, foster care collection enhancements, compliance with federal child support recovery requirements, and technical corrections.

The Act provides that in nonpublic assistance cases, the application fee for services is increased from \$20 to \$25 and provides that the additional fee currently charged by the Child Support Recovery Unit may be collected from the recipient of the services following recovery of support money by the Department of Human Services. The increased fee is provided in order to comply with federal regulations. The Act provides procedures for the reimbursement of the recipient of services of the application fee paid by a recipient following payment by the person responsible for payment of support.

The Act also allows the department to retain the entire amount of the fees collected, due to federal regulations which require that the state declare all costs recovered as program income, instead of the former 70 percent amount retained with the remaining 30 percent of the moneys collected being remitted to the General Fund of the state. The Act also allows that mandatory income withholding orders forwarded to employers be accomplished through regular mail rather than by certified mail based upon the current high cooperation level and the reduction in mailing costs which would result.

The Act provides for the determination of an obligor's income through the use of additional means, including the estimated state median income, in place of the current practice of basing income on minimum wage for a 40-hour work week. The Act also provides for a challenge of the amount determined prior to the entry of a new or modified order for support. The Act also changes the administrative procedure which provides an expedited process for the establishment of child support obligations, including a provision which allows an obligor to waive the time limitations established for the request for a hearing regarding a child support debt. The Act provides that upon filing of an income withholding order with the district court, the order has the effect of a docketed order,

including the availability of contempt of court proceedings against an employer, trustee, or other payor for noncompliance.

Another provision allows the child support recovery unit to fully utilize the offset mechanism for delinquencies due to the state through an offset of state income tax refunds or through the offset of payments to an individual's own income, as through contractors or lottery winners for both public assistance and nonpublic assistance recipients. A provision is made for the garnishment of public employees' income through the public employees' retirement system if Child Support Recovery Unit services are being utilized. The Act also provides that verified documentation of paternity of a child that establishes a probability of 95 percent or greater that the alleged father is the father, establishes a rebuttable presumption that the alleged father is the father of the child and the presumption may be rebutted only by a showing of clear and convincing evidence by the alleged father. If the results reveal less than a 95 percent probability of paternity, the test results are only to be weighed along with other evidence of paternity. The Act also provides that the establishment of paternity by a court order may be overcome if a number of conditions are met, including that the prior blood or genetic tests have not been performed to establish paternity, that it is in the best interest of the child to overcome paternity, that tests demonstrate that the established father is not the biological father of the child, that the action is filed no later than three years after the entry of an order of paternity and prior to the child reaching majority, that notice is served on any parent of the child not initiating the action and any assignee of the support judgment, and that a guardian ad litem is appointed for the child. If paternity is overcome, the established father is relieved of all future support obligations owed on behalf of the child.

The Act makes provisions for the entry of support obligations contained in juvenile orders into the judgment lien index and for the release of this information to enforce support obligations. The Act also provides for the establishment of child support obligations through the administrative process as they relate to support in foster care placements, and provides for the automatic assignment of support in public assistance cases.

The Act provides for the enforcement of orders existing outside of Iowa, those entered through entry of an administrative order, and those which do not address medical support or prior public assistance expenditures, and provides for the authentication of the existence of a foreign judgment through income withholding by means of the provision of a certified copy of the underlying judgment.

The Act also provides for review of the child support guidelines established by the Iowa Supreme Court, initially within four years of October 12, 1989, and, subsequently within four years of the most recent review. The Act provides that substantial change in circumstances for the purposes of modification of a child support order exists when the order deviates by 10 percent or more from the amount which would be due pursuant to the most current child support guidelines, and provides that upon application for a modification of an order when child support recovery services are being provided, the court is to set the amount of child support based upon the most current child support guidelines established, and that the application submitted by the Child Support Recovery Unit may utilize criteria and procedures for the review and adjustment of support awards, as established by rule.

The Act also provides that worker compensation payments and future payments under the Iowa Public Employees' Retirement System are not exempt from garnishment, attachment, execution, or assignment of income for the purposes of enforcing child, spousal, or medical support obligations within the limitations of federal law. The Act also provides for the citing for contempt of a person who does not make support payments or provide medical support payments pursuant to a court order decree and provides for the posting and subsequent forfeiture of a bond by the person cited with contempt to cover payment in full of support arrearages. The Act also requires the Department of Human Services to develop a plan to provide minimum child support payments in place of welfare payments and submit the plan to the General Assembly and the Governor on or before February 1, 1993.

SENATE FILE 2342 - Human Services - Field Services Organization

BY COMMITTEE ON HUMAN RESOURCES. This Act establishes in statute a field services organizational structure for the Department of Human Services based upon county clusters. The county clusters referred to in the Act are also utilized to the extent possible for mental health, mental retardation, developmental disabilities, and brain injury planning councils required of counties pursuant to S.F. 2355.

A county cluster may be a single county or a group of counties. The clusters are those designated by the department effective March 1, 1992. However, a county may join a different cluster if it is mutually agreeable with the department and the change occurs at the beginning of a fiscal year.

The department is required to maintain an office in each county and, subject to the availability of appropriations, must strive to maintain a full-time presence in each county. If a full-time presence is not possible, the staffing provided shall be based upon the department's caseweight system for determining staffing ratios. In addition, the department must consult with the county board of supervisors regarding staffing prior to modifying office hours. A county may enter into a Chapter 28E agreement with the department to provide funding or staffing in county cluster or county offices.

A county cluster board is to be established in each cluster to improve communication and coordination between the department and the counties and to fulfill other advisory duties. Appointments to the cluster boards are subject to various requirements.

The department selects the community in which the county office is located and the county board of supervisors of that county determines the location of the office space. The board is to make reasonable efforts to collocate the office with other state and local governmental or private entity offices in order to maintain the office in a cost-effective location that is convenient to the public.

The Act takes effect April 14, 1992.

SENATE FILE 2344 - Housing Assistance - Administrative Expenses

BY COMMITTEE ON APPROPRIATIONS. This Act requires that the Iowa Finance Authority must ensure that moneys allocated to an eligible person administering a program to provide housing assistance for very low-income and lower income families under Section 220.15 must include moneys necessary to pay for all expenses relating to providing assistance, including administrative expenses. However, not more than 20 percent of the total moneys allocated shall be used for paying administrative expenses.

HOUSE FILE 242 - Records Relating to Adoption and Termination of Parental Rights

BY DODERER. This Act restructures the codified provisions for termination of parental rights and for adoption records relating to the process by which adoption records may be opened for certain parties. The Act also provides an additional means by which a natural parent or an adult adopted child may consent to revelation of the person's identity to the other party if both parties place written consent in the adoption records. The Act also provides a procedure for a natural sibling of an adopted person to request that the Department of Human Services file an affidavit in the district court in which the adopted person's adoption records have been sealed requesting that the district court reveal or not reveal the sibling's name to the adopted person. The name of the natural sibling shall not be revealed, however, until the natural sibling has attained majority. Finally, the Act provides that the Iowa Supreme Court prescribe and the Department of Human Services adopt rules to defray the actual costs of the provision of information or the opening of adoption records.

HOUSE FILE 2224 - Child Day Care

BY NEUHAUSER, BEATTY, AND DVORSKY. This Act provides an exemption from Department of Human Services child day care regulations for recreational programs that are limited to school-age children and administered by a local government or school.

HOUSE FILE 2322 - Child Day Care

BY COMMITTEE ON HUMAN RESOURCES. This Act relates to child day care and similar services, establishes the state Child Day Care Advisory Council in place of the state Day Care Advisory Committee, and makes certain changes in law relating to statewide child day care resource and referral services.

The law establishing the state Day Care Advisory Committee is stricken and rewritten. The committee consists of 11 members representing various service providers and citizens. It is replaced by the state Child Day Care

Advisory Council with up to 35 members nominated by a six-member nominating committee appointed by the Director of Human Services. Representation for various providers and parents of children in child day care is specified. The council is to make recommendations and advise the Department of Human Services (DHS) concerning child day care policy, including resource and referral services, training, standards, and planning for child day care services provided to recipients of public assistance.

The law relating to statewide child day care resource and referral services is also amended. DHS is no longer required to assist child day care facilities in meeting their insurance coverage needs or provide opportunities for group purchasing of equipment and supplies. The listing of services provided by resource and referral grantees is made a requirement rather than an option. The grantees are required to make referrals to care providers which are not regulated by DHS as a child day care service, such as school-operated care. DHS is authorized to contract with grantees relating to publicly funded child day care services. Under this authority the grantees could provide eligibility determinations for the services and administer a voucher or other system for reimbursing providers of the services.

HOUSE JOINT RESOLUTION 2015 - Nullification of Administrative Rule - Medical Assistance Services
BY COMMITTEE ON APPROPRIATIONS. This Joint Resolution nullifies amendments to an administrative rule of the Department of Human Services which would have provided for the charging of copayments for certain services that under federal requirements must be made available to recipients of medical assistance (Medicaid). Implementation of the amendments had been delayed by the Administrative Rules Review Committee until the adjournment of the Seventy-fourth General Assembly, 1992 Session. Senate File 2355 includes a prohibition against charging of copayments on these services (See Appropriations). In addition, H.F. 2480 includes a statutory provision prohibiting the charging of copayments on these services and authorizing copayments on those services which are optional under federal requirements (See Children and Youth).

The Joint Resolution takes effect May 4, 1992.

LABOR AND EMPLOYMENT

- SENATE FILE 2145** - Genetic Testing
- SENATE FILE 2267** - Prohibited Employer Practices - VETOED BY THE GOVERNOR
- SENATE FILE 2329** - Aid to Unemployed Iowans - VETOED BY THE GOVERNOR
- SENATE FILE 2372** - Employer Obligations Toward Non-English Speaking Employees - VETOED BY THE GOVERNOR
- HOUSE FILE 2008** - Employment Security
- HOUSE FILE 2165** - Workers' Compensation Disputes Regarding Health Service Charges
- HOUSE FILE 2250** - Workers' Compensation - Application for Alternate Care
- HOUSE FILE 2276** - Workers' Compensation - Burial Expenses
- HOUSE FILE 2390** - Labor Services Division - Miscellaneous Provisions
- HOUSE FILE 2395** - Workers' Compensation Second Injury Fund

RELATED LEGISLATION

- SENATE FILE 316** - Sexual Harassment
SEE STATE GOVERNMENT. This Act prohibits a state employee from sexually harassing another state employee, a person in the care or custody of the state employee, or a person attending a state educational institution, and directs state agencies and institutions to develop and distribute a guide for employees that describes the applicable sexual harassment prohibitions and grievance, violation, and disposition procedures.
- SENATE FILE 2293** - Cities Subject to Civil Service
SEE LOCAL GOVERNMENT. This Act provides that the 1980 federal census shall be used to determine if a city has a population of 8,000 and is subject to mandatory civil service, until July 1, 2001.
- SENATE FILE 2373** - State Budgeting Processes - VETOED BY THE GOVERNOR
SEE APPROPRIATIONS. This bill related to state budgeting processes and included a provision establishing state employee training and education incentives.
- HOUSE FILE 2214** - Study of Legal Burdens Related to Workers' Compensation
SEE BUSINESS, BANKING & INSURANCE. This Act directs the Commissioner of Insurance to study the issue and ramifications of purported differentials in the legal burdens imposed in this state on employers purchasing workers' compensation insurance versus those imposed on individual and group self-insured employers.
- HOUSE FILE 2285** - Personnel Interchange Program
SEE LOCAL GOVERNMENT. This Act provides for the permanent appointment of an exchange or interchange employee to a city position if agreed to by the receiving and sending governments.
- HOUSE FILE 2287** - Community-based Workplace Learning Programs
SEE EDUCATION. This Act establishes a community-based workplace learning program called "workstart" to provide student participants with competency-based learning experiences to not only reinforce basic academic skills but also provide hands-on learning experiences in a workplace setting.

LABOR AND EMPLOYMENT

SENATE FILE 2145 - Genetic Testing

BY RUNNING. This Act prohibits genetic testing, or the solicitation or administration of a genetic test, as a condition of, or to affect the terms, conditions, or privileges of, employment, preemployment application, labor organization membership, or licensure.

The Act also prohibits a person from selling to or interpreting for an employer, employment agency, labor organization, or licensing agent a genetic test of an employee, labor organization member, licensee, or prospective employee, member, or licensee. An agreement between a person and an employer, prospective employer, labor organization, employment agency, or licensing agency for employment, pay, or benefit for taking a genetic test is also prohibited. The Act permits enforcement through civil action.

The Act does not prohibit an employee who provides written and informed consent from requesting a genetic test for the purposes of investigating a workers' compensation claim or for determining the employee's susceptibility or level of exposure to harmful substances in the workplace.

SENATE FILE 2267 - Prohibited Employer Practices - VETOED BY THE GOVERNOR

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This bill would have made it a prohibited practice for an employer to grant or offer to grant permanent replacement status to a person for performing the work of an employee involved in a labor dispute. The bill also would have made it a prohibited practice for a public employer to distribute a blacklist of employees or to refuse to provide budget information for the purposes of collective bargaining.

SENATE FILE 2329 - Aid to Unemployed Iowans - VETOED BY GOVERNOR

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This bill relates to qualification for, amount of, and deductions from unemployment compensation benefits. The bill would have exempted a person, who demonstrates to the Job Service Division of the Department of Employment Services that the person has been offered and has accepted suitable work which will begin within four weeks of that demonstration, from the requirement that a person be earnestly and actively seeking work to be eligible to receive unemployment compensation benefits.

The bill would have allowed a person who receives wages in lieu of notice, separation allowance, severance pay, or dismissal pay to qualify for unemployment compensation benefits. The bill would have provided that a person is disqualified for benefits for any week when receiving vacation pay in circumstances where the employer annually ceases to operate a plant or location for an annual vacation period. The bill would have provided that a person's benefit amount would not be reduced due to receipt of a governmental or other pension, retirement or retired pay, or annuity made under a plan maintained or contributed to by a base period or chargeable employer if the person made any contribution to that plan.

The bill would have allowed a person not qualified to receive emergency unemployment compensation given pursuant to the federal Emergency Unemployment Compensation Act of 1991 because the person has not met certain wage requirements to be eligible to receive benefits under the state extended benefits plan. The bill would have provided that an employer would not be charged for the benefits given as described in this paragraph.

SENATE FILE 2372 - Employer Obligations Toward Non-English Speaking Employees - VETOED BY THE GOVERNOR

BY COMMITTEE ON WAYS AND MEANS. This bill would have imposed obligations on employers in addition to those existing under current law regarding the employers' non-English speaking employees.

HOUSE FILE 2008 - Employment Security

BY DODERER, CHAPMAN, AND BEATTY. This Act amends and repeals obsolete provisions of the Iowa Employment Security Law. The Act removes the provision and the definition from the Iowa Code that disqualifies an unemployed person from collecting unemployment benefits if the person fails to return to

customary self-employment, if any. The deleted definition provided that "customary self-employment" is employment to which a person devotes a major portion of the person's time and effort, such as enterprises or interests of the individual, household duties, or attending and preparing studies for school or college. Other obsolete provisions deleted relate to transfer of funding to the railroad unemployment insurance account, qualification for benefits of persons leaving to join the armed forces after July 1, 1951, and before July 1, 1955, inclusion of wages paid prior to January 1, 1978, for certain employees, evaluation of unemployment experience, and reclassification of government employers.

HOUSE FILE 2165 - Workers' Compensation Disputes Regarding Health Service Charges

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act allows an employer, insurance carrier, or health service provider who believes health service charges in workers' compensation cases to be excessive or unnecessary to refer the charges to the Industrial Commissioner for determination. The Industrial Commissioner is allowed under the Act to use procedures currently provided in law, or to set new procedures by rule. The Act requires charges not in dispute to be paid directly to the health service provider prior to utilization of determination procedures. The Act prohibits a health service provider, employer, or insurance carrier from seeking payment of the disputed charges from the injured employee.

HOUSE FILE 2250 - Workers' Compensation - Application for Alternate Care

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act provides for an expedited hearing process regarding an employee's choice of care under the Workers' Compensation Law. The Act allows the parties to a contested case involving choice of care to choose a telephone hearing or an in-person hearing. The Industrial Commissioner is required to issue a decision within 10 working days of receipt of an application for alternate care made pursuant to a telephone hearing or within 14 working days of receipt of the application made pursuant to an in-person hearing.

HOUSE FILE 2276 - Workers' Compensation - Burial Expenses

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act increases the maximum amount an employer is required to pay under the workers' compensation law for the burial expenses of an employee whose death results from an employment-related injury from \$1,000 to \$5,000.

HOUSE FILE 2390 - Labor Services Division - Miscellaneous Provisions

BY COMMITTEE ON LABOR & INDUSTRIAL RELATIONS. This Act conforms Iowa Occupational Safety and Health Act penalties with those in federal law by removing the minimum penalty of \$5,000 for repeated OSHA violations, and increasing the OSHA penalties for nonserious violations, failure to correct violations, and violations of posting requirements. The provisions relating to willful and repeated violations apply retroactively to July 1, 1991, for cases still pending. This Act limits the liability of the Labor Commissioner when special elevator inspectors or special amusement inspectors fail to inform the commissioner of violations. Certain amusement park permits and inspections fees are increased by the Act.

The Act exempts eating and drinking establishments from the definition of places of public assembly under the boiler inspection law, and exempts certain boilers in pools or spas from inspections requirements.

The Act permits the Labor Commissioner to recover the interest, court costs, and attorney fees incurred in recovering amounts due, and exempts the commissioner from filing fees and other court costs.

The Act takes effect April 9, 1992.

HOUSE FILE 2395 - Workers' Compensation Second Injury Fund

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS. This Act establishes a new Second Injury Fund Task Force, continues an assessment of a surcharge on workers' compensation benefits paid in the state, and requires adoption of administrative rules by the Commissioner of Insurance regarding a mediation procedure for resolution of disputes regarding benefits claimed for a second injury.

The new Second Injury Fund Task Force is also to study issues related to the Workers' Compensation Second Injury Fund. The number of and persons serving as members are to be chosen by the Industrial Commissioner and the Commissioner of Insurance. Meetings are to be called by agreement of the Commissioners, and the Commissioner of Insurance shall perform administrative functions for the task force. The task force is instructed to submit a report to the Senate and the House of Representatives labor committees by January 15, 1993.

The Act also continues a surcharge established in Chapter 162 of the 1991 Iowa Acts on workers' compensation weekly benefits paid in the state by self-insured employers, insurers making payments on behalf of insured employers, and the state of Iowa, its departments, divisions, agencies, commissions, and boards, or any political subdivision coverages, whether insured or self-insured.

The Act requires the Commissioner of Insurance to adopt rules requiring parties involved in a dispute regarding benefits for a second injury to enter into a mediation proceeding administered by the commissioner prior to entering into a contested case proceeding. The statute of limitations for bringing an action in a contested case proceeding is to be tolled for the duration of the mediation proceedings.

LOCAL GOVERNMENT

- SENATE FILE 260** - City and County Bonding and Lease, Lease-Purchase, or Loan Agreements
- SENATE FILE 460** - Legalization of Establishment of Certain County Roads
- SENATE FILE 2024** - Executive Directors of Commissions of Veteran Affairs
- SENATE FILE 2036** - Investment of Public Funds
- SENATE FILE 2101** - Procedures for Water Services to New Areas
- SENATE FILE 2119** - County General Obligation Bonds for Water Services
- SENATE FILE 2134** - Officer's or Employee's Interest in City Contracts - Exception
- SENATE FILE 2254** - Water and Sanitary Districts, Backflow Assembly Testers, and Other Provisions
- SENATE FILE 2290** - City Development - Solid Waste Collection Services
- SENATE FILE 2293** - Cities Subject to Civil Service
- SENATE FILE 2338** - Use of Local Option Tax Moneys
- SENATE FILE 2357** - Cities - Special Assessments for Traffic Control Devices
- HOUSE FILE 39** - County Exemption from Recording and Other Fees
- HOUSE FILE 2097** - Legalization of Mid-Prairie Community School District Tax Levy
- HOUSE FILE 2112** - Soil and Water Conservation Resource Plans
- HOUSE FILE 2135** - Delinquent Sanitary Sewer Charges
- HOUSE FILE 2181** - Memorial Halls, Monuments, and County Hospitals - Purchasing
- HOUSE FILE 2232** - Contract Bidding Requirements for City Public Improvements
- HOUSE FILE 2285** - Personnel Interchange Program
- HOUSE FILE 2304** - Vacancies in County Offices
- HOUSE FILE 2400** - Emergency Medical Services
- HOUSE FILE 2443** - County Offices' Powers and Duties
- HOUSE FILE 2463** - State Mandates

RELATED LEGISLATION

- SENATE FILE 390** - Emergency Management
SEE STATE GOVERNMENT. This Act changes the name of the Disaster Services Division of the Department of Public Defense to the Emergency Management Division, renames the local disaster services agencies local emergency management commissions or agencies, and establishes an intergovernmental relationship between the state and the local agencies.
- SENATE FILE 2063** - Human Services - Des Moines District Office
SEE HUMAN SERVICES. This Act authorizes the Department of Human Services to close its Des Moines district office which was at issue in a lawsuit involving the Iowa State Association of Counties.

- SENATE FILE 2064** - Municipal Investment Recovery Program
SEE STATE GOVERNMENT. This Act creates the Municipal Investment Recovery Program to assist Iowa cities, counties, and other public bodies that are experiencing temporary or permanent loss of public funds invested or held for investment for public projects, including funds held in a common investment pool organized under Chapter 28E. The Act establishes the program in the Iowa Finance Authority.
- SENATE FILE 2065** - Violations of Individual's Rights - Hate Crimes
SEE CRIMINAL JUSTICE AND CORRECTIONS. This Act provides that cities, counties, or other political subdivisions may enact ordinances reasonably regulating the time, place, or manner of the exercise of constitutional rights so long as those ordinances are consistent with Chapter 729A.
- SENATE FILE 2094** - Department of Transportation - Miscellaneous Provisions
SEE TRANSPORTATION. This Act extends the placement of special event signs, requires annual recalculation of needs for transferred roads, changes speed limits for movement of truck trailers, mobile homes, and factory-built structures, and creates a penalty for failure to maintain records relating to commercial vehicles.
- SENATE FILE 2114** - Procedures Upon Closing of Polls
SEE STATE GOVERNMENT. This Act provides a procedure for determining whether excess ballots are cast in an election by means of an electronic voting system or electronic tabulating system in which the ballots are to be counted at a counting center.
- SENATE FILE 2116** - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act applies an across-the-board reduction in appropriations for FY 1991-1992 which includes certain state aid payments to local government for education and other purposes.
- SENATE FILE 2168** - Support Payment Collection and Disbursement Responsibilities
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act extends the date for completion of the transfer of support payment collection and disbursement responsibilities from the collection services center to the clerks of the district court to June 30, 1994, from June 30, 1993.
- SENATE FILE 2190** - Educational Standards
SEE EDUCATION. This Act permits the Director of the Department of Education, from July 1, 1992, through June 30, 1993, to grant schools and school districts exemptions from accreditation standards if the school or school district is engaged in comprehensive school transformation efforts and the school or school district submits a request for exemption from the standards. The Act also changes the current requirement, for grades nine through 12, from two units of general mathematics to two additional units of mathematics and extends, for an additional year, the waiver provision for the standard requiring an articulated sequential elementary-secondary guidance program and a media services program to support the total curriculum.
- SENATE FILE 2294** - Mental Health, Mental Retardation, and Developmental Disabilities Division - Public Housing Unit
SEE HUMAN SERVICES. This Act authorizes the Department of Human Services to establish a public housing unit to provide housing for persons with mental illness, mental retardation, or other developmental disability.
- SENATE FILE 2342** - Human Services - Field Services Organization
SEE HUMAN SERVICES. This Act establishes in statute a Department of Human Services field organization structure utilizing county clusters.

- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act provides the major appropriations for human services and includes various provisions affecting county payment and administration of human services.
- SENATE FILE 2364** - Payment of Drainage or Levee Tax Assessments
SEE TAXATION. This Act authorizes the governing body of a drainage or levee district, as an alternative under Section 468.55, to have the drainage or levee tax assessments paid in two installments, which was the law prior to the enactment of H.F. 2269 in the 1992 Session, which requires payment to be made in one installment by October 1.
- SENATE FILE 2365** - Property Tax Exemption for Certain Institutions
SEE TAXATION. This Act requires a county board of supervisors to abate the property taxes or refund the taxes, if paid, which were due and payable in the fiscal year beginning July 1, 1992, of exempt literary, scientific, charitable, benevolent, agricultural, and religious institutions which purchased property, if the entity did not file for a tax exemption before July 1, 1991, because the closing on the purchase of the property by the institution did not occur until July 1991.
- HOUSE FILE 52** - Sheriff's Fees in Garnishment Proceedings
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act authorizes the sheriff to collect the sheriff's fees in garnishment proceedings prior to paying the proceeds from the garnishment proceedings to the clerk of the district court.
- HOUSE FILE 2061** - City Fire and Police Retirement Systems
SEE STATE GOVERNMENT. This Act contains changes concerning the retirement system which covers certain municipal police officers and fire fighters.
- HOUSE FILE 2112** - Soil and Water Conservation Resource Plans
SEE AGRICULTURE. This Act provides for the filing of the title page of a soil and water conservation plan with a county recorder, eliminates a requirement that the entire plan must be filed, and provides notice regarding where the plan may be reviewed.
- HOUSE FILE 2195** - County Jail Space and Space for District Court
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act allows certain counties to enter into agreements with contiguous counties to share costs of and provide space for prisoners and space for the district court to meet in that county.
- HOUSE FILE 2204** - Reports of County Conservation Boards
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Act strikes the requirement that a copy of the annual report of a county conservation board be filed with the Natural Resource Commission.
- HOUSE FILE 2205** - Solid Waste
SEE ENVIRONMENTAL PROTECTION. This Act relates to the management of solid waste and provides for the formation of public service monopolies by two or more local governments to implement solid waste management projects.
- HOUSE FILE 2224** - Child Day Care
SEE HUMAN SERVICES. This Act provides an exemption from Department of Human Services child day care regulation for recreational programs that are limited to school-age children and administered by a local government or school.
- HOUSE FILE 2244** - Hearings on Vacation of Roads or Railroad Crossings
SEE TRANSPORTATION. This Act requires that notice for a hearing to vacate and close a road or railroad crossing be published not less than four nor more than 20 days prior to the hearing.

- HOUSE FILE 2327** - Traffic Enforcement in Mobile Home Parks
SEE TRANSPORTATION. This Act allows the owner of a mobile home park to waive the owner's right to have local authorities enforce vehicular traffic rules and regulations on the property.
- HOUSE FILE 2372** - Political Subdivisions - Bankruptcy
SEE COURTS & JUDICIAL PROCEEDINGS. This Act authorizes a city, county, or other political subdivision to use Chapter 9 of the federal Bankruptcy Code to restructure and eliminate the interest on a debt which is involuntarily incurred by the political subdivision.
- HOUSE FILE 2391** - Public Road Rights-of-way
SEE TRANSPORTATION. This Act defines and establishes the width of public road right-of-way.
- HOUSE FILE 2400** - Emergency Medical Services
SEE HEALTH & SAFETY. This Act authorizes a county to impose a county-wide local option income surtax or ad valorem property tax or a combination of the two for the purposes of funding emergency medical services equipment, facilities, and training, and authorizes the formation of benefited emergency medical services districts for the purpose of obtaining emergency medical services equipment and facilities or the provision of emergency medical services.
- HOUSE FILE 2450** - Public Retirement Systems
SEE STATE GOVERNMENT. This Act makes a number of changes to public retirement systems, including the Iowa Public Employees' Retirement System (IPERS) and the Statewide Fire and Police Retirement System.
- HOUSE FILE 2455** - Appropriations - Regulatory Bodies
SEE APPROPRIATIONS. This Act amends certain provisions relating to indigent defense by providing for the recoupment of indigent defense fees by the county attorney or other designated county official.
- HOUSE FILE 2464** - Property Tax Exemption for Certain Institutions in Certain Counties
SEE TAXATION. This Act requires the board of supervisors in certain counties to abate or refund property taxes paid by certain, otherwise exempt, institutions.
- HOUSE FILE 2466** - Government Ethics
SEE STATE GOVERNMENT. This Act makes a variety of changes in the current conflict of interest provisions that apply to state and local officials, makes several adjustments in the campaign finance law, adds the discipline of court employees to the duties of the Judicial Qualifications Commission, and provides for the appointment of legal counsel for the Judicial Qualifications Commission. The Act contains two studies of governmental ethics, one on the state and one on the local level.
- HOUSE FILE 2480** - Human Services Programs Affecting Children and Medical Assistance
SEE CHILDREN AND YOUTH. This Act includes various provisions affecting group foster care and shelter care and provides for a county of legal settlement to pay a shelter care for the unpaid costs of a child's shelter care placement.
- HOUSE FILE 2484** - Taxation of Speculative Shell Buildings
SEE TAXATION. This Act permits for-profit entities to construct speculative shell buildings and receive a property tax exemption, provided it is granted by a city or county, until the building is leased or sold.
- HOUSE FILE 2486** - Statutory Appropriations and Other Budgetary Matters
SEE APPROPRIATIONS. Division VII relates to franchise tax allocations to local governments.

LOCAL GOVERNMENT

SENATE FILE 260 - City and County Bonding and Lease, Lease-Purchase, or Loan Agreements

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that before a city or county enters into a lease, lease-purchase, or loan agreement for real property which exceeds certain dollar limits by population categories, the city or county is required to follow the procedures of giving notice of the intended action to enter into a lease contract, lease-purchase contract, or loan agreement, and notice that the electors have the right to petition for an election on the proposed action. Cities and counties are presently permitted to enter into lease, lease-purchase, or loan agreements without an election in certain cases.

The dollar limits and population categories for counties are \$400,000 in counties of 25,000 population or less, \$500,000 for counties of 25,001 to 50,000 in population, \$600,000 for counties of 50,001 to 100,000 in population, \$800,000 for counties of 100,001 to 200,000 in population, and \$1 million in counties over 200,000 in population. For cities, the dollar limits and population categories are \$400,000 for cities of 5,000 in population or less, \$700,000 for cities of 5,001 to 75,000 in population, and \$1 million for cities of more than 75,000 in population. Petition requirements for either cities or counties are 10 percent of the number voting in the last election but not more than 1,000 signatures are required for either cities or counties.

The Act applies to lease, lease-purchase, or loan agreements entered into on or after July 1, 1993.

SENATE FILE 460 - Legalization of Establishment of Certain County Roads

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that effective January 1, 1993, if a county established a road for which documents were on file or recorded with the county auditor or county recorder prior to January 1, 1920, the establishment of the road is not ineffectual because of the failure of the board of supervisors to comply with any of the steps necessary for the establishment of the road, and the proceedings are legalized, unless certain persons file a statement with the county recorder contesting the establishment of the road, on or before December 31, 1992.

SENATE FILE 2024 - Executive Directors of Commissions of Veteran Affairs

BY DIELEMAN, TAYLOR, HUSAK, BOSWELL, GETTINGS, JENSEN, VANDE HOEF, HEDGE, AND SORENSEN. This Act allows two or more counties to enter into an agreement, pursuant to Chapter 28E, to share the services of an executive director of the counties' commissions of veteran affairs. Each county participating in the agreement must establish a commission office.

The Act requires the Division of Veteran Affairs within the Department of Public Defense to provide training and certification to executive directors of county commissions of veteran affairs, or to a commissioner or a clerical assistant if no executive director is appointed. Certification must be annually renewed. Training expenses are to be paid from each commission's burial expense appropriation.

The status of the provision amending Section 29.4 is in question because S.F. 2011 repeals the section.

SENATE FILE 2036 - Investment of Public Funds

BY COMMITTEE ON LOCAL GOVERNMENT. This Act establishes requirements for the investment of public funds by the Treasurer of State, the State Board of Regents and institutions governed by the board, and cities, counties, and other political subdivisions, and subjects the investments of public entities to those requirements. The Act makes changes in the auditing requirements for political subdivisions and the State Board of Regents, including requirements that an investment professional notify the public entity of any deficiencies revealed by an audit of the investment professional. The Act also requires the Auditor of State to make guidelines regarding audits involving the investment of public funds available by February 1, 1993.

The Act requires the Treasurer of State to adopt rules for providing technical assistance at the request of public entities seeking to invest public funds. The Act makes changes to Chapter 22 of the Code regarding open records which provides that records of investments of public funds are public records regardless of who has custody of the records.

The Act also establishes standards regarding maturity, security, and prudence which the Treasurer of State and political subdivisions of the state are required to follow when investing public funds. The Act sets out the types of investments which are authorized for the Treasurer of State, the State Board of Regents and its institutions, and political subdivisions seeking to invest public funds.

The Act requires political subdivisions to adopt written investment policies governing the investment of public funds and directs that the policies be delivered to certain persons involved in the investment of the public funds. The Act also regulates the content of the contracts between public entities and other persons under which a bank, investment professional, or other entity holds public funds for investment.

The Act makes changes in the security required of banks, savings and loans, and credit unions that have public funds on deposit. The Act provides the Treasurer of State with the authority to sue a depository institution in order to collect a required assessment from a depository institution. The Act also provides the Administrator of the Securities Division of the Department of Commerce with the authority to regulate joint investment trusts organized pursuant to Chapter 28E.

Finally, the Act requires implementation of written investment policies, audit standards, rules, and other administrative duties by September 1, 1992, and provides that a joint investment trust organized pursuant to Chapter 28E for the purpose of investing public funds has until July 1, 1993, to be registered with the federal Securities and Exchange Commission or rated with a standard rating service.

The Act takes effect April 29, 1992.

SENATE FILE 2101 - Procedures for Water Services to New Areas

BY KIBBIE AND VANDE HOEF. This Act provides procedural methods for initiating and establishing water services to new areas within two miles of a city which have neither city nor rural water services. The water service proposition is initiated by a benefited water district or rural water district by submitting a plan to a city. The city has 90 days to respond to the water district, and may request more information, waive its right to provide service to the proposed new area, or reserve its right to provide comparable service to all or part of the new areas specified in this plan. If the city does not respond, the water district may provide the water service. If the city reserves its right to provide the service, it must provide the service within four years. The Act also makes the arbitration process optional as to whether a water district and a city submit questions relating to facilities in an area affected by annexation.

SENATE FILE 2119 - County General Obligation Bonds for Water Services

BY KIBBIE, PETERSON, AND VANDE HOEF. This Act changes the process by which a county may issue general obligation bonds for the funding of local water services. The debt service levy for the bonds shall be levied only against real property within the county within the boundaries of a special tax district. The bonds may be issued upon motion of the board of supervisors or at the request of a local water supplier, but the right of petition for an election on the proposed bond issue is also provided. A county and a city entering into a water supplier agreement shall provide in the agreement for a different debt service tax levy against benefited and nonbenefited property.

SENATE FILE 2134 - Officer's or Employee's Interest in City Contracts - Exception

BY COMMITTEE ON LOCAL GOVERNMENT. This Act exempts franchise agreements between a city and a utility and contracts for essential city utility services from Section 362.5, which prohibits a city officer or employee from having an interest in contracts or work related to any services provided to the city.

SENATE FILE 2254 - Water and Sanitary Districts, Backflow Assembly Testers, and Other Provisions

BY VARN. This Act provides for the creation of a combined water and sanitary district upon petition to the board of supervisors and a favorable vote of the proposed district electorate. The board may use the procedures of either Chapter 357 or 358 to create the combined district. This Act also authorizes an existing district to petition the board of supervisors to initiate procedures to create a combined water and sanitary district.

The Act authorizes the board of supervisors to establish a department of public works headed by the county engineer or other person to provide professional technical assistance to political subdivisions in the county including the special districts. In addition, the department may provide managerial and administrative services for special districts and combined special districts.

The Act provides, after the initial selection of trustees, that the trustees are to be elected. Nomination procedures are provided by personal affidavit or by petition of 10 eligible electors and a personal affidavit of the candidate. Vacancies may be filled by the remainder of the trustees.

The Act also establishes a registration program for backflow prevention assembly testers and requires that a person be registered with the Iowa Department of Public Health to test or repair backflow prevention assemblies. A person who violates the registration requirement or any other provision of the chapter is guilty of a simple misdemeanor. The Iowa Department of Public Health may revoke the registration of a person registered as a backflow assembly tester under specified conditions.

The Act also strikes the definition that a special land use district such as the Amana Society is a city for the purpose of designating areas of local historical significance.

The Act takes effect May 14, 1992.

SENATE FILE 2290 - City Development - Solid Waste Collection Services

BY COMMITTEE ON LOCAL GOVERNMENT. This Act requires a city which intends to annex an area or operate or expand solid waste collection services in an area to notify any private entity currently providing solid waste collection services in that area of its intent at least 60 days before the annexation. The Act provides that during a one-year period following a city's decision to annex an area or to operate or expand solid waste collection services in an area, the city shall not commence alternative services unless the city contracts with the private entity to continue the services in the area for the one-year period and in accordance with the city's comprehensive plan.

The Act also makes technical changes to the city development chapter. The phrase "urbanized area" is substituted for "area of a city other than the city to which the annexation is directed." The Act also specifies to whom notice of an involuntary annexation must be sent.

The Act prohibits deletion of territory from a city if it would create an island. Currently, annexation of territory which would create an island is prohibited.

Finally, the Act provides that a committee shall not approve either the establishment of a new city which is within two miles of an existing city, unless a petition for annexation of substantially the same territory was dismissed, disapproved, or voted upon unfavorably within the last five years; or a city development action which creates an island.

SENATE FILE 2293 - Cities Subject to Civil Service

BY COMMITTEE ON LOCAL GOVERNMENT. This Act provides that only those cities with a population of 8,000 or more, as determined by the federal census conducted in 1980, shall be subject to mandatory civil service. Accordingly, under the Act, cities with populations which went over 8,000 as a result of the 1990 federal census are not required to appoint civil service commissions. However, use of the 1980 federal census to determine population for these purposes shall be void effective July 1, 2001.

SENATE FILE 2338 - Use of Local Option Tax Moneys

BY COMMITTEE ON STATE GOVERNMENT. This Act allows local governments to change the use designated for a local option tax through an election at which the majority of those voting favor the change in use.

SENATE FILE 2357 - Cities - Special Assessments for Traffic Control Devices

BY COMMITTEE ON WAYS AND MEANS. This Act adds traffic-control device to the definition of "public improvement" and allows cities to purchase traffic-control devices by means of a special assessment levied against commercial or industrial property if the owners of the commercial or industrial property initiate a plan for the purchase of the traffic-control device and if the proposed assessment is made only against the commercial or industrial property owned by the petitioners.

HOUSE FILE 39 - County Exemption from Recording and Other Fees

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act exempts the county from the requirement of paying the county recorder fees for filing or recording instruments.

HOUSE FILE 2097 - Legalization of Mid-Prairie Community School District Tax Levy

BY SHEARER AND DVORSKY. This Act legalized an error in the levying of a physical plant and equipment tax by the Mid-Prairie Community School District. The board of directors of the school district approved a levy of \$.67 per \$1,000 of assessed valuation; however, the proposition which was placed before the voters of the district for their approval stated that the total amount of the tax was \$.03 per \$1,000 of assessed valuation. The tax was certified and is being collected at the rate of \$.67 per \$1,000 of assessed valuation. The Act legalizes the intended tax rate.

The Act takes effect March 10, 1992.

HOUSE FILE 2112 - Soil and Water Conservation Resource Plans

BY COMMITTEE ON AGRICULTURE. This Act provides that the title page of a soil and water conservation plan must be filed by a soil and water conservation district with the recorder's office in the county where the district is located and eliminates a requirement that the entire plan must be filed with the recorder. The Act provides that the title page must be recorded with a notification stating where the full plan may be viewed.

HOUSE FILE 2135 - Delinquent Sanitary Sewer Charges

BY GRUHN. This Act authorizes a sanitary district to collect delinquent sanitary sewer charges and fees in the same manner as ordinary property taxes are collected. The sanitary charges are a lien against the property served by the sanitary sewer connection and the lien is not divested by a judicial sale of the property. This Act gives sanitary districts similar protection against delinquent accounts as currently granted to cities pursuant to Section 384.84.

HOUSE FILE 2181 - Memorial Halls, Monuments, and County Hospitals - Purchasing

BY HAMMOND AND ADAMS. This Act provides that commissioners or board members appointed to govern the operations of memorial halls, monuments, and county hospitals may establish purchasing procedures to allow officers and staff of the memorial halls, monuments, or county hospitals to purchase routine goods and services for the halls, county hospitals, and monuments without prior written approval by the commission or board.

HOUSE FILE 2232 - Contract Bidding Requirements for City Public Improvements

BY HAMMOND AND BERNAU. This Act specifies that contract bidding procedures must be followed when the estimated cost to a city of a public improvement is \$25,000 or more. Currently, bidding is required if the estimated cost of a public improvement is \$25,000 or more even though the cost to a city is less than \$25,000 because a private developer is financially involved with the project.

HOUSE FILE 2285 - Personnel Interchange Program

BY BISIGNANO. This Act provides a mechanism for the permanent appointment of an interchange or exchange employee to a city position if the sending and receiving governments agree. Provision is made for appointment through civil service procedures if required.

HOUSE FILE 2304 - Vacancies in County Offices

BY HALVORSON OF WEBSTER, CONNORS, AND HANSON OF DELAWARE. This Act provides a procedure similar to the vacancy procedures used in cities for the filling of vacancies in elected county offices. If

the vacancy is for a county board of supervisors member, a committee of the other elected county officers shall make the appointment, and if the vacancy is for one of the other elected county officers, the county board of supervisors may make an appointment to fill the vacancy until the next pending election. The body making the appointment must publish notice of the appointment and must state that the electors of the district, or county, may file a petition requiring that the vacancy be filled by special election. If a petition is filed, the appointing body must call a special election at the earliest practicable date, giving at least 30 days' notice of the election. The appointing body may, on its own motion, call for a special election to fill the vacancy.

An appointee must have been a resident of the county 60 days prior to the appointment. If no eligible resident of the county comes forward to fill a vacancy for an office other than supervisor, the board may employ a person for 60 to 90 days before making an appointment or calling a special election.

The Act includes a state mandate as defined in Section 25B.3.

HOUSE FILE 2400 - Emergency Medical Services

BY COMMITTEE ON WAYS AND MEANS. This Act authorizes a county to impose a county-wide local option income surtax or ad valorem property tax or a combination of the two for the purposes of funding emergency medical services equipment, facilities, and training. The income surtax rate shall be set by the board of supervisors at a rate not to exceed 1 percent. Approval of the taxes requires a majority of those voting on the issue.

The Act also authorizes the formation of benefited emergency medical services districts for the purpose of obtaining emergency medical services equipment and facilities or the provision of emergency medical services. The Act provides that a local option income surtax, property tax, or combination of the taxes shall not be imposed on property within, or on residents of, a benefited emergency medical services district.

HOUSE FILE 2443 - County Officers' Powers and Duties

BY COMMITTEE ON LOCAL GOVERNMENT. This Act makes technical amendments to the duties and procedures of the county recorder, assessor, auditor, and treasurer. The records of inactive boat titles may be destroyed after five years and a recording fee may be charged for articles of incorporation of farm aid associations. Claims for registration refunds may be made immediately in lieu of 30 days of waiting, and the use of the distributed teleprocessing network to collect registration fees is authorized. Changes are made regarding the handling of a belated homestead credit claim. The declaration of value for property having a value of less than \$500 is waived and taxpayers may be notified of a uniform decrease in valuation of a class of property by publication rather than individual letter. The Act also extends the definition of "county system" to include lists, books, records, and schedules used by county officers in Chapters 443 and 558.

HOUSE FILE 2463 - State Mandates

BY COMMITTEE ON APPROPRIATIONS. This Act amends Chapter 25B, the State Mandates Act, relating to statutory requirements that necessitate a political subdivision expending additional revenues.

The definition of a state mandate is expanded to include a state appropriation as well as a statutory requirement. In addition, a financial threshold is established with annual expenditures of at least \$100,000 or \$500,000 or more over five years. Previously, no financial threshold was provided in the statute.

The procedure for notification concerning state mandates is modified. Just as in prior law, the Legislative Service Bureau makes an initial determination that a bill or joint resolution may contain a state mandate and notes the possibility in the bill explanation. The proposed legislation is sent to the Legislative Fiscal Bureau (LFB) which makes a determination whether the proposed legislation does contain a state mandate. If the legislation remains eligible for consideration and does contain a state mandate, LFB must prepare an estimate of the costs imposed.

If the legislation is enacted and the original estimate cannot be used, LFB must prepare a final estimate of the costs. The estimate is to be included with the official copy of the legislation filed with the Secretary of State. A notation of the existence of the estimate is to be made by the Code Editor in the published Acts of the General Assembly.

NATURAL RESOURCES AND OUTDOOR RECREATION

- SENATE FILE 2108** - Registration and Use of Boats
- SENATE FILE 2257** - Hunting Preserves
- HOUSE FILE 2010** - Sailboards for Windsurfing
- HOUSE FILE 2080** - Protection of Bats
- HOUSE FILE 2203** - Hunting - Abandonment of Dead or Injured Wildlife
- HOUSE FILE 2204** - Reports of County Conservation Boards
- HOUSE FILE 2274** - Endangered Species
- HOUSE FILE 2323** - Zebra Mussels Control Program - VETOED BY THE GOVERNOR
- HOUSE FILE 2334** - Regulation of Aquaculture
- HOUSE FILE 2382** - Unlawful Commercialization of Wildlife
- H.J.R. 2010** - Proposed Constitutional Amendment - Fish and Game Protection Funds

RELATED LEGISLATION

- SENATE FILE 200** - Soil Conservation - Land Subject to a Public Interest
SEE AGRICULTURE. This Act provides that land subject to a public interest may be inspected for sediment damage from neighboring land within a soil and water conservation district, if a majority of district commissioners vote to approve the inspection.
- SENATE FILE 2347** - Appropriations - Agriculture and Natural Resources
SEE APPROPRIATIONS. This Act reorganizes administrative units within the Department of Natural Resources. It provides for approval of improvements to lakes and boating facilities by the Natural Resources Commission. The Act establishes a procedure for the paying of property taxes by the Department of Natural Resources.
- SENATE FILE 2361** - Appropriations for Energy Conservation and Environmental Protection
SEE APPROPRIATIONS. This Act appropriates moneys from the oil overcharge funds for the fiscal year beginning July 1, 1992, to the Department of Natural Resources for reimbursement for costs incurred in carrying out the general provisions of the Groundwater Protection Act, the State Energy Conservation Program and the Energy Extension Services, and development costs of the Local Government Energy Bank Program. The Act allows for up to 5 percent, not to exceed \$300,000, to be used from eligible oil overcharge funds for administration of those programs authorized, and extends the appropriations, originally made for 1986-87, from the Energy Conservation Trust to the Department of Natural Resources for an additional year.
- SENATE FILE 2367** - Appropriation Reductions, Supplementals, and Salary Adjustments for 1991-1992 Fiscal Year
SEE APPROPRIATIONS. Division I of this Act makes reductions in appropriations for FY 1991-1992 to the Department of Natural Resources. The reductions are in addition to the Governor's 3.25 percent and .62 percent across-the-board appropriations reductions.

HOUSE FILE 2475 - Waste Tire Management

SEE ENVIRONMENTAL PROTECTION. This Act requires the owner or operator of a waste tire collection site to obtain a permit for the site and to provide a financial assurance instrument to the Department of Natural Resources based upon when the permit for the site is initially issued. Counties participating in a one-year waste tire collection pilot program are required to submit reports regarding the individual pilot programs to the Waste Management Authority Division of the Department of Natural Resources by September 1, 1993, and the division is required to submit a compilation of the reports to the General Assembly by January 15, 1994.

NATURAL RESOURCES AND OUTDOOR RECREATION

SENATE FILE 2108 - Registration and Use of Boats

BY COMMITTEE ON NATURAL RESOURCES. This Act provides for a penalty fee of \$5 for delinquent boat registrations. Currently the penalty fee is \$2 for each six months of delinquency. The Act also strikes the horsepower rating restriction for electric trolling motors operating on artificial lakes. Currently, electric trolling motors on artificial lakes are limited to 1.5 horsepower. Also, the horsepower rating method is not used on most electric trolling motor models.

SENATE FILE 2257 - Hunting Preserves

BY COMMITTEE ON NATURAL RESOURCES. This Act revises the law regarding hunting preserves. A new Chapter 110C is created and Chapter 110A, which relates to the regulation of game breeding and shooting, is repealed. The new Chapter 110C provides for the creation of hunting preserves which are usually privately owned and allow an extended hunting season. Game birds and ungulates (hoofed nondomesticated mammals) are raised and released on the preserve for hunting purposes.

A hunting preserve must be at least 320 acres but not more than 2,560 acres. The hunting preserve operator's license is \$200 per annum. A hunter may use a valid public hunting license or request a preserves license at a fee of \$5 per year. Each hunter must also have a valid wildlife habitat stamp.

The Act also includes provisions for the fencing of preserves to separate privately owned and state-owned ungulates, for restrictions on the taking of game birds in specified numbers related to the number of birds released by the preserve operator, for health requirements for birds and ungulates, and for the tagging and transportation of the game.

HOUSE FILE 2010 - Sailboards for Windsurfing

BY OSTERBERG. This Act defines sailboard and provides that a sailboard used for windsurfing is exempt from the general requirements for location of the registration decal and a life jacket for the person who is windsurfing. However, the registration decal for a sailboard must be attached to the bottom surface of the bow.

HOUSE FILE 2080 - Protection of Bats

BY DIEMER. This Act includes bats that are found in the wild as protected nongame species. Inclusion of bats as a protected nongame species prevents a person from taking, pursuing, killing, trapping or ensnaring, buying, selling, possessing, or transporting bats, unless the Natural Resource Commission otherwise provides by rule. The Act does exclude bats, other than the Indiana bat, that are found in buildings occupied by humans from the protection afforded nongame species. The Indiana bat is federally protected as an endangered species. The Act also makes several technical changes to Section 109.42.

HOUSE FILE 2203 - Hunting - Abandonment of Dead or Injured Wildlife

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act requires a hunter to make a reasonable effort to retrieve injured game or fur-bearing animals in the field. The Act also prohibits leaving useable portions of game or fur-bearing animals in the field. The term "useable portion" means parts of game that are usually processed for consumption and the fur or hide of a fur-bearing animal. The prohibitions in the Act do not apply to crows and pigeons. A violator is subject to a scheduled fine of \$100.

HOUSE FILE 2204 - Reports of County Conservation Boards

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act strikes the requirement that a copy of the annual report of a county conservation board shall be filed with the Natural Resource Commission.

HOUSE FILE 2274 - Endangered Species

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act amends and updates provisions relating to the protection of endangered species of fish, plants, and wildlife. The Iowa Code is

amended to reflect changes in the federal law and regulations since 1974. The Department of Natural Resources is directed to adopt the lists of endangered species by rule.

HOUSE FILE 2323 - Zebra Mussels Control Program - VETOED BY THE GOVERNOR

BY BRAND. This bill would have permitted the Natural Resource Commission to establish an educational and technical assistance program to provide assistance to persons who are experiencing problems with machinery or equipment that is related to the presence of zebra mussels in the waters of this state. The educational materials could have included materials and guidelines to help a person trying to control the population of the zebra mussels. In developing the program, the Department of Natural Resources would have been permitted to consider efforts made in other states to conduct similar educational and technical assistance programs.

HOUSE FILE 2334 - Regulation of Aquaculture

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act provides for the regulation of aquaculture which is defined to mean the controlled propagation, growth, and harvest of aquatic organisms such as fish, amphibians, reptiles, mollusks, crustaceans, gastropods, algae, and other aquatic plants. This Act also provides for licensing of aquaculturists, facilities, and aquaculture units, and the regulation of sales and importation to control or prevent disease, and the unlawful use of publicly owned aquatic life. The Act also provides license fees for aquaculture units, resident and nonresident.

HOUSE FILE 2382 - Unlawful Commercialization of Wildlife

BY COMMITTEE ON NATURAL RESOURCES AND OUTDOOR RECREATION. This Act prohibits the sale or purchase of a wild animal or part of a wild animal if the animal was taken, transported, or possessed illegally in this state. A violator is guilty of a serious misdemeanor which is punishable by imprisonment for not more than one year or a fine of not more than \$1,000, or both imprisonment and fine. In addition, a violator is subject to a civil penalty of \$1,500 for illegally taking a deer. The civil penalty is an increase of \$750 for each deer.

HOUSE JOINT RESOLUTION 2010 - Proposed Constitutional Amendment - Fish and Game Protection Funds

BY BLACK. This Joint Resolution proposes a constitutional amendment to provide that the fees collected from hunting, fishing, and trapping activities and excise taxes collected from weapons, munitions, and equipment used for hunting, fishing, or trapping, and other public or private funds appropriated, allocated, or given for fish, game, or wildlife protection purposes shall be used exclusively for activities related to the propagation, management, harvest, and protection of fish, game, and wildlife resources.

The proposed amendment is referred to the 75th General Assembly and, if adopted, will be submitted to the state electorate for ratification.

STATE GOVERNMENT

- SENATE FILE 316** - Sexual Harassment
- SENATE FILE 390** - Emergency Management
- SENATE FILE 2011** - Veterans Affairs
- SENATE FILE 2013** - Delay of Administrative Rules - VETOED BY THE GOVERNOR
- SENATE FILE 2064** - Municipal Investment Recovery Program
- SENATE FILE 2097** - Substantive Code Corrections
- SENATE FILE 2114** - Procedures Upon Closing of Polls
- SENATE FILE 2117** - Governmental Services Card
- SENATE FILE 2148** - Professional Licensing Boards - Disciplinary Hearings
- SENATE FILE 2198** - Treasurer of State - Acceptance of Credit Card Payments
- SENATE FILE 2216** - Deadlines for Collective Bargaining Agreements Involving Teachers
- SENATE FILE 2221** - Renewable Fuel Advisory Committee
- SENATE FILE 2235** - Title Guaranty Program
- SENATE FILE 2301** - Unfair and Discriminatory Practices in Housing
- SENATE FILE 2360** - Voluntary Limitation of Campaign Expenditures and Contributions - VETOED BY THE GOVERNOR
- SENATE FILE 2384** - Government Ethics - FIRST EXTRAORDINARY SESSION
- SENATE FILE 2388** - Sale of WOI Television Prohibited - VETOED BY THE GOVERNOR - FIRST EXTRAORDINARY SESSION
- S.J.R. 2009** - Annual Meeting of Council of State Governments
- HOUSE FILE 2061** - City Fire and Police Retirement Systems
- HOUSE FILE 2172** - Nonsubstantive Code Corrections
- HOUSE FILE 2243** - Accountancy
- HOUSE FILE 2392** - Boxing and Wrestling Matches - Reports and Taxes
- HOUSE FILE 2394** - Disclosure of and Access to Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR
- HOUSE FILE 2426** - Radiation Machines Used for Mammography
- HOUSE FILE 2428** - Civil Liability for Sale of Beer, Wine, or Liquor
- HOUSE FILE 2435** - Wallace Technology Transfer Foundation
- HOUSE FILE 2450** - Public Retirement Systems
- HOUSE FILE 2454** - Retirement Incentives and Efficiency in Government
- HOUSE FILE 2466** - Government Ethics
- HOUSE FILE 2487** - Disclosure of Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR
- H.J.R. 4** - Proposed Constitutional Amendment - Dueling

RELATED LEGISLATION

- SENATE FILE 84** - Purchase of Recycled Products
SEE ENVIRONMENTAL PROTECTION. This Act relates to the purchase of recycled products, including the purchase of recycled products by the Department of General Services, the State Board of Regents, the Iowa Department of Transportation, and the Department for the Blind. The Act requires the Department of General Services to seek, by January 1, 1993, an agreement with agencies of Minnesota and Wisconsin authorized to purchase general use items for state agencies, to provide for the cooperative purchase of recycled products.
- SENATE FILE 2036** - Investment of Public Funds
SEE LOCAL GOVERNMENT. This Act establishes requirements for the investment of public funds by the Treasurer of State; the State Board of Regents and institutions governed by the board; cities, counties, and other political subdivisions; and subjects the investments of public entities and investment professionals or depository institutions to those requirements.
- SENATE FILE 2116** - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act includes supplemental funding of certain appropriations and with various exceptions applies an across-the-board reduction in State General Fund appropriations for FY 1991-1992.
- SENATE FILE 2174** - Unclaimed Property
SEE BUSINESS, BANKING AND INSURANCE. This Act alters definitional, notice, and other provisions pertaining to the unclaimed property provisions related to intangible personal property located outside the state, but issued within the state.
- SENATE FILE 2213** - Treasurer of State - Linked Investment Programs
SEE ECONOMIC DEVELOPMENT. This Act provides for certificates of deposit placed by the Treasurer of State in lending institutions under the Linked Investment for Tomorrow Act for purposes of encouraging loans to eligible persons under a variety of programs, and creates an additional program designed to encourage lending institutions to loan money to persons interested in acquiring existing rural enterprises.
- SENATE FILE 2233** - Residency Requirement for Clerks of District Court
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act changes the residency requirement for district court clerks from being a resident, at the time of application, of the county in which the vacancy exists to being a resident of the state. The Act also requires the clerk of the district court to establish residence and physically reside in the county for which the clerk was appointed.
- SENATE FILE 2236** - Nonpublic Schools - Vocational Education
SEE EDUCATION. This Act exempts nonpublic schools from the vocational education requirements for grades seven and eight completely, and from the new vocational education standards that will apply to public schools for grades nine through 12 effective July 1, 1992. If, however, a nonpublic school offers an education program that includes grades nine through 12, the nonpublic school is required to offer and teach five units of occupational education subjects, which must be competency-based, articulated with postsecondary programs of study, and may include field, laboratory, or on-the-job training, by July 1, 1993.
- SENATE FILE 2238** - Programs in Newly Reorganized School Districts
SEE EDUCATION. This Act provides that ability to participate in the instructional support or educational improvement programs is not affected by school district reorganization under Chapter 275 except that, if the districts involved in the reorganization already have approved participation in either program prior to the reorganization, the program in effect in one of the former school districts for the least

- amount and the shortest period of time is to be in effect in the reorganized school district.
- SENATE FILE 2249** - Racing and Gaming
SEE GAMING. This Act amends provisions relating to the simultaneous telecast of horse and dog races, the number of scheduled live horse races annually, the takeout from total sum wagered by each pari-mutuel licensee, additional funding for horse race promotion, the use of tax credits, and the prohibited use of video lottery machines.
- SENATE FILE 2265** - Election of Judicial Nominating Commissioners
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act pertains to persons eligible to vote in elections of judicial nominating commissioners.
- SENATE FILE 2275** - Exemptions from Execution - Pensions and Annuities
SEE COURTS AND JUDICIAL PROCEEDINGS. This Act alters the exemption from execution on property which is a payment under a pension, annuity, or similar plan or contract.
- SENATE FILE 2348** - Appropriations - Justice Systems
SEE APPROPRIATIONS. This Act makes appropriations to several departments involved in the justice system and requires the court to review certain legal fees incurred by the state.
- SENATE FILE 2353** - Cosmetology Arts and Sciences
SEE HEALTH AND SAFETY. This Act relates to professional practices within the cosmetology arts and sciences.
- SENATE FILE 2355** - Appropriations - Human Services
SEE APPROPRIATIONS. This Act provides the major appropriations for human services and includes various provisions establishing boards and task forces and requiring cooperation between units of government.
- SENATE FILE 2373** - State Budgetary Processes - VETOED BY THE GOVERNOR
SEE APPROPRIATIONS. This bill related to state budgeting processes involving strategic planning, employee training and education incentives, periodic program and tax expenditure review, and biennial budgeting.
- S.J.R. 2006** - Nullification of Administrative Rule - Cosmetology
SEE HEALTH AND SAFETY. This Act nullifies rules adopted by the Board of Cosmetology Examiners under the auspices of the Iowa Department of Public Health which would have created an advanced level of licensure for manicurists engaged in certain practices, including nail technology.
- HOUSE FILE 623** - Transportation Rules - Approval by Commission
SEE TRANSPORTATION. This Act requires the State Transportation Commission to approve rules proposed by the Director of Transportation relating to the administration of the State Department of Transportation.
- HOUSE FILE 2136** - Designated Route of Interstate 80
SEE TRANSPORTATION. This Act prohibits the State Department of Transportation from redesignating the route of Interstate 80.
- HOUSE FILE 2158** - Health Care Coverage for Well-baby Care
SEE BUSINESS, BANKING AND INSURANCE. This Act provides that the Commissioner of Insurance, pursuant to a cost-benefit analysis, is to adopt rules establishing the requirements for the inclusion of well-baby care in basic benefit coverage policies.
- HOUSE FILE 2275** - Purchase of Recycled Lubricating and Industrial Oils
SEE ENVIRONMENTAL PROTECTION. This Act requires the Department of

General Services to establish, and the State Board of Regents, the Iowa Department of Transportation, and the Department for the Blind to comply with procedures for the preference in purchase of recycled lubricating and industrial oils in place of oils manufactured from virgin materials.

- HOUSE FILE 2292** - Health Practice Profession Examining Boards
SEE HEALTH AND SAFETY. This Act relates to the duties of the health practice profession examining boards, and the duties of the Board of Medical Examiners, which regulates and licenses persons to practice medicine and surgery, osteopathic medicine and surgery, and osteopathy.
- HOUSE FILE 2374** - Nonresident Insurance Agents
SEE BUSINESS, BANKING AND INSURANCE. This Act provides that a nonresident person making application to be licensed as an insurance agent in this state is to be charged a fee which equals the greater of the license fee which would be charged a resident of this state, or a fee equal to the fee a resident of this state pays in the nonresident person's state.
- HOUSE FILE 2376** - Real Estate Commission - Disposition of Fees
SEE BUSINESS, BANKING AND INSURANCE. This Act provides that the greater of \$10 or 40 percent per year of the fees for each real estate salesperson's license and the greater of \$10 or 25 percent per year of the fees for each broker's license are to be paid into the Iowa Real Estate Education Fund.
- HOUSE FILE 2389** - Dentistry
SEE HEALTH AND SAFETY. This Act relates to the practices of dentistry and dental hygiene as regulated by the Board of Dental Examiners under the auspices of the Iowa Department of Public Health.
- HOUSE FILE 2395** - Workers' Compensation Second Injury Fund
SEE LABOR AND EMPLOYMENT. This Act establishes a new Second Injury Fund Task Force, continues an assessment of a surcharge on workers' compensation benefits paid in the state, and requires adoption of administrative rules by the Commissioner of Insurance regarding a mediation procedure for resolution of disputes regarding benefits claimed for a second injury.
- HOUSE FILE 2417** - Regulation of Petroleum Storage Tanks and Related Provisions
SEE ENVIRONMENTAL PROTECTION. This Act exempts groundwater professionals from payment of the sales tax and exempts aboveground bulk tanks from payment of the environmental protection fee imposed on petroleum diminution. It makes several changes affecting the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board's membership and authority to expend moneys and enter into contracts pursuant to Chapter 455G.
- HOUSE FILE 2441** - Massages Therapists
SEE HEALTH AND SAFETY. This Act provides title protection for persons licensed as massage therapists, but does not require licensure in order to practice.
- HOUSE FILE 2459** - Appropriations - State Departments and Agencies
SEE APPROPRIATIONS. This Act appropriates moneys to various state administrative agencies including the Treasurer of State, Secretary of State, the offices of the Governor and Lieutenant Governor, the Department of General Services, the Department of Personnel, the Department of Revenue and Finance, the Office of State-Federal Relations, and the Department of Management; for memberships to the National Governors Association, the Council of State Governments, and the National Conference of State Legislatures; and to the Iowa Special Olympics and the World Food Prize.

- HOUSE FILE 2463** - State Mandates
SEE LOCAL GOVERNMENT. This Act amends Chapter 25B, the State Mandates Act, relating to statutory requirements that necessitate a political subdivision expending additional revenues. The provisions relate to definitions, preparation of cost estimates for local governments, and publishing information concerning the existence of the estimate.
- HOUSE FILE 2486** - Statutory Appropriations and Other Budgetary Matters
SEE APPROPRIATIONS. Division IV of this Act relates to employment by the Commission of Veteran Affairs. Division VI of this Act authorizes the Department of Economic Development to transfer \$25,000 from Rural Community 2000 Program loan repayments to purchase land for a welcome center project.
- HOUSE FILE 2489** - Gambling and Pari-mutuel Wagering
SEE GAMING. This Act requires the land-based inspection of slot machines and video games of chance, and makes three technical corrections to provisions of 1992 Iowa Acts, S.F. 2249.
- HOUSE FILE 2490** - Compensation for Public Employees
SEE APPROPRIATIONS. This Act specifies the compensation increases for the noncontract state employees in the Executive and Judicial Departments. The appropriation from the General Fund of the state to the salary adjustment fund is item vetoed.
- H.J.R. 2010** - Proposed Constitutional Amendment - Fish and Game Protection Funds
SEE NATURAL RESOURCES AND OUTDOOR RECREATION. This Joint Resolution proposes a constitutional amendment to provide that fees, taxes, and other moneys received or collected from hunting, fishing, and trapping activities or from excise taxes on weapons, munitions, and related hunting, fishing, and trapping equipment shall be used exclusively for activities related to the propagation, management, harvest, and protection of fish, game, and wildlife resources. The proposed amendment must be adopted by the 75th General Assembly and ratified by the general electorate before it becomes effective.

STATE GOVERNMENT

SENATE FILE 316 - Sexual Harassment

BY SZYMONIAK and KRAMER. This Act prohibits a state employee from sexually harassing another state employee, a person in the care or custody of the state employee, or a person attending a state educational institution. The Act defines and describes what would constitute "sexual harassment." The Act directs state agencies and institutions within the executive, legislative, and judicial branches of state government to implement sexual harassment prohibitions and grievance, violation, and appropriate disposition procedures, and develop and distribute a guide for employees that describes the applicable sexual harassment prohibitions and grievance, violation, and disposition procedures.

SENATE FILE 390 - Emergency Management

BY COMMITTEE ON STATE GOVERNMENT. This Act changes the name of the Disaster Services Division of the Department of Public Defense to the Emergency Management Division, renames the local disaster service agencies local emergency management commissions and agencies, and establishes an intergovernmental relationship between the state and local agencies.

The local emergency management agencies operate under local emergency management commissions or joint commissions composed of a member of the board of supervisors, the county sheriffs, and the mayors of each city. Each commission shall employ a qualified emergency management coordinator to lead the commission's staff. The Act also authorizes counties and cities to levy a tax to support local emergency management commissions and local emergency management agencies.

The Act also establishes standard procedures and requirements for the operation of the local commissions and agencies and provides that if the federal government provides financial assistance for hazard mitigation, the state may participate in the funding authorized to a local government by providing not more than 10 percent of the eligible expenses and the local government providing 40 percent. For a state-related hazard mitigation, the state may participate by funding 50 percent of the eligible expenses with an equal match from the federal government.

SENATE FILE 2011 - Veterans Affairs

BY HUSAK, BOSWELL, DIELEMAN, FRAISE, KIBBIE, SOORHOLTZ, VANDE HOEF, AND WELSH. This Act abolishes the Division of Veterans Affairs, currently within the Department of Public Defense, transfers the division's duties to the Commission of Veterans Affairs, expands the membership of the commission to seven members, transfers oversight of the Iowa Veterans Home from the Department of Human Services to the commission, and locates the office of the commission within the Iowa Veterans Home.

Under the Act, the Executive Director of the Commission of Veterans Affairs and the Commandant of the Iowa Veterans Home must be residents of Iowa who served in the armed forces of the United States during a conflict or war. In addition, the commandant must be a licensed nursing home administrator. Both the executive director and the commandant report to the commission. The executive director is responsible for administering the duties of the commission, with the exception of those related to the Iowa Veterans Home. The commandant is the chief executive of the Iowa Veterans Home.

The Act also provides that a member of the Iowa Veterans Home on active duty with state or federal military forces, who commits an offense, may be delivered to the appropriate branch of the state or federal military forces for disciplinary action or trial.

The Act permits current members of the commission to continue to serve as members until the expiration of their term. The Act instructs the Director of Revenue and Finance to allocate to the commission any funds appropriated to the Department of Public Defense for the Division of Veterans Affairs, as well as any funds appropriated to the Department of Human Services for the Iowa Veterans Home. The Department of Human Services is instructed to take all actions necessary to transfer administration and control of the home to the commission, including the assignment of contracts and transfer of records and supplies. The Act allows the commission until December 31, 1992, to complete its relocation to the Iowa Veterans Home.

SENATE FILE 2013 - Delay of Administrative Rules - VETOED BY THE GOVERNOR

BY COMMITTEE ON ADMINISTRATIVE RULES REVIEW. This bill would have allowed the Administrative Rules Review Committee to delay an administrative rule made effective under emergency provisions of the Iowa Code. The bill also would have reduced the number of members of the committee necessary to support a 70-day or session delay on an administrative rule.

SENATE FILE 2064 - Municipal Investment Recovery Program

BY COMMITTEE ON STATE GOVERNMENT. This Act creates the Municipal Investment Recovery Program to assist Iowa cities, counties, and other public bodies that are experiencing temporary or permanent loss of public funds invested or held for investment for public purposes, including funds held in a common investment pool organized under Chapter 28E. The Act establishes the program in the Iowa Finance Authority.

The Act authorizes the Iowa Finance Authority to make loans to municipalities in anticipation of the recovery of public funds that were lost, stolen, or converted while invested or held for investment in a common investment pool organized under Chapter 28E or separately. The loan may include the amount of the investment loss incurred by a municipality as of the date the loan agreement between the municipality and the authority is approved, plus amounts necessary for the municipality to cover certain related costs.

The Act sets out the security required for the loans. Judicial District Departments of Correctional Services may pledge appropriations or other grants-in-aid to secure loans under the program.

The Act sets out the requirements for the issuance of the bonds necessary to establish the loan fund under the program, the rights of the bondholders, and that the bonds or notes issued by the authority are not an indebtedness or other liability of the state. The Act also defines the powers of municipalities in entering into loan agreements under the program.

Finally, the Act makes a standby appropriation for the purposes of securing one or more loan agreements between the First and Third Judicial District Departments of Correctional Services and the authority. The contingent appropriations will be used only if the investment losses of the First and Third Judicial District Departments of Correctional Services are not recovered.

The Act takes effect February 7, 1992.

SENATE FILE 2097 - Substantive Code Corrections

BY COMMITTEE ON JUDICIARY. This Act adopts miscellaneous Code corrections of a substantive nature which adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, and remove ambiguities. The Act contains several applicability provisions, including retroactive applicability, and several effective date provisions.

SENATE FILE 2114 - Procedures Upon Closing of Polls

BY FRAISE. This Act provides a procedure for determining whether excess ballots are cast in an election by means of an electronic voting system or electronic tabulating system in which the ballots are to be counted at a counting center. Current procedure provides that election officials open the ballot box after voting is complete and count the number of ballots cast and compare that number with the number of declarations of eligibility. The Act provides that the comparison is made without the precinct election officials opening the ballot box by comparing the number of declarations of eligibility to the number of ballots cast as recorded in the electronic precinct reports. The Act requires that the number of special, unused, spoiled, or unvoted ballots be recorded, with each number recorded separately. The Act also requires that the time the ballot box is taken from the polling place and the time it is received at the counting center be recorded.

SENATE FILE 2117 - Governmental Services Card

BY VARN. This Act establishes a governmental services card advisory committee consisting of the Telecommunication and Information Management Council, representatives of the principal executive branch agencies, and representatives of private industry. The committee is to formulate a plan for the development and implementation of a statewide governmental services card system. The governmental services card shall be used

for any governmental purpose requiring identification, for electronic transfer of funds, for receiving state benefits and entitlements or paying indebtedness to the state, and for providing access to government information. The governmental services card system plan is to be submitted to the General Assembly by January 1, 1995.

SENATE FILE 2148 - Professional Licensing Boards - Disciplinary Hearings

BY COMMITTEE ON STATE GOVERNMENT. This Act allows certain professional licensing boards under the jurisdiction of the Department of Agriculture and Land Stewardship, the Department of Commerce, and the Iowa Department of Public Health to charge a fee not to exceed \$75 for conducting a disciplinary hearing which results in disciplinary action taken against a licensee by the board. In addition to the fee, a board may recover from a licensee the costs for obtaining a transcript, witness fees and expenses, depositions and medical examination fees incurred in certain circumstances, and associated personnel. The fees and costs collected pursuant to this Act are to be allocated to the board collecting them.

The Act takes effect April 23, 1992.

SENATE FILE 2198 - Treasurer of State - Acceptance of Credit Card Payments

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the Treasurer of State is the entity that must authorize a state department's acceptance of payments by credit card of money owed to that department. The Act also requires a department which accepts credit card payments to adjust its fees to reflect the cost of processing as determined by the Treasurer of State.

SENATE FILE 2216 - Deadlines for Collective Bargaining Agreements Involving Teachers

BY COMMITTEE ON BUSINESS AND LABOR RELATIONS. This Act changes the deadline for community colleges completing the collective bargaining process or receiving an arbitrator's decision, from April 15 to June 1, absent an impasse agreement providing for a different deadline. The Act also provides that the parties to a collective bargaining agreement for a community college may waive the June 1 deadline and select another date by mutual agreement.

The Act takes effect and applies to negotiations ongoing as of March 23, 1992.

SENATE FILE 2221 - Renewable Fuel Advisory Committee

BY COMMITTEE ON STATE GOVERNMENT. This Act adds two persons to the Renewable Fuel Advisory Committee established in the Department of Agriculture and Land Stewardship, including the Director of the Department of Natural Resources, or the Director's designee, and a person appointed by the Governor representing the renewable fuel industry in this state.

SENATE FILE 2235 - Title Guaranty Program

BY COMMITTEE ON COMMERCE. This Act relates to requirements imposed on abstractors who participate in the Iowa Finance Authority's Title Guaranty Program. The Act requires each participating abstractor to own or lease, and maintain and use in the preparation of abstracts, an up-to-date abstract title plant including tract indices. The tract indices are to include a reference to all instruments affecting the real estate recorded in the county recorder's office. Participating attorneys who have provided continuous abstract services from November 12, 1986, to the date of application are exempt from the requirements of this Act. The Title Guaranty Division is granted the authority to waive the requirements upon application of an attorney or abstractor if the requirements impose a hardship on the applicant and the waiver is in the public interest.

SENATE FILE 2301 - Unfair and Discriminatory Practices in Housing

BY COMMITTEE ON JUDICIARY. This Act amends Chapter 601A relating to unfair and discriminatory practices in housing. Amendments are made to Code 1991 and the Code Supplement 1991 to conform current housing law to the requirements of the United States Department of Housing and Urban Development. This Act defines the terms "covered multi-family dwelling," "familial status," and "unfair practice," and provides that it is an unfair or discriminatory practice for any person to interfere with another person's housing or real estate rights, not just an owner or agent of an owner.

The Act provides that exceptions to housing and real estate rights apply to the rights specified in Section 601A.8A, as well as Section 601A.8. Qualifications are also added to rights of religious institutions and

owner-occupied small residential buildings. This Act removes an exemption for compliance for housing accommodations in which residents of both sexes must share a common bathroom on the same floor and adds qualifications for the exemption allowed for housing accommodations for elderly persons (55 years of age or older).

The Act includes a number of requirements relating to procedures, hearings, and other enforcement tools for an alleged victim and the Iowa Civil Rights Commission.

The Act also provides that a commission order substantially affirmed by judicial review does not affect a housing or real estate action commenced before the commission order was issued.

SENATE FILE 2360 - Voluntary Limitation of Campaign Expenditures and Contributions - VETOED BY THE GOVERNOR

BY HUTCHINS. This bill would have provided for voluntary limitation of campaign expenditures and contributions for certain elective offices.

SENATE FILE 2384 - Government Ethics - FIRST EXTRAORDINARY SESSION

BY COMMITTEE ON RULES AND ADMINISTRATION. This Act changes the effective date of the repeal of the current gift law provisions that are contained in Section 56.10A. The date on which the current gift law provisions are scheduled to be repealed under H.F. 2466 is July 1, 1992. The new repeal date is December 31, 1992. The new gift law, which is contained in H.F. 2466, is scheduled to take effect on January 1, 1993.

SENATE FILE 2388 - Sale of WOI Television Prohibited - VETOED BY THE GOVERNOR - FIRST EXTRAORDINARY SESSION

BY COMMITTEE ON RULES AND ADMINISTRATION. This bill prohibited the sale of WOI television, currently owned and operated by Iowa State University of Science and Technology, by the State Board of Regents. The bill was to take effect upon enactment and would apply to any sale taking place on or after January 1, 1992.

SENATE JOINT RESOLUTION 2009 - Annual Meeting of Council of State Governments

BY HUTCHINS AND RIFE. This Joint Resolution provides that the rule of the Department of General Services that prohibits consumption of alcoholic beverages on the Capitol Complex and any contrary provisions of the Iowa Alcoholic Beverage Control Act are waived for a social event that will be held at the State Capitol on December 3, 1992, in conjunction with the 1992 Annual Meeting of the Council of State Governments.

HOUSE FILE 2061 - City Fire and Police Retirement Systems

BY COMMITTEE ON STATE GOVERNMENT. This Act contains several changes concerning the Statewide Fire and Police Retirement System contained in Chapter 411 of the Code. The Act provides that if a terminated city fire or police retirement system had insufficient funds to transfer on January 1, 1992, the date of creation of the statewide system, in order to fund its accrued liabilities, the city may enter into an amortization agreement with the statewide system to fund the liabilities over a period of time not to exceed 30 years. The Act further provides that in the alternative, the city may treat the accrued unfunded liability as legal indebtedness to the statewide system for the purpose of certain provisions of Iowa law concerning general obligation bonds. These provisions apply retroactively to May 3, 1990.

The Act also contains provisions concerning cities that had excess funds, as determined by the actuary of the statewide system, at the time of transfer of funds to the statewide system. The Act establishes different assumptions to be used by the actuary in determining whether the cities would still have excess funds or not. Based upon the different assumptions, certain cities may use excess funds, as determined by the city council, to reduce only the city's contributions to the system, or to reduce both the city's and the members' contributions to the system. Under the Act, based upon the assumptions used, other cities may use the funds only to reduce the city's contributions to the system. These provisions apply retroactively to May 3, 1990.

The Act further provides for participation in certain state benefit programs by employees of the Board of Trustees for the statewide system.

The Act takes effect May 4, 1992.

HOUSE FILE 2172 - Nonsubstantive Code Corrections

BY COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT. This Act makes Code changes and corrections which are considered to be nonsubstantive and noncontroversial, in addition to style changes.

HOUSE FILE 2243 - Accountancy

BY COMMITTEE ON STATE GOVERNMENT. This Act establishes new minimum educational requirements for persons seeking licensure as a certified public accountant. Beginning in the year 2001 applicants must have at least 150 semester hours, or the trimester or quarter equivalent of 150 hours, of college education, including a baccalaureate degree or higher degree, to be eligible for licensing as a certified public accountant. The educational program is to include an accounting concentration or equivalent. Section 116.20, subsection 2, paragraph "d", is struck effective July 1, 1993.

HOUSE FILE 2392 - Boxing and Wrestling Matches - Reports and Taxes

BY COMMITTEE ON STATE GOVERNMENT. This Act extends from 24 hours to 20 days the time by which a report must be furnished to the State Commissioner of Athletics and a tax must be paid to the Treasurer of State after a boxing or wrestling match has been conducted.

HOUSE FILE 2394 - Disclosure of and Access to Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR

BY COMMITTEE ON STATE GOVERNMENT. This bill would have changed provisions relating to the secrecy of the files or information obtained or maintained by the Office of Citizens' Aide by removing the Governor from, and adding the Legislative Council to, the list of individuals who may require the disclosure of information. The bill also would have qualified the extent to which information could be required to be disclosed by the Citizens' Aide.

With respect to Citizens' Aide access to information or assistance from other agencies, the bill would have provided that assistance and information, which is for purposes of determining whether an investigation by the Citizens' Aide should be conducted, be included among the types of information that the Citizens' Aide could request and receive. The bill also would have allowed the Citizens' Aide to examine and copy records that are confidential by law unless prohibited by law or privilege or the examination and copying would result in loss of federal funds. Attendance at confidential hearings by the Citizens' Aide would have been permitted with the consent of the interested party under the bill.

HOUSE FILE 2426 - Radiation Machines Used for Mammography

BY COMMITTEE ON HUMAN RESOURCES. This Act provides that the Iowa Department of Public Health is to inspect, register, and authorize radiation machines used for mammography. The Act establishes standards that radiation machines must meet to be authorized for use. The department may establish fees related to the application process and inspection fees sufficient to cover the costs of implementing this section. The department is directed to adopt rules specifying the minimum training and performance standards for an individual using a radiation machine for mammography. The rules adopted are to complement federal requirements and are not to be less stringent than the federal requirements. The Act is not applicable until October 1, 1992.

HOUSE FILE 2428 - Civil Liability for Sale of Beer, Wine, or Liquor

BY COMMITTEE ON STATE GOVERNMENT. This Act provides that the Dramshop Act, Section 123.92, applies to a liquor licensee or permittee whose license or permit was issued by another state. The Act also provides that the remedy provided by the Dramshop Act applies retrospectively to actions pending in trial or appellate courts prior to July 1, 1992.

The Act further provides that class "E" liquor control licensees are exempt from the financial responsibility requirement of the Dramshop Act.

HOUSE FILE 2435 - Wallace Technology Transfer Foundation

BY COMMITTEE ON SMALL BUSINESS, ECONOMIC DEVELOPMENT, AND TRADE. This Act changes the composition of the board of directors of the Wallace Technology Transfer Foundation of Iowa, by eliminating

the chairperson of the Iowa Product Development Corporation and a member of the Business Development Finance Corporation, and adding two additional public members, one appointed by the Governor and one by the Secretary of Agriculture. The Act requires that the public members serving on the board and the executive director of the foundation be familiar with technology transfer. The Act also provides that as a goal, not less than 75 percent of the efforts of the foundation should be directed at existing business and industry.

HOUSE FILE 2450 - Public Retirement Systems

BY COMMITTEE ON STATE GOVERNMENT. This Act makes several changes pertaining to public retirement systems, including the Public Safety Peace Officers' Retirement, Accident and Disability System (Chapter 97A), the Iowa Public Employees' Retirement System (IPERS, Chapter 97B), the Statewide Fire and Police Retirement System (Chapter 411), and the Judicial Retirement System (Chapter 602). The Act also makes changes concerning retirement benefits for persons in public employment prior to July 1953.

For persons with service prior to July 1953, the Act increases the monthly benefit by \$10 per month for persons receiving benefits under the Old-Age and Survivors' Insurance System, a system which was a predecessor to IPERS. The Act also increases benefits by \$10 per month for teachers who retired prior to July 4, 1953.

The Act includes technical as well as the following substantive changes to the Public Safety Peace Officers' Retirement, Accident and Disability System contained in Chapter 97A:

1. Adds provisions to both accidental and ordinary disability provisions that if a person's membership first commenced on or after July 1, 1992, the member shall not be eligible for benefits with respect to a disability which would not exist, but for a medical condition which was known to exist on the date that membership commenced.

2. Provides that if a member has had 22 or more years of service, the member shall receive a disability retirement allowance that is equal to the greater of the benefit that the member would have received as a retirement allowance if the member were 55, or the disability pension otherwise calculated under the applicable accident or ordinary disability provisions.

3. Provides that, with respect to provisions covering employment in a gainful occupation after receiving ordinary or accidental disability, if the salary scale associated with a member's rank at retirement subsequently changes, earnable compensation shall be based upon the salary an active member currently would receive with the same rank and seniority. The Act also provides that if a disability beneficiary under the age of 55 becomes an active member, the person shall contribute at the rate payable by other members of comparable rank, seniority, and age.

The Act includes the following significant changes to the Iowa Public Employees' Retirement System (IPERS) contained in Chapter 97B:

1. Eliminates the position of IPERS administrator, and leaves the primary administrative responsibilities to a chief investment officer and a chief benefits officer.

2. Tightens restrictions upon the IPERS trust fund, explicitly states that the fund is to be used for the exclusive benefit of the members and their beneficiaries, and states that if as a result of across-the-board budget cuts, the Governor has reduced the moneys appropriated from the IPERS trust fund to the Department of Personnel for administration and operation of the retirement system, it is the intent of the General Assembly that the amount by which the appropriation has been reduced should be transferred from the retirement fund to the Department of Personnel for the purpose of administration of the system.

3. Allows the Department of Personnel the discretion to use representative payees as an alternative to court-appointed conservators.

4. Eliminates the requirement that an employee earn at least \$300 per calendar quarter to be included in employment covered by IPERS, and in its place, relies upon specific exclusions from covered employment and a

new definition of temporary employee. The Act also provides a special definition of adjunct instructors, and provides that they are temporary employees not covered by IPERS.

5. Provides that employees of the Board of Trustees for the Statewide Fire and Police Retirement System may elect IPERS coverage. This provision takes effect April 30, 1992, and applies retroactively to January 1, 1992.

6. Allows employees who terminated IPERS coverage in order to elect coverage under the Teachers Insurance and Annuity Association - College Retirement Equity Fund to receive a refund of their IPERS contributions, plus interest.

7. Allows prior service credit under a pre-IPERS retirement system to be used in computation of a member's retirement benefits under IPERS, and also allows members to buy back prior service without also buying back any IPERS service for which they have taken a refund.

8. Changes provisions relating to reemployment. The Act adjusts upwards the amount which a reemployed retired member between the ages of 55 and 65 can earn without having retirement benefits suspended, up to \$7,440, the current Social Security level. The Act clarifies a number of other issues related to reemployment.

9. Includes intent language concerning possible future benefit changes, by stating that once the goal of 60 percent of the three-year average covered wage is attained for a percentage multiplier, the Department of Personnel shall submit to the Public Retirement Systems Committee a plan for future benefit enhancements.

10. Provides for the payment of dividends for retired members at the levels provided in November of 1990 and 1991 to be paid in November of 1992 and 1993.

11. Allows a member's years in service to include both service in a protection occupation and service as a sheriff or deputy sheriff. The Act also includes fire prevention inspector peace officers employed by the Department of Public Safety within the protection occupation classification.

12. Changes provisions concerning members who retire from the system due to disability and receive disability benefits pursuant to the United States Railroad Retirement Act, to conform to changes made for persons similarly situated during the 1991 Session. These provisions take effect April 30, 1992, and apply retroactively to July 1, 1990.

13. Establishes a time limit of two years for a beneficiary to apply for death benefits.

14. Increases restrictions pertaining to what constitutes a bona fide retirement, by requiring retirees to be out of covered employment for four months, rather than the previous requirement of one month. Under the Act, the member will still receive benefits one month after termination, subject to revocation if the person returns to covered employment within four months.

15. Changes provisions concerning buy-ins by persons with service from other public retirement systems. Under the Act, these changes allow service credit for persons from other public systems who had performed service comparable to service covered by IPERS, allow persons to buy in time based upon previous service several years back through the use of an inflation factor as determined by the Department of Personnel, and allow eligible members to buy in partial service in increments of no less than one year.

16. Changes several provisions concerning the veteran's credit. The Act allows persons to buy in service several years back through the use of an inflation factor as determined by the Department of Personnel, and allow members to buy in time for military service in increments of no greater than one year and no less than one calendar quarter. However, under the Act, the member may not make contributions in an increment of less than one year more than once.

17. Provides a number of technical and grammatical changes.

The Act contains the following changes concerning the Statewide Fire and Police Retirement System contained in Chapter 411:

1. Rewrites the definition of earnable compensation.
2. Requires the Board of Trustees to submit a certified audit report to the Auditor of State annually, and to comply with applicable filing fee requirements.
3. Clarifies provisions concerning service retirement allowances. These provisions take effect April 30, 1992, and are retroactive to January 1, 1992.
4. Adds provisions to both accidental and ordinary disability provisions that if a person's membership first commenced on or after July 1, 1992, the member shall not be eligible for benefits with respect to a disability which would not exist, but for a medical condition which was known to exist on the date that membership commenced.
5. Provides that if a member has had 22 or more years of service, the member shall receive a disability retirement allowance equal to the greater of the benefit that the member would have received as a retirement allowance if the member were 55 years of age, or the disability pension otherwise calculated under the applicable accident or ordinary disability provisions.
6. Provides that the participating cities perform certain functions pertaining to temporary disability and that the Board of Trustees has no jurisdiction until the city finds that the disability is likely to be permanent.
7. Rewrites a provision concerning optional retirement benefits.
8. Provides technical changes to the contribution rates in effect on or after July 1, 1996, to effectuate the intent of the General Assembly in enacting the legislation creating the statewide system during the 1990 Session.
9. Provides that the actuary of the statewide system shall redetermine the accrued liabilities of the terminated city systems as necessary to take into account additional amounts payable by the city which are attributable to errors or omissions which occurred prior to the creation of the statewide system or which were pending on the date the statewide system was created. This change takes effect April 30, 1992, and applies retroactively to January 1, 1992.
10. Provides benefits for certain persons who terminated employment with a participating city before the statewide system was formed. Under the Act, benefits for a person are reduced to take into account the person's years of service under 22 years, and qualified members must apply for coverage no later than September 1, 1992.

The Act makes the following changes to the Judicial Retirement System contained in Chapter 602:

1. Establishes an optional retirement benefit and decreased annuity for judges who are at least 55 years of age and who have served at least 20 consecutive years. The Act was amended in S.F. 2367, with a technical amendment concerning spousal and dependent benefits for these judges.
2. Caps the escalator for senior judges at the salary earned by active judges during the 12-month period in which the senior judge turns 78 years of age, rather than the current salary at the time of payment. The change applies only to persons who become senior judges on or after January 1, 1993.

THE GOVERNOR ITEM VETOED THE FOLLOWING:

A provision establishing a standing unlimited appropriation to fund the costs of the Iowa Senior Judge Act from the General Fund, rather than the Judicial Retirement Fund, effective with FY 1994.

HOUSE FILE 2454 - Retirement Incentives and Efficiency in Government

BY COMMITTEE ON APPROPRIATIONS. This Act provides for efficiency in state government through various measures including a program for early retirement of certain state employees.

The Act allows employees of the executive branch or the judicial branch of the state who are members of the Iowa Public Employees' Retirement System or the Iowa Department of Public Safety Peace Officers' Retirement, Accident, and Disability System, who at the date of retirement are receiving full health or medical insurance benefits pursuant to a program in which the state contributes, and who are not receiving disability payments under the state employees' disability insurance program, and who have at least 20 years of membership service, to continue to participate in the health or medical insurance program in which the employees are enrolled on April 1, 1992. This provision of the Act applies to employees who retire on or after May 15, 1992, and before January 15, 1993, apply to receive benefits under this Act prior to January 15, 1993, and are at least 59 years of age at the time of retirement.

Under the Act, the state will continue to pay the employer's portion of the premium at the cost existing at the time of retirement under the program for a retiree until the retiree reaches the age of 65, if the retiree sends written notification to the Department of Personnel between May 22, 1992, and November 15, 1992, of the intent to retire and the anticipated date of retirement. Any additional premium costs for coverage incurred after the time of retirement will be paid by the retiree. A retiree who participates in the program cannot accept further employment with the state or political subdivision of the state, other than election to public office. This portion of the Act does not apply to members of the General Assembly or employees of the State Board of Regents.

In addition to provisions regarding early retirement incentives described above, the Act states that the General Assembly supports the concept of total quality management achieved through an incremental long-term process involving employee teams examining and improving work procedures, using data-based problem-solving tools to analyze work systems, and making improvements that enhance service. The Act requires that certain initiatives be performed in order to accomplish these goals, including reduction of layers of management in executive branch agencies by July 1, 1994, increase of the ratio of the number of employees per supervisor for executive branch agencies by July 1, 1993, and evaluation of the state's system of job classification for state employees. The Act states that in implementing of this provision, priority will be given to elimination or reduction of middle management employee positions, to elimination or deferral by executive branch agencies of purchases and out-of-state travel, and then to elimination of nonmiddle management positions or elimination of positions due to early retirement. The Act requires that several reports be submitted to the General Assembly or specified committees of the General Assembly regarding the progress of the implementation of this provision of the Act.

The provisions regarding early retirement incentives take effect May 22, 1992.

HOUSE FILE 2466 - Government Ethics

BY COMMITTEE ON STATE GOVERNMENT. This Act makes a variety of changes in the current conflict of interest provisions that apply to state and local officials, makes several adjustments in the campaign finance law, adds the discipline of court employees to the duties of the Judicial Qualifications Commission, and provides for the appointment of legal counsel for the Judicial Qualifications Commission.

Within the Iowa Public Officials Act, the definition of agency is changed to clearly include the members of statewide offices, and the definition of gift is changed to exclude items under \$3, items and services received at certain national conferences, and actual expenses associated with a presentation. A definition of honorarium is added, as is a definition of the term lobbyist. The terms public official and public employee are defined and include both state and local officials and employees.

The Act contains a rewrite of the public bids requirement to include services sold to a state agency, although instruction performed at an accredited educational institution is exempted from the definition of services provided that the person possesses the appropriate credentials.

Under the Act, sales of goods or services by legislative employees and members of the office of the Governor, unless the sale is made under certain conditions, are prohibited.

The Act establishes a two-year ban on lobbying activities for former executive branch and legislative employees, employees of the Attorney General's Office, and state-level elected and appointed officials. The current ban on postemployment appearances by state officials and employees is expanded to include members of the General Assembly, legislative employees, and, through the change in the definition of official, members of certain state offices that may not have been included in the previous ban.

The receipt of gifts by public officials, public employees, candidates, or members of those persons' immediate family is prohibited, unless the gift is of food, beverages, travel, and lodging and is given by certain persons in conjunction with an economic development effort or the gift is donated to the state or a bona fide educational or charitable organization. Members of the General Assembly are not to sell tickets for community-related social events that are held during session for members of the General Assembly. A public official or public employee is prohibited from accepting an honorarium. However, the definition of honorarium contains several exceptions.

The Act prohibits officials, legislators, state employees, or candidates for state office from seeking or accepting a loan or series of loans from a person who is a lobbyist.

The Act also updates the penalty section of the Iowa Public Officials Act to include violation of several other statutes as public offenses that are punishable as serious misdemeanors.

Current provisions establishing the legislative ethics committees for both houses of the General Assembly are amended. The Supreme Court members of both committees are removed and the committees are balanced by political affiliation by providing for three appointments each by the majority leader and minority leader of each chamber. In addition to current duties, under the Act, the committees hear complaints for which an independent special counsel has found probable cause to proceed. A procedure setting out the parameters of the hearing process for ethics hearings before the committee of either house is included in the changes made to Section 68B.10. Each complaint filed will be reviewed for formal sufficiency by the committee and, if found to be sufficient as to form, forwarded to the independent special counsel for investigation and a determination of whether there is probable cause to believe that a violation has occurred. If probable cause is found, the ethics committee will sit as the trier of fact and law on the complaint and the independent special counsel will prosecute the complaint before the committee. Ethics complaints must be heard within nine months of the filing of the complaint and final disposition of violations established by a preponderance of clear and convincing evidence must be made within 30 days of the conclusion of the hearing on the complaint.

The Act establishes a procedure for the filing and hearing of complaints against state officials, state employees, and lobbyists before the executive branch. The procedure is virtually identical to that used before the legislative ethics committees, except the determinations of sufficiency of the complaints and the hearings are to be held before the Executive Council. The Executive Council is responsible for the imposition of penalties or the requesting that the affected agency impose penalties upon the offender. The Act provides for judicial review of the actions of the Executive Council and judicial enforcement of the orders of the Executive Council under Chapter 17A.

The Act contains provisions which relate to the independent special counsel who is to conduct the investigations of and prosecute the complaints against members of the General Assembly, lobbyists, officers, or employees in state government. The independent special counsel is given extensive subpoena powers. If special counsel finds that a complaint that has been referred for investigation is without merit, counsel shall report the determination to the Executive Council or the appropriate ethics committee for dismissal. If special counsel finds that there is probable cause to believe that a violation has occurred, the matter is then referred to the Executive Council or the appropriate ethics committee for hearing. Independent special counsel is appointed by the Supreme Court at the request of the Executive Council or one of the ethics committees.

The Act provides for personal financial disclosure by state-level officials, members of the General Assembly, and candidates for state office.

A lobbyist before the General Assembly will continue to register in substantially the same manner as is done currently by filing the registration statement and any amendments with the Chief Clerk of the House of

Representatives or the Secretary of the Senate. A lobbyist before an executive branch agency is to file the statement and any amendments either directly with the Executive Council or with the agency that the lobbyist is appearing before. If a lobbyist files the statement with an agency, the agency is to forward a copy of the information to the Executive Council. Registration is on an annual basis. The Act contains a requirement that a lobbyist file monthly reports disclosing the campaign contributions made by the lobbyist, the recipients of the campaign contributions, and a list of the lobbyist's clients. The Act also requires the lobbyist's clients to twice yearly report the salaries, fees, and retainers paid by the clients to a lobbyist for lobbying purposes.

The Supreme Court is to establish a code of ethics for all officers and employees of the court and, if a violation is complained of, the Judicial Qualifications Commission is given the authority to handle the charges. The Judicial Qualifications Commission is given the authority to hire legal counsel.

The Act changes the definition of candidate to include judges standing for retention in a judicial election for purposes of the Campaign Disclosure-Income Tax Checkoff Act. The Act strikes the current 14-day campaign contribution report required during the legislative session by the candidate's committee of any state officeholder. The Act contains a new prohibition against the receipt of contributions by elected state officials, members of the General Assembly, or candidates for state office from lobbyists or political committees, which are not state or county statutory committees or national political parties, during the regular legislative session and, in the case of the Governor or gubernatorial candidates, in the time for signing of bills following the adjournment of a legislative session. The Act adds constituency services as a permissible use of campaign funds. The Campaign Finance Disclosure Commission is required to adopt rules listing proper uses of campaign funds. The transfer of campaign funds from one candidate's committee to the committee of another candidate is banned by the Act. The holdover of funds from one election year is permitted unless the candidate's committee is dissolved. A candidate for statewide or legislative office is prohibited from establishing, directing, or maintaining a political committee.

The Act provides for a joint state-level legislative council and gubernatorial effort to study the matters examined by the Reform Committee on Government Ethics and Procedures and the matters examined during the 1992 Session of the 74th General Assembly. The Act contains provisions for the creation of a joint study by the League of Iowa Municipalities, the Iowa State Association of Counties, and the Iowa Association of School Boards to examine personal financial disclosure, the establishment of a code of ethics for local officials, procedures for the enforcement of ethical standards and the prosecuting of complaints, educational mechanisms, and gifts received during economic development efforts. The committees are to report to the General Assembly and the Governor by January 1, 1993. The Supreme Court is required to prescribe rules establishing a code of ethics by January 1, 1993.

The current legislative code of ethics is to remain in effect until amended or rescinded as a result of legislative action on the recommendations of the state-level study. This provision takes effect July 1, 1992.

The Act provides that the revolving door provisions that prohibit lobbying and certain appearances within two years of leaving employment apply to persons employed on or after July 1, 1992.

The Act repeals the current provision contained in Chapter 56 that requires the reporting of the receipt of honoraria.

The provisions relating to use of campaign funds for constituency services, the ban on candidate-to-candidate transfers and candidate political committees, and the studies take effect June 2, 1992. The revolving door provisions, the ban on postemployment appearances, and the rules relating to proper campaign expenses take effect July 1, 1992. All remaining substantive provisions take effect January 1, 1993. The Code Editor is permitted to renumber Chapter 68B as necessary.

HOUSE FILE 2487 - Disclosure of Information by the Office of Citizens' Aide - VETOED BY THE GOVERNOR BY MCKINNEY. This bill was identical to H.F. 2487, that was vetoed by the Governor, except this bill did not remove the Governor from the list of individuals who may require the disclosure of information by the Office of Citizens' Aide.

HOUSE JOINT RESOLUTION 4 - Proposed Constitutional Amendment - Dueling

BY SPEAR. This Joint Resolution proposes, to the electorate for ratification at the 1992 general election, an amendment to the Constitution of the State of Iowa repealing the constitutional provision which forever disqualifies participants of a duel from holding office.

TAXATION

- SENATE FILE 531** - Property Tax Exemption for Nonprofit Entity
- SENATE FILE 2034** - Retail Sales and Use Taxes - Income Tax Adjustments - Miscellaneous Provisions - VETOED BY THE GOVERNOR
- SENATE FILE 2298** - Sales Tax Exemption
- SENATE FILE 2364** - Payment of Drainage or Levee Tax Assessments
- SENATE FILE 2365** - Property Tax Exemption for Certain Institutions
- SENATE FILE 2381** - Repeal of Tax on Consulting Services - FIRST EXTRAORDINARY SESSION
- HOUSE FILE 695** - Excise Tax on Automobile Rentals
- HOUSE FILE 2269** - Property and Other Local Taxes - Collection and Administration
- HOUSE FILE 2401** - Internal Revenue Code References
- HOUSE FILE 2449** - Sales and Use Tax Exemptions for Certain Drugs and Devices
- HOUSE FILE 2464** - Property Tax Exemption for Certain Institutions in Certain Counties
- HOUSE FILE 2470** - Urban Revitalization Tax Exemptions
- HOUSE FILE 2478** - Repeal of Seed Capital Tax Credit
- HOUSE FILE 2483** - Interstate Income Tax Agreements
- HOUSE FILE 2484** - Taxation of Speculative Shell Buildings

RELATED LEGISLATION

- SENATE FILE 2116** - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act includes provisions affecting the registration fees for multipurpose vehicles and imposes the sales and use tax on goods and services which were not previously taxed.
- SENATE FILE 2249** - Racing and Gaming
SEE GAMING. This Act amends provisions relating to tax matters concerning horse and dog tracks.
- SENATE FILE 2338** - Use of Local Option Tax Moneys
SEE LOCAL GOVERNMENT. This Act allows local governments to change the use designated for a local option tax through an election at which the majority of those voting favor the change in use.
- SENATE FILE 2346** - Vehicle Registration Fees and Sales Tax on Services
SEE TRANSPORTATION. This Act amends 1992 Iowa Acts, S.F. 2116, by imposing registration fees on multipurpose vehicles based upon a set fee schedule, by making technical corrections to sales tax provisions relating to solid waste disposal services, and by exempting certain additional services taxed by S.F. 2116 until September 1, 1992. Senate File 2346 is amended by H.F. 2477 to require a two-tiered fee structure for multipurpose vehicle registration fees.
- SENATE FILE 2347** - Appropriations - Agriculture and Natural Resources
SEE APPROPRIATIONS. This Act removes discretion granted to the Governor to support medical assistance and foster care by use tax revenues. The Act also increases the amount of revenue from the use tax dedicated to support ethanol production.

- HOUSE FILE 2392** - Boxing and Wrestling Matches - Reports and Taxes
SEE STATE GOVERNMENT. This Act extends from 24 hours to 20 days the time by which a tax must be paid to the Treasurer of State after a boxing or wrestling match has been conducted.
- HOUSE FILE 2400** - Emergency Medical Services
SEE HEALTH & SAFETY. This Act authorizes a county to impose a county-wide local option income surtax or ad valorem property tax or a combination of the two for the purposes of funding emergency medical services equipment, facilities, and training, and authorizes the formation of benefited emergency medical services districts for the purpose of obtaining emergency medical services equipment and facilities or the provision of emergency medical services.
- HOUSE FILE 2412** - Educational Finance
SEE EDUCATION. This Act allows school districts to carry forward the 67.5 cent schoolhouse levy for a reorganized district, allows funds previously authorized under the site levy to be expended for purposes authorized under the physical plant and equipment levy, and allows funds previously authorized for early retirement and unemployment insurance to be carried over and expended for the purposes approved under the management levy.
- HOUSE FILE 2443** - County Officers' Powers and Duties
SEE LOCAL GOVERNMENT. This Act makes technical amendments to duties and procedures of the county recorder, assessor, auditor, and treasurer relating to fees, tax exemptions, and recording documents.
- HOUSE FILE 2456** - Renewable Fuel - Ethanol Production
SEE AGRICULTURE. This Act establishes a program administered by the Office of Renewable Fuel of the Department of Agriculture and Land Stewardship which provides financial incentives to support the increased production of ethanol used as an additive in motor vehicle fuel, by authorizing the payment of incentives to qualified producers from a special account supported by moneys collected by the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment.
- HOUSE FILE 2477** - Motor Vehicle Registration Fees
SEE TRANSPORTATION. This Act creates a two-tiered approach for determining registration fees for multipurpose vehicles by basing the determination on the model year of the vehicle. It also provides for deductibility of the amount of the fee that is based upon the value of the vehicle.
- HOUSE FILE 2481** - State Assistance for Federal Project
SEE BONDING AND DEBT FINANCE. This Act, in order to assist local communities in the Quad Cities area in making capital improvements to induce the United States Department of Defense to consolidate financial and accounting services at a site within or adjacent to the borders of Iowa, authorizes up to 2 percent of the wages paid, which are withheld for state income tax purposes, to the employees of the new jobs resulting from this federal project be used to pay the principal and interest of bonds issued to make capital improvements to the site where the United States Department of Defense will consolidate its finance and accounting services.
- HOUSE FILE 2486** - Statutory Appropriations and Other Budgetary Matters
SEE APPROPRIATIONS. Division I of this Act relates to the state sales tax and was item vetoed in its entirety by the Governor. Division V of this Act relates to individual state income tax deductions. Division VII relates to tax credits, franchise tax allocations to local governments, and personal property tax replacement.

TAXATION

SENATE FILE 531 - Property Tax Exemption for Nonprofit Entity

BY CONNOLLY. This Act requires a county board of supervisors to abate the property taxes or refund the taxes, if paid, which were due and payable in the fiscal year July 1, 1989, of a nonprofit entity which provides services to the blind, if the entity did not file for a tax exemption before July 1, 1988, because the closing on the purchase of the property by the nonprofit entity did not occur until July 1988.

The Act takes effect April 22, 1992, and is repealed August 15, 1992.

SENATE FILE 2034 - Retail Sales and Use Taxes - Income Tax Adjustments - Miscellaneous Provisions - VETOED BY THE GOVERNOR

BY COMMITTEE ON WAYS AND MEANS. This bill would have amended or created a number of Code provisions relating to taxation. The bill would have done the following: required that a voter registration form be placed in the individual income tax booklet which will be filed in a general election year; deleted an exception to immediate successor liability of a taxpayer; required that corporations, persons, and government agencies and their agents report income payments to individuals to the Department of Revenue and Finance; removed the \$1,000 threshold for the reporting of incomes and replaced it with the federal income tax thresholds if the income is taxed under the Internal Revenue Code; added three types of income to the reporting requirement; required that Iowa income tax be withheld on winnings from slot machines; provided that all types of national, private, co-operative, and savings banks are exempt from the Iowa corporation income tax; removed the requirement that all members of an affiliated group of corporations that are not subject to the Iowa corporation income tax but are unitary with those which are subject to Iowa corporation income tax must be included in a consolidated Iowa income tax return; excluded carpeting from the definition of building materials for the purposes of Iowa sales and services tax and provided that the sale of carpeting would be taxed as a sale of ordinary tangible personal property; imposed a services tax on vehicle repair and vehicle wash and wax; allowed a taxpayer to waive the period of limitation applicable to the assessment and collection of sales, services, and use tax; and provided that inheritance tax returns, estate tax returns, and generation skipping transfer tax returns are confidential and cannot be disclosed unless allowed by statute.

The bill also provided for an increase in the rate of the state sales and use taxes from 4 percent to 5 percent that would have been effective June 1, 1992. The bill provided that the 1 percent increase in the state use tax would go to the State General Fund. The bill also provided for building contractors to receive a refund of the increase in sales and use tax on construction materials used pursuant to contracts entered into prior to June 1, 1992. See H.F. 2486 for provisions relating to the state sales and use taxes that were contingent upon the passage of this bill.

Finally, the bill would have increased the amount of income that can be earned by an individual before state income tax is imposed from \$7,500 or less to \$13,500 or less for married persons, heads of household, or surviving spouses and from \$5,000 or less to \$9,000 or less for all others.

SENATE FILE 2298 - Sales Tax Exemption

BY COMMITTEE ON AGRICULTURE. This Act excludes from the state's retail sales tax hay, straw, paper, or other materials used for bedding in the production of agricultural livestock or fowl.

SENATE FILE 2364 - Payment of Drainage or Levee Tax Assessments

BY COMMITTEE ON WAYS AND MEANS. This Act authorizes the governing body of a drainage or levee district, as an alternative under Section 468.55, to have the drainage or levee tax assessments paid in two installments, which was the law prior to the enactment of H.F. 2269 in the 1992 Session, which requires payment to be made in one installment by October 1.

The Act takes effect April 29, 1992, and applies to drainage or levee tax assessments payable on or after that date.

SENATE FILE 2365 - Property Tax Exemption for Certain Institutions

BY COMMITTEE ON WAYS AND MEANS. This Act requires a county board of supervisors to abate the property taxes or refund the taxes, if paid, which were due and payable in the fiscal year beginning July 1, 1992,

of exempt literary, scientific, charitable, benevolent, agricultural, and religious institutions which purchased property, if the entity did not file for a tax exemption before July 1, 1991, because the closing on the purchase of the property by the institution did not occur until July 1991.

The Act takes effect April 29, 1992, and is repealed August 15, 1992.

SENATE FILE 2381 - Repeal of Tax on Consulting Services - FIRST EXTRAORDINARY SESSION

BY COMMITTEE ON WAYS AND MEANS. This Act repeals the sales and use taxes on consulting services. The repeal applies retroactively to April 1, 1992, when the sales and use taxes were imposed on consulting services. If a person has paid the tax, the person may claim a refund if the claim is filed prior to October 1, 1992.

The Act also amends an effective date in S.F. 2034, which was vetoed by the Governor. The provision related to the filing of consolidated returns by corporations whose operations constitute a part of a unitary business.

The Act takes effect May 28, 1992.

HOUSE FILE 695 - Excise Tax on Automobile Rentals

BY COMMITTEE ON WAYS AND MEANS. This Act imposes, on July 1, 1992, a 4 percent excise tax on the rental of automobiles for 60 days or less if the rental is also subject to the state sales and use taxes. In addition, the Act exempts from the use tax the purchase of automobiles subject to registration if the automobiles are to be used by a business that rents these automobiles or a motor vehicle dealer that rents these automobiles for 60 days or less and the rental is subject to the excise tax. Moneys collected from this excise tax will be credited to the General Fund of the State. The use tax exemption applies retroactively to July 1, 1982, for motor vehicles rented by motor vehicle dealers under certain conditions.

HOUSE FILE 2269 - Property and Other Local Taxes - Collection and Administration

BY BRAND. This Act makes technical and coordinating amendments to the property tax laws on the collection and administration of property taxes to reflect the changes made by H.F. 687 during the 1991 Session. These technical and coordinating amendments are intended to provide consistency in the collection of real property taxes and related tax sales and redemption in regard to delinquent taxes.

The Act takes effect April 1, 1992, except for a provision related to the additional homestead credit for low-income individuals for unpaid special assessments due on the homestead, which takes effect January 1, 1993.

HOUSE FILE 2401 - Internal Revenue Code References

BY COMMITTEE ON WAYS AND MEANS. This Act updates the Iowa Code reference to the federal Internal Revenue Code in order to include 1991 federal statutory changes. The updated reference applies retroactively to tax years beginning on or after January 1, 1991.

The Act takes effect May 22, 1992.

HOUSE FILE 2449 - Sales and Use Tax Exemptions for Certain Drugs and Devices

BY COMMITTEE ON WAYS AND MEANS. This Act exempts from the state sales and use tax the sale or rental of prescription devices, and the sale or rental of any drug or device that would be covered by Title XVIII or Title XIX of the Federal Social Security Act (Medicare and Medicaid). The Act also includes ostomy, urological, and tracheostomy devices and supplies in the definition of "prosthetic devices" which are exempt from the sales and use tax.

The Act applies retroactively to January 1, 1987. Claims for refund of tax paid must be filed before December 31, 1992.

HOUSE FILE 2464 - Property Tax Exemption for Certain Institutions in Certain Counties

BY COMMITTEE ON WAYS AND MEANS. This Act requires the board of supervisors of a county with a population between 165,000 and 175,000 to abate the property taxes or refund the taxes, if paid, which were due and payable in the fiscal years beginning July 1, 1990, and July 1, 1991, of an institution described in Section

427.1, subsection 9, where the present and previous owners failed to timely file for an exemption for the property taxes. The Act may establish a state mandate under Chapter 25B.

The Act takes effect April 29, 1992, and is repealed August 15, 1992.

HOUSE FILE 2470 - Urban Revitalization Tax Exemptions

BY COMMITTEE ON WAYS AND MEANS. This Act treats centrally assessed utility property, except electric power generating plants, as commercial or industrial property for purposes of receiving property tax exemptions for improvements made to the property in an urban revitalization area. Present law authorizes property tax exemptions for improvements to real property assessed as residential, agricultural, commercial, or industrial property within an urban revitalization area.

The Act takes effect April 29, 1992, and applies to urban revitalization areas in existence on or before this date. The Act is repealed July 1, 1997.

HOUSE FILE 2478 - Repeal of Seed Capital Tax Credit

BY COMMITTEE ON WAYS AND MEANS. This Act extends the sunset of the seed capital tax credit to January 1, 1996. Currently, the seed capital tax credit is repealed January 1, 1993, for individual investors and January 1, 1994, for corporate investors.

HOUSE FILE 2483 - Interstate Income Tax Agreements

BY COMMITTEE ON WAYS AND MEANS. This Act repeals and replaces present language providing authority for the Director of Revenue and Finance to enter into reciprocal agreements with tax officials of other states. The Act also prohibits the withholding of Iowa income taxes or information reporting associated with pensions, annuities, or deferred compensation paid to a nonresident of Iowa. However, the income would remain taxable if it is associated with employment within the state.

The Act takes effect May 26, 1992, and is retroactively applicable to January 1, 1992, for tax years beginning on or after that date.

HOUSE FILE 2484 - Taxation of Speculative Shell Buildings

BY COMMITTEE ON WAYS AND MEANS. This Act permits for-profit entities to construct speculative shell buildings and receive a property tax exemption, if it is granted by a city or county, until the building is leased or sold. In addition, the for-profit entity would be able to depreciate the cost of the building at a faster rate than normal for state individual and corporate tax purposes during the period for which it receives the property tax exemption. However, the property tax exemption and the faster depreciation rate would not be allowed if the building is used by the for-profit entity, subsidiary of the for-profit entity, or the majority owners of the for-profit entity for other than as a speculative shell building.

A speculative shell building is a structure constructed or reconstructed without a tenant or buyer for the purpose of attracting a person to complete the building to the person's specifications for manufacturing, processing, or warehousing the person's product line.

The provision related to depreciation for individual income taxpayers applies retroactively to January 1, 1992, for tax years beginning on or after that date. The provision related to depreciation for corporate taxpayers applies to tax years beginning on or after July 1, 1992.

TRANSPORTATION

- SENATE FILE 2061** - Overweight Vehicles Transporting Solid Waste
- SENATE FILE 2094** - Department of Transportation - Miscellaneous Provisions
- SENATE FILE 2137** - Motor Vehicle Certificates of Title - Recyclers
- SENATE FILE 2248** - Movement of Mobile Homes on Highways
- SENATE FILE 2343** - Motor Vehicle Laws - Miscellaneous Provisions
- SENATE FILE 2346** - Vehicle Registration Fees and Sales Tax on Services
- HOUSE FILE 623** - Transportation Rules - Approval by Commission
- HOUSE FILE 2136** - Designated Route of Interstate 80
- HOUSE FILE 2166** - Implements of Husbandry
- HOUSE FILE 2244** - Hearings on Vacation of Roads or Railroad Crossings
- HOUSE FILE 2277** - Motorcycle Trailer Registration Plates
- HOUSE FILE 2298** - School Bus Inspections
- HOUSE FILE 2327** - Traffic Enforcement in Mobile Home Parks
- HOUSE FILE 2380** - Railroad Crossing Violations
- HOUSE FILE 2391** - Public Road Rights-of-way
- HOUSE FILE 2408** - Handicapped Parking Violations
- HOUSE FILE 2413** - All-terrain Vehicles and Snowmobiles
- HOUSE FILE 2471** - Passenger Rail Service Revolving Fund
- HOUSE FILE 2477** - Motor Vehicle Registration Fees

RELATED LEGISLATION

- SENATE FILE 2116** - Departmental Supplemental Appropriations and Reductions and Other Provisions
SEE APPROPRIATIONS. This Act includes provisions changing the manner of computing the registration fee for multipurpose vehicles and appropriating funding from the state Road Use Tax Fund for radio communications costs incurred by the Division of Highway Safety and Uniformed Force of the Department of Public Safety.
- SENATE FILE 2345** - Appropriations - Transportation and Safety
SEE APPROPRIATIONS. This Act includes appropriations involving transportation and other provisions relating to programs and provisions affecting transportation.
- SENATE FILE 2357** - Cities - Special Assessments for Traffic Control Devices
SEE LOCAL GOVERNMENT. This Act adds traffic-control device to the definition of "public improvement" and allows cities to purchase traffic-control devices by means of a special assessment levied against commercial or industrial property if the owners of the commercial or industrial property initiate a plan for the purchase of the traffic-control device and if the proposed assessment is made only against the commercial or industrial property owned by the petitioners.
- HOUSE FILE 2384** - Schools - Miscellaneous Provisions
SEE EDUCATION. This Act permits a receiving school to send school vehicles into

the district of residence of a pupil using open enrollment to transport the pupil to and from school in the receiving district if both districts agree to the arrangement.

HOUSE FILE 2456 - Renewable Fuel - Ethanol Production

SEE AGRICULTURE. This Act establishes a program administered by the Office of Renewable Fuel of the Department of Agriculture and Land Stewardship which provides financial incentives to support the increased production of ethanol used as an additive in motor vehicle fuel, by authorizing the payment of incentives to qualified producers from a special account supported by moneys collected by the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment.

TRANSPORTATION

SENATE FILE 2061 - Overweight Vehicles Transporting Solid Waste

BY COMMITTEE ON TRANSPORTATION. This Act exempts overweight vehicles, domiciled within the state, which are transporting solid waste from requirements that the materials be unloaded until the vehicle and load are within established weight limitations. The Act defines solid waste as waste which is acceptable at a local sanitary landfill.

SENATE FILE 2094 - Department of Transportation - Miscellaneous Provisions

BY COMMITTEE ON TRANSPORTATION. This Act allows the placement of special event signs on private property 60 days prior to the date of the special event. Prior law allowed placement no more than 30 days prior to the date of a special event. The Act requires that the State Transportation Commission annually recalculate needs on roads whose jurisdiction have been transferred from the State Department of Transportation to a county or from a county to the State Department of Transportation during the previous year. For the purposes of allocating need allotments for the Secondary Road Fund and the need allotment for farm-to-market road funds, the annual recalculation goes into effect on July 1 of each year. Movement of truck trailers, mobile homes, and factory-built structures are governed by posted speed limits rather than the maximum speed limits of 45 miles per hour.

The State Department of Transportation is authorized to assess a penalty for commercial vehicle fleet owners who fail to adequately maintain records. The amount of the penalty is equal to 20 percent of the proportional registration fee as calculated under Section 326.6.

SENATE FILE 2137 - Motor Vehicle Certificates of Title - Recyclers

BY FRAISE, HUSAK, AND BOSWELL. This Act makes several changes to motor vehicle certificates of title. It requires all Iowa certificates of title and registration receipts and all subsequent titles and receipts to designate that a vehicle has been salvaged, junked, or rebuilt, and requires that a damage disclosure statement be made if a motor vehicle has sustained \$3,000 or more worth of damages in an individual incident. A person who makes a false damage disclosure statement commits a fraudulent practice, and failure to comply with a duty imposed is a consumer fraud.

The Act eliminates component part reviews; defines wrecked or salvaged vehicles to exclude trailers; clarifies that the cost of repairs is the retail cost of repair and that it includes labor, parts, and other materials; requires a salvage application to be made in 15 rather than 14 days; expands the category of persons whom the Attorney General can pursue for violations; and limits the assignment of a salvage certificate of title to an educational institution, a new motor vehicle dealer licensed under Chapter 322, a scrap metal business, an authorized vehicle recycler, or a salvage pool.

The damage disclosure statement required by this Act takes effect on January 1, 1993, but may take effect March 1, 1993, if the state Department of Transportation has made reasonable efforts to implement it and cannot do so.

SENATE FILE 2248 - Movement of Mobile Homes on Highways

BY COMMITTEE ON TRANSPORTATION. This Act provides that mobile homes and other factory-built structures with a width not exceeding 16 feet 6 inches do not require an escort if travel is on an interstate or four-lane highway and if the mobile home or factory-built structure and the toting vehicle display an amber revolving light or strobe light.

SENATE FILE 2343 - Motor Vehicle Laws - Miscellaneous Provisions

BY COMMITTEE ON TRANSPORTATION. This Act makes several changes to Title XIII of the Iowa Code. It allows a motor vehicle dealer licensed as a wholesaler for a new motor vehicle model to operate the vehicle upon the highway when displaying a special plate and when operated for demonstration, show, or exhibition, and requires that the dealer furnish evidence of written authorization when applying for the special plates. The Act changes from an annual to a multiyear renewal for certificates required for dealers, transporters, and mobile home dealers for special plates, for issuance of special plates, for licenses to lease vehicles, and for vehicle recyclers, motor vehicle dealers, mobile home dealers, and travel trailer dealer licenses. It also allows the Director of

Transportation to exchange information with other jurisdictions relating to motor vehicle manufacturers, distributors, and dealers.

The Act makes several technical changes to the commercial drivers' license provisions and expands the exemption from commercial drivers' licensing requirements to include all trucks owned by a farmer and farmers operating commercial motor vehicles when they are exchanging services. In addition, an operator may retain a hazardous materials endorsement when transferring a commercial driver's license. The Act also allows a peace officer to serve immediate notice of disqualification to the operator of a commercial motor vehicle if the operator refused to submit to an alcohol test or if the test indicates an alcohol concentration of 0.04 or above.

The Act allows for a person who is leasing a vehicle for over 60 days to apply for a special registration plate, allows a county treasurer to transfer a motor vehicle title if the treasurer notifies the county of record that the lien has been released, allows for sale of a vehicle which has value primarily as a collector's item without a license required under Chapter 322 if the vehicle is 20 years or older, allows a physician to report to the State Department of Transportation if a patient is not mentally or physically capable of operating a motor vehicle in a safe manner, specifies that it is a misdemeanor for a person to violate a restriction on a motor vehicle license, requires that a warning be given for failure to have two headlights or taillights or a rear registration light, extends the distance from which a person must switch from high beam to low beam headlights, allows for a physician from a United States military facility to extend the seat belt exemption from 12 months to a permanent exemption, exempts application of rules adopted pursuant to the federal Motor Carrier Safety Act for a combination of vehicles if the gross vehicle weight rating of the towing unit is 10,000 pounds or less and the gross combination weight rating is 26,000 pounds or less and for periodic inspections of special trucks, repeals a yield to honking passer requirement, raises the scheduled fine for failure to have a valid license or permit, and amends the Motor Vehicle Financial Responsibility Chapter by directing the Code Editor to strike references to director and replace them with references to department.

SENATE FILE 2346 - Vehicle Registration Fees and Sales Tax on Services

BY COMMITTEE ON APPROPRIATIONS. This Act changes the calculation of registration fees for multipurpose vehicles as established by 1992 Iowa Acts, S.F. 2116. The Act requires that rather than calculating registration fees for multipurpose vehicles pursuant to a weight/volume formula, the fees are to be imposed upon the basis of an established fee schedule. However, see H.F. 2477 which amends S.F. 2346 by establishing a two-tiered approach to determine registration fees based upon model year of the multipurpose vehicle.

In addition, this Act makes several technical corrections to S.F. 2116 relating to imposition of the sales tax for nonresidential commercial operations on solid waste collection and disposal services. Finally, the Act adds a provision which exempts until September 1, 1992, the sales tax on services taxed by 1992 Iowa Acts, S.F. 2116, for which a written contract was in effect on March 1, 1992.

The Act takes effect April 1, 1992.

HOUSE FILE 623 - Transportation Rules - Approval by Commission

BY COMMITTEE ON TRANSPORTATION. This Act requires the State Transportation Commission to approve all rules proposed by the Director of the Department of Transportation that the director deems necessary for the administration of the State Department of Transportation and the exercise of the director's and the department's powers and duties.

HOUSE FILE 2136 - Designated Route of Interstate 80

BY COMMITTEE ON TRANSPORTATION. This Act prohibits the State Transportation Commission from changing the route of Interstate 80 which runs from Council Bluffs through Des Moines to Davenport.

HOUSE FILE 2166 - Implements of Husbandry

BY COMMITTEE ON AGRICULTURE. This Act amends Chapter 321 regulating motor vehicles and their operation. The Act amends the definition of implements of husbandry to include machinery designed to mix and dispense nutrients to bovine animals at a feedlot. Chapter 321 exempts implements of husbandry from a number of requirements relating to registration, licensing, towing, and qualifications of commercial operators.

HOUSE FILE 2244 - Hearings on Vacation of Roads or Railroad Crossings

BY COMMITTEE ON TRANSPORTATION. This Act requires that the notice for a hearing to vacate and close a road or railroad crossing must be published in a newspaper of general circulation not less than four nor more than 20 days prior to the date of the hearing.

HOUSE FILE 2277 - Motorcycle Trailer Registration Plates

BY COMMITTEE ON TRANSPORTATION. This Act requires that registration plates for motorcycle trailers be the same size as motorcycle registration plates. Prior to this Act, registration plates for motorcycle trailers were the size of regular registration plates although motorcycle registration plates were smaller. This Act is applicable to motorcycle trailer registration plates issued on or after January 1, 1993.

HOUSE FILE 2298 - School Bus Inspections

BY COMMITTEE ON TRANSPORTATION. This Act requires the Department of Education to perform annual safety inspections of school buses manufactured prior to April 1, 1977. School buses manufactured prior to April 1, 1977, may only be used for standby or emergency purposes. The Act requires that the number of school buses manufactured prior to April 1, 1977, must be reduced by 50 percent by June 30, 1993, and eliminated by June 30, 1994.

The Act is repealed effective June 30, 1994.

HOUSE FILE 2327 - Traffic Enforcement in Mobile Home Parks

BY COMMITTEE ON TRANSPORTATION. This Act allows the owner of a mobile home park to waive the owner's right to have local authorities enforce vehicular traffic rules and regulations on the property. The owner must file the waiver, which includes a legal description of the property, with the county recorder of each county in which the property is located. The waiver serves to bind any future property owners. If the present owner or a future owner would like to utilize the provisions allowing vehicular traffic enforcement by local authorities, a resolution must be passed which contains the consent of each law enforcement jurisdiction from which the owner wishes to obtain law enforcement.

HOUSE FILE 2380 - Railroad Crossing Violations

BY COMMITTEE ON TRANSPORTATION. This Act allows an employee of a railroad who observes the driver of a vehicle failing to stop at a railroad grade crossing to report the violation to a peace officer not more than 72 hours after the violation occurred. The report of the violation must state the time and location at which the violation occurred and include the registration plate number and a description of the vehicle. A peace officer has seven days to initiate the investigation of the reported violation and may request the owner of the vehicle to supply information identifying the driver. The Act requires that the owner of a vehicle comply with a peace officer's request to furnish information regarding the driver of the vehicle. If the peace officer is able to identify the driver and has reasonable cause to believe a violation occurred, the peace officer must prepare a uniform traffic citation and serve it personally or by certified mail on the driver of the vehicle.

HOUSE FILE 2391 - Public Road Rights-of-way

BY COMMITTEE ON TRANSPORTATION. This Act defines public road right-of-way as the land which the government has the right to possess or secure for roadway purposes. The Act also establishes that the right-of-way on a secondary road is 66 feet in width unless otherwise specified.

HOUSE FILE 2408 - Handicapped Parking Violations

BY COMMITTEE ON TRANSPORTATION. This Act increases the penalty for improper use of a handicapped identification device from \$25 to \$50.

HOUSE FILE 2413 - All-terrain Vehicles and Snowmobiles

BY COMMITTEE ON TRANSPORTATION. This Act allows all-terrain vehicles or snowmobiles to operate on an underpass of an interstate highway or freeway right-of-way if the underpass has been abandoned and is no longer being used by motor vehicles or trains, if the underpass is the only alternative to use of a traveled roadway, and if the use of the underpass does not conflict with any federal, state, or political subdivision rule or regulation.

HOUSE FILE 2471 - Passenger Rail Service Revolving Fund

BY COMMITTEE ON APPROPRIATIONS. This Act creates the Passenger Rail Service Revolving Fund which is administered by the Director of Transportation. The moneys in the fund may be expended to pay the costs associated with the initiation, operation, and maintenance of rail passenger service.

The Act provides no direct appropriation to the fund, but allows the fund to receive moneys from private grants and gifts, as well as federal, state, and local grants and loans. Moneys remaining in the fund on June 30 of any fiscal year do not revert to the General Fund of the State.

The Act also requires the Director of Transportation to enter into discussions for the purpose of securing AMTRAK passenger service from Chicago to Omaha utilizing the Chicago and Northwestern Transportation Company railroad tracks. The Director of Transportation is required under the Act to report regularly to the General Assembly concerning the progress of efforts to secure central Iowa AMTRAK passenger service.

HOUSE FILE 2477 - Motor Vehicle Registration Fees

BY COMMITTEE ON WAYS AND MEANS. This Act amends 1992 Iowa Acts, S.F. 2346, as amended by 1992 Iowa Acts, S.F. 2116, to create a two-tiered approach for calculating multipurpose vehicle registration fees. The fee schedule as established in S.F. 2346 was commensurate with the fee increases authorized under S.F. 2116. This Act requires that the registration fee for multipurpose vehicles that are 1992 and older model years is based upon a set fee schedule and is consistent with the fee schedule as established under S.F. 2346. The registration fee for multipurpose vehicles that are 1993 and subsequent model years is equal to 1 percent of the value plus \$.40 for each 100 pounds of weight as required under S.F. 2116. In addition, the Act allows for that portion of the annual registration fees for multipurpose vehicles that is based upon the value of the vehicle to be deductible for individual and corporate income tax purposes. The effective date of the registration provisions is January 1, 1993, and of the taxation provisions is May 4, 1992, for tax years beginning on or after January 1, 1992.

CHAPTER NUMBERS OF THE 1992 IOWA ACTS AND JOINT RESOLUTIONS

SENATE FILES

File No.	Acts Chapter	File No.	Acts Chapter	File No.	Acts Chapter
84	1074	2148	1125	2275	1061
200	1057	2158	1022	2276	1062
260	1138	2162	1037	2282	1018
316	1086	2163	1027	2286	1117
390	1139	2167	1158	2287	1029
414	1211	2168	1028	2290	1174
446	1112	2174	1038	2293	1118
460	1169	2179	1078	2294	1128
511	1058	2180	1039	2295	1042
531	1113	2186	1040	2298	1144
2005	1087	2187	1023	2301	1129
2010	1004	2189	1114	2311	1043
2011	1140	2190	1159	2316	1195
2024	1075	2197	1141	2320	1230
2032	1003	2198	1126	2323	1145
2035	1192	2203	1142	2338	1063
2036	1156	2209	1041	2339	1161
2039	1021	2213	1105	2342	1079
2040	1124	2216	1011	2343	1175
2059	1076	2217	1089	2344	1064
2061	1170	2218	1194	2345	1238
2063	1077	2219	1012	2346	1019
2064	1001	2221	1013	2347	1239
2065	1157	2231	1143	2348	1240
2094	1100	2233	1115	2351	1227
2097	1212	2235	1090	2353	1205
2101	1015	2236	1127	2354	1162
2108	1101	2238	1171	2355	1241
2110	1088	2241	1202	2356	1209
2114	1034	2244	1172	2357	1176
2116	1232	2248	1173	2361	1233
2117	1193	2249	1203	2364	1177
2119	1102	2254	1204	2365	1178
2132	1035	2255	1091	2366	1234
2133	1103	2257	1160	2367	1236
2134	1036	2263	1020	2371	1208
2137	1104	2265	1116	2375	1206
2138	1017	2266	1060		
2145	1059	2272	1014		

SENATE FILES - Continued

FIRST EXTRAORDINARY SESSION

No.	Acts Chapter
2381	1001
2382	1003
2384	1002
2385	1004

SECOND EXTRAORDINARY SESSION

No.	Acts Chapter
2393	1001

SENATE JOINT RESOLUTIONS

No.	Acts Chapter
2006	1251
2009	1252

CHAPTER NUMBERS OF THE 1992 IOWA ACTS AND JOINT RESOLUTIONS

HOUSE FILES

File No.	Acts Chapter	File No.	Acts Chapter	File No.	Acts Chapter
39	1005	2247	1110	2403	1085
51	1092	2249	1081	2405	1154
52	1044	2250	1181	2407	1071
150	1146	2256	1182	2408	1122
242	1196	2262	1066	2412	1187
547	1213	2269	1016	2413	1168
623	1065	2274	1133	2415	1033
646	1130	2275	1095	2417	1217
681	1214	2276	1031	2424	1155
695	1006	2277	1026	2426	1054
2008	1045	2285	1096	2428	1136
2010	1131	2287	1198	2435	1188
2025	1179	2292	1183	2436	1072
2028	1106	2298	1082	2441	1137
2033	1046	2299	1111	2443	1073
2061	1197	2304	1067	2449	1189
2080	1107	2308	1165	2450	1201
2085	1147	2322	1083	2452	1231
2086	1002	2325	1097	2454	1220
2097	1007	2326	1084	2455	1242
2112	1108	2327	1068	2456	1099
2126	1148	2330	1166	2457	1237
2135	1047	2334	1216	2459	1243
2136	1010	2335	1050	2462	1244
2158	1119	2343	1184	2463	1123
2165	1120	2359	1052	2464	1190
2166	1048	2362	1134	2465	1246
2172	1163	2369	1151	2466	1228
2181	1024	2370	1167	2467	1221
2185	1093	2372	1185	2470	1191
2195	1164	2374	1069	2471	1210
2203	1149	2375	1053	2475	1218
2204	1025	2376	1070	2476	1199
2205	1215	2378	1055	2477	1222
2207	1132	2380	1152	2478	1200
2209	1080	2382	1186	2480	1229
2214	1150	2384	1135	2481	1223
2224	1109	2389	1121	2483	1224
2232	1030	2390	1098	2484	1225
2235	1008	2391	1153	2486	1247
2241	1094	2392	1032	2488	1235
2243	1180	2395	1056	2489	1207
2244	1049	2400	1226	2490	1245
2245	1009	2401	1219		

HOUSE FILES - Continued

HOUSE JOINT RESOLUTIONS

No.	Acts Chapter
4	1248
2010	1249
2015	1250

1992 SECTIONS AMENDED, ADDED, OR REPEALED

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
2.11	New unnumbered paragraph	SF 316.1	J
2.12	Unnumbered paragraph 4 amended	SF 2373.501	VETO
2.12A	New section	SF 2373.502	VETO
2.12A	New section	SF 2348.11	J
2.16	Unnumbered paragraph 2 amended	SF 2373.503	VETO
2.42*	New subsection 18	SF 316.2	J
2.45	New subsection 5	SF 2345.14	VETO
4.1	Subsection 13 amended	HF 2369.1	J
7E.5	Subsection 1, paragraph q amended	SF 390.19	J
7E.5	Subsection 1, paragraph q amended	SF 2011.1	J
7E.5	Subsection 1, paragraph t amended	HF 2172.1	J
7E.5	Subsection 1, new paragraph w	SF 2011.2	J
8.6*	New subsection 9A	SF 2373.301	VETO
8.21	New unnumbered paragraph	SF 2351.1	J
8.21	Section amended	SF 2373.504	VETO
8.22	Section amended	SF 2373.505	VETO
8.22A	Unnumbered paragraph 3 amended	SF 2373.506	VETO
8.22A	Section amended	SF 2351.2	J
8.23*	Section amended	SF 2373.507	VETO
8.24	Section amended	SF 2373.508	VETO
8.25	Section amended	SF 2373.509	VETO
8.27	Section amended	SF 2373.510	VETO
8.29	Unnumbered paragraph 4 amended	HF 2465.23	J
8.30	Section amended	SF 2373.511	VETO
8.35A	Subsection 2 amended	SF 2373.512	VETO
8.37	Section amended	SF 2373.513	VETO
8.41	Subsection 2 amended	SF 2373.514	VETO
8.53	New section	SF 2351.3	J
8.53	New section	SF 2373.101	VETO
8.54	New section	SF 2351.4	** J
8.54	New subsection 1, paragraph b amended	SF 2034.44	VETO
8.54	New subsection 1, paragraph b amended	SF 2393.228	EX2 J
8.55	Section amended	SF 2351.5	J
8.56	New section	SF 2351.6	J
8.56	New section	SF 2373.302	VETO
8.57	New section	SF 2373.303	VETO
8.57	New section	SF 2351.7	** J
8.57	New subsection 1, paragraph b amended	SF 2034.45	VETO
8.57	New subsection 1, paragraph b amended	SF 2393.229	EX2 J
8.57	New subsection 2 amended	SF 2034.46	VETO
8.57	New subsection 2 amended	SF 2393.230	EX2 J
8.58	New section	SF 2351.8	J
8.58	New section	SF 2373.201	VETO
8.58	New section	SF 2373.304	VETO
8.59	New section	SF 2351.9	J
8.59	New section	SF 2373.305	VETO

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A - Applicability provisions

J - Effective July 1, 1992

00-00-00 - Specified effective date

E - Effective upon enactment

R - Retroactive applicability

* - Code Supplement 1991

IV - Part of bill section vetoed

VETO - Entire bill section vetoed

** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
8.60	New section	SF 2373.306	VETO
8.61	New section	SF 2373.307	VETO
8.62	New section	SF 2373.308	VETO
8.63	New section	SF 2373.401	VETO
8.64	New section	SF 2373.402	VETO
8.65	New section	SF 2373.403	VETO
8.66	New section	SF 2373.404	VETO
9B.1*	New subsection 3A	HF 2475.1	E
9B.1*	Subsection 5 amended	HF 2172.2	J
10A.104	Subsection 2 amended	SF 2197.1	J
11.2	Section amended	SF 2036.1	E
11.4	Subsection 6, unnumb. par. 3 amended	HF 2455.14	J
11.5B	New unnumbered paragraph	HF 2455.15	VETO
11.6*	Subsection 1, unnumb. par. 1 amended	SF 2116.301	7/1/91 R
11.6*	Subsection 1, unnumb. par. 1 amended	HF 2412.1	J
11.6*	Subsection 1 amended	SF 2036.2	E
11.6*	Subsection 4, new unnumbered paragraph	SF 2036.3	E
11.6*	Subsection 7 amended	SF 2036.4	E
11.6*	Subsection 5 amended	HF 2455.16	J
11.6*	Subsection 11 stricken	HF 2455.17	J
12.21	Section amended	SF 2198.1	J
12.36	Subsections 2 & 3 amended	SF 2213.1	E
12.40	New section	SF 2213.2	E
12.44	Unnumbered paragraph 1 amended	HF 2462.10	J
12.51*	Subsection 6 amended	SF 2213.3	E
12.62	New section	SF 2036.5	E
13.3	Section amended	SF 2348.12	J
13.25	Section amended	SF 2348.13	VETO
13B.2A*	Unnumbered paragraph 1 amended	HF 2172.3	J
13B.4*	New subsection 5A	HF 2455.18	J
14.10*	New subsection 7	HF 2463.3	J
15.108*	Subsection 9, new paragraph e	SF 2217.1	J
15.108*	New subsection 10	HF 2462.11	J
15.241	Unnumbered paragraphs 1 & 2 amended	HF 2462.12	J
15.241	New unnumbered paragraph	HF 2462.13	J
15.247	Subsections 2 & 3 amended	HF 2462.14	J
15.247	New subsection 6	HF 2462.15	J
15.287*	New unnumbered paragraph	SF 2116.605	E
15.291*	Section repealed	SF 2295.12	J
15.292	Section repealed	SF 2295.11	J
15.293	Section repealed	SF 2295.11	J
15.294	Section repealed	SF 2295.11	J
15.295*	Section repealed	SF 2295.12	J
15.296	Section repealed	SF 2295.11	J
15.297	Section repealed	SF 2295.11	J
15.298	Section repealed	SF 2295.11	J
15.301	Section repealed	HF 2462.51	J
15.302	Section repealed	HF 2462.51	J
15.303	Section repealed	HF 2462.51	J
15.304	Section repealed	HF 2462.51	J
15.305	Section repealed	HF 2462.51	J
15.306	Section repealed	HF 2462.51	J
15.307	Section repealed	HF 2462.51	J
15.308*	Subsection 2, new paragraph h	SF 2217.2	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
15.311	New section	HF 2462.16	J
15.312	New section	HF 2462.17	J
15.313	New section	HF 2462.18	J
15.315	New section	HF 2462.19	J
15.316	New section	HF 2462.20	J
15.317	New section	HF 2462.21	J
15.318	New section	HF 2462.22	J
15.319	New section	HF 2462.23	J
15.320	New section	HF 2462.24	J
15A.6	New section	HF 2481.1	J
17.21	Section amended	HF 2172.4	J
17.22	Section amended	HF 2172.5	J
17.25	Section amended	HF 2172.6	J
17.26	Section amended	HF 2172.7	J
17A.4	Subsection 5 amended	SF 2013.1	VETO
17A.8*	Subsection 9 amended	SF 2013.2	VETO
18.9	Subsection 2 amended	HF 2172.8	J
18.18*	Subsection 2, par. a, subpars. (1) & (2) amended	SF 84.1	J
18.18*	Subsection 2, par. a, subpar. (3) rewritten	SF 84.2	J
18.18*	Subsection 2, new paragraphs c-f	SF 84.3	J
18.18*	Subsection 2, new paragraph g	SF 84.4	J
18.18*	New subsection 8	SF 84.5	J
18.22	New section	HF 2275.1	J
18.75*	Subsection 8 amended	SF 2351.10	J
18.98	Section repealed	HF 2172.123	J
18.136	Subsection 3 amended	HF 2465.24	J
18.138	New section	SF 2117.1	J
19A.32	Section amended	HF 2459.28	J
19B.8	Section amended	SF 2097.1	J
19B.12	New section	SF 316.3	J
20.10	Subsection 2, new paragraphs i & j	SF 2267.1	VETO
20.17*	Subsection 11 amended	SF 2216.1	** E
20.17*	Subsection 11 amended	SF 2351.11	J
20.17*	Subsection 11 amended	SF 2097.2	J
20.19*	Section amended	SF 2216.2	** E
20.19*	Section amended	SF 2351.12	J
20.20*	Section amended	SF 2216.3	** E
20.20*	Section amended	SF 2351.13	J
22.1*	Unnumbered paragraph 1 amended	SF 2036.6	E
22.1*	Unnumbered paragraph 3 amended	SF 2036.7	E
22.7	Subsection 27 amended	SF 2097.3	J
22.13	New section	SF 2036.8	E
24.17	Unnumbered paragraph 1 amended	SF 2351.14	J
25B.3	Subsection 2 amended	HF 2463.1	J
25B.5	Section amended	HF 2463.2	J
28.111	Subsection 3, unnumb. par. 1 amended	HF 2462.25	J
28.112*	Section amended	HF 2462.26	J
28.148	Section amended	HF 2462.27	J
28.154	Subsection 1, unnumb. par. 1 amended	HF 2435.1	J
28.154	Subsection 1, pars. a & b rewritten	HF 2435.2	J
28.154	New subsections 1A & 1B	HF 2435.3	J

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- IV - Part of bill section vetoed
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- VETO - Entire bill section vetoed
- 00-00-00 - Specified effective date
- * - Code Supplement 1991
- ** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
28.155	Subsection 9 amended	HF 2435.4	J
28.156	New subsection 6	HF 2462.28	J
28.158	Subsection 1, new paragraph g	HF 2462.29	J
28.158	New subsection 6	HF 2435.5	J
28.162	New section	HF 2462.30	J
28.163	New section	HF 2462.31	J
28.164	New section	HF 2462.32	J
28.165	New section	HF 2462.33	J
28.166	New section	HF 2462.34	J
28C.5*	Subsection 1 amended	HF 2172.9	J
28D.3	New subsection 2A	HF 2285.1	J
28D.6	Subsection 2 amended	HF 2285.2	J
28E.5	Subsection 2 amended	SF 2036.9	E
28G.1	Section amended	HF 2205.1	J
28G.2	New subsection 3	HF 2205.2	J
28G.3	Section amended	HF 2205.3	J
28G.4	Subsections 3 & 4 amended	HF 2205.4	J
29.1	Section amended	SF 390.20	J
29.1	Section amended	SF 2011.3	J
29.3	Section amended	SF 390.21	J
29.4	New unnumbered paragraph	SF 2024.1	J
29.4	Section repealed	SF 2011.38	J
29A.27	Unnumbered paragraph 1 amended	SF 2345.15	J
29A.57	Subsection 3, new paragraph d	SF 2345.16	J
29C.1	Subsections 1 & 3 amended	SF 390.1	J
29C.2	New subsection 3	SF 390.2	J
29C.5	Section amended	SF 390.3	J
29C.6	Subsections 9, 11, & 17 amended	SF 390.4	J
29C.7	Section amended	SF 390.5	J
29C.8	Subsections 1 & 2 amended	SF 390.6	J
29C.8	Subsection 3, pars. a & c amended	SF 390.7	J
29C.8	Subsection 4 amended	SF 390.8	J
29C.8A	Subsection 2 amended	SF 390.9	J
29C.9	Section rewritten	SF 390.10	** J
29C.9	Rewritten subsections 7 & 8 amended	HF 2462.35	VETO
29C.10	Section rewritten	SF 390.11	J
29C.11	Section amended	SF 390.12	J
29C.13	Section amended	SF 390.13	J
29C.14	Section amended	SF 390.14	J
29C.16	Subsection 1, unnumb. par. 1 & subsection 2 amended	SF 390.15	J
29C.17	Section rewritten	SF 390.16	J
29C.18	Subsection 1 amended	SF 390.17	J
29C.20	Subsections 3 & 4 amended	SF 390.18	J
35.7	Section amended	SF 2011.4	J
35.9	Section amended	SF 2011.5	J
35.10	Section amended	SF 2011.6	J
35A.1	Section rewritten	SF 2011.7	J
35A.2	Section rewritten	SF 2011.8	J
35A.3	Section rewritten	SF 2011.9	J
35A.4	Section repealed	SF 2011.38	J
35A.5	Section repealed	SF 2011.38	J
35A.6	Section repealed	SF 2011.38	J
35A.7	Section repealed	SF 2011.38	J
35A.8	Section rewritten	SF 2011.10	** J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
35A.8	New subsection 3	HF 2486.28	J
35A.9	Section rewritten	SF 2011.11	J
37.16	Section amended	HF 2181.1	J
41.1*	Subsection 23, paragraph b amended	HF 2172.10	J
41.1*	Subsection 54 amended	HF 2172.11	J
43.42*	New unnumbered paragraph	HF 2172.12	J
46.7	Section amended	SF 2265.1	J
48.21	Section amended	SF 2034.1	VETO
48.21	Section amended	SF 2393.231	EX2 J
52.32	Subsections 1, 2, & 3 rewritten	SF 2114.1	J
52.37	Subsection 1 amended	SF 2114.2	J
53.23	Subsections 1 & 3 amended	HF 2172.13	J
56.2*	Subsection 3 amended	HF 2466.22	1/1/93
56.2*	Subsection 11 amended	HF 2466.23	1/1/93
56.2*	Subsection 16 amended	HF 2466.24	1/1/93
56.6*	Subsection 1, paragraph c stricken	HF 2466.25	1/1/93
56.10*	Subsection 6, paragraph c amended	HF 2172.14	J
56.10*	Subsection 7 amended	HF 2172.15	J
56.10*	Subsection 8, unnumb. par. 1 amended	HF 2172.16	J
56.10*	Subsection 9 amended	HF 2172.17	J
56.10A	Section repealed	HF 2466.39	** J
56.13	Unnumbered paragraph 1 amended	SF 2360.9	VETO
56.14	New unnumbered paragraph	SF 2360.10	VETO
56.15A	New section	HF 2466.26	1/1/93
56.33	New section	SF 2360.2	VETO
56.34	New section	SF 2360.3	VETO
56.35	New section	SF 2360.4	VETO
56.36	New section	SF 2360.5	VETO
56.37	New section	SF 2360.6	VETO
56.37A	New section	SF 2360.7	VETO
56.38	New section	SF 2360.8	VETO
56.41*	Subsection 1 amended	HF 2466.27	E
56.41*	New subsection 3	HF 2466.28	J
56.42*	Subsections 1, 2, & 5 amended	HF 2466.29	E
68B.2	Section rewritten	HF 2466.1	1/1/93
68B.3	Section rewritten	HF 2466.2	1/1/93
68B.4A	New section	HF 2466.3	1/1/93
68B.4B	New section	HF 2466.4	1/1/93
68B.5	Section rewritten	HF 2466.5	** J
68B.5	Section repealed	SF 2384.2	EX 12/31/92
68B.5A	New section	SF 2384.1	EX J
68B.6	Section amended	HF 2466.6	1/1/93
68B.7	Unnumbered paragraph 1 amended	HF 2466.7	J
68B.7A	New section	HF 2466.8	1/1/93
68B.7B	New section	HF 2466.9	1/1/93
68B.7C	New section	HF 2466.10	1/1/93
68B.7D	New section	HF 2466.11	1/1/93
68B.8	Section amended	HF 2466.12	1/1/93
68B.10	Section amended	HF 2466.13	1/1/93
68B.10A	New section	HF 2466.14	1/1/93
68B.10B	New section	HF 2466.15	1/1/93

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
68B.10C	New section	HF 2466.16	1/1/93
68B.10D	New section	HF 2466.17	1/1/93
68B.10E	New section	HF 2466.18	1/1/93
68B.10F	New section	HF 2466.19	1/1/93
68B.10G	New section	HF 2466.20	1/1/93
68B.11	Section rewritten	HF 2466.21	1/1/93
69.13*	Subsection 2 stricken	HF 2304.1	J
69.14A	Section rewritten	HF 2304.2	J
70.1	Subsection 1 amended	SF 2345.17	J
73.18*	Section amended	HF 2462.36	J
76.16	Subsection 1, new unnumb. par. & subsection 2 amended	HF 2086.1	E
76.16	Subsection 1, unnumb. par. 2 & subsection 2 repealed	HF 2086.3	7/1/93
76.16A	New section	HF 2372.1	J
79.17*	New subsection 3	SF 2354.1	J
80.9*	Subsection 2, new paragraph h	SF 2345.18	J
80.36	Section amended	SF 2116.503	E
80.40	Section repealed	SF 2065.13	J
80A.2	New subsection 8	HF 2292.1	J
80B.5	New unnumbered paragraph	SF 2345.19	VETO
80B.11*	Subsection 3, new unnumbered paragraph	SF 2065.1	J
80B.11*	Subsection 5 amended	SF 2345.20	J
80B.11B	Subsection 1 amended	SF 2345.21	J
80B.16	New section	SF 2345.22	J
82.6	Section amended	SF 2276.1	E
85.27	Unnumbered paragraph 3 amended	HF 2165.1	J
85.27	Unnumbered paragraph 4 amended	HF 2250.1	J
85.28	Section amended	HF 2276.1	J
85.57	Section repealed	HF 2459.29	J
85.58	Section repealed	HF 2459.29	J
87.11A*	Section amended	HF 2172.18	J
87.11B*	Section amended	HF 2172.19	J
88.14*	Subsections 1, 3, 4, & 9 amended	HF 2390.1	E
88A.4	Section amended	HF 2390.2	E
88B.3	Subsection 3 amended	HF 2172.20	J
89.2	Subsection 4 amended	HF 2390.3	E
89.4	Subsection 1, new paragraph h	HF 2390.4	E
89A.6	Subsection 5 amended	HF 2390.5	E
89B.3	Subsection 2 amended	SF 390.22	J
90A.7*	Subsection 1 amended	HF 2392.1	J
91.4*	New subsections 8 & 9	HF 2390.6	E
91E.1	New subsection 1A	SF 2372.1	VETO
91E.3	Section amended	SF 2372.2	VETO
91E.4	Subsection 1 amended	SF 2372.3	VETO
91E.5	Subsection 2, new paragraph c	SF 2372.4	VETO
91E.7	New section	SF 2372.5	VETO
93.11*	Subsection 1, par. f, unnumb. par. 2 amended	SF 2347.23	J
93.16*	Unnumbered paragraph 2 amended	HF 2172.21	J
96.4*	Subsection 3 amended	SF 2329.1	VETO
96.5*	Subsection 1, paragraph h stricken	HF 2008.1	J
96.5*	Subsection 3, unnumb. paragraph 1 amended	HF 2008.2	J
96.5*	Subsection 5, par. a stricken	SF 2329.2	VETO
96.5*	Subsection 5, par. c, unnumb. par. 1 amended	SF 2329.3	VETO
96.5*	Subsection 7 rewritten	SF 2329.4	VETO
96.9*	Subsection 7 stricken	HF 2008.3	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
96.13*	Subsection 3 amended	HF 2455.19	J
96.19	Subsection 18 stricken	HF 2008.4	J
96.22	Section repealed	HF 2008.5	J
96.29	New subsection 7	SF 2329.5	VETO
96.30	Section repealed	HF 2008.5	J
96.33	Section repealed	HF 2008.5	J
96.34	Section repealed	HF 2008.5	J
97.51	New subsection 10	HF 2450.1	J
97A.1	Subsection 6 amended	SF 2116.504	E
97A.3	Subsection 1 amended	SF 2116.505	E
97A.4*	Unnumbered paragraph 2 amended	SF 2116.506	E
97A.6*	Subsections 3-5 amended	HF 2450.2	J
97A.6*	Subsection 6, paragraph b amended	HF 2450.3	J
97A.6*	Subsection 7, pars. a & b amended	HF 2450.4	J
97A.6*	Subsection 7, par. c amended	SF 2116.507	E
97A.6*	Subsection 9, unnumb. par. 1 amended	HF 2450.5	J
97B.1	Subsection 2, par. a stricken	HF 2450.6	J
97B.3	Section repealed	HF 2450.77	J
97B.4	Unnumbered paragraph 1 amended	HF 2450.7	J
97B.5	Section amended	HF 2450.8	J
97B.6	Section amended	HF 2450.9	J
97B.7	Subsection 3 amended	HF 2450.10	J
97B.8*	Unnumbered paragraph 1 amended	HF 2450.11	J
97B.8*	Unnumbered paragraph 2 amended	HF 2450.12	J
97B.10	Section amended	HF 2450.13	J
97B.11	Section amended	HF 2450.14	J
97B.17	Unnumbered paragraph 1 amended	HF 2450.15	J
97B.18	Section amended	HF 2450.16	J
97B.20A	New section	HF 2450.17	J
97B.20B	New section	HF 2450.18	J
97B.22	Section amended	HF 2450.19	J
97B.23	Section amended	HF 2450.20	J
97B.25	Section amended	HF 2450.21	J
97B.26	Section repealed	HF 2450.77	J
97B.34	Section amended	HF 2450.22	J
97B.34A	New section	HF 2450.23	J
97B.39	Section amended	SF 2316.501	J
97B.41	Subsection 1, par. a, unnumb. par. 1 amended	HF 2450.24	J
97B.41	Subsection 1, par. b, subpar. (12) amended	HF 2450.25	J
97B.41	Subsection 2 amended	HF 2450.26	J
97B.41	Subsection 3, par. a, unnumb. par. 1 amended	HF 2450.27	J
97B.41	Subsection 3, par. b, unnumb. par. 1, and subpars (1)-(5) & (7) amended	HF 2450.28	J
97B.41	Subsection 3, par. b, new subpar (16)	HF 2450.29	1/1/92 R
97B.41	Subsection 7 amended	HF 2450.30	J
97B.41	Subsection 10, par. a, unnumb. par. 1 amended	HF 2450.31	J
97B.41	Subsection 11 amended	HF 2450.32	J
97B.41	New subsection 11A	HF 2450.33	J
97B.41	Subsections 16 & 17 amended	HF 2450.34	J
97B.41	Subsection 19 amended	HF 2450.35	J
97B.42	Unnumbered paragraph 1 amended	HF 2450.36	J

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* - Code Supplement 1991

IV - Part of bill section vetoed

VETO - Entire bill section vetoed

** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
97B.42	Unnumbered paragraph 5 amended	HF 2450.37	J
97B.43	Unnumbered paragraph 1 amended	HF 2450.38	J
97B.44	Section amended	HF 2450.39	J
97B.48	Subsection 2 amended	HF 2450.40	J
97B.48	Subsection 3 rewritten	HF 2450.41	J
97B.48A	New section	HF 2450.42	J
97B.49	Subsection 5, unnumb. par. 1 amended	HF 2450.43	J
97B.49	Subsection 5, new unnumb. par. 3	HF 2450.44	J
97B.49	Subsection 13 amended	HF 2450.45	J
97B.49	Subsection 16, par. a, new subpar. (4)	HF 2450.46	J
97B.49	Subsection 16, par. d, subpar. (4) amended	SF 390.23	J
97B.49	Subsection 16, par. d, new subpar. (8)	HF 2450.47	J
97B.50*	Subsection 1, unnumb. par. 1 amended	HF 2450.48	J
97B.50*	Subsection 2 amended	HF 2450.49	7/1/90 R
97B.50*	Subsection 4 amended	HF 2450.49	J
97B.51	Subsection 2, 5, & 6 amended	HF 2450.50	J
97B.52	Subsections 1 & 2 amended	HF 2450.51	J
97B.52	Subsection 3, par. b amended	HF 2450.52	J
97B.52	Subsection 4 amended	HF 2450.53	J
97B.52	New subsection 6	HF 2450.54	J
97B.52A	New section	HF 2450.55	J
97B.53	Section amended	HF 2450.56	J
97B.58	Section amended	HF 2450.57	J
97B.66	Unnumbered paragraph 3 stricken	HF 2450.58	J
97B.71	Section repealed	HF 2450.77	J
97B.73	Section amended	HF 2450.59	J
97B.80	Section amended	HF 2450.60	J
98.8	Subsection 3, unnumb. par. 1 amended	HF 2172.22	J
99B.8	New subsection 5	SF 2249.1	J
99B.21	Section amended	SF 2034.2	VETO
99B.21	Section amended	SF 2393.232	EX2 J
99D.5*	Subsection 3 rewritten	SF 2249.2	J
99D.11*	Subsection 5 amended	SF 2249.3	** J
99D.11*	Subsection 5 amended	HF 2489.1	J
99D.11*	Subsection 6, paragraph b amended	HF 2172.23	J
99D.11*	Subsection 6, paragraph b amended	SF 2249.4	J
99D.12*	Subsection 1 amended	SF 2249.6	J
99D.15*	Subsection 2 amended	SF 2249.8	J
99D.15*	Subsection 3, new paragraph d	SF 2249.9	** 4/1/92 R
99D.15*	Subsection 3, new paragraph d amended	HF 2489.2	4/1/92 R
99D.15*	New subsection 4	SF 2249.10	J
99D.16	Section amended	SF 2034.3	VETO
99D.16	Section amended	SF 2393.233	EX2 J
99D.17*	Unnumbered paragraph 1 amended	HF 2172.24	J
99D.25A	Subsection 6 amended	SF 2249.11	J
99E.9	Subsection 3, paragraph b amended	SF 2249.12	1/1/92 R
99E.9	Subsection 6 amended	SF 2249.13	1/1/92 R
99E.10*	Subsection 1, paragraph b amended	SF 2034.4	VETO
99E.10*	Subsection 1, paragraph b amended	SF 2393.201	EX2 J
99E.19	Subsection 1, unnumb. par. 2 amended	SF 2034.5	VETO
99E.19	Subsection 1, unnumb. par. 2 amended	SF 2393.234	EX2 J
99E.31	Subsection 2 stricken	HF 2462.37	J
99E.32*	Subsection 2 stricken	HF 2462.38	J
99E.34*	Subsection 2, pars. a & b amended	HF 2343.1	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
99F.1	Subsection 10 amended	SF 2249.14	5/1/92 R
99F.7	Subsection 1 amended	SF 2249.15	J
99F.7	Subsection 10, paragraph c amended	SF 2249.16	J
99F.17	Subsection 5 amended	SF 2249.18	J
99F.17A	New section	HF 2489.3	J
99F.18	New section	SF 2034.6	VETO
99F.18	New section	SF 2393.235	EX2 J
100.1	Subsection 4, paragraph b amended	HF 2172.25	J
106.2	New subsection 24A	HF 2010.1	J
106.5	Subsection 3, unnumb. par. 3 amended	SF 2108.1	J
106.6A	New subsection 4	HF 2010.2	J
106.9	Subsection 6 amended	HF 2010.3	J
106.9	Subsection 10 amended	HF 2172.26	J
106.31	Subsection 1, unnumb. par. 1 amended	SF 2108.2	J
106.31	Subsection 1, paragraph a amended	SF 2108.3	J
106.35*	Section amended	HF 2172.27	J
106.77	Subsection 7 amended	HF 2443.1	J
107.14	Section amended	SF 2257.15	J
107.24*	Subsection 12 amended	SF 2257.16	J
109.1	Unnumbered paragraph 1 amended	SF 2257.17	J
109.1	New subsections 27 & 28	HF 2382.1	J
109.1	New subsections 27-31	HF 2334.1	J
109.2	Section amended	HF 2334.2	J
109.38	Subsection 2 amended	SF 2257.18	J
109.42	Section amended	HF 2080.1	J
109.49	Section repealed	HF 2334.13	J
109.64	Section repealed	HF 2334.13	J
109.123	Subsection 1 amended	HF 2203.1	J
109.130	Subsection 7 amended	HF 2382.2	J
109.134	Section amended	SF 2257.19	J
109.135	Subsections 2-4 amended	SF 2257.20	J
109.136	New section	HF 2203.2	J
109.136	New section	HF 2382.3	J
109.141	New section	HF 2334.3	J
109.142	New section	HF 2334.4	J
109.143	New section	HF 2334.5	J
109.144	New section	HF 2334.6	J
109.145	New section	HF 2334.7	J
109.146	New section	HF 2334.8	J
109.147	New section	HF 2334.9	J
109A.5	Unnumb. par. 1 & subsections 2-4 amended	HF 2274.1	J
109A.5	Subsection 5 stricken	HF 2274.2	J
109A.9	Section rewritten	HF 2274.3	J
109B.15	New section	HF 2323.1	VETO
110.1*	Subsection 6, paragraph b rewritten	HF 2334.10	J
110.1*	Subsection 6, new par. c, pars. relettered	HF 2334.11	J
110.24*	Subsection 16 amended	SF 2011.12	J
110A	Chapter repealed	SF 2257.26	J
110C.1	New section	SF 2257.1	J
110C.2	New section	SF 2257.2	J
110C.3	New section	SF 2257.3	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
110C.4	New section	SF 2257.4	J
110C.5	New section	SF 2257.5	J
110C.6	New section	SF 2257.6	J
110C.7	New section	SF 2257.7	J
110C.8	New section	SF 2257.8	J
110C.9	New section	SF 2257.9	J
110C.10	New section	SF 2257.10	J
110C.11	New section	SF 2257.11	J
110C.12	New section	SF 2257.12	J
110C.13	New section	SF 2257.13	J
110C.14	New section	SF 2257.14	J
111.17A	New section	SF 2347.24	VETO
111.79*	Subsection 4 amended	HF 2172.28	J
111A.3	Section amended	HF 2204.1	J
116.5	Unnumbered paragraph 3 stricken	HF 2172.29	J
116.5	Subsection 2 amended	HF 2243.1	J
116.5	Subsection 3, unnumb. par. 3 stricken	HF 2243.2	J
116.5	Subsection 3, unnumb. par. 6 amended	HF 2243.3	J
116.6*	Subsection 1, paragraph a amended	HF 2172.30	J
116.6*	Subsection 5, paragraph a amended	HF 2172.31	J
116.8*	Section amended	HF 2172.32	J
116.20*	Subsection 2, paragraph d stricken	HF 2243.4	7/1/93
116.23*	Subsections 2, 3, & 10 amended	SF 2097.4	J
117.14	Section amended	HF 2376.1	J
117.29	New subsection 10	HF 2455.20	J
117.34	Unnumbered paragraph 1 amended	HF 2455.21	J
117.46	Subsections 3 & 5 amended	HF 2455.22	J
117.46	New subsections 6-8	HF 2455.23	J
123.24	New subsection 5	HF 2455.24	9/1/92
123.46	Subsection 4 amended	HF 2452.7	J
123.47	Section amended	HF 2452.8	J
123.47A	Section amended	HF 2452.9	J
123.53	New subsection 4	HF 2455.25	9/1/92
123.92	Section amended	HF 2428.1	J
123.124	Section amended	SF 2032.1	J
123.130	Unnumbered paragraph 3 amended	SF 2032.2	J
125.14A*	Subsection 1 amended	HF 2172.33	J
125.43A	Section amended	HF 2325.1	J
125.75A	Section amended	SF 2040.1	J
125.81*	Subsection 3 amended	HF 2436.1	J
125.81*	Subsection 3 amended	HF 2308.1	J
125.85	New subsection 5	HF 2436.2	J
135.11*	Subsection 6 amended	HF 2439.7	VETO
135.11A*	Unnumbered paragraph 2 amended	HF 2172.34	J
135.22	Subsection 1 amended	HF 2457.6	J
135.22A	New section	HF 2457.7	J
135.63*	Subsection 1 amended	SF 2375.1	J
135.63*	Subsection 2, new paragraph i	SF 2311.1	E
135.64*	New subsection 4	SF 2311.2	J
135.100	New subsections 1A-1D, 3, & 4	HF 2439.8	VETO
135.103*	Section amended	HF 2439.9	VETO
135.104	Subsection 3 amended	HF 2439.10	VETO
135.104	New subsection 9	HF 2439.11	VETO
135.106	New section	SF 2355.47	VETO

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
135.106	New section	SF 2393.419	EX2 J
135.108	New section	HF 2439.3	VETO
135.109	New section	HF 2439.4	VETO
135.110	New section	HF 2439.5	VETO
135.111	New section	HF 2439.6	VETO
135C.2*	Subsection 5, paragraph b amended	SF 2355.48	J
135C.6	New subsection 8	SF 2311.3	E
135C.16	Subsection 1 rewritten	HF 2455.26	J
135D.22*	Subsection 2, paragraph a amended	SF 2034.7	VETO
135D.22*	Subsection 2, paragraph a amended	SF 2393.215	EX2 1/1/93 A
135D.22*	Subsection 2, paragraph b stricken	SF 2034.8	VETO
135D.22*	Subsection 2, paragraph b stricken	SF 2393.216	EX2 1/1/93 A
135D.24*	Subsection 7 amended	HF 2269.1	4/1/92
135D.25	Section amended	HF 2269.2	4/1/92
135H.7*	Subsection 2, paragraph a amended	HF 2172.35	J
135I.1*	New subsection 5	SF 2218.1	E
135I.2	Section amended	SF 2218.2	E
135I.2	Section amended	HF 2457.8	J
135I.4	Unnumbered paragraph 1 & subsec. 3, 4, & 6 amended	SF 2218.3	E
135I.4	Subsection 6 amended	HF 2457.9	J
135I.6	Section amended	SF 2218.4	E
135I.6	Section amended	HF 2457.10	J
135K.1	New section	SF 2254.1	E
135K.2	New section	SF 2254.2	E
135K.3	New section	SF 2254.3	E
135K.4	New section	SF 2254.4	E
135K.5	New section	SF 2254.5	E
135K.6	New section	SF 2254.6	E
136C.3	Subsection 2, unnumb. par. 1 amended	HF 2172.36	J
136C.3	New subsection 10	HF 2426.1	10/1/92
136C.15	New section	HF 2426.2	10/1/92
136E.1	New section	HF 2441.1	J
136E.2	New section	HF 2441.2	J
136E.3	New section	HF 2441.3	J
136E.4	New section	HF 2441.4	J
136E.5	New section	HF 2441.5	J
136E.6	New section	HF 2441.6	J
136E.7	New section	HF 2457.11	J
139A.1	Subsection 3 amended	SF 2011.13	J
139A.2	Section amended	SF 2011.14	J
139A.3	Section amended	SF 2011.15	J
139A.4	Section amended	SF 2011.16	J
139A.6	Unnumbered paragraph 1 amended	SF 2011.17	J
139A.7	Section amended	SF 2011.18	J
139A.8	Section amended	SF 2011.19	J
139A.9	Section amended	SF 2011.20	J
139C.1	New section	SF 2323.1	J
139C.2	New section	SF 2323.2	J
139C.3	New section	SF 2323.3	J
144.13	Subsections 1 & 2 amended	HF 2325.2	J
144.13A*	Section amended	HF 2325.3	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
144A.2	Subsection 4 rewritten	HF 2207.1	E
144A.2	Subsection 5 amended	HF 2207.2	E
144A.2	Subsection 8 amended	HF 2207.3	E
144A.3	Section rewritten	HF 2207.4	E
144A.12	New section	HF 2207.5	E
145.3*	Subsection 1 amended	SF 2375.2	J
145.3*	Subsection 3, paragraph b amended	SF 2375.3	J
145.3*	Subsection 4, paragraph f amended	SF 2375.4	J
145.3*	Subsection 5 amended	SF 2375.5	J
147.1*	Subsections 2 & 3 amended	SF 2353.13	J
147.1*	Subsections 2 & 3 amended	SF 2355.59	VETO
147.13*	Subsection 1 amended	SF 2355.60	VETO
147.13*	Subsection 11 amended	SF 2353.14	J
147.14*	Subsection 1 amended	SF 2353.15	J
147.14*	Subsection 2 amended	HF 2292.2	J
147.14*	New subsection 14	SF 2353.16	J
147.36	New subsecs. 1, 2, & 5--subsections renumbered	HF 2292.3	J
147.74*	Subsections 2 & 3 amended	HF 2292.4	J
147.74*	New subsection 16A	HF 2441.7	J
147.74*	New subsection 17, subsecs. renumbered	SF 2355.61	VETO
147.76	Section amended	HF 2325.4	J
147.80*	Unnumbered par. 1 & subsec. 3 amended	HF 2292.5	J
147.80*	Subsection 15 amended	SF 2353.17	J
147.80*	New subsection 24, subsecs. renumbered	SF 2355.62	VETO
147.86	Section amended	HF 2292.6	J
147.102	Section amended	HF 2292.7	J
147.103	Section amended	HF 2292.8	J
147.103A	New section	HF 2292.9	J
147.107*	Subsection 2, unnumb. par. 2 amended	HF 2292.10	J
147.107*	Subsection 5 amended	HF 2172.37	J
148.2A	New section	HF 2292.11	J
148.3	Section amended	HF 2292.12	J
148.4	Section amended	HF 2292.13	J
148.5	Section amended	HF 2292.14	J
148.6	Subsection 1, paragraph d amended	HF 2292.15	J
148.7	Subsection 7, paragraph c amended	HF 2292.16	J
148.7	Subsection 9 amended	HF 2292.17	J
148.8	Section amended	HF 2292.18	J
148.12	Section amended	HF 2292.19	J
148E.1	New section	SF 2355.49	VETO
148E.2	New section	SF 2355.50	VETO
148E.3	New section	SF 2355.51	VETO
148E.4	New section	SF 2355.52	VETO
148E.5	New section	SF 2355.53	VETO
148E.6	New section	SF 2355.54	VETO
148E.7	New section	SF 2355.55	VETO
148E.8	New section	SF 2355.56	VETO
148E.9	New section	SF 2355.57	VETO
148E.10	New section	SF 2355.58	VETO
149.3	Subsection 3 amended	SF 2097.5	J
150A.9	Section amended	HF 2292.20	J
153.15A	New section	HF 2389.1	J
153.33	New subsection 6	HF 2389.2	J
153A	Chapter repealed	HF 2325.7	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
157.1	Section rewritten	SF 2353.1	J
157.2	Section amended	SF 2353.2	J
157.3	Subsection 1, paragraph a stricken	HF 2325.5	J
157.3	Section amended	SF 2353.3	J
157.4	Section amended	SF 2353.4	J
157.5	Section repealed	SF 2353.27	J
157.5A	Unnumbered paragraph 1 amended	SF 2353.5	J
157.6	Section amended	SF 2353.6	J
157.8	Section rewritten	SF 2353.7	J
157.10	Section rewritten	SF 2353.8	J
157.11*	Section amended	SF 2353.9	J
157.12	Section amended	SF 2353.10	J
157.13	Section amended	SF 2353.11	J
157.15	Section amended	SF 2353.12	J
158.2	Subsections 2 & 3 amended	SF 2353.18	J
158.3	Subsection 1, paragraph a stricken	HF 2325.6	J
158.4	Section rewritten	SF 2353.19	J
158.8	Unnumbered paragraph 2 amended	SF 2353.20	J
158.11	Section amended	SF 2353.21	J
158.13	Subsection 1 amended	SF 2353.22	J
159.1*	Subsections 2 & 3 stricken	HF 2172.38	J
159.6A	New section	SF 2347.25	J
159.20*	Unnumbered paragraph 1 amended	SF 2347.26	J
159.20*	Unnumbered paragraph 2 stricken	SF 2347.28	J
159.20*	Unnumbered paragraph 3 amended	HF 2172.39	J
159.20*	Subsections 5 & 9 amended	SF 2347.27	J
159.22*	Section amended	SF 2347.29	J
159.23	Section amended	SF 2347.30	J
159.24	Section amended	SF 2347.31	J
159.37	Subsection 1 amended	SF 2347.32	J
159A.3*	Subsection 1, unnumb. par. 1 amended	SF 2347.33	J
159A.4*	Subsection 1 amended	SF 2221.1	J
159A.4*	Subsection 2 amended	SF 2221.2	J
159A.4*	Subsection 5 amended	SF 2221.3	J
159A.5*	Subsection 2 amended	HF 2456.1	J
159A.5*	Subsection 4 amended	HF 2172.40	J
159A.5*	Subsection 5, new paragraph e	HF 2456.2	7/1/93
159A.5*	Subsection 5, new paragraph e stricken	HF 2456.11	7/1/98
159A.6*	Unnumbered paragraph 2 amended	HF 2172.41	J
159A.6*	Unnumbered paragraph 2 amended	HF 2456.3	J
159A.7*	Section amended	HF 2456.4	7/1/93
159A.7*	Section amendment repealed	HF 2456.11	7/1/98
159A.8	New section	HF 2456.5	7/1/93
159A.8	New section repealed	HF 2456.11	7/1/98
162.2	Subsection 4 amended	HF 2241.1	J
162.2	Subsection 7 amended	SF 2097.6	J
166D.2	Subsection 7, new unnumbered paragraph	HF 2172.42	J
166D.16*	Unnumbered paragraph 2 stricken	HF 2172.43	J
172C.1*	New subsection 13A	HF 2369.2	J
172C.1*	Subsection 16, new paragraph f	HF 2369.3	J
172C.1*	Subsection 17 amended	HF 2369.4	J

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A - Applicability provisions

J - Effective July 1, 1992

00-00-00 - Specified effective date

E - Effective upon enactment

R - Retroactive applicability

* - Code Supplement 1991

IV - Part of bill section vetoed

VETO - Entire bill section vetoed

** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
172C.2	Unnumbered paragraph 1 amended	HF 2369.5	J
172C.3A	New section	HF 2369.6	J
176.5	Section amended	HF 2443.2	J
176A.10*	Subsection 6, unnumb. par. 1 amended	HF 2465.25	E
176A.10*	Subsection 6, unnumb. par. 1 amended	SF 2097.7	E
189.1	Section rewritten	HF 2172.44	J
191.2*	Subsection 5, unnumb. par. 1 amended	HF 2172.45	J
192.111*	Subsection 2 amended	HF 2172.46	J
192.124*	New unnumbered paragraph	SF 2059.1	E
194.3	Subsection 2 amended	HF 2249.1	J
194.4	Unnumbered paragraph 3 amended	HF 2249.2	J
194.6	Unnumbered paragraph 2 amended	HF 2249.3	J
194.8	Section amended	HF 2249.4	J
194.9	Section amended	HF 2249.5	J
194.12	Section amended	HF 2249.6	J
194.14	Section amended	HF 2249.7	J
194.20*	Section amended	HF 2249.8	J
194.20*	Section amended	HF 2172.47	J
199.3	Subsection 4, new paragraph g	SF 2347.34	J
199.11	Section amended	SF 2347.35	J
203B.5	New subsection 5	SF 2276.2	E
204B.3	Subsection 2, paragraph a amended	SF 2343.27	J
206.2*	Subsection 22 amended	SF 2263.1	7/1/90 R
206.2*	New subsection 30	SF 446.1	E
206.5	Subsection 6 rewritten	SF 446.2	E
206.22	New subsection 4	SF 446.3	E
206A.1	New section	SF 446.4	E
206A.2	New section	SF 446.5	E
206A.3	New section	SF 446.6	E
206A.4	New section	SF 446.7	E
206A.5	New section	SF 446.8	E
206A.6	New section	SF 446.9	E
206A.7	New section	SF 446.10	E
206A.7A	New section	SF 446.11	E
206A.8	New section	SF 446.12	E
206A.9	New section	SF 446.13	E
206A.10	New section	SF 446.14	E
206A.11	New section	SF 446.15	E
214.3	Subsection 1 amended	SF 2347.36	J
214.3	Subsection 3, paragraphs a-e amended	SF 2347.37	J
214A.10	Section amended	HF 2172.48	J
215.2	Subsections 1 & 2 amended	SF 2347.38	J
215.17	Section amended	SF 2347.39	J
215A.9	Unnumbered paragraph 2 amended	SF 2347.40	J
217.9A*	Subsection 1, unnumb. par. 2 amended	HF 2172.49	J
217.12	Subsection 4 amended	HF 2480.1	J
217.41	New section	HF 2486.14	J
217.42	New section	SF 2342.1	E
217.43	New section	SF 2342.2	E
218.1	Subsection 1 stricken	SF 2011.21	J
218.94	Section amended	SF 2348.14	VETO
219.1	Subsection 2 amended	SF 2011.22	J
219.2	Subsection 1 amended	SF 2011.23	J
219.3	Section amended	SF 2011.24	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
219.4	Subsection 2 amended	SF 2011.25	J
219.7	Subsection 3 amended	SF 2011.26	J
219.8	Section amended	SF 2011.27	J
219.11	Subsection 2 amended	SF 2011.28	J
219.12	Subsection 2 amended	SF 2011.29	J
219.13	Section amended	SF 2011.30	J
219.14	New section	SF 2011.31	** J
219.14	New unnumbered paragraph 1 inserted	HF 2486.29	J
219.18	Section amended	SF 2011.32	J
219.19	Section rewritten	SF 2011.33	J
219.21	Section amended	SF 2011.34	J
220.15	New subsection 8	SF 2344.1	J
220.91	Subsection 5 amended	SF 2235.1	J
220.171	New section	SF 2064.1	E
220.171	New section repealed	SF 2064.7	8/1/93
220.172	New section	SF 2064.2	E
220.172	New section repealed	SF 2064.7	8/1/93
220.173	New section	SF 2064.3	E
220.173	New section repealed	SF 2064.7	8/1/93
220.174	New section	SF 2064.4	E
220.174	New section repealed	SF 2064.7	8/1/93
220.175	New section	SF 2064.5	E
220.175	New section repealed	SF 2064.7	8/1/93
220.176	New section	SF 2064.6	E
220.176	New section repealed	SF 2064.7	8/1/93
222.31	Unnumbered paragraph 1 amended	HF 2480.2	J
225C.4	Subsection 2, new paragraph e	SF 2294.1	J
225C.18	Section repealed	HF 2486.19	7/1/93
225C.19	Section repealed	HF 2486.19	7/1/93
225C.25	Section amended	SF 2355.63	J
225C.26	Section amended	SF 2355.64	J
225C.27	Unnumbered paragraph 1 amended	SF 2355.65	** J
225C.27	Unnumbered paragraph 1 amended	HF 2486.15	J
225C.27	Subsection 3 rewritten	HF 2486.16	J
225C.28	Section repealed	SF 2355.79	J
225C.28A	New section	SF 2355.66	J
225C.28B	New section	SF 2355.67	J
225C.29	Section amended	SF 2355.68	J
225C.29	Section amended	HF 2486.17	J
225C.45	New section	SF 2294.2	J
226.7	New unnumbered paragraph	SF 2355.69	J
229.6A	Subsection 1 amended	SF 2040.2	J
229.11	Subsection 3 amended	HF 2436.3	J
229.11	Subsection 3 amended	HF 2308.2	J
229.13*	Section amended	HF 2308.3	J
229.14*	Subsection 3 amended	HF 2308.4	J
229.14A	New section	HF 2436.4	J
229.15	Subsection 4 amended	HF 2308.5	J
229.21*	Subsection 2 amended	HF 2308.6	J
229.44	New section	HF 2308.7	J
230A.14	Section amended	SF 2355.70	J

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IV - Part of bill section vetoed VETO - Entire bill section vetoed ** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
232.2*	Subsection 4, paragraph f amended	HF 2452.10	J
232.2*	Subsection 6, new paragraph o	HF 2452.11	VETO
232.4	New section	SF 2316.302	J
232.8*	Subsection 1, paragraph b amended	SF 2257.21	J
232.8*	New subsection 6	HF 2452.12	J
232.8*	New subsection 7	HF 2452.13	VETO
232.22*	Subsection 1 amended	HF 2452.14	J
232.22*	Subsection 1, new paragraph e	HF 2452.15	J
232.35	Subsection 3 amended	HF 2452.16	J
232.45A*	Subsections 2 & 3 amended	HF 2452.17	J
232.50	New subsection 5	HF 2452.18	VETO
232.52*	Subsection 2, par. d, new subpar. (4)	HF 2452.19	VETO
232.52*	Subsection 2, par. e, unnumb. par. 1 amended	HF 2452.20	J
232.52*	New subsection 2A	HF 2480.3	J
232.52*	Subsection 6, unnumb. par. 2 amended	HF 2452.21	J
232.52*	New subsection 10	HF 2452.22	VETO
232.53	Subsection 2 amended	HF 2452.23	VETO
232.53	New subsection 5	HF 2452.24	VETO
232.54	New subsection 7	HF 2452.25	VETO
232.71	Subsection 1 amended	SF 2231.1	J
232.71	Subsections 10 & 13 amended	HF 2480.4	J
232.102*	New subsections 1A & 9	HF 2480.5	** J
232.102*	Subsection 6 amended	HF 2452.26	VETO
232.102*	New subsection 9, par. a, subpar. (1) amended	SF 2385.2	EX J
232.116	Subsection 1, par. d, subpar. (2) amended	HF 2452.27	J
232.116	Subsection 1, par. e, subpar. (3) amended	HF 2452.28	J
232.116	Subsection 1, par. g, subpar. (3) amended	HF 2452.29	J
232.117	New subsection 3A	HF 2480.6	J
232.127	New subsection 7A	HF 2480.7	J
232.141	Subsection 1 amended	HF 2452.30	VETO
232.141	Subsection 5 amended	HF 2452.31	VETO
232.141	New subsection 8	HF 2480.8	** J
232.141	New subsection 8 amended	HF 2452.32	J
232.141	New subsection 8 amended	SF 2385.30	EX J
232.142*	Subsection 3 amended	HF 2480.9	J
232.142*	New subsection 6	HF 2452.33	VETO
232.143	New section	HF 2480.10	J
232.147	New subsections 7 & 8	SF 2316.301	J
232.162	Section amended	SF 2097.8	J
232.175	Section amended	HF 2480.11	J
232.175	Section amended	SF 2197.2	J
232.178	Subsections 1, 3, & 4 amended	HF 2480.12	J
232.181	Section amended	HF 2480.13	J
232.182	Subsections 5 & 6 amended	HF 2480.14	J
232.182	New subsections 5A & 7	HF 2480.15	J
232.183	Subsections 2 & 5 amended	HF 2480.16	J
232.183	Subsection 7 amended	SF 2197.3	J
232.187	New section	HF 2480.17	J
232.188	New section	HF 2480.18	J
232.189	New section	HF 2480.19	J
233.6	New section	HF 2452.34	J
234.1	Subsection 4, unnumb. par. 1 amended	HF 2480.20	J
234.6	Subsection 6, pars. c & f rewritten	HF 2480.21	J
234.6	Subsection 6, paragraph g stricken	HF 2480.22	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
234.6	New subsection 10	HF 2480.23	J
234.8	New section	HF 2480.24	J
234.35	Section amended	HF 2480.25	J
234.38	Section rewritten	HF 2480.26	** J
234.38	Rewritten subsection 1 amended	HF 2486.46	J
234.38	Rewritten subsection 2 stricken	SF 2385.4	EX J
234.39	Subsections 1 & 2 amended	SF 2316.303	J
234.39	Subsections 1 & 2 amended	HF 2480.27	J
234.39	New subsection 3	SF 2316.304	J
234.40	Section amended	SF 2355.71	J
234.50	New section	HF 2452.35	VETO
234.51	New section	HF 2452.36	VETO
234.52	New section	HF 2452.37	VETO
234.53	New section	HF 2452.38	VETO
235.1	Unnumbered paragraph 2 amended	HF 2480.28	J
235A.13	Subsection 9 amended	SF 2231.2	J
235A.15*	Subsection 1 amended	SF 2231.3	J
235A.15*	Subsection 2, par. e, subpar. (6) amended	SF 2197.4	J
235A.15*	New subsection 4	SF 2231.4	J
235A.19	Subsection 2, par. b, new subpar. (7)	SF 2231.5	J
235B.2*	Subsection 5, par. a, subpar. (1) amended	SF 2231.6	J
235B.2*	Subsection 5, paragraph b amended	SF 2231.7	J
235B.3*	Subsection 1, new unnumbered paragraph	SF 2231.8	J
235B.3*	Subsection 2, paragraph b amended	SF 2231.9	J
235B.6*	Subsection 2, par. e, subpar. (3) amended	HF 2172.50	J
235B.16*	Subsection 1, paragraph b amended	HF 2172.51	J
235B.16*	Subsection 5, unnumb. par. 4 amended	SF 2231.10	J
236.12*	Subsection 2 amended	HF 2172.52	J
236.14*	Subsection 2, unnumb. par. 3 amended	HF 2172.53	J
237.3	New subsection 8	HF 2452.39	J
237.15*	Subsection 1, paragraph i amended	HF 2452.40	J
237.15*	Subsections 2, 4, & 6 amended	SF 2197.5	J
237.16	Section amended	SF 2197.6	J
237.16	Unnumbered paragraph 2 amended	HF 2455.27	J
237.18	Subsection 5, unnumb. par. 1 amended	HF 2455.28	J
237.18	New subsection 6	SF 2197.7	J
237.19	Section amended	SF 2197.8	J
237.20	Subsection 1, unnumb. pars. 1 & 2 amended	SF 2197.9	J
237.20	Subsection 1, unnumb. par. 3 amended	SF 2197.10	J
237.20	Subsection 2 amended	SF 2197.11	J
237.20	Subsection 4, new paragraph h	SF 2197.12	J
237.21	Subsection 3 amended	HF 242.1	J
237.23	Section amended	SF 2197.13	J
237.23	Section amended	HF 2455.29	E
237A.1*	Subsection 4, new paragraph g	HF 2224.1	E
237A.1*	Subsection 14 amended	HF 2322.1	J
237A.2*	Unnumbered paragraph 6 stricken	HF 2172.54	J
237A.3*	Subsection 5 stricken	HF 2172.55	J
237A.12*	Unnumbered paragraph 3 amended	HF 2322.2	J
237A.21	Section amended	HF 2322.3	J
237A.22	Section amended	HF 2322.4	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
237A.26	Section amended	HF 2322.5	J
238.24	Unnumbered paragraph 2 amended	HF 242.2	J
242.13	Section amended	HF 2452.41	VETO
246.104	Section amended	HF 2172.56	J
246.317	Section amended	SF 2348.15	VETO
246.513*	Subsection 1, paragraph a amended	HF 2172.57	J
246.706*	Unnumbered paragraph 1 amended	SF 2348.16	VETO
249A.3*	Subsection 7 amended	SF 2393.420	EX2 J
249A.3*	Subsection 8 amended	SF 2311.4	J
249A.4*	Unnumbered par. 1 & subsections 1, 2, & 9 amended	HF 2480.29	J
249A.4*	New subsection 14	HF 2480.30	E
249A.25*	Subsection 4, paragraph i stricken	SF 2355.72	J
249A.25*	Subsection 4, paragraph j amended	SF 2355.73	J
249A.26*	Subsection 3 stricken	SF 2355.74	J
250.6	Section amended	SF 2024.2	J
250.11	Section amended	SF 2011.35	J
250.19	Section amended	SF 2011.36	J
252.6	Section amended	SF 2097.9	J
252.8	Section amended	SF 2097.10	J
252.13	Section amended	SF 2097.11	J
252.22	Unnumbered paragraph 1 amended	SF 2097.12	J
252.23	Section amended	SF 2097.13	J
252.24	Section amended	SF 2097.14	J
252.25	Section amended	SF 2097.15	J
252.26	Section amended	SF 2097.16	J
252.27	Section amended	SF 2097.17	J
252.33	Section amended	SF 2097.18	J
252.35	Section amended	SF 2097.19	J
252.37	Section amended	SF 2097.20	J
252.42	Section amended	SF 2097.21	J
252B.1*	Subsection 1 amended	SF 2316.502	J
252B.4	Section amended	SF 2316.101	J
252B.4	New subsection 4	SF 2316.102	J
252B.5	Subsections 2, 3, & 5 amended	SF 2316.503	J
252B.7A	New section	SF 2316.201	J
252B.11	Section amended	SF 2316.103	J
252C.2	Subsections 2 & 3 amended	SF 2316.401	J
252C.2	New subsection 4 inserted	SF 2316.402	J
252C.3	Subsection 1, paragraph a stricken, pars. relettered	SF 2316.202	J
252C.3	Subsection 1, paragraph b amended	SF 2316.203	J
252C.3	Subsection 1, unnumb. par. 1 amended	SF 2316.403	J
252C.4	Subsection 1 amended	SF 2316.204	J
252C.5	Section amended	SF 2316.504	J
252C.12	New section	SF 2316.205	J
252D.1	Subsection 2 amended	SF 2316.104	J
252D.9	Section amended	SF 2316.206	J
252D.12	Section amended	SF 2316.105	J
252D.18*	Subsection 1 amended	SF 2316.106	J
252D.20	Section amended	SF 2316.404	J
252D.23	New section	SF 2316.207	J
252E.1	Subsection 1 amended	SF 2316.505	J
252E.2	Section amended	SF 2316.506	J
255.2	Section amended	SF 2097.22	J
255.6	Section amended	SF 2097.23	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
255.8	Unnumbered paragraph 1 amended	SF 2097.24	J
256.7*	New subsection 22	SF 2167.2	J
256.7*	New subsection 22	HF 2465.26	J
256.9*	New subsection 46	SF 2190.1	J
256.9*	New subsection 46 repealed	SF 2190.6	7/1/93
256.9*	New subsection 46	SF 2167.3	J
256.9*	New subsection 46	HF 2467.2	J
256.9*	New subsections 46-48	HF 2465.27	J
256.11*	Subsection 4 amended	SF 2236.1	J
256.11*	Subsection 5, paragraph e amended	SF 2190.2	J
256.11*	Subsection 5, paragraph g, unnumb. par. 1 amended	SF 2110.1	J
256.11*	Subsection 5, paragraph h, unnumb. par. 1 amended	SF 2236.2	J
256.11*	Subsection 10, unnumb. pars. 1 & 2 amended	HF 2172.58	J
256.11A	Subsec. 3, unnumb. par. 1 & subsec. 4, unnumb. par. 1 amended	SF 2190.3	J
256.11B	New section	SF 2236.3	J
256.20	Unnumbered paragraph 1 amended	HF 2172.59	J
256.22	New section	HF 2465.28	J
256.31	Section rewritten	SF 2163.1	J
256.37	New section	SF 2190.4	J
256.46	Section amended	HF 2384.1	J
256A.3	New subsection 11	HF 2467.3	J
256A.4	New section	SF 2167.4	7/1/93
256A.5	New section	SF 2167.5	J
256B.1	New section	HF 2467.4	J
256B.2	New section	HF 2467.5	J
256B.3	New section	HF 2467.6	J
257.6	Subsection 1, new paragraphs e & f	HF 2486.47	E
257.6	Subsection 1, new unnumbered paragraph	HF 2412.2	J
257.6	Subsection 1, unnumb. par. 3 amended	SF 2320.1	E A
257.6	Subsection 4 rewritten	SF 2320.2	E A
257.8	Section rewritten	SF 2351.15	J A
257.8	Subsection 1, unnumb. par. 2 amended	SF 2320.3	VETO
257.9	Subsections 3 & 4 amended	SF 2320.4	VETO
257.10	Subsections 3 & 4 amended	SF 2320.5	VETO
257.13	New unnumb. paragraph after unnumb. paragraph 1	SF 2116.302	7/1/91 R
257.13	New unnumbered paragraph repealed	SF 2116.305	J
257.13	Section repealed	SF 2320.12	E A
257.14	Unnumbered paragraph 1 amended	SF 2320.6	J A
257.16*	Unnumbered paragraph 2 amended	SF 2116.303	7/1/91 R
257.16*	Unnumbered paragraph 2 amended	SF 2320.7	VETO
257.16*	Unnumbered paragraph 2 amended	SF 2371.1	7/1/91 R
257.18	New subsection 3	SF 2238.1	J
257.20*	Section amended	SF 2351.16	J A
257.20*	Unnumbered paragraph 1 amended	SF 2320.8	E A
257.28	Section amended	HF 2172.60	J
257.29	New unnumbered paragraph	HF 2412.3	J
257.29	New unnumbered paragraph	SF 2238.2	J
257.33	Section amended	HF 2172.61	J
258.4*	New subsection 12	HF 2287.2	E
258.17	New section	HF 2287.3	E

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
258A.1	Subsection 6, paragraph i rewritten	SF 2353.23	J
258A.2A	Section amended	SF 2353.24	J
258A.6	New subsection 6	SF 2148.1	E
260.4	Unnumbered paragraph 2 amended	SF 2097.25	J
260B.1	Unnumbered paragraph 3 amended	SF 2097.26	J
261.1*	Subsection 5, unnumb. par. 1 amended	HF 2465.29	VETO
261.2	New subsection 15	SF 2348.17	J
261.2	New subsection 15	HF 2452.42	J
261.9*	Subsection 5, new paragraphs g & h	HF 2028.1	J
261.25*	Subsections 1-3 amended	HF 2465.30	J
261.38*	Subsection 7 amended	HF 2465.31	J
261.47	New unnumb. par. after subsec. 4	HF 2465.32	J
261.85*	Unnumbered paragraph 1 amended	HF 2465.33	J
261C.2	Section amended	HF 2247.1	J
261C.3*	Subsection 2 amended	HF 2247.2	J
261C.4*	Section amended	HF 2247.3	J
261C.9	Section repealed	HF 2247.4	J
262.9*	Subsection 5 amended	HF 2275.2	J
262.9*	Subsection 15 stricken	HF 2465.34	VETO
262.9*	Subsection 24 amended	HF 2465.35	J
262.9*	New subsection 27	HF 2465.36	VETO
262.9*	New subsections 27 & 28	HF 2028.2	J
262.10A	New section	SF 2388.1	EX VETO
262.14	Subsection 3, new unnumb. par	SF 2036.1	E
262.29A	New section	HF 2465.37	VETO
262.34A	New section	HF 2465.38	J
262.34B	New section	HF 2465.39	J
265.6	Section amended	SF 2320.9	E A
266.39A	Section amended	HF 2209.1	J
267.5	Subsection 3 amended	HF 2465.40	J
267.8*	Section repealed	HF 2465.59	J
273.3	Subsection 12 amended	SF 2351.17	J
273.3	Subsection 14 amended	HF 2335.1	J
275.1	Unnumbered paragraph 1 amended	HF 2465.41	J
275.1	New subsection 4	HF 2465.42	J
275.4	Unnumbered paragraph 2 amended	HF 2465.43	J
275.11	Section amended	HF 2465.44	J
275.23A	Subsection 1 amended	HF 2465.45	J
275.31	Unnumbered paragraph 2 amended	HF 2172.62	J
275.59	Section repealed	HF 2465.60	J
279.15*	Subsection 1 amended	SF 2351.18	J
279.16	Unnumbered paragraph 6 amended	HF 2235.1	** E
279.16	Unnumbered paragraph 6 amended	SF 2351.19	J
279.24	Unnumbered paragraphs 3, 5, & 7 amended	HF 2245.1	** E
279.24	Unnumbered paragraphs 3, 5, & 7 amended	SF 2351.20	J
279.29	Unnumbered paragraph 2 amended	SF 2036.11	E
279.30	Section amended	HF 2412.4	J
279.46	Section amended	HF 2454.1	E
279.49*	Section amended	SF 2097.27	J
279.51*	Subsection 1, unnumb. par. 1 amended	SF 2351.21	J
280.23	New section	HF 2415.1	J
280A.23	New subsections 19 & 20	HF 2028.3	J
280A.28	Section amended	HF 2465.46	J
280A.35	Unnumbered paragraph 1 amended	SF 2162.1	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
280A.47	Subsection 1, unnumb. par. 1 & paragraph a amended	SF 2186.1	J
280A.50	Unnumbered paragraph 1 amended	SF 2351.22	J
280A.50	Unnumbered paragraph 1 amended	HF 2465.47	VETO
280B.6	New subsection 7	HF 2462.39	VETO
280C.2	Subsections 1, 2, 3, 5, 6, 7, 12, & 13 amended	SF 2295.1	J
280C.2	New subsections 15 & 16	SF 2295.2	J
280C.3	Section amended	SF 2295.3	J
280C.3	New subsections 7 & 8	SF 2295.4	J
280C.4	Section amended	SF 2295.5	J
280C.5	Section amended	SF 2295.6	J
280C.6*	Section amended	SF 2295.7	J
280C.7	Section amended	SF 2295.8	J
280C.8	New section	SF 2295.9	J
281.2	Subsection 1 amended	SF 2158.1	J
281.2	Subsection 3, unnumb. par. 3 amended	HF 2172.63	J
281.15*	Subsection 7 amended	SF 2039.1	E
282.1	Unnumbered paragraph 1 amended	HF 646.1	J
282.1A	New section	HF 646.2	J
282.6	Unnumbered paragraph 1 amended	HF 2384.2	J
282.18*	Subsection 8 amended	HF 2172.64	J
282.18*	Subsection 11 amended	HF 2384.3	J
282.18*	Subsection 15 rewritten	HF 2384.4	J
282.18*	New subsection 20	HF 2384.5	J
282.27	New section	SF 2320.10	E A
282.28	Section amended	HF 2172.65	J
282.29	New unnumbered paragraph	HF 2452.43	VETO
282.31	Subsections 1 & 3 amended	HF 2172.66	J
285.10	Subsection 7, par. a amended	HF 2412.5	J
286A.14A*	Unnumbered paragraph 1 amended	HF 2465.48	J
291.10	Section rewritten	HF 2412.6	J
291.15	Section repealed	HF 2412.11	J
294.15	Unnumbered paragraphs 1 & 2 amended	HF 2450.61	J
294A.9	Unnumbered paragraph 1 amended	SF 2351.23	J
294A.9	Unnumbered paragraph 3 amended	HF 2384.6	J
294A.14	Unnumbered paragraph 2 amended	SF 2167.6	J
294A.14	Unnumbered paragraph 2 stricken	SF 2351.24	J
294A.14	Unnumbered paragraph 3 amended	HF 2384.7	J
294A.14	Unnumbered paragraph 13 rewritten	SF 2351.25	J
294A.16	Unnumbered paragraph 1 amended	HF 2384.8	E
294A.16	Unnumbered paragraph 3 amended	SF 2351.26	J
294A.16	Unnumbered paragraph 5 amended	HF 2172.67	J
294A.25	Subsection 1 amended	SF 2351.27	J
294A.25	New subsection 5A	HF 2465.49	J
294A.25	New subsection 6A	HF 2465.49	VETO
298.2	Subsection 4, unnumb. par. 1 amended	HF 2412.7	J
298.3	Subsection 3 amended	HF 2412.8	J
298.3	New unnumbered paragraph	HF 2412.9	J
298.4	New unnumbered paragraph	HF 2412.10	J
298.14	Unnumbered paragraph 1 amended	HF 2400.1	J
299.4*	Section amended	HF 2384.9	J
299A.2*	Section amended	HF 2384.10	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
299A.2*	Section amended	HF 2486.48	E
299A.4*	Section amended	HF 2172.68	J
299A.5*	Section amended	HF 2172.69	J
299A.6*	Unnumbered paragraph 1 amended	HF 2384.11	J
299A.8*	Section amended	HF 2172.70	J
299A.8*	Section amended	SF 2320.11	** E A
299A.8*	Section amended	HF 2486.49	E
302.11	Section amended	SF 2036.12	E
303.1*	Subsection 6, unnumb. par. 1 amended	HF 2465.50	VETO
303.2*	Subsection 3, paragraph f amended	HF 2465.51	J
303.34	Unnumbered paragraph 2 stricken	SF 2254.7	E
303.92	Subsection 1 amended	HF 2465.52	VETO
303.92	New subsection 4	HF 2465.53	J
303B.2A	New section	HF 2465.54	J
306.3	New subsection 12	HF 2391.1	J
306.12	Section amended	HF 2244.1	J
306.22	Subsection 7, unnumb. par. 1 amended	HF 2172.71	J
306.25	Section amended	HF 2172.72	J
306.40	Section amended	HF 2172.73	J
306C.23	Section amended	SF 2094.1	J
307.10	New subsection 8	HF 623.1	J
307.12*	New subsection 15	HF 2471.1	J
307.21*	Subsection 4, par. b, new subparagraph (5)	HF 2275.3	J
307.39	Section repealed	SF 2345.43	J
307.41	New section	HF 2462.40	VETO
307A.2	New subsection 14A	SF 2094.2	J
307B.26	Section amended	SF 2034.9	VETO
307B.26	Section amended	SF 2393.202	EX2 J A
307D.	Chapter repealed	SF 2345.44	J
309.10*	Unnumbered paragraph 2 amended	SF 2345.23	VETO
311.18	Section amended	HF 2269.3	4/1/92
312.1	New subsection 2A	HF 695.1	J
312.1	Subsection 3 amended	SF 2034.10	VETO
312.1	Subsection 3 amended	SF 2393.203	EX2 J A
312.2*	Subsection 8, unnumb. par. 1 amended	SF 2345.24	VETO
312.2*	Subsection 15 amended	SF 2097.28	J
312.2*	Subsection 15 amended	SF 2345.25	J
312.2*	Applicability of amended subsection 15	SF 2097.45	J
312.2*	Subsection 22 stricken	SF 2345.26	J
312.3*	Subsection 1, new paragraph e	SF 2094.3	J
312.3*	Subsection 1 rewritten	SF 2345.27	7/1/93
312.5*	Subsection 4, new unnumbered paragraph	SF 2094.4	J
312.5*	Subsection 5 stricken	SF 2345.28	7/1/93
313.4	Subsection 3 amended	HF 2172.74	J
313.4	Subsection 4, unnumb. par. 1 amended	SF 2345.29	J
314.16	New section	HF 2136.1	J
315.4	Subsection 1 amended	SF 2345.30	J
317.21	Subsection 1 amended	HF 2269.4	4/1/92
321.1*	Subsection 16, par. f, unnumb. par. 1 amended	HF 2166.1	J
321.1*	Subsection 25, paragraph b amended	SF 2343.19	J
321.1*	Subsection 77, new unnumbered paragraph	SF 2343.28	J
321.1*	New subsection 95	SF 2137.1	J
321.19	Subsection 2, unnumb. par. 2 amended	HF 2462.41	J
321.22	Subsection 4 stricken	HF 2462.42	J

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321.24*	Unnumbered paragraph 3 rewritten	SF 2137.2	J
321.34*	Subsection 10, paragraph c amended	SF 2034.11	VETO
321.34*	Subsection 10, paragraph c amended	SF 2393.204	EX2 J A
321.34*	Subsection 14, paragraph c amended	SF 2034.12	VETO
321.34*	Subsection 14, paragraph c amended	SF 2393.205	EX2 J A
321.34*	New subsection 15	SF 2343.29	J
321.50	Subsection 4, new unnumbered paragraph	SF 2343.30	J
321.52*	Subsection 4 amended	SF 2137.3	J
321.57	New unnumbered paragraph	SF 2343.1	J
321.58	Section amended	SF 2343.2	J
321.60	Section amended	SF 2343.3	J
321.61	Section rewritten	SF 2343.4	J
321.64	New section	SF 2343.5	J
321.69	New section	SF 2137.4	Conditional
321.89	Subsection 1, paragraph a amended	SF 2345.31	J
321.109	Subsection 1 amended	SF 2116.401	** 4/1/92
321.109	Subsection 1 amended	SF 2346.1	** 4/1/92
321.109	Subsection 1 amended	HF 2477.1	1/1/93
321.115	Subsection 2 amended	SF 2343.31	J
321.124	Subsection 3 amended	SF 2116.402	** 4/1/92
321.124	Subsection 3 amended	SF 2346.2	** 4/1/92
321.124	Subsection 3 amended	HF 2477.2	1/1/93
321.126	Subsection 6, unnumb. par. 1 amended	HF 2443.3	J
321.152*	Subsection 1 amended	SF 2345.32	J
321.153	Section amended	SF 2345.33	J
321.153	New unnumbered paragraph	HF 2443.4	J
321.159	Section amended	HF 2477.3	1/1/93
321.166	Subsections 1, 3, & 4 amended	HF 2277.1	J
321.176A	Subsection 1 amended	SF 2343.20	J
321.178*	Subsection 1, unnumb. paragraph 1 amended	HF 2452.44	J
321.178*	Subsection 2, paragraph a amended	HF 2172.75	J
321.186	New unnumbered paragraph	SF 2343.32	J
321.188	Subsection 3 amended	SF 2343.21	J
321.189	Subsection 1, paragraphs a & b amended	SF 2343.22	J
321.189	Subsection 2, paragraph b amended	SF 2343.23	J
321.193	New unnumbered paragraph	SF 2343.33	J
321.208	Subsection 1, paragraph b amended	SF 2343.24	J
321.208	Subsection 7 amended	SF 2343.25	J
321.208	Subsection 7, new unnumbered paragraph	SF 2343.26	J
321.211	Unnumbered paragraph 2 amended	SF 2345.34	J
321.236	Subsection 1, par. a amended	HF 2408.1	J
321.251*	New subsection 3	HF 2327.1	J
321.300	Section repealed	SF 2343.42	J
321.301	Section repealed	SF 2343.42	J
321.344A	New section	HF 2380.1	J
321.374	New unnumbered paragraph	HF 2298.1	J
321.374	New unnumbered paragraph repealed	HF 2298.2	6/30/94
321.376*	Subsection 1 amended	HF 2172.76	J
321.385A	New section	SF 2343.34	J
321.387	Section amended	SF 2343.35	J
321.415	Subsections 1 & 2 amended	SF 2343.36	J

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321.445	Subsection 2, paragraph e amended	SF 2343.37	J
321.449	New unnumbered paragraphs	SF 2343.38	J
321.463	Unnumbered paragraph 6 amended	SF 2345.35	J
321.465	Unnumbered paragraph 2 amended	SF 2061.1	J
321.484	Unnumbered paragraph 3 amended	HF 2380.2	J
321A.1	Subsection 1 rewritten	SF 2343.39	J
321A	Word change throughout chapter	SF 2343.43	J
321E.8*	Subsection 4 amended	SF 2248.1	J
321E.10	Unnumbered paragraph 1 amended	SF 2094.5	J
321E.28*	Subsection 4 amended	SF 2094.6	J
321F.4	Section rewritten	SF 2343.6	J
321F.4A	New section	SF 2343.7	J
321F.6	Section amended	SF 2343.8	J
321F.7	Section rewritten	SF 2343.9	J
321G.9	Subsection 1 amended	HF 2413.1	J
321H.4	Subsections 1 & 2 amended	SF 2343.10	J
321H.4	Subsection 2, new unnumbered paragraph	SF 2137.5	J
321H.4A	New section	SF 2343.11	J
321I.1	Subsection 4 stricken	HF 2172.77	J
321I.10	Section amended	HF 2172.78	J
321J.4	Subsection 2 amended	SF 2097.29	J
321J.23	New section	HF 2452.45	J
321J.24	New section	HF 2452.46	J
321L.4	Subsection 2 amended	HF 2408.2	J
322.1	New unnumbered paragraph	SF 2343.12	J
322.5	Subsection 1 amended	SF 2343.13	J
322.7	Subsections 3 & 4 amended	SF 2343.14	J
322.7A	New section	SF 2343.15	J
322B.3	Subsection 2 amended	SF 2343.16	J
322C.4	Subsection 1, unnumb. par. 1 amended	SF 2343.17	J
322C.4	Subsection 2 amended	SF 2343.18	J
324.6	Section amended	HF 2172.79	J
326.19A	New section	SF 2094.7	J
327F.39	Subsection 2, paragraph c amended	HF 2172.80	J
327I.1	New section	HF 2471.2	J
327I.2	New section	HF 2471.3	J
327I.3	New section	HF 2471.4	J
328.56	Section repealed	SF 2393.507	EX2 J
330B.7*	Subsection 4 amended	HF 2172.81	J
330B.9*	Subsection 3 amended	HF 2172.82	J
331.301	Subsection 10 rewritten	SF 260.1	7/1/93 A
331.301	New subsection 14	SF 2254.8	E
331.303	New subsection 8A	SF 2036.13	E
331.321	Subsection 1, paragraph a amended	SF 390.24	J
331.321	Subsection 1, paragraph i amended	SF 2097.30	J
331.323	Subsection 1, paragraph f amended	SF 2097.31	J
331.381	Subsection 2 amended	SF 390.25	J
331.381	Subsection 8 amended	SF 2097.32	J
331.381	Subsection 17 amended	HF 2195.1	J
331.402	Subsection 3 rewritten	SF 260.2	7/1/93 A
331.424	Subsection 1, new paragraph p	SF 390.26	J
331.427	Subsection 2, paragraph a amended	SF 390.27	J
331.438	Section amended	SF 2355.75	J
331.441	Subsection 2, par. b, subpar. (5) amended	SF 260.3	7/1/93 A

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331.441	Subsection 2, par. b, subpar. (12) rewritten	SF 2119.1	J
331.486	Section amended	HF 2443.5	J
331.552*	New subsection 31	HF 2269.5	4/1/92
331.555	Subsection 6 amended	SF 2036.14	E
331.602*	Subsection 1, unnumb. par. 1 amended	HF 2443.6	J
331.602*	Subsection 1, unnumb. par. 1 amended	HF 2172.83	J
331.602*	Subsection 14 amended	HF 2443.7	J
331.602*	Subsection 42 amended	HF 2443.8	J
331.604*	Section amended	HF 39.1	** J
331.604*	Section amended	SF 2097.33	J
331.604*	Section amended	HF 39.2	J
331.605	New unnumbered paragraph	SF 2011.37	J
331.608	Subsection 1 amended	SF 390.28	J
331.653	Subsection 5 amended	SF 2040.3	J
331.754	Subsection 2 amended	HF 2455.30	J
331.756	Subsection 5 amended	HF 2455.31	J
331.756	New subsections 64A & 64B	HF 2181.2	J
347.12	Unnumbered paragraph 1 amended	HF 2181.2	J
347.16	Subsection 2 amended	SF 2097.34	J
347A.1	Unnumbered paragraph 3 amended	HF 2181.3	J
356.26*	Unnumbered paragraph 3 amended	HF 2407.1	J
357.1	Unnumbered paragraph 1 amended	SF 2254.9	E
357.1	Unnumbered paragraph 4 amended	SF 2101.1	J
357.1	New unnumbered paragraph	SF 2101.2	J
357.1A	New section	SF 2254.10	E
357.2	Section amended	SF 2254.11	E
357.4	Section amended	SF 2254.12	E
357.12	Section amended	SF 2254.13	E
357.13*	Section amended	SF 2254.14	E
357A.2*	Unnumbered paragraph 4 amended	SF 2101.3	J
357A.2*	New unnumbered paragraph	SF 2101.4	J
357A.21	Section amended	SF 2101.5	J
357F.1	New section	HF 2400.2	J
357F.2	New section	HF 2400.3	J
357F.3	New section	HF 2400.4	J
357F.4	New section	HF 2400.5	J
357F.5	New section	HF 2400.6	J
357F.6	New section	HF 2400.7	J
357F.7	New section	HF 2400.8	J
357F.8	New section	HF 2400.9	J
357F.9	New section	HF 2400.10	J
357F.10	New section	HF 2400.11	J
357F.11	New section	HF 2400.12	J
357F.12	New section	HF 2400.13	J
357F.13	New section	HF 2400.14	J
357F.14	New section	HF 2400.15	J
357F.15	New section	HF 2400.16	J
358.1	Section amended	SF 2254.15	E
358.1A	New section	SF 2254.16	E
358.6	Section amended	SF 2254.17	E
358.8	Section amended	SF 2254.18	E
358.9	Unnumbered paragraph 1 amended	SF 2254.19	E

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358.9	Unnumbered paragraph 4 stricken	SF 2254.20	E
358.20	Unnumbered paragraph 1 amended	HF 2135.1	J
362.5*	New subsection 12	SF 2134.1	J
364.4	Subsection 4 rewritten	SF 260.4	7/1/93 A
364.13A	Section amended	HF 2269.6	4/1/92
364.16	Section amended	HF 2172.84	J
364.23*	Section amended	SF 2361.3	J
368.1*	Subsection 6 amended	SF 2290.1	J
368.7*	Unnumbered pars. 2-4 amended	SF 2290.2	** J
368.7*	Unnumbered pars. 2 & 3 amended	HF 2462.43	IV
368.8	Section amended	SF 2290.3	J
368.11*	Unnumbered paragraph 4 amended	SF 2290.4	J
368.17*	Subsections 6 & 7 amended	SF 2290.5	J
384.2	Unnumbered paragraph 2 amended	HF 2269.7	4/1/92
384.12	New subsection 21	SF 390.29	J
384.21	Section amended	SF 2036.15	E
384.24A	Section rewritten	SF 260.5	7/1/93 A
384.26	Subsection 5, par. a, subpars. (1), (2), & (3) amended	SF 260.6	7/1/93 A
384.37	Subsection 1, new paragraph m	SF 2357.1	J
384.41	New subsection 3A	SF 2357.2	J
384.60	Subsection 5, unnumb. par. 2 amended	HF 2269.8	4/1/92
384.63	Unnumbered paragraph 3 amended	HF 2269.9	4/1/92
384.65	Subsections 4, 5, & 8 amended	HF 2269.10	4/1/92
384.69	Section amended	HF 2269.11	4/1/92
384.96	Section amended	HF 2232.1	J
400.1	Section amended	SF 2293.1	J
400.10	Unnumbered paragraph 1 amended	SF 2345.36	J
404.2*	Subsection 2, par. f, new unnumb. par.	HF 2470.1	E
404.4*	Unnumbered paragraph 3 amended	HF 2470.2	E
404.5*	New unnumbered paragraph	HF 2470.3	E
409A.22	Unnumbered paragraph 1 amended	HF 2378.1	J
411.1*	Subsection 11 rewritten	HF 2450.62	J
411.5*	Subsection 6 amended	HF 2450.63	J
411.6*	Subsection 2 pars. a-c amended	HF 2450.64	1/1/92 R
411.6*	Subsection 3 amended	HF 2450.65	J
411.6*	Subsection 4 amended	HF 2450.66	J
411.6*	Subsection 5 amended	HF 2450.67	J
411.6*	Subsection 6, paragraph b amended	HF 2450.68	J
411.6A	Section rewritten	HF 2450.69	J
411.8*	Subsec. 1, par. f, subpar. (8) & unnumb. pars. 2 & 3 amended	HF 2450.70	J
411.38	Subsection 2 amended	HF 2450.71	1/1/92 R
411.38	Subsection 2 amended	HF 2061.1	E
411.38	Unnumbered paragraph 2 amended	HF 2061.2	E
411.39	New section	HF 2061.3	E
421.17*	Subsection 21 amended	SF 2316.507	J
421.17*	Subsection 25 amended	HF 2455.32	J
421.17*	Subsection 26 amended	HF 2455.33	J
421.17*	Subsection 29, unnumb. par. 1 amended	SF 2316.208	J
421.17*	New subsection 34	HF 2459.31	J
421.28	Section amended	SF 2034.13	VETO
421.28	Section amended	SF 2393.236	EX2 J A
421.31	Subsection 5 amended	SF 2351.28	E
422.3*	Subsection 5 amended	HF 2401.1	1/1/91 R
422.5*	Subsections 2 & 8 amended	SF 2034.14	VETO

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422.5*	Subsections 2 & 8 amended	SF 2393.217	EX2 1/1/93 A
422.5*	New subsection 11	SF 2393.218	EX2 1/1/92 R
422.7*	New subsection 26	HF 2484.1	1/1/92 R
422.7*	New subsection 26	HF 2486.30	1/1/88 R
422.8	Subsection 2 amended	HF 2483.1	1/1/92 R
422.8	New subsection 5	HF 2483.2	1/1/92 R
422.9*	Subsection 2, new paragraph h	HF 2477.4	1/1/92 R
422.11C*	Section repealed	HF 2478.2	1/1/96
422.13	Subsection 1, pars. a & b amended	HF 2486.1	VETO
422.13	Subsection 1, pars. a & b amended	SF 2393.219	EX2 1/1/93 A
422.15	New subsection 4	HF 2483.3	1/1/92 R
422.15	Subsection 1 amended	SF 2034.15	VETO
422.15	Subsection 1 amended	SF 2393.237	EX2 1/1/93 A
422.16*	Subsection 1, new unnumbered paragraph	SF 2034.16	VETO
422.16*	Subsection 1, new unnumbered paragraph	SF 2393.238	EX2 J
422.26*	New unnumb. paragraph after unnumb. paragraph 8	HF 2269.12	4/1/92
422.32	Subsection 1 amended	HF 2369.7	J
422.33*	Subsection 8 stricken	HF 2478.1	1/1/96
422.34	Subsection 1 amended	SF 2034.17	VETO
422.34	Subsection 1 amended	SF 2393.239	EX2 1/1/91 R
422.35*	New subsection 15	HF 2477.5	1/1/92 R
422.35*	New subsection 15	HF 2484.2	J A
422.37	Subsection 2 amended	SF 2034.18	VETO
422.37	Subsection 2 amended	SF 2393.240	EX2 J A
422.42	Subsection 9, new unnumbered paragraph	SF 2034.19	VETO
422.42	Subsection 9, new unnumbered paragraph	SF 2393.241	EX2 J
422.42	New subsection 17	SF 2116.403	** 4/1/92
422.42	New subsection 17 amended	SF 2346.3	4/1/92
422.43*	Subsections 1, 2, 4-7, & 10 amended	SF 2034.20	VETO
422.43*	Subsections 1, 2, 4-7, & 10 amended	SF 2393.206	EX2 J A
422.43*	Subsection 11, unnumb. paragraph 1 amended	SF 2034.21	VETO
422.43*	Subsection 11, unnumb. paragraph 1 amended	SF 2116.405	** 4/1/92
422.43*	Subsection 11, unnumb. paragraph 1 amended	SF 2381.1	EX 4/1/92 R
422.43*	Subsection 11, unnumb. paragraph 1 amended	SF 2393.242	EX2 J
422.43*	Subsection 11, new unnumb. paragraph	SF 2116.406	** 4/1/92
422.43*	Subsection 11, unnumb. paragraph 3 stricken	SF 2381.2	EX2 E
422.43*	Subsection 11, new unnumb. paragraph	SF 2381.2	EX 4/1/92
422.43*	Subsection 11, unnumb. par. 3 amended	HF 2417.1	E
422.43*	Subsection 12, unnumb. par. 1 amended	SF 2034.22	VETO
422.43*	Subsection 12, unnumb. par. 1 amended	SF 2393.207	EX2 J
422.43*	New subsection 13	SF 2116.404	** 4/1/92
422.43*	New subsection 13 amended	SF 2346.4	** 4/1/92
422.43*	New subsection 13, par. a, unnumb. par. 1 amended	HF 2486.25	VETO
422.43*	New subsection 13, par. a, unnumb. par. 1 amended	SF 2393.208	EX2 J
422.45*	Subsection 2 amended	SF 2116.407	4/1/92
422.45*	Subsection 5, unnumb. par. 1 amended	SF 2346.5	4/1/92
422.45*	Subsection 5, unnumb. par. 1 amended	SF 2116.408	** 4/1/92
422.45*	Subsection 13 amended	HF 2449.1	1/1/87 R
422.45*	New subsection 13A	HF 2449.2	1/1/87 R
422.45*	Subsection 15, new unnumbered paragraph	HF 2449.3	1/1/87 R
422.45*	Subsection 16 amended	HF 2449.4	1/1/87 R

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J - Effective July 1, 1992
R - Retroactive applicability
VETO - Entire bill section vetoed

00-00-00 - Specified effective date
* - Code Supplement 1991
** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
422.45*	Subsection 20 amended	SF 2116.409	** 4/1/92
422.45*	Subsection 20 amended	SF 2346.6	4/1/92
422.45*	Subsection 30 amended	SF 2298.1	J
422.45*	New subsection 47	SF 2346.7	4/1/92
422.47	Subsection 2 amended	SF 2034.23	VETO
422.47	Subsection 2 amended	SF 2393.209	EX2 J
422.54	New subsection 3	SF 2034.24	VETO
422.54	New subsection 3	SF 2393.243	EX2 J
422.69*	Subsection 3 stricken	SF 2351.29	E
422B.1	Subsection 5, par. a, unnumb. par. 1 amended	SF 2338.1	J
422C.1	New section	HF 695.2	J
422C.1	New section	HF 2400.17	J
422C.2	New section	HF 695.3	J
422C.2	New section	HF 2400.18	J
422C.3	New section	HF 695.4	** J
422C.3	New section	HF 2400.19	J
422C.3	New subsection 1 amended	HF 2486.2	J
422C.3	New subsection 1 amended	SF 2393.210	EX2 J
422C.4	New section	HF 695.5	J
422C.4	New section	HF 2400.20	J
422C.5	New section	HF 695.6	J
422C.5	New section	HF 2400.21	J
422C.6	New section	HF 2400.22	J
423.2	Section amended	SF 2034.25	VETO
423.2	Section amended	SF 2393.211	EX2 J A
423.4	New subsections 14 & 15	HF 695.7	J
423.16	Section amended	SF 2034.26	VETO
423.16	Section amended	SF 2393.244	EX2 J
423.24*	Subsection 1, new paragraph b, paragraphs relettered	HF 2456.6	** 7/1/93
423.24*	Subsection 1 amended	SF 2034.27	** VETO
423.24*	Subsection 1 amended	SF 2393.212	EX2 J A
423.24*	Subsection 1, new paragraph b stricken	HF 2456.11	7/1/98
423.24*	Subsection 1, new paragraph b amended	SF 2347.41	J
424.2*	Subsections 5, 9, & 12 amended	HF 2417.2	E
425.2*	Unnumbered paragraph 6 amended	HF 2443.9	J
425.17*	Subsection 2 amended	SF 2034.28	** VETO
425.17*	Subsection 2 amended	HF 2486.4	VETO
425.17*	Subsection 2 amended	SF 2393.220	EX2 1/1/93 A
425.23*	Subsection 1, paragraph a amended	SF 2034.29	VETO
425.23*	Subsection 1, paragraph a amended	SF 2393.221	EX2 1/1/93 A
425.23*	Subsection 1, paragraph b stricken	SF 2034.30	VETO
425.23*	Subsection 1, paragraph b stricken	SF 2393.222	EX2 1/1/93 A
425.23*	Subsection 3, paragraph a amended	SF 2034.31	VETO
425.23*	Subsection 3, paragraph a amended	HF 2269.13	1/1/93
425.23*	Subsection 3, paragraph a amended	SF 2393.223	EX2 1/1/93 A
427.1*	Subsection 23, unnumb. par. 1 amended	HF 2443.10	J
427.1*	Subsection 24 stricken	HF 2443.11	J
427.1*	Subsection 41, pars. b & c amended	HF 2484.4	J
427.1*	Subsection 41, unnumb. par. 1 amended	HF 2484.3	J
427.8*	Section amended	HF 2269.14	4/1/92
427.9*	Section amended	HF 2269.15	4/1/92
427.10*	Section amended	HF 2269.16	4/1/92
427.11*	Section amended	HF 2269.17	4/1/92
427B.13*	Section repealed	SF 2351.31	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
428A.1*	Unnumbered paragraph 2 amended	HF 2443.12	J
428A.1*	Unnumbered paragraph 2 amended	SF 2097.35	J
441.23	Section amended	HF 2443.13	J
441.73	New section	SF 2345.37	J
443.23	New section	HF 2443.14	J
444.25	New section	SF 2393.301	EX2 J
444.26	New section	SF 2393.302	EX2 J
444.27	New section	SF 2393.302	EX2 J
445.1*	Subsections 2 & 7 amended	HF 2172.85	J
445.3*	Unnumbered paragraph 2 amended	HF 2269.18	4/1/92
445.3*	Four new unnumbered paragraphs	HF 2269.19	4/1/92
445.16*	Section amended	HF 2269.20	4/1/92
445.23*	Section amended	HF 2269.21	4/1/92
445.36A*	Section amended	HF 2269.22	4/1/92
445.37*	Unnumbered paragraph 2 amended	HF 2269.23	4/1/92
446.9*	Subsection 2 amended	HF 2269.24	4/1/92
446.16*	Section amended	HF 2269.25	4/1/92
446.17*	New unnumbered paragraph	HF 2269.26	4/1/92
446.19*	Section amended	HF 2172.86	J
446.20*	Subsection 1 amended	HF 2269.27	4/1/92
446.27*	Subsection 2 amended	HF 2269.28	4/1/92
446.31*	Section amended	HF 2269.29	4/1/92
446.38*	Section amended	HF 2269.30	4/1/92
446.45	New section	HF 2269.31	4/1/92
447.13*	Section amended	HF 2269.32	4/1/92
447.14	New section	HF 2269.33	4/1/92
448.12*	New unnumbered paragraph	HF 2269.34	4/1/92
450.68	Unnumbered paragraph 2 amended	SF 2034.32	VETO
450.68	Unnumbered paragraph 2 amended	SF 2393.245	EX2 J
450A.12	Section amended	SF 2034.33	VETO
450A.12	Section amended	SF 2393.246	EX2 J
450B.7	Section amended	SF 2034.34	VETO
450B.7	Section amended	SF 2393.247	EX2 J
451.12	Section amended	SF 2034.35	VETO
451.12	Section amended	SF 2393.248	EX2 J
452.10*	Section rewritten	SF 2036.16	E
452.10A	New section	SF 2036.17	E
452.10B	New section	SF 2036.18	E
452.10C	New section	SF 2036.19	E
453.1	Subsection 2, paragraph a amended	SF 2036.20	E
453.1	Subsection 2, new paragraphs c-f	SF 2036.21	E
453.1	Subsection 3 amended	SF 2036.22	E
453.9*	Section rewritten	SF 2036.23	E
453.14	Unnumbered paragraph 3 stricken	SF 2097.36	7/1/71 R
453.15	Section amended	SF 2036.24	E
453.16	Subsection 1, unnumb. par. 1 amended	SF 2036.25	E
453.16	Subsection 1, paragraph a amended	SF 2036.26	E
453.16	Subsection 1, paragraph b, unnumb. par. 1 amended	SF 2036.27	E
453.16	Subsection 1, paragraph b, subpar. (4) amended	SF 2036.28	E
453.16	Subsection 1, paragraph b, new subpar. (6)	SF 2036.29	E
453.16	Subsection 2 amended	SF 2036.30	E

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453.17	Subsection 1, unnumb. par. 1 amended	SF 2036.31	E
453.17	Subsection 1, paragraph c amended	SF 2036.32	E
453.17	Subsections 3 & 4 amended	SF 2036.33	E
453.18	Section amended	SF 2036.34	E
453.19	Subsections 3 & 4 amended	SF 2036.35	E
453.21	New section	SF 2036.36	E
453.22	Section repealed	SF 2036.42	E
453.23	Subsection 1, new unnumbered paragraph	SF 2036.37	E
453.23	Subsection 2 amended	SF 2036.38	E
453.23	Subsection 3, par. d, subpar. (1) amended	SF 2036.39	E
453.23	Subsection 3, par. d, subpar. (2) amended	SF 2036.40	E
455A.4*	Subsection 1, paragraph b amended	SF 2257.22	J
455A.5*	Subsection 6, pars. a, b, & d amended	SF 2257.23	J
455A.5*	Subsection 6, new paragraph f	SF 2347.42	J
455A.6*	Subsection 6, paragraph d amended	SF 2347.43	J
455A.7*	Subsection 1, paragraph f stricken	SF 2347.44	J
455A.7*	Subsection 1, paragraph j amended	SF 2347.45	J
455B.103A*	New subsection 5	SF 2347.46	J
455B.109	Subsections 1 & 2 amended	HF 2299.1	J
455B.133*	Subsection 2 amended	HF 2172.87	J
455B.133*	Subsection 4, unnumb. par. 1 & par. a, subpar (1) amended	HF 2172.88	J
455B.133*	Subsection 8 amended	HF 2172.89	J
455B.133A*	Subsection 1, unnumb. par. 2 amended	HF 2359.1	J
455B.133A*	Subsection 1 amended	HF 2172.90	J
455B.133B*	Subsection 1 amended	HF 2172.91	J
455B.133B*	Subsection 2, paragraph a amended	HF 2172.92	J
455B.149	Section amended	HF 2172.93	J
455B.171*	New subsection 29	SF 2209.1	J
455B.173*	Subsection 3, unnumb. par. 1 amended	SF 2209.3	J
455B.173*	New subsection 11	SF 2209.2	J
455B.174	Subsection 4 amended	SF 2209.4	J
455B.266	Subsection 1, paragraph d amended	SF 390.30	J
455B.301*	New subsection 8A	HF 2256.1	E
455B.304	New subsections 16 & 17	HF 2205.5	J
455B.305	Subsection 6 amended	HF 2205.6	J
455B.305A	Subsection 1 amended	HF 2256.2	E
455B.305A	Subsection 1, new unnumbered paragraph	HF 2256.3	E
455B.306	Subsection 1, new unnumbered paragraph	HF 2205.7	J
455B.306	New subsection 2A	HF 547.1	J
455B.306	Subsection 5, new paragraph e	HF 2205.8	J
455B.306	New subsections 8 & 9	HF 2205.9	J
455B.306A	New section	SF 2290.6	J
455B.307A	New section	HF 2205.10	J
455B.310*	Subsection 2, paragraph a amended	HF 2205.11	J
455B.310*	Subsection 2, par. b, subpar. (1) amended	HF 2462.44	J
455B.310*	Subsection 2, par. b., subpar. (5) amended	SF 2347.47	J
455B.310*	Subsection 10 rewritten	HF 2205.12	J
455B.311	New subsection 3A	HF 2205.13	J
455B.316	New section	HF 2299.2	J
455B.385	Section amended	SF 390.31	J
455B.390	Subsection 3 amended	HF 2172.94	J
455B.423*	Subsection 2, new paragraph g	HF 2475.2	E
455B.474*	Subsection 1, paragraph h amended	HF 2172.95	J
455B.484A	New section	HF 681.1	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
455B.490	Section repealed	SF 2282.3	J
455B.503*	Section amended	HF 2256.4	E
455B.601	New section	SF 2347.48	J
455C.2*	Subsection 1 amended	HF 2455.34	9/1/92
455C.3*	Subsection 5 rewritten	HF 2455.35	9/1/92
455C.16*	Section amended	HF 2205.14	J
455D.3	New unnumbered paragraph	HF 547.2	J
455D.9	Subsection 3 amended	HF 2256.5	E
455D.10A	New section	HF 2205.15	J
455D.10B	New section	HF 2205.16	J
455D.11*	Subsection 1, pars. d & f amended	HF 2475.3	E
455D.11A	New section	HF 2475.4	E
455D.11B	New section	HF 2475.5	E
455D.16	Section amended	HF 2462.45	J
455D.17	Section repealed	HF 2205.19	J
455D.18	Section repealed	HF 2205.19	J
455D.20	New section	HF 547.3	J
455D.20	New section	HF 2205.17	J
455E.11*	Subsection 2, par. a, new subparagraph (14)	HF 2205.18	J
455G.4*	Subsection 1, new paragraph e	HF 2417.3	J
455G.4*	New subsections 4 & 5	HF 2417.4	J
455G.5	Unnumbered paragraph 1 rewritten	HF 2417.5	J
455G.6	Subsection 15 amended	SF 2282.1	J
455G.6	Subsection 15 amended	HF 2417.6	J
455G.9*	Subsection 1, paragraph e stricken	HF 2417.7	J
455G.11*	Subsection 8 amended	HF 2417.8	J
455G.20	New section	HF 2417.9	J
467A.7	Subsections 17 & 19 stricken	SF 2347.49	J
467A.7	Subsection 20, paragraph b amended	HF 2112.1	J
467A.42	Unnumbered paragraph 1 amended	HF 2343.2	J
467A.42	New subsections 9-12	HF 2343.3	J
467A.43	New unnumbered paragraph	HF 2343.4	** J
467A.43	New unnumbered paragraph 2 amended	SF 2347.50	J
467A.47	Unnumbered paragraph 1 amended	SF 200.1	J
467A.48*	Subsections 1 & 2 amended	HF 2343.5	J
467A.70	New section	HF 2343.6	J
467A.72	New section	HF 2343.7	J
467A.73	New section	HF 2343.8	** J
467A.73	New subsection 1, paragraph b amended	SF 2347.51	J
467A.73	New subsection 2, paragraph a amended	SF 2347.52	J
467A.74	New section	HF 2343.9	** J
467A.74	New subsection 1, paragraph a amended	SF 2347.53	J
467A.74	New subsection 2 amended	SF 2347.54	J
467A.75	Section repealed	HF 2343.10	J
468.27*	Section amended	HF 2172.96	J
468.54	Section amended	HF 2269.35	4/1/92
468.55	Section amended	HF 2269.36	** 4/1/92
468.55	Section amended	SF 2364.1	E
468.57	Subsections 1 & 2 amended	HF 2269.37	4/1/92
468.395	Section amended	HF 2269.38	4/1/92
468.577	Section amended	HF 2269.39	4/1/92

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
476.29	New section	SF 511.1	E
476.29	New subsection 13 stricken	SF 511.2	7/1/95
476.29	New section repealed	SF 511.3	7/1/07
476.42	Subsection 1, paragraph a amended	SF 2138.1	J
476.44	Subsection 2 rewritten	HF 2330.1	J
476.44	Subsection 2 amended	HF 2172.97	J
476.51*	Section amended	HF 2326.1	J
476.66	Subsection 1 amended	HF 2424.1	J
477.9A	Section amended	HF 2172.98	J
477A.2	Subsection 4, unnumb. par. 1 amended	SF 390.32	J
477A.3	Unnumbered paragraph 1 amended	SF 390.33	J
477B.2	Subsections 1 & 9 amended	SF 390.34	J
477B.6	Subsection 3 amended	SF 390.35	J
477C.7*	Subsection 2 amended	HF 2172.99	J
478.36	Section repealed	SF 2133.11	1/1/93
479.47	Unnumbered paragraph 2 stricken	SF 2133.9	1/1/93
479A.26	Unnumbered paragraphs 2 & 3 stricken	SF 2133.10	1/1/93
480.1	Section rewritten	SF 2133.1	1/1/93
480.1A	New section	SF 2133.2	1/1/93
480.2	Section repealed	SF 2133.11	1/1/93
480.3	Section rewritten	SF 2133.3	1/1/93
480.4	New section	SF 2133.4	1/1/93
480.5	New section	SF 2133.5	1/1/93
480.6	New section	SF 2133.6	1/1/93
480.7	New section	SF 2133.7	1/1/93
480.8	New section	SF 2133.8	1/1/93
490.1422	Subsection 1, unnumb. par. 1 amended	HF 2462.46	J
490A.100	New section	HF 2369.8	J
490A.101	New section	HF 2369.9	J
490A.102	New section	HF 2369.10	J
490A.120	New section	HF 2369.11	J
490A.121	New section	HF 2369.12	J
490A.122	New section	HF 2369.13	J
490A.123	New section	HF 2369.14	J
490A.124	New section	HF 2369.15	J
490A.125	New section	HF 2369.16	J
490A.126	New section	HF 2369.17	J
490A.127	New section	HF 2369.18	J
490A.128	New section	HF 2369.19	J
490A.129	New section	HF 2369.20	J
490A.130	New section	HF 2369.21	J
490A.201	New section	HF 2369.22	J
490A.202	New section	HF 2369.23	J
490A.301	New section	HF 2369.24	J
490A.302	New section	HF 2369.25	J
490A.303	New section	HF 2369.26	J
490A.401	New section	HF 2369.27	J
490A.402	New section	HF 2369.28	J
490A.501	New section	HF 2369.29	J
490A.502	New section	HF 2369.30	J
490A.503	New section	HF 2369.31	J
490A.504	New section	HF 2369.32	J
490A.601	New section	HF 2369.33	J
490A.602	New section	HF 2369.34	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
490A.701	New section	HF 2369.35	J
490A.702	New section	HF 2369.36	J
490A.703	New section	HF 2369.37	J
490A.704	New section	HF 2369.38	J
490A.705	New section	HF 2369.39	J
490A.706	New section	HF 2369.40	J
490A.707	New section	HF 2369.41	J
490A.708	New section	HF 2369.42	J
490A.709	New section	HF 2369.43	J
490A.801	New section	HF 2369.44	J
490A.802	New section	HF 2369.45	J
490A.803	New section	HF 2369.46	J
490A.804	New section	HF 2369.47	J
490A.805	New section	HF 2369.48	J
490A.806	New section	HF 2369.49	J
490A.807	New section	HF 2369.50	J
490A.808	New section	HF 2369.51	J
490A.901	New section	HF 2369.52	J
490A.902	New section	HF 2369.53	J
490A.903	New section	HF 2369.54	J
490A.904	New section	HF 2369.55	J
490A.905	New section	HF 2369.56	J
490A.1001	New section	HF 2369.57	J
490A.1101	New section	HF 2369.58	J
490A.1102	New section	HF 2369.59	J
490A.1103	New section	HF 2369.60	J
490A.1104	New section	HF 2369.61	J
490A.1201	New section	HF 2369.62	J
490A.1202	New section	HF 2369.63	J
490A.1203	New section	HF 2369.64	J
490A.1204	New section	HF 2369.65	J
490A.1205	New section	HF 2369.66	J
490A.1206	New section	HF 2369.67	J
490A.1301	New section	HF 2369.68	J
490A.1302	New section	HF 2369.69	J
490A.1303	New section	HF 2369.70	J
490A.1304	New section	HF 2369.71	J
490A.1305	New section	HF 2369.72	J
490A.1306	New section	HF 2369.73	J
490A.1307	New section	HF 2369.74	J
490A.1401	New section	HF 2369.75	J
490A.1402	New section	HF 2369.76	J
490A.1403	New section	HF 2369.77	J
490A.1404	New section	HF 2369.78	J
490A.1405	New section	HF 2369.79	J
490A.1406	New section	HF 2369.80	J
490A.1407	New section	HF 2369.81	J
490A.1408	New section	HF 2369.82	J
490A.1409	New section	HF 2369.83	J
490A.1410	New section	HF 2369.84	J
490A.1501	New section	HF 2369.85	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
490A.1502	New section	HF 2369.86	J
490A.1503	New section	HF 2369.87	J
490A.1504	New section	HF 2369.88	J
490A.1505	New section	HF 2369.89	J
490A.1506	New section	HF 2369.90	J
490A.1507	New section	HF 2369.91	J
490A.1508	New section	HF 2369.92	J
490A.1509	New section	HF 2369.93	J
490A.1510	New section	HF 2369.94	J
490A.1511	New section	HF 2369.95	J
490A.1512	New section	HF 2369.96	J
490A.1513	New section	HF 2369.97	J
490A.1514	New section	HF 2369.98	J
490A.1515	New section	HF 2369.99	J
490A.1516	New section	HF 2369.100	J
490A.1517	New section	HF 2369.101	J
490A.1518	New section	HF 2369.102	J
490A.1519	New section	HF 2369.103	J
490A.1601	New section	HF 2369.104	J
497.1	Section amended	HF 2456.7	J
498.2	Section amended	HF 2456.8	J
499.2	Unnumbered paragraph 4 amended	HF 2456.9	J
499.36	New subsections 5 & 6	HF 2085.1	J
499.43	Unnumbered paragraph 1 amended	HF 2262.1	J
499.43A	New section	HF 2262.2	J
499.58	Section repealed	HF 2085.5	J
499.65	Unnumbered paragraph 1 amended	HF 2085.2	J
499.66	Subsection 3 amended	HF 2085.3	J
499.80	New section	HF 2085.4	J
502.207A	Subsection 2, paragraph a amended	HF 2369.105	J
502.701	New section	SF 2036.41	E
504A.84	Unnumbered paragraph 1 amended	SF 2097.37	J
506.12	New section	SF 2354.2	J
507.1	Section rewritten	SF 2286.1	J
507.2	Section rewritten	SF 2286.2	J
507.3	Section rewritten	SF 2286.3	J
507.6	Section rewritten	SF 2286.4	J
507.10	Section rewritten	SF 2286.5	J
507.13	Section repealed	SF 2286.42	J
507.14*	Unnumbered paragraph 1 amended	SF 2286.6	J
507.17	Section rewritten	SF 2286.7	J
507B.4	New subsection 10A	SF 2354.3	J
507C.1	Subsection 4, unnumb. par. 1 amended	SF 2286.8	J
507C.1	Subsection 4, new paragraph g	SF 2286.9	J
507C.2	Subsections 9-11 & 13 amended	SF 2286.10	J
507C.4	Subsection 3, paragraph b amended	SF 2286.11	J
507C.4	Subsection 3, new paragraphs d & e	SF 2286.12	J
507C.8A	New section	SF 2286.13	J
507C.11	Section amended	SF 2286.14	J
507C.13	Subsection 2 amended	SF 2286.15	J
507C.14	New subsection 2A, subsections renumbered	SF 2286.16	J
507C.15	Subsections 1 & 2 amended	SF 2286.17	J
507C.16	New subsection 3	SF 2286.18	J
507C.18	Section amended	SF 2286.19	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
507C.21	Subsection 1, paragraph j amended	SF 2286.20	J
507C.21	Subsection 1, new paragraph w	SF 2286.21	J
507C.22	New subsection 2A	SF 2286.22	J
507C.23	Subsection 2 amended	SF 2286.23	J
507C.24	Subsections 1 & 2 amended	SF 2286.24	J
507C.27	New subsection 2A	SF 2286.25	J
507C.30	Subsection 2, new paragraph c, paragraphs relettered	SF 2286.26	J
507C.34	Subsection 1 amended	SF 2286.27	J
507C.40	Section amended	SF 2286.28	J
507C.42	Subsections 1-5 amended	SF 2286.29	J
507C.45	New subsection 3	SF 2286.30	J
507C.46	Subsection 2 amended	SF 2286.31	J
507C.52	Subsection 1 amended	SF 2286.32	J
507C.55	Subsection 2 amended	SF 2286.33	J
507C.56	Subsections 1 & 2 amended	SF 2286.34	J
508.9	Section amended	SF 2354.4	J
508.10	Unnumbered paragraph 2 amended	HF 2462.47	J
508.29	New unnumbered paragraph	SF 2354.5	J
508C.3	Subsection 3, paragraph a rewritten	SF 2354.6	J
508C.3	Subsection 3, paragraph h amended	SF 2354.7	J
508C.8*	Subsection 3, paragraph d amended	SF 2354.8	J
508C.9	Subsection 3, paragraph b amended	SF 2354.9	J
508C.9	Subsection 5, paragraph a amended	SF 2354.10	J
509.1*	Subsection 3, paragraph d amended	SF 2354.11	J
509.17A	New section	SF 2354.13	J
509A.14	Unnumbered paragraph 1 amended	SF 2354.12	J
509A.15	Subsection 1, unnumb. par. 1 amended	SF 2354.14	J
510A.1*	Section amended	SF 2286.35	J
510A.2*	Section rewritten	SF 2286.36	J
510A.3*	Section rewritten	SF 2286.37	J
510A.4*	Section rewritten	SF 2286.38	J
510A.5	New section	SF 2286.39	J
511.28	Section amended	SF 2354.15	J
511.39	New section	SF 2354.16	J
512B.24	Subsection 1 amended	SF 2354.17	J
512B.25	Section amended	SF 2354.18	J
513A.5*	Section amended	SF 2354.19	J
513B.2*	New subsections 2A, 7A, 9A, 10A, & 14	HF 2370.1	J
513B.3*	Section rewritten	HF 2370.2	J
513B.4*	Subsection 1, par. c, subpar. (1) amended	HF 2370.3	J
513B.4*	Subsection 1, paragraph d amended	HF 2370.4	J
513B.4*	Subsection 1, paragraph e rewritten	HF 2370.5	J
513B.4*	Subsection 2, two new unnumb. paragraphs	HF 2370.6	J
513B.4*	New subsection 2A	HF 2370.7	J
513B.5*	Subsection 1, new paragraphs f & g	HF 2370.8	J
513B.5*	Subsection 2, unnumb. par. 1 amended	HF 2370.9	J
513B.6*	Subsection 3 rewritten	HF 2370.10	J
513B.7A	New section	HF 2370.11	J
513B.7B	New section	HF 2370.12	J
513B.7C	New section	HF 2370.13	J
513B.7D	New section	HF 2370.14	J

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A - Applicability provisions

E - Effective upon enactment

IV - Part of bill section vetoed

J - Effective July 1, 1992

R - Retroactive applicability

VETO - Entire bill section vetoed

00-00-00 - Specified effective date

* - Code Supplement 1991

** - Section amended by subsequent bill

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
513B.7E	New section	HF 2370.15	J
513B.7F	New section	HF 2370.16	J
513B.7G	New section	HF 2370.17	J
513B.8*	Section amended	HF 2370.18	J
514A.13*	Section amended	SF 2354.20	J
514B.4	Section amended	SF 2354.21	J
514B.4A	New section	HF 2457.12	J
514B.5	Unnumbered paragraph 1 amended	SF 2354.22	J
514B.5	Subsections 2 & 7 amended	SF 2354.23	J
514B.6	Unnumbered paragraph 2 amended	SF 2354.24	J
514B.12	Section amended	SF 2354.25	J
514B.14	Unnumbered paragraph 1 amended	SF 2354.26	J
514B.23	Section amended	SF 2354.27	J
514B.24	Section amended	SF 2354.28	J
514B.26	Unnumbered pars. 1 & 3 amended	SF 2354.29	J
514B.27	Section amended	SF 2354.30	J
514B.30	Unnumbered paragraph 1 amended	SF 2354.31	J
514B.30	Unnumbered paragraph 2 amended	SF 2375.6	J
514C.4	Subsection 1, paragraph d amended	SF 2354.32	J
514C.4	Subsection 4 stricken	SF 2354.33	J
514C.7	New section	HF 2033.1	J
514D.4	Subsection 5 amended	SF 2354.34	J
514H.7A	New section	HF 2158.1	J
514H.12*	Subsection 6 amended	SF 2354.35	J
515.69	Section amended	SF 2354.36	J
515.71	Section amended	SF 2354.37	J
515.74	Section amended	SF 2354.38	J
515.150*	Subsection 4, unnumb. par. 1 amended	HF 2172.100	J
515A.4	Subsection 4 amended	SF 2354.39	J
515A.15A	New section	HF 2375.1	J
515B.5*	Subsection 1, paragraph b rewritten	SF 2354.40	J
515B.5*	Subsection 2, paragraph g amended	SF 2354.41	J
515B.15	New unnumbered paragraph	SF 2354.42	J
515E.3	Section amended	SF 2354.43	J
515E.8	Subsection 1, new paragraph g	SF 2354.44	J
515F.5	Subsection 3 amended	SF 2354.45	J
516A.3*	Unnumbered paragraph 2 amended	SF 2354.46	J
516D.3*	Subsection 7, unnumb. par. 1 amended	HF 2172.101	J
521A.5*	Subsection 3 rewritten	SF 2286.40	10/31/93
522.1*	Unnumbered paragraph 1 amended	SF 2354.47	J
522.4	Section amended	HF 2374.1	J
522.4	Section amended	SF 2354.48	J
523A.20*	Section amended	SF 2179.1	J
523C.3	Subsection 2, paragraph b amended	SF 2179.2	J
523C.5	Section amended	SF 2179.3	J
523C.6	Unnumbered paragraph 2 amended	SF 2179.4	J
523C.8	Section rewritten	SF 2179.5	J
523C.11	Section amended	SF 2179.6	J
523C.13	Unnumbered paragraph 1 amended	SF 2179.7	J
523C.18	New section	SF 2179.8	J
523C.19	New section	SF 2179.9	J
523D.3*	Subsection 2 amended	SF 2179.10	J
523D.5*	Subsection 1, paragraph f amended	SF 2179.11	J
523D.6*	Subsection 1, paragraph o amended	HF 2172.102	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
523E.1	Subsection 4, unnumb. par. 2 amended	SF 2179.12	J
523E.20*	Section amended	SF 2179.13	J
523G.1	New section	SF 2189.2	J
523G.2	New section	SF 2189.3	J
523G.3	New section	SF 2189.4	J
523G.4	New section	SF 2189.5	J
523G.5	New section	SF 2189.6	J
523G.6	New section	SF 2189.7	J
523G.7	New section	SF 2189.8	J
523G.8	New section	SF 2189.9	J
523G.9	New section	SF 2189.10	J
523G.10	New section	SF 2189.11	J
523G.11	New section	SF 2189.12	J
523H.1	New section	HF 2362.1	J
523H.2	New section	HF 2362.2	J
523H.3	New section	HF 2362.3	J
523H.4	New section	HF 2362.4	J
523H.5	New section	HF 2362.5	J
523H.6	New section	HF 2362.6	J
523H.7	New section	HF 2362.7	J
523H.8	New section	HF 2362.8	J
523H.9	New section	HF 2362.9	J
523H.10	New section	HF 2362.10	J
523H.11	New section	HF 2362.11	J
523H.12	New section	HF 2362.12	J
523H.13	New section	HF 2362.13	J
523H.14	New section	HF 2362.14	J
523H.15	New section	HF 2362.15	J
523H.16	New section	HF 2362.16	J
523H.17	New section	HF 2362.17	J
524.217	Subsection 1 amended	SF 2339.1	J
524.305	Subsection 3 amended	SF 2339.2	J
524.902	Subsection 2 amended	SF 2339.3	J
524.910	Subsection 2 amended	SF 2339.4	J
524.1303	Subsection 3 amended	SF 2339.5	J
524.1403	Subsection 2 amended	SF 2339.6	J
533.6	Subsections 2 & 5 amended	SF 2180.1	J
533.6A	New section	SF 2180.2	J
533.7	Section amended	SF 2180.3	J
533.62	Subsections 1 & 2 amended	SF 2180.4	J
533.64*	Section amended	SF 2180.5	J
534.103*	Subsection 3 amended	HF 2172.103	J
534.408*	Subsection 1, unnumb. par. 2 stricken	HF 2172.104	J
537.6104*	Subsection 4 amended	SF 2132.1	J
537A.4	Unnumbered paragraph 2 amended	SF 2249.19	J
542.1	New subsection 10	SF 2347.55	J
542.3	Subsection 4, paragraph b amended	SF 2347.56	J
542.3	Subsection 5, paragraph b amended	SF 2347.57	J
542.5	Unnumbered paragraph 1 amended	SF 2347.58	J
542.6	Subsection 1 amended	SF 2347.59	J
542.9	Unnumbered paragraph 1 amended	SF 2347.60	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
542.11	Subsection 4 amended	SF 2347.61	J
542.12A	New section	SF 2347.62	J A
542.15	Subsection 7 rewritten	SF 2347.63	J
542.15	New subsection 7A	SF 2347.64	J
542.21	Section repealed	SF 2347.84	J
542.22	New section	SF 2347.65	J
543.1	New subsection 7A	SF 2347.66	J
543.2	Unnumbered paragraph 1 amended	SF 2347.67	J
543.4	Subsection 6 amended	SF 2347.68	VETO
543.6	Subsection 4, paragraph b amended	SF 2347.69	J
543.6	Subsection 5, paragraph b amended	SF 2347.70	J
543.12A	New section	SF 2347.71	J A
543.17	New subsection 6A	SF 2347.72	J
543.17	Subsection 7 amended	SF 2347.73	J
543.33	Subsection 1, paragraphs a-g amended	SF 2347.74	J
543.36	Subsection 4 amended	SF 2347.75	J
543.37	Section amended	SF 2347.76	J
543.40	New section	SF 2347.77	J
543A.5A	New section	SF 2347.78	J
546.7*	Section amended	HF 2172.105	J
546.11*	Unnumbered paragraph 2 amended	HF 2172.106	J
554.1105	Subsection 2 amended	HF 150.39	J
554.9404*	Subsection 3 amended	SF 2255.1	J
554.9407	Subsection 3, new unnumbered paragraph	SF 2347.79	J
554.11105	Subsection 3 amended	HF 2344.1	1/1/75 R
554.12101	New section	HF 150.1	J
554.12102	New section	HF 150.2	J
554.12103	New section	HF 150.3	J
554.12104	New section	HF 150.4	J
554.12105	New section	HF 150.5	J
554.12106	New section	HF 150.6	J
554.12107	New section	HF 150.7	J
554.12108	New section	HF 150.8	J
554.12201	New section	HF 150.9	J
554.12202	New section	HF 150.10	J
554.12203	New section	HF 150.11	J
554.12204	New section	HF 150.12	J
554.12205	New section	HF 150.13	J
554.12206	New section	HF 150.14	J
554.12207	New section	HF 150.15	J
554.12208	New section	HF 150.16	J
554.12209	New section	HF 150.17	J
554.12210	New section	HF 150.18	J
554.12211	New section	HF 150.19	J
554.12212	New section	HF 150.20	J
554.12301	New section	HF 150.21	J
554.12302	New section	HF 150.22	J
554.12303	New section	HF 150.23	J
554.12304	New section	HF 150.24	J
554.12305	New section	HF 150.25	J
554.12401	New section	HF 150.26	J
554.12402	New section	HF 150.27	J
554.12403	New section	HF 150.28	J
554.12404	New section	HF 150.29	J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
554.12405	New section	HF 150.30	J
554.12406	New section	HF 150.31	J
554.12501	New section	HF 150.32	J
554.12502	New section	HF 150.33	J
554.12503	New section	HF 150.34	J
554.12504	New section	HF 150.35	J
554.12505	New section	HF 150.36	J
554.12506	New section	HF 150.37	J
554.12507	New section	HF 150.38	J
556.2*	Subsection 1, paragraph e amended	HF 2403.1	J
556.2*	Subsection 2, paragraph e amended	HF 2403.2	J
556.2*	Subsection 3 amended	HF 2403.3	J
556.2*	Subsection 6, unnumb. par. 1 amended	HF 2403.4	J
556.9A	Subsection 1, paragraph a amended	SF 2174.1	E
556.9A	Subsection 2 amended	SF 2174.2	E
556.13	Section amended	HF 2459.32	J
558.1A	New section	HF 2443.15	J
558.39	New subsection 3A	HF 2369.106	J
562A.27A	New section	SF 414.1	J
562A.29A	New section	SF 414.2	J
562B.25A	New section	SF 414.3	J
562B.27A	New section	SF 414.4	J
566A.7	Section amended	SF 2179.14	E
569.8*	Subsection 4 amended	HF 2269.40	4/1/92
589.30	New section	SF 460.1	J
598.21	Subsection 4, unnumb. par. 1 amended	SF 2316.405	J
598.21	Subsection 4, par. a, unnumb. par. 2 amended	SF 2316.508	J
598.21	Subsection 4, new paragraph d	SF 2316.509	J
598.21	Subsection 9 amended	SF 2316.406	J
598.23A	New section	SF 2316.510	J
598.41	Subsection 2, unnumb. par. 2 amended	SF 2348.18	VETO
598.42*	Section amended	HF 2172.107	J
598.43	New section	SF 2348.19	VETO
600.16*	Subsection 1, par. c amended	SF 2203.1	J
600.16*	Subsection 2, unnumb. par. 3 amended	SF 2203.2	J
600.16*	Section rewritten	HF 242.3	J
600.16A	New section	HF 242.4	J
600.16B	New section	HF 242.5	J
600.24	Section amended	SF 2203.3	J
600A.4	Subsection 4 amended	SF 2035.1	J
600A.8	New subsection 7	SF 2035.2	J
600A.9	New subsection 2A	SF 2035.3	J
601A.2*	New subsection 3A	SF 2301.1	J
601A.2*	Subsection 8, new unnumbered paragraph	SF 2301.2	J
601A.2*	Subsection 12 amended	SF 2301.3	J
601A.8	Unnumbered par. 1 & subsections 1 & 2 amended	SF 2301.4	J
601A.11A*	Section rewritten	SF 2301.5	J
601A.12*	Unnumbered par. 1 & subsections 1-3 amended	SF 2301.6	J
601A.12*	Subsection 4 stricken	SF 2301.7	J
601A.12*	Subsection 5, unnumb. par. 1 & par. a amended	SF 2301.8	J
601A.12*	New unnumbered paragraph	SF 2301.9	J

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<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
601A.12A*	Section amended	SF 2301.10	J
601A.15A*	Subsection 2, paragraph d amended	HF 2172.108	J
601A.15A*	Subsection 2, new paragraph g	SF 2301.11	J
601A.15A*	New subsections 12 & 13	SF 2301.12	J
601A.16A*	Subsection 1, paragraph b amended	SF 2301.13	J
601A.16A*	Subsection 1, new paragraph d	SF 2301.14	J
601A.17	Subsection 10 amended	SF 2301.15	J
601A.17A*	Subsection 1, paragraph b amended	SF 2301.16	J
601A.17A*	Subsection 2 amended	SF 2301.17	J
601A.20*	Subsection 1 rewritten	SF 2301.18	J
601G.1	New subsection 6	HF 2394.1	VETO
601G.1	New subsection 6	HF 2487.1	VETO
601G.8	Section amended	HF 2394.2	VETO
601G.8	Section amended	HF 2487.2	VETO
601G.9	Subsection 3 amended	HF 2394.3	VETO
601G.9	Subsection 3 amended	HF 2487.3	VETO
601K.80	Section repealed	HF 2457.15	J
601K.92A	Subsection 2 amended	HF 2457.13	J
601K.103	Subsection 2, paragraph a amended	SF 2005.1	J
601K.103	Subsection 3, par. a, subpar. (1) amended	SF 2005.2	J
601K.103	Subsection 3, par. a, subpar. (2), subpar. subdiv. (b) amended	SF 2005.3	J
601K.103	Subsection 3, par. a, subpar. (2), new subpar. subdiv. (e)	SF 2005.4	J
601K.103	Subsection 3, par. c, subpar. (2) amended	SF 2005.5	J
601K.103	New subsection 5A	SF 2005.6	J
601K.133	Subsection 1 amended	HF 2452.47	J
601K.135	New unnumbered paragraph	HF 2452.48	J
601K.138	New section	HF 2452.49	J
601L.3*	New subsection 16	HF 2275.4	J
602.1206	Subsection 2 amended	HF 2172.109	J
602.1215	Subsection 1 amended	SF 2233.1	J
602.1301*	Subsection 1 amended	HF 2452.50	VETO
602.1301*	Subsection 2, paragraph a, new subpar. (10)	HF 2452.51	VETO
602.1301*	Subsection 2, paragraph b amended	HF 2452.52	VETO
602.1303	New unnumbered paragraph	HF 2195.2	J
602.1401*	Subsection 1 amended	SF 316.4	J
602.1609	Section amended	HF 2466.30	1/1/93
602.2101	Section amended	HF 2466.31	1/1/93
602.2103	Section amended	HF 2466.32	1/1/93
602.2104	Section amended	HF 2466.33	1/1/93
602.2106	Section amended	HF 2466.34	1/1/93
602.2107	Section amended	HF 2466.35	1/1/93
602.4201	Subsection 2 amended	HF 2172.110	J
602.6103	Section amended	HF 2195.3	J
602.6105	Subsection 1 amended	HF 2195.4	J
602.6405*	Subsection 1 amended	HF 2452.53	J
602.7103	Section amended	SF 2040.4	J
602.7301	New section	HF 2452.54	VETO
602.7302	New section	HF 2452.55	VETO
602.8102*	Subsection 79 amended	HF 2172.111	J
602.8102*	Subsection 152 amended	HF 2172.112	J
602.8102*	Subsection 153 stricken	HF 2172.113	J
602.8102*	Subsection 156 amended	HF 2172.114	J
602.8105*	Subsection 1, paragraph a amended	SF 2348.20	J
602.8106*	Subsection 4 amended	SF 2393.502	EX2 J

<u>Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
602.9107A	New section	HF 2450.72	** J
602.9107A	New subsection 3 amended	SF 2367.401	J
602.9115A	Unnumbered paragraph 1 amended	SF 2367.402	J
602.9115A	Unnumbered paragraph 3 amended	SF 2367.403	J
602.9204	Section amended	HF 2450.73	J A
602.9204	New unnumbered paragraph	HF 2450.74	VETO
607A.22	Section amended	HF 2185.1	J
614.1*	Subsection 12 amended	HF 2476.1	J
614.14*	Section rewritten	SF 2272.1	J
614.14*	Subsection 2, unnumb. par. 2 amended	HF 2172.115	J
618.13	Section amended	SF 2348.21	J
626.50	New unnumb. paragraph after unnumb. par. 2	HF 51.1	J
627.6	Subsection 8, paragraph e amended	SF 2275.1	1/1/92 R
627.13	Section amended	SF 2316.511	J
633.123*	Subsection 2, new unnumbered paragraphs	SF 2219.1	J
633.126	Subsection 2 amended	SF 2219.2	J
633.175*	Section amended	SF 2219.3	J
634.7	New section	HF 2462.48	J
639.35	Section amended	HF 52.2	J
642.2	New subsection 4, subsections renumbered	SF 2316.209	J
654A.17	Section amended	SF 2348.22	VETO
654B.12	Section amended	SF 2348.23	VETO
657.2	Subsection 6 amended	HF 2452.56	J
657.2	Subsection 10 amended	HF 2172.116	J
663A.9	Section amended	SF 2097.38	J
675.5	Section amended	SF 2035.4	J
675.41	Section rewritten	SF 2316.210	J
692.15	New unnumbered paragraph	SF 2065.2	J
702.11*	Section amended	HF 2172.117	J
708.2A*	Subsection 5 amended	HF 2172.118	J
708.2C	New section	SF 2065.3	J
708.11	New section	HF 2025.1	J
709.15*	Subsection 1, paragraph b, unnumb. par. 2 amended	HF 2476.2	J
709.15*	Subsection 1, paragraph f, unnumb. par. 1 amended	HF 2172.119	J
709.15*	Subsection 1, paragraph f amended	HF 2476.3	J
709.15*	Subsection 2 amended	HF 2476.4	J
709.15*	Subsection 3 amended	HF 2476.5	J
709.15*	Subsection 4 amended	HF 2476.6	J
712.9	New section	SF 2065.4	J
713.3	Section amended	HF 2452.57	J
713.4	Section amended	HF 2452.58	J
713.5	Section rewritten	HF 2452.59	J
713.6	Section rewritten	HF 2452.60	J
713.6A	New section	HF 2452.61	J
713.6B	New section	HF 2452.62	J
713.7	Section amended	HF 2452.63	J
714.2	Section amended	SF 2266.1	J
714.9	Section amended	SF 2266.2	J
714.10	Section amended	SF 2266.3	J
714.11	Subsection 1 amended	SF 2266.4	J
714.12	Section amended	SF 2266.5	J

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714.13	Section amended	SF 2266.6	J
714.16*	Subsection 7 amended	SF 2276.3	E
715A.2	Subsection 2, paragraph a amended	SF 2347.80	J
715A.6	Subsection 2 amended	SF 2266.7	J
716.3	Section amended	SF 2266.8	J
716.4	Section amended	SF 2266.9	J
716.5	Unnumbered paragraph 1 amended	SF 2266.10	J
716.6	Section amended	SF 2266.11	J
716.7A	New section	SF 2065.5	J
716.8	New subsections 3 & 4	SF 2065.6	J
716A.4	Section amended	SF 2266.12	J
716A.5	Section amended	SF 2266.13	J
716A.6	Section amended	SF 2266.14	J
716A.7	Section amended	SF 2266.15	J
716A.8	Section amended	SF 2266.16	J
716A.10	Section amended	SF 2266.17	J
716A.11	Section amended	SF 2266.18	J
716A.12	Section amended	SF 2266.19	J
716A.13	Section amended	SF 2266.20	J
716A.14	Section amended	SF 2266.21	J
724.1	Subsection 7 amended	SF 2010.1	E
725.16	Section amended	SF 2249.20	J
727.2	Section amended	HF 2172.120	J
728.5	New subsection 7	SF 2287.1	J
728.8	Section amended	SF 2287.2	J
729.5	Subsections 1, 3, 4, & 5 stricken	SF 2065.7	J
729.6	New section	SF 2145.1	J
729A.1	New section	SF 2065.8	J
729A.2	New section	SF 2065.9	J
729A.3	New section	SF 2065.10	J
729A.4	New section	SF 2065.11	J
729A.5	New section	SF 2065.12	J
732.6	Subsection 3 amended	SF 2267.2	VETO
802.3	Section amended	HF 2476.7	J
805.8	Subsection 2, paragraph a amended	HF 2408.3	J
805.8	Subsection 2, paragraph i amended	SF 2343.40	J
805.8	Subsection 2, paragraph r amended	SF 2343.41	J
805.8	Subsection 5, paragraph d amended	HF 2334.12	J
805.8	Subsection 5, paragraph e amended	HF 2203.3	J
805.8	Subsection 10 amended	HF 2452.64	J
805.16	Subsection 1 amended	SF 2257.24	J
811.1	Subsection 3 amended	HF 2025.2	J
815.1	Section amended	SF 2097.39	J
901.5	New subsection 9	SF 2187.1	J
902.9	Unnumbered paragraph 2 amended	HF 2172.121	J
903.1*	Subsection 3, unnumb. par. 1 amended	SF 2257.25	J
910.2	Section amended	HF 2455.36	J
910.7A	New section	HF 2455.37	J
910.15	Section rewritten	HF 2405.1	J
910A.11*	Subsection 5 amended	HF 2172.122	J
910A.14	Subsections 1 & 2 amended	HF 2452.65	J
910A.15	Unnumbered paragraph 1 amended	HF 2452.66	J
912.4*	Subsection 2 amended	SF 2348.24	J
912.6*	New subsection 7	HF 2126.1	J

1992 ACTS - Listed by Bill Number

<u>Bill #/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
SF 390.10	Section amended	HF 2462.35	VETO
SF 2011.10	Section amended	HF 2486.28	J
SF 2011.31	Section amended	HF 2486.29	J
SF 2034.27	Section amended	HF 2486.3	VETO
SF 2034.28	Section amended	HF 2486.4	VETO
SF 2034.36	Section amended	HF 2486.5	J
SF 2034.40	Section amended	HF 2381.4	EX2 E
SF 2116.100	Subsection 8 amended	HF 2465.22	VETO
SF 2116.401	Subsection 1 amended	SF 2346.1	** 4/1/92
SF 2116.401	Section amended	HF 2477.1	1/1/93
SF 2116.402	Section amended	SF 2346.2	** 4/1/92
SF 2116.402	Subsection 3 amended	HF 2477.2	1/1/93
SF 2116.403	Section amended	SF 2346.3	4/1/92
SF 2116.404	Section amended	SF 2346.4	** 4/1/92
SF 2116.404	Section amended	HF 2486.25	VETO
SF 2116.404	Section amended	SF 2393.208	EX2 J
SF 2116.405	Section amended	SF 2381.1	EX 4/1/92
SF 2116.406	Section amended	HF 2417.1	E
SF 2116.406	Section amended	SF 2381.2	EX 4/1/92
SF 2116.408	Section amended	SF 2346.5	4/1/92
SF 2116.409	Section amended	SF 2346.6	4/1/92
SF 2216.1	Section amended	SF 2097.2	J
SF 2216.1	Section amended	SF 2351.11	J
SF 2216.2	Section amended	SF 2351.12	J
SF 2216.3	Section amended	SF 2351.13	J
SF 2235.1	Section amended	SF 2351.19	J
SF 2245.1	Section amended	SF 2351.20	J
SF 2249.3	Section amended	HF 2489.1	J
SF 2249.9	Section amended	HF 2489.2	4/1/92R
SF 2249.21	Section amended	HF 2489.4	E
SF 2290.2	Section amended	HF 2462.43	VETO
SF 2320.11	Section repealed	HF 2486.50	E
SF 2345.1	Unnumbered paragraph 3 rewritten	HF 2486.36	J
SF 2345.11	Section amended	HF 2486.37	J
SF 2345.12	Section amended	HF 2486.38	J
SF 2346.1	Section amended	HF 2477.1	1/1/93
SF 2346.2	Section amended	HF 2477.2	1/1/93
SF 2346.4	Section amended	HF 2486.25	IV
SF 2346.4	Section amended	SF 2393.208	EX2 J
SF 2351.4	Section amended	SF 2034.44	VETO
SF 2351.4	Section amended	SF 2393.228	EX2 J
SF 2351.7	Section amended	SF 2034.45	VETO
SF 2351.7	Section amended	SF 2393.229	EX2 J
SF 2351.7	Subsection 2 amended	SF 2034.46	VETO
SF 2351.7	Section amended	SF 2393.230	EX2 J
SF 2354.51	Section repealed	SF 2345.41	VETO

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IV - Part of bill section vetoed

J - Effective July 1, 1992
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00-00-00 - Specified effective date
* - Code Supplement 1991
** - Section amended by subsequent bill

<u>Bill #/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
SF 2355.4	Appropriation supplemented	SF 2393.410	J
SF 2355.16	Section repealed	HF 2452.69	VETO
SF 2355.18	Appropriation supplemented	SF 2393.411	J
SF 2355.24	New unnumbered paragraph	HF 2486.7	J
SF 2355.25	Subsection 1, unnumb. par. 4 amended	HF 2486.8	J
SF 2355.25	Subsection 4, paragraph a amended	HF 2486.9	J
SF 2355.25	Subsection 7, paragraph b amended	HF 2486.10	J
SF 2355.25	Subsection 7, new paragraph k	HF 2486.11	J
SF 2355.27	Subsection 6 amended	HF 2486.12	J
SF 2355.33	New subsection 7	HF 2486.13	J
SF 2355.65	Section amended	HF 2486.15	J
SF 2355.68	Section amended	HF 2486.17	J
SF 2366.9	Subsection 3, paragraphs c & e amended	SF 2355.76	J
SF 2366.50	Subsection 60 amended	SF 2355.77	J
SF 2367.201	Unnumbered paragraph 2 stricken	SF 2347.22	E
HF 39 .1	Section amended	SF 2097.33	J
HF 695.4	Section amended	SF 2486.2	J
HF 695.4	Section amended	SF 2393.210 EX2	J
HF 2245.1	Section amended	SF 2351.20	J
HF 2269.36	Section amended	SF 2364.1	E
HF 2343.4	Section amended	SF 2347.50	J
HF 2343.8	Section amended	SF 2347.51	J
HF 2343.8	Section amended	SF 2347.52	J
HF 2343.9	Section amended	SF 2347.53	J
HF 2343.9	Section amended	SF 2347.54	J
HF 2450.72	Section amended	SF 2367.401	J
HF 2450.76	Section amended	SF 2393.116 EX2	J
HF 2452.32	Section repealed	SF 2385.5 EX	J
HF 2455.44	Subsection amended	SF 2382.1 EX	J
HF 2456.6	Section amended	SF 2347.41	J
HF 2459.7	Appropriation supplemented	HF 2486.52	J
HF 2459.8	Appropriation supplemented	HF 2486.53	J
HF 2465.4	Subsection 1 amended	SF 2393.503 EX2	J
HF 2466.5	Section rewritten and code section redesignated	SF 2384.1 EX	J
HF 2466.39	Section amended	SF 2384.2 EX	J
HF 2480.5	Section amended	SF 2385.2 EX	J
HF 2480.8	Section amended	HF 2452.32	J
HF 2480.8	Section amended	SF 2385.3 EX	J
HF 2480.26	Section amended	HF 2486.46	J
HF 2480.26	Section amended	SF 2385.4 EX	J
HF 2486.26	Section amended	SF 2393.504 EX2	J
HF 2490.1	Unnumbered paragraph 1 amended	HF 2486.35 **	IV
HF 2490	Act repealed	SF 2393.117 EX2	J

1991 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
62.1	Section amended	SF 2168.1	J
191.124	Section amended	HF 2269.41	E
201.2	Section amended	HF 2384.12	J
213.35	Section amended	SF 2354.51 **	J

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
213.35	Section amended	SF 2345.41	VETO
213.35	Section repealed	HF 2455.41	VETO
220.7	Section amended	SF 2339.7	J
242.7	Section amended	SF 2256.6	E
260.1103	Unnumbered paragraph 2 amended	SF 2116.410	E
266.19	Section amended	SF 2116.411	E
267.101	Appropriation supplemented	SF 2116.101	E
267.101	Appropriation supplemented	SF 2367.201	E IV
267.102	Appropriation supplemented	SF 2116.101	E
267.103	Appropriation supplemented	SF 2367.201	E IV
267.103	Appropriation supplemented	SF 2116.101	E
267.104	Appropriation supplemented	SF 2116.101	E
267.104	Appropriation supplemented	SF 2367.201	E IV
267.107	Appropriation supplemented	SF 2116.101	E
267.107	Appropriation supplemented	SF 2367.201	E IV
267.109	Appropriation supplemented	SF 2116.101	E
267.109	Appropriation supplemented	SF 2367.201	E IV
267.110	Appropriation supplemented	SF 2116.101	E
267.110	Appropriation supplemented	SF 2367.201	E IV
267.114	Appropriation supplemented	SF 2116.101	E
267.114	Appropriation supplemented	SF 2367.201	E IV
267.116	Appropriation supplemented	SF 2116.101	E
267.117	Appropriation supplemented	SF 2116.101	E
267.121	Subsection 1, appropriation supplemented	SF 2116.101	E
267.121	Subsection 3, appropriation supplemented	SF 2116.101	E
267.203	Section repealed	HF 2465.61	J
267.207	Section repealed	HF 2465.61	J
267.210	Subsections 5 & 6, appropriations supplemented	SF 2367.204	E
267.301	Subsection 1, par. b, unnumb. par. 3 amended	SF 2116.601	E
267.301	Subsection 2, paragraph c amended	SF 2116.602	E
267.301	Subsection 2, paragraphs e & f, appropriation reduced	SF 2367.101	E
267.301	Subsection 6, paragraph c, appropriations reduced	SF 2367.101	E
267.301	Subsection 6, par. d, new unnumb. paragraph	SF 2116.603	E
267.404	Subsection 1, par. a-h, appropriations supplemented	SF 2367.202	E
267.405	Subsections 2, 3, 5, & 6, appropriations supplemented	SF 2367.202	E
267.405	Subsections 5 & 6, appropriations supplemented	SF 2116.102	E
267.406	Subsection 1, pars. a-i, appropriations supplemented	SF 2367.202	E
267.507	Subsection 7, appropriation supplemented	SF 2367.202	E
268.201	Appropriation reduced	SF 2116.201	E
268.206	Appropriation supplemented	SF 2116.103	VETO
268.212	Section repealed	SF 2347.83	E
268.213	Section repealed	SF 2347.83	E
268.404	Subsection 2, unnumb. par. 2 amended	HF 2455.42	E
268.407	Subsection 1, pars. a & b, appropriations supplemented	SF 2367.203	E
268.414	Appropriation supplemented	SF 2116.104	E
268.442	Section amended	HF 2455.40	E
268.425	Appropriation supplemented	SF 2116.105	E
268.503	Subsection 2 stricken	SF 2116.508	VETO
268.507	Unnumbered paragraph 2 amended	SF 2345.40	E
268.508	Subsection 1, appropriation reduced	SF 2367.105	E
269.17	Subsection 1 amended	SF 2116.604	E

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VETO - Entire bill section vetoed

00-00-00 - Specified effective date

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** - Section amended by subsequent bill

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
270.3	Section amended	SF 2361.40	J

1990 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
1191.5	Subsection 1 & subsection 3, par. a amended	HF 2256.6	E
1196.8	Section repealed	HF 2478.3	J
1196.9	Section repealed	HF 2478.3	J
1224.1	Unnumbered paragraph 1 amended	SF 2168.1	J
1234.76	Section amended	SF 2345.41	** VETO
1234.76	Section amended	SF 2354.51	J
1234.76	Section repealed	HF 2455.41	VETO
1242.7	Section amended	SF 2005.7	6/30/92
1253.127	Section amended	SF 2186.2	J
1261.43	Section amended	HF 2455.40	E
1265.3	Section amended	SF 2361.40	J
1267.9	Subsection 2 amended	SF 2345.39	J
1271.1701	Subsection 3 amended	SF 2393.505 EX2	J
1274	Unnumbered paragraph 1 after the enacting clause amended	SF 2339.7	J

1989 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
272.35	Section repealed	HF 2455.39	J
272.36	Section repealed	HF 2455.39	J
272.42	Section amended	HF 2455.40	E
312.6	Section amended	SF 2361.40	J

1988 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
1278.17	Subsection 2, unnumb. par. 3 amended	SF 2345.38	E
1281.6	Section amended	SF 2361.40	J

1987 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
230 .8	Section amended	SF 2361.40	J

1986 ACTS AMENDED

<u>Chapter/Section</u>	<u>Action</u>	<u>Sen/Hse File No.</u>	<u>Effective</u>
1238.59	Section repealed	SF 2351.30	E
1245.2046	Section repealed	SF 2351.30	E
1249.4	Unnumbered paragraph 1 amended	SF 2361.40	J

PROPOSED CONSTITUTIONAL AMENDMENTS

Constitution of the State of Iowa, Article I, section 5 repealed	HJR 4.1	E
Constitution of the State of Iowa, Article VII, new section 9	HJR 2010.1	E

IOWA COURT RULES AMENDED

Rule of Civil Procedure 258 amended	HF 52.1	J
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IOWA ADMINISTRATIVE BULLETIN

Vol. XIV #15	ARC pp. 1280-1281, Rule 2712A nullified	SJR 2006.1	E
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IOWA ADMINISTRATIVE CODE

Chapter 441	Rule 79.1, subrule 13, pars a-d nullified	HJR 2015.1	E
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STATUTORY STANDING APPROPRIATIONS
Amended or Modified for 1992-1993 Fiscal Year

<u>Section</u>	<u>Action</u>	<u>Bill</u>	<u>Number</u>	<u>Effective</u>
279.51	Section amount reduced	HF	2465.5	J
285.2	Section amount limited	HF	2486.44	J
294A.25	Subsection 1, amount reduced	HF	2475.4	J
405A.8	Section amount reduced	HF	2486.43	J
411.20	Subsection 1, amount limited	HF	2486.44	J
422.65	Section amount limited	HF	2486.44	J
425.1	Section amount limited	HF	2486.44	J
425.39	Section amount limited	HF	2486.43	J
426.1	Section amount reduced	HF	2486.42	J
426A.1	Section amount limited	HF	2486.44	J
427B.13	Section amount limited	HF	2486.44	J
455A.18	Section amount reduced	SF	2347.12	J

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