

# **Standing Appropriations Bill Senate File 452**

Last Action:

**FINAL ACTION**

May 22, 2013

**An Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions.**

**Fiscal Services Division  
Legislative Services Agency**

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

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>

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**FUNDING SUMMARY**

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Senate File 452 makes adjustments to standing appropriations currently in statute as well as making new appropriations. This Bill impacts General Fund appropriation levels for FY 2014 and FY 2015 as follows:

- FY 2014: Provides a net decrease in appropriations of \$6.7 million.
- FY 2015: Provides a net decrease in appropriations of \$11.7 million.

Senate File 452 also provides \$11.4 million in supplemental appropriations from the IowaCare Account to the University of Iowa Hospitals and Clinics for FY 2013.

**NEW PROGRAMS, SERVICES, OR ACTIVITIES**

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Provides justices, judges, and magistrates, with salary increases of 4.5%, beginning January 3, 2014. Page 11, Line 21

Adds the Executive Director of the Iowa Public Information Board to Salary Range 4, which is within the range of \$63,690 to \$97,460. Page 13, Line 12

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

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Suspends the General Fund standing appropriation of \$14.8 million for the Instructional Support Program for FY 2014 and FY 2015. Page 2, Line 16

Reduces the FY 2014 standing appropriation for the Legislative Branch by \$3.0 million. Page 2, Line 22

Reduces the FY 2014 General Fund standing appropriation to the Department of Management for the payment of Appeal Board Claims by \$4.1 million. Page 2, Line 31

Limits the General Fund appropriation to the Department of Cultural Affairs (DCA) for operational support grants and community cultural grants to \$417,000 for FY 2014 and \$208,000 for FY 2015. Page 2, Line 43

Limits the General Fund appropriation to the Department of Education for nonpublic school transportation to \$8.5 million for FY 2014 and FY 2015. Page 3, Line 4

Limits the General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$18,000 for FY 2014 and \$9,000 for FY 2015. Page 3, Line 11

**EXECUTIVE SUMMARY**  
STANDING APPROPRIATIONS BILL

Limits the FY 2015 General Fund appropriation to the Iowa Economic Development Authority (IEDA) for regional tourism marketing to \$582,000. Page 3, Line 25

Increases the standing appropriation for the Special Olympics beginning in FY 2014 from \$50,000 to \$100,000 annually. Page 3, Line 38

Reduces the FY 2014 State school aid funding to area education agencies (AEAs) by \$15.0 million. Page 4, Line 5

Provides a General Fund appropriation to the Iowa Public Information Board of \$75,000 for FY 2014 to supplement the \$275,000 appropriation provided in HF 603 (Administration and Regulation Appropriations Bill). Page 4, Line 18

Provides a General Fund appropriation of \$500,000 to the College Student Aid Commission for Iowa Tuition Grants for nonprofit institutions for FY 2014 to supplement the appropriation of \$46.5 million provided in HF 604 (Education Appropriations Bill). Page 4, Line 28

Authorizes 3.0 FTE positions for the Governor's Office and 1.0 FTE position for the Department of Management in addition to the positions authorized in HF 603 (Administration and Regulation Appropriations Bill). Page 4, Line 35

Provides an FY 2014 General Fund appropriation of \$29.8 million to the Property Tax Relief Fund to be distributed to the counties based on the \$47.28 equalization formula. Makes changes to provisions enacted in SF 2315 (FY 2013 Adult Mental Health and Disability Services System Redesign Act), requires counties to pay any outstanding bills owed to DHS related to Mental Health and Disability Services, and continues the Children's Mental Health workgroup. Page 55, Line 20

**SUPPLEMENTAL APPROPRIATIONS**

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Provides an FY 2013 supplemental appropriation of \$6.9 million from the IowaCare Account to the University of Iowa Hospitals and Clinics (UIHC) due to increased enrollment and utilization at the UIHC. Page 53, Line 41

Provides an FY 2013 supplemental appropriation of \$3.5 million from the IowaCare Account to the to the physicians at the UIHC due to increased enrollment and utilization at the UIHC. Page 54, Line 8

Provides an FY 2013 supplemental appropriation of \$1.0 million from the IowaCare Account to the Care Coordination Pool.

Page 54, Line 30

**STUDIES AND INTENT**

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Directs the Department of Human Services to adopt administrative rules to allow cost of staff training incurred by Home and Community-Based Services (HCBS) waiver providers under Medicaid to be reimbursed as a direct cost.

Page 5, Line 1

Requires the Administrative Rules Review Committee to consider the scope, impact, and long-term consequences of legislation that delegates authority to state agencies to be construed narrowly and requires the Committee to submit a report of findings by January, 13, 2015.

Page 5, Line 11

Requires the newborn screening policy in this Bill to be included in the State's Newborn Screening Panel and requires the Center for Congenital and Inherited Disorders Advisory Committee to make recommendations on implementing the screening. Reporting of the results of newborn screening is only required if funding is available for the implementation of the reporting requirement.

Page 26, Line 24

Requires the Department of Revenue, in consultation with the DOM and other interested stakeholders, to study the current administrative appeals processes for tax matters and make recommendations for necessary changes, and to study the possibility of creating a new consolidated tax appeal board. Requires a report be filed with the chairpersons and ranking members of the Ways and Means Committees of the Senate and the House of Representatives and with the LSA by January 8, 2014.

Page 41, Line 43

Specifies that if a private agency contracted with a school district to provide general or special education instructional programs on or before FY 2011 for FY 2012 and FY 2013, the facility may charge the school district for the costs of the programs.

Page 48, Line 32

Requests the Legislative Council to create an interim study committee during the 2013 interim to review the payment of general education and special education costs associated with student services provided by private agencies.

Page 49, Line 18

Requires the Department of Human Services to reconvene the Children's Services Workgroup first convened during the 2012 interim. The Workgroup is to complete its deliberations to develop a proposal for publicly funded children's disability services. Requires the workgroup to submit a report to the General Assembly by November 15, 2013.

Page 61, Line 30

**SIGNIFICANT CODE CHANGES**

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Permits county election commissioners to use an electronic election register to produce the voter declaration that is required for voting purposes.	Page 5, Line 20
Extends the date that funds may be expended from the FY 2014 and FY 2015 Conservation Reserve Enhancement Program (CREP) appropriations to the close of FY 2017 and FY 2018, respectively.	Page 5, Line 27
Establishes an annual assessment fee for licensed health care facilities for the purpose of covering the cost of contested citation reviews conducted by the Department of Inspections and Appeals.	Page 6, Line 4
Requires all individuals with a duty related to death certification to use an electronic death record system when one is activated.	Page 6, Line 16
Makes changes to the Human Rights Board to clarify that a quorum is determined by a majority of the voting members present and any substantive action requires the affirmative vote of two-thirds of the voting members that are present.	Page 6, Line 25
Provides clarification that the Department on Aging designate area agencies on aging, rather than participating entities, to establish a coordinated system for providing statutory services to the aging population.	Page 6, Line 33
Replaces mental health therapist positions with social worker positions as a shared operational function eligible for school aid formula supplementary weighting.	Page 6, Line 42
Provides that children of a police officer killed in the line of duty that were covered under the Protection Occupation class of the Iowa Public Employees Retirement System (IPERS), are added to the list of qualified students for the Iowa Grant Program.	Page 7, Line 26
Allows an advertising device installed along an interstate highway within city limits that was subsequently displaced prior to the highway being designated a scenic byway, to be relocated to a location determined by the Department of Transportation that is similar to the previous location.	Page 7, Line 32
Restricts an individual listed on the sex offender registry from selling or dispensing ice cream from a motor vehicle to minors.	Page 8, Line 13
Extends the date that funds may be expended from Conservation Reserve Enhancement Program (CREP) appropriations made from FY 2009 to FY 2013 to the close of FY 2017.	Page 8, Line 20

Provides that HF 649 is effective on the date of enactment of this Bill. House File 649 relates to the public use of certain private lands and waters for recreational purposes. Page 9, Line 28

Allocates \$200,000 from the FY 2014 Medicaid appropriation to the Iowa Chronic Care Consortium. This continues funding at the level the Consortium received in FY 2013. Page 9, Line 33

Requires that the appropriations provided to the Departments of Public Safety and Corrections in SF 447 (Justice Systems Appropriations Bill) for operational costs be used to retain nonsupervisory personnel and not be used for administrative purposes. Page 9, Line 43

Division IV of this Bill provides numerous nonsubstantive statutory corrective provisions to the Iowa Code and the 2013 Iowa Acts. Page 13, Line 23

Increases the number of years limited English proficient (LEP) students are eligible to generate supplementary weighting for excess costs associated with LEP instruction from four years to five. Specifies that the extension applies to LEP students first identified on or after July 1, 2010. Page 25, Line 12

**FISCAL IMPACT:** This is estimated to increase FY 2015 State school aid funding by \$5.1 million and local property taxes by \$700,000.

Establishes a Newborn Critical Congenital Heart Disease Screening Program. Requires the Center for Congenital and Inherited Disorders, with assistance from the Department of Public Health (DPH), to require birthing hospitals to perform congenital heart disease screening by pulse oximetry or other means as determined by rule, in conjunction with the metabolic screening required pursuant to Iowa Code, section 136A.5. Page 25, Line 42

Provides clarification that curing a default for a closed credit card account does not restore the consumer's rights under the credit card agreement. Page 26, Line 39

Provides technical and conforming changes to the Notary Public statute in the Iowa Code. Page 27, Line 25

Makes various changes to the Corn Promotion Board. Page 30, Line 13

Incorporates changes made to base population estimates determined by the U.S. Census Bureau for the period beginning March 2011 and ending March 2021, for purpose of impacting the distribution of Street Page 33, Line 11

Construction Fund to cities. Allows a city to submit a request to the Treasurer of State by October 1, 2013, for an additional distribution from the Street Construction Fund for revisions made and certified by the U.S. Census Bureau to a city's population base since the last decennial census.

**FISCAL IMPACT:** A one-time General Fund appropriation, estimated at \$135,000, to the Street Construction Fund is authorized for payment to certain cities where corrections were made to the census count by the U.S. Census Bureau as of March 2011.

Increases the annual cap on Historic Preservation and Cultural District and Entertainment District Tax Credits from the current level of \$45.0 million to \$55.0 million for FY 2015, FY 2016, and FY 2017. Beginning in FY 2018, the annual cap is set at \$50.0 million.

Page 34, Line 4

**FISCAL IMPACT:** Increasing the cap on the Tax Credit is estimated to reduce General Fund revenues by \$200,000 in FY 2015, \$2.1 million in FY 2016, \$4.6 million in FY 2017, \$6.4 million in FY 2018, and \$6.5 million in FY 2019.

Amends the allocation of income provisions related to S-Corporation income apportionment. An estate or trust that is a shareholder in an S-Corporation is made eligible to claim the S-Corporation Apportionment Tax Credit. This change is effective on enactment and applies retroactively to January 1, 2013.

Page 34, Line 37

**FISCAL IMPACT:** This provision is estimated to reduce General Fund revenue by \$200,000 annually beginning in FY 2014.

Adds silvicultural activities, which relates to forest and woodland management, to the list of agricultural production activities exempt from the sales and use tax.

Page 36, Line 13

**FISCAL IMPACT:** The impact on state sales and use tax receipts of this provision is expected to be minimal.

Exempts private security and detective services from the sales and use tax, if the service is provided by a peace officer.

Page 36, Line 21

**FISCAL IMPACT:** This exemption is estimated to reduce General Fund revenue by \$200,000 annually in FY 2014 and \$300,000 annually thereafter.

Provides for an orderly wind-up and eventual repeal of the Iowa Fund of Funds Program in accordance with the provisions of its organizational documents.

Page 38, Line 13

Modifies provisions relating to the allocation and distribution of moneys from the Secure an Advanced Vision for Education Fund. Page 42, Line 23

Requires school districts to conduct background checks on school district applicants and employees to determine if applicants or employees are listed in the state sex offender registry, the state central registry for child abuse, or the state central registry for dependent adult abuse. Page 43, Line 15

Establishes a From Farm to Food Donation Income Tax Credit to be claimed by taxpayers that produce a food commodity. Provides that a taxpayer may claim a tax credit for 15.0% of the value of donated commodities up to \$5,000. The tax credit applies to tax years beginning on or after January 1, 2014. Page 44, Line 23

**FISCAL IMPACT:** The new tax credit is estimated to reduce General Fund revenue by \$130,000 in FY 2015, \$193,000 in FY 2016, \$221,000 in FY 2017, \$243,000 in FY 2018, and \$264,000 in FY 2019.

Allows a city to increase the city franchise fee from 5.0% to a rate not to exceed 7.5% beginning July 1, 2013, to pay for legal indebtedness related to court-ordered restitution or refunds associated with franchise fees collected by the city prior to the effective date of this Act. Any increase in the franchise fee is limited to a period not to exceed seven consecutive years. Requires a referendum on the question to increase the fee at a special election. The provision pertaining to the use of the increased franchise fee is repealed on July 1, 2030. Page 46, Line 25

Increases the \$4,000 upper limitation on awards under the Iowa Tuition Grant Program to \$5,000 beginning in FY 2014. Page 48, Line 25

Repeals a provision in SF 181 (Matters under the Purview of the Banking Division) that was passed by the General Assembly and signed into law by the Governor, that pertains to requiring the Architectural Examining Board to adopt rules to govern the practice of architecture through business entities to protect the public from misleading and deceptive advertising and to guard against the unlicensed practice of architecture. Page 49, Line 39

Expands current law to apply to a broader range of devices that interfere with radar speed meters and laser speed meters. The fine amount remains the same as current law, a simple misdemeanor punishable by a scheduled fine of \$100. Page 50, Line 5

Requires vehicle owners with a vehicle located in Iowa for more than 90 days, operated on Iowa roads by an Iowa resident, to register the vehicle in Iowa. If the nonresident owner of a vehicle is a partnership, limited liability corporation (LLC), or a corporation that is a shell business, and there is evidence that the Iowa Page 51, Line 3

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STANDING APPROPRIATIONS BILL

resident in control of the vehicle is the actual owner of the vehicle, the vehicle is subject to the fee for new registration and annual registration in Iowa.

Repeals the annual registration fee for electric motor vehicles. The repeal of this provision will require electric vehicles to pay a registration fee based on the current weight/value formula.

Page 53, Line 18

Lowers the University of Iowa Hospitals and Clinics (UIHC) Certified Public Expenditure (CPE) cap by \$6.0 million for FY 2013 to more accurately reflect what the UIHC will provide for a match.

Page 53, Line 34

Requires the Board of Regents to transfer \$1.3 million to the IowaCare Account for the nonfederal share of the supplemental appropriation for the UIHC physicians.

Page 55, Line 6

Makes changes relating to Disability Services System Redesign, to delineate requirements pertaining to Mental Health and Disability Services (MH/DS) State collection and management information systems and outcome and performance data.

Page 62, Line 4

Senate File 452 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section
3	38	7	Amend	8.8
4	5	8	Add	257.35.7A
5	20	14	Add	49.77.1.c
6	4	16	Add	135C.7
6	16	17	Add	144.26.5
6	25	18	Amend	216A.3.3
6	33	19	Amend	231.64.1
6	42	20	Amend	257.11.6A.a.(1)
7	26	21	Amend	261.93.2.b.(4)
7	32	22	Amend	306D.4
8	13	23	Add	692A.113.3.e
13	25	45	Amend	2.12
14	20	46	Amend	2.42.14
14	26	47	Amend	2C.3.2
14	34	48	Amend	2C.9.6
14	41	49	Amend	2C.11.1
15	3	50	Amend	2C.18
15	17	51	Amend	8B.21.5.e
15	25	52	Amend	23A.4.3
15	32	53	Amend	29.1
15	42	54	Amend	35A.13.6A.b.(1)
16	18	55	Amend	70A.28.6
17	5	56	Amend	105.10.3
17	22	57	Amend	105.32
17	33	58	Amend	126.11.3.b
18	10	59	Amend	249A.43.3
18	18	60	Amend	252D.17.1.m
18	31	61	Amend	263B.3
18	41	62	Amend	321.463.12A.a,c
19	15	63	Amend	321E.9A.1
19	26	64	Amend	327F.39.6.b
19	33	65	Amend	418.5.1
20	2	66	Amend	426A.11.1
20	8	67	Amend	437B.2.8.a.(2)
20	17	68	Amend	437B.2.10
20	24	69	Amend	437B.10.2.b
20	30	70	Amend	455B.275.3A.a,b
20	40	71	Amend	490.863.3.a
21	4	72	Amend	490.1302.2.d
21	11	73	Amend	522.6.2
21	26	74	Amend	533.405.4A.b.(1),(2)
21	42	75	Amend	543C.2.1.j
22	13	76	Amend	556.2.5.a
22	22	77	Amend	716.7.1
23	3	78	Amend	724.2.1.i
25	15	89	Amend	257.31.5.j
25	21	90	Amend	280.4.3
26	1	91	New	136A.5A
26	41	93	Amend	537.5110.4.c

Senate File 452 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section
27	15	94	Add	537.5111.4A
27	27	95	Amend	9B.15.3
27	32	96	Amend	9B.17.1.a
28	1	97	Amend	321I.31.3
28	21	98	Amend	462A.77.4
28	41	99	Amend	554.3505.2
29	10	100	Amend	589.4
29	28	101	Amend	589.5
30	4	102	Amend	622.86
30	15	103	Add	185C.1.4A
30	20	104	Amend	185C.1.5
30	27	105	Amend	185C.3
30	37	106	Strike and Replace	185C.6
31	10	107	Amend	185C.7
31	33	108	Amend	185C.8
32	28	109	Strike	185C.10.3
32	30	110	Amend	185C.14.3
33	13	113	Add	312.3.2.d
34	7	117	Amend	404A.4.2.d
34	13	118	Add	404A.4.2.e,f
34	23	119	Amend	404A.4.4.a
34	39	120	Amend	422.5.1.j.(2).(a)
35	23	121	Amend	422.8.2.b
35	34	122	Amend	422.15.2
36	13	125	Amend	423.1.5
36	21	126	Amend	423.2.6.a
37	30	127	Amend	423.3.47.d.(4)
38	8	128	Add	423.3.99
38	15	129	Add	15E.62.03,04
38	32	130	Amend	15E.65.2.h
39	5	131	New	15E.72
42	25	134	Amend	423F.2.1.b
42	39	135	Amend	423F.2.3
43	17	137	New	279.69
44	25	139	New	190B.301
44	31	140	New	190B.302
44	41	141	New	190B.303
45	3	142	New	190B.304
45	21	143	New	190B.305
45	31	144	New	190B.306
46	12	145	New	422.11E
46	17	146	Add	422.33.30
46	27	148	Amend	364.2.4.f
48	5	149	Add	384.3A.3.j
48	27	151	Strike and Replace	261.12.1.b
50	7	158	Amend	321.232
50	41	159	Amend	805.8A.14.g
51	5	160	Amend	321.55
52	36	161	Amend	321.105A.7

Senate File 452 provides for the following changes to the Code of Iowa.

<b>Page #</b>	<b>Line #</b>	<b>Bill Section</b>	<b>Action</b>	<b>Code Section</b>
53	18	162	Repeal	321.116
55	20	170	Amend	331.389.3.a
55	29	171	Add	331.396.1.0d
55	41	172	Add	331.396.2.0d
56	10	173	Amend	331.397.2.b
56	25	174	Amend	331.397.7
57	32	177	Amend	426b.3.4
62	7	187	Amend	225C.4.1.j
62	20	188	Amend	225C.6A
64	40	189	Repeal	225C.4.1.j
64	43	190	Repeal	225C.6A

1 8 DIVISION I  
 1 9 STANDING APPROPRIATIONS AND RELATED MATTERS

1 10 Section 1. BUDGET PROCESS FOR FISCAL YEAR 2014-2015.

1 11 1. For the budget process applicable to the fiscal year  
 1 12 beginning July 1, 2014, on or before October 1, 2013, in lieu  
 1 13 of the information specified in section 8.23, subsection 1,  
 2 1 unnumbered paragraph 1, and paragraph "a", all departments and  
 2 2 establishments of the government shall transmit to the director  
 2 3 of the department of management, on blanks to be furnished by  
 2 4 the director, estimates of their expenditure requirements,  
 2 5 including every proposed expenditure, for the ensuing fiscal  
 2 6 year, together with supporting data and explanations as called  
 2 7 for by the director of the department of management after  
 2 8 consultation with the legislative services agency.

2 9 2. The estimates of expenditure requirements shall be  
 2 10 in a form specified by the director of the department of  
 2 11 management, and the expenditure requirements shall include all  
 2 12 proposed expenditures and shall be prioritized by program or  
 2 13 the results to be achieved. The estimates shall be accompanied  
 2 14 by performance measures for evaluating the effectiveness of the  
 2 15 programs or results.

2 16 Sec. 2. INSTRUCTIONAL SUPPORT STATE AID — FY 2013-2014  
 2 17 — FY 2014-2015. In lieu of the appropriation provided in  
 2 18 section 257.20, subsection 2, the appropriation for the fiscal  
 2 19 years beginning July 1, 2013, and July 1, 2014, for paying  
 2 20 instructional support state aid under section 257.20 for fiscal  
 2 21 years 2013-2014 and 2014-2015 is zero.

2 22 Sec. 3. GENERAL ASSEMBLY.

2 23 1. The appropriations made pursuant to section 2.12 for the  
 2 24 expenses of the general assembly and legislative agencies for  
 2 25 the fiscal year beginning July 1, 2013, and ending June 30,  
 2 26 2014, are reduced by the following amount:

2 27 ..... \$ 3,000,000

2 28 2. The budgeted amounts for the general assembly for the  
 2 29 fiscal year beginning July 1, 2013, may be adjusted to reflect  
 2 30 unexpended budgeted amounts from the previous fiscal year.

2 31 Sec. 4. CLAIMS AGAINST THE STATE. The appropriations made  
 2 32 pursuant to section 25.2 for paying claims against the state

Requires State agencies to submit FY 2015 budget information to the Department of Management (DOM) and include all proposed expenditures, supporting data, and explanations. Requires the Director of the DOM to consult with the Legislative Services Agency (LSA) concerning the provision of support data. Requires budgeted expenditures to be prioritized by program or by results expected to be achieved, and requires performance measures to be included with the budget information.

Suspends the General Fund standing appropriation of \$14,800,000 for the Instructional Support Program for FY 2014 and FY 2015.

DETAIL: The Program also received no funding in FY 2013. Although no State funding will be provided for the Program, school districts that implement the Program will use local property tax and income surtax to fund their portion of the Program. In FY 2013, 336 districts (96.6%) implemented the Program and generated \$189,900,000 in local taxes (\$85,700,000 in income surtax and \$104,200,000 in property taxes) to fund the Program.

Reduces the FY 2014 standing appropriation for the Legislative Branch by \$3,000,000.

DETAIL: The FY 2014 Legislative Branch budget is estimated at \$37,000,000. This requirement reduces the budget to \$34,000,000 and represents a decrease of \$237,076 compared to the amount budgeted for FY 2013.

Reduces the FY 2014 General Fund standing appropriation to the Department of Management for the payment of Appeal Board Claims

2 33 for the fiscal year beginning July 1, 2013, and ending June 30,  
 2 34 2014, are reduced by the following amount:  
 2 35 ..... \$ 4,086,307

by \$4,086,307.

DETAIL: Appeal Board claims for FY 2014 are estimated to be \$7,086,307. The State Appeal Board is comprised of the Auditor of State, Treasurer of State, and the Director of the Department of Management. The purpose of the Board is to approve or reject the payment of claims against the State or a State employee and to resolve local budget protests. The Board will also ratify payments associated with court judgments and settlements against the State.

2 36 Sec. 5. LIMITATIONS OF STANDING APPROPRIATIONS — FY  
 2 37 2013-2014. Notwithstanding the standing appropriations  
 2 38 in the following designated sections for the fiscal year  
 2 39 beginning July 1, 2013, and ending June 30, 2014, the amounts  
 2 40 appropriated from the general fund of the state pursuant to  
 2 41 these sections for the following designated purposes shall not  
 2 42 exceed the following amounts:

CODE: Limits selected FY 2014 standing appropriations to specified amounts.

2 43 1. For operational support grants and community cultural  
 3 1 grants under section 99F.11, subsection 3, paragraph “d”,  
 3 2 subparagraph (1):  
 3 3 ..... \$ 416,702

Limits the FY 2014 General Fund appropriation to the Department of Cultural Affairs (DCA) for operational support grants and community cultural grants to \$416,702.

DETAIL: This is a decrease of \$103,298 compared to the standing appropriation of \$520,000 specified in statute. This represents the same level of funding appropriated for FY 2013. Iowa Code section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the DCA.

3 4 2. For payment for nonpublic school transportation under  
 3 5 section 285.2:  
 3 6 ..... \$ 8,560,931  
 3 7 If total approved claims for reimbursement for nonpublic  
 3 8 school pupil transportation exceed the amount appropriated in  
 3 9 accordance with this subsection, the department of education  
 3 10 shall prorate the amount of each approved claim.

Limits the FY 2014 General Fund appropriation to the Department of Education for nonpublic school transportation to \$8,560,931. Requires the appropriation to be prorated if the claims exceed the appropriation.

DETAIL: This is an increase of \$1,500,000 compared to FY 2013, and a decrease of \$1,100,000 compared to the estimated standing appropriation of \$9,660,931 specified in current law.

3 11 3. For the enforcement of chapter 453D relating to tobacco  
 3 12 product manufacturers under section 453D.8:  
 3 13 ..... \$ 18,416

Limits the FY 2014 General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$18,416.

DETAIL: This is the same level of funding provided in FY 2013, and a decrease of \$6,584 compared to the \$25,000 standing appropriation specified in statute.

3 14 Sec. 6. LIMITATIONS OF STANDING APPROPRIATIONS — FY  
 3 15 2014-2015. Notwithstanding the standing appropriations  
 3 16 in the following designated sections for the fiscal year

CODE: Limits selected FY 2015 standing appropriations to specified amounts.

3 17 beginning July 1, 2014, and ending June 30, 2015, the amounts  
 3 18 appropriated from the general fund of the state pursuant to  
 3 19 these sections for the following designated purposes shall not  
 3 20 exceed the following amounts:

3 21 1. For operational support grants and community cultural  
 3 22 grants under section 99F.11, subsection 3, paragraph "d",  
 3 23 subparagraph (1):  
 3 24 ..... \$ 208,351

Limits the FY 2015 General Fund appropriation to the Department of Cultural Affairs for operational support grants and community cultural grants to \$208,351.

DETAIL: This is a decrease of \$311,649 compared to the estimated standing appropriation of \$520,000 and represents 50.00% of the amount appropriated for FY 2014. Iowa Code section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the DCA.

3 25 2. For regional tourism marketing under section 99F.11,  
 3 26 subsection 3, paragraph "d", subparagraph (2):  
 3 27 ..... \$ 582,000

Limits the FY 2015 General Fund appropriation to the Iowa Economic Development Authority (IEDA) for regional tourism marketing to \$405,153.

DETAIL: This is a decrease of \$758,847 compared to the estimated standing appropriation of \$1,164,000 and represents 50.00% of the amount appropriated for FY 2014. Iowa Code section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the IEDA.

3 28 3. For payment for nonpublic school transportation under  
 3 29 section 285.2:  
 3 30 ..... \$ 8,560,931  
 3 31 If total approved claims for reimbursement for nonpublic  
 3 32 school pupil transportation exceed the amount appropriated in  
 3 33 accordance with this subsection, the department of education  
 3 34 shall prorate the amount of each approved claim.

Limits the FY 2015 General Fund appropriation to the Department of Education for nonpublic school transportation to \$8,560,931. Requires the appropriation to be prorated if the claims exceed the appropriation.

DETAIL: This maintains the same level of funding as provided in FY 2014. This represents a decrease of \$1,100,000 compared to the estimated standing appropriation of \$9,660,931 specified in current law.

3 35 4. For the enforcement of chapter 453D relating to tobacco  
 3 36 product manufacturers under section 453D.8:  
 3 37 ..... \$ 9,208

Limits the FY 2015 General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$9,208.

DETAIL: This is a decrease of \$9,208 compared to the FY 2014 appropriation, and a decrease of \$15,792 compared to the \$25,000 standing appropriation specified in statute.

3 38 Sec. 7. Section 8.8, Code 2013, is amended to read as  
 3 39 follows:  
 3 40 8.8 SPECIAL OLYMPICS FUND — APPROPRIATION.  
 3 41 A special olympics fund is created in the office of the  
 3 42 treasurer of state under the control of the department of

CODE: Increases the standing appropriation for the Special Olympics beginning in FY 2014 from \$50,000 to \$100,000 annually.

DETAIL: The funds are distributed to organizations that administer Special Olympics programs.

3 43 management. There is appropriated annually from the general  
 4 1 fund of the state to the special olympics fund  ~~fifty one~~  
 4 2  hundred thousand dollars for distribution to one or more  
 4 3 organizations which administer special olympics programs  
 4 4 benefiting the citizens of Iowa with disabilities.

4 5 Sec. 8. Section 257.35, Code 2013, is amended by adding the  
 4 6 following new subsection:  
 4 7 NEW SUBSECTION 7A. Notwithstanding subsection 1, and in  
 4 8 addition to the reduction applicable pursuant to subsection  
 4 9 2, the state aid for area education agencies and the portion  
 4 10 of the combined district cost calculated for these agencies  
 4 11 for the fiscal year beginning July 1, 2013, and ending June  
 4 12 30, 2014, shall be reduced by the department of management by  
 4 13 fifteen million dollars. The reduction for each area education  
 4 14 agency shall be prorated based on the reduction that the agency  
 4 15 received in the fiscal year beginning July 1, 2003.

CODE: Reduces the FY 2014 State aid funding to area education agencies (AEAs) by \$15,000,000.

DETAIL: In addition to the \$15,000,000 State aid reduction for FY 2014, the AEAs have an annual statutory reduction of \$7,500,000. The State aid reduction to AEAs will total \$22,500,000.

4 16 DIVISION II  
 4 17 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

4 18 Sec. 9. IOWA PUBLIC INFORMATION BOARD. There is  
 4 19 appropriated from the general fund of the state to the Iowa  
 4 20 public information board for the fiscal year beginning July  
 4 21 1, 2013, and ending June 30, 2014, the following amount, or  
 4 22 so much thereof as is necessary, to be used for the purposes  
 4 23 designated:

General Fund appropriation to the Iowa Public Information Board for FY 2014.

DETAIL: This appropriation will supplement the General Fund appropriation of \$275,000 provided in HF 603 (Administration and Regulation Appropriations Bill).

4 24 For salaries, support, maintenance, and miscellaneous  
 4 25 purposes, and in addition to moneys appropriated to the board  
 4 26 in 2013 Iowa Acts, House File 603, if enacted:  
 4 27 ..... \$ 75,000

4 28 Sec. 10. IOWA TUITION GRANTS. There is appropriated from  
 4 29 the general fund of the state to the college student aid  
 4 30 commission for the fiscal year beginning July 1, 2013, and  
 4 31 ending June 30, 2014, the following amount, or so much thereof  
 4 32 as is necessary, to be used for the purposes designated:

Appropriates \$500,000 to the College Student Aid Commission for Iowa Tuition Grants for nonprofit institutions.

DETAIL: This appropriation will supplement the General Fund appropriation of \$46,513,448 provided in HF 604 (Education Appropriations Bill) for nonprofit institutions.

4 33 For Iowa tuition grants under section 261.25:  
 4 34 ..... \$ 500,000

NOTE: Section 17 of HF 648 (Bond Repayment and Supplemental Appropriations Bill) makes a technical correction to this Section to clarify that the \$500,000 appropriation is for nonprofit institutions.

4 35 Sec. 11. FTE AUTHORIZATION.  
 4 36 1. For purposes of the offices of the governor and  
 4 37 lieutenant governor, there is authorized an additional 3.00  
 4 38 full-time equivalent positions above those otherwise authorized  
 4 39 pursuant to 2013 Iowa Acts, House File 603, if enacted.

Authorizes 3.00 FTE positions for the Governor's Office and 1.00 FTE position for the Department of Management in addition to the positions authorized in HF 603 (Administration and Regulation Appropriations Bill).

4 40 2. For purposes of the department of management, there is  
 4 41 authorized an additional 1.00 full-time equivalent position  
 4 42 above those otherwise authorized pursuant to 2013 Iowa Acts,  
 4 43 House File 603, if enacted.

5 1 Sec. 12. HOME AND COMMUNITY-BASED SERVICES PROVIDERS  
 5 2 — REASONABLE COSTS OF STAFF TRAINING — REIMBURSEMENT AS  
 5 3 DIRECT COSTS. The department of human services shall adopt  
 5 4 rules pursuant to chapter 17A to provide that reasonable  
 5 5 costs of staff training incurred by providers of home and  
 5 6 community-based services under the medical assistance program  
 5 7 are reimbursable as direct costs. Such reimbursement shall  
 5 8 include reimbursement of the reasonable costs associated with  
 5 9 the learning management system utilized under the college of  
 5 10 direct support training program.

Directs the Department of Human Services to adopt administrative rules to allow costs of staff training incurred by Home and Community-Based Services (HCBS) waiver providers under Medicaid to be reimbursed as a direct cost.

5 11 Sec. 13. ADMINISTRATIVE RULES REVIEW COMMITTEE. The  
 5 12 administrative rules review committee shall consider the scope,  
 5 13 impact, and long-term consequences of legislation requiring  
 5 14 delegations of authority to state agencies be construed  
 5 15 narrowly. The committee shall submit a report of the committee  
 5 16 findings to the speaker of the house and the majority leader  
 5 17 of the senate by January 12, 2015. The legislative services  
 5 18 agency shall provide necessary staff support for the committee  
 5 19 consideration.

Requires the Administrative Rules Review Committee to consider the scope, impact, and long-term consequences of legislation that delegates authority to state agencies to be construed narrowly. Requires the Committee to submit a report of findings to the Speaker of the House and the Majority Leader of the Senate by January, 13, 2015.

5 20 Sec. 14. Section 49.77, subsection 1, Code 2013, is amended  
 5 21 by adding the following new paragraph:  
 5 22 NEW PARAGRAPH c. At the discretion of the commissioner,  
 5 23 an electronic election register may be used to produce the  
 5 24 declaration required in this subsection. The person desiring  
 5 25 to vote shall sign the declaration produced by the electronic  
 5 26 election register prior to receiving a ballot.

CODE: Permits county election commissioners to use an electronic election register to produce the voter declaration that is required for voting purposes.

5 27 Sec. 15. NONREVERSION — CONSERVATION RESERVE ENHANCEMENT  
 5 28 PROGRAM APPROPRIATIONS.

5 29 1. Notwithstanding section 8.33, and if enacted pursuant  
 5 30 to 2013 Iowa Acts, Senate File 435, moneys appropriated from  
 5 31 the environment first fund to the department of agriculture  
 5 32 and land stewardship for purposes of the conservation reserve  
 5 33 enhancement program for the fiscal year beginning July 1, 2013,  
 5 34 that remain unencumbered or unobligated at the close of the  
 5 35 fiscal year shall not revert but shall remain available for  
 5 36 expenditure for the purposes designated until the close of the  
 5 37 fiscal year that begins July 1, 2016.

CODE: Extends the date that funds may be expended from the FY 2014 Conservation Reserve Enhancement Program (CREP) appropriation to the close of FY 2017.

DETAIL: Senate File 435 (Agriculture and Natural Resources Appropriations Act) appropriates \$1,000,000 from the Environment First Fund for the CREP for FY 2014.

5 38 2. Notwithstanding section 8.33, and if enacted pursuant

CODE: Extends the date that funds may be expended from the FY

5 39 to 2013 Iowa Acts, Senate File 435, moneys appropriated from  
 5 40 the environment first fund to the department of agriculture  
 5 41 and land stewardship for purposes of the conservation reserve  
 5 42 enhancement program for the fiscal year beginning July 1, 2014,  
 5 43 that remain unencumbered or unobligated at the close of the  
 6 1 fiscal year shall not revert but shall remain available for  
 6 2 expenditure for the purposes designated until the close of the  
 6 3 fiscal year that begins July 1, 2017.

2015 Conservation Reserve Enhancement Program (CREP)  
 appropriation to the close of FY 2018.

DETAIL: Senate File 435 (Agriculture and Natural Resources  
 Appropriations Act) appropriates \$500,000 from the Environment First  
 Fund for the CREP for FY 2015.

6 4 Sec. 16. Section 135C.7, Code 2013, is amended by adding the  
 6 5 following new unnumbered paragraph:  
 6 6 NEW UNNUMBERED PARAGRAPH In addition to the license fees  
 6 7 listed in this section, there shall be an annual assessment  
 6 8 assessed to each licensee in an amount to cover the cost of  
 6 9 independent reviewers provided pursuant to section 135C.42.  
 6 10 The department shall, in consultation with licensees, establish  
 6 11 the assessment amount by rule based on the award of a request  
 6 12 for proposals. The assessment shall be retained by the  
 6 13 department as a repayment receipt as defined in section 8.2  
 6 14 and used for the purpose of paying the cost of the independent  
 6 15 reviewers.

CODE: Establishes an annual assessment fee for licensed health care  
 facilities for the purpose of covering the cost of contested citation  
 reviews conducted by the Department of Inspections and Appeals  
 (DIA).

NOTE: Senate File 394 (Health Care Facility Informal Conference Act)  
 changed DIA's informal appeal procedures to require that an  
 independent reviewer oversee the informal appeals. The fiscal impact  
 of the revised procedure is projected to increase costs for DIA from  
 \$16,000 annually to between \$46,000 and \$172,000 annually.

6 16 Sec. 17. Section 144.26, Code 2013, is amended by adding the  
 6 17 following new subsection:  
 6 18 NEW SUBSECTION 5. Upon the activation of an electronic  
 6 19 death record system, each person with a duty related to death  
 6 20 certificates shall participate in the electronic death record  
 6 21 system. A person with a duty related to a death certificate  
 6 22 includes but is not limited to a physician as defined in  
 6 23 section 135.1, a physician assistant, an advanced registered  
 6 24 nurse practitioner, a funeral director, and a county recorder.

CODE: Requires all individuals with a duty related to death certification  
 to use an electronic death record system when one is activated.

6 25 Sec. 18. Section 216A.3, subsection 3, Code 2013, is amended  
 6 26 to read as follows:  
 6 27 3. A majority of the voting members of the board shall  
 6 28 constitute a quorum, and the affirmative vote of two-thirds of  
 6 29 the voting members present is necessary for any substantive  
 6 30 action taken by the board. The board shall select a  
 6 31 chairperson from the voting members of the board. The board  
 6 32 shall meet not less than four times a year.

CODE: Makes changes to the Human Rights Board to clarify that a  
 quorum is determined by a majority of the voting members present and  
 any substantive action requires the affirmative vote of two-thirds of the  
 voting members that are present.

6 33 Sec. 19. Section 231.64, subsection 1, unnumbered paragraph  
 6 34 1, Code 2013, is amended to read as follows:  
 6 35 The aging and disability resource center program shall be  
 6 36 administered by the department consistent with the federal  
 6 37 Act. The department shall designate ~~participating entities~~  
 6 38 area agencies on aging to establish, in consultation with  
 6 39 other stakeholders including organizations representing the

CODE: Provides clarification that the Department on Aging designate  
 area agencies on aging, rather than participating entities, to establish a  
 coordinated system for providing statutory services to the aging  
 population.

6 40 disability community, a coordinated system for providing all  
6 41 of the following:

6 42 Sec. 20. Section 257.11, subsection 6A, paragraph a,  
6 43 subparagraph (1), as enacted by 2013 Iowa Acts, House File 472,  
7 1 section 1, is amended to read as follows:

7 2 (1) In order to provide additional funding to increase  
7 3 student opportunities and redirect more resources to student  
7 4 programming for school districts that share operational  
7 5 functions, a supplementary weighting of two hundredths per  
7 6 pupil shall be assigned to pupils enrolled in a district that  
7 7 shares with a political subdivision one or more operational  
7 8 functions of a curriculum director, school administration  
7 9 manager, ~~mental health therapist~~, social worker, school  
7 10 nurse, school counselor, or school librarian, or one or  
7 11 more operational functions in the areas of superintendent  
7 12 management, business management, human resources,  
7 13 transportation, or operation and maintenance for at least  
7 14 twenty percent of the school year. The additional weighting  
7 15 shall be assigned for each discrete operational function  
7 16 shared. The operational function sharing arrangement does not  
7 17 need to be a newly implemented sharing arrangement to receive  
7 18 supplementary weighting under this subsection. However, to  
7 19 receive supplementary weighting under this subsection for an  
7 20 ongoing operational function sharing arrangement that began  
7 21 before July 1, 2014, the district shall submit information  
7 22 to the department documenting the cost savings directly  
7 23 attributable to the shared operational functions and describe  
7 24 the district's consideration of additional shared operational  
7 25 functions.

7 26 Sec. 21. Section 261.93, subsection 2, paragraph b,  
7 27 subparagraph (4), Code 2013, is amended to read as follows:

7 28 (4) Is the child of a fire fighter or police officer  
7 29 included under section 97B.49B, who was killed in the line of  
7 30 duty as determined by the Iowa public employees' retirement  
7 31 system in accordance with section 97B.52, subsection 2.

7 32 Sec. 22. Section 306D.4, Code 2013, is amended to read as  
7 33 follows:

7 34 306D.4 SCENIC HIGHWAY ADVERTISING.

7 35 1. The state department of transportation shall have  
7 36 the authority to adopt rules to control the erection of new  
7 37 advertising devices on a highway designated as a scenic highway  
7 38 or scenic byway in order to comply with federal requirements  
7 39 concerning the implementation of a scenic byways program.

7 40 2. Notwithstanding subsection 1, if an advertising device  
7 41 was lawfully erected along an interstate highway within the

CODE: Replaces mental health therapist positions with social worker positions as a shared operational function eligible for school aid formula supplementary weighting.

CODE: Provides that children of a police officer killed in the line of duty that were covered under the Protection Occupation class of the Iowa Public Employees Retirement System (IPERS), are added to the list of qualified students for the Iowa Grant Program.

CODE: Allows an advertising device installed along an interstate highway within city limits that was subsequently displaced prior to the highway being designated a scenic byway, to be relocated to a location determined by the Department of Transportation that is similar to the previous location.

7 42 corporate limits of a city prior to designation of the highway  
 7 43 as a scenic byway and, after such designation occurs, the  
 8 1 advertising device is displaced due to the reconstruction,  
 8 2 improvement, or relocation of the highway, the advertising  
 8 3 device may be relocated to a location determined by the  
 8 4 department to be substantially the same location, subject to  
 8 5 approval by the federal highway administration, and shall not  
 8 6 be considered an erection of a new advertising device, if all  
 8 7 of the following apply:  
 8 8 a. The location conforms to the requirements of chapters  
 8 9 306B and 306C.  
 8 10 b. The materials, number and type of supports, lighting,  
 8 11 face size, and height of the advertising device remain the  
 8 12 same.

8 13 Sec. 23. Section 692A.113, subsection 3, Code 2013, is  
 8 14 amended by adding the following new paragraph:  
 8 15 NEW PARAGRAPH e. Operate, manage, be employed by, or  
 8 16 act as a contractor or volunteer at a business that operates  
 8 17 a motor vehicle primarily marketing, from or near the motor  
 8 18 vehicle, the sale and dispensing of ice cream or other food  
 8 19 products to minors.

CODE: Restricts an individual listed on the sex offender registry from selling or dispensing ice cream from a motor vehicle to minors.

8 20 Sec. 24. 2008 Iowa Acts, chapter 1189, is amended by adding  
 8 21 the following new section:  
 8 22 NEW SECTION SEC. 31A. NONREVERSION. Notwithstanding  
 8 23 section 8.33, moneys appropriated in this division of this  
 8 24 Act to the department of agriculture and land stewardship to  
 8 25 provide financial assistance for the conservation reserve  
 8 26 enhancement program that remain unencumbered or unobligated at  
 8 27 the close of the fiscal year shall not revert but shall remain  
 8 28 available for expenditure for the purposes designated until the  
 8 29 close of the fiscal year beginning July 1, 2016.

CODE: Extends the date that funds may be expended from the FY 2009 Conservation Reserve Enhancement Program (CREP) appropriation to the close of FY 2017.

8 30 Sec. 25. 2009 Iowa Acts, chapter 175, is amended by adding  
 8 31 the following new section:  
 8 32 NEW SECTION SEC. 17A. NONREVERSION. Notwithstanding  
 8 33 section 8.33, moneys appropriated in this division of this  
 8 34 Act to the department of agriculture and land stewardship to  
 8 35 provide financial assistance for the conservation reserve  
 8 36 enhancement program that remain unencumbered or unobligated at  
 8 37 the close of the fiscal year shall not revert but shall remain  
 8 38 available for expenditure for the purposes designated until the  
 8 39 close of the fiscal year beginning July 1, 2016.

CODE: Extends the date that funds may be expended from the FY 2010 Conservation Reserve Enhancement Program (CREP) appropriation to the close of FY 2017.

8 40 Sec. 26. 2010 Iowa Acts, chapter 1191, is amended by adding  
 8 41 the following new section:  
 8 42 NEW SECTION SEC. 19A. NONREVERSION. Notwithstanding

CODE: Extends the date that funds may be expended from the FY 2011 Conservation Reserve Enhancement Program (CREP) appropriation to the close of FY 2017.

8 43 section 8.33, moneys appropriated in this division of this  
 9 1 Act to the department of agriculture and land stewardship to  
 9 2 provide financial assistance for the conservation reserve  
 9 3 enhancement program that remain unencumbered or unobligated at  
 9 4 the close of the fiscal year shall not revert but shall remain  
 9 5 available for expenditure for the purposes designated until the  
 9 6 close of the fiscal year beginning July 1, 2016.

9 7 Sec. 27. 2011 Iowa Acts, chapter 128, is amended by adding  
 9 8 the following new section:  
 9 9 NEW SECTION SEC. 14A. NONREVERSION. Notwithstanding  
 9 10 section 8.33, moneys appropriated in this division of this  
 9 11 Act to the department of agriculture and land stewardship to  
 9 12 provide financial assistance for the conservation reserve  
 9 13 enhancement program that remain unencumbered or unobligated at  
 9 14 the close of the fiscal year shall not revert but shall remain  
 9 15 available for expenditure for the purposes designated until the  
 9 16 close of the fiscal year beginning July 1, 2016.

9 17 Sec. 28. 2011 Iowa Acts, chapter 128, is amended by adding  
 9 18 the following new section:  
 9 19 NEW SECTION SEC. 59A. NONREVERSION. Notwithstanding  
 9 20 section 8.33, moneys appropriated in this division of this  
 9 21 Act to the department of agriculture and land stewardship to  
 9 22 provide financial assistance for the conservation reserve  
 9 23 enhancement program, as amended by 2012 Iowa Acts, chapter  
 9 24 1135, section 18, that remain unencumbered or unobligated at  
 9 25 the close of the fiscal year shall not revert but shall remain  
 9 26 available for expenditure for the purposes designated until the  
 9 27 close of the fiscal year beginning July 1, 2016.

9 28 Sec. 29. 2013 Iowa Acts, House File 649, if enacted, is  
 9 29 amended by adding the following new section:  
 9 30 NEW SECTION SEC. 9. EFFECTIVE UPON ENACTMENT. This  
 9 31 Act, being deemed of immediate importance, takes effect upon  
 9 32 enactment of 2013 Iowa Acts, Senate File 452, if enacted.

9 33 Sec. 30. 2013 Iowa Acts, Senate File 446, if enacted, is  
 9 34 amended by adding the following section:  
 9 35 NEW SECTION SEC. 11A. CHRONIC CARE CONSORTIUM. Of the  
 9 36 funds appropriated in this Act from the general fund of the  
 9 37 state to the department of human services for the medical  
 9 38 assistance program for the fiscal year beginning July 1, 2013,  
 9 39 and ending June 30, 2014, \$200,000 shall be used for the Iowa  
 9 40 chronic care consortium pursuant to 2003 Iowa Acts, chapter  
 9 41 112, section 12, as amended by 2003 Iowa Acts, chapter 179,  
 9 42 section 166 and 167.

CODE: Extends the date that funds may be expended from the FY 2012 Conservation Reserve Enhancement Program (CREP) appropriation to the close of FY 2017.

CODE: Extends the date that funds may be expended from the FY 2013 Conservation Reserve Enhancement Program (CREP) appropriations to the close of FY 2017.

CODE: Provides that HF 649 is effective on the date of enactment of this Bill. House File 649 relates to the public use of certain private lands and waters for recreational purposes.

CODE: Allocates \$200,000 from the FY 2014 Medicaid appropriation to the Iowa Chronic Care Consortium. This continues funding at the level the Consortium received in FY 2013.

9 43 Sec. 31. 2013 Iowa Acts, Senate File 447, the following  
 10 1 section subsection relating to the department of public safety,  
 10 2 if enacted, is amended to read as follows:  
 10 3 \_\_\_\_\_. For operations, costs, and miscellaneous purposes:  
 10 4 ..... \$ 1,700,000  
 10 5 As a condition of the appropriation made to the department of  
 10 6 public safety in this subsection, the moneys appropriated shall  
 10 7 be used to retain nonsupervisory personnel in the department  
 10 8 and shall not be used for administrative purposes.

CODE: Requires that the FY 2014 appropriation of \$1,700,000 provided to the Department of Public Safety for operational costs be used to retain nonsupervisory personnel and not be used for administrative purposes.

10 9 Sec. 32. 2013 Iowa Acts, Senate File 447, the following  
 10 10 section subsection relating to the department of public safety,  
 10 11 if enacted, is amended to read as follows:  
 10 12 7. For operations, costs, and miscellaneous purposes:  
 10 13 ..... \$ 850,000  
 10 14 As a condition of the appropriation made to the department of  
 10 15 public safety in this subsection, the moneys appropriated shall  
 10 16 be used to retain nonsupervisory personnel in the department  
 10 17 and shall not be used for administrative purposes.

CODE: Requires that the FY 2015 appropriation of \$850,000 provided to the Department of Public Safety for operational costs be used to retain nonsupervisory personnel and not be used for administrative purposes.

10 18 Sec. 33. 2013 Iowa Acts, Senate File 447, the following  
 10 19 section subsection relating to the department of corrections,  
 10 20 if enacted, is amended to read as follows:  
 10 21 ~~6A.~~ 5A. For operations, costs, and miscellaneous purposes:  
 10 22 ..... \$ 2,571,309  
 10 23 As a condition of the appropriation made to the department of  
 10 24 corrections in this subsection, the moneys appropriated shall  
 10 25 be used to retain nonsupervisory personnel at departmental  
 10 26 institutions and shall not be used for administrative purposes.

CODE: Requires that the FY 2014 appropriation of \$2,571,309 provided to the Department of Corrections for operational costs be used to retain nonsupervisory personnel and not be used for administrative purposes.

10 27 Sec. 34. 2013 Iowa Acts, Senate File 447, the following  
 10 28 section subsection relating to the department of corrections,  
 10 29 if enacted, is amended to read as follows:  
 10 30 6. For operations, costs, and miscellaneous purposes:  
 10 31 ..... \$ 1,285,655  
 10 32 As a condition of the appropriation made to the department of  
 10 33 corrections in this subsection, the moneys appropriated shall  
 10 34 be used to retain nonsupervisory personnel at departmental  
 10 35 institutions and shall not be used for administrative purposes.

CODE: Requires that the FY 2015 appropriation of \$1,285,655 provided to the Department of Corrections for operational costs be used to retain nonsupervisory personnel and not be used for administrative purposes.

10 36 Sec. 35. RETROACTIVE APPLICABILITY. The following  
 10 37 provision or provisions of this division of this Act apply  
 10 38 retroactively to May 13, 2008:

Provides that the sections of this Bill that extend the reversion dates for prior year appropriations to the Department of Agriculture and Land Stewardship for the Conservation Reserve Enhancement Program (CREP) are effective on enactment and apply retroactively to the respective date that each appropriation was originally enacted.

10 39 1. The section of this Act amending 2008 Iowa Acts, chapter  
 10 40 1189.

10 41 Sec. 36. RETROACTIVE APPLICABILITY. The following  
 10 42 provision or provisions of this division of this Act apply  
 10 43 retroactively to May 26, 2009:

11 1 1. The section of this Act amending 2009 Iowa Acts, chapter  
11 2 175.

11 3 Sec. 37. RETROACTIVE APPLICABILITY. The following  
11 4 provision or provisions of this division of this Act apply  
11 5 retroactively to April 29, 2010:

11 6 1. The section of this Act amending 2010 Iowa Acts, chapter  
11 7 1191.

11 8 Sec. 38. RETROACTIVE APPLICABILITY. The following  
11 9 provision or provisions of this division of this Act apply  
11 10 retroactively to July 21, 2011:

11 11 1. The sections of this Act amending 2011 Iowa Acts, chapter  
11 12 128.

11 13 Sec. 39. RETROACTIVE APPLICABILITY. The following  
11 14 provision or provisions of this division of this Act apply  
11 15 retroactively to the date of enactment of 2013 Iowa Acts, House  
11 16 File 649:

11 17 1. The section of this Act amending 2013 Iowa Acts, House  
11 18 File 649.

11 19 DIVISION III  
11 20 SALARIES, COMPENSATION, AND RELATED MATTERS

11 21 Sec. 40. STATE COURT — JUSTICES, JUDGES, AND MAGISTRATES.

11 22 1. The salary rates specified in subsection 2 are for the  
11 23 fiscal year beginning July 1, 2013, effective for the pay  
11 24 period beginning January 3, 2014, and for subsequent fiscal  
11 25 years until otherwise provided by the general assembly. The  
11 26 salaries provided for in this section shall be paid from funds  
11 27 allocated to the judicial branch from the salary adjustment  
11 28 fund, or if the allocation is not sufficient, from funds  
11 29 appropriated to the judicial branch pursuant to this Act or any  
11 30 other Act of the general assembly.

11 31 2. The following annual salary rates shall be paid to  
11 32 the persons holding the judicial positions indicated during  
11 33 the fiscal year beginning July 1, 2013, effective with the  
11 34 pay period beginning January 3, 2014, and for subsequent pay  
11 35 periods.

- 11 36 a. Chief justice of the supreme court:
- 11 37 ..... \$ 178,538
- 11 38 b. Each justice of the supreme court:
- 11 39 ..... \$ 170,544
- 11 40 c. Chief judge of the court of appeals:
- 11 41 ..... \$ 159,885
- 11 42 d. Each associate judge of the court of appeals:
- 11 43 ..... \$ 154,556
- 12 1 e. Each chief judge of a judicial district:
- 12 2 ..... \$ 149,226
- 12 3 f. Each district judge except the chief judge of a judicial

Provides justices, judges, and magistrates, with salary increases of 4.50%, beginning January 3, 2014.

FISCAL IMPACT: The estimated amount needed to fund the salary increases for justices, judges, and magistrates for FY 2014 is \$920,653, including salaries and salary-driven benefits.

12	4	district:		
12	5	.....	\$	143,897
12	6	g. Each district associate judge:		
12	7	.....	\$	127,908
12	8	h. Each associate juvenile judge:		
12	9	.....	\$	127,908
12	10	i. Each associate probate judge:		
12	11	.....	\$	127,908
12	12	j. Each judicial magistrate:		
12	13	.....	\$	39,438
12	14	k. Each senior judge:		
12	15	.....	\$	8,527
12	16	3. Persons receiving the salary rates established		
12	17	under this section shall not receive any additional salary		
12	18	adjustments provided by this Act.		

12 19 Sec. 41. JUDICIAL BRANCH — APPROPRIATION. There is  
 12 20 appropriated from the general fund of the state to the judicial  
 12 21 branch for the fiscal year beginning July 1, 2013, and ending  
 12 22 June 30, 2014, the following amount, or so much thereof as is  
 12 23 necessary, to be used for the purposes designated:  
 12 24 For salaries for justices, judges, and magistrates:  
 12 25 ..... \$ 850,000

General Fund appropriation to the Judicial Branch for the increased salary costs of justices, judges, and magistrates.

DETAIL: The estimated amount needed to fund the salary increases for justices, judges, and magistrates, for FY 2014 is \$920,653, including salaries and salary-driven benefits.

12 26 Sec. 42. SPECIAL FUNDS. For the fiscal year beginning  
 12 27 July 1, 2013, and ending June 30, 2014, and for the fiscal  
 12 28 year beginning July 1, 2014, and ending June 30, 2015, salary  
 12 29 adjustments may be funded using departmental revolving, trust,  
 12 30 or special funds for which the general assembly has established  
 12 31 an operating budget, provided doing so does not exceed the  
 12 32 operating budget established by the general assembly.

Provides supplemental expenditure authorization for revolving funds, trust funds, and other special funds to fund salary adjustment costs in FY 2014 and FY 2015 for State employees whose salaries are supported by such funds.

12 33 Sec. 43. SALARY MODEL ADMINISTRATOR. The salary model  
 12 34 administrator shall work in conjunction with the legislative  
 12 35 services agency to maintain the state's salary model used for  
 12 36 analyzing, comparing, and projecting state employee salary  
 12 37 and benefit information, including information relating to  
 12 38 employees of the state board of regents. The department of  
 12 39 revenue, the department of administrative services, the five  
 12 40 institutions under the jurisdiction of the state board of  
 12 41 regents, the judicial district departments of correctional  
 12 42 services, and the state department of transportation shall  
 12 43 provide salary data to the department of management and the  
 13 1 legislative services agency to operate the state's salary  
 13 2 model. The format and frequency of provision of the salary  
 13 3 data shall be determined by the department of management and  
 13 4 the legislative services agency. The information shall be  
 13 5 used in collective bargaining processes under chapter 20 and

Requires the Department of Management (DOM) salary model administrator to work in conjunction with the Legislative Services Agency (LSA) in maintaining the State's salary model. Requires the following departments or entities to provide salary data to the DOM and the LSA:

- Department of Revenue
- Department of Administrative Services
- Five institutions of the Board of Regents
- Eight judicial district departments of community-based corrections
- Department of Transportation

Permits a State employee organization to request information produced by the model; however, the information provided cannot be individually identifiable.

13 6 in calculating the funding needs contained within the annual  
 13 7 salary adjustment legislation. A state employee organization  
 13 8 as defined in section 20.3, subsection 4, may request  
 13 9 information produced by the model, but the information provided  
 13 10 shall not contain information attributable to individual  
 13 11 employees.

13 12 Sec. 44. 2008 Iowa Acts, chapter 1191, section 14,  
 13 13 subsection 4, is amended to read as follows:  
 13 14 4. The following are range 4 positions: director of the  
 13 15 department of human rights, director of the Iowa state civil  
 13 16 rights commission, executive director of the college student  
 13 17 aid commission, director of the department for the blind,  
 13 18 executive director of the ethics and campaign disclosure  
 13 19 board, executive director of the Iowa public information  
 13 20 board, members of the public employment relations board, and  
 13 21 chairperson, vice chairperson, and members of the board of  
 13 22 parole.

CODE: Adds the Executive Director of the Iowa Public Information Board to Salary Range 4.

DETAIL: The salary of the Executive Director will be within the range of \$63,690 to \$97,460. The Iowa Public Information Board was created by SF 430 (Public Information Board Act) during the 2012 Legislative Session as an alternative for complaint proceedings regarding open meetings and public records laws. The Board consists of nine members appointed by the Governor and confirmed by the Senate. The Act permitted the Board to hire one employee (an attorney) to serve as the Executive Director.

13 23 DIVISION IV  
 13 24 CORRECTIVE PROVISIONS

13 25 Sec. 45. Section 2.12, unnumbered paragraph 4, Code 2013,  
 13 26 as amended by 2013 Iowa Acts, House File 185, section 1, is  
 13 27 amended to read as follows:  
 13 28 There is appropriated out of any funds in the state treasury  
 13 29 not otherwise appropriated such sums as may be necessary for  
 13 30 the fiscal year budgets of the legislative services agency  
 13 31 and the ~~ombudsman~~ office of ombudsman for salaries, support,  
 13 32 maintenance, and miscellaneous purposes to carry out their  
 13 33 statutory responsibilities. The legislative services agency  
 13 34 and the ~~ombudsman~~ office of ombudsman shall submit their  
 13 35 proposed budgets to the legislative council not later than  
 13 36 September 1 of each year. The legislative council shall review  
 13 37 and approve the proposed budgets not later than December 1 of  
 13 38 each year. The budget approved by the legislative council for  
 13 39 each of its statutory legislative agencies shall be transmitted  
 13 40 by the legislative council to the department of management on  
 13 41 or before December 1 of each year for the fiscal year beginning  
 13 42 July 1 of the following year. The department of management  
 13 43 shall submit the approved budgets received from the legislative  
 14 1 council to the governor for inclusion in the governor's  
 14 2 proposed budget for the succeeding fiscal year. The approved  
 14 3 budgets shall also be submitted to the chairpersons of the  
 14 4 committees on appropriations. The committees on appropriations  
 14 5 may allocate from the funds appropriated by this section  
 14 6 the funds contained in the approved budgets, or such other

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

14 7 amounts as specified, pursuant to a concurrent resolution to be  
 14 8 approved by both houses of the general assembly. The director  
 14 9 of the department of administrative services shall issue  
 14 10 warrants for salaries, support, maintenance, and miscellaneous  
 14 11 purposes upon requisition by the administrative head of each  
 14 12 statutory legislative agency. If the legislative council  
 14 13 elects to change the approved budget for a legislative agency  
 14 14 prior to July 1, the legislative council shall transmit the  
 14 15 amount of the budget revision to the department of management  
 14 16 prior to July 1 of the fiscal year, however, if the general  
 14 17 assembly approved the budget it cannot be changed except  
 14 18 pursuant to a concurrent resolution approved by the general  
 14 19 assembly.

14 20 Sec. 46. Section 2.42, subsection 14, Code 2013, as amended  
 14 21 by 2013 Iowa Acts, House File 185, section 2, is amended to  
 14 22 read as follows:  
 14 23 14. To hear and act upon appeals of aggrieved employees of  
 14 24 the legislative services agency and the office of the ombudsman  
 14 25 pursuant to rules of procedure established by the council.

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

14 26 Sec. 47. Section 2C.3, subsection 2, Code 2013, as enacted  
 14 27 by 2013 Iowa Acts, House File 185, section 4, is amended to  
 14 28 read as follows:  
 14 29 2. The ombudsman shall employ and supervise all employees  
 14 30 under the ombudsman's direction in such positions and at such  
 14 31 salaries as shall be authorized by the legislative council.  
 14 32 The legislative council shall hear and act upon appeals of  
 14 33 aggrieved employees of the office of the ombudsman.

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

14 34 Sec. 48. Section 2C.9, subsection 6, Code 2013, as amended  
 14 35 by 2013 Iowa Acts, House File 185, section 10, is amended to  
 14 36 read as follows:  
 14 37 6. Establish rules relating to the operation, organization,  
 14 38 and procedure of the office of the ombudsman. The rules are  
 14 39 exempt from chapter 17A and shall be published in the Iowa  
 14 40 administrative code.

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

14 41 Sec. 49. Section 2C.11, subsection 1, unnumbered paragraph  
 14 42 1, Code 2013, as amended by 2013 Iowa Acts, House File 185,  
 14 43 section 12, is amended to read as follows:  
 15 1 An appropriate subject for investigation by the office of  
 15 2 the ombudsman is an administrative action that might be:

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

15 3 Sec. 50. Section 2C.18, Code 2013, as amended by 2013  
 15 4 Iowa Acts, House File 185, section 20, is amended to read as  
 15 5 follows:  
 15 6 2C.18 REPORT TO GENERAL ASSEMBLY.

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11,

15 7 The ombudsman shall by April 1 of each year submit an	2013, and signed by the Governor on March 28, 2013.
15 8 economically designed and reproduced report to the general	
15 9 assembly and to the governor concerning the exercise of the	
15 10 <del>ombudsman</del> <u>ombudsman's</u> functions during the preceding calendar	
15 11 year. In discussing matters with which the ombudsman has been	
15 12 concerned, the ombudsman shall not identify specific persons	
15 13 if to do so would cause needless hardship. If the annual	
15 14 report criticizes a named agency or official, it shall also	
15 15 include unedited replies made by the agency or official to the	
15 16 criticism, unless excused by the agency or official affected.	
15 17 Sec. 51. Section 8B.21, subsection 5, paragraph e, if	CODE: Corrective provision for SF 396 (Government Efficiency Bill).
15 18 enacted by 2013 Iowa Acts, Senate File 396, section 3, is	
15 19 amended to read as follows:	DETAIL: This Bill was approved by the General Assembly on May 16,
15 20 e. The department of public defense shall not be required	2013, and has not yet been signed by the Governor.
15 21 to obtain any information technology services pursuant to	
15 22 this chapter for the department of public defense that <del>is</del> <u>are</u>	
15 23 provided by the office pursuant to this chapter without the	
15 24 consent of the adjutant general.	
15 25 Sec. 52. Section 23A.4, subsection 3, Code 2013, as enacted	CODE: Corrective provision for HF 185 (Title Change for Ombudsman
15 26 by 2013 Iowa Acts, House File 185, section 27, is amended to	Office Act).
15 27 read as follows:	
15 28 3. Chapter 17A and this section are the exclusive remedy	DETAIL: This Act was enacted by the General Assembly on March 11,
15 29 for violations of this chapter. However, the office of <del>the</del>	2013, and signed by the Governor on March 28, 2013.
15 30 ombudsman may review violations of this chapter and make	
15 31 recommendations as provided in chapter 2C.	
15 32 Sec. 53. Section 29.1, Code 2013, as amended by 2013 Iowa	CODE: Corrective provision for HF 307 (Establishing the Department
15 33 Acts, House File 307, section 9, is amended to read as follows:	of Homeland Security and Emergency Management Act).
15 34 29.1 DEPARTMENT OF PUBLIC DEFENSE.	
15 35 The department of public defense is composed of the office	DETAIL: This Act was enacted by the General Assembly on March 26,
15 36 of the adjutant general and the military forces of the	2013, and signed by the Governor on April 5, 2013.
15 37 state of Iowa. The adjutant general is the director of the	
15 38 department of public defense and shall perform all functions,	
15 39 responsibilities, powers, and duties <del>over</del> <u>concerning</u> the	
15 40 military forces of the state of Iowa as provided in the laws of	
15 41 the state.	
15 42 Sec. 54. Section 35A.13, subsection 6A, paragraph b,	CODE: Corrective provision for HF 613 (War Orphans Educational
15 43 subparagraph (1), if enacted by 2013 Iowa Acts, House File 613,	Assistance Fund Act).
16 1 section 2, is amended to read as follows:	
16 2 (1) The commission may provide educational assistance funds	DETAIL: This Act was enacted by the General Assembly on April 22,
16 3 to any child who has lived in the state of Iowa for two years	2013, and signed by the Governor on May 1, 2013.
16 4 preceding application for state educational assistance, and who	
16 5 is the child of a person who died prior to September 11, 2001,	
16 6 during active federal military service while serving in the	
16 7 armed forces or during active federal military service in the	

16 8 Iowa national guard or other military component of the United  
16 9 States, to defray the expenses of tuition, matriculation,  
16 10 laboratory and similar fees, books and supplies, board,  
16 11 lodging, and any other reasonably necessary expense for the  
16 12 child or children incident to attendance in this state at an  
16 13 educational or training institution of college grade, or in a  
16 14 business or vocational training school with standards approved  
16 15 by the department. The commission shall not expend more than  
16 16 six hundred dollars per year for educational assistance for any  
16 17 one child under this paragraph "b".

16 18 Sec. 55. Section 70A.28, subsection 6, Code 2013, as amended  
16 19 by 2013 Iowa Acts, House File 185, section 28, is amended to  
16 20 read as follows:

16 21 6. Subsection 2 may also be enforced by an employee through  
16 22 an administrative action pursuant to the requirements of this  
16 23 subsection if the employee is not a merit system employee or  
16 24 an employee covered by a collective bargaining agreement. An  
16 25 employee eligible to pursue an administrative action pursuant  
16 26 to this subsection who is discharged, suspended, demoted,  
16 27 or otherwise receives a reduction in pay and who believes  
16 28 the adverse employment action was taken as a result of the  
16 29 employee's disclosure of information that was authorized  
16 30 pursuant to subsection 2, may file an appeal of the adverse  
16 31 employment action with the public employment relations  
16 32 board within thirty calendar days following the later of the  
16 33 effective date of the action or the date a finding is issued  
16 34 to the employee by the office of the ombudsman pursuant to  
16 35 section 2C.11A. The findings issued by the ombudsman may be  
16 36 introduced as evidence before the public employment relations  
16 37 board. The employee has the right to a hearing closed to the  
16 38 public, but may request a public hearing. The hearing shall  
16 39 otherwise be conducted in accordance with the rules of the  
16 40 public employment relations board and the Iowa administrative  
16 41 procedure Act, chapter 17A. If the public employment relations  
16 42 board finds that the action taken in regard to the employee was  
16 43 in violation of subsection 2, the employee may be reinstated  
17 1 without loss of pay or benefits for the elapsed period, or the  
17 2 public employment relations board may provide other appropriate  
17 3 remedies. Decisions by the public employment relations board  
17 4 constitute final agency action.

17 5 Sec. 56. Section 105.10, subsection 3, Code 2013, as amended  
17 6 by 2013 Iowa Acts, Senate File 427, section 10, is amended to  
17 7 read as follows:

17 8 3. An individual holding a master mechanical license shall  
17 9 not be required to get an HVAC-refrigeration, sheet metal, or  
17 10 hydronic license in order to design, install, or repair the

CODE: Corrective provision for HF 185 (Title Change for Ombudsman Office Act).

DETAIL: This Act was enacted by the General Assembly on March 11, 2013, and signed by the Governor on March 28, 2013.

CODE: Corrective provision for SF 427 (Plumbing and Mechanical Licensing Act).

DETAIL: This Act was enacted by the General Assembly on April 1, 2013, and signed by the Governor on April 26, 2013.

17 11 work defined in this chapter as mechanical, HVAC-refrigeration,  
 17 12 sheet metal, or hydronic work. An individual holding a ~~journey~~  
 17 13 ~~journeyperson~~ mechanical license shall not be required to get  
 17 14 an HVAC-refrigeration, sheet metal, or hydronic license in  
 17 15 order to install and repair the work defined in this chapter  
 17 16 as mechanical, HVAC-refrigeration, sheet metal, or hydronic  
 17 17 work. An individual holding a master or ~~journey~~ journeyperson  
 17 18 mechanical license shall also not be required to obtain a  
 17 19 special, restricted license that is designated as a sublicense  
 17 20 of the mechanical, HVAC-refrigeration, sheet metal, or hydronic  
 17 21 licenses.

17 22 Sec. 57. Section 105.32, as enacted by 2013 Iowa Acts,  
 17 23 Senate File 427, section 32, Code 2013, is amended to read as  
 17 24 follows:

17 25 105.32 TRANSITION PROVISIONS.

17 26 A licensee whose license expires between June 30, 2014, and  
 17 27 July 1, 2017, may voluntarily renew ~~their~~ the license early so  
 17 28 ~~they may have the license has~~ an expiration date of June 30,  
 17 29 2017. This voluntary early renewal may happen at any time on  
 17 30 or after July 1, 2014. The department shall promulgate rules  
 17 31 that allow for this one-time early renewal process, including  
 17 32 fees and continuing education requirements.

17 33 Sec. 58. Section 126.11, subsection 3, paragraph b, Code  
 17 34 2013, as amended by 2013 Iowa Acts, House File 417, section 26,  
 17 35 is amended to read as follows:

17 36 b. A drug dispensed by filling or refilling a written,  
 17 37 electronic, facsimile, or oral prescription of a practitioner  
 17 38 licensed by law to administer the drug is exempt from section  
 17 39 126.10, except section 126.10, subsection 1, paragraph "a",  
 17 40 section 126.10, subsection 1, paragraph "i", subparagraphs  
 17 41 (2) and (3), and section 126.10, subsection 1, paragraphs "k"  
 17 42 and "l", and the packaging requirements of section 126.10,  
 17 43 subsection 1, paragraphs "g", "h", and "p", if the drug bears  
 18 1 a label containing the name and address of the dispenser, the  
 18 2 date of the prescription or of its filling, the name of the  
 18 3 prescriber, and, if stated in the prescription, the name of the  
 18 4 patient, and the directions for use and cautionary statements,  
 18 5 if any, contained in the prescription. This exemption does not  
 18 6 apply to a drug dispensed in the course of the conduct of the  
 18 7 business of dispensing drugs pursuant to diagnosis by mail,  
 18 8 or to a drug dispensed in violation of paragraph "a" of this  
 18 9 subsection.

18 10 Sec. 59. Section 249A.43, subsection 3, as enacted by 2013  
 18 11 Iowa Acts, Senate File 357, section 7, is amended to read as  
 18 12 follows:

CODE: Corrective provision for SF 427 (Plumbing and Mechanical Licensing Act).

DETAIL: This Act was enacted by the General Assembly on April 1, 2013, and signed by the Governor on April 26, 2013.

CODE: Corrective provision for HF 417 (Nonsubstantive Code Editor's Act).

DETAIL: This Act was enacted by the General Assembly on March 12, 2013, and signed by the Governor on April 5, 2013.

CODE: Corrective provision for SF 357 (Medicaid Program Collections and Integrity Policy Act).

18 13 3. An affidavit of service of a notice of entry of judgment  
18 14 shall be made by first class mail at the address where the  
18 15 debtor was served with the notice of overpayment. Service  
18 16 is completed upon mailing as specified in this ~~paragraph~~  
18 17 subsection.

DETAIL: This Act was enacted by the General Assembly on March 19, 2013, and signed by the Governor on April 8, 2013.

18 18 Sec. 60. Section 252D.17, subsection 1, paragraph m, as  
18 19 enacted by 2013 Iowa Acts, House File 417, section 55, Code  
18 20 2013, is amended to read as follows:

CODE: Corrective provision for HF 417 (Nonsubstantive Code Editor's Act).

18 21 ~~m.~~ 2. The department shall establish criteria and a  
18 22 phased-in schedule to require, no later than June 30, 2015,  
18 23 payors of income to electronically transmit the amounts  
18 24 withheld under an income withholding order. The department  
18 25 shall assist payors of income in complying with the required  
18 26 electronic transmission, and shall adopt rules setting forth  
18 27 procedures for use in electronic transmission of funds, and  
18 28 exemption from use of electronic transmission taking into  
18 29 consideration any undue hardship electronic transmission  
18 30 creates for payors of income.

DETAIL: This Act was enacted by the General Assembly on March 12, 2013, and signed by the Governor on April 5, 2013.

18 31 Sec. 61. Section 263B.3, Code 2013, as amended by 2013  
18 32 Iowa Acts, House File 417, section 63, is amended to read as  
18 33 follows:

CODE: Corrective provision for HF 417 (Nonsubstantive Code Editor's Act).

18 34 263B.3 AGREEMENTS WITH FEDERAL DEPARTMENTS.  
18 35 The state archaeologist is authorized to enter into  
18 36 agreements and cooperative efforts with the federal highway  
18 37 administrator, the United States departments of commerce,  
18 38 interior, agriculture, and defense, and any other federal or  
18 39 state agencies concerned with archaeological salvage or the  
18 40 preservation of antiquities.

DETAIL: This Act was enacted by the General Assembly on March 12, 2013, and signed by the Governor on April 5, 2013.

18 41 Sec. 62. Section 321.463, subsection 12A, paragraphs a and  
18 42 c, as enacted by 2013 Iowa Acts, House File 14, section 1, are  
18 43 amended to read as follows:

CODE: Corrective provision for HF 14 (Weight Limitations for Vehicles with Retractable Axles Act).

19 1 a. A person operating a vehicle or combination of vehicles  
19 2 equipped with a retractable axle may raise the axle when  
19 3 necessary to negotiate a turn, provided that the retractable  
19 4 axle is lowered within one thousand feet following completion  
19 5 of the turn. This paragraph does not apply to a vehicle or  
19 6 combination of vehicles operated on an interstate highway,  
19 7 including a ramp to or from an interstate highway, or on a  
19 8 bridge.

DETAIL: This Act was enacted by the General Assembly on March 27, 2013, and signed by the Governor on April 5, 2013.

19 9 c. This subsection does not prohibit the operation of a  
19 10 vehicle or combination of vehicles equipped with a retractable  
19 11 axle ~~from operating~~ with the retractable axle raised when the  
19 12 vehicle or combination of vehicles is in compliance with the  
19 13 weight limitations of this section with the retractable axle  
19 14 raised.

<p>19 15 Sec. 63. Section 321E.9A, subsection 1, Code 2013, as  19 16 amended by 2013 Iowa Acts, Senate File 355, section 7, is  19 17 amended to read as follows:  19 18 1. Vehicles with indivisible loads having an overall length  19 19 not to exceed one hundred twenty feet, an overall width not  19 20 to exceed sixteen feet, and a height not to exceed fifteen  19 21 feet five inches may be moved on highways specified by the  19 22 <del>permitting</del> <u>permit-issuing</u> authority, provided the gross weight  19 23 on any one axle shall not exceed the maximum prescribed in  19 24 section 321.463 and the total gross weight is not greater than  19 25 one hundred fifty-six thousand pounds.</p>	<p>CODE: Corrective provision for SF 355 (Vehicles of Excessive Size and Weight Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on April 24, 2013.</p>
<p>19 26 Sec. 64. Section 327F.39, subsection 6, paragraph b, if  19 27 enacted by 2013 Iowa Acts, Senate File 340, section 4, is  19 28 amended to read as follows:  19 29 b. A violation of subsection 4A or rules adopted pursuant to  19 30 subsection 4A by a railroad worker transportation company or a  19 31 railroad <del>corporation</del> <u>company</u> is punishable as a schedule "one"  19 32 penalty under section 327C.5.</p>	<p>CODE: Corrective provision for SF 340 (Rail Crew Transport Drivers Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on April 24, 2013.</p>
<p>19 33 Sec. 65. Section 418.5, subsection 1, Code 2013, as amended  19 34 by 2013 Iowa Acts, House File 307, section 51, is amended to  19 35 read as follows:  19 36 1. The flood mitigation board is established consisting of  19 37 nine voting members and four ex officio, nonvoting members,  19 38 and is located for administrative purposes within the <del>division</del>  19 39 <u>department</u>. The director of the department shall provide  19 40 office space, staff assistance, and necessary supplies and  19 41 equipment for the board. The director shall budget funds to  19 42 pay the necessary expenses of the board. In performing its  19 43 functions, the board is performing a public function on behalf  20 1 of the state and is a public instrumentality of the state.</p>	<p>CODE: Corrective provisions for HF 307 (Establishing the Department of Homeland Security and Emergency Management Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on March 26, 2013, and signed by the Governor on April 5, 2013.</p>
<p>20 2 Sec. 66. Section 426A.11, subsection 1, Code 2013, as  20 3 amended by 2013 Iowa Acts, House File 417, section 97, is  20 4 amended to read as follows:  20 5 1. The property, not to exceed two thousand seven hundred  20 6 seventy-eight dollars in taxable value of any veteran, as  20 7 defined in section 35.1, of <del>the</del> World War I.</p>	<p>CODE: Corrective provision for HF 417 (Nonsubstantive Code Editor's Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on March 12, 2013, and signed by the Governor on April 5, 2013.</p>
<p>20 8 Sec. 67. Section 437B.2, subsection 8, paragraph a,  20 9 subparagraph (2), if enacted by 2013 Iowa Acts, Senate File  20 10 451, section 11, is amended to read as follows:  20 11 (2) A water treatment plant where the acquisition cost  20 12 of all interests acquired exceeds ten million dollars. For  20 13 purposes of this <del>paragraph</del> <u>subparagraph</u>, "water treatment  20 14 plant" means buildings and equipment used in that portion of  20 15 the potable water supply system which in some way alters the</p>	<p>CODE: Corrective provision for SF 451 (Water Utility Replacement Tax Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on May 1, 2013, and signed by the Governor on May 9, 2013.</p>

20 16 physical, chemical, or bacteriological quality of the water.

20 17 Sec. 68. Section 437B.2, subsection 10, if enacted by 2013  
20 18 Iowa Acts, Senate File 451, section 11, is amended to read as  
20 19 follows:

20 20 10. "Operating property" means all property owned by or  
20 21 leased to a water utility, not otherwise taxed separately,  
20 22 which is necessary to and without which the ~~company~~ water  
20 23 utility could not perform the activities of a water utility.

CODE: Corrective provision for SF 451 (Water Utility Replacement Tax Act).

DETAIL: This Act was enacted by the General Assembly on May 1, 2013, and signed by the Governor on May 9, 2013.

20 24 Sec. 69. Section 437B.10, subsection 2, paragraph b, if  
20 25 enacted by 2013 Iowa Acts, Senate File 451, section 19, is  
20 26 amended to read as follows:

20 27 b. Local taxing authority employees are deemed to be  
20 28 officers and employees of the state for purposes ~~this of of~~  
20 29 this subsection.

CODE: Corrective provision for SF 451 (Water Utility Replacement Tax Act).

DETAIL: This Act was enacted by the General Assembly on May 1, 2013, and signed by the Governor on May 9, 2013.

20 30 Sec. 70. Section 455B.275, subsection 3A, paragraphs a and  
20 31 b, if enacted by 2013 Iowa Acts, House File 541, section 1, are  
20 32 amended to read as follows:

20 33 a. The person reconstructing the dam is only required to  
20 34 possess the flooding easements or ownership which ~~were~~ was  
20 35 held prior to the reconstruction as long as the former normal  
20 36 pool elevation is not exceeded and the spillway capacity is  
20 37 increased by at least fifty percent.

20 38 b. Flooding easements or ownership ~~are~~ is only required to  
20 39 the top of the reconstructed spillway elevation.

CODE: Corrective provision for HF 541 (Dam Reconstruction Standards Act).

DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on April 24, 2013.

20 40 Sec. 71. Section 490.863, subsection 3, paragraph a, as  
20 41 enacted by 2013 Iowa Acts, House File 469, section 43, is  
20 42 amended to read as follows:

20 43 a. "Holder" means and "held by" refers to shares held by  
21 1 both a record shareholder, as defined in section 490.1301,  
21 2 subsection 7, and a beneficial shareholder, as defined in  
21 3 section 490.1301, subsection 2.

CODE: Corrective provision for HF 469 (Business Corporations Act).

DETAIL: This Act was enacted by the General Assembly on March 20, 2013, and signed by the Governor on April 5, 2013.

21 4 Sec. 72. Section 490.1302, subsection 2, paragraph d, Code  
21 5 2013, as amended by 2013 Iowa Acts, House File 469, section 53,  
21 6 is amended to read as follows:

21 7 d. Paragraph "a"; shall not be applicable and appraisal  
21 8 rights shall be available pursuant to subsection 1 for the  
21 9 holders of any class or series of shares where the corporate  
21 10 action is an interested transaction.

CODE: Corrective provision for HF 469 (Business Corporations Act).

DETAIL: This Act was enacted by the General Assembly on March 20, 2013, and signed by the Governor on April 5, 2013.

21 11 Sec. 73. Section 522.6, subsection 2, if enacted by 2013  
21 12 Iowa Acts, Senate File 189, section 6, is amended to read as  
21 13 follows:

21 14 2. If an insurer qualifies for exemption from the

CODE: Corrective provision for SF 189 (Risk Management Framework for Insurers and Insurance Groups Act).

DETAIL: This Act was enacted by the General Assembly on April 8,

21 15 requirements of this chapter pursuant to paragraph "a" of  
 21 16 subsection 1, but the insurance group of which the insurer is  
 21 17 a member does not qualify for exemption pursuant to paragraph  
 21 18 "b" of subsection 1, then the own risk and solvency assessment  
 21 19 summary report that is required pursuant to section ~~521H.5~~  
 21 20 522.5 shall include information concerning every insurer  
 21 21 in the insurance group. This requirement may be satisfied  
 21 22 by the submission of more than one summary report for any  
 21 23 combination of insurers in the insurance group provided that  
 21 24 the combination of reports submitted includes every insurer in  
 21 25 the insurance group.

2013, and signed by the Governor on April 24, 2013.

21 26 Sec. 74. Section 533.405, subsection 4A, paragraph b,  
 21 27 subparagraphs (1) and (2), as enacted by 2013 Iowa Acts, Senate  
 21 28 File 183, section 8, are amended to read as follows:

CODE: Corrective provisions for SF 183 (Credit Union Division of the Department of Commerce Act).

21 29 (1) State credit unions with assets in excess of ~~\$5 five~~  
 21 30 million dollars as of the month ending immediately prior to the  
 21 31 date of the conclusion of the vote by the membership approving  
 21 32 the dissolution shall publish the notice once a week for two  
 21 33 successive weeks in a newspaper of general circulation in each  
 21 34 county in which the state credit union maintains an office or  
 21 35 branch for the transaction of business.

DETAIL: This Act was enacted by the General Assembly on March 12, 2013, and signed by the Governor on April 8, 2013.

21 36 (2) State credit unions with assets of ~~\$5 five~~ million  
 21 37 dollars or less as of the month ending immediately prior to the  
 21 38 date of the conclusion of the vote by the membership approving  
 21 39 the dissolution shall publish the notice once in a newspaper of  
 21 40 general circulation in each county in which the state credit  
 21 41 union maintains an office or branch.

21 42 Sec. 75. Section 543C.2, subsection 1, paragraph j, if  
 21 43 enacted by 2013 Iowa Acts, House File 556, section 167, is  
 22 1 amended to read as follows:

CODE: Corrective provision for HF 556 (Substantive Code Editor's Act).

22 2 j. The subdivider, if a corporation, must register to do  
 22 3 business in the state of Iowa as a foreign corporation with  
 22 4 the secretary of state and furnish a copy of the certificate  
 22 5 of authority to do business in the state of Iowa. If not a  
 22 6 corporation, the subdivider must comply with the provisions  
 22 7 of chapter 547, by filing a proper trade name with the Polk  
 22 8 county recorder. The provisions of this ~~subsection~~ paragraph  
 22 9 shall also apply to any person, partnership, firm, company,  
 22 10 corporation, or association, other than the subdivider, which  
 22 11 is engaged by or through the subdivider for the purpose of  
 22 12 advertising or selling the land involved in the filing.

DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on May 1, 2013.

22 13 Sec. 76. Section 556.2, subsection 5, paragraph a,  
 22 14 unnumbered paragraph 1, as enacted by 2013 Iowa Acts, House  
 22 15 File 417, section 174, is amended to read as follows:

CODE: Corrective provision for HF 417 (Nonsubstantive Code Editor's Act).

22 16 A banking organization or financial organization shall send

DETAIL: This Act was enacted by the General Assembly on March 12,

22 17 to the owner of each account, to which none of the actions  
 22 18 specified in subsection ~~2~~ 1, paragraphs “a” through “e” or  
 22 19 subsection 2, paragraphs “a” through “e” have occurred during  
 22 20 the preceding three calendar years, a notice by certified mail  
 22 21 stating in substance the following:

2013, and signed by the Governor on April 5, 2013.

22 22 Sec. 77. Section 716.7, subsection 1, as amended by 2013  
 22 23 Iowa Acts, House File 556, section 234, if enacted, is amended  
 22 24 to read as follows:

CODE: Corrective provisions for HF 556 (Substantive Code Editor's Act).

22 25 1. For purposes of this section:

DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on May 1, 2013.

22 26 a. “Property” shall include any land, dwelling, building,  
 22 27 conveyance, vehicle, or other temporary or permanent structure  
 22 28 whether publicly or privately owned.

22 29 b. “Public utility” is a public utility as defined in  
 22 30 section 476.1 or an electric transmission line as provided in  
 22 31 chapter 478.

22 32 ~~—b- c.~~ “Public utility property” means any land, dwelling,  
 22 33 building, conveyance, vehicle, or other temporary or permanent  
 22 34 structure owned, leased, or operated by a public utility and  
 22 35 that is completely enclosed by a physical barrier of any kind.  
 22 36 ~~For the purposes of this section, a “public utility” is a public~~  
 22 37 ~~utility as defined in section 476.1 or an electric transmission~~  
 22 38 ~~line as provided in chapter 478.~~

22 39 ~~—e- d.~~ “Railway corporation” means a corporation, company,  
 22 40 or person owning, leasing, or operating any railroad in whole  
 22 41 or in part within this state.

22 42 ~~—d- e.~~ “Railway property” means all tangible real and  
 22 43 personal property owned, leased, or operated by a railway  
 23 1 corporation with the exception of any administrative building  
 23 2 or offices of the railway corporation.

23 3 Sec. 78. Section 724.2, subsection 1, paragraph i, if  
 23 4 enacted by 2013 Iowa Acts, House File 556, section 206, is  
 23 5 amended to read as follows:

CODE: Corrective provision for HF 556 (Substantive Code Editor's Act).

23 6 i. A nonresident who possesses an offensive weapon which  
 23 7 is a curio or relic firearm under the federal Firearms Act,  
 23 8 18 U.S.C. ch.44, solely for use in official functions in  
 23 9 this state of a historical reenactment organization of which  
 23 10 the person is a member, if the offensive weapon is legally  
 23 11 possessed by the person in the person's state of residence  
 23 12 and the offensive weapon is at all times while in this state  
 23 13 rendered incapable of firing live ammunition. A nonresident  
 23 14 who possesses an offensive weapon under this ~~subsection~~  
 23 15 ~~paragraph~~ while in this state shall not have in the person's  
 23 16 possession live ammunition. The offensive weapon may, however,  
 23 17 be adapted for the firing of blank ammunition.

DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on May 1, 2013.

23 18 Sec. 79. 2013 Iowa Acts, House File 556, section 257,

CODE: Corrective provision for HF 556 (Substantive Code Editor's

<p>23 19 subsection 3, if enacted, is amended by adding the following  23 20 new subsection:  23 21 NEW SUBSECTION 12. The Code editor is directed to change  23 22 any terminology that references a web site, websites, the  23 23 internet, and internet site, or internet sites in any Act  23 24 enacted during the 2013 regular session of the Eighty-fifth  23 25 General Assembly in the same manner as that terminology is  23 26 changed in this section of this Act.</p>	<p>Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 9, 2013, and signed by the Governor on May 1, 2013.</p>
<p>23 27 Sec. 80. 2013 Iowa Acts, House File 607, section 29,  23 28 subsection 3, if enacted, is amended to read as follows:  23 29 3. The department of agriculture and land stewardship or the  23 30 office of attorney general acting on behalf of the agricultural  23 31 development authority in an administrative or judicial  23 32 proceeding shall not be affected as a result of this Act. Any  23 33 <del>statue statute</del> of limitation shall apply to the parties as if  23 34 this Act had not been enacted.</p>	<p>CODE: Corrective provision for HF 607 (Agricultural Development Authority Transfer Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 24, 2013, and signed by the Governor on May 9, 2013.</p>
<p>23 35 Sec. 81. 2013 Iowa Acts, House File 607, section 34, if  23 36 enacted, is amended to read as follows:  23 37 SEC. 34. ADMINISTRATION OF ONGOING PROGRAMS. The Iowa  23 38 finance authority shall complete the administration of ongoing  23 39 programs of the agricultural development authority as provided  23 40 in chapter 175, to the extent that the administration of those  23 41 programs <del>are is</del> in progress on the effective date <u>of this</u>  23 42 <u>division</u> of this Act. The Iowa finance authority shall assume  23 43 all rights and obligations of the agricultural development  24 1 authority to the extent that moneys have been committed,  24 2 obligations incurred, or rights accrued prior to the effective  24 3 date <u>of this division</u> of this Act. Moneys owing due to  24 4 the rights and obligations of the agricultural development  24 5 authority and assumed by the Iowa finance authority shall be  24 6 paid as directed by the Iowa finance authority.</p>	<p>CODE: Corrective provision for HF 607 (Agricultural Development Authority Transfer Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 24, 2013, and signed by the Governor on May 9, 2013.</p>
<p>24 7 Sec. 82. 2013 Iowa Acts, House File 607, section 35,  24 8 subsection 1, if enacted, is amended to read as follows:  24 9 1. The assets and liabilities of the former Iowa rural  24 10 rehabilitation corporation assumed by the agricultural  24 11 development authority pursuant to section 175.28 shall be  24 12 transferred to the Iowa finance authority on the effective date  24 13 <u>of this division</u> of this Act. On such effective date, the Iowa  24 14 finance authority shall be the successor in interest to the  24 15 agreements in effect between the United States government and  24 16 the agricultural development authority on behalf of this state.</p>	<p>CODE: Corrective provision for HF 607 (Agricultural Development Authority Transfer Act).</p> <p>DETAIL: This Act was enacted by the General Assembly on April 24, 2013, and signed by the Governor on May 9, 2013.</p>
<p>24 17 Sec. 83. 2013 Iowa Acts, Senate File 427, section 35, is  24 18 amended to read as follows:  24 19 SEC. 35. ADMINISTRATIVE RULES. The department <u>of public</u></p>	<p>CODE: Corrective provision for SF 427 (Plumbing and Mechanical Licensing Act).</p>

24 20 health shall adopt all initial rules, and amendments to  
24 21 existing rules, necessary for the implementation of this Act.

DETAIL: This Act was enacted by the General Assembly on April 1, 2013, and signed by the Governor on April 26, 2013.

24 22 Sec. 84. 2013 Iowa Acts, Senate File 436, section 5, if  
24 23 enacted, is amended to read as follows:  
24 24 SEC. 5. APPLICABILITY. The following provision or  
24 25 provisions of this Act apply to eligible property to be placed  
24 26 in service on or after ~~the effective date of this Act July 1,~~  
24 27 2013:  
24 28 1. The section of this Act amending section 404A.3.

CODE: Corrective provision for SF 436 (Historic Property Tax Credit Act).

DETAIL: This Act was enacted by the General Assembly on May 8, 2013, and signed by the Governor on May 16, 2013.

24 29 Sec. 85. 2013 Iowa Acts, Senate File 447, the following  
24 30 section, if enacted, is amended to read as follows:  
24 31 SEC. \_\_\_\_ . CRIMINAL AND JUVENILE JUSTICE PLANNING  
24 32 DIVISION. There is appropriated from the general fund of the  
24 33 state to the criminal and juvenile justice planning division of  
24 34 the department of human rights for the fiscal year beginning  
24 35 July 1, ~~2013~~ 2014, and ending June 30, ~~2014~~ 2015, the following  
24 36 amounts, or so much thereof as is necessary, to be used for the  
24 37 purposes designated:  
24 38 For salaries, support, maintenance, and miscellaneous  
24 39 purposes, and for not more than the following full-time  
24 40 equivalent positions:  
24 41 ..... \$ 630,053  
24 42 ..... FTEs 10.81  
24 43 The criminal and juvenile justice planning advisory council  
25 1 and the juvenile justice advisory council shall coordinate  
25 2 their efforts in carrying out their respective duties relative  
25 3 to juvenile justice.

CODE: Corrective provision for SF 447 (Justice Systems Appropriations Bill).

DETAIL: This Act was enacted by the General Assembly on May 23, 2013, and has not yet been signed by the Governor.

25 4 Sec. 86. REPEAL. 2013 Iowa Acts, House File 417, section  
25 5 34, and 2013 Iowa Acts, House File 556, section 27, if enacted,  
25 6 are repealed.

Repeals Section 34 of HF 417 (Nonsubstantive Code Editor's Act) and Section 27 of HF 556 (Substantive Code Editor's Act), if enacted.

25 7 Sec. 87. REPEAL. 2013 Iowa Acts, House File 469, sections  
25 8 83 and 84, are repealed.

Repeals Sections 83 and 84 of HF 469 (Business Corporations Act).

25 9 Sec. 88. CONTINGENT REPEAL. If 2013 Iowa Acts, House File  
25 10 575, section 12, is enacted, 2013 Iowa Acts, House File 417,  
25 11 section 93, is repealed.

Repeals Section 93 of HF 417 (Nonsubstantive Code Editor's Act), if Section 12 of HF 575 (Department of Revenue Technical Act) is enacted.

DETAIL: House File 575 was signed by the Governor on April 24, 2013.

25 15 Sec. 89. Section 257.31, subsection 5, paragraph j, Code  
 25 16 2013, is amended to read as follows:  
 25 17 j. Unusual need to continue providing a program or other  
 25 18 special assistance to non-English speaking pupils after the  
 25 19 expiration of the ~~four-year~~ five-year period specified in  
 25 20 section 280.4.  
 25 21 Sec. 90. Section 280.4, subsection 3, Code 2013, is amended  
 25 22 to read as follows:  
 25 23 3. a. In order to provide funds for the excess costs of  
 25 24 instruction of limited English proficient students specified  
 25 25 in paragraph "b" above the costs of instruction of pupils in  
 25 26 a regular curriculum, students identified as limited English  
 25 27 proficient shall be assigned an additional weighting of  
 25 28 twenty-two hundredths, and that weighting shall be included in  
 25 29 the weighted enrollment of the school district of residence for  
 25 30 a period not exceeding ~~four~~ five years. However, the school  
 25 31 budget review committee may grant supplemental aid or modified  
 25 32 allowable growth to a school district to continue funding a  
 25 33 program for students after the expiration of the ~~four-year~~  
 25 34 five-year period.  
 25 35 b. For students first determined to be limited English  
 25 36 proficient for a budget year beginning on or after July 1,  
 25 37 2010, the additional weighting provided under paragraph "a"  
 25 38 shall be included in the weighted enrollment of the school  
 25 39 district of residence for a period not exceeding five years  
 25 40 beginning with the budget year for which the student was first  
 25 41 determined to be limited English proficient.

CODE: Division V increases the number of years limited English proficient (LEP) students are eligible to generate supplementary weighting for excess costs associated with LEP instruction from four years to five. Specifies that the extension applies to LEP students first identified on or after July 1, 2010.

FISCAL IMPACT: Estimates provided are based on a 2.0% allowable growth rate for FY 2014 and 4.0% for FY 2015. The estimated fiscal impact of this provision compared to current law FY 2015 school aid funding is an increase of \$5,800,000, including \$5,100,000 in State aid and \$700,000 in local property taxes. The estimated fiscal impact in subsequent fiscal years is anticipated to increase by amounts similar to the allowable growth rates for those years. Additionally, the enactment of this provision will reduce modified allowable growth amounts requested by school districts for costs associated with LEP instruction. However, the specific amount is unknown.

25 42 DIVISION VI  
 25 43 NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING

26 1 Sec. 91. NEW SECTION 136A.5A NEWBORN CRITICAL CONGENITAL  
 26 2 HEART DISEASE SCREENING.  
 26 3 1. Each newborn born in this state shall receive a critical  
 26 4 congenital heart disease screening by pulse oximetry or other  
 26 5 means as determined by rule, in conjunction with the metabolic  
 26 6 screening required pursuant to section 136A.5.  
 26 7 2. An attending health care provider shall ensure that  
 26 8 every newborn under the provider's care receives the critical  
 26 9 congenital heart disease screening.  
 26 10 3. This section does not apply if a parent objects to  
 26 11 the screening. If a parent objects to the screening of a  
 26 12 newborn, the attending health care provider shall document the  
 26 13 refusal in the newborn's medical record and shall obtain a  
 26 14 written refusal from the parent and report the refusal to the  
 26 15 department.  
 26 16 4. Notwithstanding any provision to the contrary, the

CODE: Establishes a Newborn Critical Congenital Heart Disease Screening Program. Requires the Center for Congenital and Inherited Disorders, with assistance from the Department of Public Health (DPH), to require birthing hospitals to perform congenital heart disease screening by pulse oximetry or other means as determined by rule, in conjunction with the metabolic screening required pursuant to Iowa Code, section 136A.5.

26 17 results of each newborn's critical congenital heart disease  
 26 18 screening shall only be reported in a manner consistent with  
 26 19 the reporting of the results of metabolic screenings pursuant  
 26 20 to section 136A.5 if funding is available for implementation  
 26 21 of the reporting requirement.  
 26 22 5. This section shall be administered in accordance with  
 26 23 rules adopted pursuant to section 136A.8.

26 24 Sec. 92. NEWBORN CRITICAL CONGENITAL HEART DISEASE  
 26 25 SCREENING. Notwithstanding any provision to the contrary  
 26 26 relating to the newborn screening policy pursuant to 641 IAC  
 26 27 4.3(1), critical congenital heart disease screening shall be  
 26 28 included in the state's newborn screening panel as included  
 26 29 in the recommended uniform screening panel as approved by  
 26 30 the United States secretary of health and human services.  
 26 31 The center for congenital and inherited disorders advisory  
 26 32 committee shall make recommendations regarding implementation  
 26 33 of the screening and the center for congenital and inherited  
 26 34 disorders shall adopt rules as necessary to implement the  
 26 35 screening. However, reporting of the results of each newborn's  
 26 36 critical congenital heart disease screening shall not be  
 26 37 required unless funding is available for implementation of the  
 26 38 reporting requirement.

26 39 DIVISION VII  
 26 40 RIGHT TO CURE — CLOSED CREDIT CARD ACCOUNTS

26 41 Sec. 93. Section 537.5110, subsection 4, paragraph c, Code  
 26 42 2013, is amended to read as follows:  
 26 43 c. Until the expiration of the minimum applicable period  
 27 1 after the notice is given, the consumer may cure the default by  
 27 2 tendering either the amount of all unpaid installments due at  
 27 3 the time of the tender, without acceleration, plus any unpaid  
 27 4 delinquency or deferral charges, or the amount stated in the  
 27 5 notice of right to cure, whichever is less, or by tendering any  
 27 6 performance necessary to cure any default other than nonpayment  
 27 7 of amounts due, which is described in the notice of right to  
 27 8 cure. The act of curing a default restores to the consumer  
 27 9 the consumer's rights under the agreement as though no default  
 27 10 had occurred, except as provided in subsection 3. However,  
 27 11 where the obligation in default is a credit card account that  
 27 12 has been closed, the act of curing a default does not restore  
 27 13 to the consumer the consumer's rights under the agreement as  
 27 14 though no default had occurred.

27 15 Sec. 94. Section 537.5111, Code 2013, is amended by adding  
 27 16 the following new subsection:  
 27 17 NEW SUBSECTION 4A. If the consumer credit transaction is

CODE: Requires the newborn screening policy to be included in the State's Newborn Screening Panel and requires the Center for Congenital and Inherited Disorders Advisory Committee to make recommendations on implementing the screening. Requires the Center to adopt the necessary rules to implement the new policy. Reporting of the results of newborn screening is only required if funding is available for the implementation of the reporting requirement.

CODE: Clarifies that curing a default for a closed credit card account does not restore the consumer's rights under the credit card agreement.

DETAIL: Cure of a default by a consumer typically involves the creditor giving notice to the consumer that a default has occurred and allowing the consumer a specified period of time to rectify the default. If the default is cured, the credit relationship continues as agreed. This language clarifies that a closed credit card account is not reopened if there has been a default and the consumer resolves the default.

CODE: Excludes the statement relating to continuation of the contract upon correction of a default from a notice being given for a closed credit card account.

27 18 a credit card account that has been closed, the notice shall  
 27 19 conform to the requirements of subsection 2, and a notice in  
 27 20 substantially the form specified in that subsection complies  
 27 21 with this subsection except that the statement relating to  
 27 22 continuation of the contract upon correction of the default as  
 27 23 though the consumer did not default shall not be contained in  
 27 24 the notice.

27 25 DIVISION VIII  
 27 26 NOTARY PUBLIC

27 27 Sec. 95. Section 9B.15, subsection 3, unnumbered paragraph  
 27 28 1, Code 2013, is amended to read as follows:

27 29 A certificate of a notarial act is sufficient if it meets  
 27 30 the requirements of subsections 1 and 2 and ~~at~~ any of the  
 27 31 following apply:

27 32 Sec. 96. Section 9B.17, subsection 1, paragraph a, Code  
 27 33 2013, is amended to read as follows:

27 34 a. Include the notary public's name, the words "Notarial  
 27 35 Seal" and "Iowa", the words "Commission Number" followed by  
 27 36 a number assigned to the notary public by the secretary of  
 27 37 state, the words "My Commission Expires" followed either by the  
 27 38 date that the notary public's term would ordinarily expire as  
 27 39 provided in section 9B.21 or a blank line on which the notary  
 27 40 public shall indicate the date of expiration, if any, of the  
 27 41 notary public's commission, as required by and in satisfaction  
 27 42 of section 9B.15, subsection 1, paragraph "e", and other  
 27 43 information required by the secretary of state.

28 1 Sec. 97. Section 3211.31, subsection 3, Code 2013, is  
 28 2 amended to read as follows:

28 3 3. An owner of an all-terrain vehicle shall apply to  
 28 4 the county recorder for issuance of a certificate of title  
 28 5 within thirty days after acquisition. The application shall  
 28 6 be on forms the department prescribes and accompanied by the  
 28 7 required fee. The application shall be signed and sworn to  
 28 8 before a ~~notary public~~ notarial officer as provided in chapter  
 28 9 9B or other person who administers oaths, or shall include a  
 28 10 certification signed in writing containing substantially the  
 28 11 representation that statements made are true and correct to the  
 28 12 best of the applicant's knowledge, information, and belief,  
 28 13 under penalty of perjury. The application shall contain the  
 28 14 date of sale and gross price of the all-terrain vehicle or the  
 28 15 fair market value if no sale immediately preceded the transfer  
 28 16 and any additional information the department requires. If the  
 28 17 application is made for an all-terrain vehicle last previously  
 28 18 registered or titled in another state or foreign country,  
 28 19 the application shall contain this information and any other  
 28 20 information the department requires.

CODE: Provides technical and conforming changes to the Notary  
 Public statute in the Iowa Code.

28 21 Sec. 98. Section 462A.77, subsection 4, Code 2013, is  
28 22 amended to read as follows:  
28 23 4. Every owner of a vessel subject to titling under this  
28 24 chapter shall apply to the county recorder for issuance of  
28 25 a certificate of title for the vessel within thirty days  
28 26 after acquisition. The application shall be on forms the  
28 27 department prescribes, and accompanied by the required fee.  
28 28 The application shall be signed and sworn to before a ~~notary~~  
28 29 ~~public notarial officer~~ as provided in chapter 9B or other  
28 30 person who administers oaths, or shall include a certification  
28 31 signed in writing containing substantially the representation  
28 32 that statements made are true and correct to the best of the  
28 33 applicant's knowledge, information, and belief, under penalty  
28 34 of perjury. The application shall contain the date of sale  
28 35 and gross price of the vessel or the fair market value if no  
28 36 sale immediately preceded the transfer, and any additional  
28 37 information the department requires. If the application  
28 38 is made for a vessel last previously registered or titled  
28 39 in another state or foreign country, it shall contain this  
28 40 information and any other information the department requires.

28 41 Sec. 99. Section 554.3505, subsection 2, Code 2013, is  
28 42 amended to read as follows:  
28 43 2. A protest is a certificate of dishonor made by a United  
29 1 States consul or vice consul, or a ~~notary~~ public notarial  
29 2 officer as provided in chapter 9B or other person authorized to  
29 3 administer oaths by the law of the place where dishonor occurs.  
29 4 It may be made upon information satisfactory to that person.  
29 5 The protest must identify the instrument and certify either  
29 6 that presentment has been made or, if not made, the reason why  
29 7 it was not made, and that the instrument has been dishonored by  
29 8 nonacceptance or nonpayment. The protest may also certify that  
29 9 notice of dishonor has been given to some or all parties.  
29 10 Sec. 100. Section 589.4, Code 2013, is amended to read as  
29 11 follows:  
29 12 589.4 ACKNOWLEDGMENTS BY CORPORATION OFFICERS.  
29 13 The acknowledgments of all deeds, mortgages, or other  
29 14 instruments in writing taken or certified more than ten years  
29 15 earlier, which instruments have been recorded in the recorder's  
29 16 office of any county of this state, including acknowledgments  
29 17 of instruments made by a corporation, or to which the  
29 18 corporation was a party, or under which the corporation was  
29 19 a beneficiary, and which have been acknowledged before or  
29 20 certified by a ~~notary~~ public notarial officer as provided  
29 21 in chapter 9B who was at the time of the acknowledgment or  
29 22 certifying a stockholder or officer in the corporation, are  
29 23 legal and valid official acts of the notaries public, and  
29 24 entitle the instruments to be recorded, anything in the laws  
29 25 of the state of Iowa in regard to acknowledgments to the

29 26 contrary notwithstanding. This section does not affect pending  
 29 27 litigation.  
 29 28 Sec. 101. Section 589.5, Code 2013, is amended to read as  
 29 29 follows:  
 29 30 589.5 ACKNOWLEDGMENTS BY STOCKHOLDERS.  
 29 31 All deeds and conveyances of lands within this state  
 29 32 executed more than ten years earlier, but which have been  
 29 33 acknowledged or proved according to and in compliance with the  
 29 34 laws of this state before a ~~notary public~~ notarial officer  
 29 35 as provided in chapter 9B or other official authorized by  
 29 36 law to take acknowledgments who was, at the time of the  
 29 37 acknowledgment, an officer or stockholder of a corporation  
 29 38 interested in the deed or conveyance, or otherwise interested  
 29 39 in the deeds or conveyances, are, if otherwise valid, valid  
 29 40 in law as though acknowledged or proved before an officer not  
 29 41 interested in the deeds or conveyances; and if recorded more  
 29 42 than ten years earlier, in the respective counties in which the  
 29 43 lands are, the records are valid in law as though the deeds  
 30 1 and conveyances, so acknowledged or proved and recorded, had,  
 30 2 prior to being recorded, been acknowledged or proved before an  
 30 3 officer having no interest in the deeds or conveyances.  
 30 4 Sec. 102. Section 622.86, Code 2013, is amended to read as  
 30 5 follows:  
 30 6 622.86 FOREIGN AFFIDAVITS.  
 30 7 Those taken out of the state before any judge or clerk of  
 30 8 a court of record, or before a ~~notary public~~ notarial officer  
 30 9 as provided in chapter 9B, or a commissioner appointed by  
 30 10 the governor of this state to take acknowledgment of deeds  
 30 11 in the state where such affidavit is taken, are of the same  
 30 12 credibility as if taken within the state.

30 13 DIVISION IX  
 30 14 CORN PROMOTION BOARD

30 15 Sec. 103. Section 185C.1, Code 2013, is amended by adding  
 30 16 the following new subsection:  
 30 17 NEW SUBSECTION 4A. "Director" means a district elected  
 30 18 director or a board elected director as provided in section  
 30 19 185C.6.  
 30 20 Sec. 104. Section 185C.1, subsection 5, Code 2013, is  
 30 21 amended to read as follows:  
 30 22 5. "District" means an official crop reporting district  
 30 23 formed by the United States department of agriculture for use  
 30 24 on January 1, 2013, and set out in the annual farm census  
 30 25 published in that year by the ~~lowa~~ department of agriculture  
 30 26 and land stewardship.  
 30 27 Sec. 105. Section 185C.3, Code 2013, is amended to read as  
 30 28 follows:

CODE: This Division requires the Corn Promotion Board to consist of 12 directors, with one director representing each of the nine districts. The remaining three directors are elected by the Board and serve at large. A director elected by the Board must have served as a district elected director, and is limited to four total terms in office. Requires the Board to meet at least three times a year. Districts are organized based on the crop reporting districts formed by the United States Department of Agriculture.

30 29 185C.3 ESTABLISHMENT OF CORN PROMOTION BOARD.

30 30 If a majority of the producers voting in the referendum  
30 31 election approve the passage of the promotional order, an Iowa  
30 32 corn promotion board shall be established. ~~The board shall~~  
30 33 ~~consist of one director elected from each district in the~~  
30 34 ~~state, except that a district producing more than an average~~  
30 35 ~~of one hundred million bushels of corn in the three previous~~  
30 36 ~~marketing years is entitled to two directors.~~

30 37 Sec. 106. Section 185C.6, Code 2013, is amended by striking  
30 38 the section and inserting in lieu thereof the following:

30 39 185C.6 NUMBER AND ELECTION OF DIRECTORS.

30 40 The Iowa corn promotion board established pursuant to  
30 41 section 185C.3 shall be composed of directors elected as  
30 42 provided in this chapter. The directors shall include all of  
30 43 the following:

31 1 1. NINE DISTRICT ELECTED DIRECTORS. Each such director  
31 2 shall be elected from a district as provided in section 185C.5,  
31 3 this section, and sections 185C.7 and 185C.8. A candidate  
31 4 receiving the highest number of votes in each district shall be  
31 5 elected to represent that district.

31 6 2. THREE BOARD ELECTED DIRECTORS. Each such director shall  
31 7 be elected by the board. The candidate receiving the highest  
31 8 number of votes by the board shall be elected to represent the  
31 9 state on at-large basis.

31 10 Sec. 107. Section 185C.7, Code 2013, is amended to read as  
31 11 follows:

31 12 185C.7 TERMS OF DIRECTORS.

31 13 ~~1. Director terms~~ A director's term of office shall be for  
31 14 ~~three years and no~~ A district elected director of the board  
31 15 ~~shall not serve for more than three complete consecutive terms.~~  
31 16 A board elected director shall not serve for more than one  
31 17 complete term of office. A district elected director who is  
31 18 elected as board elected director shall not serve more than a  
31 19 total of four terms of office, regardless of whether any of the  
31 20 terms of office are complete or consecutive.

31 21 2. If the board is reconstituted pursuant to section 185C.8,  
31 22 the terms of the directors shall be controlled by this section.  
31 23 However, the initial terms of the reconstituted board shall  
31 24 be staggered. To the extent practicable, one-third of the  
31 25 elected directors shall serve an initial term of one year,  
31 26 one-third of the elected directors shall serve an initial term  
31 27 of two years, and one-third of the elected directors shall  
31 28 serve an initial term of three years. The initial terms of  
31 29 board elected directors shall be determined by board members  
31 30 directors drawing lots. ~~The board elected under this paragraph~~  
31 31 ~~shall not contain two directors from the same district serving~~  
31 32 ~~the same term.~~

31 33 Sec. 108. Section 185C.8, Code 2013, is amended to read as

31 34 follows:

31 35 ~~185C.8—ELECTIONS~~ ADMINISTRATION OF ELECTIONS FOR DIRECTORS .

31 36 1. The Iowa corn promotion board shall administer elections  
31 37 for district elected directors of the board with the assistance  
31 38 of the secretary. Prior to the expiration of a director's  
31 39 term of office, the board shall appoint a nominating committee  
31 40 for the district represented by that director. The nominating  
31 41 committee shall consist of five producers who are residents  
31 42 of the district from which a director must be elected. The  
31 43 nominating committee shall nominate two resident producers as  
32 1 candidates for each director position for which an election  
32 2 is to be held. Additional candidates may be nominated by  
32 3 a written petition of twenty-five producers. Procedures  
32 4 governing the time and place of filing shall be adopted and  
32 5 publicized by the board.

32 6 Following recommencement of the promotional order,  
32 7 or termination of the promotional order's suspension as  
32 8 provided in section 185C.24, the secretary shall order the  
32 9 reconstitution of the board. An election of district elected  
32 10 directors shall be held within thirty days from the date of the  
32 11 order. The secretary shall call for, provide for notice of,  
32 12 conduct, and certify the results of the election in a manner  
32 13 consistent with section 185C.5 through 185C.7. Directors shall  
32 14 serve terms as provided in section 185C.7. Rules or procedures  
32 15 adopted by the board and in effect at the date of suspension  
32 16 shall continue in effect upon reconstitution of the board.  
32 17 The Iowa corn growers association may nominate two resident  
32 18 producers as candidates for each director position. Additional  
32 19 candidates may be nominated by a written petition of at least  
32 20 twenty-five producers.

32 21 2. The Iowa corn promotion board shall administer elections  
32 22 for board elected directors. Prior to the expiration of a  
32 23 board elected director's term of office, the board may appoint  
32 24 a nominating committee. In order to be eligible for nomination  
32 25 and election, a candidate must have previously served on the  
32 26 board as an elected director. An officer of the board shall  
32 27 certify the results of the election.

32 28 Sec. 109. Section 185C.10, subsection 3, Code 2013, is  
32 29 amended by striking the subsection.

32 30 Sec. 110. Section 185C.14, subsection 3, Code 2013, is  
32 31 amended to read as follows:

32 32 3. The board shall meet at least ~~once every three months~~  
32 33 times each year, and at such other times as deemed necessary  
32 34 by the board.

32 35 Sec. 111. IMPLEMENTATION. The Iowa corn promotion board  
32 36 established pursuant to section 185C.3 shall implement this  
32 37 division of this Act.

32 38 1. During the implementation period all of the following

32 39 shall apply:  
 32 40 a. The board shall provide for staggered terms of directors  
 32 41 in the same manner as required for the initial terms of office  
 32 42 of a reconstituted board pursuant to section 185C.7. However,  
 32 43 the board is not required to draw lots as otherwise provided in  
 33 1 that section.  
 33 2 b. The board is not required to fill a vacancy for an  
 33 3 unexpired term as required in section 185C.9.  
 33 4 c. The board may reduce the number of years of a director's  
 33 5 term in order to comply with this section.  
 33 6 2. The board shall complete implementation of this Act not  
 33 7 later than July 1, 2014.  
 33 8 Sec. 112. EFFECTIVE UPON ENACTMENT. This division of this  
 33 9 Act, being deemed of immediate importance, takes effect upon  
 33 10 enactment.

33 11 DIVISION X  
 33 12 APPORTIONMENT OF TRANSPORTATION FUNDS — APPROPRIATION

33 13 Sec. 113. Section 312.3, subsection 2, Code 2013, is amended  
 33 14 by adding the following new paragraph:  
 33 15 NEW PARAGRAPH d. For purposes of apportioning among the  
 33 16 cities of the state the percentage of the road use tax fund to  
 33 17 be credited to the street construction fund of the cities for  
 33 18 each month beginning March 2011 and ending March 2021 pursuant  
 33 19 to this subsection, the population of each city shall be  
 33 20 determined by the greater of the population of the city as of  
 33 21 the last preceding certified federal census or as of the April  
 33 22 1, 2010, population estimates base as determined by the United  
 33 23 States census bureau.

33 24 Sec. 114. STREET CONSTRUCTION FUND — APPROPRIATION.

33 25 1. In a written application to the treasurer of state  
 33 26 submitted by October 1, 2013, a city may request an  
 33 27 additional distribution of moneys to be credited to the street  
 33 28 construction fund of the city equal to that additional amount,  
 33 29 calculated by the treasurer, that the city would have received  
 33 30 if the funds were apportioned based upon the population of the  
 33 31 city as determined by section 312.3, subsection 2, paragraph  
 33 32 "d", as enacted in this division of this Act, for the months  
 33 33 prior to the effective date of this division of this Act.  
 33 34 2. Upon determination by the treasurer of state that an  
 33 35 additional amount should be credited to a city as provided by  
 33 36 this section, there is appropriated from the general fund of  
 33 37 the state to the department of transportation, for the fiscal  
 33 38 year beginning July 1, 2013, and ending June 30, 2014, an  
 33 39 amount sufficient to pay the additional amount which shall be  
 33 40 distributed to the city for deposit in the street construction

CODE: Incorporates changes made to base population estimates determined by the U.S. Census Bureau for the period beginning March 2011 and ending March 2021, for purpose of impacting the distribution of Street Construction Fund amounts to cities.

FISCAL IMPACT: The Street Construction Fund receives an annual allocation from the Road Use Tax Fund for distribution to cities on a per capita basis. This provision will not significantly change the distribution of funds between cities. The base population estimates were changed by 597 persons since the last census.

Allows a city to submit a request to the Treasurer of State by October 1, 2013, for an additional distribution from the Street Construction Fund for revisions made and certified by the U.S. Census Bureau to a city's population base since the last decennial census. Provides a one-time appropriation, estimated at \$135,000, to the Street Construction Fund for payment to certain cities where corrections were made to the census count by the U.S. Census Bureau as of March 2011.

DETAIL: This will primarily affect Rockwell City whose population base was adjusted by 507 persons by the U.S. Census Bureau.

33 41 fund of the city.

33 42 Sec. 115. EFFECTIVE UPON ENACTMENT. This division of this  
 33 43 Act, being deemed of immediate importance, takes effect upon  
 34 1 enactment.

This Division is effective on enactment and applies retroactively to March 2011.

34 2 Sec. 116. RETROACTIVE APPLICABILITY. This division of this  
 34 3 Act applies retroactively to March 2011.

34 4 DIVISION XI  
 34 5 HISTORIC PRESERVATION AND CULTURAL AND ENTERTAINMENT DISTRICT  
 34 6 TAX CREDITS

34 7 Sec. 117. Section 404A.4, subsection 2, paragraph d, Code  
 34 8 2013, is amended to read as follows:

CODE: This Division increases the annual cap on Historic Preservation and Cultural District and Entertainment District Tax Credits from the current level of \$45.0 million to \$55.0 million for FY 2015, FY 2016, and FY 2017. Beginning in FY 2018, the annual cap is then set at \$50.0 million.

34 9 d. For ~~the a~~ fiscal year beginning on or after July 1,  
 34 10 2012, ~~and for each fiscal year thereafter but before July 1,~~  
 34 11 2014, the office shall reserve not more than forty-five million  
 34 12 dollars worth of tax credits for any one taxable year.

34 13 Sec. 118. Section 404A.4, subsection 2, Code 2013, is  
 34 14 amended by adding the following new paragraphs:

FISCAL IMPACT: Increasing the cap on the Tax Credit is estimated to reduce General Fund revenues as follows:

34 15 NEW PARAGRAPH e. For the fiscal years beginning July 1,  
 34 16 2014, July 1, 2015, and July 1, 2016, the office shall reserve  
 34 17 not more than fifty-five million dollars of tax credits for any  
 34 18 one taxable year.

- \$200,000 in FY 2015
- \$2,100,000 in FY 2016
- \$4,600,000 in FY 2017
- \$6,400,000 in FY 2018
- \$6,500,000 in FY 2019

34 19 NEW PARAGRAPH f. For the fiscal year beginning July 1,  
 34 20 2017, and for each fiscal year thereafter, the office shall  
 34 21 reserve not more than fifty million dollars of tax credits for  
 34 22 any one taxable year.

34 23 Sec. 119. Section 404A.4, subsection 4, paragraph a, Code  
 34 24 2013, is amended to read as follows:

34 25 a. The total amount of tax credits that may be approved for  
 34 26 a fiscal year prior to the fiscal year beginning July 1, 2012,  
 34 27 under this chapter shall not exceed fifty million dollars. The  
 34 28 total amount of tax credits that may be approved for a fiscal  
 34 29 year beginning on or after July 1, 2012, but before July 1,  
 34 30 2014, shall not exceed forty-five million dollars. The total  
 34 31 amount of tax credits that may be approved for a fiscal year  
 34 32 beginning on or after July 1, 2014, but before July 1, 2017,  
 34 33 shall not exceed fifty-five million dollars. The total amount  
 34 34 of tax credits that may be approved for a fiscal year beginning  
 34 35 on or after July 1, 2017, shall not exceed fifty million  
 34 36 dollars.

34 37 DIVISION XII  
 34 38 INCOME TAXES

34 39 Sec. 120. Section 422.5, subsection 1, paragraph j,  
 34 40 subparagraph (2), subparagraph division (a), Code 2013, is

CODE: This Division amends allocation of income provisions related to S-Corporation income apportionment. An estate or trust that is a

34 41 amended to read as follows:

34 42 (a) The tax imposed upon the taxable income of a resident  
 34 43 shareholder in an S corporation or of an estate or trust with  
 35 1 a situs in Iowa that is a shareholder in an S corporation,  
 35 2 which S corporation has in effect for the tax year an election  
 35 3 under subchapter S of the Internal Revenue Code and carries  
 35 4 on business within and without the state, may be computed by  
 35 5 reducing the amount determined pursuant to paragraphs "a"  
 35 6 through "i" by the amounts of nonrefundable credits under  
 35 7 this division and by multiplying this resulting amount by a  
 35 8 fraction of which the resident's or estate's or trust's net  
 35 9 income allocated to Iowa, as determined in section 422.8,  
 35 10 subsection 2, paragraph "b", is the numerator and the resident's  
 35 11 or estate's or trust's total net income computed under section  
 35 12 422.7 is the denominator. If a resident shareholder, or an  
 35 13 estate or trust with a situs in Iowa that is a shareholder,  
 35 14 has elected to take advantage of this subparagraph (2), and  
 35 15 for the next tax year elects not to take advantage of this  
 35 16 subparagraph, the resident or estate or trust shareholder shall  
 35 17 not reelect to take advantage of this subparagraph for the  
 35 18 three tax years immediately following the first tax year for  
 35 19 which the shareholder elected not to take advantage of this  
 35 20 subparagraph, unless the director consents to the reelection.  
 35 21 This subparagraph also applies to individuals who are residents  
 35 22 of Iowa for less than the entire tax year.

35 23 Sec. 121. Section 422.8, subsection 2, paragraph b,  
 35 24 unnumbered paragraph 1, Code 2013, is amended to read as  
 35 25 follows:

35 26 A resident's income, or the income of an estate or trust with  
 35 27 a situs in Iowa, allocable to Iowa is the income determined  
 35 28 under section 422.7 reduced by items of income and expenses  
 35 29 from an S corporation that carries on business within and  
 35 30 without the state when those items of income and expenses pass  
 35 31 directly to the shareholders under provisions of the Internal  
 35 32 Revenue Code. These items of income and expenses are increased  
 35 33 by the greater of the following:

35 34 Sec. 122. Section 422.15, subsection 2, Code 2013, is  
 35 35 amended to read as follows:

35 36 2. Every partnership, including limited partnerships  
 35 37 ~~organized under chapter 488, having a place of business in~~  
 35 38 ~~the state, doing business in this state, or deriving income~~  
 35 39 ~~from sources within this state as defined in section 422.33,~~  
 35 40 subsection 1, shall make a return, stating specifically the net  
 35 41 income and capital gains (or losses) reported on the federal  
 35 42 partnership return, the names and addresses of the partners,  
 35 43 and their respective shares in said amounts.

36 1 Sec. 123. EFFECTIVE UPON ENACTMENT. This division of this  
 36 2 Act, being deemed of immediate importance, takes effect upon

shareholder in an S-Corporation is made eligible to claim the S-Corporation Apportionment Tax Credit. This change is effective on enactment and applies retroactively to January 1, 2013.

FISCAL IMPACT: This provision is estimated to reduce General Fund revenue by \$200,000 annually beginning in FY 2014.

36 3 enactment.  
 36 4 Sec. 124. RETROACTIVE APPLICABILITY. The following  
 36 5 provision or provisions of this division of this Act apply  
 36 6 retroactively to January 1, 2013, for tax years beginning on  
 36 7 or after that date:  
 36 8 1. The section amending section 422.5.  
 36 9 2. The section amending section 422.8.  
 36 10 3. The section amending section 422.15.

36 11 DIVISION XIII  
 36 12 SALES AND USE TAXES

36 13 Sec. 125. Section 423.1, subsection 5, Code 2013, is amended  
 36 14 to read as follows:  
 36 15 5. "Agricultural production" includes the production of  
 36 16 flowering, ornamental, or vegetable plants in commercial  
 36 17 greenhouses or otherwise, and production from aquaculture,  
 36 18 and production from silvicultural activities. "Agricultural  
 36 19 products" includes flowering, ornamental, or vegetable plants  
 36 20 and those products of aquaculture and silviculture.

CODE: Adds silvicultural activities to the list of agricultural production activities exempt from the sales and use tax.

DETAIL: Silviculture relates to forest and woodland management.

FISCAL IMPACT: The amount of silviculture activity within Iowa that is currently subject to state and local sales taxes is not known, but silviculture services are assumed to be minimal or already treated as an exempt service.

36 21 Sec. 126. Section 423.2, subsection 6, paragraph a, Code  
 36 22 2013, is amended to read as follows:  
 36 23 a. The sales price of any of the following enumerated  
 36 24 services is subject to the tax imposed by subsection  
 36 25 5:alteration and garment repair; armored car; vehicle repair;  
 36 26 battery, tire, and allied; investment counseling; service  
 36 27 charges of all financial institutions; barber and beauty;  
 36 28 boat repair; vehicle wash and wax; campgrounds; carpentry;  
 36 29 roof, shingle, and glass repair; dance schools and dance  
 36 30 studios; dating services; dry cleaning, pressing, dyeing, and  
 36 31 laundering; electrical and electronic repair and installation;  
 36 32 excavating and grading; farm implement repair of all kinds;  
 36 33 flying service; furniture, rug, carpet, and upholstery  
 36 34 repair and cleaning; fur storage and repair; golf and country  
 36 35 clubs and all commercial recreation; gun and camera repair;  
 36 36 house and building moving; household appliance, television,  
 36 37 and radio repair; janitorial and building maintenance or  
 36 38 cleaning; jewelry and watch repair; lawn care, landscaping,  
 36 39 and tree trimming and removal; limousine service, including  
 36 40 driver; machine operator; machine repair of all kinds; motor  
 36 41 repair; motorcycle, scooter, and bicycle repair; oilers and  
 36 42 lubricators; office and business machine repair; painting,  
 36 43 papering, and interior decorating; parking facilities; pay  
 37 1 television; pet grooming; pipe fitting and plumbing; wood  
 37 2 preparation; executive search agencies; private employment

CODE: Exempts private security and detective services from the sales and use tax, if the service is provided by a peace officer.

FISCAL IMPACT: According to the U.S. Census American Community Survey, there are 9,246 law enforcement officers in Iowa (2011 data). This estimate assumes 5.00% of Iowa law enforcement officers provide security and detective services for private entities while off-duty, for an average of four hours per week at an average hourly rate of \$40.00. This exemption is estimated to reduce General Fund revenue by \$200,000 annually in FY 2014 and \$300,000 annually thereafter.

37 3 agencies, excluding services for placing a person in employment  
 37 4 where the principal place of employment of that person is to  
 37 5 be located outside of the state; reflexology; security and  
 37 6 detective services, excluding private security and detective  
 37 7 services furnished by a peace officer with the knowledge and  
 37 8 consent of the chief executive officer of the peace officer's  
 37 9 law enforcement agency; sewage services for nonresidential  
 37 10 commercial operations; sewing and stitching; shoe repair  
 37 11 and shoeshine; sign construction and installation; storage  
 37 12 of household goods, mini-storage, and warehousing of raw  
 37 13 agricultural products; swimming pool cleaning and maintenance;  
 37 14 tanning beds or salons; taxidermy services; telephone  
 37 15 answering service; test laboratories, including mobile testing  
 37 16 laboratories and field testing by testing laboratories, and  
 37 17 excluding tests on humans or animals; termite, bug, roach, and  
 37 18 pest eradicators; tin and sheet metal repair; transportation  
 37 19 service consisting of the rental of recreational vehicles or  
 37 20 recreational boats, or the rental of motor vehicles subject  
 37 21 to registration which are registered for a gross weight of  
 37 22 thirteen tons or less for a period of sixty days or less, or  
 37 23 the rental of aircraft for a period of sixty days or less;  
 37 24 Turkish baths, massage, and reducing salons, excluding services  
 37 25 provided by massage therapists licensed under chapter 152C;  
 37 26 water conditioning and softening; weighing; welding; well  
 37 27 drilling; wrapping, packing, and packaging of merchandise other  
 37 28 than processed meat, fish, fowl, and vegetables; wrecking  
 37 29 service; wrecker and towing.

37 30 Sec. 127. Section 423.3, subsection 47, paragraph d,  
 37 31 subparagraph (4), Code 2013, is amended to read as follows:  
 37 32 (4) "Manufacturer" means ~~as defined in section 428.20 a~~  
 37 33 person who purchases, receives, or holds personal property  
 37 34 of any description for the purpose of adding to its value by  
 37 35 a process of manufacturing, refining, purifying, combining  
 37 36 of different materials, or by the packing of meats, with a  
 37 37 view to selling the property for gain or profit, but also  
 37 38 includes contract manufacturers. A contract manufacturer is  
 37 39 a manufacturer that otherwise falls within the definition of  
 37 40 manufacturer ~~under section 428.20~~, except that a contract  
 37 41 manufacturer does not sell the tangible personal property  
 37 42 the contract manufacturer processes on behalf of other  
 37 43 manufacturers. A business engaged in activities subsequent  
 38 1 to the extractive process of quarrying or mining, such as  
 38 2 crushing, washing, sizing, or blending of aggregate materials,  
 38 3 is a manufacturer with respect to these activities. This  
 38 4 subparagraph (4) shall not be construed to require that a  
 38 5 person be primarily engaged in an activity listed in this  
 38 6 subparagraph in order to qualify as a manufacturer for purposes

CODE: Modifies the definition of manufacturer to specify that manufacturer means a person that adds to the value of personal property through a manufacturing process.

DETAIL: This provision codifies a recent Iowa Supreme Court decision. Codifying the decision will allow parties to receive the exemption at the time of purchase and not have to file refund requests.

FISCAL IMPACT: The Department of Revenue reviewed sales and use tax returns and refund claims from convenience stores, restaurants, and other retail establishments such as grocery stores, pharmacies, hardware stores, and others to provide the data for an estimate of the impact of the change in the definition of manufacturer. The Department estimate of the fiscal impact of this provision is based on an assumption that one-half of the entities impacted by the Supreme Court decision related to the manufacturing exemption definition will not file refund claims due to the small nature of the issue to many impacted entities. This provision is estimated to reduce General Fund revenue as follows:

38 7 of this subsection.

- \$7,300,000 in FY 2014
- \$7,600,000 in FY 2015
- \$7,800,000 in FY 2016
- \$8,100,000 in FY 2017

38 8 Sec. 128. Section 423.3, Code 2013, is amended by adding the  
 38 9 following new subsection:  
 38 10 NEW SUBSECTION 99. The sales price from services furnished  
 38 11 by forestry consultants and forestry vendors engaged in  
 38 12 forestry practices on private or public land.

CODE: Conforming change related to exempting silviculture activities from the state sales and use tax.

38 13 DIVISION XIV  
 38 14 IOWA FUND OF FUNDS

38 15 Sec. 129. Section 15E.62, Code 2013, is amended by adding  
 38 16 the following new subsections:  
 38 17 NEW SUBSECTION 03. "Creditor" means a person, including  
 38 18 an assignee of or successor to such person, who extends credit  
 38 19 or makes a loan to the Iowa fund of funds or to a designated  
 38 20 investor, and includes any person who refinances such credit  
 38 21 or loan.  
 38 22 NEW SUBSECTION 04. "Fund documents" means all agreements  
 38 23 relating to matters under the purview of this division VII  
 38 24 entered into prior to the effective date of this division of  
 38 25 this Act between or among the state, the Iowa fund of funds, a  
 38 26 fund allocation manager or similar manager, the Iowa capital  
 38 27 investment corporation, the board, a creditor, a designated  
 38 28 investor, and a private seed or venture capital partnership,  
 38 29 and includes other documents having the same force and effect  
 38 30 between or among such parties, as any of the foregoing may be  
 38 31 amended, modified, restated, or replaced from time to time.

CODE: This Division provides for an orderly wind-up and eventual repeal of the Iowa Fund of Funds Program in accordance with the provisions of its organizational documents and with the terms of the fund documents. This Division creates a new Code section to govern the wind-up and repeal of the Program. Prohibits a new Iowa Fund of Funds from being organized and prohibits future activities associated with new investments, issuance of tax credits, and other financial activities from being made by the existing Iowa Fund of Funds except as required by the fund documents.

Prohibits the Iowa Capital Investment Corporation from depositing returns in excess of those payable to designated investors in a revolving fund and instead mandates that those amounts be deposited in the General Fund. Provides that the Iowa Fund of Funds is repealed on the earlier of December 31, 2027, or the date all fund documents expire. This Division takes effect upon enactment.

38 32 Sec. 130. Section 15E.65, subsection 2, paragraph h, Code  
 38 33 2013, is amended to read as follows:  
 38 34 ~~h.—Fifty years after the organization of the Iowa fund~~  
 38 35 ~~of funds~~ As soon as practicable after the effective date  
 38 36 of this division of this Act, the Iowa capital investment  
 38 37 corporation, in conjunction with the department of revenue,  
 38 38 the board, and the attorney general, shall wind up the Iowa  
 38 39 fund of funds pursuant to section 15E.72 and shall cause the  
 38 40 Iowa fund of funds to be liquidated with all of its assets  
 38 41 distributed to its owners in accordance with the provisions of  
 38 42 its organizational documents and in accordance with the fund  
 38 43 documents. In liquidating such assets, the capital investment  
 39 1 corporation, the department of revenue, the board, and the  
 39 2 attorney general shall act with prudence and caution in order  
 39 3 to minimize costs and fees and to preserve investment assets to  
 39 4 the extent reasonably possible.

39 5 Sec. 131.NEW SECTION 15E.72 PROGRAM WIND-UP AND FUTURE  
39 6 REPEAL.  
39 7 1. ORGANIZATION OF ADDITIONAL FUNDS PROHIBITED.  
39 8 Notwithstanding section 15E.65, an Iowa fund of funds shall not  
39 9 be organized on or after the effective date of this division  
39 10 of this Act.  
39 11 2. NEW INVESTMENTS BY THE FUND OF FUNDS PROHIBITED.  
39 12 Notwithstanding section 15E.65, the Iowa fund of funds shall  
39 13 not make new investments in private seed and venture capital  
39 14 partnerships or entities on or after the effective date of this  
39 15 division of this Act except as required by the fund documents.  
39 16 3. NEW INVESTMENTS BY DESIGNATED INVESTORS PROHIBITED.  
39 17 a. Except as provided in paragraph "b", and notwithstanding  
39 18 any other provision in this division VII, a designated investor  
39 19 shall not invest in the Iowa fund of funds on or after the  
39 20 effective date of this division of this Act.  
39 21 b. Notwithstanding the prohibition in paragraph "a", a  
39 22 designated investor may invest in the Iowa fund of funds on or  
39 23 after the effective date of this division of this Act to the  
39 24 extent such investment is required by the fund documents. In  
39 25 addition, the director of revenue, with the approval of the  
39 26 attorney general, may authorize additional investment in the  
39 27 Iowa fund of funds but only if such an investment is necessary  
39 28 to preserve fund assets, repay creditors, pay taxes, or  
39 29 otherwise effectuate an orderly wind-up of the program pursuant  
39 30 to this section.  
39 31 4. ISSUANCE, VERIFICATION, AND REDEMPTION OF NEW CERTIFICATES  
39 32 PROHIBITED.  
39 33 a. Except as provided in paragraph "b", and notwithstanding  
39 34 any other provision in this division VII, the board shall not  
39 35 issue, verify, or redeem a certificate or a related tax credit  
39 36 on or after the effective date of this division of this Act.  
39 37 b. Notwithstanding the prohibition in paragraph "a", the  
39 38 board may issue, redeem, or verify a certificate or a related  
39 39 tax credit under any of the following conditions:  
39 40 (1) The board is required to do so under the terms of the  
39 41 fund documents.  
39 42 (2) The issuance, redemption, or verification is deemed  
39 43 necessary by the director of revenue and the attorney general  
40 1 in order to arrange new financing terms with a creditor.  
40 2 (3) The issuance, redemption, or verification is deemed  
40 3 necessary by the director of revenue and the attorney general  
40 4 to preserve fund assets, repay creditors, or otherwise  
40 5 effectuate an orderly wind-up of the program pursuant to this  
40 6 section.  
40 7 5. NEW FUND ALLOCATION MANAGERS PROHIBITED.  
40 8 a. Notwithstanding any other provision in this division  
40 9 VII, the Iowa capital investment corporation shall not have

40 10 authority to solicit, select, terminate, or change a fund  
40 11 allocation manager or similar manager on or after the effective  
40 12 date of this division of this Act.

40 13 b. On or after the effective date of this division of this  
40 14 Act, all decisions pertaining to relationships with a fund  
40 15 allocation manager or similar manager selected prior to the  
40 16 effective date of this division of this Act shall be made  
40 17 by the director of revenue with the approval of the attorney  
40 18 general. This subsection shall not be construed to impair the  
40 19 terms of the fund documents.

40 20 6. PLEDGING OF CERTIFICATES PROHIBITED.

40 21 a. Except as provided in paragraph "b", and notwithstanding  
40 22 any other provision of law to the contrary, a certificate and a  
40 23 related tax credit or verified tax credit issued by the board  
40 24 shall not be pledged by a designated investor as security for a  
40 25 loan or an extension of credit on or after the effective date  
40 26 of this division of this Act.

40 27 b. Notwithstanding the prohibition in paragraph "a", a  
40 28 certificate and related tax credit or verified tax credit  
40 29 issued by the board may be pledged by a designated investor as  
40 30 security for a loan or an extension of credit to the extent  
40 31 such pledge is required by the fund documents. In addition,  
40 32 the board, with the approval of the director of revenue and the  
40 33 attorney general, may authorize a certificate and related tax  
40 34 credit to be pledged as security for a loan or an extension  
40 35 of credit, but only if such a pledge is necessary to arrange  
40 36 new financing terms with a creditor or to repay creditors for  
40 37 moneys loaned or credit extended to a designated investor.

40 38 7. RURAL AND SMALL BUSINESS LOAN GUARANTEES

40 39 PROHIBITED. Notwithstanding any other provision in this  
40 40 division VII to the contrary, the Iowa capital investment  
40 41 corporation shall not make rural and small business loan  
40 42 guarantees or otherwise administer a program to provide loan  
40 43 guarantees and other related credit enhancements on loans to  
41 1 rural and small business borrowers within the state of Iowa on  
41 2 or after the effective date of this division of this Act.

41 3 8. IOWA CAPITAL INVESTMENT CORPORATION PURPOSES

41 4 AMENDED. Notwithstanding section 15E.64, on or after the  
41 5 effective date of this division of this Act, the purposes of  
41 6 the Iowa capital investment corporation shall be to comply  
41 7 with its obligations under the fund documents and to assist  
41 8 the board, the director of revenue, and the attorney general  
41 9 in effectuating the orderly wind-up of the Iowa fund of funds.  
41 10 In effectuating such a wind-up, the Iowa capital investment  
41 11 corporation shall comply with all reasonable requests by the  
41 12 board, the director of revenue, the attorney general, or the  
41 13 auditor of state.

41 14 9. USE OF REVOLVING FUND PROHIBITED.

41 15 a. Notwithstanding section 15E.65, subsection 2, paragraph  
 41 16 "a", on or after the effective date of this division of this  
 41 17 Act, all investment returns received by the Iowa capital  
 41 18 investment corporation that are in excess of those payable to  
 41 19 designated investors shall be deposited in the general fund of  
 41 20 the state.

41 21 b. This subsection shall not be construed to impair the  
 41 22 terms of the fund documents. It is the intent of the general  
 41 23 assembly that this subsection only applies in the event that  
 41 24 there are investment returns in excess of those necessary to  
 41 25 repay creditors and designated investors under the terms of the  
 41 26 fund documents.

41 27 10. PRESERVATION OF EXISTING RIGHTS. This section is  
 41 28 not intended to and shall not limit, modify, or otherwise  
 41 29 adversely affect the fund documents, including any certificate,  
 41 30 verified tax credit, or related tax credit issued before the  
 41 31 effective date of this division of this Act or limit, modify,  
 41 32 or otherwise adversely affect the redemption of any tax credit,  
 41 33 verified tax credit, or certificate.

41 34 11. FUTURE REPEAL. This division VII is repealed upon the  
 41 35 occurrence of one of the following, whichever is earlier:

41 36 a. The expiration or termination of all fund documents. The  
 41 37 director of revenue shall notify the Iowa Code editor upon the  
 41 38 occurrence of this condition.

41 39 b. December 31, 2027.

41 40 Sec. 132. EFFECTIVE UPON ENACTMENT. This division of this  
 41 41 Act, being deemed of immediate importance, takes effect upon  
 41 42 enactment.

41 43 DIVISION XV  
 42 1 STUDY REPORT

42 2 Sec. 133. ADMINISTRATIVE APPEALS PROCESS FOR TAX MATTERS  
 42 3 AND NEW TAX APPEAL BOARD — REPORT. The department of  
 42 4 revenue, in consultation with the department of management  
 42 5 and other interested stakeholders, shall study the  
 42 6 independence, effectiveness, and fairness of the state's  
 42 7 current administrative appeals processes for tax matters and  
 42 8 shall make recommendations for changes, if necessary, and  
 42 9 shall additionally study the desirability, practicality, and  
 42 10 feasibility of replacing components of these processes with  
 42 11 a new consolidated and independent administrative appeals  
 42 12 board for tax matters within the executive branch to resolve  
 42 13 disputes between the department of revenue and taxpayers. The  
 42 14 department of revenue shall prepare and file a report detailing  
 42 15 its findings and recommendations with the chairpersons and  
 42 16 ranking members of the ways and means committees of the senate  
 42 17 and the house of representatives and with the legislative

This Division requires the Department of Revenue, in consultation with the DOM and other interested stakeholders, to study the current administrative appeals processes for tax matters and make recommendations for necessary changes, and to study the possibility of creating a new consolidated tax appeal board. Requires the report to be filed with the chairpersons and ranking members of the Ways and Means Committees of the Senate and the House of Representatives and with the LSA by January 8, 2014. Specifies that the report is not to be construed to provide the Department with the power or authority to eliminate or in any way modify the Property Assessment Appeals Board.

42 18 services agency by January 8, 2014. This section of this Act  
 42 19 shall not be construed to provide the department of revenue  
 42 20 with the power or authority to eliminate or in any way modify  
 42 21 the property assessment appeals board created pursuant to  
 42 22 section 421.1A.

42 23 DIVISION XVI  
 42 24 SECURE AN ADVANCED VISION FOR EDUCATION FUND

42 25 Sec. 134. Section 423F.2, subsection 1, paragraph b, Code  
 42 26 2013, is amended to read as follows:  
 42 27 b. The increase in the state sales, services, and use taxes  
 42 28 under chapter 423, subchapters II and III, from five percent  
 42 29 to six percent shall replace the repeal of the county's local  
 42 30 sales and services tax for school infrastructure purposes. The  
 42 31 distribution of moneys in the secure an advanced vision for  
 42 32 education fund and the use of the moneys for infrastructure  
 42 33 purposes or property tax relief shall be as provided in this  
 42 34 chapter. ~~However, the formula for the distribution of the~~  
 42 35 ~~moneys in the fund shall be based upon amounts that would have~~  
 42 36 ~~been received if the local sales and services taxes under~~  
 42 37 ~~former chapter 423E, Code and Code Supplement 2007, continued~~  
 42 38 ~~in existence.~~

42 39 Sec. 135. Section 423F.2, subsection 3, Code 2013, is  
 42 40 amended to read as follows:

42 41 3. The moneys available in a fiscal year in the secure an  
 42 42 advanced vision for education fund shall be distributed by the  
 42 43 department of revenue to each school district ~~in an amount~~  
 43 1 ~~equal to the amount the school district would have received~~  
 43 2 ~~pursuant to the formula in section 423E.4 as if the local sales~~  
 43 3 ~~and services tax for school infrastructure purposes was imposed~~  
 43 4 ~~on a per pupil basis calculated using each school district's~~  
 43 5 ~~budget enrollment, as defined in section 257.6, for that fiscal~~  
 43 6 ~~year. Moneys in a fiscal year that are in excess of that needed~~  
 43 7 ~~to provide each school district with its formula amount Prior~~  
 43 8 ~~to distribution of moneys in the secure an advanced vision for~~  
 43 9 ~~education fund to school districts, two and one-tenths percent~~  
 43 10 ~~of the moneys available in a fiscal year shall be distributed~~  
 43 11 and credited to the property tax equity and relief fund created  
 43 12 in section 257.16A.

43 13 Sec. 136. APPLICABILITY. This division of this Act applies  
 43 14 to fiscal years beginning on or after July 1, 2014.

43 15 DIVISION XVII  
 43 16 SCHOOL EMPLOYEES — BACKGROUND INVESTIGATIONS

43 17 Sec. 137. NEW SECTION 279.69 SCHOOL EMPLOYEES —  
 43 18 BACKGROUND INVESTIGATIONS.

CODE: This Division modifies provisions relating to the allocation and distribution of moneys from the Secure an Advanced Vision for Education Fund to provide that moneys be distributed to school districts on a per pupil basis, calculated using each school district's budget enrollment for the fiscal year. Requires 2.10% of the moneys available for a fiscal year to be distributed and credited to the Property Tax Equity and Relief Fund, prior to distribution of funds to school districts. This Division applies to fiscal years beginning on or after July 1, 2014.

CODE: Requires school districts to review the state sex offender registry, the state central registry for child abuse information, and the

43 19 1. Prior to hiring an applicant for a school employee  
 43 20 position, a school district shall have access to and shall  
 43 21 review the information in the Iowa court information system  
 43 22 available to the general public, the sex offender registry  
 43 23 information under section 692A.121 available to the general  
 43 24 public, the central registry for child abuse information  
 43 25 established under section 235A.14, and the central registry for  
 43 26 dependent adult abuse information established under section  
 43 27 235B.5 for information regarding the applicant. A school  
 43 28 district shall follow the same procedure by June 30, 2014, for  
 43 29 each school employee employed by the school district as of July  
 43 30 1, 2013. A school district shall implement a consistent policy  
 43 31 to follow the same procedure for each school employee employed  
 43 32 by the school district on or after July 1, 2013, at least every  
 43 33 five years after the school employee's initial date of hire.  
 43 34 A school district shall not charge an employee for the cost  
 43 35 of the registry checks conducted pursuant to this subsection.  
 43 36 A school district shall maintain documentation demonstrating  
 43 37 compliance with this subsection.

43 38 2. Being listed in the sex offender registry established  
 43 39 under chapter 692A, the central registry for child abuse  
 43 40 information established under section 235A.14, or the central  
 43 41 registry for dependent adult abuse information established  
 43 42 under section 235B.5 shall constitute grounds for the immediate  
 43 43 suspension from duties of a school employee, pending a  
 44 1 termination hearing by the board of directors of a school  
 44 2 district. A termination hearing conducted pursuant to this  
 44 3 subsection shall be limited to the question of whether the  
 44 4 school employee was incorrectly listed in the registry.

44 5 3. For purposes of this section, "school employee" means  
 44 6 an individual employed by a school district, including a  
 44 7 part-time, substitute, or contract employee. "School employee"  
 44 8 does not include an individual subject to a background  
 44 9 investigation pursuant to section 272.2, subsection 17, section  
 44 10 279.13, subsection 1, paragraph "b", or section 321.375,  
 44 11 subsection 2.

44 12 Sec. 138. STATE MANDATE FUNDING SPECIFIED. In accordance  
 44 13 with section 25B.2, subsection 3, the state cost of requiring  
 44 14 compliance with any state mandate included in this division  
 44 15 of this Act shall be paid by a school district from state  
 44 16 school foundation aid received by the school district under  
 44 17 section 257.16. This specification of the payment of the state  
 44 18 cost shall be deemed to meet all of the state funding-related  
 44 19 requirements of section 25B.2, subsection 3, and no additional  
 44 20 state funding shall be necessary for the full implementation of  
 44 21 this division of this Act by and enforcement of this division  
 44 22 of this Act against all affected school districts.

state central registry for dependent adult abuse information for any applicant for a school employee position before an applicant is hired.

Requires a school district to follow the same procedure by June 30, 2014, for each school employee employed by the school district as of July 1, 2013, and every five years upon the anniversary of each school employee's year of hire. Prohibits a school district from charging an employee for the cost of the registry checks.

Specifies that any school employee found to be listed on any of the registers listed in this Division be suspended immediately pending a termination hearing.

FISCAL IMPACT: This Division covers an estimated 9,618 employees. Review of the State sex offender registry will not impose a cost to school districts. The cost to school districts to check the central registry for child abuse and dependent adult abuse is \$2.00 per inquiry. The estimated statewide total cost to school districts is estimated to be \$19,236. The average cost per school district is estimated to be \$55.

Requires that any costs associated with the requirements of this Division be paid by the respective school district from State School Foundation Aid received by the school district.

44 23 DIVISION XVIII  
 44 24 FROM FARM TO FOOD DONATION TAX CREDIT

44 25 Sec. 139.NEW SECTION 190B.301 DEFINITIONS.  
 44 26 As used in this chapter, unless the context otherwise  
 44 27 requires:  
 44 28 1. "Department" means the department of revenue.  
 44 29 2. "Tax credit" means the from farm to food donation tax  
 44 30 credit as established in this chapter.  
 44 31 Sec. 140.NEW SECTION 190B.302 DEPARTMENT OF REVENUE —  
 44 32 COOPERATION WITH OTHER DEPARTMENTS.  
 44 33 1. This chapter shall be administered by the department of  
 44 34 revenue.  
 44 35 2. The department shall adopt all rules necessary to  
 44 36 administer this chapter.  
 44 37 3. The department of agriculture and land stewardship, the  
 44 38 department of public health, the department of human services,  
 44 39 and the department of inspections and appeals shall cooperate  
 44 40 with the department of revenue to administer this chapter.  
 44 41 Sec. 141.NEW SECTION 190B.303 FROM FARM TO FOOD DONATION  
 44 42 TAX CREDIT.  
 44 43 A from farm to food donation tax credit is allowed against  
 45 1 the taxes imposed in chapter 422, divisions II and III, as  
 45 2 provided in this chapter.  
 45 3 Sec. 142.NEW SECTION 190B.304 FROM FARM TO FOOD DONATION  
 45 4 TAX CREDIT — ELIGIBILITY.  
 45 5 In order to qualify for a from farm to food donation tax  
 45 6 credit, all of the following must apply:  
 45 7 1. The taxpayer must produce the donated food commodity.  
 45 8 2. The taxpayer must transfer title to the donated food  
 45 9 commodity to an Iowa food bank, or an Iowa emergency feeding  
 45 10 organization, recognized by the department. The taxpayer shall  
 45 11 not receive remuneration for the transfer.  
 45 12 3. The donated food commodity cannot be damaged or  
 45 13 out-of-condition and declared to be unfit for human consumption  
 45 14 by a federal, state, or local health official. A food  
 45 15 commodity that meets the requirements for donated foods  
 45 16 pursuant to the federal emergency food assistance program  
 45 17 satisfies this requirement.  
 45 18 4. A taxpayer claiming the tax credit shall provide  
 45 19 documentation supporting the tax credit claim in a form and  
 45 20 manner prescribed by the department by rule.  
 45 21 Sec. 143.NEW SECTION 190B.305 FROM FARM TO FOOD DONATION  
 45 22 TAX CREDIT — CLAIMS FILED BY INDIVIDUALS WHO BELONG TO BUSINESS  
 45 23 ENTITIES.  
 45 24 An individual may claim a from farm to food donation  
 45 25 tax credit of a partnership, limited liability company,

CODE: This Division establishes a From Farm to Food Donation Income Tax Credit. The tax credit may be claimed by the taxpayer that produces a food commodity. Provides that a taxpayer may claim a tax credit for 15.00% of the value of donated commodities up to \$5,000. Requires that the donated food commodities cannot be damaged or out-of-condition and declared unfit for human consumption. Provides that the tax credit is not refundable but allows a taxpayer to carry forward the tax credit for up to five years. The tax credit applies to tax years beginning on or after January 1, 2014.

FISCAL IMPACT: This Division is estimated to reduce General Fund revenue as follows:

- \$130,000 in FY 2015
- \$193,000 in FY 2016
- \$221,000 in FY 2017
- \$243,000 in FY 2018
- \$264,000 in FY 2019

45 26 S corporation, estate, or trust electing to have income  
 45 27 taxed directly to the individual. The amount claimed by the  
 45 28 individual shall be based upon the pro rata share of the  
 45 29 individual's earnings from the partnership, limited liability  
 45 30 company, S corporation, estate, or trust.  
 45 31 Sec. 144.NEW SECTION 190B.306 FROM FARM TO FOOD DONATION  
 45 32 TAX CREDIT — LIMITS ON CLAIMS.

45 33 A from farm to food donation tax credit is subject to all of  
 45 34 the following limitations:

45 35 1. The tax credit shall not exceed a qualifying amount for  
 45 36 the tax year that the tax credit is claimed. The qualifying  
 45 37 amount is the lesser of the following:

45 38 a. Fifteen percent of the value of the commodities donated  
 45 39 during the tax year for which the credit is claimed. The value  
 45 40 of the commodities shall be determined in the same manner as a  
 45 41 charitable contribution of food for federal tax purposes under  
 45 42 section 170(e)(3)(C) of the Internal Revenue Code.

45 43 b. Five thousand dollars.

46 1 2. A tax credit in excess of the taxpayer's liability for  
 46 2 the tax year is not refundable but may be credited to the tax  
 46 3 liability for the following five years or until depleted,  
 46 4 whichever is earlier.

46 5 3. If a tax credit is allowed, the amount of the  
 46 6 contribution for which the tax credit is claimed shall not  
 46 7 be deductible in determining taxable income for state tax  
 46 8 purposes.

46 9 4. A tax credit shall not be carried back to a tax year  
 46 10 prior to the tax year in which the taxpayer claims the tax  
 46 11 credit.

46 12 Sec. 145.NEW SECTION 422.11E FROM FARM TO FOOD DONATION  
 46 13 TAX CREDIT.

46 14 The taxes imposed under this division, less the credits  
 46 15 allowed under section 422.12, shall be reduced by a from farm  
 46 16 to food donation tax credit as allowed under chapter 190B.

46 17 Sec. 146. Section 422.33, Code 2013, is amended by adding  
 46 18 the following new subsection:

46 19 NEW SUBSECTION 30. The taxes imposed under this division  
 46 20 shall be reduced by a from farm to food donation tax credit as  
 46 21 allowed under chapter 190B.

46 22 Sec. 147. APPLICABILITY. The provisions of this division of  
 46 23 this Act providing for a from farm to food donation tax credit  
 46 24 applies to tax years beginning on or after January 1, 2014.

46 25 DIVISION XIX  
 46 26 CITY FRANCHISE FEES

46 27 Sec. 148. Section 364.2, subsection 4, paragraph f, Code  
 46 28 2013, is amended to read as follows:

CODE: Allows a city to increase the city franchise fee from 5.00% to a rate not to exceed 7.50% beginning July 1, 2013, to pay for legal

46 29 f. (1)(a) A franchise fee assessed by a city may be  
46 30 based upon a percentage of gross revenues generated from sales  
46 31 of the franchisee within the city not to exceed five percent  
46 32 except as provided in subparagraph division (b), without regard  
46 33 to the city's cost of inspecting, supervising, and otherwise  
46 34 regulating the franchise.  
46 35 (b) For franchise fees assessed and collected during  
46 36 fiscal years beginning on or after July 1, 2013, but before  
46 37 July 1, 2030, by a city that is the subject of a judgment,  
46 38 court-approved settlement, or court-approved compromise  
46 39 providing for payment of restitution, a refund, or a return  
46 40 described in section 384.3A, subsection 3, paragraph "j",  
46 41 the rate of the franchise fee shall not exceed seven and  
46 42 one-half percent of gross revenues generated from sales of the  
46 43 franchisee in the city, and franchise fee amounts assessed and  
47 1 collected during such fiscal years in excess of five percent  
47 2 of gross revenues generated from sales shall be used solely  
47 3 for the purpose specified in section 384.3A, subsection 3,  
47 4 paragraph "j". A city may assess and collect a franchise fee  
47 5 in excess of five percent of gross revenues generated from the  
47 6 sales of the franchisee pursuant to this subparagraph division  
47 7 (b) for a period not to exceed seven consecutive fiscal years  
47 8 once the franchise fee is first imposed at a rate in excess  
47 9 of five percent. An ordinance increasing the franchise fee  
47 10 rate to greater than five percent pursuant to this subparagraph  
47 11 division (b) shall not become effective unless approved at  
47 12 an election. After passage of the ordinance, the council  
47 13 shall submit the proposal at a special election held on a date  
47 14 specified in section 39.2, subsection 4, paragraph "b". If a  
47 15 majority of those voting on the proposal approves the proposal,  
47 16 the city may proceed as proposed. The complete text of the  
47 17 ordinance shall be included on the ballot and the full text  
47 18 of the ordinance posted for the voters pursuant to section  
47 19 52.25. All absentee voters shall receive the full text of the  
47 20 ordinance along with the absentee ballot. This subparagraph  
47 21 division (b) is repealed July 1, 2030.  
47 22 (2) Franchise fees collected pursuant to an ordinance  
47 23 in effect on May 26, 2009, shall be deposited in the city's  
47 24 general fund and such fees collected in excess of the amounts  
47 25 necessary to inspect, supervise, and otherwise regulate  
47 26 the franchise may be used by the city for any other purpose  
47 27 authorized by law. Franchise fees collected pursuant to an  
47 28 ordinance that is adopted or amended on or after May 26,  
47 29 2009, to increase the percentage rate at which franchise fees  
47 30 are assessed shall be credited to the franchise fee account  
47 31 within the city's general fund and used pursuant to section  
47 32 384.3A. If a city franchise fee is assessed to customers of  
47 33 a franchise, the fee shall not be assessed to the city as a

indebtedness related to court-ordered restitution or refunds associated with franchise fees collected by the city prior to the effective date of this Act. Any increase in the franchise fee is limited to a period not to exceed seven consecutive years. Requires a referendum on the question to increase the fee at a special election. The provision pertaining to the use of the increased franchise fee is repealed on July 1, 2030. This Division is effective on enactment.

47 34 customer. Before a city adopts or amends a franchise fee rate  
 47 35 ordinance or franchise ordinance to increase the percentage  
 47 36 rate at which franchise fees are assessed, a revenue purpose  
 47 37 statement shall be prepared specifying the purpose or purposes  
 47 38 for which the revenue collected from the increased rate will  
 47 39 be expended. If property tax relief is listed as a purpose,  
 47 40 the revenue purpose statement shall also include information  
 47 41 regarding the amount of the property tax relief to be provided  
 47 42 with revenue collected from the increased rate. The revenue  
 47 43 purpose statement shall be published as provided in section  
 48 1 362.3.

48 2 ~~—(2)~~ —(3) If a city adopts, amends, or repeals an ordinance  
 48 3 imposing a franchise fee, the city shall promptly notify the  
 48 4 director of revenue of such action.

48 5 Sec. 149. Section 384.3A, subsection 3, Code 2013, is  
 48 6 amended by adding the following new paragraph:  
 48 7 NEW PARAGRAPH j. For franchise fees assessed and collected  
 48 8 by a city in excess of five percent of gross revenues generated  
 48 9 from sales of the franchisee within the city pursuant to  
 48 10 section 364.2, subsection 4, paragraph “f”, subparagraph (1),  
 48 11 subparagraph division (b), during fiscal years beginning on or  
 48 12 after July 1, 2013, but before July 1, 2030, the adjustment,  
 48 13 renewal, or extension of any part or all of the legal  
 48 14 indebtedness of a city, whether evidenced by bonds, warrants,  
 48 15 court-approved settlements, court-approved compromises, or  
 48 16 judgments, or the funding or refunding of the same, if such  
 48 17 legal indebtedness relates to restitution, a refund, or  
 48 18 a return ordered by a court of competent jurisdiction for  
 48 19 franchise fees assessed and collected by the city before the  
 48 20 effective date of this division of this Act. This paragraph  
 48 21 “j” is repealed July 1, 2030.

48 22 Sec. 150. EFFECTIVE UPON ENACTMENT. This division of this  
 48 23 Act, being deemed of immediate importance, takes effect upon  
 48 24 enactment.

48 25 DIVISION XX  
 48 26 TUITION GRANT AMOUNTS

48 27 Sec. 151. Section 261.12, subsection 1, paragraph b, Code  
 48 28 2013, is amended by striking the paragraph and inserting in  
 48 29 lieu thereof the following:  
 48 30 b. For the fiscal year beginning July 1, 2013, and for each  
 48 31 following fiscal year, five thousand dollars.

CODE: Increases the \$4,000 upper limitation on awards under the Iowa Tuition Grant Program to \$5,000 beginning in FY 2014.

48 32 DIVISION XXI  
 48 33 GENERAL AND SPECIAL EDUCATION

48 34 Sec. 152. GENERAL AND SPECIAL EDUCATION INSTRUCTIONAL  
 48 35 PROGRAMS — PRIVATE AGENCY RESIDENTIAL SERVICES.

Specifies that if a private agency (defined as a residential facility licensed under Iowa Code, chapters 135H or 237) contracted with a

48 36 1. For purposes of this section, "private agency" means  
 48 37 a residential facility licensed under chapter 135H or 237.  
 48 38 "Private agency" does not include an institution listed in  
 48 39 section 218.1.

48 40 2. If a private agency contracted with a school district  
 48 41 on or before July 1, 2010, to provide general education or  
 48 42 special education instructional programs, for the school years  
 48 43 beginning July 1, 2012, and July 1, 2013, the private agency  
 49 1 may bill the school district for the subsequent costs of such  
 49 2 programs, in accordance with billing practices in place on  
 49 3 July 1, 2010. Such school district may in turn bill a child's  
 49 4 school district of residence for such costs. Such costs  
 49 5 include, if necessary to meet the special needs of children  
 49 6 requiring general education or special education, the costs of  
 49 7 general administration, health service, attendance officers,  
 49 8 plant operation, and plant maintenance, instructional costs,  
 49 9 and the costs of purchase of equipment, transportation, and  
 49 10 property, casualty, and liability insurance. Such costs do  
 49 11 not include the costs of services otherwise funded pursuant to  
 49 12 chapter 135H or 237.

49 13 3. An auditor conducting an annual audit of a school  
 49 14 district pursuant to section 11.6 shall review and verify the  
 49 15 information contained in any cost reports submitted to the  
 49 16 school district by a private agency contracting with the school  
 49 17 district as described in this section.

school district to provide general or special education instructional programs on or before FY 2011 for FY 2012 and FY 2013, the facility may charge the school district for the costs of the programs. These costs may include costs of general administration, health service, attendance officers, plant operation, plant maintenance, instructional costs, equipment, transportation, and property casualty, and liability insurance. Requires an auditor to review and verify costs submitted to the school districts by the private agencies.

DETAIL: In previous years, these facilities have charged school districts for the costs of the provisions identified in the legislation. The Department of Education has declared that these charges are not permissible under current law. The legislation allows for specific private agencies to charge these costs to school districts through the end of FY 2014.

FISCAL IMPACT: There is no anticipated General Fund impact to the State. However, compared to current law, the fiscal impact is estimated to total \$1,700,000 in private agency billings to school districts on an annual basis. These additional costs may increase a district's special education cost deficit and may result in a property tax increase to fund any modified allowable growth for the special education cost deficit.

If school districts choose to administer these specific programs in lieu of the private agency, the districts may request modified allowable growth for the additional costs to administer the programs. This amount is currently unknown, but is estimated at less than \$1,700,000.

49 18 Sec. 153. GENERAL AND SPECIAL EDUCATION COSTS ———  
 49 19 LEGISLATIVE STUDY.

49 20 1. For purposes of this section, "private agency" means  
 49 21 a residential facility licensed under chapter 135H or 237.  
 49 22 "Private agency" does not include an institution listed in  
 49 23 section 218.1.

49 24 2. The legislative council is requested to establish an  
 49 25 interim study committee during the 2013 interim to examine  
 49 26 the payment of general education and special education costs  
 49 27 associated with student services provided by private agencies  
 49 28 and whether the planning for and costs of such services  
 49 29 would be more appropriately administered by the department  
 49 30 of education or the department of human services. The  
 49 31 study committee shall consist of legislator members of both  
 49 32 political parties from both houses of the general assembly and  
 49 33 representatives of the office of the governor, the department  
 49 34 of education, the department of human services, and private  
 49 35 agencies.

Defines "Private Agency" to mean a licensed residential facility that is a psychiatric medical institution for children or a child foster care facility.

Requests the Legislative Council to create an interim study committee during the 2013 interim to review the payment of general education and special education costs associated with student services provided by private agencies.

49 36 Sec. 154. EFFECTIVE UPON ENACTMENT. This division of this  
 49 37 Act, being deemed of immediate importance, takes effect upon  
 49 38 enactment.

This Division is effective on enactment.

49 39 DIVISION XXII  
 49 40 PRACTICE BY BUSINESS ENTITIES

49 41 Sec. 155. REPEAL. 2013 Iowa Acts, Senate File 181, section  
 49 42 29, is repealed.

CODE: Repeals a provision in SF 181 (Matters under the Purview of the Banking Division) that pertains to requiring the Architectural Examining Board to adopt rules to govern the practice of architecture through business entities to protect the public from misleading and deceptive advertising and to guard against the unlicensed practice of architecture. This Division is effective on enactment and applies retroactively to March 28, 2013.

49 43 Sec. 156. RETROACTIVE APPLICABILITY. This division of this  
 50 1 Act applies retroactively to March 28, 2013.

50 2 Sec. 157. EFFECTIVE UPON ENACTMENT. This division of this  
 50 3 Act, being deemed of immediate importance, takes effect upon  
 50 4 enactment.

DETAIL: Senate File 181 was approved by the General Assembly on March 12, 2013, and signed by the Governor on March 28, 2013.

50 5 DIVISION XXIII  
 50 6 SPEED DETECTION JAMMING DEVICES

50 7 Sec. 158. Section 321.232, Code 2013, is amended to read as  
 50 8 follows:

50 9 ~~321.232—RADAR SPEED DETECTION JAMMING DEVICES~~ — PENALTY.

CODE: Expands current law to apply to a broader range of devices that interfere with radar speed meters and laser speed meters. The fine amount remains the same as current law, a simple misdemeanor punishable by a scheduled fine of \$100.

50 10 1. A person shall not sell, operate, or possess a ~~radar~~  
 50 11 speed detection jamming device, except as otherwise provided in  
 50 12 this section, when the device is in a vehicle operated on the  
 50 13 highways of this state or the device is held for sale in this  
 50 14 state.

DETAIL: Current law prohibits the sale, operation, or possession of a radar jamming device.

50 15 2. This section does not apply to ~~radar~~ speed measuring  
 50 16 devices purchased by, held for purchase for, or operated by  
 50 17 peace officers using the devices in performance of their  
 50 18 official duties.

50 19 3. A ~~radar speed detection~~ jamming device sold, operated, or  
 50 20 possessed in violation of subsection 1 may be seized by a peace  
 50 21 officer and is subject to forfeiture as provided by chapter 809  
 50 22 or 809A.

50 23 4. For the purposes of this section "~~radar jamming device~~";  
 50 24 a. "Speed detection jamming device" means any mechanism  
 50 25 designed or used to transmit radio waves in the electromagnetic  
 50 26 wave spectrum to interfere with the reception of those  
 50 27 emitted from a device used by peace officers of this state to  
 50 28 measure the speed of motor vehicles on the highways of this  
 50 29 state and which is not designed for two-way transmission and  
 50 30 cannot transmit in plain language active or passive device,  
 50 31 instrument, mechanism, or equipment that is designed or  
 50 32 intended to interfere with, disrupt, or scramble the radar or

50 33 laser that is used by a peace officer to measure the speed  
 50 34 of motor vehicles. "Speed detection jamming device" does not  
 50 35 include equipment that is legal under federal communications  
 50 36 commission regulations, such as a citizens' band radio, a ham  
 50 37 radio, or other similar electronic equipment.

50 38 b. "Speed measuring device" includes but is not limited to  
 50 39 devices commonly known as radar speed meters or laser speed  
 50 40 meters.

50 41 Sec. 159. Section 805.8A, subsection 14, paragraph g, Code  
 50 42 2013, is amended to read as follows:

50 43 g. ~~RADAR JAMMING SPEED DETECTION JAMMING~~ DEVICES. For a  
 51 1 violation under section 321.232, the scheduled fine is one  
 51 2 hundred dollars.

51 3 DIVISION XXIV  
 51 4 MOTOR VEHICLE REGISTRATION FEE EQUITY

51 5 Sec. 160. Section 321.55, Code 2013, is amended to read as  
 51 6 follows:

51 7 321.55 REGISTRATION AND FINANCIAL LIABILITY COVERAGE REQUIRED  
 51 8 FOR CERTAIN VEHICLES OWNED OR OPERATED BY NONRESIDENTS.

51 9 1. A nonresident owner or operator engaged in remunerative  
 51 10 employment within ~~the~~ this state or carrying on business  
 51 11 within ~~the~~ this state and owning or operating a motor vehicle,  
 51 12 trailer, or semitrailer within ~~the~~ this state shall register  
 51 13 and maintain financial liability coverage as required under  
 51 14 section 321.20B for each vehicle and pay the same fees for  
 51 15 registration as are paid for like vehicles owned by residents  
 51 16 of this state. However, this ~~paragraph~~ subsection does not  
 51 17 apply to a person commuting from the person's residence in  
 51 18 another state or whose employment is seasonal or temporary, not  
 51 19 exceeding ninety days.

51 20 2. a. A nonresident owner of a motor vehicle operated  
 51 21 within ~~the~~ this state by a resident of ~~the~~ this state shall  
 51 22 register the vehicle and shall maintain financial liability  
 51 23 coverage as required under section 321.20B for the vehicle.  
 51 24 The nonresident owner shall pay the same fees for registration  
 51 25 as are paid for like vehicles owned by residents of this state.  
 51 26 However, registration under this paragraph is not required for  
 51 27 vehicles being operated by residents temporarily, ~~not exceeding~~  
 51 28 for not more than ninety days. For purposes of this paragraph,  
 51 29 a vehicle is not operated in the state temporarily, and is  
 51 30 therefore subject to registration and the owner is required  
 51 31 to pay the applicable fees, if the vehicle is located in Iowa  
 51 32 for more than ninety consecutive or nonconsecutive days and is  
 51 33 operated on an Iowa highway by an Iowa resident during that  
 51 34 time. It is unlawful for a resident to operate within the  
 51 35 state an unregistered motor vehicle required to be registered

CODE: Requires vehicle owners with a vehicle located in Iowa for more than 90 days, operated on Iowa roads by an Iowa resident, to register the vehicle in Iowa. If the nonresident owner of a vehicle is a partnership, limited liability corporation (LLC), or a corporation that is a shell business, and there is evidence that the Iowa resident in control of the vehicle is the actual owner of the vehicle, the vehicle is subject to the fee for new registration and annual registration in Iowa.

FISCAL IMPACT: The fiscal impact cannot be determined because it is uncertain how many cases will be prosecuted.

51 36 under this paragraph. The ninety-day temporary period of  
51 37 operation provided for under this paragraph does not apply to a  
51 38 vehicle owned by a shell business as provided in paragraph “b”.  
51 39 b. On or after July 1, 2013, if the department, in  
51 40 consultation with the department of revenue, determines that  
51 41 the nonresident owner of a vehicle is a partnership, limited  
51 42 liability company, or corporation that is a shell business, it  
51 43 shall be rebuttably presumed that the Iowa resident in control  
52 1 of the vehicle is the actual owner of the vehicle, that the  
52 2 vehicle is subject to registration in this state, and that  
52 3 payment of the fee for new registration for the vehicle is owed  
52 4 by the Iowa resident.  
52 5 (1) Factors which indicate that a partnership, limited  
52 6 liability company, or corporation is a shell business include  
52 7 but are not limited to the following:  
52 8 (a) The partnership, limited liability company, or  
52 9 corporation lacks a specific business activity or purpose.  
52 10 (b) The partnership, limited liability company, or  
52 11 corporation fails to maintain a physical location in the  
52 12 foreign state.  
52 13 (c) The partnership, limited liability company, or  
52 14 corporation fails to employ individual persons and provide  
52 15 those persons with internal revenue service form W-2 wage and  
52 16 tax statements.  
52 17 (d) The partnership, limited liability company, or  
52 18 corporation fails to file federal tax returns, or fails to file  
52 19 a required state tax return in the foreign state.  
52 20 (2) Factors which indicate that a person is in control of a  
52 21 vehicle include but are not limited to the following:  
52 22 (a) The person was the initial purchaser of the vehicle.  
52 23 (b) The person operated or stored the vehicle in Iowa for  
52 24 any period of time.  
52 25 (c) The person is a partner, member, or shareholder of  
52 26 the nonresident partnership, limited liability company, or  
52 27 corporation that purports to be the owner of the vehicle.  
52 28 (d) The person is insured to drive the vehicle.  
52 29 (3) If the department determines that the nonresident owner  
52 30 of a vehicle is a shell business, the department shall notify  
52 31 the Iowa resident in control of the vehicle in writing that  
52 32 the Iowa resident is required to obtain an Iowa certificate of  
52 33 title and registration for the vehicle and pay the fee for new  
52 34 registration owed for the vehicle not later than thirty days  
52 35 from the date of the notice.  
52 36 Sec. 161. Section 321.105A, subsection 7, Code 2013, is  
52 37 amended to read as follows:  
52 38 7. PENALTY FOR FALSE STATEMENT OR EVASION OF FEE .  
52 39 a. A person who willfully makes a false statement in  
52 40 regard to the purchase price of a vehicle subject to a fee

52 41 for new registration or willfully attempts in any manner to  
 52 42 evade payment of the fee required by this section is guilty  
 52 43 of a fraudulent practice. A person who willfully makes a  
 53 1 false statement in regard to the purchase price of such a  
 53 2 vehicle with the intent to evade payment of the fee for new  
 53 3 registration or willfully attempts in any manner to evade  
 53 4 payment of the fee required by this section shall be assessed  
 53 5 a penalty of seventy-five percent of the amount of the fee  
 53 6 unpaid and required to be paid on the actual purchase price  
 53 7 less trade-in allowance.  
 53 8 b. An Iowa resident found to be in control of a vehicle  
 53 9 which is owned by a shell business and for which the fee for new  
 53 10 registration has not been paid, as provided in section 321.55,  
 53 11 subsection 2, is guilty of a fraudulent practice. An Iowa  
 53 12 resident found to be in control of a vehicle which is owned by  
 53 13 a shell business and for which the fee for new registration  
 53 14 has not been paid, as provided in section 321.55, subsection  
 53 15 2, shall be assessed a penalty of seventy-five percent of the  
 53 16 amount of the fee unpaid and required to be paid on the actual  
 53 17 purchase price less trade-in allowance.

53 18 Sec. 162. REPEAL. Section 321.116, Code 2013, is repealed.

CODE: Repeals the annual registration fee for electric motor vehicles.

DETAIL: The current registration fee for electric motor vehicles is \$25 and \$15 if the vehicle is more than five model years old. The fee was established in 1927 and had not been changed since. The repeal of this section will require the registration fee for electric vehicles to be based on the same weight/value formula as other motor vehicles.

FISCAL IMPACT: The fiscal impact of this provision is expected to be minimal. There are approximately 13 electric vehicles currently registered in Iowa that will pay an additional \$105 per vehicle per year on average, resulting in an increase of \$1,365 to the Road Use Tax Fund.

53 19 Sec. 163. APPLICABILITY — PRIOR ELECTRIC VEHICLE  
 53 20 REGISTRATIONS.

53 21 1. Except as provided in subsection 2, the section of this  
 53 22 division of this Act that repeals section 321.116 applies to  
 53 23 the registration of electric motor vehicles for registration  
 53 24 years beginning on or after January 1, 2014.

53 25 2. For an annual renewal of registration for an electric  
 53 26 motor vehicle which was registered to the same owner for a  
 53 27 registration year beginning prior to January 1, 2014, the  
 53 28 annual registration fee shall be according to the terms of  
 53 29 section 321.116, Code 2013.

Specifies that the repeal of the electric motor vehicles registration applies to vehicles registered on or after January 1, 2014, and that vehicles with registration renewals due before January 1, 2014, will continue to pay the applicable \$25 or \$15 fee until January 1, 2014.

53 30 DIVISION XXV  
 53 31 IOWACARE  
 53 32 IOWACARE ACCOUNT APPROPRIATIONS —  
 53 33 UNIVERSITY OF IOWA HOSPITALS AND CLINICS

53 34 Sec. 164. 2011 Iowa Acts, chapter 129, section 146,  
 53 35 subsection 1, paragraph c, as amended by 2012 Iowa Acts,  
 53 36 chapter 1133, section 40, is amended to read as follows:  
 53 37 c. The university of Iowa hospitals and clinics shall  
 53 38 certify public expenditures in an amount equal to provide  
 53 39 the nonfederal share on total expenditures not to exceed  
 53 40 ~~\$32,000,000~~ \$26,000,000.

CODE: Lowers the University of Iowa Hospitals and Clinics (UIHC) Certified Public Expenditure (CPE) cap by \$6,000,000 for FY 2013 to more accurately reflect what the UIHC will provide for a match.

53 41 Sec. 165. 2011 Iowa Acts, chapter 129, section 146,  
 53 42 subsection 2, unnumbered paragraph 2, as amended by 2012 Iowa  
 53 43 Acts, chapter 1133, section 41, is amended to read as follows:  
 54 1 For salaries, support, maintenance, equipment, and  
 54 2 miscellaneous purposes, for the provision of medical and  
 54 3 surgical treatment of indigent patients, for provision of  
 54 4 services to members of the expansion population pursuant to  
 54 5 chapter 249J, and for medical education:  
 54 6 ..... \$ ~~45,654,133~~  
 54 7 ..... 52,569,199

CODE: Provides an FY 2013 supplemental appropriation of \$6,915,066 from the IowaCare Account to the UIHC.

DETAIL: The increase is due to increased enrollment and utilization at the UIHC.

54 8 Sec. 166. 2011 Iowa Acts, chapter 129, section 146,  
 54 9 subsection 3, is amended to read as follows:  
 54 10 3. There is appropriated from the IowaCare account  
 54 11 created in section 249J.24, to the state board of regents for  
 54 12 distribution to university of Iowa physicians for the fiscal  
 54 13 year beginning July 1, 2012, and ending June 30, 2013, the  
 54 14 following amount, or so much thereof as is necessary to be used  
 54 15 for the purposes designated:  
 54 16 For salaries, support, maintenance, equipment, and  
 54 17 miscellaneous purposes for the provision of medical and  
 54 18 surgical treatment of indigent patients, for provision of  
 54 19 services to members of the expansion population pursuant to  
 54 20 chapter 249J, and for medical education:  
 54 21 ..... \$ ~~46,277,753~~  
 54 22 ..... 19,806,365

CODE: Provides an FY 2013 supplemental appropriation of \$3,528,612 from the IowaCare Account to the physicians at the UIHC.

DETAIL: The increase is due to increased enrollment and utilization at the UIHC.

54 23 Notwithstanding any provision of law to the contrary, the  
 54 24 amount appropriated in this subsection shall be distributed  
 54 25 based on claims submitted, adjudicated, and paid by the Iowa  
 54 26 Medicaid enterprise. Once the entire amount appropriated in  
 54 27 this subsection has been distributed, claims shall continue to  
 54 28 be submitted and adjudicated by the Iowa Medicaid enterprise;  
 54 29 however, no payment shall be made based upon such claims.

54 30 Sec. 167. 2011 Iowa Acts, chapter 129, section 146,

CODE: Provides an FY 2013 supplemental appropriation of \$1,000,000

54 31 subsection 6, unnumbered paragraphs 1 and 2, are amended to  
54 32 read as follows:

54 33 There is appropriated from the IowaCare account created in  
54 34 section 249J.24 to the department of human services for the  
54 35 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
54 36 the following amount, or so much thereof as is necessary to be  
54 37 used for the purposes designated:

54 38 For a care coordination pool to pay the expansion population  
54 39 providers consisting of the university of Iowa hospitals and  
54 40 clinics, the publicly owned acute care teaching hospital as  
54 41 specified in section 249J.7, and current medical assistance  
54 42 program providers that are not expansion population network  
54 43 providers pursuant to section 249J.7, for services covered by  
55 1 the full benefit medical assistance program but not under the  
55 2 IowaCare program pursuant to section 249J.6, that are provided  
55 3 to expansion population members:

55 4	.....	\$	1,500,000
55 5			<u>2,500,000</u>

from the IowaCare Account to the Care Coordination Pool.

55 6 Sec. 168. 2011 Iowa Acts, chapter 129, section 146, is  
55 7 amended by adding the following new subsection:  
55 8 NEW SUBSECTION 8. For the fiscal year beginning July 1,  
55 9 2012, and ending June 30, 2013, the state board of regents  
55 10 shall transfer \$1,275,577 to the IowaCare account created  
55 11 in section 249J.24, to provide the nonfederal share for  
55 12 distribution to university of Iowa physicians under the  
55 13 IowaCare program.

CODE: Requires the Board of Regents to transfer \$1,275,577 to the IowaCare Account for the nonfederal share of the supplemental appropriation for the UIHC physicians.

55 14 Sec. 169. EFFECTIVE UPON ENACTMENT. This division of this  
55 15 Act, being deemed of immediate importance, takes effect upon  
55 16 enactment.

This Division is effective on enactment.

55 17 DIVISION XXVI  
55 18 MH/DS SYSTEM REDESIGN — IMPLEMENTATION  
55 19 REGIONAL FORMATION REQUIREMENTS

55 20 Sec. 170. Section 331.389, subsection 3, paragraph a, Code  
55 21 2013, is amended to read as follows:

55 22 a. The counties comprising the region are contiguous except  
55 23 that a region may include a county that is not contiguous with  
55 24 any of the other counties in the region, if the county that is  
55 25 not contiguous has had a formal relationship for two years or  
55 26 longer with one or more of the other counties in the region for  
55 27 the provision of mental health and disability services.

CODE: Allows for an exception for a county to join a Mental Health/Disability Services (MH/DS) Region if they are not a contiguous county if they have had a relationship for two or more years.

55 28 ELIGIBILITY MAINTENANCE

55 29 Sec. 171. Section 331.396, subsection 1, Code 2013, is  
 55 30 amended by adding the following new paragraph:  
 55 31 NEW PARAGRAPH 0d. Notwithstanding paragraphs "a" through  
 55 32 "c", if funds are available without limiting or reducing core  
 55 33 services and it is approved as part of the regional service  
 55 34 system management plan, eligibility may be provided for a  
 55 35 person who is less than eighteen years of age and a resident of  
 55 36 this state for those mental health services made available to  
 55 37 all or a portion of the residents of the region of the same age  
 55 38 and eligibility class under the county management plan of one  
 55 39 or more counties of the region applicable prior to formation  
 55 40 of the region.

CODE: Allows counties to provide mental health services to individuals who are under the age of 18 if funding is available without limiting or reducing core services and it is approved by the regional service system management plan.

55 41 Sec. 172. Section 331.396, subsection 2, Code 2013, is  
 55 42 amended by adding the following new paragraph:  
 55 43 NEW PARAGRAPH 0d. Notwithstanding paragraphs "a" through  
 56 1 "c", if funds are available without limiting or reducing core  
 56 2 services and it is approved as part of the regional service  
 56 3 system management plan, eligibility may be provided for a  
 56 4 person who is less than eighteen years of age and a resident  
 56 5 of this state for those intellectual disability services made  
 56 6 available to all or a portion of the residents of the region of  
 56 7 the same age and eligibility class under the county management  
 56 8 plan of one or more counties of the region applicable prior to  
 56 9 formation of the region.

CODE: Allows counties to provide services to individuals with intellectual disabilities who are under the age of 18 if funding is available without limiting or reducing core services and it is approved by the regional service system management plan.

56 10 Sec. 173. Section 331.397, subsection 2, paragraph b, Code  
 56 11 2013, is amended to read as follows:  
 56 12 b. Until funding is designated for other service  
 56 13 populations, eligibility for the service domains listed in this  
 56 14 section shall be limited to such persons who are in need of  
 56 15 mental health or intellectual disability services. However, if  
 56 16 a county in a region was providing services to an ~~individual~~  
 56 17 ~~person~~ eligibility class of persons with a developmental  
 56 18 disability other than intellectual disability or a brain injury  
 56 19 prior to formation of the region, the ~~individual-person class~~  
 56 20 of persons shall remain eligible for the services provided  
 56 21 when the region is formed, provided that funds are available  
 56 22 to continue such services without limiting or reducing core  
 56 23 services.

CODE: Amends requirements relating to regional core services to allow individuals with a developmental disability or a brain injury that were receiving services prior to formation of a region to remain eligible for the services after formation of the region, subject to the availability of funding and without limiting or reducing core services.

56 24 RESEARCH-BASED PRACTICES

56 25 Sec. 174. Section 331.397, subsection 7, unnumbered  
 56 26 paragraph 1, Code 2013, is amended to read as follows:  
 56 27 A regional service system may provide funding for other

CODE: Allows regions to implement three-year demonstration projects to demonstrate research-based practices.

56 28 appropriate services or other support and may implement  
 56 29 demonstration projects for an initial period of up to three  
 56 30 years to model the use of research-based practices. In  
 56 31 considering whether to provide such funding, a region may  
 56 32 consider the following criteria for research-based practices:

56 33 CRISIS STABILIZATION PILOT

56 34 Sec. 175. 2012 Iowa Acts, chapter 1120, section 60, is  
 56 35 amended to read as follows:  
 56 36 SEC. 60. CRISIS STABILIZATION PROGRAM PILOT PROJECT.

56 37 1. The department of human services shall authorize a  
 56 38 facility-based, crisis stabilization program pilot project  
 56 39 implemented by the regional service network initiated pursuant  
 56 40 to 2008 Iowa Acts, chapter 1187, section 59, subsection 9. The  
 56 41 facility operated by the program shall not be required to be  
 56 42 licensed under chapter 135B, 135C, or 231C. The purpose of the  
 56 43 pilot project is to provide a prototype for the departments of  
 57 1 human services, inspections and appeals, and public health to  
 57 2 develop regulatory standards for such programs and facilities.  
 57 3 The pilot project shall comply with appropriate standards  
 57 4 associated with funding of the services provided by the project  
 57 5 that are identified by the department of human services. The  
 57 6 facility shall be limited to not more than 10 beds and shall be  
 57 7 authorized to operate through June 30, ~~2013~~ 2014.

57 8 2. The network, in cooperation with the departments of  
 57 9 human services, inspections and appeals, and public health,  
 57 10 shall report to the governor, the general assembly, and the  
 57 11 legislative services agency concerning the pilot project  
 57 12 on or before December 14, 2012, and shall submit a report  
 57 13 update on or before December 16, 2013, providing findings and  
 57 14 recommendations. The report and report update shall include  
 57 15 recommendations for criteria concerning admissions, staff  
 57 16 qualifications, staffing levels, exclusion and inclusion of  
 57 17 service recipients, lengths of stays, transition between  
 57 18 services, and facility requirements, and for goals and  
 57 19 objectives for such programs and facilities.

57 20 REDESIGN TECHNICAL ASSISTANCE CARRYFORWARD

57 21 Sec. 176. 2012 Iowa Acts, chapter 1133, section 50,  
 57 22 subsection 1, is amended to read as follows:

57 23 1. For mental health and disability services redesign  
 57 24 technical assistance services:

CODE: Allows the County Social Services (CSS) region to continue their Crisis Stabilization Pilot Project for an additional year through June 30, 2014.

CODE: The CSS is required to submit a progress report to the Governor, General Assembly, and Legislative Services Agency by December 16, 2013.

CODE: Allows the DHS to carryforward Child Health Insurance Program Contingency Fund dollars appropriated for mental health technical assistance.

57 25 ..... \$ 500,000  
 57 26 Notwithstanding section 8.33, moneys appropriated in this  
 57 27 subsection that remain unencumbered or unobligated at the close  
 57 28 of the fiscal year shall not revert but shall remain available  
 57 29 for expenditure for the purposes designated until the close of  
 57 30 the succeeding fiscal year.

57 31 STATE PAYMENTS TO REGION

57 32 Sec. 177. Section 426B.3, subsection 4, as enacted by 2012  
 57 33 Iowa Acts, chapter 1120, section 137, is amended to read as  
 57 34 follows:  
 57 35 4. a. For the fiscal years beginning July 1, 2013, and  
 57 36 July 1, 2014, a county with a county population expenditure  
 57 37 target amount that exceeds the amount of the county's base year  
 57 38 expenditures for mental health and disabilities services shall  
 57 39 receive an equalization payment for the difference.  
 57 40 b. The equalization payments determined in accordance  
 57 41 with this subsection shall be made by the department of human  
 57 42 services for each fiscal year as provided in appropriations  
 57 43 made from the property tax relief fund for this purpose. If  
 58 1 the county is part of a region that has been approved by the  
 58 2 department in accordance with section 331.389, to commence  
 58 3 partial or full operations, the county's equalization payment  
 58 4 shall be remitted to the region or the county, as appropriate,  
 58 5 for expenditure as approved by the region's governing board or  
 58 6 in accordance with the county's service management plan, as  
 58 7 appropriate. The payment for a county that has been approved  
 58 8 by the department to operate as an individual county region  
 58 9 shall be remitted to the county for expenditure as approved by  
 58 10 the county board of supervisors. For the fiscal year beginning  
 58 11 July 1, 2013, and succeeding fiscal years, the payment shall  
 58 12 be remitted on or before December 31 only for those counties  
 58 13 approved to operate as an individual county region or to be  
 58 14 part of a region. Remittance of the payment for a county  
 58 15 without such approval shall be deferred until such approval is  
 58 16 granted.

CODE: Specifies that if a county is part of a region that has been approved by the Department of Human Services (DHS), the equalization payment will be remitted to the region as approved by the region's governing board. Payments to a county that have been approved to operate as a region will be remitted to the county as approved by the County Board of Supervisors. Payments are to be made on or before December 31 for counties approved to operate as an individual county region.

58 17 STRATEGIC PLAN REQUIREMENT FOR FY 2013-2014

58 18 Sec. 178. 2012 Iowa Acts, chapter 1128, section 8, is  
 58 19 amended to read as follows:  
 58 20 SEC. 8. COUNTY MENTAL HEALTH, ~~MENTAL RETARDATION~~  
 58 21 INTELLECTUAL DISABILITY , AND DEVELOPMENTAL DISABILITIES  
 58 22 SERVICES MANAGEMENT PLAN — STRATEGIC PLAN. Notwithstanding

CODE: Amends provisions relating to strategic plan requirements to allow the current plan to be in effect until the county joins a region.

58 23 section 331.439, subsection 1, paragraph "b", subparagraph (3),  
 58 24 counties are not required to submit a three-year strategic  
 58 25 plan by April 1, 2012, to the department of human services. A  
 58 26 county's strategic plan in effect as of the effective date of  
 58 27 this section shall remain in effect until the regional service  
 58 28 system management plan for the region to which the county  
 58 29 belongs is approved in accordance with section 331.393, subject  
 58 30 to modification before that date as necessary to conform with  
 58 31 statutory changes affecting the plan and any amendments to the  
 58 32 plan that are adopted in accordance with law.

58 33 TRANSITION FUND — SERVICES MAINTENANCE

58 34 Sec. 179. TRANSITION FUND — SERVICES MAINTENANCE. A county  
 58 35 receiving an allocation of funding from the mental health and  
 58 36 disability services redesign transition fund created in 2012  
 58 37 Iowa Acts, chapter 1120, section 23, shall utilize the funding  
 58 38 received by the county as necessary for the services covered  
 58 39 in accordance with the county's approved management plan in  
 58 40 effect as of June 30, 2012, for the fiscal year beginning July  
 58 41 1, 2012, and ending June 30, 2013.

Specifies that if counties received transition funds they are to use the money to assure that individuals receiving funds continue to receive services as long as they continue to remain eligible.

58 42 REDESIGN EQUALIZATION PAYMENT APPROPRIATION  
 58 43 Sec. 180. MENTAL HEALTH AND DISABILITY SERVICES —  
 59 1 EQUALIZATION PAYMENTS TRANSFER AND APPROPRIATION.

59 2 1. There is transferred from the general fund of the  
 59 3 state to the department of human services for the fiscal year  
 59 4 beginning July 1, 2013, and ending June 30, 2014, the following  
 59 5 amount, or so much thereof as is necessary, to be used for the  
 59 6 purposes designated:  
 59 7 For deposit in the property tax relief fund created in  
 59 8 section 426B.1, for distribution as provided in this section:  
 59 9 ..... \$ 29,820,478

Provides a FY 2014 General Fund appropriation to the Property Tax Relief Fund for mental health equalization payments to counties.

59 10 2. The moneys credited to the property tax relief fund in  
 59 11 accordance with this section are appropriated to the department  
 59 12 of human services for distribution of equalization payments for  
 59 13 counties in the amounts specified in section 426B.3, subsection  
 59 14 4, as enacted by 2012 Iowa Acts, chapter 1120, section 137,  
 59 15 for the fiscal year beginning July 1, 2013. If the county is  
 59 16 part of a region that has been approved by the department in  
 59 17 accordance with section 331.389, to commence partial or full  
 59 18 operations, the county's equalization payment shall be remitted  
 59 19 to the region for expenditure as approved by the region's  
 59 20 governing board.

Specifies the moneys credited to the Property Tax Relief Fund are appropriated to the DHS to make an equalization payment to the counties. Funds are to be distributed based on the \$47.28 equalization plan enacted in SF 2315 (FY 2013 Adult Mental Health and Disability Services System Redesign Act).

59 21 3. a. For the purposes of this subsection, "payment  
59 22 obligation" means an outstanding obligation for payment to  
59 23 the department of human services for the undisputed cost of  
59 24 services provided under the medical assistance program prior  
59 25 to July 1, 2012, or for the undisputed cost of non-Medicaid  
59 26 services provided prior to July 1, 2013.

Defines "payment obligation" as an outstanding obligation to the DHS related to Medicaid services provided prior to July 1, 2012, or non-Medicaid services provided prior to July 1, 2013.

59 27 b. Unless a county has entered into an agreement as provided  
59 28 in paragraph "c", if a county receiving an equalization payment  
59 29 under this section has a payment obligation, the county shall  
59 30 remit to the department any unpaid portion of the payment  
59 31 obligation prior to June 30, 2013, from moneys available to the  
59 32 county that meet federal match requirements for the medical  
59 33 assistance program and for the child enrollment contingency  
59 34 fund under the federal Children's Health Insurance Program  
59 35 Reauthorization Act of 2009.

Specifies that if a county receiving an equalization payment has an outstanding debt to DHS the county is required to remit that obligation to the Department by June 30, 2013.

59 36 c. A county that has not paid the county's payment  
59 37 obligation in full as provided in paragraph "b" shall enter  
59 38 into an agreement with the department for remittance of  
59 39 any unpaid portion of the county's payment obligation. An  
59 40 agreement entered into under this lettered paragraph shall  
59 41 provide for remittance of any unpaid portion by the end of  
59 42 the fiscal year beginning July 1, 2013. The equalization  
59 43 payment for a county subject to this lettered paragraph shall  
60 1 be remitted as provided by the county's agreement with the  
60 2 department.

Specifies that any county that has not paid its outstanding debt to DHS shall enter into an agreement with the DHS for the remittance of any unpaid portion by the end of FY 2014.

60 3 d. The equalization payment for a county that is not subject  
60 4 to paragraph "c" shall be remitted on or before July 15, 2013.

Specifies that equalization payments to the county that are not subject to the repayment agreement above shall be made by July 15, 2013.

#### 60 5 MEDICAID OBLIGATION COST SETTLEMENT

60 6 Sec. 181. COUNTY MEDICAL ASSISTANCE NONFEDERAL SHARE  
60 7 — COST SETTLEMENT. Any county obligation for payment to  
60 8 the department of human services of the nonfederal share of  
60 9 the cost of services provided under the medical assistance  
60 10 program prior to July 1, 2012, pursuant to sections 249A.12 and  
60 11 249A.26, shall remain at the amount billed through the period  
60 12 ending June 30, 2013. The final monthly billings for the  
60 13 obligations shall be remitted to counties on or before August  
60 14 1, 2013. Any adjustments to the final amounts billed for such  
60 15 services that occur on or after July 1, 2013, shall be applied  
60 16 to the appropriation made to the department of human services  
60 17 from the general fund of the state for the medical assistance  
60 18 program for the fiscal year beginning July 1, 2013.

Specifies that any county obligation for Medicaid is to remain at the amount billed through FY 2013 and the final monthly billings are to be remitted to counties by August 1, 2013. Any adjustments to Medicaid bills are to be applied to the FY 2013 DHS Medicaid appropriation.

## 60 19 STATE PAYMENT PROGRAM

60 20 Sec. 182. STATE PAYMENT PROGRAM REMITTANCE. The moneys  
 60 21 transferred to the property tax relief fund for the fiscal  
 60 22 year beginning July 1, 2013, from the federal social services  
 60 23 block grant pursuant to 2013 Iowa Acts, House File 614, or  
 60 24 any other 2013 Iowa Acts, if enacted, and from the federal  
 60 25 temporary assistance for needy families block grant, totaling  
 60 26 at least \$11,774,275, are appropriated to the department of  
 60 27 human services for the fiscal year beginning July 1, 2013, to  
 60 28 be used for distribution of state payment program remittances  
 60 29 to counties for the fiscal year in accordance with this  
 60 30 section. The state payment program remittance shall be an  
 60 31 amount equal to the amount paid to a county of residence under  
 60 32 the program for state case services known as the state payment  
 60 33 program, implemented pursuant to section 331.440, subsection 5,  
 60 34 during the most recently available twelve-month period. The  
 60 35 department shall draw upon the appropriation made from the  
 60 36 general fund of the state for the medical assistance program  
 60 37 for the fiscal year as necessary for cash flow purposes in  
 60 38 order to distribute the state payment program remittances to  
 60 39 counties on or before July 15, 2013, and to distribute at  
 60 40 least the amount specified in this section. If the procedure  
 60 41 for reduced federal funds specified in 2013 Iowa Acts, House  
 60 42 File 614, or any other 2013 Iowa Acts, if enacted, reduces  
 60 43 the amount of block grant funding available for the purposes  
 61 1 of this section, the amount drawn from the medical assistance  
 61 2 appropriation shall be increased to replace the amount of the  
 61 3 reduction.

Allocates \$11,774,275 in funding that was previously appropriated to the State Payment Program to counties in the same amount counties received over the previous 12 months.

DETAL: The State Payment Program was to pay for individuals who had no county of legal settlement. County of legal settlement has been eliminated and payment is now based on county of residency.

61 4 COUNTY MENTAL HEALTH AND DISABILITY  
 61 5 SERVICES FUND — FY 2013-2014

61 6 Sec. 183. SERVICES FUND — MANAGEMENT PLAN. For the fiscal  
 61 7 year beginning July 1, 2013, and ending June 30, 2014, the  
 61 8 appropriations made by the county board of supervisors for  
 61 9 payment for mental health and disability services pursuant  
 61 10 to section 331.424A, subsection 3, as enacted by 2012 Iowa  
 61 11 Acts, chapter 1120, section 132, shall be made in accordance  
 61 12 with the county's service management plan approved under  
 61 13 section 331.439, Code 2013, until the county management plan is  
 61 14 replaced by a regional service system management plan approved  
 61 15 under section 331.393.

For FY 2013, until the county management plan for MH/DS is replaced with a regional services system management plan, the county management plan remains applicable.

61 16 Sec. 184. CONTINUATION OF MENTAL HEALTH AND DISABILITY  
 61 17 SERVICES REDESIGN FISCAL VIABILITY STUDY COMMITTEE. The

Requests that the Legislative Council continue the General Assembly's MH/DS Redesign Fiscal Viability Study Committee that met during the

61 18 legislative council is requested to continue for the 2013  
 61 19 legislative interim the mental health and disability services  
 61 20 redesign fiscal viability study committee initially created by  
 61 21 the legislative council in 2012. In addition to monitoring  
 61 22 implementation of the mental health and disability services  
 61 23 redesign and receiving reports from stakeholder groups engaged  
 61 24 in implementation of the redesign, the study committee shall be  
 61 25 directed to propose a permanent approach for state, county, and  
 61 26 regional financing of the redesign and to identify potential  
 61 27 cost savings and service improvements that may be realized by  
 61 28 working with community-based corrections services and other  
 61 29 programs and services that address common needs or populations.

2012 Interim for the 2013 Interim. The Council is asked to direct the study committee to propose a permanent approach for financing the MH/DS redesign.

61 30 CHILDREN'S SERVICES

61 31 Sec. 185. CHILDREN'S SERVICES. The department of human  
 61 32 services shall reconvene the children's services workgroup  
 61 33 initially created by the department of human services pursuant  
 61 34 to 2011 Iowa Acts, chapter 121, section 1, and continued  
 61 35 pursuant to 2012 Iowa Acts, chapter 1120, section 26. The  
 61 36 workgroup shall complete its deliberations to develop a  
 61 37 proposal for publicly funded children's disability services and  
 61 38 make a report with recommendations and findings to the general  
 61 39 assembly on or before November 15, 2013. The workgroup, in  
 61 40 consultation with affected stakeholders, shall consider options  
 61 41 for appropriately consolidating or eliminating state councils  
 61 42 or bodies that oversee, monitor, or provide input into policy  
 61 43 involving publicly funded children's services.

Requires the DHS to reconvene the Children's Services Workgroup first convened during the 2012 interim. The Workgroup is to complete its deliberations to develop a proposal for publicly funded children's disability services. Requires the workgroup to submit a report to the General Assembly by November 15, 2013.

62 1 Sec. 186. EFFECTIVE UPON ENACTMENT. This division of this  
 62 2 Act, being deemed of immediate importance, takes effect upon  
 62 3 enactment.

Provides that this Division is effective on enactment.

62 4 DIVISION XXVII  
 62 5 DATA AND STATISTICAL INFORMATION AND OUTCOME AND PERFORMANCE  
 62 6 MEASURES

62 7 Sec. 187. Section 225C.4, subsection 1, paragraph j, Code  
 62 8 2013, is amended to read as follows:  
 62 9 j. Establish and maintain a data collection and management  
 62 10 information system oriented to the needs of patients,  
 62 11 providers, the department, and other programs or facilities in  
 62 12 accordance with section 225C.6A. The system shall be used to  
 62 13 identify, collect, and analyze service outcome and performance  
 62 14 measures data in order to assess the effects of the services on  
 62 15 the persons utilizing the services. The administrator shall  
 62 16 annually submit to the commission information collected by the  
 62 17 department indicating the changes and trends in the disability

CODE: Amends the duties of the DHS MH/DS Division Administrator relating to data and performance measures.

62 18 services system. The administrator shall make the outcome data  
 62 19 available to the public.

62 20 Sec. 188. Section 225C.6A, Code 2013, is amended to read as  
 62 21 follows:  
 62 22 225C.6A DISABILITY SERVICES SYSTEM ~~REDESIGN~~ CENTRAL DATA  
 62 23 REPOSITORY .

62 24 1. The ~~commission~~ department shall do the following  
 62 25 relating to ~~redesign~~ of data concerning the disability services  
 62 26 system in the state:

62 27 ~~—1. Identify sources of revenue to support statewide~~  
 62 28 ~~delivery of core disability services to eligible disability~~  
 62 29 ~~populations.~~

62 30 ~~—2. Ensure there is a continuous improvement process for~~  
 62 31 ~~development and maintenance of the disability services system~~  
 62 32 ~~for adults and children. The process shall include but is not~~  
 62 33 ~~limited to data collection and reporting provisions.~~

62 34 ~~—3. a. Plan, collect, and analyze data as necessary to~~  
 62 35 ~~issue cost estimates for serving additional populations and~~  
 62 36 ~~providing core disability services statewide. The department~~  
 62 37 ~~shall maintain compliance with applicable federal and state~~  
 62 38 ~~privacy laws to ensure the confidentiality and integrity of~~  
 62 39 ~~individually identifiable disability services data. The~~  
 62 40 ~~department shall regularly~~ may periodically ~~assess the status~~  
 62 41 ~~of the compliance in order to assure that data security is~~  
 62 42 ~~protected.~~

62 43 ~~b. In implementing~~ Implement a system central data  
 63 1 repository ~~under this subsection~~ section ~~for collecting and~~  
 63 2 ~~analyzing state, county and region, and private contractor~~  
 63 3 ~~data; the.~~ The department shall establish a client identifier  
 63 4 for the individuals receiving services. The client identifier  
 63 5 shall be used in lieu of the individual's name or social  
 63 6 security number. The client identifier shall consist of the  
 63 7 last four digits of an individual's social security number,  
 63 8 the first three letters of the individual's last name, the  
 63 9 individual's date of birth, and the individual's gender in an  
 63 10 order determined by the department.

63 11 c. Consult on an ongoing basis with regional administrators,  
 63 12 service providers, and other stakeholders in implementing the  
 63 13 central data repository and operations of the repository. The  
 63 14 consultation shall focus on minimizing the state and local  
 63 15 costs associated with operating the repository.

63 16 d. Engage with other state and local government and  
 63 17 nongovernmental entities operating the Iowa health information  
 63 18 network under chapter 135 and other data systems that maintain  
 63 19 information relating to individuals with information in the  
 63 20 central data repository in order to integrate data concerning  
 63 21 individuals.

CODE: Makes changes relating to Disability Services System Redesign, to delineate requirements pertaining to MH/DS State collection and management information systems and outcome and performance data.

63 22 ~~—e. 2. A county or region shall not be required to utilize a~~  
63 23 ~~uniform data operational or transactional system. However, the~~  
63 24 ~~system utilized shall have the capacity to exchange information~~  
63 25 ~~with the department, counties and regions, contractors, and~~  
63 26 ~~others involved with services to persons with a disability~~  
63 27 ~~who have authorized access to the central data repository.~~  
63 28 ~~The information exchanged shall be labeled consistently~~  
63 29 ~~and share the same definitions. Each county regional~~  
63 30 ~~administrator shall regularly report to the department annually~~  
63 31 ~~on or before December 1, for the preceding fiscal year the~~  
63 32 ~~following information for each individual served: demographic~~  
63 33 ~~information, expenditure data, and data concerning the services~~  
63 34 ~~and other support provided to each individual, as specified~~  
63 35 ~~in administrative rule adopted by the commission by the~~  
63 36 ~~department.~~

63 37 ~~—4. Work with county representatives and other qualified~~  
63 38 ~~persons to develop an implementation plan for replacing the~~  
63 39 ~~county of legal settlement approach to determining service~~  
63 40 ~~system funding responsibilities with an approach based upon~~  
63 41 ~~residency. The plan shall address a statewide standard for~~  
63 42 ~~proof of residency, outline a plan for establishing a data~~  
63 43 ~~system for identifying residency of eligible individuals,~~  
64 1 ~~address residency issues for individuals who began residing in~~  
64 2 ~~a county due to a court order or criminal sentence or to obtain~~  
64 3 ~~services in that county, recommend an approach for contesting~~  
64 4 ~~a residency determination, and address other implementation~~  
64 5 ~~issues.~~

64 6 ~~3. The outcome and performance measures applied to the~~  
64 7 ~~regional service system shall utilize measurement domains.~~  
64 8 ~~The department may identify other measurement domains in~~  
64 9 ~~consultation with system stakeholders to be utilized in~~  
64 10 ~~addition to the following initial set of measurement domains:~~

64 11 ~~a. Access to services.~~  
64 12 ~~b. Life in the community.~~  
64 13 ~~c. Person-centeredness.~~  
64 14 ~~d. Health and wellness.~~  
64 15 ~~e. Quality of life and safety.~~  
64 16 ~~f. Family and natural supports.~~

64 17 ~~4. a. The processes used for collecting outcome and~~  
64 18 ~~performance measures data shall include but are not limited~~  
64 19 ~~to direct surveys of the individuals and families receiving~~  
64 20 ~~services and the providers of the services. The department~~  
64 21 ~~shall involve a workgroup of persons who are knowledgeable~~  
64 22 ~~about both the regional service system and survey techniques~~  
64 23 ~~to implement and maintain the processes. The workgroup shall~~  
64 24 ~~conduct an ongoing evaluation for the purpose of eliminating~~  
64 25 ~~the collection of information that is not utilized. The~~  
64 26 ~~surveys shall be conducted with a conflict-free approach in~~

64 27 which someone other than a provider of services surveys an  
64 28 individual receiving the services.  
64 29 b. The outcome and performance measures data shall encompass  
64 30 and provide a means to evaluate both the regional services and  
64 31 the services funded by the medical assistance program provided  
64 32 to the same service populations.  
64 33 c. The department shall develop and implement an  
64 34 internet-based approach with graphical display of information  
64 35 to provide outcome and performance measures data to the public  
64 36 and those engaged with the regional service system.  
64 37 d. The department shall include any significant costs for  
64 38 collecting and interpreting outcome and performance measures  
64 39 and other data in the department's operating budget.

64 40 Sec. 189. REPEAL. The amendment to section 225C.4,  
64 41 subsection 1, paragraph j, in 2012 Iowa Acts, chapter 1120,  
64 42 section 2, is repealed.

CODE: Conforming change. Repeals Iowa Code sections that are rewritten in this Bill.

64 43 Sec. 190. REPEAL. The amendments to section 225C.6A,  
65 1 in 2012 Iowa Acts, chapter 1120, sections 6, 7, and 95, are  
65 2 repealed.

CODE: Conforming change. Repeals Iowa Code sections that are rewritten in this Bill.

# SF 452 - Standing Appropriations Bill

## General Fund

	FY 2014			FY 2015		
	SF 452			SF 452		
	Current Law (1)	Final Action (2)	Total (3)	Current Law (4)	Final Action (5)	Total (6)
<b><u>Administrative Services, Dept. of</u></b>						
Federal Cash Management - Standing	\$ 356,587	\$ 0	\$ 356,587	\$ 356,587	\$ 0	\$ 356,587
Unemployment Compensation - Standing	440,371	0	440,371	440,371	0	440,371
<b>Total Administrative Services, Dept. of</b>	<b>\$ 796,958</b>	<b>\$ 0</b>	<b>\$ 796,958</b>	<b>\$ 796,958</b>	<b>\$ 0</b>	<b>\$ 796,958</b>
<b><u>College Student Aid</u></b>						
Iowa Tuition Grants	\$ 0	\$ 500,000	\$ 500,000	\$ 0	\$ 0	\$ 0
<b><u>Corrections, Dept. of</u></b>						
State Cases Court Costs	\$ 59,733	\$ 0	\$ 59,733	\$ 59,733	\$ 0	\$ 59,733
<b><u>Cultural Affairs, Dept. of</u></b>						
County Endowment Funding - DCA Grants	\$ 520,000	\$ -103,298	\$ 416,702	\$ 520,000	\$ -311,649	\$ 208,351
<b><u>Economic Development Authority</u></b>						
Tourism Marketing - Adjusted Gross Receipts	\$ 1,164,000	\$ 0	\$ 1,164,000	\$ 1,164,000	\$ -582,000	\$ 582,000
<b><u>Education, Dept. of</u></b>						
Child Development	\$ 12,606,190	\$ 0	\$ 12,606,190	\$ 12,606,190	\$ 0	\$ 12,606,190
Instructional Support	14,800,000	-14,800,000	0	14,800,000	-14,800,000	0
Nonpublic School Transportation	9,660,931	-1,100,000	8,560,931	9,660,931	-1,100,000	8,560,931
Sac Fox Settlement Education	100,000	0	100,000	100,000	0	100,000
State Foundation School Aid (Baseline) <sup>1</sup>	2,653,800,000	0	2,653,800,000	2,653,800,000	0	2,653,800,000
AEA School Aid Reduction	0	-15,000,000	-15,000,000	0	0	0
State Aid English Lang. Learners	0	0	0	0	5,100,000	5,100,000
<b>Total Education, Dept. of</b>	<b>\$ 2,690,967,121</b>	<b>\$ -30,900,000</b>	<b>\$ 2,660,067,121</b>	<b>\$ 2,690,967,121</b>	<b>\$ -10,800,000</b>	<b>\$ 2,680,167,121</b>
<b><u>Executive Council</u></b>						
Court Costs	\$ 59,772	\$ 0	\$ 59,772	\$ 59,772	\$ 0	\$ 59,772
Public Improvements	39,848	0	39,848	39,848	0	39,848
Drainage Assessment	20,227	0	20,227	20,227	0	20,227
<b>Total Executive Council</b>	<b>\$ 119,847</b>	<b>\$ 0</b>	<b>\$ 119,847</b>	<b>\$ 119,847</b>	<b>\$ 0</b>	<b>\$ 119,847</b>
<b><u>Legislative Branch</u></b>						
Legislative Branch	\$ 37,000,000	\$ -3,000,000	\$ 34,000,000	\$ 37,000,000	\$ 0	\$ 37,000,000
<b><u>Governor</u></b>						
Interstate Extradition	\$ 3,032	\$ 0	\$ 3,032	\$ 3,032	\$ 0	\$ 3,032
<b><u>Public Health, Dept. of</u></b>						
Congenital & Inherited Disorders Registry	\$ 232,500	\$ 0	\$ 232,500	\$ 232,500	\$ 0	\$ 232,500

# SF 452 - Standing Appropriations Bill

## General Fund

	FY 2014			FY 2015		
	SF 452			SF 452		
	Current Law (1)	Final Action (2)	Total (3)	Current Law (4)	Final Action (5)	Total (6)
<b><u>Human Services, Dept. of</u></b>						
Commission of Inquiry	\$ 1,394	\$ 0	\$ 1,394	\$ 1,394	\$ 0	\$ 1,394
Nonresident Transfers	67	0	67	67	0	67
Nonresident Commitment Mental Illness	142,802	0	142,802	142,802	0	142,802
Mental Health Equalization	0	29,820,478	29,820,478	0	0	0
Child Abuse Prevention	232,500	0	232,500	232,500	0	232,500
<b>Total Human Services, Dept. of</b>	<b>\$ 376,763</b>	<b>\$ 29,820,478</b>	<b>\$ 30,197,241</b>	<b>\$ 376,763</b>	<b>\$ 0</b>	<b>\$ 376,763</b>
<b><u>Judicial Branch</u></b>						
Salary Adjustment	\$ 0	\$ 850,000	\$ 850,000	\$ 0	\$ 0	\$ 0
<b><u>Management, Dept. of</u></b>						
Special Olympics Fund	\$ 50,000	\$ 50,000	\$ 100,000	\$ 50,000	\$ 50,000	\$ 100,000
Appeal Board Claims	7,086,307	-4,086,307	3,000,000	7,086,307	0	7,086,307
Technology Reinvestment Fund <sup>1</sup>	17,500,000	0	17,500,000	17,500,000	0	17,500,000
<b>Total Management, Dept. of</b>	<b>\$ 24,636,307</b>	<b>\$ -4,036,307</b>	<b>\$ 20,600,000</b>	<b>\$ 24,636,307</b>	<b>\$ 50,000</b>	<b>\$ 24,686,307</b>
<b><u>Natural Resources, Dept. of</u></b>						
REAP GF Standing <sup>1</sup>	\$ 20,000,000	\$ 0	\$ 20,000,000	\$ 20,000,000	\$ 0	\$ 20,000,000
<b><u>Public Defense, Dept. of</u></b>						
Compensation and Expense	\$ 344,644	\$ 0	\$ 344,644	\$ 344,644	\$ 0	\$ 344,644
<b><u>Public Information Board</u></b>						
Public Information Board	\$ 0	\$ 75,000	\$ 75,000	\$ 0	\$ 0	\$ 0
<b><u>Public Safety, Department of</u></b>						
POR Unfunded Liabilities <sup>1</sup>	\$ 5,000,000	\$ 0	\$ 5,000,000	\$ 5,000,000	\$ 0	\$ 5,000,000
<b><u>Revenue, Dept. of</u></b>						
Ag Land Tax Credit - GF	\$ 39,100,000	\$ 0	\$ 39,100,000	\$ 39,100,000	\$ 0	\$ 39,100,000
Homestead Tax Credit Aid - GF	138,000,000	0	138,000,000	139,000,000	0	139,000,000
Elderly & Disabled Tax Credit - GF	27,200,000	0	27,200,000	28,700,000	0	28,700,000
Printing Cigarette Stamps	124,652	0	124,652	562,500	0	562,500
Military Service Tax Refunds	2,400,000	0	2,400,000	2,400,000	0	2,400,000
Tobacco Reporting Requirements	25,000	-6,584	18,416	25,000	-15,792	9,208
<b>Total Revenue, Dept. of</b>	<b>\$ 206,849,652</b>	<b>\$ -6,584</b>	<b>\$ 206,843,068</b>	<b>\$ 209,787,500</b>	<b>\$ -15,792</b>	<b>\$ 209,771,708</b>
<b><u>Transportation, Dept. of</u></b>						
Street Construction Fund	\$ 0	\$ 135,000	\$ 135,000	\$ 0	\$ 0	\$ 0
<b>Total Unassigned Standings</b>	<b>\$ 2,988,070,557</b>	<b>\$ -6,665,711</b>	<b>\$ 2,981,404,846</b>	<b>\$ 2,991,008,405</b>	<b>\$ -11,659,441</b>	<b>\$ 2,979,348,964</b>

<sup>1</sup> The standing appropriations for State Aid to Schools, the Resource Enhancement and Protection (REAP) Fund, the Technology Reinvestment Fund, and the Peace Office Retirement System have been adjusted in other legislation. Those adjustments are not reflected in this report.

## Health and Human Services

### Other Funds

	Estimated FY 2013	Supp-Final Act. FY 2013	Est Net FY 2013
	(1)	(2)	(3)
<b><u>Human Services, Dept. of</u></b>			
<b>Assistance</b>			
Care Coordination - ICA	\$1,500,000	\$1,000,000	\$2,500,000
<b>Total Human Services, Dept. of</b>	<b>\$1,500,000</b>	<b>\$1,000,000</b>	<b>\$2,500,000</b>
<b><u>Regents, Board of</u></b>			
<b>Regents, Board of</b>			
UI - UIHC IowaCares Expansion Pop - ICA	\$45,654,133	\$6,915,066	\$52,569,199
UI - UIHC IowaCares Physicians - ICA	16,277,753	3,528,612	19,806,365
<b>Total Regents, Board of</b>	<b>\$61,931,886</b>	<b>\$10,443,678</b>	<b>\$72,375,564</b>
<b>Total Health and Human Services</b>	<b>\$63,431,886</b>	<b>\$11,443,678</b>	<b>\$74,875,564</b>

# Administration and Regulation

## FTE Positions

	Final Action FY 2014	Final Act Yr2 FY 2015
	(1)	(2)
<u>Governor</u>		
Governor's Office		
Governor's Office FTE Increase	3.00	3.00
<b>Total Governor</b>	<b>3.00</b>	<b>3.00</b>
<u>Management, Dept. of</u>		
Management, Dept. of		
DOM FTE Increase	1.00	1.00
<b>Total Management, Dept. of</b>	<b>1.00</b>	<b>1.00</b>
<b>Total Administration and Regulation</b>	<b>4.00</b>	<b>4.00</b>