

Studies Compilation
2008 Legislative Interim Study Information
Issued by the Legislative Services Agency, Legal Services Division,
[draft as of 5/12/08]

This compilation provides a description of studies and studies-related information for consideration by the Studies Committee of the Legislative Council. Except for the list of executive branch studies, items are listed in bill or resolution order. Attached to the compilation is the original legislation that caused the item to be included. Each attachment item is marked to correspond with the listing number; for example, item 1 under part A is marked as A-1.

A. Studies Continuing From the 2007 Legislative Interim

1. Legislative Property Tax Study Committee (mandated by 2007 Iowa Acts, S.F. 601, § 127)

Charge: The Legislative Property Tax Study Committee is established for the 2007 and 2008 Legislative Interims to perform a comprehensive review of the property tax system.

Members: 5 Senate/5 House/9 nonvoting members appointed by leaders, including one who is engaged in economic development activities in the state/3 nonvoting executive branch agency members appointed by the Governor.

Meeting Days: 3 meetings held in 2007

2. Criminal Code Reorganization Study Committee

Charge: Meet during the 2007 and 2008 interims to consider proposals for Criminal Code revisions, reorganization, and updates.

Members: 3 Senate/3 House/8 voting public members appointed by leaders to represent each of the following: Professor from University of Iowa College of Law, Professor from Drake University Law School, district court judge, Iowa Attorney General, State Public Defender, Iowa County Attorneys Association, Iowa Board of Parole, and Department of Corrections.

Meeting Days: 2 meetings held in 2007; scheduled to meet on 6/3/2008

B. Mandated Legislative Studies in Legislation Adopted by the General Assembly

1. The Health Care Quality and Cost Transparency Workgroup is created with staffing to be provided by the Legislative Services Agency. Membership of the workgroup shall be determined by the Legislative Council in consultation with the chairpersons and ranking members of the Joint Appropriations Subcommittee on Health and Human Services and the chairpersons and ranking members of the Committees on Human Resources of the Senate and House of Representatives. The statute creating the workgroup takes effect upon enactment, May 13, 2008. (2008 Iowa Acts, H.F. 2539, § 67)

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2. The Chairpersons of the Joint Appropriations Subcommittee on Health and Human Services are required to convene a group of representatives of appropriate entities to **review current law regarding drug product selection**. The representatives shall include but are not limited to representatives of the Iowa Pharmacy Association, the Iowa Medical Society, pharmacy industry representatives of the Iowa Retail Federation, the Department of Human Services, the Board of Pharmacy, and the Department of Public Health. The Legislative Services Agency shall provide administrative support to the group. The group shall complete its deliberations on or before December 15, 2008. (2008 Iowa Acts, S.F. 2425, § 34) **ITEM VETOED BY THE GOVERNOR**

3. The Legislative Council is required to commission a study by an independent entity to evaluate and compare the **rigor of the first two years of study at community colleges and institutions of higher education governed by the State Board of Regents**. The Legislative Council shall make the commission's report available to the public by July 1, 2009. (2008 Iowa Acts, H.F. 2679, § 7)

C. Legislative Study Requests in Enacted Legislation

1. The Legislative Council is requested to establish an interim study committee to assess and review the extent to which **public officials, entities, and affiliated organizations are in possession of or have access to personal identifying information of a resident of this state** which could, if disclosed, render the resident vulnerable to identity theft, and are disclosing or selling such information for compensation. Based upon this assessment and review, the committee shall develop recommendations relating to these practices. (2008 Iowa Acts, S.F. 2308, § 3)

2. The Legislative Council is requested to establish an interim study committee to examine the **existence and effectiveness of energy efficiency plans and programs implemented by gas and electric public utilities**, with an emphasis on results achieved by current plans and programs from the demand, or customer, perspective, and to make recommendations for additional requirements applicable to energy efficiency plans and programs that would improve such results. In conducting the study and developing recommendations, the committee shall consider testimony from the Iowa Utilities Board, rate-regulated and nonrate-regulated gas and electric utilities, the Office of Consumer Advocate, state agencies involved with energy efficiency program administration, environmental groups and associations, and consumers. (2008 Iowa Acts, S.F. 2386, § 8)

3. The Legislative Council is requested to authorize a study for the 2008 Interim to consider **county-state shared funding for mental health and disability services covered by the Medicaid program**. The task force membership should include five legislators from each chamber, one member of the Mental Health, Mental Retardation, Developmental Disabilities, and Brain

Injury (MH/MR/DD/BI) Commission; three members of county boards of supervisors, with one each from a large, medium, and small population county; three staff members from the county central point of coordination (CPC) office, with one each from a large, medium, and small population county; two individuals representing advocacy organizations, one of which shall be the Governor's Developmental Disabilities Council; one current consumer of county MH/MR/DD services; and one MH/MR/DD/BI service provider representative from each of the state's five congressional districts. The task force shall utilize a facilitator to assist the process. (2008 Iowa Acts, S.F. 2425, § 60)

4. The Legislative Council is requested to establish a study committee for the 2008 Interim to study the ways in which **mass transit** might be employed to provide public transportation services among Iowa communities. Various specific items are listed for study. (2008 Iowa Acts, S.F. 2425, § 146)

D. Legislative Study and Permanent Committee Requests in Adopted or Filed Resolutions

1. Examine and make recommendations concerning the possibility of creating a **statewide, standardized health care pool** to obtain and provide health care benefits to employees of the state, cities, counties, and school districts. (SCR 101)

2. Consider whether to require **health benefits coverage of autologous bone marrow transplants** for treatment of breast and other types of cancer. (SR 104)

3. Identify feasible proposals for expansion of Iowa's **beverage container deposit law**. (SR 110)

4. Study methods and funding for mitigating the presence of **lead-based paint and other lead hazards**. (HR 110)

5. Review the system for **mental health patient advocates** appointed by the courts in order to provide recommendations for the best means of funding and supporting the system. (HR 118)

6. Review the use of **psychostimulant medications for treating attention-deficit hyperactivity disorder (ADHD) in children**. (HR 125)

E. Legislative Study Requests Submitted in a Letter or Memo

F. Executive Branch Studies Involving Legislative Appointments or a Special Directive

Administration and Regulation-related Items

1. The Department of Management is required to establish a process to determine which **Department of Administrative Services' services** will be

funded by an appropriation and which will be funded by the governmental entity receiving the services. The process is to include establishing a customer council. If a service may also be provided to the judicial or legislative branch, the Chief Justice of the Supreme Court and the Legislative Council may appoint legislative members (one each for the Senate and House of Representatives). (2008 Iowa Acts, S.F. 2400, § 29)

Agriculture and Natural Resources Items

2. The **Deer Study Advisory Committee** is established to study the best way to maintain a sustainable, socially acceptable deer population in the state while maximizing and balancing the economic value of deer hunting to Iowa's economy with the needs of the agricultural industry and public safety concerns. (2008 Iowa Acts, S.F. 2328, § 4)

3. A new **Sustainable Natural Resource Funding Advisory Committee** is established to continue the efforts of the original advisory committee established pursuant to 2006 Iowa Acts, chapter 1185. The membership includes four members of the General Assembly, with one each appointed by the Senate Majority Leader and Senate Minority Leader and two members appointed by the Speaker of the House of Representatives after consultation with the Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2580, § 1)

Cultural Affairs-related Items

4. The **American Civil War Sesquicentennial Advisory Committee** is established within the Department of Cultural Affairs Historical Division to assist in the division's efforts to commemorate that sesquicentennial. The commission's 20 members are to be appointed by the division administrator and there is not a specific requirement for legislative members. The provision is repealed June 30, 2017. (2008 Iowa Acts, S.F. 2176, § 3)

Economic Development and Commerce-related Items

5. The Department of Economic Development is required to submit information provided by the **Center for Citizen Diplomacy** to the Governor and Legislative Council. (2008 Iowa Acts, H.F. 2700, § 94)

Education-related Items

6. The **Iowa Autism Council** is created as a permanent body under the Department of Education to perform various functions involving autism spectrum disorders. Various interests are included among the members but legislative members are not specified. (2008 Iowa Acts, S.F. 2425, § 126)

7. The **Iowa Empowerment Board** is required to conduct a study of the role that community empowerment can play in strengthening family, friend, and neighbor care to help active empowerment goals. The study results

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are to be reported to the Governor and General Assembly by January 15, 2009. The board is also required to develop and implement a plan to strengthen the accountability of local community empowerment areas and submit the plan to the General Assembly and Legislative Services Agency by January 1, 2009. (2008 Iowa Acts, H.F. 2679, § 5 (10) (b and h))

8. If funding becomes available, the Department of Sociology at Iowa State University, along with Extension, is required to conduct a study of efforts to retain and attract Iowans of the **Baby Boom Generation**. The study results are to be reported to the Governor and General Assembly by January 15, 2009. (2008 Iowa Acts, H.F. 2679, § 14)

9. The Department of Education is required to establish these **committees involving community colleges**: an ad hoc accreditation quality faculty plan protocol committee, an ongoing quality faculty plan professional development committee, and a community college faculty advisory committee. (2008 Iowa Acts, H.F. 2679, § 28)

10. The Attorney General is required to submit findings and recommendations resulting from the **investigation of the student loan secondary market** and the Iowa Student Loan Liquidity Corporation to the General Assembly by January 15, 2009, and to the Legislative Government Oversight Committee at the committee's October 2008 meeting. (2008 Iowa Acts, H.F. 2690, § 14)

11. The Department of Education is required to convene an advisory council consisting of various education stakeholders to review various **education standards and practices associated with core curriculum**. (2008 Iowa Acts, H.F. 2700, § 156)

Environment and Energy-related Items

12. Legislative and executive branch appointments are specified for the **Compliance Advisory Panel** created pursuant to Code section 455B.150, in accordance with the federal Clean Air Act amendments. The Senate Majority Leader and Senate Minority Leader each appoint one member and the Speaker of the House of Representatives appoints two members after consultation with the Majority Leader and the Minority Leader of the House of Representatives. (2008 Iowa Acts, S.F. 2367, § 4)

13. The Iowa Utility Association, in consultation with the Iowa Association of Electric Cooperatives and the Iowa Association of Municipal Utilities, is directed to conduct a technical study of the potential for achieving or engaging in **renewable energy generation** on a cost-effective basis by 2025. The study shall be transmitted to the Office of Energy Independence by December 1, 2008, to be submitted with the energy independence plan required to be submitted by the office to the Governor and the General Assembly by December 14, 2008. (2008 Iowa Acts, S.F. 2386, § 7)

14. The **Water Resources Coordinating Council** is established as a permanent body within the Office of the Governor to perform various

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coordinating and administrative functions involving water resources and programs. The council membership includes various state and university experts. (2008 Iowa Acts, H.F. 2400, § 3)

15. The Solid Waste Alternatives Program Advisory Council is established within the Department of Natural Resources consisting of various entities interested in solid waste issues. (2008 Iowa Acts, H.F. 2570, § 9)

16. The Comprehensive Recycling Planning Task Force is established to make recommendations to the Governor and General Assembly by January 1, 2009, concerning the statewide recycling programs, bottle bill, recyclable materials, and litter. The membership includes 25 voting members along with nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House, and Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2570, § 11)

17. A new Commission on Energy Efficiency Standards and Practices is established in the Department of Public Safety to address construction standards and practices involving energy efficiency. The commission is established for a two-year period ending June 30, 2010. There are no legislative appointments. (2008 Iowa Acts, S.F. 2386, § 1)

Health-related Items

18. The Department of Human Services is required to develop a report for continuation, expansion, or elimination of the **IowaCare Program** beyond June 30, 2010. The report is required to be submitted to the Medical Assistance Projections and Assessment Council by December 15, 2008. (2008 Iowa Acts, S.F. 2425, § 47)

19. The Iowa Choice Health Care Coverage Advisory Council is created to assist with developing a comprehensive health care plan as required by the legislation. The membership includes two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2539, § 20)

20. An Electronic Health Information Advisory Council is created to assist in development of an electronic health information system. The membership incorporates the membership of the Electronic Health Records System Task Force, which includes two members of the Senate appointed by the President of the Senate, and two members of the House of Representatives appointed by the Speaker of the House of Representatives. (2008 Iowa Acts, H.F. 2539, § 25)

21. A Patient Autonomy in Health Care Decisions Pilot Project is created along with an advisory council to be convened by the Department

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of Public Health consisting of various health interests. The advisory council is required to report to the Governor and General Assembly by January 1, 2010. (2008 Iowa Acts, H.F. 2539, § 36)

22. The Department of Public Health is required to administer a **medical home system** and to establish an advisory council for the system consisting of various health interests. (2008 Iowa Acts, H.F. 2539, § 46)

23. The Director of Public Health is required to implement a **prevention and chronic care management initiative** along with an advisory council for the initiative. The advisory council is required to submit initial recommendations to the director for the initiative by July 1, 2009. (2008 Iowa Acts, H.F. 2539, § 51)

24. The Director of Public Health is required to convene a **clinician's advisory panel for the medical home and prevention and chronic care management initiatives**. The panel membership is required to consist of representatives of various medical care providers. (2008 Iowa Acts, H.F. 2539, § 52)

25. A **Medical Assistance Quality Improvement Council** is established under the Department of Human Services. The membership consists of seven voting members jointly appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2539, § 56)

26. The Department of Public Health is responsible for developing a **strategic plan for health care delivery infrastructure and health care workforce resources**. The department is required to establish an advisory council to inform and advise the department and policymakers regarding issues relevant to the health care workforce in Iowa. (2008 Iowa Acts, H.F. 2539, § 58 (3) (f))

27. The **Governor's Council on Physical Fitness and Nutrition** is created under the Department of Public Health, consisting of members with expertise in physical activity, physical fitness, nutrition, and promoting healthy behaviors. (2008 Iowa Acts, H.F. 2539, § 61)

28. The **Direct Care Worker Advisory Council** is to be appointed by the Director of Public Health to include various health care interests and representatives of direct care workers. The advisory council is required to report to the director by November 30, 2008. (2008 Iowa Acts, H.F. 2539, § 69)

29. The **Direct Care Worker Compensation Advisory Committee** is to be convened by the Department of Human Services to include various state agency and health care interests and representatives of direct care workers. The membership includes two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2539, § 70)

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30. The Department of Human Services and the Insurance Division are required to use an advisory council to design a demonstration project to provide a **health care coverage premium assistance program for nonlicensed direct care workers**. The department and the division are required to submit the design for the demonstration project to the Governor and the General Assembly for review by December 15, 2008. (2008 Iowa Acts, H.F. 2539, § 72)

Human Rights-related Items

31. The responsibility for the **Family Development and Self-Sufficiency Council** is shifted from the Department of Human Services to the Department of Human Rights and four legislators are added to the membership. The legislators are to be appointed one each by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2008 Iowa Acts, H.F. 2328, § 1)

32. The **Sex Offender Research Council** is to be established as a permanent body by the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights. The membership includes legislators to be selected by the Legislative Council. (2008 Iowa Acts, S.F. 2036, § 5)

33. The **Commission on Native American Affairs** is established as a permanent body in the Department of Human Rights with all members appointed by the Governor. (2008 Iowa Acts, S.F. 2400, § 40)

Human Services-related Items

34. The Department of Human Services is required to establish a workgroup with county and provider representatives to develop a proposed **uniform cost report** for use with all providers of goods and services that are reimbursed under the Medicaid program or a county mental health, mental retardation, and developmental disabilities services fund. The department and the MH/MR/DD/BI Commission are required to use the workgroup recommendations in adopting rules for the uniform report to apply on or before July 1, 2008. (2007 Iowa Acts, H.F. 309)

35. The **Single Point of Entry Long-term Living Resources System Team** is established with 20 voting members plus four nonvoting legislative members, with two senators appointed by the President of the Senate after consultation with the Senate Majority and Minority Leaders, and two representatives appointed by the Speaker of the House of Representatives after consultation with the House Majority and Minority Leaders. The team is required to report to the General Assembly on or before December 1, 2008. (2007 Iowa Acts, chapter 92 (H.F. 451))

36. The Division of Mental Health and Disability Services of the Department of Human Services and the MH/MR/DD/BI Commission are required to develop a proposal for updating and revising Code chapter

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230A, relating to **community mental health centers**, and associated provisions. The process is required to utilize an advisory committee consisting of the interests represented on the commission and additional interests. The proposal is required to be submitted to the Governor and General Assembly on or before December 1, 2008. (2008 Iowa Acts, S.F. 2425, § 61)

37. The **Early Childhood Iowa Council** is created as a permanent body under the Department of Public Health with membership that is self-generating and consists of various early childhood interests. (2008 Iowa Acts, S.F. 2425, § 109)

38. The Department of Human Services, the Department of Management, and the Legislative Services Agency are required to utilize a joint process to arrive at consensus projections for expenditures for the **State Child Care Assistance Program** under Code section 237A.13 and **adoption subsidy and other assistance** provided under Code section 600.17. (2008 Iowa Acts, S.F. 2425, § 115)

39. The Department of Human Services received funding to study, along with the collective bargaining organization, the ways to enhance **health insurance coverage of registered child development home providers**. In addition, the State Child Care Advisory Council is required to be utilized as a workgroup to study a lengthy list of issues associated with **regulation of home-based child care**. (2008 Iowa Acts, S.F. 2432, § 1 (7))

40. The **Council on Homelessness** is established with 38 members to be staffed by the Iowa Finance Authority. There are no legislative appointments for the council. (2008 Iowa Acts, S.F. 2161, § 1)

Justice System-related Items

41. The Board of Parole is required to submit a status report on the **Certificate of Employability Program** to the General Assembly by January 1, 2009. (2008 Iowa Acts, H.F. 2660, § 18)

41A. The Department of Corrections is required to report concerning **electronic monitoring of offenders**. The report is required to be submitted to the General Assembly, co-chairpersons and ranking members of the Joint Appropriations Subcommittee on the Justice System, and Legislative Services Agency by January 15, 2009. (2008 Iowa Acts, H.F. 2660, § 8)

Local Government-related Items

Public Employment-related Items

42. The Iowa Workforce Development Board is required to develop, in cooperation and consultation with the Association of Iowa Workforce Partners and the Employers Council of Iowa, a **statewide workforce**

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innovation plan by January 1, 2009. The plan shall be submitted to the General Assembly and the Governor by January 15, 2009. (2008 Iowa Acts, H.F. 2699, § 30)

43. The Legislative Services Agency is required to annually review **salaries paid to employees of the Code chapter 28E entities and those paid under a contract with the Department of Workforce Development.** The study findings are to be submitted to the chairpersons and ranking members of the Joint Appropriations Subcommittee on Economic Development. The Department of Management is required to accurately reflect the number of employees within the department. The **Auditor of State is required to annually audit the department and the accountability of the department programs.** (2008 Iowa Acts, H.F. 2699, § 17)

Taxation-related Items

44. The Department of Revenue is required to initiate and coordinate the establishment of an **Industrial Processing Exemption Study Committee.** The committee is required to report annually to the General Assembly on January 1, 2006, through January 1, 2013. (2005 Iowa Acts, chapter 77 (H.F. 313), § 1 and § 2)

45. The **Utility Replacement Tax Task Force** that was slated to sunset January 1, 2007, is continued through January 1, 2010. (Code section 437A.15(7), as amended by 2007 Iowa Acts, S.F. 278, § 2)

Transportation-related Items

46. The **Statewide Interoperable Communications System Board** is created under the Department of Public Safety and the Department of Transportation. The board is required to submit a report to the General Assembly by January 1 annually. (2007 Iowa Acts, H.F. 353, § 1 and § 2, codified at Code sections 80.28 and 80.29)

47. The Department of Transportation is required to review the methods the department employs for collection of fees at county treasurer driver's license issuance sites and in cooperation with county treasurers and consider providing an **electronic payment option.** The department must report to the General Assembly's standing committees on transportation by December 31, 2008. (2008 Iowa Acts, H.F. 2196)

Veterans-related Items

48. The Department of Veterans Affairs is required to report to the General Assembly by October 1, 2008, concerning **the impact of the county grant program on services to veterans.** (2007 Iowa Acts, H.F. 909, § 4(4))

49. The Executive Director of the Department of Veterans Affairs is required to study the needs of veterans and survey the existing **benefits provided to veterans from local, state, and federal government.** The

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study report is to be submitted to the Commission of Veterans Affairs prior to submission to the General Assembly no later than October 15, 2008. (2007 Iowa Acts, H.F. 909, § 6)

G. Mandatory Future Legislative-related Studies

1. The Government Oversight Committee is required to review the priorities of **distribution of E911 funds** at least every two years. (Code section 34A.7A (3))
2. Effective January 1, 2012, a **Property Assessment Appeal Board Review Committee** is established to review the activities of the Property Assessment Appeal Board created in 2005 Iowa Acts, H.F. 868. The membership of the committee includes six members of the General Assembly. (2005 Iowa Acts, chapter 150 (H.F. 868), § 121; Code section 421.1A)
3. A review of the **school finance formula** is required every five years by a legislative committee with the first review to be reported in January 2005. (2000 Iowa Acts, chapter 1186; Code section 257.1(4))
4. The Auditor of State, in consultation with the Department of Transportation and the Iowa County Treasurers Association, is required to study the fiscal impact of the **county driver's license issuance program** every four years. The initial report was due January 1, 2006. (Code section 321M.9(4))

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2007 Interim Committee

Legislative Property Tax Study Committee

Charge: The Legislative Property Tax Study Committee is established for the 2007 and 2008 Legislative Interims to perform a comprehensive review of the property tax system.

Senate

- Joe Bolkcom (D, District 39) , Co-chair
- Staci Appel (D, District 37)
- Roger Stewart (D, District 13)
- Ron Wieck (R, District 27)
- Mark Ziemann (R, District 8)

House

- Philip L. Wise (D, District 92) , Co-chair
- Tyler Olson (D, District 38)
- Doug Struyk (R, District 99)
- Jamie Van Fossen (R, District 81)
- Roger Wendt (D, District 2)

Public Members

- Lu Barron
- Margaret Buckton
- Rick Dickinson
- Christine Hensley
- Dale Hyman
- Tim Johnson
- Charles J. Krogmeier
- Vince Lintz
- Joanne Mangold
- Edward Wallace
- Terry Wegener
- Tom Zucker

Committee Information

(Reports, Agendas, Minutes, Documents & Materials Distributed)

- Additional Information
- Property Tax Study Consultant Request For Proposals

Photos

- Legislators

2007 Interim Committee Criminal Code Reorganization Study Committee

Charge: Meet during the 2007 and 2008 Legislative Interims to consider proposals for Criminal Code revisions, reorganization, and updates.

Senate

- Keith A. Kreiman (D, District 47) , Co-chair
- Rob Hogg (D, District 19)
- Larry McKibben (R, District 22)

House

- Kurt Swaim (D, District 94) , Co-chair
- Clel Baudler (R, District 58)
- Rick Olson (D, District 68)

Public Members

- Dave Erickson
- Jennifer Miller
- Thomas H. Miller
- Honorable Michael Mullins
- Bob Rigg
- Elizabeth Robinson
- Jean Schlichtemeier
- Pamela Summers
- James Tomkovicz

Committee Information

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- Additional Information

Photos

- Legislators

2

62 28 Sec. 67. HEALTH CARE QUALITY AND COST TRANSPARENCY ==
62 29 WORKGROUP.

62 30 1. A health care quality and cost transparency workgroup
62 31 is created to develop recommendations for legislation and
62 32 policies regarding health care quality and cost including
62 33 measures to be utilized in providing transparency to consumers
62 34 of health care and health care coverage. Membership of the
62 35 workgroup shall be determined by the legislative council in
63 1 consultation with the chairpersons and ranking members of the
63 2 joint appropriations subcommittee on health and human services
63 3 and the chairpersons and ranking members of the committees on
63 4 human resources of the senate and house of representatives.
63 5 Membership of the workgroup shall include but is not limited
63 6 to representatives of the Iowa healthcare collaborative, the
63 7 department of public health, the department of human services,
63 8 the insurance division of the department of commerce, the Iowa
63 9 hospital association, the Iowa medical society, the Iowa
63 10 health buyers alliance, the AARP Iowa chapter, the university
63 11 of Iowa public policy center, and other interested consumers,
63 12 advocates, purchasers, providers, and legislators. The
63 13 legislative services agency shall provide staffing assistance
63 14 to the workgroup.

63 15 2. The workgroup shall do all of the following:

63 16 a. Review the approaches of other states quality and cost
63 17 in addressing health care transparency information.

63 18 b. Develop and compile recommendations and strategies to
63 19 lower health care costs and health care coverage costs for
63 20 consumers and businesses.

63 21 c. Make recommendations, including any necessary
63 22 legislation, regarding reporting of health care quality and
63 23 cost measures. The measures recommended for adoption shall be
63 24 those measures endorsed by the national quality forum.

63 25 However, if an area of measurement is deemed important by the
63 26 workgroup, but the national quality forum has not endorsed
63 27 such area of measurement, the workgroup may recommend, in
63 28 order of priority, the measures of other national
63 29 accreditation organizations such as the national committee for
63 30 quality assurance, the joint commission, the centers for
63 31 Medicare and Medicaid services of the United States department
63 32 of health and human services, or the agency for healthcare
63 33 research and quality. Any measure recommended for adoption
63 34 shall be evidence-based and clinically important, reasonably
63 35 feasible to implement, and easily understood by the health
64 1 care consumer.

64 2 d. Make recommendations regarding the collection and
64 3 publishing of health care quality and cost measures. Measures
64 4 shall be collected from health plans, hospitals, and
64 5 physicians and published on a public internet site available
64 6 to the general public. The recommendations shall include how
64 7 the internet site will be maintained and utilization of a
64 8 format to ensure that the information provided is understood
64 9 by the health care consumer.

64 10 e. Submit a written report of all recommendations to the
64 11 general assembly on or before December 15, 2008.

64 12 3. The legislative council, pursuant to its authority in
64 13 section 2.42, may allocate to the workgroup funding from
64 14 moneys available to it in section 2.12 for the purpose of
64 15 providing expert support to the workgroup.

64 16 Sec. 68. EFFECTIVE DATE. The provision in this division
64 17 of this Act creating a health care quality and cost

64 18 transparency workgroup, being deemed of immediate importance,
64 19 takes effect upon enactment.

61 8 Sec. 34. REVIEW == DRUG PRODUCT SELECTION. On or after
61 9 the effective date of this section, the chairpersons of the
61 10 joint appropriations subcommittee on health and human services
61 11 shall convene a group of representatives of appropriate
61 12 entities to review current law regarding drug product
61 13 selection. The representatives shall include but are not
61 14 limited to representatives of the Iowa pharmacy association,
61 15 the Iowa medical society, pharmacy industry representatives of
61 16 the Iowa retail federation, advocacy groups, the department of
61 17 human services, the board of pharmacy, and the department of
61 18 public health. The legislative services agency shall provide
61 19 administrative support to the group. The group shall complete
61 20 its deliberations on or before December 15, 2008.

16 17 Sec. 7. STUDY OF POSTSECONDARY RIGOR. The legislative
16 18 council shall commission a study by an independent entity to
16 19 evaluate and compare the rigor of the first two years of study
16 20 at community colleges and institutions of higher education
16 21 governed by the state board of regents. The legislative
16 22 council shall make the commission's report available to the
16 23 public by July 1, 2009.

6 3 Sec. 3. DISCLOSURE OF PERSONAL INFORMATION BY PUBLIC
6 4 OFFICIALS, ENTITIES, OR AFFILIATED ORGANIZATIONS == INTERIM
6 5 STUDY COMMITTEE REQUESTED. The legislative council is
6 6 requested to establish an interim study committee to assess
6 7 and review the extent to which public officials, entities, and
6 8 affiliated organizations in possession of or with access to
6 9 personal identifying information of a resident of this state
6 10 which could, if disclosed, render the resident vulnerable to
6 11 identity theft, are disclosing or selling such information for
6 12 compensation. Based upon this assessment and review, the
6 13 committee shall develop recommendations relating to these
6 14 practices. The committee shall be composed of ten members
6 15 representing both political parties and both houses of the
6 16 general assembly. Five members shall be members of the
6 17 senate, three of whom shall be appointed by the majority
6 18 leader of the senate and two of whom shall be appointed by the
6 19 minority leader of the senate. The other five members shall
6 20 be members of the house of representatives, three of whom
6 21 shall be appointed by the speaker of the house of
6 22 representatives and two of whom shall be appointed by the
6 23 minority leader of the house of representatives. The
6 24 committee shall issue a report of its recommendations to the
6 25 general assembly by January 15, 2009.

7 31 Sec. 8. ENERGY EFFICIENCY INTERIM STUDY COMMITTEE ==
7 32 CONSUMER FOCUS == REQUEST TO ESTABLISH. The legislative
7 33 council is requested to establish an interim study committee
7 34 to examine the existence and effectiveness of energy
7 35 efficiency plans and programs implemented by gas and electric
8 1 public utilities, with an emphasis on results achieved by
8 2 current plans and programs from the demand, or customer,
8 3 perspective, and to make recommendations for additional
8 4 requirements applicable to energy efficiency plans and
8 5 programs that would improve such results. In conducting the
8 6 study and developing recommendations, the committee shall
8 7 consider testimony from the Iowa utilities board, rate and
8 8 nonrate-regulated gas and electric utilities, the consumer
8 9 advocate, state agencies involved with energy efficiency
8 10 program administration, environmental groups and associations,
8 11 and consumers. The committee shall be composed of ten
8 12 members, representing both political parties and both houses
8 13 of the general assembly. Five members shall be members of the
8 14 senate, three of whom shall be appointed by the majority
8 15 leader of the senate and two of whom shall be appointed by the
8 16 minority leader of the senate. The other five members shall
8 17 be members of the house of representatives, three of whom
8 18 shall be appointed by the speaker of the house of
8 19 representatives, and two of whom shall be appointed by the
8 20 minority leader of the house of representatives. The
8 21 committee shall issue a report of its recommendations to the
8 22 general assembly by January 15, 2009.

86 25 Sec. 60. COUNTY=STATE SHARED FUNDING FOR MENTAL HEALTH AND
86 26 DISABILITY SERVICES COVERED BY THE MEDICAID PROGRAM.

86 27 1. The legislative council is requested to authorize for
86 28 the 2008 legislative interim a task force to consider
86 29 county=state shared funding for mental health and disability
86 30 services covered by the Medicaid program. The membership of
86 31 the task force should include five legislators from each
86 32 chamber, one member of the mental health, mental retardation,
86 33 developmental disabilities, and brain injury (MH/MR/DD/BI)
86 34 commission; three members of county boards of supervisors,
86 35 with one each from a large, medium, and small population
87 1 county; three staff members from the county central point of
87 2 coordination (CPC) office, with one each from a large, medium,
87 3 and small population county; two individuals representing
87 4 advocacy organizations, one of which shall be the governor's
87 5 developmental disabilities council; one current consumer of
87 6 county MH/MR/DD services; and one MH/MR/DD/BI service provider
87 7 representative from each of the state's five congressional
87 8 districts. The task force shall utilize a facilitator to
87 9 assist the process.

87 10 2. The task force should be charged to review and estimate
87 11 the shared impact for the state and for Iowa counties if
87 12 financial responsibility for the nonfederal share of the costs
87 13 of mental health and disability services covered under the
87 14 Medicaid program is shifted from counties to the state. The
87 15 task force should be charged to develop an eight-year
87 16 transition plan that reflects the shared responsibility of
87 17 costs and service delivery resulting from the shift in
87 18 responsibilities. It is the intent of the general assembly
87 19 that the task force will be formed by June 15, 2008, and meet
87 20 a minimum of four times in 2008.

87 21 3. In addition to legislative staff, representatives of
87 22 the department of management, the Iowa state association of
87 23 counties, the department of human services, association of
87 24 community providers, and Iowa substance abuse program
87 25 directors association shall comprise a team of resource
87 26 experts to the task force.

87 27 4. The task force's final report for consideration by the
87 28 2009 regular session of the general assembly and governor
87 29 shall include findings and recommendations and a service
87 30 delivery and funding transition plan.

146 23 Sec. 146. MASS TRANSIT INTERIM COMMITTEE. The legislative
146 24 council is requested to establish a legislative interim study
146 25 committee to conduct a comprehensive study of the ways in
146 26 which mass transit might be employed to provide public
146 27 transportation services among Iowa communities. The study
146 28 should include but not be limited to an examination of the
146 29 following:

146 30 1. The ways in which the availability of mass transit
146 31 affects various populations within rural and urban
146 32 communities. In particular, the study should examine the
146 33 benefits of mass transit for poor, elderly, and disabled
146 34 individuals who are unable to drive or cannot afford to own a
146 35 motor vehicle.

147 1 2. Any impact that mass transit services among Iowa
147 2 communities might have on population levels, quality of life,
147 3 and economic development in urban job centers, smaller
147 4 satellite communities, and rural towns.

147 5 3. The effect of mass transit on statewide greenhouse gas
147 6 emissions and overall air quality, including the role that
147 7 mass transit can play in meeting the goals of the Iowa energy
147 8 independence plan.

147 9 4. The level of public need for mass transit among Iowa
147 10 communities, including any specific areas of the state where
147 11 the need is most immediate.

147 12 5. The feasibility of expanding mass transit services and
147 13 the types and combinations of services that might comprise a
147 14 mass transit system for Iowa.

147 15 6. The potential costs and possible funding mechanisms for
147 16 developing and maintaining specific mass transit services.

147 17 7. The attitudes and habits of Iowans concerning personal
147 18 transportation. The study should include a component for
147 19 educating the public about the economic, social, and
147 20 environmental advantages of mass transit.

147 21 The committee membership should include ten members
147 22 representing both political parties and both houses of the
147 23 general assembly. The committee should consult with the
147 24 department of transportation, the office of energy
147 25 independence, the department of human services, local
147 26 officials, members of the general public who are knowledgeable
147 27 concerning intercity public transit and passenger rail
147 28 service, and other interested parties as necessary to
147 29 accomplish the work of the committee. The committee, if
147 30 authorized, shall submit a written report of its findings and
147 31 recommendations to the governor and the general assembly by
147 32 December 31, 2008.

Senate Concurrent Resolution 101 - Introduced

PAG LIN

S.C.R. _____ H.C.R. _____

1 1 SENATE CONCURRENT RESOLUTION NO. _____
1 2 BY DOTZLER
1 3 A Concurrent Resolution requesting the legislative
1 4 council to establish an interim study committee
1 5 concerning the creation of a statewide, standardized
1 6 health care pool to obtain and provide health care
1 7 benefits to employees of the state, cities, counties,
1 8 and school districts.
1 9 WHEREAS, rising health care costs of public
1 10 employees are of great concern; and
1 11 WHEREAS, creation of a statewide, standardized
1 12 health care pool of public employees might alleviate
1 13 the problem; NOW THEREFORE,
1 14 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
1 15 REPRESENTATIVES CONCURRING, That the legislative
1 16 council is requested to establish an interim study
1 17 committee to examine and make recommendations
1 18 concerning the possibility of creating a statewide,
1 19 standardized health care pool to obtain and provide
1 20 health care benefits to employees of the state,
1 21 cities, counties, and school districts.
1 22 BE IT FURTHER RESOLVED, That if created, the
1 23 interim committee, as directed by the legislative
1 24 council, conduct a study that examines the feasibility
1 25 of, including but not limited to the following:
1 26 establishing a premium rating system based on the
1 27 statewide health status, claims experience, and other
1 28 demographic characteristics of such public employees;
1 29 establishing basic or standard health benefit plans
1 30 with benefit levels, cost-sharing levels, exclusions,
2 1 and limitations available to all such employees;
2 2 establishing uniform coverage plans with benefit
2 3 coverages that may be added to the basic or standard
2 4 plans, at the option of the public employer or
2 5 employee; and establishing restrictions on premium
2 6 rates and rate increases.
2 7 BE IT FURTHER RESOLVED, That if created, the
2 8 membership of the interim committee shall include, as
2 9 determined by the legislative council, the following:
2 10 one county official, appointed by the Iowa state
2 11 association of counties; one city official, appointed
2 12 by the league of Iowa cities; one school corporation
2 13 officer appointed by the Iowa association of school
2 14 boards; one state official; four members of the
2 15 general assembly, two state senators one of whom shall
2 16 be appointed by the majority leader of the senate and
2 17 one of whom shall be appointed by the minority leader
2 18 of the senate, and two state representatives one of
2 19 whom shall be appointed by the speaker of the house
2 20 and one of whom shall be appointed by the minority
2 21 leader of the house; four public employees appointed
2 22 by the legislative council; the commissioner of

10

2 23 insurance or the commissioner's designee, as an ex
2 24 officio, nonvoting member of the interim committee;
2 25 and the director of the department of administrative
2 26 services or the director's designee, as an ex officio,
2 27 nonvoting member of the committee.

2 28 BE IT FURTHER RESOLVED, That if created, in making
2 29 all appointments to the interim committee,
2 30 consideration be given to gender, race, or ethnic
3 1 representation, population and demographic factors,
3 2 and representation of different geographic regions,
3 3 that all appointments comply with Iowa Code sections
3 4 69.16 and 69.16A; and the co-chairpersons of the
3 5 interim committee be a senate and a house committee
3 6 member designated by the legislative council.

3 7 BE IT FURTHER RESOLVED, That if created, the
3 8 interim committee as directed by the legislative
3 9 council report to the general assembly and the
3 10 governor by January 15, 2009, regarding the interim
3 11 committee's findings and recommendations, including
3 12 proposed legislation.

3 13 LSB 6153SS 82

3 14 av/rj/24

10A

Senate Resolution 104 - Introduced

PAG LIN

S.R. _____ H.R. _____

1 1 SENATE RESOLUTION NO.
1 2 BY BOLKCOM
1 3 A Senate Resolution requesting the legislative council
1 4 to authorize an interim study committee to consider
1 5 whether to require health benefits coverage of
1 6 autologous bone marrow transplants for treatment
1 7 of breast and other types of cancer.
1 8 WHEREAS, a bone marrow transplant is a treatment
1 9 that offers options for patients to fight disease and
1 10 infection and to withstand high doses of chemotherapy;
1 11 and
1 12 WHEREAS, autologous transplant allows the patient
1 13 to donate their own bone marrow stem cells to produce
1 14 new white blood cells, red blood cells, and platelets;
1 15 and
1 16 WHEREAS, there is research indicating that
1 17 autologous bone marrow transplantation offers
1 18 significant improvements in survival rates as compared
1 19 to standard therapy for advanced breast cancer; NOW
1 20 THEREFORE,
1 21 BE IT RESOLVED BY THE SENATE, That the legislative
1 22 council is requested to authorize a study committee
1 23 for the 2008 interim to consider whether to require
1 24 health benefits coverage of autologous bone marrow
1 25 transplants for treatment of breast and other types of
1 26 cancer.
1 27 LSB 5652XS 82
1 28 jp/rj/24

11

Senate Resolution 110 - Introduced

PAG LIN

S.R. _____ H.R. _____

1 1 SENATE RESOLUTION NO.
1 2 BY BOLKCOM
1 3 A Resolution requesting that the
1 4 legislative council create a study committee
1 5 relating to beverage container laws.
1 6 WHEREAS, there is significant support for making
1 7 recycling and environmental concerns a top priority
1 8 for the state of Iowa; and
1 9 WHEREAS, beverage container deposits decrease
1 10 littering; and
1 11 WHEREAS, using recycled beverage containers rather
1 12 than new materials in the production of beverage
1 13 containers reduces greenhouse gas emissions; and
1 14 WHEREAS, although under Iowa's current beverage
1 15 container deposit law approximately 1,900,000,000
1 16 containers are eligible for redemption, nearly
1 17 335,000,000 additional containers for beverages such
1 18 as water, tea, sport, and fruit drinks could be
1 19 covered by the law; and
1 20 WHEREAS, while Iowa's current beverage container
1 21 deposit law has a redemption rate of 86 percent, a
1 22 recent Des Moines Register survey found that 62
1 23 percent of Iowans support an expansion of the law to
1 24 include other types of containers; and
1 25 WHEREAS, the reimbursement amount to redemption
1 26 centers of 1 cent per empty beverage container has not
1 27 changed since the law's inception; NOW THEREFORE,
1 28 BE IT RESOLVED BY THE SENATE, That the legislative
1 29 council is requested to establish an interim study
1 30 committee to identify feasible proposals for the
2 1 expansion of Iowa's beverage container deposit law,
2 2 recognizing the need to increase recycling rates,
2 3 raise reimbursements to redemption centers, expand the
2 4 number of containers covered, and provide funding for
2 5 natural resources. The interim study committee shall
2 6 work cooperatively with interested persons to develop
2 7 a consensus approach to the law's expansion.
2 8 LSB 6560SS 82
2 9 tw/rj/8

12

House Resolution 110 - Introduced

PAG LIN

H.R. _____ S.R. _____

1 1 HOUSE RESOLUTION NO.
1 2 BY FORD and MURPHY
1 3 A Resolution requesting the legislative council
1 4 to authorize a 2008 interim study of methods and
1 5 funding for mitigating the presence of lead-based
1 6 paint and other lead hazards.
1 7 WHEREAS, lead is a highly toxic metal that was used
1 8 for many years in products found in and around homes
1 9 and buildings used by children; and
1 10 WHEREAS, lead may cause a range of health effects,
1 11 from behavioral problems and learning disabilities to
1 12 seizures and death, and children age six and under are
1 13 most at risk because their bodies are growing quickly;
1 14 and
1 15 WHEREAS, research suggests that the primary sources
1 16 of lead exposure for most children are deteriorating
1 17 lead-based paint, lead-contaminated dust, and
1 18 lead-contaminated residential soil; and
1 19 WHEREAS, identification of appropriate funding
1 20 sources, preferred methods, and cost-effective
1 21 strategies for mitigating lead-based paint and other
1 22 lead hazards is needed, NOW THEREFORE,
1 23 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
1 24 That the legislative council is requested to authorize
1 25 a 2008 interim study of methods and funding for
1 26 mitigating the presence of lead-based paint and other
1 27 lead hazards.
1 28 LSB 6405HH 82
1 29 jp/nh/14

13

House Resolution 118 - Introduced

PAG LIN

H.R. _____ S.R. _____

1 1 HOUSE RESOLUTION NO.
1 2 BY COMMITTEE ON HUMAN RESOURCES
1 3 (SUCCESSOR TO HSB 727)
1 4 A Resolution requesting the legislative council to
1 5 authorize a study committee for the 2008 interim to
1 6 review Iowa's system of mental health patient
1 7 advocates appointed by the courts.
1 8 WHEREAS, the mental health patient advocates
1 9 appointed by the courts provide a valuable service in
1 10 providing a competent, independent review to the court
1 11 of the situations of patients hospitalized with a
1 12 mental illness or serious mental impairment; and
1 13 WHEREAS, the patient advocates are primarily
1 14 appointed by the chief judge of each judicial district
1 15 while the costs for an advocate are paid by the
1 16 patient's county of legal settlement and questions
1 17 have been raised as to whether this is the best
1 18 approach for funding and supporting the patient
1 19 advocates; NOW THEREFORE,
1 20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
1 21 That the legislative council is requested to authorize
1 22 a study committee for the 2008 interim to review the
1 23 system for mental health patient advocates in order to
1 24 provide recommendations for the best means for funding
1 25 and supporting the system.
1 26 LSB 6360HV 82
1 27 jp/rj/8

14

House Resolution 125 - Introduced

PAG LIN

H.R. _____ S.R. _____

1 1 HOUSE RESOLUTION NO.
1 2 BY FORD
1 3 A Resolution requesting the legislative council to
1 4 authorize a study committee for the 2008 interim
1 5 to review the use of psychostimulant medications
1 6 for treating attention-deficit hyperactivity
1 7 disorder (ADHD) in children.
1 8 WHEREAS, ADHD is a chronic disorder afflicting
1 9 children with problems of inattention, hyperactivity,
1 10 and impulsive behavior; and
1 11 WHEREAS, children with ADHD often struggle with low
1 12 self-esteem, troubled personal relationships, and poor
1 13 performance in school or at work; and
1 14 WHEREAS, psychostimulant medications are often
1 15 prescribed for treatment of children with ADHD and
1 16 include methylphenidate (brand names ritalin and
1 17 concerta), dextroamphetamine/amphetamine (brand name
1 18 adderall), and dextroamphetamine (brand name
1 19 dexedrine); and
1 20 WHEREAS, the most common side effects from using
1 21 psychostimulant medications include decreased
1 22 appetite, corresponding weight loss, nervousness, and
1 23 problems sleeping, and some children experience
1 24 irritability and increased activity; and
1 25 WHEREAS, some parents and advocates for children
1 26 have raised concerns that psychostimulant medications
1 27 may be overused and some parents have been pressured
1 28 to seek such a prescription for their child by adults
1 29 who deal with that child; and
1 30 WHEREAS, psychostimulants may cause feelings in
2 1 users similar to that of amphetamines and cocaine and
2 2 could lead to addiction to those drugs later in life,
2 3 and there may be permanent brain changes caused by the
2 4 long-term use of psychostimulants that are similar to
2 5 the changes caused by the long-term use of illegal
2 6 stimulants; NOW THEREFORE,
2 7 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
2 8 That the legislative council is requested to authorize
2 9 a study committee for the 2008 interim to review the
2 10 use of psychostimulant medications for treating ADHD
2 11 in children and to identify the extent of the usage of
2 12 the medication among children in Iowa and the
2 13 relationship between that use and diagnoses of ADHD.
2 14 LSB 6358YH 82
2 15 jp/nh/8

15

20 13 Sec. 29. Section 8.6, Code Supplement 2007, is amended by
20 14 adding the following new subsection:

20 15 NEW SUBSECTION. 16. DESIGNATION OF SERVICES == FUNDING ==
20 16 CUSTOMER COUNCILS.

20 17 a. Establish a process by which the department, in
20 18 consultation with the department of administrative services,
20 19 shall determine which services provided by the department of
20 20 administrative services shall be funded by an appropriation
20 21 and which services shall be funded by the governmental entity
20 22 receiving the service.

20 23 b. Establish a process for determining whether the
20 24 department of administrative services shall be the sole
20 25 provider of a service for purposes of those services which the
20 26 department determines under paragraph "a" are to be funded by
20 27 the governmental entities receiving the service.

20 28 c. Establish, by rule, a customer council responsible for
20 29 overseeing the services provided solely by the department of
20 30 administrative services. The rules adopted shall provide for
20 31 all of the following:

20 32 (1) The method of appointment of members to the council by
20 33 the governmental entities required to receive the services.

20 34 (2) The duties of the customer council which shall be as
20 35 follows:

21 1 (a) Annual review and approval of the department of
21 2 administrative services' business plan regarding services
21 3 provided solely by the department of administrative services.

21 4 (b) Annual review and approval of the procedure for
21 5 resolving complaints concerning services provided by the
21 6 department of administrative services.

21 7 (c) Annual review and approval of the procedure for
21 8 setting rates for the services provided solely by the
21 9 department of administrative services.

21 10 (3) A process for receiving input from affected
21 11 governmental entities as well as for a biennial review by the
21 12 customer council of the determinations made by the department
21 13 of which services are funded by an appropriation to the
21 14 department of administrative services and which services are
21 15 funded by the governmental entities receiving the service,
21 16 including any recommendations as to whether the department of
21 17 administrative services shall be the sole provider of a
21 18 service funded by the governmental entities receiving the
21 19 service. The department, in consultation with the department
21 20 of administrative services, may change the determination of a
21 21 service if it is determined that the change is in the best
21 22 interests of those governmental entities receiving the
21 23 service.

21 24 d. If a service to be provided may also be provided to the
21 25 judicial branch and legislative branch, then the rules shall
21 26 provide that the chief justice of the supreme court may
21 27 appoint a member to the customer council, and the legislative
21 28 council may appoint a member from the Senate and a member from
21 29 the House of Representatives to the customer council, in their
21 30 discretion.

4 22 Sec. 4. DEER STUDY ADVISORY COMMITTEE. A deer study
4 23 advisory committee is established for the purpose of studying
4 24 the best way to maintain a sustainable, socially acceptable
4 25 deer population in the state while maximizing and balancing
4 26 the economic value of deer hunting to Iowa's economy with the
4 27 needs of the agricultural industry and public safety concerns.
4 28 1. The advisory committee shall be composed of the
4 29 following members:
4 30 a. One representative from each of the following
4 31 organizations or entities, to be appointed by the governor:
4 32 (1) Iowa association of county conservation boards.
4 33 (2) Iowa farm bureau federation.
4 34 (3) Iowa farmers union.
4 35 (4) Iowa conservation alliance.
5 1 (5) Iowa bow hunters association.
5 2 (6) Whitetails unlimited.
5 3 (7) Iowa hospitality association.
5 4 (8) Iowa restaurant association.
5 5 (9) Iowa meat processors association.
5 6 (10) Iowa league of cities.
5 7 (11) The department of transportation.
5 8 (12) Iowa woodland owners association.
5 9 (13) Iowa insurance institute.
5 10 (14) Iowa realtors association.
5 11 (15) Iowa chapter of the sierra club.
5 12 (16) Iowa environmental council.
5 13 (17) Iowa nursery and landscape association.
5 14 b. The director of the department of natural resources or
5 15 a designee.
5 16 c. The secretary of agriculture or a designee.
5 17 d. The director of the department of economic development
5 18 or a designee.
5 19 e. Two members of the senate, one of whom is appointed by
5 20 the majority leader of the senate and one of whom is appointed
5 21 by the minority leader of the senate.
5 22 f. Two members of the house of representatives, one of
5 23 whom is appointed by the speaker of the house of
5 24 representatives and one of whom is appointed by the minority
5 25 leader of the house of representatives.
5 26 2. The director of the department of natural resources or
5 27 the director's designee shall serve as the chairperson of the
5 28 advisory committee.
5 29 3. Legislative members of the committee are eligible for
5 30 per diem and reimbursement of actual expenses as provided in
5 31 section 2.10.
5 32 4. The committee shall review, analyze, and make
5 33 recommendations on issues relating to the state's deer
5 34 population including but not limited to the following:
5 35 a. The current status of Iowa's deer population, harvest,
6 1 and population management programs.
6 2 b. The economic impact and value of Iowa's deer
6 3 population.
6 4 c. The cost of damage to crops caused by deer.
6 5 d. The number and cost of motor vehicle accidents caused
6 6 by deer.
6 7 e. A review of the deer management challenges and programs
6 8 of other midwestern states.
6 9 f. An assessment of public opinion concerning the number
6 10 of deer, and the impact and value of Iowa's deer population.
6 11 5. The advisory committee shall complete its deliberations

6 12 in December 2008 and submit a final report to the governor and
6 13 the general assembly summarizing the committee's activities,
6 14 analyzing the issues studied, and including any other
6 15 information or recommendations that the committee deems
6 16 relevant and necessary by January 10, 2009.

18

1 9 Section 1. SUSTAINABLE NATURAL RESOURCE FUNDING ADVISORY
1 10 COMMITTEE. There is established a sustainable natural
1 11 resource funding advisory committee.
1 12 1. The advisory committee shall include all of the
1 13 following members:
1 14 a. (1) The director of the department of natural
1 15 resources who shall be the chairperson of the advisory
1 16 committee.
1 17 (2) The secretary of agriculture or the secretary's
1 18 designee.
1 19 b. A commissioner of a soil and water conservation
1 20 district appointed by the governor.
1 21 c. (1) A representative from each of the following
1 22 interest organizations appointed by the governor:
1 23 (a) Ducks unlimited.
1 24 (b) The Iowa chapter of the sierra club.
1 25 (c) The nature conservancy.
1 26 (d) Iowa association of county conservation boards.
1 27 (e) Iowa environmental council.
1 28 (f) Iowa farm bureau federation.
1 29 (g) Iowa farmers union.
1 30 (h) Iowa land improvement contractors association.
1 31 (i) Iowa natural heritage foundation.
1 32 (j) Iowa renewable fuels association.
1 33 (k) Iowa rivers revival.
1 34 (l) Izaak Walton league of America.
1 35 (m) Pheasants forever.
2 1 (2) In making appointments, the governor may accept
2 2 nominations from the interested organizations and may
2 3 reappoint persons who served on the advisory committee
2 4 pursuant to 2006 Iowa Acts, chapter 1185, section 43.
2 5 d. Four members of the general assembly who serve as ex
2 6 officio, nonvoting members. The members shall be appointed as
2 7 follows:
2 8 (1) Two members of the senate, one of whom is appointed by
2 9 the majority leader of the senate after consultation with the
2 10 president of the senate and one of whom is appointed by the
2 11 minority leader of the senate after consultation with the
2 12 president of the senate.
2 13 (2) Two members of the house of representatives appointed
2 14 by the speaker of the house after consultation with the
2 15 minority leader.
2 16 2. A vacancy shall be filled by the original appointing
2 17 authority in the manner of the original appointment.
2 18 3. The purpose of the advisory committee is to continue
2 19 the efforts of the sustainable natural resource funding
2 20 advisory committee established pursuant to 2006 Iowa Acts,
2 21 chapter 1185, section 43. The committee shall study how to
2 22 provide one or more sustainable sources of funding for natural
2 23 resources and outdoor recreation needs in Iowa. The advisory
2 24 committee shall advise members of the general assembly in
2 25 efforts to establish or administer sustainable funding
2 26 sources.
2 27 4. The department of natural resources shall provide
2 28 staffing for the advisory committee.
2 29 5. The advisory committee shall submit a report to the
2 30 general assembly on or before January 9, 2009, and on January
2 31 8, 2010, which summarizes its activities, and any findings or
2 32 recommendations approved by the advisory committee.
2 33 6. This section is repealed on July 1, 2010.

19

2 10 Sec. 3. NEW SECTION. 303.19 AMERICAN CIVIL WAR
2 11 SESQUICENTENNIAL ADVISORY COMMITTEE.
2 12 1. ESTABLISHMENT AND PURPOSE. A civil war
2 13 sesquicentennial advisory committee is established within the
2 14 historical division of the department of cultural affairs for
2 15 the purpose of advising and assisting the division in its
2 16 efforts to commemorate the sesquicentennial of Iowa's
2 17 involvement in the American civil war.
2 18 2. MEMBERSHIP AND QUALIFICATIONS. The committee shall
2 19 consist of twenty members appointed by the administrator of
2 20 the historical division. Each member shall be from an
2 21 academic institution, a museum, or a civic organization or
2 22 otherwise be someone with an interest in the preservation of
2 23 Iowa's civil war heritage. Membership of the committee shall
2 24 reflect multicultural diversity, and shall be appointed
2 25 pursuant to the requirements of sections 69.16 and 69.16A.
2 26 Vacancies shall be filled by an appointment by the
2 27 administrator of the historical division in the same manner as
2 28 other appointments.
2 29 3. EXPENSES AND REIMBURSEMENT. The members of the
2 30 committee are not entitled to receive per diem compensation
2 31 but are entitled to receive reimbursement for actual expenses
2 32 incurred while engaged in the performance of official duties.
2 33 4. DUTIES AND AUTHORITY. The committee shall, for the
2 34 period beginning in 2010 and ending in 2016, advise and assist
2 35 the historical division as it plans, coordinates, and
3 1 implements activities and programs relating to the
3 2 commemoration of the sesquicentennial of Iowa's involvement in
3 3 the American civil war.
3 4 a. The activities and programs of the division may include
3 5 but are not limited to creating interpretive and educational
3 6 materials such as exhibitions, literature and films, planning
3 7 and promoting special events, designing logos and advertising
3 8 campaigns, and producing commemorative items and memorabilia.
3 9 The division shall have the authority to sell or offer for
3 10 sale any of the materials, or other goods or services produced
3 11 pursuant to this section, notwithstanding section 23A.2.
3 12 b. The division may hold copyrights or trademarks in the
3 13 materials created during the commemoration, including but not
3 14 limited to the interpretive materials and memorabilia it
3 15 designs and produces. In addition, the division, at its
3 16 discretion, may license the rights to the materials. For the
3 17 purposes of this section, section 22.2 shall not be
3 18 interpreted to prevent the division's exclusive ability to
3 19 license the use, reproduction, or dissemination of the
3 20 materials produced for the commemoration.
3 21 c. The division may adopt, in consultation with the
3 22 committee and pursuant to chapter 17A, any rules necessary for
3 23 the licensing of materials created during the commemoration.
3 24 5. DISSOLUTION. The committee shall complete its duties
3 25 no later than June 30, 2017, but may complete its duties and
3 26 dissolve itself prior to that date.
3 27 6. REPEAL. This section is repealed June 30, 2017.

58 16 Sec. 94. UNITED STATES CENTER FOR CITIZEN DIPLOMACY.
58 17 There is appropriated from the general fund of the state to
58 18 the department of economic development for the fiscal year
58 19 beginning July 1, 2008, and ending June 30, 2009, the
58 20 following amount, or so much thereof as is necessary, to be
58 21 used for the purposes designated:
58 22 For a grant to support the United States center for citizen
58 23 diplomacy:
58 24 \$ 150,000
58 25 The director of the department of economic development
58 26 shall condition the grant upon the grantee submitting all of
58 27 the following: evidence of a matching amount from
58 28 nongovernmental sources received during calendar year 2008, a
58 29 financial plan for program sustainability, evidence that the
58 30 center's principal place of business is in this state, and
58 31 agreement to submit quarterly reports demonstrating that the
58 32 center's programs are directed to assisting the citizens of
58 33 this state and beyond in promoting citizen diplomacy through
58 34 individual, educational, business, and cultural efforts. The
58 35 director shall submit the reports required under this section
59 1 to the governor and the legislative council.

132 22 Sec. 126. NEW SECTION. 256.35A IOWA AUTISM COUNCIL.
132 23 1. An Iowa autism council is created to act in an advisory
132 24 capacity to the state in developing and implementing a
132 25 comprehensive, coordinated system to provide appropriate
132 26 diagnostic, intervention, and support services for children
132 27 with autism and to meet the unique needs of adults with
132 28 autism.
132 29 2. a. The council shall consist of thirteen voting
132 30 members appointed by the governor and confirmed by the senate.
132 31 The majority of the voting members shall be individuals with
132 32 autism or members of their families. Additionally, each of
132 33 the following shall be represented among the voting members:
132 34 (1) Autism diagnostic and research specialists.
132 35 (2) Individuals with recognized expertise in utilizing
133 1 best practices for diagnosis, intervention, education, and
133 2 support services for individuals with autism.
133 3 (3) Individuals providing residential services for
133 4 individuals with autism.
133 5 (4) Mental health professionals with background or
133 6 expertise in a pertinent mental health field such as
133 7 psychiatry, psychology, or behavioral health.
133 8 (5) Private insurers.
133 9 (6) Teachers and representatives of area education
133 10 agencies.
133 11 b. In addition, representatives of the department of
133 12 education, the division of vocational rehabilitation of the
133 13 department of education, the department of public health, the
133 14 department of human services, the governor's developmental
133 15 disabilities council, the division of insurance of the
133 16 department of commerce, and the state board of regents shall
133 17 serve as ex officio members of the advisory council. Ex
133 18 officio members shall work together in a collaborative manner
133 19 to serve as a resource to the advisory council. The council
133 20 may also form workgroups as necessary to address specific
133 21 issues within the technical purview of individual members.
133 22 c. Voting members shall serve three-year terms beginning
133 23 and ending as provided in section 69.19, and appointments
133 24 shall comply with sections 69.16 and 69.16A. Vacancies on the
133 25 council shall be filled in the same manner as the original
133 26 appointment. A person appointed to fill a vacancy shall serve
133 27 only for the unexpired portion of the term. Public members
133 28 shall receive reimbursement for actual expenses incurred while
133 29 serving in their official capacity and may also be eligible to
133 30 receive compensation as provided in section 7E.6.
133 31 d. The council shall elect a chairperson from its voting
133 32 members annually. A majority of the voting members of the
133 33 council shall constitute a quorum.
133 34 e. The department shall convene and provide administrative
133 35 support to the council.
134 1 3. The council shall focus its efforts on addressing the
134 2 unmet needs of individuals with autism at various levels of
134 3 severity and their families. The council shall address all of
134 4 the following:
134 5 a. Early identification by medical professionals of
134 6 autism, including education and training of health care and
134 7 mental health care professionals and the use of best practice
134 8 guidelines.
134 9 b. Appropriate early and intensive early intervention
134 10 services with access to models of training.
134 11 c. Integration and coordination of the medical community,

22

134 12 community educators, childhood educators, health care
134 13 providers, and community-based services into a seamless
134 14 support system for individuals and their families.
134 15 d. General and special education support services.
134 16 e. In-home support services for families requiring
134 17 behavioral and other supports.
134 18 f. Training for educators, parents, siblings, and other
134 19 family members.
134 20 g. Enhancing of community agency responsiveness to the
134 21 living, learning, and employment needs of adults with autism
134 22 and provision of services including but not limited to respite
134 23 services, crisis intervention, employment assistance, case
134 24 management, and long-term care options.
134 25 h. Financing options including but not limited to medical
134 26 assistance waivers and private health insurance coverage.
134 27 i. Data collection.
134 28 4. The council shall meet quarterly. The council shall
134 29 submit a report to the governor and the general assembly,
134 30 annually by December 15, identifying the needs and making
134 31 recommendations for improving and enhancing the lives of
134 32 individuals with autism and their families.
134 33 5. For the purposes of this section, "autism" means a
134 34 spectrum disorder that includes at various levels of severity,
134 35 autism, Asperger's disorder, pervasive developmental disorder
135 1 not otherwise specified, Rett's syndrome, and childhood
135 2 disintegrative disorder.
135

10 31 b. The Iowa empowerment board shall conduct a study of the
10 32 role that community empowerment can play in strengthening
10 33 family, friend, and neighbor care to help achieve empowerment
10 34 goals. In conducting the study, the board may do any or all
10 35 of the following:

11 1 (1) Review national models and identify best practices in
11 2 providing information, networking, and learning opportunities
11 3 and activities for family, friend, and neighbor caregivers.

11 4 (2) Examine and highlight current efforts of local
11 5 empowerment boards to strengthen family, friend, and neighbor
11 6 caregiving.

11 7 (3) Convene a working group, including representatives
11 8 from child care resource and referral centers, libraries,
11 9 community centers, and family, friend, and neighbor
11 10 caregivers, to provide advice to the board on family, friend,
11 11 and neighbor care.

11 12 (4) Articulate the ways that community empowerment boards
11 13 can use school ready children grants account funds to support
11 14 family, friend, and neighbor care.

11 15 (5) Host a state summit on family, friend, and neighbor
11 16 care.

11 17 (6) Examine potential public and private partnerships to
11 18 provide information, networking, and learning opportunities
11 19 for family, friend, and neighbor caregivers.

11 20 The Iowa empowerment board shall submit its findings and
11 21 recommendations in a report to the governor and general
11 22 assembly by January 15, 2009. For purposes of this paragraph,
11 23 "family, friend, and neighbor care" means child care, usually
11 24 provided without cost and on a voluntary basis, by a family
11 25 member, a friend, or a neighbor whose reason for providing
11 26 that care is a strong existing personal relationship with the
11 27 parent and the parent's child or children. Particular
11 28 attention shall be given to grandparents providing such care,
11 29 including grandparents who may be the primary caregivers for
11 30 their grandchildren.

11 31 c. As a condition of receiving funding appropriated in
11 32 this subsection, each community empowerment area board shall
11 33 report to the Iowa empowerment board progress on each of the
11 34 state indicators approved by the state board, as well as
11 35 progress on local indicators. The community empowerment area
12 1 board must also submit a written plan amendment extending by
12 2 one year the area's comprehensive school ready children grant
12 3 plan developed for providing services for children from birth
12 4 through five years of age and provide other information
12 5 specified by the Iowa empowerment board. The amendment may
12 6 also provide for changes in the programs and services provided
12 7 under the plan. The Iowa empowerment board shall establish a
12 8 submission deadline for the plan amendment that allows a
12 9 reasonable period of time for preparation of the plan
12 10 amendment and for review and approval or request for
12 11 modification of the plan amendment by the Iowa empowerment
12 12 board. In addition, the community empowerment board must
12 13 continue to comply with reporting provisions and other
12 14 requirements adopted by the Iowa empowerment board in
12 15 implementing section 28.8.

12 16 d. Of the amount appropriated in this subsection for
12 17 deposit in the school ready children grants account of the
12 18 Iowa empowerment fund that is used for distribution to
12 19 community empowerment areas, \$4,650,000 shall be used to
12 20 assist low-income parents with preschool tuition; for other

24

12 21 supportive services for children ages three, four, and five
12 22 who are not attending kindergarten, in order to increase the
12 23 basic family income eligibility requirement to not more than
12 24 200 percent of the federal poverty level; and for preschool
12 25 program expenses not covered under chapter 256C. In addition,
12 26 if sufficient funding is available after addressing the needs
12 27 of those who meet the basic income eligibility requirement, a
12 28 community empowerment area board may provide for eligibility
12 29 for those with a family income in excess of the basic income
12 30 eligibility requirement through use of a sliding scale or
12 31 other copayment provision.

12 32 e. Of the amount appropriated in this subsection for
12 33 deposit in the school ready children grants account of the
12 34 Iowa empowerment fund, \$1,000,000 shall be used for support of
12 35 professional development and training activities for persons
13 1 working in early care, health, and education by the Iowa
13 2 empowerment board in collaboration with representation from
13 3 the Iowa state university of science and technology
13 4 cooperative extension service in agriculture and home
13 5 economics, the university of northern Iowa, area education
13 6 agencies, community colleges, child care resource and referral
13 7 services, and community empowerment area boards. Expenditures
13 8 shall be limited to professional development and training
13 9 activities agreed upon by the parties participating in the
13 10 collaboration.

13 11 f. Of the amount appropriated in this subsection for
13 12 deposit in the school ready children grants account of the
13 13 Iowa empowerment fund, \$100,000 shall be allocated to the
13 14 public broadcasting division of the department of education
13 15 for support of community empowerment as a ready-to-learn
13 16 coordinator.

13 17 g. Grant amount award reductions for the 2008=2009 fiscal
13 18 year resulting from the Iowa empowerment board's restriction
13 19 on carryforward of grant funding may be applied to categorical
13 20 funding requirements at the discretion of each community
13 21 empowerment area, regardless of the categorical sources of the
13 22 area's fiscal year 2006=2007 ending balance.

13 23 h. The Iowa empowerment board shall develop and implement
13 24 a plan to strengthen the fiscal accountability of local areas.
13 25 The plan shall not include hiring additional staff. The plan
13 26 shall address fiscal accountability for community empowerment
13 27 area boards, including but not limited to training for board
13 28 members and coordinators, and shall address contractual
13 29 arrangements with and fiscal oversight of program providers.
13 30 The plan shall provide for assistance to the community
13 31 empowerment office and the community empowerment assistance
13 32 team to improve state fiscal oversight of local boards and
13 33 ongoing training for community empowerment area boards and
13 34 coordinators. The Iowa empowerment board and the community
13 35 empowerment office shall submit a report to the general
14 1 assembly and the legislative services agency by January 1,
14 2 2009.

25 21 Sec. 14. BABY BOOM GENERATION WORKFORCE STUDY. If
25 22 sufficient funding is approved or appropriated by the general
25 23 assembly, or if a local political subdivision provides
25 24 sufficient funding, or if sufficient private funding becomes
25 25 available to the state board of regents for such purpose, the
25 26 department of sociology at Iowa state university of science
25 27 and technology, in coordination with Iowa state university
25 28 extension, shall conduct a study regarding current and
25 29 potential efforts to retain Iowans of the baby boom generation
25 30 and attract those who have emigrated from the state as well as
25 31 potential new Iowans of the baby boom generation. Such
25 32 efforts may include but are not limited to community
25 33 attractions, recreation, health and wellness opportunities,
25 34 and other quality of life measures. The study shall also
25 35 consider those who reside in other states for part of the
26 1 year, the career opportunities available to baby boomers, the
26 2 educational needs of baby boomers and the career experiences
26 3 and productivity benefits that baby boomers bring to Iowa's
26 4 workforce. For purposes of this section, "baby boom
26 5 generation" and "baby boomers" includes people born no earlier
26 6 than 1946 and no later than 1964. The results of the study
26 7 shall be made available in a report to the governor and the
26 8 general assembly by January 15, 2009.

30 34 Sec. 28. Section 260C.36, Code Supplement 2007, is amended
30 35 by adding the following new subsection:

31 1 NEW SUBSECTION. 4. The department of education shall
31 2 establish the following committees:

31 3 a. An ad hoc accreditation quality faculty plan protocol
31 4 committee to advise the department in the development of
31 5 protocols related to the quality faculty planning process to
31 6 be used by the accreditation teams during site visits. The
31 7 committee shall, at a minimum, determine what types of
31 8 evidence need to be provided, develop interview procedures and
31 9 visit goals, and propose accreditation protocol revisions.

31 10 b. An ongoing quality faculty plan professional
31 11 development committee. The committee shall, at a minimum, do
31 12 the following:

31 13 (1) Develop systemic, ongoing, and sustainable statewide
31 14 professional development opportunities that support
31 15 institutional development as well as individual development
31 16 and support of the quality faculty plans. The opportunities
31 17 may include web-based systems to share promising practices.

31 18 (2) Determine future professional development needs.

31 19 (3) Develop or identify training and assistance relating
31 20 to the quality faculty plan process and requirements.

31 21 (4) Assist the department and community colleges in
31 22 developing professional development consortia.

31 23 (5) Review and identify best practices in each community
31 24 college quality faculty plan, including best practices
31 25 regarding adjunct faculty.

31 26 c. A community college faculty advisory committee
31 27 consisting of one member and one alternate from each community
31 28 college, appointed by the committee established pursuant to
31 29 subsection 1. The committee membership shall be equally
31 30 represented by individuals from the liberal arts and sciences
31 31 faculty and the career and technical faculty. The committee
31 32 shall, at a minimum, keep faculty informed of higher education
31 33 issues, facilitate communication between the faculty and the
31 34 department on an ongoing basis, and serve as an advisory
31 35 committee to the department and community colleges on faculty
32 1 issues.

17 29 Sec. 14. STUDENT LOAN SECONDARY MARKET INVESTIGATION
17 30 REPORT.

17 31 1. The attorney general shall submit the findings and
17 32 recommendations resulting from the investigation of the
17 33 student loan secondary market and the Iowa student loan
17 34 liquidity corporation to the general assembly by January 15,
17 35 2009.

18 1 2. The attorney general shall present the findings and
18 2 recommendations resulting from the investigation of the
18 3 student loan secondary market and the Iowa student loan
18 4 liquidity corporation to the legislative government oversight
18 5 committee at the committee's October 2008 meeting.

83 15 Sec. 156. Section 256.9, subsection 57, as enacted by 2008
83 16 Iowa Acts, Senate File 2216, section 2, is amended to read as
83 17 follows:

83 18 57. a. Develop and distribute, in collaboration with the
83 19 area education agencies, core curriculum technical assistance
83 20 and implementation strategies that school districts and
83 21 accredited nonpublic schools ~~may~~ shall utilize, including but
83 22 not limited to the development and delivery of formative and
83 23 end-of-course model assessments classroom teachers ~~can~~ may use
83 24 to measure student progress on the core curriculum adopted
83 25 pursuant to section 256.7, subsection 26. The department
83 26 shall ~~continue to collaborate with Iowa testing programs on~~
~~83 27 the development of,~~ in collaboration with the advisory group
83 28 convened in accordance with paragraph "b" and educational
83 29 assessment providers, identify and make available to school
83 30 districts end-of-course and additional model end-of-course and
83 31 additional assessments to align with the expectations included
83 32 in the Iowa core curriculum. The model assessments shall be
83 33 suitable to meet the multiple assessment measures requirement
83 34 specified in section 256.7, subsection 21, paragraph "c".

83 35 b. Convene an advisory group comprised of education
84 1 stakeholders including but not limited to school district and
84 2 accredited nonpublic school teachers, school administrators,
84 3 higher education faculty who teach in the subjects for which
84 4 the curriculum is being adopted, private sector employers,
84 5 members of the boards of directors of school districts, and
84 6 individuals representing the educational assessment providers.
84 7 The task force shall review the national assessment of
84 8 educational progress standards and assessments used by other
84 9 states, and shall consider standards identified as best
84 10 practices in the field of study by the national councils of
84 11 teachers of English and mathematics, the national council for
84 12 the social studies, the national science teachers association,
84 13 and other recognized experts.

2 14 Sec. 4. Section 455B.150, Code 2007, is amended to read as
2 15 follows:

2 16 455B.150 COMPLIANCE ADVISORY PANEL == CREATION.

2 17 A compliance advisory panel ~~shall be~~ is created, pursuant
2 18 to Title V, section 507(e) of the federal Clean Air Act
2 19 Amendments of 1990, ~~to review and report on the effectiveness~~
~~2 20 of the small business technical assistance program required by~~
~~2 21 the federal Clean Air Act Amendments of 1990, Pub. L. No.~~
~~2 22 101-549 42 U.S.C. } 7661f.~~

2 23 1. Appointment to the compliance advisory panel shall be
2 24 as follows:

2 25 a. Two persons shall be appointed by the governor.

2 26 (1) Each person shall represent the general public and
2 27 have an interest in air quality issues. The person shall not
2 28 be an owner or represent an owner of a small business
2 29 stationary source.

2 30 (2) The person shall serve for a four-year term and may be
2 31 reappointed. A term of office shall begin and end as provided
2 32 in section 69.19.

2 33 (3) An appointment shall comply with sections 69.16 and
2 34 69.16A. In addition, the appointments shall be geographically
2 35 balanced.

3 1 b. Four persons appointed by the leadership of the general
3 2 assembly.

3 3 (1) The persons shall be appointed as follows:

3 4 (a) One person by the majority leader of the senate after
3 5 consultation with the president of the senate and the minority
3 6 leader, and one person by the minority leader of the senate
3 7 after consultation with the president of the senate and the
3 8 majority leader.

3 9 (b) Two persons appointed by the speaker of the house of
3 10 representatives after consultation with the majority leader
3 11 and minority leader.

3 12 (2) Each person shall be an owner of a small business
3 13 stationary source or shall represent an owner of a small
3 14 business stationary source.

3 15 (3) The person shall serve for a two-year term and may be
3 16 reappointed.

3 17 (4) A term shall expire upon the convening of the
3 18 following general assembly, or when the appointee's successor
3 19 is appointed, whichever occurs later.

3 20 c. The director or the director's designee who shall serve
3 21 for a term of four years.

3 22 2. A vacancy shall be filled for the unexpired term by the
3 23 original appointing authority in the manner of the original
3 24 appointment.

3 25 3. The members are entitled to receive a per diem as
3 26 specified in section 7E.6 for each day spent in performance of
3 27 duties of members, and shall be reimbursed for all actual
3 28 necessary expenses incurred in the performance of duties as
3 29 members. Per diem and expenses shall be paid from moneys
3 30 deposited in the air contaminant source fund created pursuant
3 31 to section 455B.133B.

3 32 4. The compliance advisory panel shall elect a chairperson
3 33 and may elect a vice chairperson or other officers from among
3 34 its members as provided by its rules. The panel shall meet on
3 35 a regular basis, but at least once each six months, and at the
4 1 call of the chairperson or upon the written request to the
4 2 chairperson of three or more members.

4 3 5. The department shall staff the compliance advisory

4 4 panel and provide the panel with space to conduct its
4 5 meetings, clerical assistance, and necessary supplies and
4 6 equipment.

7 20 Sec. 7. RENEWABLE ENERGY GENERATION == COST=EFFECTIVE
7 21 POTENTIAL STUDY. The Iowa utility association, in
7 22 consultation with the Iowa association of electric
7 23 cooperatives and the Iowa association of municipal utilities,
7 24 shall conduct a technical study of the potential for achieving
7 25 or engaging in renewable energy generation on a cost=effective
7 26 basis by 2025. The study shall be transmitted to the office
7 27 of energy independence by December 1, 2008, to be submitted
7 28 with the energy independence plan required to be submitted by
7 29 the office to the governor and the general assembly by
7 30 December 14, 2008.

1 28 Sec. 3. NEW SECTION. 466B.3 WATER RESOURCES COORDINATING
1 29 COUNCIL.
1 30 1. COUNCIL ESTABLISHED. A water resources coordinating
1 31 council is established within the office of the governor.
1 32 2. PURPOSE. The purpose of the council shall be to
1 33 preserve and protect Iowa's water resources, and to coordinate
1 34 the management of those resources in a sustainable and
1 35 fiscally responsible manner. In the pursuit of this purpose,
2 1 the council shall use an integrated approach to water resource
2 2 management, recognizing that insufficiencies exist in current
2 3 approaches and practices, as well as in funding sources and
2 4 the utilization of funds. The integrated approach used by the
2 5 council shall attempt to overcome old categories, labels, and
2 6 obstacles with the primary goal of managing the state's water
2 7 resources comprehensively rather than compartmentally.
2 8 3. ACCOUNTABILITY. The success of the council's efforts
2 9 shall ultimately be measured by the following outcomes:
2 10 a. Whether the citizens of Iowa can more easily organize
2 11 local watershed projects.
2 12 b. Whether the citizens of Iowa can more easily access
2 13 available funds and water quality program resources.
2 14 c. Whether the funds, programs, and regulatory efforts
2 15 coordinated by the council eventually result in a long-term
2 16 improvement to the quality of surface water in Iowa.
2 17 4. MEMBERSHIP. The council shall consist of the following
2 18 members:
2 19 a. The director of the department of natural resources or
2 20 the director's designee.
2 21 b. The director of the soil conservation division of the
2 22 department of agriculture and land stewardship or the
2 23 director's designee.
2 24 c. The secretary of agriculture or the secretary's
2 25 designee.
2 26 d. The director of the department of public health or the
2 27 director's designee.
2 28 e. The director of the homeland security and emergency
2 29 management division of the department of public defense or the
2 30 director's designee.
2 31 f. The dean of the college of agriculture at Iowa state
2 32 university or the dean's designee.
2 33 g. The dean of the college of public health at the
2 34 university of Iowa or the dean's designee.
2 35 h. The dean of the college of natural sciences at the
3 1 university of northern Iowa, or the dean's designee.
3 2 i. The director of the department of transportation or the
3 3 director's designee.
3 4 j. The director of the department of economic development
3 5 or the director's designee.
3 6 k. The director of the Iowa finance authority, or the
3 7 director's designee.
3 8 l. The governor, who shall be the chairperson, or the
3 9 governor's designee. As the chairperson, and in order to
3 10 further the coordination efforts of the council, the governor
3 11 may invite representatives from any other public agency,
3 12 private organization, business, citizen group, or nonprofit
3 13 entity to give public input at council meetings provided the
3 14 entity has an interest in the coordinated management of land
3 15 resources, soil conservation, or water quality. The governor
3 16 shall also invite and solicit advice from the following:
3 17 (1) The director of the Iowa water science center of the

3 18 United States geological survey or the director's designee.
3 19 (2) The state conservationist from the Iowa office of the
3 20 United States department of agriculture's natural resources
3 21 conservation service or the state conservationist's designee.
3 22 (3) The executive director for Iowa from the United States
3 23 department of agriculture's farm services agency or the
3 24 executive director's designee.
3 25 (4) The state director for Iowa from the United States
3 26 department of agriculture's office of rural development or the
3 27 state director's designee.
3 28 (5) The director of region seven of the United States
3 29 environmental protection agency or the director's designee.
3 30 (6) The corps commander from the United States army corps
3 31 of engineers' Rock Island district or the commander's
3 32 designee.
3 33 5. MEETINGS AND QUORUM.
3 34 a. The council shall be convened by the office of the
3 35 governor at least quarterly.
4 1 b. A majority of the members fixed by statute shall
4 2 constitute a quorum, and any action taken by the council must
4 3 be adopted by a majority of the voting membership.
4 4 6. DUTIES AND POWERS.
4 5 a. The council shall engage in the regular coordination of
4 6 water resource-related functions, including protection
4 7 strategies, planning, assessment, prioritization, review,
4 8 concurrence, advocacy, and education.
4 9 b. In coordinating water resource-related functions, the
4 10 council may do all of the following:
4 11 (1) Consider the steps necessary to address the planning,
4 12 management, and implementation of water resource improvement.
4 13 (2) Identify ways to facilitate communication and
4 14 participation among all water resource stakeholders, including
4 15 owners of land in Iowa whether they are residents or not.
4 16 (3) Identify inefficiencies in current programs and
4 17 recommend ways to eliminate duplicative services.
4 18 (4) Improve the availability and management of water
4 19 resource information.
4 20 (5) Provide incentives for, and recognition of,
4 21 environmental excellence.
4 22 (6) Regularly assess and identify measurable improvements
4 23 in water quality.
4 24 (7) Oversee the complete, statewide regional watershed
4 25 assessment, prioritization, and planning process described in
4 26 section 466B.5, including a short-term interim program and a
4 27 long-term comprehensive state water quality and quantity plan
4 28 updated every five years as provided in sections 466B.5 and
4 29 466B.6.
4 30 (8) Develop a protocol which identifies high-priority
4 31 watersheds, including local and community-based subwatersheds,
4 32 and which appropriately directs resources to those watersheds.
4 33 (9) Review best available technologies on a regular basis,
4 34 so that investments of time and program resources can be
4 35 prioritized and directed to projects that will best and most
5 1 effectively improve water quality within regional and
5 2 community subwatersheds.
5 3 (10) Review voluntary, performance-based standards for
5 4 water resource management, land management, and soil
5 5 conservation.
5 6 (11) Develop a protocol for assigning multiagency teams to
5 7 regional watersheds and local subwatersheds and guide those

5 8 teams in the coordination of citizen and agency activities
5 9 within those watersheds.
5 10 (12) Engage in dialogue with, and pursue efforts to make
5 11 cooperative agreements with, other states when a watershed
5 12 extends beyond borders of this state.
5 13 (13) Enter into agreements and make contracts with third
5 14 parties for the performance of duties imposed by this chapter.
5 15 (14) Prepare a memorandum of understanding identifying the
5 16 roles and responsibilities of council members in the
5 17 coordination of the implementation of community-based
5 18 subwatershed improvement plans. The memorandum shall be a
5 19 commitment by the agencies participating in council meetings
5 20 to reach consensus regarding communications with subwatershed
5 21 planning units.

6 18 Sec. 9. NEW SECTION. 455J.6 SOLID WASTE ALTERNATIVES
6 19 PROGRAM ADVISORY COUNCIL.
6 20 1. A solid waste alternatives program advisory council is
6 21 established within the department. The council consists of
6 22 the following voting members serving staggered three-year
6 23 terms who shall be appointed by the director:
6 24 a. One member representing the Iowa recycling association.
6 25 b. One member representing the Iowa waste exchange.
6 26 c. One member representing the department of economic
6 27 development's recycle Iowa program.
6 28 d. One member representing the Iowa society of solid waste
6 29 administrators.
6 30 e. Three members representing solid waste planning areas
6 31 of various sizes.
6 32 f. One member representing the Iowa chapter of the
6 33 national solid wastes management association.
6 34 g. One member representing the department.
6 35 2. In appointing members to the council, the director
7 1 shall include representatives from both public and private
7 2 solid waste entities.
7 3 3. Members shall not be entitled to compensation, but
7 4 shall be entitled to reimbursement for expenses pursuant to
7 5 section 7E.6.
7 6 4. A majority of voting members shall not include any
7 7 member who has a conflict of interest. A statement by a
7 8 member that the member has a conflict of interest is
7 9 conclusive for this purpose. A vacancy in the membership does
7 10 not impair the duties of the council.

8 33 Sec. 11. COMPREHENSIVE RECYCLING PLANNING TASK FORCE.
8 34 1. ESTABLISHMENT AND PURPOSE. A comprehensive recycling
8 35 planning task force is established. The task force shall be
9 1 initially convened by July 1, 2008, and shall be regularly
9 2 convened as often as necessary. The task force shall be
9 3 convened for the following purposes:
9 4 a. Studying and making recommendations for the planning
9 5 and implementation of comprehensive statewide recycling
9 6 programs, including an evaluation of the current beverage
9 7 container control law commonly referred to as the bottle bill.
9 8 b. Making recommendations for reducing the amount of
9 9 recyclable materials contained in the waste stream and for
9 10 reducing litter.
9 11 2. MEMBERSHIP.
9 12 a. The task force shall consist of the following voting
9 13 members:
9 14 (1) One member selected by the Iowa recycling association.
9 15 (2) One member selected by the Iowa society of solid waste
9 16 operations.
9 17 (3) Three members selected by the Iowa society of solid
9 18 waste operations representing solid waste planning areas of
9 19 various sizes and from various locations across the state.
9 20 (4) One member selected by the Iowa league of cities.
9 21 (5) One member selected by the solid waste association of
9 22 north America representing private solid waste disposal
9 23 entities.
9 24 (6) The director of the department of natural resources,
9 25 or the director's designee.
9 26 (7) One member selected by the Iowa environmental council.
9 27 (8) One member selected by the league of women voters of
9 28 Iowa.
9 29 (9) One member selected by the Iowa wholesale beer
9 30 distributors association.
9 31 (10) One member selected by the Iowa beverage association
9 32 representing juice and soft drink distributors.
9 33 (11) One member selected by the Iowa bottle bill coalition
9 34 representing independent redemption centers.
9 35 (12) One member selected by the Iowa association of
10 1 counties.
10 2 (13) One member selected by the Iowa farm bureau
10 3 federation.
10 4 (14) One member selected by the association of business
10 5 and industry.
10 6 (15) One member selected by the home builders association
10 7 of Iowa.
10 8 (16) The director of the alcoholic beverages division of
10 9 the department of commerce, or the director's designee.
10 10 (17) One member selected by keep Iowa beautiful.
10 11 (18) One member selected by the Iowa grocery industry
10 12 association.
10 13 (19) One member selected by the Iowa dairy foods
10 14 association.
10 15 (20) One member selected by the petroleum marketers and
10 16 convenience stores of Iowa.
10 17 (21) One member selected by the Iowa retail federation.
10 18 (22) One member selected by the Iowa wine growers
10 19 association.
10 20 (23) The director of the department of transportation, or
10 21 the director's designee.
10 22 b. Nonvoting members of the task force shall include all

10 23 of the following:

10 24 (1) Two members of the senate. One senator shall be
10 25 appointed by the majority leader of the senate and one senator
10 26 shall be appointed by the minority leader of the senate.

10 27 (2) Two members of the house of representatives. One
10 28 member shall be appointed by the speaker of the house of
10 29 representatives and one member shall be appointed by the
10 30 minority leader of the house of representatives.

10 31 c. The voting members shall be appointed in compliance
10 32 with the requirements of sections 69.16, 69.16A, and 69.19,
10 33 and shall serve for the duration of the task force.

10 34 d. The members of the task force are entitled to receive
10 35 reimbursement for actual expenses incurred while engaged in
11 1 the performance of official duties.

11 2 e. The task force shall elect a chairperson and the
11 3 recommendations of the task force shall be approved by a
11 4 majority of the voting members. A majority of the task force
11 5 constitutes a quorum and an affirmative vote of the majority
11 6 of members is necessary to approve the recommendations of the
11 7 task force. A vacancy in the membership does not impair the
11 8 right of a quorum to exercise all rights and perform all
11 9 duties of the task force.

11 10 3. DUTIES. The task force shall do all of the following:

11 11 a. Evaluate in a comprehensive manner the nature, extent,
11 12 and effectiveness of recycling programs throughout the state.

11 13 b. Make recommendations for creating and enhancing
11 14 comprehensive sustainable recycling programs. Such
11 15 recommendations may include methods of collecting and paying
11 16 for the recycling of residential, industrial, and commercial
11 17 waste, mechanisms for increasing the recycling of construction
11 18 and demolition waste, and incentives for increasing the
11 19 recycling of yard waste, food or other organic waste,
11 20 hazardous household waste, and electronic waste.

11 21 c. Assess the viability of a statewide curbside recycling
11 22 program and make recommendations regarding the manner in which
11 23 such a program might be implemented. If the assessment
11 24 determines that such a program is viable, the task force shall
11 25 provide an evaluation of available funding sources for a
11 26 statewide curbside recycling program and include a detailed
11 27 budget proposal for funding, implementing, and conducting such
11 28 a program. The evaluation of funding sources and the proposed
11 29 budget shall ensure adequate funding of recycling efforts
11 30 throughout this state until a transition from the current
11 31 beverage container control system to a statewide curbside
11 32 recycling program can be fully completed and implemented.

11 33 d. Make recommendations for facilitating the elimination
11 34 of illegal dumping and littering throughout the state,
11 35 including an evaluation of enhanced fines to increase
12 1 deterrence. If appropriate, the recommendations may include
12 2 an examination or incorporation of recommendations made by
12 3 other task forces or government agencies.

12 4 e. Make recommendations for the establishment and funding
12 5 of regional recycling centers.

12 6 f. Develop a plan to assist existing redemption and
12 7 recycling businesses in adapting to any industry changes
12 8 resulting from recommendations of the task force.

12 9 g. Make recommendations for marketing programs that
12 10 increase education and awareness of recycling, littering, and
12 11 illegal dumping issues and that enhance the understanding of
12 12 and commitment to effective environmental stewardship.

12 13 h. Assess the effectiveness and sustainability of the
12 14 beverage container control law in Code chapter 455C, commonly
12 15 referred to as the bottle bill, and consider possible
12 16 alternatives.

12 17 4. REPORT. The task force shall submit a written report
12 18 containing its findings and recommendations to the governor
12 19 and the general assembly by January 1, 2009.

12 20 5. DISSOLUTION. The task force shall complete its duties
12 21 no later than January 1, 2009, but may complete its duties and
12 22 dissolve itself prior to that date.

1 21 Section 1. NEW SECTION. 103A.27 COMMISSION ON ENERGY
1 22 EFFICIENCY STANDARDS AND PRACTICES.
1 23 1. A commission on energy efficiency standards and
1 24 practices is established within the department of public
1 25 safety. The commission shall be composed of the following
1 26 members:
1 27 a. The state building code commissioner, or the
1 28 commissioner's designee.
1 29 b. The director of the office of energy independence, or
1 30 the director's designee.
1 31 c. A professional engineer licensed pursuant to chapter
1 32 542B.
1 33 d. An architect registered pursuant to chapter 544A.
1 34 e. Two individuals recognized in the construction industry
1 35 as possessing expertise and experience in the construction or
2 1 renovation of energy-efficient residential and commercial
2 2 buildings.
2 3 f. A member of a local planning and zoning commission or
2 4 county board of supervisors.
2 5 g. Three individuals representing gas and electric public
2 6 utilities within this state, comprised of one individual
2 7 representing rural electric cooperatives, one individual
2 8 representing municipal utilities, and one individual
2 9 representing investor-owned utilities.
2 10 h. A local building official whose duties include
2 11 enforcement of requirements for energy conservation in
2 12 construction.
2 13 i. Two consumers, one of whom owns and occupies a
2 14 residential building in this state and one of whom owns and
2 15 occupies a building used in commercial business or
2 16 manufacturing.
2 17 2. The commissioner shall appoint all members to the
2 18 commission other than those members designated in subsection
2 19 1, paragraphs "a" and "b". Appointment of members are subject
2 20 to the requirements of sections 69.16 and 69.16A. A vacancy
2 21 on the commission shall be filled for the unexpired portion of
2 22 the regular term in the same manner as regular appointments
2 23 are made. Members appointed by the commissioner shall be
2 24 reimbursed for actual and necessary expenses incurred in
2 25 performance of their duties. Such members may also be
2 26 eligible to receive compensation as provided in section 7E.6.
2 27 A majority of the members shall constitute a quorum.
2 28 3. Duties of the commission shall include but are not
2 29 limited to the following:
2 30 a. Evaluate energy efficiency standards applicable to
2 31 existing or newly constructed residential, commercial, and
2 32 industrial buildings and vertical infrastructure at the state
2 33 and local level and make suggestions for their improvement and
2 34 enforcement. The evaluation of energy efficiency standards
2 35 shall include but not be limited to a review of the following:
3 1 (1) The reduction in energy usage likely to result from
3 2 the adoption and enforcement of the standards.
3 3 (2) The effect of compliance with the standards on indoor
3 4 air quality.
3 5 (3) The relationship of the standards to weatherization
3 6 programs for existing housing stock and to the availability of
3 7 affordable housing, including rental units.
3 8 b. Develop recommendations for new energy efficiency
3 9 standards, specifications, or guidelines applicable to newly
3 10 constructed residential, commercial, and industrial buildings

3 11 and vertical infrastructure.
3 12 c. Develop recommendations for the establishment of
3 13 incentives for energy efficiency construction projects which
3 14 exceed currently applicable state and local building codes.
3 15 d. Develop recommendations for adoption of a statewide
3 16 energy efficiency building labeling or rating system for
3 17 residential, commercial, and industrial buildings and
3 18 complexes.
3 19 e. Obtain input from individuals, groups, associations,
3 20 and agencies in carrying out the duties specified in
3 21 paragraphs "a" through "d", including but not limited to the
3 22 Iowa league of cities regarding local building code adoption
3 23 and enforcement in both large and small communities, the Iowa
3 24 landlord association, the department of transportation, the
3 25 department of public health, the division of community action
3 26 agencies of the department of human rights regarding
3 27 low-income residential customers, and obtain additional input
3 28 from any other source that the commission determines
3 29 appropriate.
3 30 4. The commission shall be formed for the two-year period
3 31 beginning July 1, 2008, and ending June 30, 2010, and shall
3 32 submit a report to the governor and the general assembly by
3 33 January 1, 2011, regarding its activities and recommendations.
3 34 Administrative support shall be furnished by the department of
3 35 public safety, with the assistance of the office of energy
4 1 independence and the department of natural resources.

70 12 Sec. 47. IOWACARE PLAN REPORT. The department of human
70 13 services, in cooperation with the members of the expansion
70 14 population provider network as specified in chapter 249J and
70 15 other interested parties, shall review the current IowaCare
70 16 program and shall develop a plan for continuation, expansion,
70 17 or elimination of the IowaCare program beyond June 30, 2010.
70 18 The plan shall address the issue of establishing a procedure
70 19 to either transfer an expansion population member who seeks
70 20 medical care or treatment for a covered service from a
70 21 nonparticipating provider to a participating provider in the
70 22 expansion population provider network, or to compensate the
70 23 nonparticipating provider for medical care or treatment for a
70 24 covered service provided to an expansion population member, if
70 25 transfer is not medically possible or if the transfer is
70 26 refused and if no other third party is liable for
70 27 reimbursement for the services provided. The review shall
70 28 also address the issue of the future of the IowaCare program
70 29 beyond June 30, 2010, including but not limited to expansion
70 30 of the provider network beyond the initial network, expansion
70 31 population member growth projections, member benefits,
70 32 alternatives for providing health care coverage to the
70 33 expansion population, and other issues pertinent to the
70 34 continuation, expansion, or elimination of the program. The
70 35 department shall report its findings and recommendations to
71 1 the medical assistance projections and assessment council no
71 2 later than December 15, 2008.

14 34 Sec. 20. NEW SECTION. 514E.6 IOWA CHOICE HEALTH CARE
14 35 COVERAGE ADVISORY COUNCIL.

15 1 1. The Iowa choice health care coverage advisory council
15 2 is created for the purpose of assisting the association with
15 3 developing a comprehensive health care coverage plan as
15 4 provided in section 514E.5. The advisory council shall make
15 5 recommendations concerning the design and implementation of
15 6 the comprehensive plan including but not limited to a
15 7 definition of what constitutes qualified health care coverage,
15 8 suggestions for the design of health care coverage options,
15 9 and implementation of a health care coverage reporting
15 10 requirement.

15 11 2. The advisory council consists of the following persons
15 12 who are voting members unless otherwise provided:

15 13 a. The two most recent former governors, or if one or both
15 14 of them are unable or unwilling to serve, a person or persons
15 15 appointed by the governor.

15 16 b. Seven members appointed by the director of public
15 17 health:

15 18 (1) A representative of the federation of Iowa insurers.

15 19 (2) A health economist who resides in Iowa.

15 20 (3) Two consumers, one of whom shall be a representative
15 21 of a children's advocacy organization and one of whom shall be
15 22 a member of a minority.

15 23 (4) A representative of organized labor.

15 24 (5) A representative of an organization of employers.

15 25 (6) A representative of the Iowa association of health
15 26 underwriters.

15 27 c. The following members shall be ex officio, nonvoting
15 28 members of the council:

15 29 (1) The commissioner of insurance, or a designee.

15 30 (2) The director of human services, or a designee.

15 31 (3) The director of public health, or a designee.

15 32 (4) Four members of the general assembly, one appointed by
15 33 the speaker of the house of representatives, one appointed by
15 34 the minority leader of the house of representatives, one
15 35 appointed by the majority leader of the senate, and one
16 1 appointed by the minority leader of the senate.

16 2 3. The members of the council appointed by the director of
16 3 public health shall be appointed for terms of six years
16 4 beginning and ending as provided in section 69.19. Such a
16 5 member of the board is eligible for reappointment. The
16 6 director shall fill a vacancy for the remainder of the
16 7 unexpired term.

16 8 4. The members of the council shall annually elect one
16 9 voting member as chairperson and one as vice chairperson.
16 10 Meetings of the council shall be held at the call of the
16 11 chairperson or at the request of a majority of the council's
16 12 members.

16 13 5. The members of the council shall not receive
16 14 compensation for the performance of their duties as members
16 15 but each member shall be paid necessary expenses while engaged
16 16 in the performance of duties of the council. Any legislative
16 17 member shall be paid the per diem and expenses specified in
16 18 section 2.10.

16 19 6. The members of the council are subject to and are
16 20 officials within the meaning of chapter 68B.

20 4 Sec. 25. NEW SECTION. 135.156 ELECTRONIC HEALTH
20 5 INFORMATION == DEPARTMENT DUTIES == ADVISORY COUNCIL ==
20 6 EXECUTIVE COMMITTEE.

20 7 1. a. The department shall direct a public and private
20 8 collaborative effort to promote the adoption and use of health
20 9 information technology in this state in order to improve
20 10 health care quality, increase patient safety, reduce health
20 11 care costs, enhance public health, and empower individuals and
20 12 health care professionals with comprehensive, real-time
20 13 medical information to provide continuity of care and make the
20 14 best health care decisions. The department shall provide
20 15 coordination for the development and implementation of an
20 16 interoperable electronic health records system, telehealth
20 17 expansion efforts, the health information technology
20 18 infrastructure, and other health information technology
20 19 initiatives in this state. The department shall be guided by
20 20 the principles and goals specified in section 135.155.

20 21 b. All health information technology efforts shall
20 22 endeavor to represent the interests and meet the needs of
20 23 consumers and the health care sector, protect the privacy of
20 24 individuals and the confidentiality of individuals'
20 25 information, promote physician best practices, and make
20 26 information easily accessible to the appropriate parties. The
20 27 system developed shall be consumer-driven, flexible, and
20 28 expandable.

20 29 2. a. An electronic health information advisory council
20 30 is established which shall consist of the representatives of
20 31 entities involved in the electronic health records system task
20 32 force established pursuant to section 217.41A, Code 2007, a
20 33 pharmacist, a licensed practicing physician, a consumer who is
20 34 a member of the state board of health, a representative of the
20 35 state's Medicare quality improvement organization, the
21 1 executive director of the Iowa communications network, a
21 2 representative of the private telecommunications industry, a
21 3 representative of the Iowa collaborative safety net provider
21 4 network created in section 135.153, a nurse informaticist from
21 5 the university of Iowa, and any other members the department
21 6 or executive committee of the advisory council determines
21 7 necessary and appoints to assist the department or executive
21 8 committee at various stages of development of the electronic
21 9 health information system. Executive branch agencies shall
21 10 also be included as necessary to assist in the duties of the
21 11 department and the executive committee. Public members of the
21 12 advisory council shall receive reimbursement for actual
21 13 expenses incurred while serving in their official capacity
21 14 only if they are not eligible for reimbursement by the
21 15 organization that they represent. Any legislative members
21 16 shall be paid the per diem and expenses specified in section
21 17 2.10.

21 18 b. An executive committee of the electronic health
21 19 information advisory council is established. Members of the
21 20 executive committee of the advisory council shall receive
21 21 reimbursement for actual expenses incurred while serving in
21 22 their official capacity only if they are not eligible for
21 23 reimbursement by the organization that they represent. The
21 24 executive committee shall consist of the following members:

21 25 (1) Three members, each of whom is the chief information
21 26 officer of one of the three largest private health care
21 27 systems in the state.

21 28 (2) One member who is the chief information officer of the

44

21 29 university of Iowa hospitals and clinics, or the chief
21 30 information officer's designee, selected by the director of
21 31 the university of Iowa hospitals and clinics.
21 32 (3) One member who is a representative of a rural hospital
21 33 who is a member of the Iowa hospital association, selected by
21 34 the Iowa hospital association.
21 35 (4) One member who is a consumer member of the state board
22 1 of health, selected by the state board of health.
22 2 (5) One member who is a licensed practicing physician,
22 3 selected by the Iowa medical society.
22 4 (6) One member who is licensed to practice nursing,
22 5 selected by the Iowa nurses association.
22 6 (7) One representative of an insurance carrier selected by
22 7 the federation of Iowa insurers.
22 8 3. The executive committee, with the technical assistance
22 9 of the advisory council and the support of the department
22 10 shall do all of the following:
22 11 a. Develop a statewide health information technology plan
22 12 by July 1, 2009. In developing the plan, the executive
22 13 committee shall seek the input of providers, payers, and
22 14 consumers. Standards and policies developed for the plan
22 15 shall promote and be consistent with national standards
22 16 developed by the office of the national coordinator for health
22 17 information technology of the United States department of
22 18 health and human services and shall address or provide for all
22 19 of the following:
22 20 (1) The effective, efficient, statewide use of electronic
22 21 health information in patient care, health care policymaking,
22 22 clinical research, health care financing, and continuous
22 23 quality improvement. The executive committee shall recommend
22 24 requirements for interoperable electronic health records in
22 25 this state including a recognized interoperability standard.
22 26 (2) Education of the public and health care sector about
22 27 the value of health information technology in improving
22 28 patient care, and methods to promote increased support and
22 29 collaboration of state and local public health agencies,
22 30 health care professionals, and consumers in health information
22 31 technology initiatives.
22 32 (3) Standards for the exchange of health care information.
22 33 (4) Policies relating to the protection of privacy of
22 34 patients and the security and confidentiality of patient
22 35 information.
23 1 (5) Policies relating to information ownership.
23 2 (6) Policies relating to governance of the various facets
23 3 of the health information technology system.
23 4 (7) A single patient identifier or alternative mechanism
23 5 to share secure patient information. If no alternative
23 6 mechanism is acceptable to the executive committee, all health
23 7 care professionals shall utilize the mechanism selected by the
23 8 executive committee by July 1, 2010.
23 9 (8) A standard continuity of care record and other issues
23 10 related to the content of electronic transmissions. All
23 11 health care professionals shall utilize the standard
23 12 continuity of care record by July 1, 2010.
23 13 (9) Requirements for electronic prescribing.
23 14 (10) Economic incentives and support to facilitate
23 15 participation in an interoperable system by health care
23 16 professionals.
23 17 b. Identify existing and potential health information
23 18 technology efforts in this state, regionally, and nationally,

23 19 and integrate existing efforts to avoid incompatibility
23 20 between efforts and avoid duplication.
23 21 c. Coordinate public and private efforts to provide the
23 22 network backbone infrastructure for the health information
23 23 technology system. In coordinating these efforts, the
23 24 executive committee shall do all of the following:
23 25 (1) Develop policies to effectuate the logical
23 26 cost-effective usage of and access to the state-owned network,
23 27 and support of telecommunication carrier products, where
23 28 applicable.
23 29 (2) Consult with the Iowa communications network, private
23 30 fiberoptic networks, and any other communications entity to
23 31 seek collaboration, avoid duplication, and leverage
23 32 opportunities in developing a network backbone.
23 33 (3) Establish protocols to ensure compliance with any
23 34 applicable federal standards.
23 35 (4) Determine costs for accessing the network at a level
24 1 that provides sufficient funding for the network.
24 2 d. Promote the use of telemedicine.
24 3 (1) Examine existing barriers to the use of telemedicine
24 4 and make recommendations for eliminating these barriers.
24 5 (2) Examine the most efficient and effective systems of
24 6 technology for use and make recommendations based on the
24 7 findings.
24 8 e. Address the workforce needs generated by increased use
24 9 of health information technology.
24 10 f. Recommend rules to be adopted in accordance with
24 11 chapter 17A to implement all aspects of the statewide health
24 12 information technology plan and the network.
24 13 g. Coordinate, monitor, and evaluate the adoption, use,
24 14 interoperability, and efficiencies of the various facets of
24 15 health information technology in this state.
24 16 h. Seek and apply for any federal or private funding to
24 17 assist in the implementation and support of the health
24 18 information technology system and make recommendations for
24 19 funding mechanisms for the ongoing development and maintenance
24 20 costs of the health information technology system.
24 21 i. Identify state laws and rules that present barriers to
24 22 the development of the health information technology system
24 23 and recommend any changes to the governor and the general
24 24 assembly.
24 25 4. Recommendations and other activities resulting from the
24 26 work of the department or the executive committee shall be
24 27 presented to the board for action or implementation.

27 17 Sec. 36. PATIENT AUTONOMY IN HEALTH CARE DECISIONS PILOT
27 18 PROJECT.

27 19 1. The department of public health shall establish a
27 20 two-year community coalition for patient treatment wishes
27 21 across the health care continuum pilot project, beginning July
27 22 1, 2008, and ending June 30, 2010, in a county with a
27 23 population of between fifty thousand and one hundred thousand.
27 24 The pilot project shall utilize the process based upon the
27 25 national physicians orders for life sustaining treatment
27 26 program initiative, including use of a standardized physician
27 27 order for scope of treatment form. The process shall require
27 28 validation of the physician order for scope of treatment form
27 29 by the signature of an individual other than the patient or
27 30 the patient's legal representative who is not an employee of
27 31 the patient's physician. The pilot project may include
27 32 applicability to chronically ill, frail, and elderly or
27 33 terminally ill individuals in hospitals licensed pursuant to
27 34 chapter 135B, nursing facilities or residential care
27 35 facilities licensed pursuant to chapter 135C, or hospice
28 1 programs as defined in section 135J.1.

28 2 2. The department of public health shall convene an
28 3 advisory council, consisting of representatives of entities
28 4 with interest in the pilot project, including but not limited
28 5 to the Iowa hospital association, the Iowa medical society,
28 6 organizations representing health care facilities,
28 7 representatives of health care providers, and the Iowa trial
28 8 lawyers association, to develop recommendations for expanding
28 9 the pilot project statewide. The advisory council shall
28 10 report its findings and recommendations, including
28 11 recommendations for legislation, to the governor and the
28 12 general assembly by January 1, 2010.

28 13 3. The pilot project shall not alter the rights of
28 14 individuals who do not execute a physician order for scope of
28 15 treatment.

28 16 a. If an individual is a qualified patient as defined in
28 17 section 144A.2, the individual's declaration executed under
28 18 chapter 144A shall control health care decision making for the
28 19 individual in accordance with chapter 144A. A physician order
28 20 for scope of treatment shall not supersede a declaration
28 21 executed pursuant to chapter 144A. If an individual has not
28 22 executed a declaration pursuant to chapter 144A, health care
28 23 decision making relating to life=sustaining procedures for the
28 24 individual shall be governed by section 144A.7.

28 25 b. If an individual has executed a durable power of
28 26 attorney for health care pursuant to chapter 144B, the
28 27 individual's durable power of attorney for health care shall
28 28 control health care decision making for the individual in
28 29 accordance with chapter 144B. A physician order for scope of
28 30 treatment shall not supersede a durable power of attorney for
28 31 health care executed pursuant to chapter 144B.

28 32 c. In the absence of actual notice of the revocation of a
28 33 physician order for scope of treatment, a physician, health
28 34 care provider, or any other person who complies with a
28 35 physician order for scope of treatment shall not be subject to
29 1 liability, civil or criminal, for actions taken under this
29 2 section which are in accordance with reasonable medical
29 3 standards. Any physician, health care provider, or other
29 4 person against whom criminal or civil liability is asserted
29 5 because of conduct in compliance with this section may
29 6 interpose the restriction on liability in this paragraph as an

29 7 absolute defense.

35 31 Sec. 46. NEW SECTION. 135.159 MEDICAL HOME SYSTEM ==
35 32 ADVISORY COUNCIL == DEVELOPMENT AND IMPLEMENTATION. .

35 33 1. The department shall administer the medical home
35 34 system. The department shall adopt rules pursuant to chapter
35 35 17A necessary to administer the medical home system.

36 1 2. a. The department shall establish an advisory council
36 2 which shall include but is not limited to all of the following
36 3 members, selected by their respective organizations, and any
36 4 other members the department determines necessary to assist in
36 5 the department's duties at various stages of development of
36 6 the medical home system:

36 7 (1) The director of human services, or the director's
36 8 designee.

36 9 (2) The commissioner of insurance, or the commissioner's
36 10 designee.

36 11 (3) A representative of the federation of Iowa insurers.

36 12 (4) A representative of the Iowa dental association.

36 13 (5) A representative of the Iowa nurses association.

36 14 (6) A physician licensed pursuant to chapter 148 and a
36 15 physician licensed pursuant to chapter 150 who are family
36 16 physicians and members of the Iowa academy of family
36 17 physicians.

36 18 (7) A health care consumer.

36 19 (8) A representative of the Iowa collaborative safety net
36 20 provider network established pursuant to section 135.153.

36 21 (9) A representative of the governor's developmental
36 22 disabilities council.

36 23 (10) A representative of the Iowa chapter of the American
36 24 academy of pediatrics.

36 25 (11) A representative of the child and family policy
36 26 center.

36 27 (12) A representative of the Iowa pharmacy association.

36 28 (13) A representative of the Iowa chiropractic society.

36 29 (14) A representative of the university of Iowa college of
36 30 public health.

36 31 b. Public members of the advisory council shall receive
36 32 reimbursement for actual expenses incurred while serving in
36 33 their official capacity only if they are not eligible for
36 34 reimbursement by the organization that they represent.

44 21 Sec. 51. NEW SECTION. 135.161 PREVENTION AND CHRONIC
44 22 CARE MANAGEMENT INITIATIVE == ADVISORY COUNCIL.

44 23 1. The director, in collaboration with the prevention and
44 24 chronic care management advisory council, shall develop a
44 25 state initiative for prevention and chronic care management.
44 26 The state initiative consists of the state's plan for
44 27 developing a chronic care organizational structure for
44 28 prevention and chronic care management, including coordinating
44 29 the efforts of health care professionals and chronic care
44 30 resources to promote the health of residents and the
44 31 prevention and management of chronic conditions, developing
44 32 and implementing arrangements for delivering prevention
44 33 services and chronic care management, developing significant
44 34 patient self-care efforts, providing systemic support for the
44 35 health care professional-patient relationship and options for
45 1 channeling chronic care resources and support to health care
45 2 professionals, providing for community development and
45 3 outreach and education efforts, and coordinating information
45 4 technology initiatives with the chronic care information
45 5 system.

45 6 2. The director may accept grants and donations and shall
45 7 apply for any federal, state, or private grants available to
45 8 fund the initiative. Any grants or donations received shall
45 9 be placed in a separate fund in the state treasury and used
45 10 exclusively for the initiative or as federal law directs.

45 11 3. a. The director shall establish and convene an
45 12 advisory council to provide technical assistance to the
45 13 director in developing a state initiative that integrates
45 14 evidence-based prevention and chronic care management
45 15 strategies into the public and private health care systems,
45 16 including the medical home system. Public members of the
45 17 advisory council shall receive their actual and necessary
45 18 expenses incurred in the performance of their duties and may
45 19 be eligible to receive compensation as provided in section
45 20 7E.6.

45 21 b. The advisory council shall elicit input from a variety
45 22 of health care professionals, health care professional
45 23 organizations, community and nonprofit groups, insurers,
45 24 consumers, businesses, school districts, and state and local
45 25 governments in developing the advisory council's
45 26 recommendations.

45 27 c. The advisory council shall submit initial
45 28 recommendations to the director for the state initiative for
45 29 prevention and chronic care management no later than July 1,
45 30 2009. The recommendations shall address all of the following:

48 27 Sec. 52. NEW SECTION. 135.162 CLINICIANS ADVISORY PANEL.

48 28 1. The director shall convene a clinicians advisory panel
48 29 to advise and recommend to the department clinically
48 30 appropriate, evidence-based best practices regarding the
48 31 implementation of the medical home as defined in section
48 32 135.157 and the prevention and chronic care management
48 33 initiative pursuant to section 135.161. The director shall
48 34 act as chairperson of the advisory panel.

48 35 2. The clinicians advisory panel shall consist of nine
49 1 members representing licensed medical health care providers
49 2 selected by their respective professional organizations.
49 3 Terms of members shall begin and end as provided in section
49 4 69.19. Any vacancy shall be filled in the same manner as
49 5 regular appointments are made for the unexpired portion of the
49 6 regular term. Members shall serve terms of three years. A
49 7 member is eligible for reappointment for three successive
49 8 terms.

49 9 3. The clinicians advisory panel shall meet on a quarterly
49 10 basis to receive updates from the director regarding strategic
49 11 planning and implementation progress on the medical home and
49 12 the prevention and chronic care management initiative and
49 13 shall provide clinical consultation to the department
49 14 regarding the medical home and the initiative.

50 15 Sec. 56. NEW SECTION. 249A.36 MEDICAL ASSISTANCE QUALITY
50 16 IMPROVEMENT COUNCIL.

50 17 1. A medical assistance quality improvement council is
50 18 established. The council shall evaluate the clinical outcomes
50 19 and satisfaction of consumers and providers with the medical
50 20 assistance program. The council shall coordinate efforts with
50 21 the cost and quality performance evaluation completed pursuant
50 22 to section 249J.16.

50 23 2. a. The council shall consist of seven voting members
50 24 appointed by the majority leader of the senate, the minority
50 25 leader of the senate, the speaker of the house, and the
50 26 minority leader of the house of representatives. At least one
50 27 member of the council shall be a consumer and at least one
50 28 member shall be a medical assistance program provider. An
50 29 individual who is employed by a private or nonprofit
50 30 organization that receives one million dollars or more in
50 31 compensation or reimbursement from the department, annually,
50 32 is not eligible for appointment to the council. The members
50 33 shall serve terms of two years beginning and ending as
50 34 provided in section 69.19, and appointments shall comply with
50 35 sections 69.16 and 69.16A. Members shall receive
51 1 reimbursement for actual expenses incurred while serving in
51 2 their official capacity and may also be eligible to receive
51 3 compensation as provided in section 7E.6. Vacancies shall be
51 4 filled by the original appointing authority and in the manner
51 5 of the original appointment. A person appointed to fill a
51 6 vacancy shall serve only for the unexpired portion of the
51 7 term.

51 8 b. The members shall select a chairperson, annually, from
51 9 among the membership. The council shall meet at least
51 10 quarterly and at the call of the chairperson. A majority of
51 11 the members of the council constitutes a quorum. Any action
51 12 taken by the council must be adopted by the affirmative vote
51 13 of a majority of its voting membership.

51 14 c. The department shall provide administrative support and
51 15 necessary supplies and equipment for the council.

51 16 3. The council shall consult with and advise the Iowa
51 17 Medicaid enterprise in establishing a quality assessment and
51 18 improvement process.

51 19 a. The process shall be consistent with the health plan
51 20 employer data and information set developed by the national
51 21 committee for quality assurance and with the consumer
51 22 assessment of health care providers and systems developed by
51 23 the agency for health care research and quality of the United
51 24 States department of health and human services. The council
51 25 shall also coordinate efforts with the Iowa healthcare
51 26 collaborative and the state's Medicare quality improvement
51 27 organization to create consistent quality measures.

51 28 b. The process may utilize as a basis the medical
51 29 assistance and state children's health insurance quality
51 30 improvement efforts of the centers for Medicare and Medicaid
51 31 services of the United States department of health and human
51 32 services.

51 33 c. The process shall include assessment and evaluation of
51 34 both managed care and fee-for-service programs, and shall be
51 35 applicable to services provided to adults and children.

52 1 d. The initial process shall be developed and implemented
52 2 by December 31, 2008, with the initial report of results to be
52 3 made available to the public by June 30, 2009. Following the
52 4 initial report, the council shall submit a report of results

52 5 to the governor and the general assembly, annually, in
52 6 January.

57 31 f. A health care workforce resources plan to assure a
57 32 competent, diverse, and sustainable health care workforce in
57 33 Iowa and to improve access to health care in underserved areas
57 34 and among underserved populations. The plan shall include the
57 35 establishment of an advisory council to inform and advise the
58 1 department and policymakers regarding issues relevant to the
58 2 health care workforce in Iowa. The health care workforce
58 3 resources plan shall recognize long-term care as an essential
58 4 service provided by the health care workforce.

59 22 Sec. 61. NEW SECTION. 135.27A GOVERNOR'S COUNCIL ON
59 23 PHYSICAL FITNESS AND NUTRITION.

59 24 1. A governor's council on physical fitness and nutrition
59 25 is established consisting of twelve members appointed by the
59 26 governor who have expertise in physical activity, physical
59 27 fitness, nutrition, and promoting healthy behaviors. At least
59 28 one member shall be a representative of elementary and
59 29 secondary physical education professionals, at least one
59 30 member shall be a health care professional, at least one
59 31 member shall be a registered dietician, at least one member
59 32 shall be recommended by the department of elder affairs, and
59 33 at least one member shall be an active nutrition or fitness
59 34 professional. In addition, at least one member shall be a
59 35 member of a racial or ethnic minority. The governor shall
60 1 select a chairperson for the council. Members shall serve
60 2 terms of three years beginning and ending as provided in
60 3 section 69.19. Appointments are subject to sections 69.16 and
60 4 69.16A. Members are entitled to receive reimbursement for
60 5 actual expenses incurred while engaged in the performance of
60 6 official duties. A member of the council may also be eligible
60 7 to receive compensation as provided in section 7E.6.

60 8 2. The council shall assist in developing a strategy for
60 9 implementation of the statewide comprehensive plan developed
60 10 by the existing statewide initiative to increase physical
60 11 activity, improve physical fitness, improve nutrition, and
60 12 promote healthy behaviors. The strategy shall include
60 13 specific components relating to specific populations and
60 14 settings including early childhood, educational, local
60 15 community, worksite wellness, health care, and older Iowans.
60 16 The initial draft of the implementation plan shall be
60 17 submitted to the governor and the general assembly by December
60 18 1, 2008.

60 19 3. The council shall assist the department in establishing
60 20 and promoting a best practices internet site. The internet
60 21 site shall provide examples of wellness best practices for
60 22 individuals, communities, workplaces, and schools and shall
60 23 include successful examples of both evidence-based and
60 24 nonscientific programs as a resource.

60 25 4. The council shall provide oversight for the governor's
60 26 physical fitness challenge. The governor's physical fitness
60 27 challenge shall be administered by the department and shall
60 28 provide for the establishment of partnerships with communities
60 29 or school districts to offer the physical fitness challenge
60 30 curriculum to elementary and secondary school students. The
60 31 council shall develop the curriculum, including benchmarks and
60 32 rewards, for advancing the school wellness policy through the
60 33 challenge.

64 22 Sec. 69. DIRECT CARE WORKER ADVISORY COUNCIL == DUTIES ==
64 23 REPORT.
64 24 1. As used in this section, unless the context otherwise
64 25 requires:
64 26 a. "Department" means the department of public health.
64 27 b. "Direct care" means environmental or chore services,
64 28 health monitoring and maintenance, assistance with
64 29 instrumental activities of daily living, assistance with
64 30 personal care activities of daily living, personal care
64 31 support, or specialty skill services.
64 32 c. "Direct care worker" means an individual who directly
64 33 provides or assists a consumer in the care of the consumer by
64 34 providing direct care in a variety of settings which may or
64 35 may not require supervision of the direct care worker,
65 1 depending on the setting and the skills that the direct care
65 2 workers possess, based on education or certification.
65 3 d. "Director" means the director of public health.
65 4 2. A direct care worker advisory council shall be
65 5 appointed by the director and shall include representatives of
65 6 direct care workers, consumers of direct care services,
65 7 educators of direct care workers, other health professionals,
65 8 employers of direct care workers, and appropriate state
65 9 agencies.
65 10 3. Membership, terms of office, quorum, and expenses shall
65 11 be determined by the director in accordance with the
65 12 applicable provisions of section 135.11.
65 13 4. The direct care worker advisory council shall advise
65 14 the director regarding regulation and certification of direct
65 15 care workers, based on the work of the direct care workers
65 16 task force established pursuant to 2005 Iowa Acts, chapter 88,
65 17 and shall develop recommendations regarding but not limited to
65 18 all of the following:
65 19 a. Direct care worker classifications based on functions
65 20 and services provided by direct care workers.
65 21 b. Functions for each direct care worker classification.
65 22 c. An education and training orientation to be provided by
65 23 employers.
65 24 d. Education and training requirements for each direct
65 25 care worker classification.
65 26 e. The standard curriculum required for each direct care
65 27 worker classification.
65 28 f. Education and training equivalency standards for each
65 29 direct care worker classification.
65 30 g. Guidelines that allow individuals who are members of
65 31 the direct care workforce prior to the date of required
65 32 certification to be incorporated into the new regulatory
65 33 system.
65 34 h. Continuing education requirements for each direct care
65 35 worker classification.
66 1 i. Standards for direct care worker educators and
66 2 trainers.
66 3 j. Certification requirements for each direct care worker
66 4 classification.
66 5 k. Protections for the title "certified direct care
66 6 worker".
66 7 l. Standardized requirements for supervision of each
66 8 direct care worker classification, as applicable, and the
66 9 roles and responsibilities of supervisory positions.
66 10 m. Responsibility for maintenance of credentialing and
66 11 continuing education and training.

66 12 n. Provision of information to income maintenance workers
66 13 and case managers under the purview of the department of human
66 14 services about the education and training requirements for
66 15 direct care workers to provide the care and services to meet
66 16 consumer needs.

66 17 5. The direct care worker advisory council shall report
66 18 its recommendations to the director by November 30, 2008,
66 19 including recommendations for any changes in law or rules
66 20 necessary.

66 21 6. Implementation of certification of direct care workers
66 22 shall begin July 1, 2009.

66 23 Sec. 70. DIRECT CARE WORKER COMPENSATION ADVISORY
66 24 COMMITTEE == REVIEWS.

66 25 1. a. The general assembly recognizes that direct care
66 26 workers play a vital role and make a valuable contribution in
66 27 providing care to Iowans with a variety of needs in both
66 28 institutional and home and community-based settings.
66 29 Recruiting and retaining qualified, highly competent direct
66 30 care workers is a challenge across all employment settings.
66 31 High rates of employee vacancies and staff turnover threaten
66 32 the ability of providers to achieve the core mission of
66 33 providing safe and high quality support to Iowans.

66 34 b. It is the intent of the general assembly to address the
66 35 long-term care workforce shortage and turnover rates in order
67 1 to improve the quality of health care delivered in the
67 2 long-term care continuum by reviewing wages and other
67 3 compensation paid to direct care workers in the state.

67 4 c. It is the intent of the general assembly that the
67 5 initial review of and recommendations for improving wages and
67 6 other compensation paid to direct care workers focus on
67 7 nonlicensed direct care workers in the nursing facility
67 8 setting. However, following the initial review of wages and
67 9 other compensation paid to direct care workers in the nursing
67 10 facility setting, the department of human services shall
67 11 convene subsequent advisory committees with appropriate
67 12 representatives of public and private organizations and
67 13 consumers to review the wages and other compensation paid to
67 14 and turnover rates of the entire spectrum of direct care
67 15 workers in the various settings in which they are employed as
67 16 a means of demonstrating the general assembly's commitment to
67 17 ensuring a stable and quality direct care workforce in this
67 18 state.

67 19 2. The department of human services shall convene an
67 20 initial direct care worker compensation advisory committee to
67 21 develop recommendations for consideration by the general
67 22 assembly during the 2009 legislative session regarding wages
67 23 and other compensation paid to direct care workers in nursing
67 24 facilities. The committee shall consist of the following
67 25 members, selected by their respective organizations:

67 26 a. The director of human services, or the director's
67 27 designee.

67 28 b. The director of public health, or the director's
67 29 designee.

67 30 c. The director of the department of elder affairs, or the
67 31 director's designee.

67 32 d. The director of the department of inspections and
67 33 appeals, or the director's designee.

67 34 e. A representative of the Iowa caregivers association.

67 35 f. A representative of the Iowa health care association.

68 1 g. A representative of the Iowa association of homes and
68 2 services for the aging.

68 3 h. A representative of the AARP Iowa chapter.

68 4 3. The advisory committee shall also include two members
68 5 of the senate and two members of the house of representatives,
68 6 with not more than one member from each chamber being from the
68 7 same political party. The legislative members shall serve in
68 8 an ex officio, nonvoting capacity. The two senators shall be
68 9 appointed respectively by the majority leader of the senate
68 10 and the minority leader of the senate, and the two
68 11 representatives shall be appointed respectively by the speaker
68 12 of the house of representatives and the minority leader of the

68 13 house of representatives.
68 14 4. Public members of the committee shall receive actual
68 15 expenses incurred while serving in their official capacity and
68 16 may also be eligible to receive compensation as provided in
68 17 section 7E.6. Legislative members of the committee are
68 18 eligible for per diem and reimbursement of actual expenses as
68 19 provided in section 2.10.
68 20 5. The department of human services shall provide
68 21 administrative support to the committee and the director of
68 22 human services or the director's designee shall serve as
68 23 chairperson of the committee.
68 24 6. The department shall convene the committee no later
68 25 than July 1, 2008. Prior to the initial meeting, the
68 26 department of human services shall provide all members of the
68 27 committee with a detailed analysis of trends in wages and
68 28 other compensation paid to direct care workers.
68 29 7. The committee shall consider options related but not
68 30 limited to all of the following:
68 31 a. The shortening of the time delay between a nursing
68 32 facility's submittal of cost reports and receipt of the
68 33 reimbursement based upon these cost reports.
68 34 b. The targeting of appropriations to provide increases in
68 35 direct care worker compensation.
69 1 c. Creation of a nursing facility provider tax.
69 2 8. Any option considered by the committee shall be
69 3 consistent with federal law and regulations.
69 4 9. Following its deliberations, the committee shall submit
69 5 a report of its findings and recommendations regarding
69 6 improvement in direct care worker wages and other compensation
69 7 in the nursing facility setting to the governor and the
69 8 general assembly no later than December 12, 2008.
69 9 10. For the purposes of the initial review, "direct care
69 10 worker" means nonlicensed nursing facility staff who provide
69 11 hands-on care including but not limited to certified nurse
69 12 aides and medication aides.

69 33 Sec. 72. VOLUNTARY EMPLOYER=SPONSORED HEALTH CARE COVERAGE
69 34 DEMONSTRATION PROJECT == DIRECT CARE WORKERS.

69 35 1. a. The department of human services in collaboration
70 1 with the insurance division of the department of commerce
70 2 shall design a demonstration project to provide a health care
70 3 coverage premium assistance program for nonlicensed direct
70 4 care workers. Participation in the demonstration project
70 5 shall be offered to employers and nonlicensed direct care
70 6 workers on a voluntary basis.

70 7 b. The department in collaboration with the division shall
70 8 convene an advisory council consisting of representatives of
70 9 the Iowa caregivers association, the Iowa child and family
70 10 policy center, the Iowa association of homes and services for
70 11 the aging, the Iowa health care association, the federation of
70 12 Iowa insurers, the AARP Iowa chapter, the senior living
70 13 coordinating unit, and other public and private entities with
70 14 interest in the demonstration project to assist in designing
70 15 the project. The department in collaboration with the
70 16 division shall also review the experiences of other states and
70 17 the medical assistance premium assistance program in designing
70 18 the demonstration project.

70 19 c. The department and the division, in consultation with
70 20 the advisory council, shall establish criteria to determine
70 21 which nonlicensed direct care workers shall be eligible to
70 22 participate in the demonstration project, the coverage and
70 23 cost parameters of the health care coverage which an employer
70 24 shall provide to be eligible for participation in the project,
70 25 the minimum premium contribution required of an employer to be
70 26 eligible for participation in the project, income eligibility
70 27 parameters for direct care workers participating in the
70 28 project, minimum hours of work required of an employee to be
70 29 eligible for participation in the project, and maximum premium
70 30 cost limits for an employee participating in the project.

70 31 d. The project design shall allow up to 250 direct care
70 32 workers and their dependents to access health care coverage
70 33 sponsored by the direct care worker's employer.

70 34 e. To the extent possible, the design of the demonstration
70 35 project shall incorporate a medical home, wellness and
71 1 prevention services, and chronic care management.

71 2 2. The department and the division shall submit the design
71 3 for the demonstration project to the governor and the general
71 4 assembly for review by December 15, 2008. If the general
71 5 assembly enacts legislation to implement the demonstration
71 6 project and appropriates funding for the demonstration
71 7 project, the department in collaboration with the division
71 8 shall implement the demonstration project for an initial
71 9 two-year period.

1 12 Section 1. NEW SECTION. 216A.107 FAMILY DEVELOPMENT AND
1 13 SELF=SUFFICIENCY == COUNCIL AND GRANT PROGRAM.

1 14 1. A family development and self=sufficiency council is
1 15 established within the department of human rights. The
1 16 council shall consist of the following persons:

1 17 a. The director of the department of human services or the
1 18 director's designee.

1 19 b. The director of the department of public health or the
1 20 director's designee.

1 21 c. The administrator of the division of community action
1 22 agencies of the department of human rights or the
1 23 administrator's designee.

1 24 d. The director of the school of social work at the
1 25 university of Iowa or the director's designee.

1 26 e. The dean of the college of human sciences at Iowa state
1 27 university or the dean's designee.

1 28 f. Two recipients or former recipients of the family
1 29 investment program, selected by the other members of the
1 30 council.

1 31 g. One recipient or former recipient of the family
1 32 investment program who is a member of a racial or ethnic
1 33 minority, selected by the other members of the council.

1 34 h. One member representing providers of services to
1 35 victims of domestic violence, selected by the other members of
2 1 the council.

2 2 i. The head of the department of design, textiles,
2 3 gerontology, and family studies at the university of northern
2 4 Iowa or that person's designee.

2 5 j. The director of the department of education or the
2 6 director's designee.

2 7 k. The director of the department of workforce development
2 8 or the director's designee.

2 9 l. Two persons representing the business community,
2 10 selected by the other members of the council.

2 11 m. Two members from each chamber of the general assembly
2 12 serving as ex officio, nonvoting members. The two members of
2 13 the senate shall be appointed one each by the majority leader
2 14 and the minority leader of the senate. The two members of the
2 15 house of representatives shall be appointed one each by the
2 16 speaker and the minority leader of the house of
2 17 representatives.

2 25 Sec. 5. NEW SECTION. 216A.139 SEX OFFENDER RESEARCH
2 26 COUNCIL.
2 27 1. The division shall establish and maintain a council to
2 28 study and make recommendations for treating and supervising
2 29 adult and juvenile sex offenders in institutions,
2 30 community-based programs, and in the community.
2 31 2. Members of the council shall include members of the
2 32 general assembly selected by the legislative council and one
2 33 representative of each of the following:
2 34 a. The department of corrections.
2 35 b. The department of human services.
3 1 c. The department of public safety.
3 2 d. The state public defender.
3 3 e. The department of public health.
3 4 f. The juvenile court appointed by the judicial branch.
3 5 g. A judicial district department of correctional
3 6 services.
3 7 h. The board of parole.
3 8 i. The department of justice.
3 9 j. The Iowa county attorneys association.
3 10 k. The American civil liberties union of Iowa.
3 11 l. The Iowa state sheriffs' and deputies' association.
3 12 m. The Iowa coalition against sexual assault.
3 13 3. The council shall study the following:
3 14 a. The effectiveness of electronically monitoring sex
3 15 offenders.
3 16 b. The cost and effectiveness of special sentences
3 17 pursuant to chapter 903B.
3 18 c. Risk assessment models created for sex offenders.
3 19 d. Determining the best treatment programs available for
3 20 sex offenders and the efforts of Iowa and other states to
3 21 implement treatment programs.
3 22 e. The efforts of Iowa and other states to prevent sex
3 23 abuse related crimes including child sex abuse.
3 24 f. Any other issues the council deems necessary, including
3 25 but not limited to computer and internet sex-related crimes,
3 26 sex offender case management, best practices for sex offender
3 27 supervision, the sex offender registry, and the effectiveness
3 28 of safety zones.
3 29 4. The council shall submit a report, beginning January
3 30 15, 2009, and every year thereafter by January 15, to the
3 31 governor and general assembly regarding actions taken, issues
3 32 studied, and council recommendations.
3 33 5. Members of the council shall receive actual and
3 34 necessary expenses incurred while attending any meeting of the
3 35 council and may also be eligible to receive compensation as
4 1 provided in section 7E.6. All expense moneys paid to the
4 2 nonlegislative members shall be paid from funds appropriated
4 3 to the division. Legislative members shall receive
4 4 compensation as provided in sections 2.10 and 2.12.
4 5 6. Vacancies shall be filled by the original appointing
4 6 authority in the manner of the original appointments.

25 19 Sec. 40. NEW SECTION. 216A.162 ESTABLISHMENT == PURPOSE.
25 20 1. A commission on Native American affairs is established
25 21 consisting of eleven voting members appointed by the governor,
25 22 subject to confirmation by the senate. The members of the
25 23 commission shall appoint one of the members to serve as
25 24 chairperson of the commission.
25 25 2. The purpose of the commission shall be to work in
25 26 concert with tribal governments, Native American groups, and
25 27 Native American persons in this state to advance the interests
25 28 of tribal governments and Native American persons in the areas
25 29 of human rights, access to justice, economic equality, and the
25 30 elimination of discrimination.
25 31 3. The members of the commission shall be as follows:
25 32 a. Seven public members appointed in compliance with
25 33 sections 69.16 and 69.16A who shall be appointed with
25 34 consideration given to the geographic residence of the member
25 35 and the population density of Native Americans within the
26 1 vicinity of the geographic residence of a member. Of the
26 2 seven public members appointed, at least one shall be a Native
26 3 American who is an enrolled tribal member living on a tribal
26 4 settlement or reservation in Iowa and whose tribal government
26 5 is located in Iowa and one shall be a Native American who is
26 6 primarily descended from a tribe other than those specified in
26 7 paragraph "b".
26 8 b. Four members selected by and representing tribal
26 9 governments.
26 10 c. All members of the commission shall be residents of
26 11 Iowa.

1 10 Section 1. UNIFORM COST REPORT.

1 11 1. The department of human services shall establish a work
1 12 group with county and provider representatives to develop a
1 13 proposed uniform cost report for use with all providers of
1 14 goods and services that are reimbursed under the Medicaid
1 15 program or a county mental health, mental retardation, and
1 16 developmental disabilities services fund under section
1 17 331.424A. Representatives of the department shall include
1 18 staff who work with the Medicaid enterprise and staff who work
1 19 with the adult mental health, mental retardation, and
1 20 developmental disabilities services system. The county
1 21 representatives shall include staff from counties
1 22 participating in the county rate information system and from
1 23 counties that do not participate in the system. The county
1 24 representatives shall be designated by the Iowa state
1 25 association of counties. The provider representatives shall
1 26 be designated by the Iowa association of community providers.

1 27 2. The work group shall resolve any barriers to
1 28 implementing a uniform cost report posed by different funding
1 29 streams, reporting periods, definitions of allowable costs and
1 30 cost limitations, cost classifications, and other differences.

1 31 3. The work group shall report to the department and the
1 32 mental health, mental retardation, developmental disabilities,
1 33 and brain injury commission with a uniform cost report
1 34 proposal and accompanying requirements on or before December
1 35 1, 2007. The department and the commission shall utilize the
2 1 proposal in adopting rules as necessary to implement a uniform
2 2 cost report requirement for use with providers of goods and
2 3 services that are reimbursed under the Medicaid program or a
2 4 county mental health, mental retardation, and developmental
2 5 disabilities services fund under section 331.424A. The rules
2 6 shall provide for the uniform cost report requirement to apply
2 7 beginning on or before July 1, 2008.

1 9 Section 1. LEGISLATIVE FINDINGS == SINGLE POINT OF ENTRY
1 10 LONG=TERM LIVING RESOURCES SYSTEM.
1 11 1. The general assembly finds that access to information
1 12 regarding all components of the long=term living resources
1 13 system is necessary to empower consumers in planning,
1 14 evaluating, and making decisions to appropriately meet their
1 15 individual long=term living needs. This access should be
1 16 provided through a single point of entry into an integrated,
1 17 seamless system that facilitates navigation of the variety of
1 18 private and public resources available, minimizes service
1 19 fragmentation, reduces duplication of administrative paperwork
1 20 and procedures, enhances individual choice, supports informed
1 21 decision making, and increases the cost=effectiveness of long=
1 22 term living services and support systems.
1 23 2. a. A single point of entry long=term living resources
1 24 system team is created, consisting of the following members:
1 25 (1) The director of the department of elder affairs, or
1 26 the director's designee.
1 27 (2) The director of the department of human services, or
1 28 the director's designee.
1 29 (3) The director of public health, or the director's
1 30 designee.
1 31 (4) The director of the department of inspections and
1 32 appeals, or the director's designee.
1 33 (5) The commissioner of insurance, or the commissioner's
1 34 designee.
1 35 (6) The executive director of the Iowa finance authority,
2 1 or the executive director's designee.
2 2 (7) The director of the department of veterans affairs, or
2 3 the director's designee.
2 4 (8) The director of the department of workforce
2 5 development, or the director's designee.
2 6 (9) A representative of the office of the governor.
2 7 (10) The director of an area agency on aging or the
2 8 director's designee and a consumer member selected by the
2 9 director.
2 10 (11) The state director of the AARP Iowa chapter or the
2 11 state director's designee and a consumer member selected by
2 12 the state director.
2 13 (12) The chairperson of the older Iowans legislature or
2 14 the chairperson's designee and a consumer member selected by
2 15 the chairperson.
2 16 (13) A consumer member of the senior living coordinating
2 17 unit created in section 231.58 selected by the senior living
2 18 coordinating unit.
2 19 (14) A representative of the Iowa hospital association.
2 20 (15) A representative of the Iowa pharmacy association.
2 21 (16) A representative of the Iowa health care association.
2 22 (17) A representative of the Iowa association of community
2 23 providers.
2 24 (18) A representative of the Iowa association of homes and
2 25 services for the aging.
2 26 (19) A representative of the Iowa association of home
2 27 care.
2 28 (20) The director of the university of Iowa center on
2 29 aging, or the director's designee.
2 30 (21) Two members of the senate and two members of the
2 31 house of representatives, with not more than one member from
2 32 each chamber being from the same political party.
2 33 b. The legislative members of the team shall serve in an

2 34 ex officio, nonvoting capacity. The two senators shall be
2 35 appointed by the president of the senate, after consultation
3 1 with the leaders of the senate, and the two representatives
3 2 shall be appointed by the speaker of the house, after
3 3 consultation with the majority leader and the minority leader
3 4 of the house of representatives.

3 5 c. Public members shall receive actual expenses incurred
3 6 while serving in their official capacity and may also be
3 7 eligible to receive compensation as provided in section 7E.6.

3 8 d. The team shall do all of the following:

3 9 (1) Hold at least four public meetings in at least four
3 10 geographically balanced venues around the state to receive
3 11 input regarding access to the long-term living resources
3 12 system and recommendations for improved access. The team
3 13 shall also receive input regarding the benefits of the use of
3 14 electronic health records.

3 15 (2) Make recommendations regarding the structure of and
3 16 best means of providing a single point of entry to the long-
3 17 term living resources system. The team shall also make
3 18 recommendations regarding the use of electronic health
3 19 records.

3 20 (3) Submit a report of the team's findings from the
3 21 meetings described in subparagraph (1) and the team's
3 22 recommendations for establishing a single point of entry to
3 23 the long-term living resources system to the general assembly
3 24 on or before December 1, 2008. The recommendations may
3 25 provide for multiple access sites that are standardized and
3 26 coordinated to provide for access to the single point of
3 27 entry, a management information system that links the
3 28 resources available in order to provide a single electronic
3 29 point of entry to the long-term living resources system, a
3 30 telephonic single point of entry, or suggestions for
3 31 colocation or integration of long-term living resources system
3 32 administration and services. The report shall also include
3 33 recommendations for funding the single point of entry to the
3 34 long-term living resources system through available grants or
3 35 other sources. The report shall also include recommendations
4 1 regarding the use of electronic health records.

87 31 Sec. 61. COMMUNITY MENTAL HEALTH CENTER LAW UPDATE.

87 32 1. The division of mental health and disability services
87 33 of the department of human services and the mental health,
87 34 mental retardation, developmental disabilities, and brain
87 35 injury commission, shall develop a proposal for updating and
88 1 revising Code chapter 230A, relating to community mental
88 2 health centers, and for revising the accreditation standards
88 3 in rule that would result from the statutory revisions. An
88 4 advisory committee shall be utilized in developing the
88 5 proposal. In addition to interests represented on the
88 6 commission, the advisory committee membership shall include
88 7 but is not limited to representatives of the following: the
88 8 child welfare advisory committee established pursuant to
88 9 section 234.3, the coalition for family and children's
88 10 services in Iowa, the Iowa chapter of the national association
88 11 of social workers, the Iowa psychological society, and the
88 12 Iowa psychiatric society.

88 13 2. The proposal content shall include but is not limited
88 14 to addressing Code chapter 230A requirements in the following
88 15 areas: establishment and support of community mental health
88 16 centers, services offered, consumer and family involvement,
88 17 capability to address co-occurring disorders, forms of
88 18 organization, board of directors, organization meetings,
88 19 duties and powers of directors, center organization as a
88 20 nonprofit entity, annual budget, financial support of centers
88 21 through federal and state block grants, comprehensive
88 22 community mental health programs, target populations to be
88 23 served, emergency mental health crisis services, quality
88 24 improvement programs, use of evidence-based practices, use of
88 25 functional assessments and outcomes measures, establishment of
88 26 standards, and review and evaluation processes.

88 27 3. The proposal, accompanied by findings and
88 28 recommendations, shall be submitted to the governor and
88 29 general assembly on or before December 1, 2008. Until that
88 30 report has been considered and acted upon by the general
88 31 assembly, the division administrator may defer consideration
88 32 of requests for accreditation of a new community mental health
88 33 center or for approval of a provider to fill the role of a
88 34 community mental health center.

113 18 Sec. 109. NEW SECTION. 135.155 EARLY CHILDHOOD IOWA
113 19 COUNCIL.

113 20 1. COUNCIL CREATED. An early childhood Iowa council is
113 21 created as an alliance of stakeholders in early care, health,
113 22 and education systems that affect children ages zero through
113 23 five in Iowa.

113 24 2. PURPOSE. The purpose of the early childhood Iowa
113 25 council is to oversee the development of an Iowa early
113 26 childhood system by integrating the early care, health, and
113 27 education systems addressing the needs of children ages zero
113 28 through five and their families. The council shall advise the
113 29 governor, general assembly, and public and private policy
113 30 bodies and service providers in coordinating activities
113 31 throughout the state to fulfill its purpose.

113 32 3. VISION STATEMENT. All system development activities
113 33 addressed by the early childhood Iowa council shall be aligned
113 34 around the following vision statement for the children of
113 35 Iowa: "Every child, beginning at birth, will be healthy and
114 1 successful."

114 2 4. MEMBERSHIP. The early childhood Iowa council
114 3 membership shall include a representative of any organization
114 4 that touches the lives of young children in the state ages
114 5 zero through five, has endorsed the purpose and vision
114 6 statement for the council, has endorsed the guiding principles
114 7 adopted by the council for the early childhood system, and has
114 8 formally asked to be a member and remains actively engaged in
114 9 council activities. The council shall work to ensure there is
114 10 geographic, cultural, and ethnic diversity among the
114 11 membership.

114 12 5. PROCEDURE. Except as otherwise provided by law, the
114 13 early childhood Iowa council shall determine its own rules of
114 14 procedure and operating provisions.

114 15 6. STEERING COMMITTEE. The early childhood Iowa council
114 16 shall operate with a steering committee to organize, manage,
114 17 and coordinate the activities of the council and its component
114 18 groups. The steering committee may act on behalf of the
114 19 council as necessary. The steering committee membership shall
114 20 consist of the co-chairpersons of the council's component
114 21 groups, the chairperson of the state agency liaison team, the
114 22 community empowerment facilitator or the facilitator's
114 23 designee, and other leaders designated by the council.

114 24 7. COMPONENT GROUPS. The early childhood Iowa council
114 25 shall maintain component groups to address the key components
114 26 of the Iowa early childhood system. Each component group
114 27 shall have one private and one public agency co-chairperson.
114 28 The council may change the component groups as deemed
114 29 necessary by the advisory council. Initially, there shall be
114 30 a component group for each of the following:

- 114 31 a. Governance planning and administration.
- 114 32 b. Professional development.
- 114 33 c. Public engagement.
- 114 34 d. Quality services and programs.
- 114 35 e. Resources and funding.
- 115 1 f. Results accountability.

115 2 8. STATE AGENCY LIAISON TEAM. A state agency liaison team
115 3 shall provide input into the efforts of the early childhood
115 4 Iowa council. In addition to designees of the governor, the
115 5 team shall consist of the directors or chief administrators,
115 6 or their designees, from the following state agencies and
115 7 programs:

115 8 a. Child health specialty clinics.
115 9 b. Office of community empowerment in the department of
115 10 management.
115 11 c. Department of education.
115 12 d. Division of libraries and information services of the
115 13 department of education.
115 14 e. Office of the governor.
115 15 f. Department of human rights.
115 16 g. Department of human services.
115 17 h. Postsecondary education institutions, including but not
115 18 limited to institutions of higher learning under the control
115 19 of the state board of regents and Iowa community colleges.
115 20 i. Department of public health.

115 21 9. DUTIES. In addition to the advisory function specified
115 22 in subsection 2, the early childhood Iowa council's duties
115 23 shall include but are not limited to all of the following
115 24 regarding the Iowa early childhood system:

115 25 a. Coordinate the development and implementation of a
115 26 strategic plan.
115 27 b. Assist in the development of responsibilities across
115 28 agencies and other entities to achieve strategic goals.
115 29 c. Work with the Iowa empowerment board in developing
115 30 public-private partnerships to support the early childhood
115 31 system through the first years first account in the Iowa
115 32 empowerment fund and other efforts for expanding investment of
115 33 private funding in the early childhood system. As this and
115 34 similar efforts to expand and coordinate investments from all
115 35 public and private sources evolve and mature, make
116 1 recommendations for designation of or contracting with a
116 2 private nonprofit organization to serve as a fiscal agent for
116 3 the early childhood system or another approach for increasing
116 4 public and private investment in the system.
116 5 d. Report annually by December 31 to the governor and
116 6 general assembly. The report content shall include but is not
116 7 limited to all of the following:

116 8 (1) The status and results of the council's efforts to
116 9 engage the public regarding the early care, health, and
116 10 education needs of children ages zero through five and the
116 11 efforts to develop and promote private sector involvement with
116 12 the early childhood system.

116 13 (2) The status of the community empowerment initiative and
116 14 the overall early childhood system in achieving the following
116 15 initial set of desired results identified in section 28.2:

116 16 (a) Healthy children.
116 17 (b) Children ready to succeed in school.
116 18 (c) Safe and supportive communities.
116 19 (d) Secure and nurturing families.
116 20 (e) Secure and nurturing early care and education
116 21 environments.

116 22 Sec. 110. NEW SECTION. 135.156 LEAD AGENCY AND OTHER
116 23 STATE AGENCIES.

116 24 1. The lead agency for support of the early childhood Iowa
116 25 council for state agency efforts to develop an early childhood
116 26 system for Iowa shall be the department of public health.
116 27 2. The department shall work with the early childhood Iowa
116 28 council in integrating early care, health, and education
116 29 systems to develop an early childhood system for Iowa. The
116 30 department shall do all of the following in developing the
116 31 system:

116 32 a. Work with state agencies to enter into memorandums of

116 33 understanding outlining the agencies' responsibilities in the
116 34 system.
116 35 b. Work with private businesses, foundations, and
117 1 nonprofit organizations in implementing a public-private
117 2 partnership to develop and provide funding for the system.
117 3 c. Maintain an internet site for distributing the
117 4 information provided through the council and its component
117 5 groups.
117

126 22 Sec. 115. NEW SECTION. 234.47 STATE CHILD CARE
126 23 ASSISTANCE AND ADOPTION SUBSIDY PROGRAMS == EXPENDITURE
126 24 PROJECTIONS.

126 25 The department of human services, the department of
126 26 management, and the legislative services agency shall utilize
126 27 a joint process to arrive at consensus projections for
126 28 expenditures for the state child care assistance program under
126 29 section 237A.13 and adoption subsidy and other assistance
126 30 provided under section 600.17.

6 20 7. DEPARTMENT OF HUMAN SERVICES

6 21 a. For the renovation and construction of certain nursing
6 22 facilities, consistent with the provisions of chapter 249K:
6 23 \$ 600,000

6 24 b. For a study of ways to enhance access to health
6 25 insurance by registered child development home providers in
6 26 accordance with this section, notwithstanding section 8.57,
6 27 subsection 6, paragraph "c":
6 28 \$ 50,000

6 29 The study shall be conducted jointly with the collective
6 30 bargaining organization representing registered child
6 31 development home providers and the organization shall match
6 32 the funding provided in this section.

6 33 c. For costs associated with the child care workgroup
6 34 established pursuant to this paragraph, notwithstanding
6 35 section 8.57, subsection 6, paragraph "c":
7 1 \$ 30,000

7 2 (1) (a) The state child care advisory council established
7 3 pursuant to section 237A.21 shall serve as a workgroup to
7 4 address implementation of the provisions of this lettered
7 5 paragraph and the issues identified in this lettered
7 6 paragraph.

7 7 (b) The workgroup shall submit a report to the governor
7 8 and general assembly with findings and recommendations on or
7 9 before December 15, 2008. In addition to addressing the other
7 10 issues listed in this lettered paragraph, the report shall
7 11 provide options for revising the regulatory system for
7 12 home-based child care providers. The options provided shall
7 13 include but are not limited to mandatory registration,
7 14 voluntary licensure, and mandatory licensure.

7 15 (c) The workgroup shall address the implementation issues
7 16 associated with a change in child care regulation to mandatory
7 17 registration or voluntary or mandatory licensure as described
7 18 in subparagraph subdivision (b). The issues considered shall
7 19 include but are not limited to planning for the phase-in of
7 20 and costs for additional inspection visits of child
7 21 development homes, increased expenses for state child care
7 22 assistance program slots, revising state child care assistance
7 23 program reimbursement methodologies to reward quality, and
7 24 other implementation issues.

7 25 (2) (a) The workgroup shall cooperate with early
7 26 childhood stakeholders and the private sector in addressing
7 27 the many publicly supported programs and services directed to
7 28 early childhood and issues involved with redirecting the
7 29 programs and services to be part of a cohesive child care
7 30 system.

7 31 (b) The issues addressed shall include professional
7 32 development of workers, improving the workforce, ensuring
7 33 articulation between programs, meeting the needs of both
7 34 children and parents, enhancing community engagement to
7 35 support early childhood, and other efforts to address early
8 1 childhood needs with a coordinated system.

8 2 (3) In addition, the workgroup shall explore other issues,
8 3 including but not limited to all of the following:

8 4 (a) Using the internet to provide information to child
8 5 care providers, capacity for providers to register with the
8 6 department of human services via the internet, and training
8 7 information.

8 8 (b) Creating a database of all child care providers.

8 9 (c) Streamlining and coordinating inspections of

8 10 home-based child care providers.
8 11 (d) Providing health care insurance for providers and
8 12 their workers.
8 13 (e) Educating the public on the advantages of using a
8 14 registered child care provider.
8 15 (f) Developing possible sanctions for violations at child
8 16 care facilities other than closing the facilities.
8 17 (g) Requiring a state and federal fingerprint-based
8 18 criminal history record check for all licensed and registered
8 19 child care providers as well as unregistered child care home
8 20 providers. Recommendations made for purposes of this
8 21 subdivision shall include but are not limited to options for
8 22 the phasing in of required fingerprint-based checks and
8 23 addressing the frequency with which such checks should be
8 24 required.
8 25 (h) Providing additional opportunities and resources for
8 26 child care providers and instructing the Iowa state university
8 27 of science and technology cooperative extension service in
8 28 agriculture and home economics, child care resource and
8 29 referral agencies, and community colleges to expand continuing
8 30 education opportunities offered at times the providers are not
8 31 providing care.
8 32 (i) Implementing an electronic benefit transfer program to
8 33 pay for state child care assistance.

Senate File 2161 - Enrolled

PAG LIN

1 1 SENATE FILE 2161
1 2
1 3 AN ACT
1 4 PROVIDING FOR THE ESTABLISHMENT OF A COUNCIL ON HOMELESSNESS.
1 5
1 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 7
1 8 Section 1. NEW SECTION. 16.100A COUNCIL ON HOMELESSNESS.
1 9 1. A council on homelessness is established consisting of
1 10 thirty=eight voting members. At least one voting member at
1 11 all times shall be a member of a minority group.
1 12 2. Members of the council shall consist of all of the
1 13 following:
1 14 a. Twenty=six members of the general public appointed to
1 15 two=year staggered terms by the governor in consultation with
1 16 the nominating committee under subsection 4, paragraph "a".
1 17 (1) Voting members from the general public may include,
1 18 but are not limited to the following types of individuals and
1 19 representatives of the following programs: homeless or
1 20 formerly homeless individuals and their family members, youth
1 21 shelters, faith=based organizations, local homeless service
1 22 providers, emergency shelters, transitional housing providers,
1 23 family and domestic violence shelters, private business, local
1 24 government, and community=based organizations.
1 25 (2) Five of the twenty=six voting members selected from
1 26 the general public shall be individuals who are homeless,
1 27 formerly homeless, or family members of homeless or formerly
1 28 homeless individuals.
1 29 (3) One of the twenty=six members selected from the
1 30 general public shall be a representative of the Iowa state
1 31 association of counties.
1 32 (4) One of the twenty=six members selected from the
1 33 general public shall be a representative of the Iowa league of
1 34 cities.
1 35 b. Twelve agency director members consisting of all of the
2 1 following:
2 2 (1) The director of the department of education or the
2 3 director's designee.
2 4 (2) The director of the department of economic development
2 5 or the director's designee.
2 6 (3) The director of human services or the director's
2 7 designee.
2 8 (4) The attorney general or the attorney general's
2 9 designee.
2 10 (5) The director of the department of human rights or the
2 11 director's designee.
2 12 (6) The director of public health or the director's
2 13 designee.
2 14 (7) The director of the department of elder affairs or the
2 15 director's designee.
2 16 (8) The director of the department of corrections or the
2 17 director's designee.
2 18 (9) The director of the department of workforce

2 19 development or the director's designee.
2 20 (10) The director of the department of public safety or
2 21 the director's designee.
2 22 (11) The director of the department of veterans affairs or
2 23 the director's designee.
2 24 (12) The executive director of the Iowa finance authority
2 25 or the executive director's designee.
2 26 3. An agency director's designee may vote on council
2 27 matters in the absence of the director.
2 28 4. a. A nominating committee initially comprised of all
2 29 twelve agency director members shall nominate persons to the
2 30 governor to fill the general public member positions.
2 31 Following appointment of all twenty=six general public
2 32 members, the composition of the nominating committee may be
2 33 modified by rule.
2 34 b. The council may establish other committees and
2 35 subcommittees comprised of members of the council.
3 1 5. A vacancy on the council shall be filled in the same
3 2 manner as the original appointment. A member appointed to
3 3 fill a vacancy created other than by expiration of a term
3 4 shall be appointed for the remainder of the unexpired term.
3 5 6. a. A majority of the members of the council
3 6 constitutes a quorum. Any action taken by the council must be
3 7 adopted by the affirmative vote of a majority of its
3 8 membership.
3 9 b. The council shall elect a chairperson and vice
3 10 chairperson from the membership of the council. The
3 11 chairperson and vice chairperson shall serve two=year terms.
3 12 The chairperson and vice chairperson shall not both be either
3 13 general public members or agency directors. The chairperson
3 14 shall rotate between agency director members and general
3 15 public members.
3 16 c. The council shall meet at least six times per year.
3 17 Meetings of the council may be called by the chairperson or by
3 18 a majority of the members.
3 19 d. General public members shall be reimbursed for actual
3 20 and necessary expenses incurred while engaged in their
3 21 official duties. Expense payments shall be made from
3 22 appropriations made for purposes of this section.
3 23 7. The Iowa finance authority shall provide staff
3 24 assistance and administrative support to the council.
3 25 8. The duties of the council shall include but are not
3 26 limited to the following:
3 27 a. Develop a process for evaluating state policies,
3 28 programs, statutes, and rules to determine whether any state
3 29 policies, programs, statutes, or rules should be revised to
3 30 help prevent and alleviate homelessness.
3 31 b. Evaluate whether state agency resources could be more
3 32 efficiently coordinated with other state agencies to prevent
3 33 and alleviate homelessness.
3 34 c. Work to develop a coordinated and seamless service
3 35 delivery system to prevent and alleviate homelessness.
4 1 d. Use existing resources to identify and prioritize
4 2 efforts to prevent persons from becoming homeless and to
4 3 eliminate factors that keep people homeless.
4 4 e. Identify and use federal and other funding
4 5 opportunities to address and reduce homelessness within the
4 6 state.
4 7 f. Work to identify causes and effects of homelessness and
4 8 increase awareness among policymakers and the general public.

4 9 g. Advise the governor's office, the Iowa finance
4 10 authority, state agencies, and private organizations on
4 11 strategies to prevent and eliminate homelessness.
4 12 9. The council shall conduct a study of issues relating to
4 13 the following:
4 14 a. Low-income seniors and low-income persons with any form
4 15 of disability, including but not limited to physical
4 16 disability, developmental disability, mental illness,
4 17 co-occurring mental illness and substance abuse disorders, or
4 18 AIDS and AIDS-related conditions. For purposes of this
4 19 section, "AIDS" and "AIDS-related conditions" mean the same as
4 20 defined in section 141A.1.
4 21 b. Low-income and moderate-income persons unable to afford
4 22 transportation or housing near work, and adequate affordable
4 23 housing able to support economic growth and development of a
4 24 community, including new construction, community
4 25 redevelopment, and urban renewal.
4 26 c. Low-income persons residing in existing affordable
4 27 housing that is in danger of becoming unaffordable or lost,
4 28 and persons determined to be or at risk of becoming homeless.
4 29 d. Affordable rental housing, access to available
4 30 financing for housing, first-time home buyers, and
4 31 relationships between landlords and tenants.
4 32 10. a. The council shall make annual recommendations to
4 33 the governor regarding matters which impact homelessness on or
4 34 before September 15.
4 35 b. The council shall prepare and file with the governor
5 1 and the general assembly on or before the first day of
5 2 December in each odd-numbered year, a report on homelessness
5 3 in Iowa.
5 4 c. The council shall assist in the completion of the
5 5 state's continuum of care application to the United States
5 6 department of housing and urban development.
5 7 11. a. The Iowa finance authority, in consultation with
5 8 the council, shall adopt rules pursuant to chapter 17A for
5 9 carrying out the duties of the council pursuant to this
5 10 section.
5 11 b. The council shall establish internal rules of procedure
5 12 consistent with the provisions of this section.
5 13 c. Rules adopted or internal rules of procedure
5 14 established pursuant to paragraph "a" or "b" shall be
5 15 consistent with the requirements of the federal McKinney-Vento
5 16 Homeless Assistance Act, 42 U.S.C. } 11301, et seq.
5 17 12. The council shall comply with the requirements of
5 18 chapters 21 and 22. The Iowa finance authority shall be the
5 19 official repository of council records.

20 14 Sec. 18. INTERIM REPORTING == IMPLEMENTATION. The board
20 15 of parole shall develop and implement the certificate of
20 16 employability program as provided in section 906.19, as
20 17 enacted by this Act, by July 1, 2009. The board shall file an
20 18 interim status report regarding the certificate of
20 19 employability program development with the general assembly
20 20 and the legislative services agency by January 1, 2009.

12 11 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
12 12 corrections shall submit a report on electronic monitoring to
12 13 the general assembly, to the co=chairpersons and the ranking
12 14 members of the joint appropriations subcommittee on the
12 15 justice system, and to the legislative services agency by
12 16 January 15, 2009. The report shall specifically address the
12 17 number of persons being electronically monitored and break
12 18 down the number of persons being electronically monitored by
12 19 offense committed. The report shall also include a comparison
12 20 of any data from the prior fiscal year with the current year.

18 2 Sec. 30. WORKFORCE INNOVATION PLAN.

18 3 1. The Iowa workforce development board shall develop, in
18 4 cooperation and consultation with the association of Iowa
18 5 workforce partners and the employers council of Iowa, a
18 6 statewide workforce innovation plan by January 1, 2009. The
18 7 board may consult other state agencies or organizations as
18 8 necessary. The plan shall be submitted to the general
18 9 assembly and the governor by January 15, 2009.

18 10 2. The statewide workforce innovation plan shall include
18 11 all of the following:

18 12 a. Recommendations for coordinating the workforce delivery
18 13 system in a more efficient, cost-effective manner while
18 14 improving services for customers.

18 15 b. Recommendations regarding the collocation and
18 16 integration of all workforce and job training programs.

18 17 c. Recommendations for improving the effectiveness of the
18 18 regional workforce system.

18 19 3. As part of the plan, the department of workforce
18 20 development shall set a goal of having at least one certified
18 21 one-stop center in each of the fifteen workforce regions by
18 22 the year 2012.

14 18 Sec. 17. ACCOUNTABILITY == AUDIT.

14 19 1. By January 15, 2009, the department of workforce
14 20 development shall submit a written report to the chairpersons
14 21 and ranking members of the joint appropriations subcommittee
14 22 on economic development which shall include a list of
14 23 contracts held by the department and accountability measures
14 24 in effect for each contract.

14 25 2. The auditor of state shall annually conduct an audit of
14 26 the department of workforce development and shall report the
14 27 findings of such annual audit, including the accountability of
14 28 programs of the department, to the chairpersons and ranking
14 29 members of the joint appropriations subcommittee on economic
14 30 development. The department shall pay for the costs
14 31 associated with the audit.

14 32 3. The legislative services agency shall conduct an annual
14 33 review of salaries paid to employees of entities organized
14 34 under chapter 28E and salaries paid under a contract with the
14 35 department of workforce development. The legislative services
15 1 agency shall report its findings to the chairpersons and
15 2 ranking members of the joint appropriations subcommittee on
15 3 economic development.

15 4 4. The department of management shall work with the
15 5 department of workforce development to accurately reflect the
15 6 number of employees within the department of workforce
15 7 development funded by state and federal sources. The
15 8 department of management shall issue a report to the joint
15 9 appropriations subcommittee on economic development regarding
15 10 such employees and identifying the relative sources of funding
15 11 by January 15, 2009.

CHAPTER 77

SALES AND USE TAX — INDUSTRIAL PROCESSING EXEMPTION STUDY

H.F. 313

AN ACT relating to the establishment of an industrial processing exemption study committee and including an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. INDUSTRIAL PROCESSING EXEMPTION STUDY COMMITTEE. Upon enactment of this Act, the department of revenue shall initiate and coordinate the establishment of an industrial processing exemption study committee and provide staffing assistance to the committee. It is the intent of the general assembly that the committee shall include representatives of the department of revenue, department of management, industrial producers including manufacturers, fabricators, printers and publishers, and an association that specifically represents business tax issues, and other stakeholders.

The industrial processing exemption under the sales and use tax is a significant exemption for business. The committee shall study and make legislative and administrative recommendations relating to Iowa's processing exemption to ensure maximum utilization by Iowa's industries.

The committee shall study and make recommendations regarding all of the following:

1. The current sales and use tax industrial processing exemption.
2. The corresponding administrative rules, including a review and recommendation of an administrative rules process relating to the industrial processing exemption prior to filing with the administrative rules review committee.
3. Other states' industrial processing exemptions.
4. Recommendations for change for issues including effectiveness and competitiveness.
5. Development of additional publications to improve compliance.

The committee shall annually report to the general assembly by January 1 of each year through January 1, 2013.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 29, 2005

7. *a.* The department of management, in consultation with the department of revenue, shall coordinate the utility replacement tax task force and provide staffing assistance to the task force. It is the intent of the general assembly that the task force include representatives of the department of management, department of revenue, electric companies, natural gas companies, municipal utilities, electric cooperatives, counties, cities, school boards, and industrial, commercial, and residential consumers, and other appropriate stakeholders. The director of the department of management and the director of revenue shall serve as co-chairpersons of the task force.

b. The task force shall study the effects of the replacement tax on local taxing authorities, local taxing districts, consumers, and taxpayers through January 1, 2010. If the task force recommends modifications to the replacement tax that will further the purposes of tax neutrality for local taxing authorities, local taxing districts, taxpayers, and consumers, consistent with the stated purposes of this chapter, the department of management shall transmit those recommendations to the general assembly.

80.28 Statewide interoperable communications system board - established - members.

1. A statewide interoperable communications system board is established, under the joint purview of the department and the state department of transportation. The board shall develop, implement, and oversee policy, operations, and fiscal components of communications interoperability efforts at the state and local level, and coordinate with similar efforts at the federal level, with the ultimate objective of developing and overseeing the operation of a statewide integrated public safety communications interoperability system. For the purposes of this section and section 80.29, "*interoperability*" means the ability of public safety and public services personnel to communicate and to share data on an immediate basis, on demand, when needed, and when authorized.

2. The board shall consist of fifteen voting members, as follows:

a. The following members representing state agencies:

- (1) One member representing the department of public safety.
- (2) One member representing the state department of transportation.
- (3) One member representing the homeland security and emergency management division.
- (4) One member representing the department of corrections.
- (5) One member representing the department of natural resources.
- (6) One member representing the Iowa department of public health.

b. The following members, to be appointed by the governor:

- (1) Two members who are representatives from municipal police departments.
- (2) Two members who are representatives of sheriff's offices.
- (3) Two members who are representatives from fire departments.
- (4) Two members who are law communication center managers employed by state or local government agencies.
- (5) One at-large member.

3. Board members shall be appointed in compliance with sections 69.16 and 69.16A. Members shall elect a chairperson and vice chairperson from the board membership, who shall serve two-year terms. The members appointed by the governor shall be appointed to three-year staggered terms and the terms shall commence and end as provided by section 69.19. The governor shall solicit and consider recommendations from professional or volunteer organizations in making appointments to the board. If a vacancy occurs, a successor shall be appointed to serve the unexpired term. A successor shall be appointed in the same manner and subject to the same qualifications as the original appointment to serve the unexpired term. Members of the board are entitled to receive reimbursement for actual expenses incurred while engaged in the performance of official duties from funds appropriated to the department of public safety and the state department of transportation for that purpose. The departments shall enter into an agreement to provide administrative assistance and support to the board.

2007 Acts, ch 90, §1

NEW section

80.29 Board duties.

The statewide interoperable communications system board established in section 80.28 shall:

1. Implement and maintain organizational and operational elements of the board, including staffing and program activity.
2. Review and monitor communications interoperability performance and service levels on behalf of agencies.
3. Establish, monitor, and maintain appropriate policies and protocols to ensure that interoperable communications systems function properly.
4. Allocate and oversee state appropriations or other funding received for interoperable communications.
5. Identify sources for ongoing, sustainable, longer-term funding for communications interoperability projects, including available and future assets that will leverage resources and provide incentives for communications interoperability participation, and develop and obtain adequate funding in accordance with a communications interoperability sustainability plan.
6. Develop and evaluate potential legislative solutions to address the funding and resource challenges of implementing statewide communications interoperability initiatives.
7. Develop a statewide integrated public safety communications interoperability system that allows for shared communications systems and costs, takes into account infrastructure needs and requirements, improves reliability, and addresses liability concerns of the shared network.
8. Investigate data and video interoperability systems.
9. Expand, maintain, and fund consistent, periodic training programs for current communications systems and for the statewide integrated public safety communications interoperability system as it is implemented.
10. Expand, maintain, and fund stakeholder education, public education, and public official education programs to demonstrate the value of short-term communications interoperability solutions, and to emphasize the importance of developing and funding long-term solutions, including implementation of the statewide integrated public safety communications interoperability system.
11. Identify, promote, and provide incentives for appropriate collaborations and partnerships among government entities, agencies, businesses, organizations, and associations, both public and private, relating to communications interoperability.
12. Provide incentives to support maintenance and expansion of regional efforts to promote implementation of the statewide integrated public safety communications interoperability system.
13. In performing its duties, consult with representatives of private businesses, organizations, and associations on technical matters relating to data, video, and communications interoperability; technological developments in private industry; and potential collaboration and partnership opportunities.
14. Submit a report by January 1, annually, to the members of the general assembly regarding communications interoperability efforts, activities, and effectiveness at the local and regional

level, and shall include a status report regarding the development of a statewide integrated public safety communications interoperability system, and funding requirements relating thereto.

2007 Acts, ch 90, §2

NEW section

House File 2196 - Enrolled

PAG LIN

1 1 HOUSE FILE 2196
1 2
1 3 AN ACT
1 4 REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE
1 5 ACCEPTANCE OF ELECTRONIC PAYMENTS AT ITS CUSTOMER
1 6 SERVICE SITES AND SITES OPERATED BY COUNTY TREASURERS.
1 7
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 9
1 10 Section 1. ELECTRONIC PAYMENTS TO DEPARTMENT OF
1 11 TRANSPORTATION == STUDY. The department of transportation
1 12 shall review the current methods the department employs for
1 13 the collection of fees and other revenues at sites operated by
1 14 county treasurers under chapter 321M and at customer service
1 15 sites operated by the department. In conducting its review,
1 16 the department, in cooperation with the treasurer of state,
1 17 shall consider providing an electronic payment option for all
1 18 of its customers. The department shall report its findings
1 19 and recommendations by December 31, 2008, to the senate and
1 20 house standing committees on transportation regarding the
1 21 advantages and disadvantages of implementing one or more
1 22 electronic payment systems.
1 23
1 24
1 25
1 26 PATRICK J. MURPHY
1 27 Speaker of the House
1 28
1 29
1 30
1 31 JOHN P. KIBBIE
1 32 President of the Senate
1 33
1 34 I hereby certify that this bill originated in the House and
1 35 is known as House File 2196, Eighty=second General Assembly.
2 1
2 2
2 3
2 4 MARK BRANDSGARD
2 5 Chief Clerk of the House
2 6 Approved _____, 2008
2 7
2 8
2 9
2 10 CHESTER J. CULVER
2 11 Governor

86

9 17 4. COUNTY GRANT PROGRAM FOR VETERANS

9 18 For providing matching grants to counties to provide
9 19 improved services to veterans:

9 20 \$ 750,000

9 21 The department shall establish or continue a grant
9 22 application process and shall require each county applying for
9 23 a grant to submit a plan for utilizing the grant to improve
9 24 services for veterans. The maximum matching grant to be
9 25 awarded to a county shall be \$10,000 and the amount awarded
9 26 shall be matched on a dollar-for-dollar basis by the county.
9 27 Each county receiving a grant shall submit a report to the
9 28 department identifying the impact of the grant on increasing
9 29 services to veterans as specified by the department. The
9 30 department shall submit a report to the general assembly by
9 31 October 1, 2008, concerning the impact of the grant program on
9 32 services to veterans.

9 33 Notwithstanding section 8.33, moneys appropriated in this
9 34 subsection that remain unencumbered or unobligated at the
9 35 close of the fiscal year shall not revert to the fund from
10 1 which appropriated but shall be credited to the veterans trust
10 2 fund.

10 19 Sec. 6. VETERANS NEEDS REPORT. The executive director of
10 20 the department of veterans affairs shall prepare a report
10 21 regarding the needs of veterans. The report shall include a
10 22 comprehensive survey of existing benefits and services being
10 23 provided to Iowa veterans at the local, state, and national
10 24 levels, a comparison of Iowa veterans benefits and services
10 25 programs with such programs offered in other states, the
10 26 deficiencies in benefits and services identified by the
10 27 department, and any recommendations for eliminating the
10 28 deficiencies identified. The completed report shall be
10 29 approved by the commission of veterans affairs prior to
10 30 submission of the report to the general assembly no later than
10 31 October 15, 2008.

3. *a.* The program manager shall submit an annual report by January 15 of each year to the legislative government oversight committee advising the general assembly of the status of E911 implementation and operations, including both wire-line and wireless services, the distribution of surcharge receipts, and an accounting of the revenues and expenses of the E911 program.

b. The program manager shall submit a calendar quarter report of the revenues and expenses of the E911 program to the fiscal services division of the legislative services agency.

c. The legislative government oversight committee shall review the priorities of distribution of funds under this chapter at least every two years.

421.1A Property assessment appeal board.

1. A statewide property assessment appeal board is created for the purpose of establishing a consistent, fair, and equitable property assessment appeal process. The statewide property assessment appeal board is established within the department of revenue for administrative and budgetary purposes. The board's principal office shall be in the office of the department of revenue in the capital of the state.

2. *a.* The property assessment appeal board shall consist of three members appointed to staggered six-year terms, beginning and ending as provided in section 69.19, by the governor and subject to confirmation by the senate. Subject to confirmation by the senate, the governor shall appoint from the members a chairperson of the board to a two-year term. Vacancies on the board shall be filled for the unexpired portion of the term in the same manner as regular appointments are made. The term of office for the initial board shall begin January 1, 2007.

b. Each member of the property assessment appeal board shall be qualified by virtue of at least two years' experience in the area of government, corporate, or private practice relating to property appraisal and property tax administration. One member of the board shall be a certified real estate appraiser or hold a professional appraisal designation, one member shall be an attorney practicing in the area of state and local taxation or property tax appraisals, and one member shall be a professional with experience in the field of accounting or finance and with experience in state and local taxation matters. No more than two members of the board may be from the same political party as that term is defined in section 43.2.

c. The property assessment appeal board shall organize by appointing a secretary who shall take the same oath of office as the members of the board. The board may employ additional personnel as it finds necessary. All personnel employed by the board shall be considered state employees and are subject to the merit system provisions of chapter 8A, subchapter IV.

3. At the election of a property owner or aggrieved taxpayer or an appellant described in section 441.42, the property assessment appeal board shall review any final decision, finding, ruling, determination, or order of a local board of review relating to protests of an assessment, valuation, or application of an equalization order.

4. The property assessment appeal board may do all of the following:

a. Affirm, reverse, or modify a final decision, finding, ruling, determination, or order of a local board of review.

b. Order the payment or refund of property taxes in a matter over which the board has jurisdiction.

c. Grant other relief or issue writs, orders, or directives that the board deems necessary or appropriate in the process of disposing of a matter over which the board has jurisdiction.

d. Subpoena documents and witnesses and administer oaths.

e. Adopt administrative rules pursuant to chapter 17A for the administration and implementation of its powers, including rules for practice and procedure for protests filed with the board, the manner in which hearings on appeals of assessments shall be conducted, filing fees to be imposed by the board, and for the determination of the correct assessment of property

which is the subject of an appeal.

f. Adopt administrative rules pursuant to chapter 17A necessary for the preservation of order and the regulation of proceedings before the board, including forms or notice and the service thereof, which rules shall conform as nearly as possible to those in use in the courts of this state.

5. The property assessment appeal board shall employ a competent attorney to serve as its general counsel, and assistants to the general counsel as it finds necessary for the full and efficient discharge of its duties. The general counsel is the attorney for, and legal advisor of, the board. The general counsel or an assistant to the general counsel shall provide the necessary legal advice to the board in all matters and shall represent the board in all actions instituted in a court challenging the validity of a rule or order of the board. The general counsel shall devote full time to the duties of the office. During employment as general counsel to the board, the counsel shall not be a member of a political committee, contribute to a political campaign, participate in a political campaign, or be a candidate for partisan political office. The general counsel and assistants to the general counsel shall be considered state employees and are subject to the merit system provisions of chapter 8A, subchapter IV.

6. The members of the property assessment appeal board shall receive compensation from the state commensurate with the salary of a district judge through December 31, 2013. The members of the board shall be considered state employees for purposes of salary and benefits. The members of the board and any employees of the board, when required to travel in the discharge of official duties, shall be paid their actual and necessary expenses incurred in the performance of duties.

7. *a.* Effective January 1, 2012, a property assessment appeal board review committee is established. Staffing assistance to the committee shall be provided by the department of revenue. The committee shall consist of six members of the general assembly, two appointed by the majority leader of the senate, one appointed by the minority leader of the senate, two appointed by the speaker of the house of representatives, and one appointed by the minority leader of the house of representatives; the director of revenue or the director's designee; a county assessor appointed by the Iowa state association of counties; and a city assessor appointed by the Iowa league of cities.

b. The property assessment appeal board review committee shall review the activities of the property assessment appeal board since its inception. The review committee may recommend the revision of any rules, regulations, directives, or forms relating to the activities of the property assessment appeal board.

c. The review committee shall report to the general assembly by January 15, 2013. The report shall include any recommended changes in laws relating to the property assessment appeal board, the reasons for the committee's recommendations, and any other information the committee deems advisable.

2005 Acts, ch 150, §121; 2006 Acts, ch 1185, §30; 2007 Acts, ch 215, §27

Confirmation, see §2.32

For future repeal of this section effective July 1, 2013, see 2005 Acts, ch 150, §134

Subsection 6 amended

257.1 State school foundation program - state aid.

1. *Program established.* A state school foundation program is established for the school year commencing July 1, 1991, and succeeding school years.

2. *State school foundation aid - foundation base.* For a budget year, each school district in the state is entitled to receive foundation aid, in an amount per pupil equal to the difference between the amount per pupil of foundation property tax in the district, and the combined foundation base per pupil or the combined district cost per pupil, whichever is less. However, if the amount of foundation aid received by a school district under this chapter is less than three hundred dollars per pupil, the district is entitled to receive three hundred dollars per pupil unless the receipt of three hundred dollars per pupil plus the per pupil amount raised by the foundation property tax exceeds the combined district cost per pupil of the district for the budget year. In that case, the district is entitled to receive an amount per pupil equal to the difference between the per pupil amount raised by the foundation property tax for the budget year and the combined district cost per pupil for the budget year.

For the budget year commencing July 1, 1999, and for each succeeding budget year the regular program foundation base per pupil is eighty-seven and five-tenths percent of the regular program state cost per pupil. For the budget year commencing July 1, 1991, and for each succeeding budget year the special education support services foundation base is seventy-nine percent of the special education support services state cost per pupil. The combined foundation base is the sum of the regular program foundation base and the special education support services foundation base.

For the budget year commencing July 1, 1999, the department of management shall add the amount of the additional budget adjustment computed in section 257.14, subsection 1, to the combined foundation base.

3. *Computations rounded.* In making computations and payments under this chapter, except in the case of computations relating to funding of special education support services, media services, and educational services provided through the area education agencies, the department of management shall round amounts to the nearest whole dollar.

* 4. *Legislative review.* The provisions of this chapter shall be subject to legislative review at least every five years. The review shall be based upon a school finance formula status report containing the recommendations of a legislative interim committee appointed to conduct a review of the school finance formula, to be prepared with the assistance of the department of education, in association with the departments of management and revenue. The report shall include recommendations for school finance formula changes or revisions based upon demographic changes, enrollment trends, and property tax valuation fluctuations observed during the preceding five-year interval; an analysis of the operation of the school finance formula during the preceding five-year interval; and a summary of issues that have arisen since the previous review and potential approaches for their resolution. The first such report shall be submitted to the general assembly no later than January 1, 2005, with subsequent reports developed and submitted by January 1 at least every fifth year thereafter.

89 Acts, ch 135, §1; 91 Acts, ch 267, §517; 95 Acts, ch 130, §1; 96 Acts, ch 1197, §5, 6; 99 Acts, ch 2, §1, 4; 99

321M.9 Financial responsibility.

1. *Fees to counties.* Notwithstanding any other provision in the Code to the contrary, the county treasurer of a county authorized to issue driver's licenses under this chapter shall retain for deposit in the county general fund seven dollars of fees received for each issuance or renewal of driver's licenses and nonoperator's identification cards, but shall not retain any moneys for the issuance of any persons with disabilities identification devices. The five dollar processing fee charged by a county treasurer for collection of a civil penalty under section 321.218A or 321A.32A shall be retained for deposit in the county general fund. The county treasurer shall remit the balance of fees and all civil penalties to the department.

2. *Digitized photolicensing equipment.*

a. The department shall pay for all digitized photolicensing equipment, including that used by the department and authorized for use by issuing counties under this subsection. Moneys from the road use tax fund shall be used, subject to appropriation by the general assembly, for payment of costs associated with the purchase or lease of digitized photolicensing equipment.

b. An issuing county shall be entitled to one set of digitized photolicensing equipment, unless the county was served at multiple sites by the department, in which case the county shall be entitled to two sets of digitized photolicensing equipment.

3. *Other equipment.* The department shall pay for all other equipment needed by a county to participate in county issuance, comparable to the equipment provided for issuance activities by a department itinerant team, with the exception of the following:

a. Office furniture.

b. Computer hardware needed to access department computer databases, facsimile machines used to transmit documents between the department and the county, and similar office equipment of a general nature that is not dedicated solely or primarily to the issuance process.

*4. *Periodic fee adjustment.* The auditor of state, in consultation with the state department of transportation and the Iowa county treasurers association, shall conduct a study of the fiscal impact of the county driver's license issuance program and report its findings and recommendations to the general assembly prior to January 1, 2006, and repeat the study and reporting every four years thereafter. The auditor of state's costs for conducting the study shall be paid by the department. The study shall include a comparison of the cumulative costs to issue driver's licenses and nonoperator's identification cards under both the state department of transportation program and the county issuance program. The study shall be based on those issuance activities that are common to both programs. Prior to the study period, the auditor of state shall meet with the department and the county treasurers association to determine the study methodology to ensure appropriate accounting for time and cost during the study. The findings and recommendations submitted by the auditor of state shall be considered by the general assembly in adjusting the amount of the fees retained by the county treasurers for issuance of driver's licenses and nonoperator's identification cards.