



## LEGISLATION WITH IMMEDIATE EFFECTIVE DATES AND RETROACTIVE APPLICABILITY PROVISIONS

81st Iowa General Assembly, 2006 Session

This listing contains legislation passed by the 2006 Regular Session of the Iowa General Assembly that has an effective date prior to July 1, 2006, a retroactive applicability date, or a contingent date. This listing is published by the Legislative Services Agency-Legal Services Division. Contact the Agency at 515-281-3566 if you have questions or comments regarding this listing.

Instructions: The House Files and Senate Files are organized by subject area. If you are accessing this document on the Internet you can access the text of each bill by clicking on the HF or SF number following the title.

To access the effective date information for a House File or Senate File, click on this link, [2006 Code Sections Amended](#). Click on the third column heading titled BILL # to sort the chart by bill number. The bills are arranged by bill number with House Files preceding Senate Files. Scroll to the bill number of your interest and then view the effective or retroactive applicability dates in the right-hand column titled EFFECTIVE. A key to the abbreviations used in this EFFECTIVE column is located above the chart. (See also [2006 Acts Amended](#), for effective date information for noncodified legislation.)

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### AGRICULTURE

Relates to financial transactions associated with agricultural production, by providing for tax credits and tax exemptions, and including effective and retroactive and other applicability dates. [SF 2268](#)

Relates to open feedlot operations, by providing for nutrient management plans, stockpiling of solids, and operating permits, and providing an effective date and retroactive applicability. [SF 2369](#)

Relates to the conversion of cooperative associations and provides an effective date. [SF 2378](#)

### APPROPRIATIONS

Relates to increasing the standing amount required to be appropriated, reverted, or transferred to the credit of the Senior Living Trust Fund and including effective and retroactive applicability date provisions. [HF 2002](#)

Revising and making appropriations involving veterans programs for the fiscal year beginning July 1, 2005, and providing an effective date. [HF 2080](#) (See [2006 Acts Amended](#), Year 2005)

Relates to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date. [HF 2521](#) (See [2006 Acts Amended](#), Year 2005)

Relates to the funding of, the operation of, and appropriation of moneys to the College Student Aid Commission, the Department for the Blind, the Department of Cultural Affairs, the Department of Education, and the State Board of Regents and including effective and retroactive applicability dates. [HF 2527](#)

Relates to appropriations to the Department of Human Services, the Department of Elder Affairs, the Iowa Department of Public Health, the Department of Veterans Affairs and the Iowa Veterans Home, the Department of Human Rights, and the Department of Inspections and Appeals, providing for fee increases, and including other related provisions and appropriations, and including effective, applicability, and retroactive applicability date provisions. [HF 2734](#)

Relates to appropriations from the Healthy Iowans Tobacco Trust and the Tobacco Settlement Trust Fund, including an appropriation for the Iowa Chronic Care Consortium, and providing an effective date. [HF 2743](#) (See [2006 Acts Amended](#), Year 2005)

Relates to renewable fuel, by providing for the appropriation of moneys to support renewable fuel infrastructure, providing for tax credits, and providing contingent and other effective dates. [HF 2759](#)

Relates to appropriations to state departments and agencies from the Rebuild Iowa Infrastructure Fund, Environment First Fund, Tobacco Settlement Trust Fund, Vertical Infrastructure Fund, the Endowment for Iowa's Health Restricted Capitals Fund, the Technology Reinvestment Fund, the Endowment for Iowa's Health Account, the Public Transit Infrastructure Grant Fund, the Iowa Great Places Program Fund, and related matters and providing immediate, retroactive, and future effective dates. [HF 2782](#)

Relates to government operations and finances, including the funding of, operation of, and appropriation of moneys to the Department of Education, the Department of Management, the Department of Veterans Affairs, and the State Board of Regents, providing for participation in an instructional support program by school districts, relating to education standards and services by providing for a statewide core curriculum and standards study, providing for adjusted additional property tax levy aid for school districts, allocating and restricting utilization of local option sales and services tax moneys under specified circumstances, providing for an equity in property taxation interim study, making an appropriation, providing for an increase in the number of years for which supplementary weighting for limited English proficient students may be obtained, and providing effective and applicability dates. [HF 2792](#)

Relates to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, reducing, and transferring appropriations, providing for salaries and compensation of state employees, providing for fees and penalties, providing tax exemptions, and providing for properly related matters, including provisions related to food inspections and Watershed Improvement Review Board, and including effective and retroactive applicability date provisions. [HF 2797](#)

Relates to the Honey Creek Premier Destination Park Bond Program and providing an effective date. [SF 2056](#)

Relates to financial and regulatory matters by making and revising appropriations for the fiscal year beginning July 1, 2005, including provisions affecting the Executive Council and wind energy conversion, and providing an effective date. [SF 2273](#)

#### **CIVIL LAW, PROCEDURE & COURT ADMINISTRATION**

Relates to the use of a peace officer of the Department of Public Safety in an industrial dispute and providing an effective date. [HF 2337](#)

## **CRIMINAL LAW, PROCEDURE & CORRECTIONS**

Relates to committing disorderly conduct near a funeral, memorial service, funeral procession, or burial, providing penalties, and providing an effective date. [HF 2365](#)

## **ECONOMIC DEVELOPMENT**

Relates to appropriations to the Department of Economic Development, certain Board of Regents institutions, including that for the small business development centers, the Department of Workforce Development, the Iowa Finance Authority, and the Public Employment Relations Board, and related matters, and providing effective and retroactive applicability dates. [HF 2459](#)

Relates to the requirement of location as an eligibility criterion for businesses under the Enterprise Zone Program and providing an effective date. [SF 2147](#)

Relates to the certification of enterprise zones and incentives and assistance under the Enterprise Zone Program and including effective date and retroactive applicability provisions. [SF 2183](#)

## **EDUCATION**

Relates to the duties and operations of the State Board of Education, the Department of Education, the Board of Educational Examiners, and local school boards, including charter schools. [SF 2272](#)

## **ELECTIONS, ETHICS & CAMPAIGN FINANCE**

Relates to election requirements for entrances to certain polling places, arrangement of names on the ballot for nonpartisan offices, voter's declaration of eligibility, and election registers, and including effective and applicability date provisions. [HF 2050](#)

Relates to maintenance of a voter registration system separate from the state voter registration system, counties' duties, and providing an effective date. [HF 2051](#)

Relates to the jurisdiction of the ethics and campaign disclosure board and including effective date and retroactive applicability provisions and subjecting violators to remedies and penalties. [HF 2512](#)

## **GAMING**

Prohibits monitor vending machines and provides an excise tax and an effective date. [SF 2330](#)

## **HEALTH & SAFETY**

Relates to medical assistance provider payment adjustments, provides for transfer, appropriation, and deposit of funds, provides an effective date, and provides for retroactive applicability. [HF 2347](#)

Relates to the retention of fees by licensing boards, and the bureau of radiological health, under the purview of the Iowa Department of Public Health, providing for the nontransferability of specified fees, and providing effective dates. [HF 2748](#)

Relates to the establishment of a Nutrition and Physical Activity Community Obesity Prevention Grant Program, and provides an effective date contingent on funding received by the Department of Public Health. [SF 2124](#)

## **HUMAN SERVICES**

Relates to the allowed growth factor adjustment funding for county mental health, mental retardation, and developmental disabilities services funds and including effective date and retroactive applicability provisions. [HF 2330](#)

Relates to child support, including processing and disbursement of support payments, modification of support based upon permanency orders of the juvenile court, income withholding and information

sharing under the child support recovery program, nonsupport of a child or ward, providing for and making criminal penalties applicable, providing penalties, and providing for applicability and retroactive applicability. [HF 2332](#)

Relates to Department of Human Services' technical requirements involving Individual Development Accounts, Family Investment Program limited benefit plans, paternity establishment definitions, and the State Child Care Assistance Program, and including effective date and retroactive applicability provisions. [HF 2644](#)

Relates to payment of attorney fees in termination of parental rights proceedings, providing an effective date, and providing for retroactive applicability. [HF 2672](#)

Relates to persons with mental illness, mental retardation, developmental disabilities, or brain injury by addressing purposes and quality standards for services and other support available for such persons, establishing basic financial eligibility standards, addressing state and county financial responsibility for the cost of the services and other support, changing the name of a departmental division, providing for an increase in the reimbursement of certain service providers, and providing effective and applicability dates. [HF 2780](#)

Relates to health and human services programs and procedures involving compliance with privacy laws applicable to mental health, mental retardation, developmental disabilities, and brain injury services data, medical assistance program eligibility, creation of an electronic health records system task force, foster parent training, young adults transitioning from foster care, family support subsidy, and persons with a developmental disability or other special need and the persons' families, and involuntary hospitalization proceedings. [SF 2217](#)

## **LABOR & EMPLOYMENT**

Relates to direct deposit of wages and creating an exception to the payday information employers are required to provide each employee under the Iowa wage payment collection law and providing for retroactive applicability. [HF 2508](#)

## **LOCAL GOVERNMENT**

Relates to government authority, including eminent domain authority and condemnation procedures, and other properly related matters, and including effective and applicability provisions. [HF 2351](#)

Relates to motor vehicles and the powers and duties of the county treasurer in relation to motor vehicles and property taxation and including effective and applicability date provisions. [HF 2654](#)

## **PUBLIC DEFENSE-VETERANS**

Concerns the Veterans Trust Fund by providing for the minimum balance necessary in order to expend funds from the Veterans Trust Fund, providing an individual income tax checkoff for the fund, and providing for an annual report concerning the fund, and including a retroactive applicability provision. [HF 2708](#)

Relates to eligibility for the military service property tax credit and exemption and including effective and applicability date provisions. [HF 2751](#)

Relates to grants for veterans seriously injured in a combat zone, providing income tax exclusions, and including an effective date and retroactive applicability provision.  
[SF 2312](#)

## **STATE GOVERNMENT**

A joint resolution nullifying administrative rules relating to the mandatory reporting of certain acts or omissions by persons licensed by the Iowa Board of Dental Examiners and providing an effective date. [HJR 2006](#) (See [2006 Acts Amended](#), Iowa Administrative Code Amended)

Relates to the establishment of an information program for drug prescribing and dispensing, providing penalties, and providing an effective date. [HF 722](#)

Relates to the Iowa Public Employees' Retirement System and the statewide fire and police retirement system, contributions paid to a member or beneficiary, and providing an effective and retroactive applicability date. [HF 2245](#)

Relates to nonsubstantive code corrections and including effective and retroactive applicability date provisions. [HF 2543](#)

Establishes a deferred retirement option plan for members of the statewide fire and police retirement system and making implementation of the plan contingent upon a favorable ruling by the Internal Revenue Service. [HF 2712](#)

Changes the bid threshold requirement for certain public improvement contracts and providing for an effective date. [HF 2713](#)

Relates to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, including corrective provisions relating to environmental covenants, and including effective and retroactive applicability date provisions. [SF 2253](#)

Relates to manufactured or mobile home regulation, and including fee, penalty, and effective date provisions. [SF 2394](#)

## **TAXATION**

Provides an exemption from and a refund of sales and use taxes on materials and services used in the construction of a building or addition to a building to be used as a collaborative educational facility, and refund of sales and use tax for persons having a renewable energy tax credit, and including effective and applicability date provisions.

[HF 864](#)

Updates the code references to the Internal Revenue Code and including retroactive applicability and effective date provisions. [HF 2461](#)

Relates to the determination of the holding period for purposes of certain capital gains under the individual income tax and including effective and retroactive applicability date provisions. [HF 2465](#)

Relates to renewable fuel and energy, providing incentives for infrastructure used to store and dispense renewable fuel, providing for income tax credits, providing for penalties, and providing effective and applicability dates, including retroactive applicability. [HF 2754](#)

Relates to the policy and technical administration of the tax and related laws by the Department of Revenue, including administration of and tax exemptions under the income, sales, use, local option sales, and property taxes, updating the streamlined sales and use tax, and including effective and retroactive applicability date provisions.

[HF 2794](#)

Relates to the assessment for property taxation purposes of machinery, equipment, and fixtures used at concrete mixing facilities and hot mix asphalt facilities and including effective date and retroactive applicability date provisions. [SF 2391](#)

Relates to renewable energy including the renewable energy tax credit and the wind energy production tax credit and including effective dates. [SF 2399](#)

Allows individual income tax credits for contributions made to certain school tuition organizations and including effective and retroactive applicability date provisions.  
[SF 2409](#)

## **TRANSPORTATION**

Relates to policies and duties of the State Department of Transportation, including placement of official signs on primary highways, inspection of bridges, administrative duties, motor vehicle registration and titling, driver licensing, licensing and regulation of vehicle-related businesses, vehicle braking requirements, vehicle length restrictions, proof of financial responsibility requirements, motorized bicycles, annual motor vehicle fee, licensing fees, and persons with disabilities parking permits, and including effective dates. [HF 2525](#)